**MINUTES OF CLAREMORRIS SWINFORD MUNICIPAL DISTRICT MEETING**

**HELD AT**

**THE CULTURAL CENTRE, STATION ROAD, SWINFORD**

**ON WEDNESDAY 4th NOVEMBER, 2020 AT 2.00PM**

***PRESENT:*** Cllr. Gerry Murray ( Cathaoirleach)

Cllr. Michael Burke,

Cllr. John Caulfield

Cllr. Tom Connolly

Cllr. John Cribbin

Cllr. Neil Cruise

Cllr. Richard Finn

Cllr. Patsy O’Brien

Cllr. Damien Ryan

Cllr.Michael Smyth

***OFFICIALS PRESENT*:** Mr. J. Magee, A/Director of Services

Mr. P. Flanagan, Head of Municipal District

Mr. C. Harley, Senior Executive Engineer

Mr. K. Grealy, Administrative Officer

Mr. S. Shevlin, Head of Housing

Mr. A. Dilucia Senior Executive Planner

Mr. K. Keegan, Senior Executive Architect

***Item 1 To Confirm Minutes of Claremorris/Swinford Municipal District Meeting held on Wednesday 7TH October, 2020***

***It was Proposed by: Cllr. R. Finn***

***Seconded by: Cllr. J. Cribbin***

***And Resolved:***

“That Minutes of Claremorris-Swinford Municipal District Meeting held on Wednesday 7th October, 2020 be Adopted”.

***Item 2******To Consider Amending Standing Orders / Online Meetings***.

The Members noted that the Civil Law and Criminal Law (Miscellaneous Provisions) Act 2020 (Section 29)

( Local Authorities) (Designation) Order 2020 (S.I. No 445 of 2020) was given effect by the Minister for Housing, Local Government and Heritage, Mr. Darragh O’Brien, T.D,on 20 October 2020.

This will allow for meetings to be held remotely by local authorities. Any decision made or vote taken or other act done at such a meeting shall be as good an effectual as a decision made or vote taken or other act done by the members concerned would have been if such a meeting had been held in person.

Mr. P. Flanagan, Meetings Administrator, outlined details of existing Standing Orders and explained that it is a matter for the Members of each elected council to decide if they wish to hold remote meetings and, if so, how they will go about doing so.

Following discussion, it was

***Proposed By Cllr. M. Smyth***

***Seconded By Cllr. J. Cribbin***

***And Resolved:***

***“***That the Claremorris-Swinford Municipal District Standing Orders be amended at Section 3, to make provision that the Meetings Administrator and the Cathaoirleach, can arrange online Municipal District Meetings.

***Item 3 To consider Municipal District Draft Budgetary Plan 2021***

Mr. John Magee A/D.O.S. outlined details of the Municipal District Draft Budgetary Plan 2021. During discussion Mr. Magee replied to various queries raised by the Members. The Members outlined that in considering a Municipal District Budgetary Plan 2021 -

*Central Government must provide assistance to Local Authorities*

*The General Municipal Allocation (G.M.A.) will at a minimum have to be at least those allocated in the current year (2020).*

*The Local Property Tax (L.P.T.) was increased in Mayo this year on the understanding of increased Local Service Delivery*

*That Workshops need to be arranged to discuss and consider this matter further*

*That the Chief Executive (C.E.) of the Local Authority be requested to attend these workshops.*

In this context the proposed Municipal District Draft Budgetary Plan 2021 was considered inadequate and rejected by the Members.

***Item 4*** **To consider Report in accordance with Section 179 of the Planning Act 2000, as amended, and Part 8 of the Local Government (Planning and Development) Regulations 2001 – 2020 as amended, in respect of proposed development, particulars of which are set out hereunder:-**

**Schedule**

|  |  |
| --- | --- |
| ***Location*** | ***Nature and Extent of Development*** |
| Cloonkeadagh Road  Kiltimagh,  Co. Mayo. | The construction of 21 No Dwellings, all associated site development works including access road, footways, site boundaries, open space, drainage, landscaping, associated earthworks, public lighting, utilities and services connections, diversions of services and ancillary works.  The mix of dwellings includes 8 x 2-bed units, 7 x 3 – bed units and  6 x 2 – bed apartments. All Dwellings will be provided with private external space (gardens or terraces and balconies), and there will be a mix of in-curtilage and off-street parking. |

Following discussion it was

***Proposed By Cllr. M. Smyth***

***Seconded By Cllr. J. Caulfield***

***And Resolved:***

“That Report in accordance with Section 179 of the Planning Act 2000, as amended, and Part 8 of the Local Government (Planning and Development) Regulations 2001 – 2020 as amended, in respect of proposed development, particulars of which are set out hereunder:-

***SCHEDULE***

|  |  |
| --- | --- |
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Be Approved subject to the following conditions:-

1. *That Mayo County Council (“the Council”) will initiate an investigation/complaint of/against Irish Water (“the Investigation”) as a licence holder under the Waste Water Discharge (Authorisation) Regulations 2007 (“The Regulations”) through the Environmental Protection Agency (“the EPA”), the Health Service Executive of any other statutory body with responsibility for licence holders under the Regulations, in respect of any excess stormwater or sewerage flooding issues identified in the area on and adjacent to the proposed site and that the Council will use best endeavours to facilitate and support Irish Water in rectifying the issues identified following the investigation (“the issues”) . The issues identified by the Investigation must be rectified to the satisfaction of the EPA before any house is in the development is made available for allocation*.

*2* *That Mayo County Council (“the Council”) will make an application to Irish Water for the provision of* *stormwater and sewage infrastructure (“the infrastructure”) along the four adjacent houses on the Clonkedagh Road, Kiltimagh and thereafter install the infrastructure for the benefit of the site and houses adjacent to the site. The Council will facilitate applications from the residents on the Cloonkedagh Road to access the infrastructure.*

*3 That Mayo County Council (“the Council”) will engage with the landowner on the Northern Western Boundary of the site seeking to improve the site lines at the entrance onto the Cloonkeadagh Road*

***It was Proposed By Cllr. N. Cruise***

***Seconded By Cllr. P.O’Brien***

“That this item would not be considered or approved, and that no works are to take place on site until such time as Irish Water have dealt with all the issues raised by the Members in respect of this Development”

Cllr. Smyth’s proposal was then to put to a vote which results as follows:-

***For the Proposal***  ***Against the Proposal***

*Cllr. J. Caulfield Cllr. T. Connolly*

*Cllr. J. Cribbin Cllr. N. Cruise*

*Cllr R. Finn Cllr. P. O’Brien*

*Cllr. G. Murray*

*Cllr. D. Ryan*

*Cllr. M. Smyth \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*

***6******3***

Cllr. M. Burke abstained from the Vote.

As the vote resulted in 6 votes for the proposal, and 3 votes against the proposal, Cllr. Smyth’s proposal was deemed resolved.

Cllr. Cruise wished those involved in the Development well and expressed the hope that all outstanding issues would be resolved.

Cllr. Smyth thanked the Members for supporting his proposal and concurred with Cllr Cruise’s hope that outstanding issues would be resolved.

***Item 5******To consider Report in accordance with Section 179 of the Planning & Development Act 2000, as amended, and Part 8 of the Local Government (Planning & Development) Regulations 2001-2020 regarding the construction of 4 bedroom dwelling, together with proprietary effluent treatment plant, percolation area and ancillary site works at Liskillen, Ballinrobe, Co. Mayo.***

***It was Proposed By Cllr. P.O’Brien***

***Seconded By Cllr. M. Burke***

***And Resolved:***

“ That Report in accordance with Section 179 of the Planning & Development Act 2000, as amended, and Part 8 of the Local Government (Planning & Development) Regulations 2001-2020 regarding the construction of 4 bedroom dwelling, together with proprietary effluent treatment plant, percolation area and ancillary site works at Liskillen, Ballinrobe, Co. Mayo be approved”.

Cllr. D. Ryan requested that the Members be notified when the successful Contractor has been appointed.

***Item 6.******To Approve the Disposal of 0.19 Hectrares at Admiral Brown Road, Foxford, Co. Mayo under a 99 year lease, for the provision of an Alzheimers Day Care Centre, in accordance with Section 183 Notice circulated.***

***It was Proposed By Cllr. N. Cruise***

***Seconded By Cllr. J. Caulfield***

***And Resolved:***

*“*That the Disposal of 0.19 Hectares at Admiral Brown Road, Foxford, Co. Mayo under a 99 year lease for the provision of an Alzheimers Day Care Centre, in accordance with Section 183 Notice circulated be approved”.

Cllr. N. Cruise requested that plans be drawn up and put in place for the remaining lands at this location, specifically in respect of a Health Centre and an Enterprise Centre.

***Item 7 Notice(s) of Motion***

***It was Proposed By Cllr. T. Connolly***

***Seconded By Cllr. R. Finn***

***And Resolved:***

1. *“That Mayo County Council call on the T.I.I. to extend the public lighting from the existing lights at the Dalton Home to the junction at the Racecourse, Claremorris****”***

The Members noted reply from Mr. M. Lyons, SEE to the above Motion

***It was Proposed By Cllr. T. Connolly***

***Seconded By Cllr. R. Finn***

***And Resolved:***

***(b) “****That Mayo County Council call on the T.I.I. when they are laying the overlay on the N60 that they remove the grass margin and provide a walkway for pedestrians to walk safely on the N60”*

The Members noted reply from Mr. M. Lyons, SEE to the above Motion

***It was Proposed By Cllr. D. Ryan***

***Seconded By Cllr. P.O’Brien***

***And Resolved:***

***(c)*** *“That Mayo County Council take immediate steps to rectify a number of serious accident risks along the N84 from Ballinrobe to Shrule namely provision of a footbridge on Kilmaine road, traffic calming in Kilmaine Village and the exit from the GAA pitch and realignment of the section of road just north of Shrule as these problems are on our agenda far too long”*

The Members noted reply from Mr. M. Lyons, SEE to the above Motion

***It was Proposed By Cllr. D. Ryan***

***Seconded By Cllr. P.O’Brien***

***And Resolved:***

***(d)*** *“That Mayo County Council prepare a design on the road from Cong to Clonbur as this was promised when the section from Cross to Cong was under construction”*

Cllr. D. Ryan rejected the reply from Mr. M. Lyons, SEE to the above Motion, as he considered this a priority for the South Mayo Region.

***Cllr. M. Smyth withdrew the Notice of Motion***

***(e)*** *“That Claremorris Swinford MD pays out all 2020 GMA grants in full, without delay to the beneficiaries of those grants. These organisations have not had the opportunity to raise funding for projects due to the COVID-19 pandemic, yet the money is really needed now. In future, applications for GMA in 2020 will require evidence of how the 2020 funding was spent. Evidence of spending will be provided retrospectively and the need to match funding should be removed”.*

***Item 8 Correspondence***

The Members noted correspondence dated 19th October 2020 from Ms. Karen Donovan, OPW (Office of Public Works) in respect of the opening of Galway Sluice Barrage Gates.

The Members requested that a Claremorris/Swinford Municipal District Meeting be held at Ireland West Airport Knock (I.W.A.K) as soon as Covid restrictions would allow for same.

The meeting concluded at 3.40pm