

**COMHAIRLE CHONTAE DHUN NA nGALL**

Oifig Riarthóir na  
gCruinnithe  
Aras an Chontae  
LEIFEAR

01 Deireadh Fómhair

**FÓGRA MAIDIR LE CRUINNIÚ A CUIREADH AR ATHLÓ**

**CHUIG GACH BALL DE CHOMHAIRLE CONTAE DHÚN NA NGALL**

A Chomhairleoir, a chara,

Déanaim tagairt don chruinniú ar athló de chuid Chomhairle Contae Dhún na nGall a socraíodh do 11am 29 Meán Fómhair seo chuaigh thart le Mír 6 de Chlár an Chruinnithe don 27 Meán Fómhair 2004 a chun críche. Níor tharla an cruinniú de bharr nach raibh cuóram i láthair.

Tá fógra faighte agam ón Chathaoirleach gur Dé Luain 11 Deireadh Fómhair, 2004 ar 4.30in, i Seomra na Comhairle, Áras an Chontae, Leifear, an Cruinniú ar athló ar siúl le Mír 6 den chlár a thabhairt chun críche

Iarrtar ort, leis seo, a bheith i láthair. Tá an clár istigh leis seo.

**Mise, le meas**

**A. MacSuibhne**

**Riarthóir Cruinniu (RÚNAI CONTAE)**

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**DONEGAL COUNTY COUNCIL**

Office of Meetings Administrator  
County House  
Lifford

01<sup>st</sup> October, 2004

**Notice of Adjourned Meeting**

**TO EACH MEMBER OF DONEGAL COUNTY COUNCIL**

Dear Councillor,

I refer to the adjourned Meeting of Donegal County Council fixed for 11.00am on the 29<sup>th</sup> September last to complete agenda item 6 listed for Council Meeting on 27<sup>th</sup> September, 2004. The Adjourned Meeting did not take place due to a quorum not being present.

I have received notice from the Cathaoirleach that he has named Monday 11<sup>th</sup> October, 2004 at 4.30 pm, in the Council Chamber, County House, Lifford as the date and time for an Adjourned Meeting to complete agenda item 6.

You are hereby summoned to be in attendance. The agenda is attached.

Yours sincerely

E. Sweeney  
Meetings Administrator

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**AGENDA**

6. Donegal Local Area Plan 2004-2010. Completion and consideration of Manager's Report.

MINUTES OF MEETING OF ADJOURNED COUNCIL MEETING  
HELD IN THE COUNTY HOUSE, LIFFORD ON THE 11<sup>TH</sup>  
OCTOBER, 2004

C/438/04     MEMBERS PRESENT

Clrs. P. McGowan, Cathaoirleach, D. Alcorn, L. Blaney, A. Bonner, E. Bonner, J. Boyle, C. Brogan, B. Byrne, Pearse Doherty, Peter Kennedy, N. McBride, B. O'Domhnaill, B. O'Neill, T. Pringle and T. Slowey.

C/439/04     OFFICIALS IN ATTENDANCE

Mr. Michael McLoone, County Manger, Mr. Francie Coyle, Director Planning & Economic Development, Mr. Liam Kelly, Assistant County Manager/Director Housing, Mr. Denis Kelly, Area Manger, Planning, Mr. Eunan Sweeney, Meetings Administrator, Ms. AnnMarie Crawford, S.O., Corporate Services.

C/440/04     DONEGAL LOCAL AREA PLAN 2004/2010-  
COMPLETION OF CONSIDERATION OF COUNTY  
MANAGER'S REPORT.

Members considered the report previously circulated with the agenda for the Council Meeting on 27<sup>th</sup> September, 2004. Mr. Francie Coyle, Director Planning & Economic Development, confirmed to members that submissions 1-44 had already been dealt with on the 17<sup>th</sup> September, 2004. He advised that in relation to submissions 25, 29, 30& 32(i) it had been resolved to revise policy TP15 and in order to clarify the roads being referred to he recommended that the policy refer to road numbers. Accordingly TP15 shall state as follows:- "Protect the carrying capacity and safety of the N56 between the Killybegs/Mountcharles Road Roundabout and the control limit of the town to the west, by restricting new development accessing the N56 to three specific locations, namely:

- (a) The junction of N56-1 with County Roads L-1855-2 & L-1855-1
- (b) The junction of N56-1 with County Roads L-6605-1; and
- (c) The junction of N56-1 with County Road L-18451

This shall include for the realignment of the County Road L-18451 and the construction of a roundabout or other approved junction.

On the proposal of Clr. O'Neill, seconded by Clr. Boyle, it was resolved to accept the situation as clarified.

***Submission no 45*** by Patrick Higgins in respect of lands at Doonan.

On the proposal of Clr. O'Neill, seconded by Clr. Boyle, it was resolved to accept the County Manager's response and agreed that no change be made to the Draft Donegal Local Area Plan 2004-2010 in respect of lands at Doonan.

***Submission no 46*** by Hugh Albert Morrow in respect of lands at Drumrooske Middle.

On the proposal of Clr. Byrne, seconded by Clr. O'Neill, it was resolved to accept the County Manager's response and agreed that no change be made in respect of lands at Drumrooske Middle.

***Submission no 47*** by Daniel McGinty in respect of lands at Lurganboy.

On the proposal of Clr. Pringle, seconded by Clr. Blaney, it was resolved to accept the County Manager's response and agreed that no change be made to the Draft Donegal Local Area Plan in respect of lands at Lurganboy.

***Submission no 48*** by Paul Doherty Architects Ltd in respect of lands at Lurganboy and,

***Submission no 49*** by Connie McGinty in respect of lands at Lurganboy and Raroory.

Mr. Francie Coyle, Director Planning & Economic Development, clarified in response to a number of queries that the "Mixed Use" areas shall accommodate the same uses but it was desirable that each of the areas develop their own specific identity and the draft plan set out to specific types of development which shall be encouraged to locate in the various areas. He explained that members had previously agreed to retain the said provisions in the draft plan in relation to the other mixed use areas. He advised that if they

wished to change the policy relating to this area they could do so, and thereafter all the material alterations would be presented to the public and then they could make the final decision whether or not to make the material changes or revert to the provisions in the draft plan. he further advised that only those material changes made to the Draft Plan at this meeting and at the previous meeting, held on 27<sup>th</sup> September, 2004 could be revisited by the Council after the public consultation process.

On the proposal of Clr. Kennedy, seconded by Clr. Byrne, it was resolved to accept the County Manager's response and agreed to omit the reference to MU2 and amend visually vulnerable at Raroory so as to show the south western extremity of the designation be revised, so as to extend down no further than the Southern perimeters of the laneway serving the new dwelling and to its site boundary, and also to the southern boundary of the vacant IDA site (Map 1c) On the proposal of Clr. Pringle, seconded by Clr. Byrne, it was resolved that the County Manager's response be accepted and that no change be made to the Draft Donegal Local Area Plan 2004 in respect of submission 49c.

***Submission no. 50*** by B. Sullivan, Upper Main Street, Donegal Town in respect of the overall plan.

Members resolved to accept the County Manager's response and agreed that no change be made to the Draft Donegal Local Area Plan in respect of submissions 50a to 50g. It was further agreed that the County Manager's recommendation in relation to submission no 37 would apply in this instance:- "The records and monuments and places of county Donegal identifies archaeological sites throughout the county. These recorded monuments are protected under the National Monuments (Amendments) Act, 1994. The maps (i.e. the sites and monuments record for county Donegal) showing the archaeological sites throughout county Donegal are subject to updating. Thus, the most recent edition should be consulted. The RMP is obviously not an exhaustive list of all archaeology in existence. The updated maps and accompanying manuals are referred to as "The Record of Monuments and Places" due to the adoption of the National Monuments (Amendment) Act, 1994.

“The record of Monuments and Places (RMP) of County Donegal identifies archaeological sites throughout the county. These Recorded Monuments are protected under the National Monuments (Amendment) Act, 1994. The maps (i.e. the Sites and Monuments Record for County Donegal) showing the archaeological sites throughout County Donegal, are subject to updating. Thus, the most recent edition should be consulted. The RMP is obviously not an exhaustive list of all archaeology in existence. The up dated maps and accompanying manuals are referred to as “The Record of Monuments and Places” due to the adoption of the National Monuments (Amendment) Act, 1994.

Recorded Monuments within the area covered by Donegal Town Local Area Plan are:-

<b><u>Monument Number</u></b>	<b><u>Townland</u></b>	<b><u>Classification</u></b>
DG093-013	Donegal Glebe	Town
DG093-01301	Donegal	Castle
DG093-01302	Glebe	Friary
DG093-01303	Glebe	Church & Graveyard
DG093-015	Revlin	Enclosure Site
DG093-014	Revlin	Ringfort
DG093-018	Rathforker	Ringfort
DG 094-022	Ardeskin	Ringfort
DG099-002	Tullaghcullion	Ringfort
DG099-01001	Lurganboy	Friary
DG099-01002	Lurganboy	Stone Sculpture
DG099-012	Muckros	Stone Sculpture

### **General Policies**

The Council will protect the archaeological heritage from damage.

### **Specific Policies**

- It will be an objective of the Planning Authority to secure the preservation (in situ, or as a minimum, preservation by record) of:
- The archaeological monuments included in the Record of Monuments as established under Section 12 of the National Monuments (Amendments) Act, 1994,
- Site and features of historical and archaeological interest.

In securing such preservation the Planning Authority shall have regard to the advice and recommendations of the Heritage and Planning Division, both in respect of whether or not to grant planning permission and in respect of the conditions to which permission, if granted should be subject.

Any development, either above or below ground, within the vicinity of a site of archaeological interest shall not be detrimental to the character of the archaeological site or its setting.

### **Archaeological Assessment**

It is the policy of the Heritage & Planning Division that proposed developments that may (due to their location, size or nature) have implications for the archaeological heritage should be subject to archaeological assessment. Such developments include those that are located at or close to archaeological monuments or sites, those that are extensive in terms of area (1/2 hectare or more) or length (1 kilometre or more) and developments that require an Environmental Impact Statement. The archaeological heritage includes National Monuments in care of the State, archaeological and architectural monuments and sites in the Record of Monuments and Places and the Register of Historic Monuments, zones of archaeological potential in Historic Towns; the underwater archaeological heritage, including historic wrecks; unknown and recorded archaeological sites (including subsurface elements with no visible surface remains); potential site located within the vicinity of large complexes of site or monuments, present or former wetlands, unenclosed land, rivers or lakes, or the inter-tidal wave..

***Submission no. 51*** by Peadar Thomas, Area Manager, Roads & Transportation in relation to the overall plan. On the proposal of Clr. Byrne, seconded by Clr. O'Neill, it was resolved to amend the map to show the area covered by TP3 as identified by Map 2(c) Members agreed to accept the recommendation of the County Manager in relation to submission 51b and noted that it had already been agreed in relation to submission 1 that the Old Link Road be left in the plan in addition to the New Link, which should be re-routed to a position south of the proposed junction with the Old Laghey Road.

**Submission no 52** by Gary McGinty on behalf of Samuel Gilchrist, Tullymornin in respect of the overall plan. Members resolved to accept the County Manager's response and agreed that no change be made to the Draft Donegal Local Area Plan 2004-2010 in respect of submissions no 52a, 52b, 52c, 52d.

On the proposal of Clr. Byrne, seconded by Clr. O'Neill, it was resolved to insert Policy P47 to section 3.10 to read as follows:-

"Development within 100m of the existing (and proposed) public sewerage system shall be required to connect to same. If this is not available, consideration shall be given to the granting of individual waste water systems to facilitate development."

**Submission no 53** by McMullin Associates, Tirconnail Street, Donegal Town in respect of the overall plan.

Members resolved to accept the County Manager's response and agreed that no change be made to the Draft Donegal Local Area Plan 2004-2010 in respect of the above.

**Submission no 54** by John Greene, Martin Hughes and Eamon Brogan, Donegal Town, in respect of lands at Tawnalary, Raroory and Drumbar.

Members resolved to accept the County Manager's response and agreed that no change was to be made to the Draft Donegal Local Area Plan 2004-2010.

**Submission no 55** by Bert O'Neill, Main Street, Donegal Town in relation to Main Street, Donegal Town.

Members resolved to accept the County Manager's response and agreed that no change was to be made to the Draft Donegal Local Area Plan 2001-2010 in respect of submissions 55a, 55b and 55c.

**Submission no 56** by Leitrim County Council in relation to the overall plan.

Members resolved to accept the County Manager's response and agreed that no change was to be made to the Draft Donegal Local Area Plan 2004-2010, in respect of the above.

***Submission no. 57*** by Jessica Hodgson, Project Leader, Marine & Water Leisure, Donegal County Council in relation to the overall plan.

On the proposal of Clr. Byrne, seconded by Clr. Kennedy, it was resolved to insert at the end of the section 3.4.1 page 35, the following text:-

“Donegal Town is the nearest, largest and most accommodating centre for access to Marine and Water Leisure activities in South Donegal. A wide variety of resources are available in the area ranging from sea and game angling to surfing and scuba diving. The implementation of the Marine and Water Leisure Programme by Donegal County Council in 2001 has seen in depth research into the development of angling, sailing, coastal walking and coastal zone management in County Donegal. The Donegal Town area is rich in natural resources pertaining to these activities and will reap the benefits gained from them albeit directly or indirectly.”

Insert at the end of paragraph 3.4.2. the following text:-

“As part of the Donegal County Council Marine and Water Leisure programme on “outline proposal for the development and management of angling in Donegal” was produced in conjunction with the Northern Regional Fisheries Board and with Donegal County Development Board. South Donegal is host to a number of excellent fishing rivers and lakes such as the Eske, Eany, Owena and Glen river systems. Donegal serves as a national gateway to these resources, the promotion of which will enhance tourism in Donegal Town on a year round basis thus increasing local employment and revenue in the area.”

Insert in C1, page 51 the following text:-

“To minimise detrimental effects on the river systems outside the boundary as a result of building/bridge, repair/flood prevention which could cause decline in fish stocks and angling potential for the area.”

*Submission no 58* by the Office of Public Works in relation to the overall plan.

Members resolved to accept the County Manager's response and agreed that there was to be no change to the Draft Donegal Local Area Plan 2004-2010.

Mr. Francie Coyle, advised members that some of the changes made to the plan were material in nature and therefore there was a need to publish the changes and initiate public consultation. The plan would then come back before members who would decide whether it was to be made or not.

On the proposal of Clr. Byrne, seconded by Clr. Kennedy, the Council resolved to make the Donegal Town Development Plan 2004-2010 subject to the recommendations set out in the Manager's Report as amended by the members at the Council Meeting on 27/09/04 and at the Special Council Meeting on 11/10/04 and to publish the said amendments, which are deemed to constitute a Material alteration in accordance with Section 9 of the Planning & Development (Amendment) Act, 2002.

C/441/04

ADJOURNED MEETING

The Cathaoirleach reminded members that the Meeting of Donegal County Council adjourned from the 27<sup>th</sup> September, 2004 would be held at 10am in the Council Chamber, County House, Lifford, preceded by a Special Meeting at 9.45am to select 9 members to represent Donegal County Council on the Vocational Education Committee.