

COMHAIRLE CHONTAE DHUN NA nGALL

Oifig Riarthóir na
gCruinnithe
Aras an Chontae
LEIFEAR

20 Iúil 2004

Beidh an Cruinniu Comhairle Chontae Dhun na nGall ag dul ar aghaidh Dé Luain, 26 Iúil, 2004, ag **2.00 ag Arás an Chontae, Leifear**

DO GACH BHALL DEN CHOMHAIRLE

A Chara

Iarrtar ort bheith i lathair ag an gcruinniu seo den Chomhairle. Ta Clar an Cruinnithe le seo.

Beidh Clar Orduithe an Bhainisteora Contae le feiceal ag an gcruinniu.

Mise, le meas

A. MacSuibhne

Riarthóir Cruinniu (RUNAI CHONTAE)

DONEGAL COUNTY COUNCIL

Office of Meetings Administrator
County House
Lifford

20th July, 2004

NOTICE OF MEETING

A Meeting of Donegal County Council will be held on Monday 26th July, 2004, at 2.00 p.m. in the County House, Lifford.

TO EACH MEMBER OF DONEGAL COUNTY COUNCIL

Dear Councillor

You are summoned to attend this meeting of the Council. The Agenda is attached.

The Register of County Manager's Orders will be available for inspection at the meeting.

Yours sincerely

E. Sweeney

Meetings Administrator (County Secretary)

AGENDA

1. **Confirmation of Minutes**
 - (a) Confirmation of Minutes of Special Meeting of Donegal County Council held on 24th May, 2004.
 - (b) Confirmation of Minutes of Meeting of Donegal County Council held on 31st May, 2004.
 - (c) Confirmation of Minutes of First Annual General Meeting of Donegal County Council held on 25th June, 2004.
 - (d) Confirmation of Minutes of Adjourned First Annual General Meeting of Donegal County Council held on 09th July, 2004.

2. **Section 140 Motion-Material Contravention of County Development Plan 2000 (as varied)**
 - (a) Consideration of planning application by Hugh & Denise McPaul, Maghery, Dungloe for planning permission for erection of dwelling house with septic tank at Maghery, Dungloe, Co. Donegal. Planning reference: 04/2307

 - (b) Consideration of planning application by Muldar Developments Ltd., 70 Lisnagrade Road, Bansbridge, Co. Down for erection of a retirement village consisting of 47no single storey and 7no. two storey dwellings with associated site development works including landscaping and carparking at Kinlough Road, Lennoxs Bridge, Magheracar, Bundoran, Co. Donegal. Planning reference: 04/560

3. **Disposal of Land – Section 211 Planning & Development Act, 2000**
 - (a) Notice under Section 183 of the Local Government Act, 2001 to resolve to dispose of lands by way of lease at Tourist Office, Market Yard, Ballyshannon to Erne Enterprise Development Company Limited.

 - (b) Notice under Section 183 of the Local Government Act, 2001 to resolve to dispose of lands at Assaroe Heights, Ballyshannon to Mr. Christopher Kennedy, 17 West Port, Ballyshannon.

4. **Taking of decision pursuant to Planning & Development Act, 2000 (Part XI), & Planning & Development Regulations, 2001 (Part 8)**
 - (a) To approve the carrying out of works with regard to the proposed Navenny Bridge Widening.
 - (b) To approve the carrying out of works with regard to Specific Instance Cottages
 - (c) To approve modification of previous approval of Part 8 planning proposal ref no. PG03/137 for the erection of 4no. dwellings, to provide 7no. dwellings at Lawne Park, Camp, Ballyshannon.

5. **Planning & Economic Development Programme**
 - (a) To resolve to commence the review of the County Development Plan .
 - (b) To resolve to publish the Draft Castlefin Local Area Plan 2004-2010 for the purposes of public consultation, in accordance with the requirements of the Planning & Development Act, 2000
 - (c) To resolve to publish the Draft Rossnowlagh Local Area Plan 2004-2010 for the purposes of public consultation, in accordance with the requirements of the Planning & Development Act, 2000
 - (d) To resolve to publish the Draft Ballybofey/Stranorlar Local Area Plan 2004-2010 for the purposes of public consultation, in accordance with the requirements of the Planning & Development Act, 2000
 - (e) To consider County Manager's Report together with submissions received in relation to Draft Killea Local Area Plan prepared in accordance with Section 20(3)(c)(1) of the Planning & Development Act, 2000.

6. **Housing Programme**
 - (a) To endorse Action Plan for Social & Affordable Housing 2004-2008
 - (b) Raising of loan of €4,183,380.00 for the development of a Voluntary Housing Project at Milltown, Convoy by North & West Housing (Irl) Ltd, under the Capital Loan and Subsidy Scheme.
 - (c) Raising of loan of €2,658,032.00 for the development of a Voluntary Housing Project at Oldtown, Letterkenny by Respond! Housing Association, under the Capital Loan & Subsidy Scheme.

7. **Financial Programme**
To approve overdraft accommodation requirement for half year ending 31st December, 2004.
8. **Corporate & Procedural Programme**
- (a) To adopt Higher Education Grant Scheme, 2004.
 - (b) To nominate person(s) for ESB/REHAB People of the Year Awards 2003.
 - (c) Election of Members to the following Committees/Bodies
 - Colmcille Heritage Trust
 - County Committee Rural Water Monitoring
 - Cultural Committee
 - Airport Committee
 - Islands Committee
 - Place names Committee
 - Donegal Peace II Taskforce
 - North West Region Cross Border Group Waste Management Committee
9. **Water, Environment & Emergency Services Programme**
- (a) To note commencement of Review of Waste Management Plan
 - (b) Approval to seek tenders for :
 - (i) Two new fire appliances
 - (ii) An extension to the Ballyshannon Leisure Centre to provide additional space for gymnasium facilities.
10. **Roads & Transportation Programme**
Approval to seek tenders for N13 National Pavement Strengthening Contract 2004.
11. **Conferences Home**
- (a) Association of Municipal Authorities of Ireland Annual Conference, to be held at the Listowel Arms Hotel, The Square Listowel, 16th –18th September, 2004

- (b) Newry & Mourne District Council Tourism Conference to be held at the Canal Court Hotel, Newry City, 23rd –24th September, 2004.

12. **Foreign Conferences**

- (c) Confederation of European Councillors (LAMA and NAC) Annual Conference, to be held at the Caleta Hotel, Gibraltar, 14th October-17th October, 2004.

MOTIONS

- (L) Local
(C) County
(O) Other

MILFORD ELECTORAL AREA

Roads & Transportation

13. Clr. L. Blaney
“That Donegal County Council provides a Compulsory Purchase Order to open the right of way to Drumnacraig Beach, Drumnacraig, Fanad” (L)

DONEGAL ELECTORAL AREA

Water, Environment & Emergency Services

14. Clr. B. Byrne
“That this Council prioritise the need for improvements to the Water Service of the areas of Kilcar-Glencolmcille.” (L)
15. Clr. S. McEniff
“That the Council reconsider and make a submission to the Department for separate fire stations for Bundoran and Ballyshannon and withdraw the Finner application.” (L)

Roads & Transportation

16. Clr. T. Pringle
“That Donegal County Council calls on the Department of Communications, Marine and Natural Resources to enter talks with all stakeholders in the fishing industry in Killybegs to ensure that the next fishing season can maximise employment in the south west and ensure that the mackerel quota will be landed in Ireland.”
(L)

STRANORLAR ELECTORAL AREA

Planning & Economic Development

17. Clr. A. Bonner
“That this Council removes St. Patrick’s Church, Donaghmore, RPS 40201001 and St. Ann’s Church, Dromore, Killygordon RPS 40907822, and Convoy Presbyterian Church, RPS 40909874 from the Register of Protected Structures.” (L)

Water, Environment & Emergency Services

18. Clr. J.J. Reid
“That this Council request the Department of Environment to increase grant aid to the people awaiting a water supply where Group Schemes are uneconomical.” (C)

GLENTIES ELECTORAL AREA

Water, Environment & Emergency Services

19. Clr. E. Bonner
“That Donegal County Council organise a daily clean up at bottle banks and rubbish bins at both town streets and beaches especially during the tourist season.” (C)
20. Clr. D. Alcorn
“That Donegal County Council re-examine the situation that people building new homes and laying 4” water mains to their site, should get reimbursed for future connections on the same stretch of 4” piping.” (C)

Roads & Transportation

21. Clr. B. O'Domhnaill
“I am calling on Donegal County to co-operate with Fiontar na Cuinge Teo and the community organisations in the Cloughaneely and Gweedore area in ensuring that public lights ordered/selected can be progressed without further delay.” (L)

Housing

22. Clr. T. Slowey
“That this Council ensure that all housing for old age pensioners, both new and existing, be heated by oil fired or electric heating in addition to the solid fuel presently provided.” (C)

INISHOWEN ELECTORAL AREA

Water, Environment & Emergency Services

23. Clr. D. McGonagle
“That the Council bring more water from Meendoran Lough, Clonmany to Carndonagh, thus solving the hard water situation in Carndonagh and providing the much needed water for their new schemes.” (L)
24. Clr. F. Conaghan
“That the Council discuss the Waste Management Plan and establish what progress has been made regarding same.” (C)

Roads & Transportation

25. Clr. M. McDonald
“That money be set aside in this years Estimates to recognise the unique amenities for the shore fronts of Moville to ensure that they are maintained in a manner that will be pleasing to the local residents and tourists.” (L)

LETTERKENNY ELECTORAL AREA

Planning & Economic Development

26. Clr. D. Larkin
“That this Council amends its Development Plan to put the onus for speed calming, number of houses, signage and road markings on the Developer.” (C)

Water, Environment & Emergency Services

27. Clr. G. Crawford
“That this Council debate the lack of recycling facilities for proper waste in Lifford/St. Johnston, Raphoe/Manorcunningham areas.” (L)

Roads & Transportation

28. Clr. T. McDaid
“That this Council as a matter of urgency put in place traffic calming measures at St. Eunan’s National School, Deelee College and Royal & Prior Comprehensive School, Raphoe.” (L)

QUESTIONS

(L) Local

(C) County

(O) Other

MILFORD ELECTORAL AREA

Water, Environment & Emergency Services

29. Clr. L. Blaney
“Can Donegal County Council provide monies to build a new reservoir at Grainne Hill in Downings?” (L)

Roads & Transportation

30. Clr. L. Blaney
“When does Donegal County Council intend refurbishing the pier at Portsalon, which is presently closed?” (L)

DONEGAL ELECTORAL AREA

Water, Environment & Emergency Services

31. Clr. B. Byrne
“What time scale has this Council for the commencement of the Glencolmcille Sewerage Scheme?” (L)
32. Clr. T. Pringle
“What progress has been made in securing an improved water supply for the Mountcharles area?” (L)
33. Clr. T. Pringle
“Will the new cell at Ballinacarrick landfill be open in time to take waste as the existing cell fills up and what plans have been made to avert a crisis for consumers in the county?” (L)

Roads & Transportation

34. Clr. B. Byrne
“Can the Council confirm that the speed limit on the N56 will be set back to the Texaco Station on the Mountcharles Road at Donegal Town and can they confirm that the speed limit will be reduced to 30mph at the location?” (L)

STRANORLAR ELECTORAL AREA

Roads & Transportation

35. Clr. A. Bonner
“Will this Council arrange to have a crash barrier and proper signage erected on the dangerous bend at Meencargagh School, at

the bottom of McGoary's brae, after the recent tragic loss of life at this spot?" (L)

36. Clr. J.J. Reid
"Why has the Ballybofey/Stranorlar Roads Electoral Area Office have to wait two years for a clerk typist?" (L)

Corporate Services

37. Clr. A. Bonner
"What is the up to date position on the One Stop Shop for the Stranorlar Electoral Area and will this Council draw up a timetable for the deliverance of this project?" (L)

GLENTIES ELECTORAL AREA

Corporate Services

38. Clr. E. Bonner
"What intentions has the County Manager re the old Council Office on Gweedore Road, Dungloe?" (L)

Roads & Transportation

39. Clr. E. Bonner
"When will the public lighting be erected at Meenacuing, Gweedore now that the E.S.B. has provided the funding to Donegal County Council?" (L)
40. Clr. D. Alcorn
"Why can overgrowth on the seaward side of the road around the Gweebarra turns (N56) not be cut to afford tourists, in particular, viewing one of the most beautiful scenery in the county?" (L)

Water, Environment & Emergency Services

41. Clr. T. Slowey
"When will the first sod be turned and work begin on the Ardara Sewerage Scheme?" (L)

42. Clr. T. Slowey
“When will the last section of the Meentinadea/Meenachan Group Scheme be completed providing water to Cashel, Common & Aighe?” (L)

Corporate Services

43. Clr. D. Alcorn
“Why were so many names of people who were on the voting register all their lives, deleted on the 04-05 voting register?” (C)

INISHOWEN ELECTORAL AREA

Community, Cultural & Enterprise

44. Clr. D. McGonagle
“Has the Council any plan for a site for a children’s playground in Carndonagh?” (L)

Water, Environment & Emergency Services

45. Clr. D. McGonagle
“What is the present position regarding motion I had passed by the Council as Chairman in 1996-97?”
“That the Council prepare a price and scheme to extend and update the Clonmany and Ballyliffin Schemes and send same to DOE for funding.” (L)

46. Clr. M. McDonald
“To ask this Council how many litter wardens there are in the county and how many cases they have taken to court?” (C)

47. Clr. F. Conaghan
“Why has there been no street sweeping done in most of the Border Villages over the past few months.?” (L)

Housing

48. Clr. M. McDonald
“To ask this Council the detailed plans they have on houses available in the towns of Merville, Quigley’s Point, Gleneely, Culdaff, Carndonagh, Clonmany and Glengad.?” (L)

Roads & Transportation

49. Clr. F. Conaghan
“What assistance can Donegal County Council give to interested parties for the upgrade and development of the Quay Shore at Ballybegley, Newtowncunningham?” (L)

LETTERKENNY ELECTORAL AREA

Roads & Transportation

50. Clr. D. Larkin
“What progress has been made to eradicate the serious problem at Murlog Junction as highlighted by myself a few months ago?” (L)
51. Clr. D. Larkin
“Have the plans that have been promised to the Board of Management, Planning Authorities and Principal of Lurgybrack School been given to them yet and a plan put in place to prevent loss of life at this black spot.?” (L)

Housing

52. Clr. G. Crawford
“What plans does this Council have to ensure that the works necessary to their property (single house) at Guest House End, Raphoe are carried out without further delay?” (L)
53. Clr. T. McDaid
Has the Council any plans to purchase the remaining unoccupied houses in Foyle View and Ard na Meala, St. Johnston for the purpose of letting to those families on the housing list in the area?” (L)

Water, Environment & Emergency Services

54. Clr. G. Crawford
“What implications, if any, will the recent environmental findings from Brussels have on Donegal County Council?” (C)

55. Clr. T. McDaid
“What timescale has the Council given to the owner of the former Doherty’s Coachworks building in Lifford to commence the safe removal of the asbestos roof there in the interests of the well being of the residents of the Diamond area?” (L)

MOTIONS FROM OTHER COUNCILS

56. KILKEE TOWN COUNCIL
“That holiday homes qualifying for tax relief under the Seaside Renewal Scheme be rated in a manner similar to other business premises in that particular resort for the 10 year relevant period, and that such revenue be ringfenced for expenditure, in the particular resort in question.”
57. BALBRIGGAN TOWN COUNCIL
“Balbriggan Town Council call on the Government to cease the practice of double taxation whereby a Social Welfare payment is deducted from the recipients working partner/spouses tax free allowance.”
58. CASTLEBAR TOWN COUNCIL
“That the members of Castlebar Town Council resolve to call on the Minister for the Environment to create the position of a Ombudsman to deal with complaints of elected representatives.”
59. LEITRIM COUNTY COUNCIL
“That Leitrim County Council calls on the Minister for the Environment, Heritage and Local Government not to impose a blanket 50mph upper speed limit on regional roads throughout Ireland. The blanket imposition of such a speed limit would irreparably damage the social and economic development of potential of many areas in Leitrim. We propose that the upper speed limit be set, taking into account the conditions of any section of road, at a reasonable speed up to 60mph, to be determined by the local authorities in conjunction with the Garda Siochana and that this motion be circulated to each local authority.”

MINUTES OF MEETING OF DONEGAL COUNTY
COUNCIL HELD IN THE COUNTY HOUSE, LIFFORD
ON 26TH JULY, 2004

C/321/04 MEMBERS PRESENT

Clrs. P. McGowan, Cathaoirleach, D. Alcorn, L. Blaney, A. Bonner, E. Bonner, J. Boyle, C. Brogan, B. Byrne, F. Conaghan, G. Crawford, Padraig Doherty, Pearse Doherty, R. Donaghey, J. Harte, P. Kennedy, N. McBride, T. McDaid, M. McDonald, S. McEniff, I. McGarvey, D. McGonagle, B. McGuinness, P. MacLochlainn, B. O'Domhnaill, B. O'Neill, T. Pringle, J.J. Reid and T. Slowey.

C/322/04 OFFICIALS IN ATTENDANCE

Mr M McLoone, County Manager, Mr L Kelly, Assistant County Manager/Director Of Housing, Mr F Coyle, Director Planning & Economic Development, Mr J Holohan, Director Water Environment & Emergency, Mr J McLaughlin, Director Roads & Transportation, Mr G Richards, Senior Planner, Mr E Sweeney, Meetings Administrator, Mr J Peoples, Senior Executive Officer, Ms K Browne, Staff Officer.

C/323/04 CONFIRMATION OF MINUTES OF SPECIAL MEETING OF DONEGAL COUNTY COUNCIL HELD ON 24TH MAY 2004

On the proposal of Clr McEniff, seconded by Clr Conaghan, the Minutes of Special Meeting of Donegal County Council held on 24th May, 2004 were adopted.

C/324/04 CONFIRMATION OF MINUTES OF MEETING OF DONEGAL COUNTY COUNCIL HELD ON 31ST MAY 2004

On the proposal of Clr McEniff, seconded by Clr Conaghan, the Minutes of Meeting of Donegal County Council held on 31st May, 2004 were adopted.

C/325/04 CONFIRMATION OF MINUTES OF FIRST ANNUAL GENERAL MEETING OF DONEGAL COUNTY COUNCIL HELD ON 25TH JUNE 2004

On the proposal of Clr McEniff, seconded by Clr Alcorn, the Minutes of First Annual General Meeting of Donegal County Council held on 25th June, 2004 were adopted.

C/326/04 CONFIRMATION OF MINUTES OF ADJOURNED FIRST ANNUAL GENERAL MEETING OF DONEGAL COUNTY COUNCIL HELD ON 9TH JULY 2004

On the proposal of Clr McEniff, seconded by Clr Conaghan, the Minutes of Adjourned First Annual General Meeting of Donegal County Council held on 09th July, 2004 were adopted with the following amendment:-

C/301/04 – Election of Members to Standing Orders Sub Committee

Clr Larkin was proposed by Clr Blaney, seconded by Clr Conaghan.

As there were no other candidates proposed, the Cathaoirleach declared Clr. Larkin elected to the third position.

C/327/04 SECTION 140 MOTION – CONSIDERATION OF PLANNING APPLICATION BY HUGH & DENISE McPAUL, MAGHERY, DUNGLOE FOR PLANNING PERMISSION FOR ERECTION OF DWELLINGHOUSE WITH SEPTIC TANK AT MAGHERY, DUNGLOE, CO DONEGAL, REF 04/2307

Prior to consideration of the above item, the Meetings Administrator carried out a roll call of Members present and recorded as in attendance those listed below: -

Clrs. D. Alcorn, L. Blaney, A. Bonner, E. Bonner, J. Boyle, C. Brogan, B. Byrne, F. Conaghan, G. Crawford, Pádraig Doherty, Pearse Doherty, R. Donaghey, J. Harte, P. Kennedy, N. McBride, T. McDaid, M. McDonald, S. McEniff, I. McGarvey, D. McGonagle, P. McGowan, B. McGuinness, P. MacLochlainn, B. O'Domhnaill, B. O'Neill, T. Pringle, J.J. Reid and T. Slowey. (28 no)

Mr Francie Coyle, Director Planning & Economic Development, read into the record letter and report from Mr Jim Harley, Senior Planner, which had been circulated with the agenda.

The report recommended that permission be refused for the following reasons: -

1. “The proposed development is located within an area designated as Landscape Category 3 for the purposes of the County Development Plan 2000 (as varied), where it is Council policy to preserve the amenities of the highest quality landscapes in the county (County Development Plan 2000, as varied, Section 2.6.4). It is the policy of the planning authority that new dwellings within Landscape Category 3 be for a permanent house on family lands within reasonable proximity of the zone of influence of the presently occupied family home or consist of the renovation of a rundown dilapidated building. The proposed site does not satisfy either of the aforementioned strategic development policies as set out in Section 2.5.5. of the County Development Plan 2000 (as varied). Accordingly, the proposed development would contravene the provisions of the County Development Plan 2000 (as varied) and would thereby be contrary to the proper planning and sustainable development of the area.
2. The proposed site is located within an area designated as Landscape Category 3 in the County Development Plan 2000 (as varied). It is a policy of the planning authority to protect areas of high landscape value and areas of special amenity value and interest (CDP 2000, as varied, Section 2.6.3.). The proposed development, by reason of its elevated siting and removal from existing and permitted development in the vicinity, would constitute an unduly strident intrusion on this scenic rural landscape and would therefore be contrary to the aforementioned policy provisions of the County Development Plan 2000 (as varied) and thereby contrary to the proper planning and development of the area.”

Clr E Bonner stated that the members of the Glenties Electoral Area had visited this site. He stated that the site was on family land which was situated approximately two fields from the family home. In relation to the applicants lack of response to the further information request, there was no formal submission because of the Local Elections and they wanted to be sure that it wasn't dealt with until the Section 140 was dealt with. He stated that there were no hazards or problems with this application other than where the line fell for Category 3. He stated that the site was on the boundary of a Category 2 and was probably more appropriately a Category 2.

Clr Padraig Doherty supported Clr Bonners statement. He stated that this area was already quite built up with mostly people from the indigenous community and that this couple qualified under any rule of the Council. He stated that the house would not intrude on seaward views.

Clr Alcorn also spoke in support of the motion and called on the support of the members.

Clr Slowey and McGarvey also supported the motion. Clr McGarvey called on the Council to give their support to any family applying to build their own home.

On the proposal of Clr E Bonner, seconded by Clr P Doherty, the following motion was put to the meeting by the Cathaoirleach and a recorded vote was taken by the Meetings Administrator:-

“In accordance with Section 140 of the Local Government Act, 2001, we the members of Donegal County Council hereby resolve that a decision be made to grant planning to Hugh and Denise McPaul for erection of dwelling house and septic tank at Maghery, Glebe, Dungloe, application ref;04/2307 subject to such conditions as the Council may see fit to impose upon consideration of the motion or without conditions as the Council may see fit.”

The vote resulted in 23 for with 5 abstentions.

Those voting in favour were:

Clrs. Alcorn, Blaney, A. Bonner, E. Bonner, Boyle, Brogan, Byrne, Conaghan, Crawford, Pádraig Doherty, Donaghey, Harte, Kennedy, McBride, McDonald, McEniff, McGarvey, McGonagle, McGowan, McGuinness, O'Domhnaill, O'Neill and Slowey. (23)

Abstentions:-

Clrs. Pearse Doherty, McDaid, MacLochlainn, Pringle and Reid.

The Cathaoirleach declared the motion carried.

Mr F Coyle read into the minutes the Schedule of Conditions which Mr Jim Harley, Senior Planner, Planning & Economic Development, recommended in his report should be attached, in the event of the Council deciding to grant permission.

It was proposed by Clr E Bonner, seconded by Clr Pádraig Doherty, that the Schedule of Conditions recommended by the Divisional Manger be attached to the permission.

A recorded vote on the motion to attach conditions was then taken by the Meeting Administrator, resulting in 23 for with 5 Abstentions.

Those voting in favour were

Clrs. Alcorn, Blaney, A. Bonner, E. Bonner, Boyle, Brogan, Byrne, Conaghan, Crawford, Pádraig Doherty, Donaghey, Harte, Kennedy, McBride, McDonald, McEniff, McGarvey, McGonagle, McGowan, McGuinness, O'Domhnaill, O'Neill and Slowey. (23)

Abstentions:-

Clrs. Pearse Doherty, McDaid, MacLochlainn, Pringle and Reid.

The Cathaoirleach declared the motion carried.

C/328/04 SECTION 140 - CONSIDERATION OF PLANNING APPLICATION BY MULДАР DEVELOPMENTS LTD, 70 LISNAGRADE ROAD, BANBRIDGE, CO. DOWN FOR THE ERECTION OF A RETIREMENT VILLAGE CONSISTING OF 47 SINGLE STOREY AND 7NO TWO STOREY DWELLINGS WITH ASSOCIATED SITE DEVELOPMENT WORKS INCLUDING LANDSCAPING AND CARPARKING AT KINLOUGH ROAD, LENNOX'S BRIDGE, MAGHERACAR, BUNDORAN, COUNTY DONEGAL.

Clr Sean McEniff advised members that he had noted the objections to this planning application and he wished to withdraw his name from the Section 140 and did not intend to propose it.

This motion was deemed withdrawn.

C/329/04 DISPOSAL OF LANDS AT TOURIST OFFICE, MARKET YARD, BALLYSHANNON

Members considered the report, circulated with the agenda, in relation to the above.

On the proposal of Clr McEniff, seconded by Clr Kennedy, it was resolved to dispose of lands by way of lease at Tourist Office, Market Yard, Ballyshannon to Erne Enterprise Development Company Ltd in accordance with Section 211 of the Planning & Development Act, 2000 and Section 183 of the Local Government Act, 2001.

C/330/04 DISPOSAL OF LANDS AT ASSAROE HEIGHTS, BALLYSHANNON

Members considered the report, circulated with the agenda, in relation to the above.

On the proposal of Clr McEniff, seconded by Clr O'Neill, it was resolved to dispose of lands at Assaroe Heights, Ballyshannon to Mr. Christopher Kennedy, 17 West Port, Ballyshannon in accordance with Section 211 of the Planning & Development Act, 2000 and Section 183 of the Local Government Act, 2001.

C/331/04 TAKING OF DECISION WITH REGARD TO PROPOSED NAVENNY BRIDGE WIDENING

Members considered the report, circulated with the agenda, in relation to the above.

On the proposal of Clr McGowan, seconded by Clr Reid, the carrying out of works under Section 179 of the Planning & Development Act, 2000 and Part 8 of the Local Government Planning & Development Regulations 2000, with regard to the proposed Navenny Bridge widening, was approved.

C/332/04 TAKING OF DECISION WITH REGARD TO SPECIFIC INSTANCE COTTAGES

Members considered the report, circulated with the agenda, in relation to the above.

On the proposal of Clr A Bonner, seconded by Clr McGuinness, the carrying out of works under Part X of the Local Government (Planning & Development) Regulations 1994, Part X, Planning & Development Act, 2000 and Part 8 of Planning & Development Regulations 2001, as appropriate, with regard to specific instance cottages at locations listed in the report circulated was approved.

C/333/04 TAKING OF DECISION WITH REGARD TO MODIFICATION OF PREVIOUS APPROVAL OF PART 8 PLANNING PROPOSAL REF NO. PG03/137 FOR THE ERECTION OF 4NO. DWELLINGS, TO PROVIDE 7NO. DWELLINGS AT LAWNE PARK, CAMP, BALLYSHANNON.

Members considered the report, circulated with the agenda, in relation to the above.

On the Proposal of Clr McEniff, seconded by Clr O Neill the carrying out of works under Part X, Planning & Development Act, 2000 and Part 8 of Planning & Development Regulations 2001, with regard to previous approval of Part 8 planning proposal Ref No. 03/137 for the erection of 4no. dwellings, to provide 7no. dwellings at Lawne Park, Camp, Ballyshannon was approved.

C/334/04 RESOLUTION TO COMMENCE THE REVIEW OF THE COUNTY DEVELOPMENT PLAN

Members considered the report, circulated with the agenda, in relation to the above.

The members discussed this matter at length. Clr McGuinness queried whether this meant that the review would be finalised within two years. Mr Francie Coyle,

Director of Service, confirmed that in accordance with the provisions of the Planning & Development Act, 2000 this was the case.

Clr Pringle raised the question of public consultation and felt that having one meeting per electoral area was not adequate. He felt that it was vital that people had ownership of the Plan. Clr Conaghan supported the view of Clr Pringle and felt that the views expressed in one public meeting might not reflect the views of all the people. Clr Conaghan proposed that a working group comprising of the Chairs of each Electoral Area, the Cathaoirleach of the day, the Chairs of the SPCs and representatives of each political party be set up. He felt that the following issues should be included in the review:-

- Amendment of rules re. indigenous community living in Control Areas
- Zoning of land for industrial/enterprise development with possibility of rate waivers or tax incentives
- Inclusion of planning corridors for infrastructure, electricity, gas etc.
- Zoning re Part 5
- That the County Development Plan should compliment the Waste Management Plan
- More co-operation between the Planning Service and other Services
- Urban Renewal & Village renewal

Clr Alcorn supported Clrs Pringle and Conaghan regarding public consultation. He requested that the Council wait until September before commencing them. He also queried whether any proposed amendments to the current plan could now be made.

Clr McGuinness also raised his concerns regarding amendments to the existing plan. Clr McGuinness stated that the review of the plan should be taken in conjunction with the local area plans. He stated that the local draft area plans should be completed and form part of the County Development Plan.

Mr Francie Coyle, Director of Services thanked the members for their contribution. He assured the members that there would be ample opportunity over the next two years for public consultation with the September meetings only commencing the process. In relation to amendments to the existing plan, he advised members that they would not have to wait two years to make a change as the current plan could be varied; however, considerable resources would be tied up in the review of the County Development Plan.

In relation to the local area plans, Mr Coyle stated that Planning intended to continue to work on them; however, the review of the County Development Plan would be the main focus. He advised members that work on a local area plan for rural areas was underway with the Gweedore Local Area Plan, and consideration may also be given to producing a Local Area Plan for the Gaeltacht area of South West Donegal.

Mr M McLoone, County Manager, advised members that because of the two year timescale, it was not possible to sequence the area plans and the County Development Plan. However, the Council were working with the County Development Board to put practical implementation groups together. He agreed to look at how the plan was put together and requested the members agree to endorse the process and have a new County Development Plan in two years time.

Clr Alcorn proposed, seconded by Clr P McGowan, that any proposed variations to the existing plan be completed before the end of the year.

Clr. Conaghan asked if there was agreement on the workshop approach which were not decision making forums but did allow members and staff to exchange views.

Clr Pringle requested that any working group set up in relation to the review of the County Development Plan be open to the public. The County Manager advised that Council Officials had no problem with all meetings being open to the public and that the only time the officials would want to meet in Committee would be if it would impact on an individual.

On the proposal of Clr Alcorn, seconded by Clr Conghan, the Council resolved to endorse the review of the County Development Plan and to set up the working group, as proposed by Clr. Conaghan which would meet in workshop session.

C/335/04 RESOLUTION TO PUBLISH THE DRAFT CASTLEFIN LOCAL AREA PLAN 2004-2010

The members considered the report, circulated with the agenda, and the addendum circulated at the meeting, in relation to the above.

On the proposal of Clr A Bonner, seconded by Clr P McGowan, the Council resolved to publish the Draft Castlefin Local Area Plan, including amendments contained within the submitted addendum, as outlined by Mr F Coyle, Director of Services, Planning & Economic Development and discussed at the briefing session with Stranorlar Electoral Area members, in accordance with the Planning & Development Act, 2000.

C/336/04 RESOLUTION TO PUBLISH DRAFT ROSSNOWLAGH LOCAL AREA PLAN 2004-2010

The members considered the report, circulated with the agenda, and the addendum circulated at the meeting, in relation to the above.

Clr McEniff requested that Ardeelin Heights be rezoned for general development. Clr O Neill raised the following issues:-

- Designation of Coolmore House as a listed building
- That basic infrastructure needs be addressed in the plan
- That the plan take on board a core village rather than separating into two villages – the Holiday Village and Coolmore Village.

Clr Pringle raised the following issues:-

That the statement “renewal and redevelopment” be removed from the plan and be replaced with “refurbish”.

That a condition for any permission for future holiday villages be that the Contractor sign a Section 47 agreement with the Council that they stay in single ownership.

Mr Francie Coyle, Director of Services, advised the members that they were only being asked to approve the publication of the Draft Plan today so that this could proceed and that they could deal with the issues raised following public consultation.

On the proposal of Clr McEniff, seconded by Clr O Neill, the Council resolved to publish the Draft Rosstown Local Area Plan, including amendments contained within the submitted addendum, as outlined by Mr. Francie Coyle, Director Planning & Economic Development.

C/337/04 RESOLUTION TO PUBLISH THE DRAFT
BALLYBOFEY/ STRANORLAR LOCAL AREA PLAN
2004-2010

The members considered the report, circulated with the agenda and the addendum circulated at the meeting, in relation to the above.

The members expressed concern that their agreed extension of the boundaries, as indicated at the workshop the previous week, had not been included in the addendum circulated. A map was circulated at the meeting outlining an extension of the boundary to the East to Kilross Junction and to the West to Cappry Junction. Mr. Francie Coyle advised that the extensions were not sustainable. Much consultation had taken place which shaped the plan and its proposed new boundaries, and the land available within same was adequate to cater for a future population of 29,480, which was considered more than adequate when the existing population was only in the region of 4,500. The Cathoairleach informed the meeting that the decision of the members had to be respected which was endorsed by Clr. Reid. Mr. Coyle acknowledged that it was a matter for the members and he sought clarification on the exact boundary at the Cappry Junction, as it was clear that the members wished to extend the boundary to Kilross Junction and South along the proposed bypass line.

On the proposal of Clr A Bonner, seconded by Clr Reid, the members resolved to publish the Draft Ballybofey/Stranorlar Local Area Plan 2004-2010 subject to:-

- (1) The amendments set out in the addendum circulated at the meeting.
- (2) The amendments to the plan boundary at Kilross and Cappry agreed by the members of the Stranorlar Electoral Area and marked on the map submitted to the meeting.

C/338/04 CONSIDERTION OF COUNTY MANAGERS REPORT
ON SUBMISSIONS RECEIVED IN RESPONSE TO THE
DRAFT KILLEA LOCAL AREA PLAN

The Members considered the report, circulated with the Agenda, in relation to the above matter.

Clr Conaghan raised the following issues:-

- The development association had requested that the land adjacent to the Old School be zoned for community amenity area purposes and not for housing.
- Whether Part V requirements would apply in the area zoned “Low Density Residential”.

Clr P MacLochlainn endorsed the points raised by Clr Conaghan, and stated that whilst there was a need for further housing developments there was also a need for developers to address the need for community amenities.

Mr. Francie Coyle, Director of Service, confirmed that Part V of the Planning & Development Act, 2000 would apply on lands zoned “Low Density Residential”.

Mr Coyle, Director of Service, drew the members attention to submission in relation to re-zoning of land for residential, recreational and community, health and education from S. Toland and advised that if this were to happen it would require legal agreement to secure transfer of lands for the purposes of recreation and community.

On the proposal of Clr Conaghan seconded by Clr MacLochlainn the Council agreed to publish the material alterations to the Draft Killea Local Area Plan in accordance with the Planning & Development Act, 2000, subject to:-

- (1) The material alterations outlined in the Manager's Report, circulated with the agenda.
- (2) The re-zoning of lands adjacent to the Old School from residential to a zoning that provided for a community amenity area.

C/339/04 ENDORSEMENT OF ACTION PLAN FOR SOCIAL AND AFFORDABLE HOUSING 2004-2008

The members considered the report, circulated with the agenda, in relation to the above.

Clr Conaghan complimented the Council staff on this submission. He then raised his concerns at the low number of housing starts requested as opposed to the high numbers on the waiting lists. He queried what portion of the capital allocation would be used for the maintenance programme.

Clr Pringle also expressed his concern at the privatisation of the provision of public housing and requested that the County Manager comment on same.

Clr McDaid called for the provision of play areas and additional accommodation for the elderly to be considered before this plan was endorsed.

Clr P MacLochlainn stated that the Council needed to address the serious problem in relation to lack of affordable housing as their response to date was inadequate.

Clr J Harte stated that any effort to solve the housing need in the county must be welcomed. He felt that the Shared Ownership Scheme was not being fully utilised and that the Council should do more to promote it.

Clr Slowey raised the question of the availability of landbanks to the Council. He welcomed the funding for refurbishment/repair of the existing housing stock. He also called for a review of the requirements for qualification for

disabled persons grants to include psychological illnesses. Clr Slowey suggested that the Council also review the rate of rent charges as this Council had one of the lowest returns from rent in the County.

Clr Reid raised his concerns in relation to the housing problem and felt that the Council should revert to buying the land, designing the houses and building them themselves.

Clr McGarvey called for the upgrading and updating of the DPG and ERG Schemes.

Clr O Domhnaill reiterated the points raised by the other members. He called on the Council to explore with the NWHB and VEC a county wide scheme to assist Community Groups to provide creches, playground and social facilities for young people as part of all housing developments

Clr Crawford expressed his concern at the Council advertising for land for housing on one hand whilst houses were sitting vacant in the area which they were seeking the land.

Clr E Bonner called on the Government to do something to control what developers were doing in relation to house prices. He felt that the Council had achieved a lot but a lot more needed to be done.

Clr McGuinness agreed with the points raised by the other members. He also raised his concern at the lack of provision for SI Housing in the plan. He called on the Council to provide serviced sites.

Clr McBride called for the reintroduction of the first time buyers grant and exemption from Development Charges for first time homeowners. He also called for the promotion of the Shared Ownership Scheme.

Clr Alcorn stated that this Council had a higher uptake of essential repair grants and disabled person grants than any other County and requested that the Council continue to pursue the maximum funding for same. He concurred with

Clr McGuinness in relation to SI houses and queried the delay in processing the applications for same.

Clr A Bonner paid tribute to the staff for the work to date. She felt that the Council should pursue more serviced sites initiatives, which had proved to be very successful in the past.

Clr Pearse Doherty welcomed any advancement in the housing problem but felt he could not endorse the plan until some provision for recreational facilities were included.

Mr L Kelly, Director of Services, Housing, advised the members that the four year plan for Housing had been completed last year and that this Council had the third highest rate of activity and third highest drawdown of funding in the country. He assured members that all the matters raised by them would be addressed.

Mr McLoone, County Manager, advised members that it was important that the Action Plan be adopted. Whilst the figures might look bad, a new scheme was being introduced which would examine how many of the people receiving rent assistance were also on the housing list. A PPP Scheme could then be introduced to spend the money currently being paid to private landlords for rent assistance on provision of housing.

On the proposal of Clr Conghan, seconded by Clr McEniff, the Council resolved to accept the report, subject to consideration of the issues raised by the members.

C/340/04 RAISING OF LOAN OF €1,183,380.00 FOR THE DEVELOPMENT OF A VOLUNTARY HOUSING PROJECT AT MILLTOWN, CONVOY BY NORTH AND WEST HOUSING (IRL) LTD, UNDER THE CAPITAL LOAN AND SUBSIDY SCHEME.

The members considered a report, circulated with the agenda, in relation to the above.

On the proposal of Clr Bonner, seconded by Clr Reid, the Council resolved to approve the raising of loan of €1,183,380.00 for the development of a Voluntary Housing

Project at Milltown, Convoy by North and West Housing (Irl) Ltd, under the Capital Loan and Subsidy Scheme.

C/341/04 RAISING OF LOAN OF €2,658,032.00 FOR THE DEVELOPMENT OF A VOLUNTARY HOUSING PROJECT AT OLDTOWN, LETTERKENNY BY RESPOND HOUSING ASSOCIATION, UNDER THE CAPITAL LOAN AND SUBSIDY SCHEME.

The members considered a report, circulated with the agenda, in relation to the above.

Clr Harte stated that the Council could learn lessons from Respond on how to deal with allocation of houses.

On the proposal of Clr Harte, seconded by Clr Brogan, the Council resolved to the raising of a loan of €2,658,032.00 for the development of a Voluntary Housing Project at Oldtown, Letterkenny by Respond! Housing Association, under the Capital Loan and Subsidy Scheme

C/342/04 APPROVAL OF OVERDRAFT ACCOMMODATION FOR HALF YEAR ENDING 31ST DECEMBER 2004

The members considered a report, circulated with the agenda, in relation to the above.

On the proposal of Clr Conaghan, seconded by Clr Alcorn, the Council approved overdraft accommodation of €35m, €20m for Revenue and €15 for Capital for half year ending 31st December, 2004.

C/343/04 ADOPTION OF HIGHER EDUCATION GRANT SCHEME 2004

The members considered a report, circulated with the agenda, in relation to the above.

On the proposal of Clr Alcorn, seconded by Clr McGuinness, the Council resolved to adopt the Higher Education Grant Scheme 2004.

C/344/04 NOMINATIONS FOR ESB/REHAB PEOPLE OF THE YEAR AWARDS 2003

The members considered the above matter. Mr E Sweeney, Meetings Administrator, advised the members that any

members who proposed an individual for this award must submit supporting documentation.

The nominations were as follows:-

- Mr Jim McCormick on the proposal of Clr J Harte, seconded by Clr I McGarvey
- Mr Clement Sweeney, proposed by Clr McGuinness, seconded by Clr Slowey
- Mr John A McLaughlin, proposed by Clr Pringle, seconded by Clr McDaid
- Ms Mary McAuliffe, proposed by Clr B O Domhnaill seconded by Clr D Alcorn.
- Clr Liam Blaney advised that he would submit his nomination to the Meetings Administrator during the forthcoming week.

C/345/04

ELECTION OF MEMBERS TO THE COLMCILLE HERITAGE TRUST

Mr Eunan Sweeney informed the Council that there were five positions available on the Colmcille Heritage Trust and that Standing Order 101 applied.

- Mr Fred Gallagher was proposed by Clr Conaghan, seconded by Clr Brogan
- Ms Kathleen Callaghan was proposed by Clr Conaghan, seconded by Clr Brogan
- Mr Charlie McClafferty was proposed by Clr McBride, seconded by Clr Slowey
- Clr Dessie Larkin was proposed by Clr Blaney, seconded by Clr Conaghan
- Mr Donal Cullen was proposed by Clr Pringle, seconded by Clr Pearse Doherty
- Ms Julie Jordan was proposed by Clr I McGarvey, seconded by Clr T McDaid

A vote was taken in accordance with Standing Order 101 which resulted as follows:-

Gallagher	24
Callaghan	23
McClafferty	22

Clr. Larkin	22
Cullen	9
Jordan	19
Spoiled	4

The Cathaoirleach declared Mr Fred Gallagher, Ms Kathleen Callaghan, Mr Charlie McClafferty, Clr Dessie Larkin and Ms Julie Jordan elected to the Colmcille Heritage Trust.

Clr. Reid objected to the declaration of the result on the grounds that he had been called out of the meeting by a Senior Official of the Council and was, therefore, not afforded the opportunity to nominate anyone for this body. The Cathaoirleach declared that as the meeting was still in progress when Clr. Reid left, and as he had already declared the result of the votes there was nothing that could be done to facilitate Clr Reid. Clr Reid continued to protest and, after a number of exchanges between Clr. Reid and the Cathaoirleach on the issue, the Cathaoirleach adjourned the meeting for five minutes to restore order.

When the meeting resumed Clr Reid continued to protest the Cathaoirleach's decision. After some further exchanges the Cathaoirleach asked Clr. Reid to leave the chamber and Clr. Reid complied.

C/346/04 ELECTION OF MEMBERS TO RUARL WATER MONITORING COMMITTEE

On the proposal of Clr Conaghan, seconded by Clr McEniff, it was resolved to defer this matter until the next meeting of the Council and to ascertain the names of groups entitled to be represented.

C/347/04 ELECTION OF MEMBERS TO THE CULTURAL COMMITTEE

Mr Eunan Sweeney, Meeting Administrator, advised that as a Committee of the Council the Cultural Committee would fall within paragraph 18 of Schedule 10 of the Local Government Act, 2001. However, when establishing the Committee the Council resolved that its membership of 29 should comprise each member of the Council and his/her nominee.

Name	Address	Nominated By
Mr. Des Donavan	Marine Avenue, Bundoran	Clr. McEniff
Mr. John Flanagan	Tircallan, Ballybofey	Clr. A. Bonner
Ms. Christine McEleney	Binion, Clonmany	Clr. McDonald
Ms. Rosemary Dunne	Clonbeg, Buncrana	Clr. Donaghey
Mr. Vincent Breslin	Bunbeg, Letterkenny	Clr. O'Domhnaill
Mr. Willie McDermott	Carrowreagh Road, Carndonagh	Clr. McGonagle
Mr. Naul McCole	Burtonport	Clr. Alcorn
Ms. Mary Conlon	Magherenan, Letterkenny	Clr. Crawford
Ms. Anne McGowan	Dromore, Letterkenny	Clr. Brogan
Mr. Andy Brogan	Mullans, Donegal Town	Clr. Byrne
Mr. James McBrearty	Bogagh, Carrick	Clr. E. Bonner
Mr. Joe Doherty	Rockfield Terrace, Buncrana	Clr. Conaghan
Mr. Sean Griffin	Old Laghy Road, Donegal	Clr. Kennedy
Clr. Patrick McGowan		Clr. McGowan
Mr. Fergal O'Cealaigh		Clr. Pdraig Doherty
Ms. Eithne McFadden	Church Road, Carrigart	Clr. McBride
Mr. Shaun McGuire	Gortin, Glencolmcille	Clr. Pringle
Mr. Manus Boyle		Clr. Boyle
Mr. Nora Breslin		Clr. Slowey

On the proposal of Clr McEniff, seconded by Clr Alcorn the above listed were elected as members of the Cultural Committee, the remaining names to be furnished to the Meetings Administrator's Office.

C/348/04 ELECTION OF MEMBERS TO AIRPORT COMMITTEE
 Clr Conaghan proposed, seconded by Clr McGarvey, to defer the election of members of the above committee until the September meeting of the Council

A show of hands was called for resulting in 21 for and 4 against. The Cathaoirleach declared the motion passed.

C/349/04 **ELECTION OF MEMBERS TO THE ISLANDS COMMITTEE**

The Meetings Administrator advised that the Council had established this committee at the Adjourned First Annual General Meeting on 9th July, and agreed the membership of the Committee would be made up as follows:-

- Members of Milford and Glenties Electoral Areas
- 10 Island Representatives
- 1 representative from Gnothai Pobail Tuaithe agus Gaeltachta
- 1 representative from the Islands Council

On the proposal of Clr F Conaghan, seconded by Clr S McEniff, the following were elected members of the Islands Committee:-

- Clr. Liam Blaney
- Clr. Noel McBride
- Clr. Ian McGarvey
- Clr. David Alcorn
- Clr. Enda Bonner
- Clr. Pádraig Doherty
- Clr. Pearse Doherty
- Clr. Terence Slowey
- Clr. Brian O'Domhnaill
- Mr. Diarmuid O'Moráin
- Ms. Mairín Ni Fhearraigh

Owey Islands

- William Boyle, Ballindrait, Bunbeg

Rutland Island

- Michael Boyle, Lackenagh, Butonport

Inis Caorach Island

- Hughie Gallagher, Saltpans, Dungloe

Island Roy

- Maire Ui Dochartaigh
Cathaoirleach
Islandroy Group

Mulroy Bay
Downings
Letterkenny

Gola

- Mr. Owenie McBride
Coiste Forbartha
Innis Bo Finne
Machaire Rabhartaigh
Goart a Choirce
Leitir Ceannainn

Tory

- Ms. Bridget McGarvey
Bainisteoir
Oilean Thorai
Na Doiri Beaga
Leitir Ceannainn

Aranmore

- Cathal MacSuibhne
Comharcuman
Forbartha & Fostaiochal
Arainn Mor

Inisfree

- Mr. Naul McCole
Ailt a Chorrain
Leitir Ceannainn

Inisboffin

- Mr. John O'Brien
Mahaire Rablartaigh
Gort a Choirce

Aranmore

- Mr. Tony Gallagher
Manager
Comharchumann Oilean
Arainn Mhor Teo
Arainn Mhor

C/350/04

**ELECTION OF MEMBERS TO THE PLACENAMES
COMMITTEE**

The members agreed to defer the filling of the vacancies on this committee to the September Council meeting.

C/351/04 ELECTION OF MEMBERS TO DONEGAL PEACE II TASKFORCE
The members agreed to defer the filling of the vacancies on this committee to the September Council meeting.

C/352/04 ELECTION OF MEMBERS TO NORTH WEST REGION CROSS BORDER GROUP WASTE MANAGEMENT COMMITTEE
Mr Eunan Sweeney informed the members that there were two positions available on the North West Region Cross Border Group Waste Management Committee and that Standing Order 101 applied.

Clr P McGowan was nominated by Clr F Conagan, seconded by Clr McEniff

Clr J Harte was nominated by Clr Slowey, seconded by Clr J Boyle

As there were no other proposals and the number of candidates did not exceed the number of vacancies available, **the Cathaoirleach declared Clrs McGowan and Harte elected to the North West Region Cross Border Group Waste Management Committee.**

C/353/04 NOTING OF COMMENCEMENT OF REVIEW OF WASTE MANAGEMENT PLAN

The members considered the report, circulated with the Agenda, in relation to the above and noted the commencement of the Review of the Waste Management Plan.

C/354/04 APPROVAL TO SEEK TENDERS FOR ONE NEW FIRE APPLIANCE

At the outset, Mr J Holohan, Director Water, Environment & Emergency Services, apologised to the members and advised that they were seeking tenders for one fire appliance rather than two as stated on the Agenda.

The members considered the report, circulated with the agenda, in relation to the above.

On the proposal of Clr Kennedy, seconded by Clr Slowey, the Council approved the seeking of tenders for one new fire appliance.

C/355/04 APPROVAL TO SEEK TENDERS FOR EXTENSION TO THE BALLYSHANNON LEISURE CENTRE TO PROVIDE ADDITIONAL SPACE FOR GYMNASIUM FACILITIES

The members considered the report, circulated with the agenda, in relation to the above.

On the proposal of Clr McEniff, seconded by Clr O Neill, the Council approved the seeking of tenders for an extension to Ballyshannon Leisure Centre to provide additional space for gymnasium facilities.

C/356/04 APPROVAL TO SEEK TENDERS FOR N13 NATIONAL PAVEMENT STRENGTHENING CONTRACT, 2004

The members considered the report, circulated with the agenda, in relation to the above matter.

On the proposal of Clr Conaghan, seconded by Clr McEniff, the Council agreed to the seeking of tenders for N13 National Pavement Strengthening Contract, 2004.

C/357/04 ASSOCIATION OF MUNICIPAL AUTHORITIES OF IRELAND ANNUAL CONFERENCE, TO BE HELD AT THE LISTOWEL ARMS HOTEL, THE SQUARE LISTOWEL, 16TH –18TH SEPTEMBER, 2004

Clr Pearse Doherty proposed, seconded by Clr T Pringle, that two members attend the conferences within Ireland and submit a detailed report of their attendance to the Council.

An amendment was proposed by Clr. Conaghan, seconded by Clr. Slowey that four members attend the above conference using the 2+1+1 arrangement.

In accordance with Standing Orders, a vote was taken on the amendment – a recorded vote was called for resulting in 22 for and 4 against.

Those voting in favour were:-

Clrs. Alcorn, Blaney, A. Bonner, E. Bonner, Boyle, Brogan, Byrne, Conaghan, Crawford, Pádraig Doherty, Donaghey, Harte, Kennedy, McBride, McDonald, McEniff, McGarvey, McGonagle, McGowan, McGuinness, O'Domhnaill and Slowey.

Those voting against were:-

Clrs. Pearse Doherty, McDaid, McLochlainn and Pringle.

The Cathaoirleach declared the amendment carried.

A recorded vote on the substantive motion was then taken by the Meetings Administrator resulting in 22 for and 4 against.:-

Those voting in favour were:-

Clrs. Alcorn, Blaney, A. Bonner, E. Bonner, Boyle, Brogan, Byrne, Conaghan, Crawford, Pádraig Doherty, Donaghey, Harte, Kennedy, McBride, McDonald, McEniff, McGarvey, McGonagle, McGowan, McGuinness, O'Domhnaill and Slowey. (22 no)

Those voting against were:-

Clrs. Pearse Doherty, McDaid, McLochlainn and Pringle.(4 no)

The Cathaoirleach declared the substantive motion carried.

C/358/04 NEWRY & MOURNE DISTRICT COUNCIL TOURISM CONFERENCE TO BE HELD AT THE CANAL COURT HOTEL, NEWRY CITY, 23RD -24TH SEPTEMBER, 2004.
On the proposal of Clr. Conaghan, seconded by Clr. Slowey, it was resolved to send four members in accordance with the usual 2,1,1 arrangements.

C/359/04 CONFEDERATION OF EUROPEAN COUNCILLORS (LAMA AND NAC) ANNUAL CONFERENCE, TO BE HELD AT THE CALETA HOTEL, GIBRALTAR, 14TH OCTOBER-17TH OCTOBER, 2004.
Clr McEniff proposed, seconded by Clr Slowey, that the LAMA Delegate, Clr F Conaghan, attend the above Conference.

An amendment was proposed by Clr. Pringle, seconded by Clr. Pearse Doherty, that no members attend this conference.

In accordance with Standing Orders a vote on the amendment was taken first, a recorded vote was called for resulting in 4 for, 21 against and 1 abstention.

Those voting in favour were:-

Clrs. Pearse Doherty, McDaid, McLochlainn and Pringle. (4 no)

Those voting against were:-

Clrs. Alcorn, Blaney, A. Bonner, E. Bonner, Boyle, Brogan, Byrne, Conaghan, Crawford, Pdraig Doherty, Donaghey, Harte, Kennedy, McBride, McDonald, McEniff, McGonagle, McGowan, O'Domhnaill, O'Neill and Slowey. (21 no)

Clr. McGarvey abstained.

The Cathaoirleach declared the amendment lost

The motion was then put to the meeting and a recorded vote taken resulting in 4 for, 21 against and 1 abstention.

Those voting in favour were:-

Clrs. Alcorn, Blaney, A. Bonner, E. Bonner, Boyle, Brogan, Byrne, Conaghan, Crawford, Pdraig Doherty, Donaghey, Harte, Kennedy, McBride, McDonald, McEniff, McGonagle, McGowan, O'Domhnaill, O'Neill and Slowey. (21 no)

Those voting against were:-

Clrs. Pearse Doherty, McDaid, McLochlainn and Pringle. (4 no)

Clr. McGarvey abstained.

The Cathaoirleach declared the motion carried.

C/360/04 CATHAOIRLEACH'S BUSINESS

VOTE OF SYMPATHY

A vote of sympathy was extended to the family of the late Mr Jimmy McGeady, Donegal Road, Stranorlar, former Court Clerk and brother in Law of Mr Tommy McNulty, Clerk of Works with the Council.

CONGRATULATIONS

Congratulations were extended to Mr Joe Mulholland on a successful McGill Summer School

CIVIC RECEPTION

On the proposal of Clr McGowan, seconded by Clr A Bonner, the Council resolved to host a Civic Reception for Stephen O Reilly, Ballybofey.

BEST WISHES

Best wishes were extended by the Convoy and Raphoe U12 Girls Team competing in Community Games finals shortly

Best wishes were extended to Clr Ciaran Brogan on his forthcoming marriage

SCRAPPAGE SYSTEM FOR END OF LIFE CARS

The Cathaoirleach referred to the recent increase in loss of life in accidents, linked to the availability of end of life cars. He called on the Council to bring forward some proposals for a scrappage system to try to get these cars off the road.

C/361/04

ADJOURNMENT OF MEETING

It was agreed to adjourn the meeting as it was 6pm and that the adjourned meeting would be held on 6th September 2004 at 2pm.

