



## MINUTES OF MEETING OF MUNICIPAL DISTRICT of West Cork held on MS Teams at 11.00am on 6<sup>th</sup> December 2021

- Members present:** Cllrs. Patrick Gerard Murphy, Declan Hurley, Danny Collins, Karen Coakley, Deirdre Kelly, Joe Carroll, Paul Hayes
- Apologies:** Cllr. Ross O'Connell
- In attendance:** John Ahern S.E.E Skibbereen  
Ruth O'Brien S.E.E. Bantry  
Mac Dara O H-Ici, S.E.O. M.D.W.C.  
Clare Zuk, MDO  
Martina O'Driscoll, Meeting Administrator M.D.W.C.

Cllr. PG. Murphy presided.

### CONFIRMATION OF MINUTES

- a. Minutes of Municipal District meeting (as circulated) of 1<sup>st</sup> November 2021  
*Proposed by Cllr. K. Coakley*  
*Seconded by Cllr. D. Hurley*  
**Resolved:**  
"That the minutes of the MDWC Meeting held on 1<sup>st</sup> November 2021 be confirmed and signed by the Cathaoirleach."
- b. Minutes of Speed Limit Review 2022 (as circulated) of 29<sup>th</sup> October 2021  
*Proposed by Cllr. P. Hayes*  
*Seconded by Cllr. D. Hurley*  
**Resolved:**  
"That the minutes of the Speed Limit Review 2022 (as circulated) of 29<sup>th</sup> October 2021 be confirmed and signed by the Cathaoirleach."
- c. Minutes of Draft Budgetary Plan 2022 (as circulated) of 1<sup>st</sup> November 2021  
*Proposed by Cllr. D. Hurley*  
*Seconded by Cllr. P. Hayes*  
**Resolved:**  
"That the minutes of the Draft Budgetary Plan 2022 (as circulated) of 1<sup>st</sup> November 2021 be confirmed and signed by the Cathaoirleach."

d. Minutes of Draft County Development Plan Review (as circulated) of 1<sup>st</sup> November 2021

*Proposed by Cllr. P. Hayes*

*Seconded by Cllr. J. Carroll*

**Resolved:**

“That the minutes of the Draft County Development Plan Review (as circulated) of 1<sup>st</sup> November 2021 be confirmed and signed by the Cathaoirleach.”

## **STATUTORY BUSINESS**

### **Section 183 of the Local Government Act, 2001**

In accordance with the provision of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 1<sup>st</sup> December 2021.

**Situation:** Grant of Right of Way over non-public road at Knockane, Drimoleague, Co Cork.  
**To Dispose To:** John Kevin Collins & Rebecca Collins, Knockane, Drimoleague, Co Cork.  
**Consideration:** €1

On the proposal of Cllr. PG. Murphy, seconded by Cllr. J. Carroll, members approved the above disposal and recommended it to full plenary Council for consideration.

**Situation:** Grant of Right of Way over non-public road at Castlefreke, Clonakilty, Co Cork.  
**To Dispose To:** Patrick Norris & Pauline Norris, The Glebe, Rathbarry, Clonakilty, Co Cork.  
**Area:** C. 55m<sup>2</sup>  
**Consideration:** €1

Members deferred this disposal until further information was made available for their consideration

## **NOTICES OF MOTION**

*Proposed by Cllr. D. Hurley, seconded by Cllr. P. Hayes*

**“That this council improve the public road crossing between the Swimming Pool and Playground to-**

**a. To improve safety for kids crossing the road.**

Report from J. Ahern S.E.E. - Cork County Council will apply for funding under the appropriate funding stream when the next opportunity presents to convert the existing uncontrolled crossing to a controlled Zebra type crossing.

**b. To prevent cars from parking on the footpath in the vicinity of the playground.**

Report from J. Ahern S.E.E. - Cork County Council can install bollards on the edge of the footpath at the playground side to prevent cars parking on the footpath.

**c. Allow users of the playground to use the swimming pool car park (even on days the pool is closed)”**

Report from M. O’Hici S.E.O. - There are 2 separate car parks attached to the Dunmanway Pool. The county development plan at the time required a specific amount of car park spaces to be available for the facility based on the size and type of facility, this had been addressed at the Part 8 planning process stage. The facility was also part financed with a substantial grant from the Department of Tourism, Culture, Arts, Gaeltacht, Sport and Media to which a number of conditions were attached these also required the provision of car parking spaces for the facility. This was the main reason for the inclusion of barriers in the development of the facility. Because of these two separate requirements it not feasible for the car park to be dedicated for use by patrons of neighbouring facilities. The S.E.O. noted for review the members request that the carpark be made available when the swimming pool is closed but the plan was to ensure that with the increase in business in the facility in the new year that all the available parking spaces would be required for the facility.

***Proposed by Cllr. K. Coakley, seconded by Cllr. J. Carroll***

**“I call upon this council to request Bus Eireann to pick up and drop passengers at North St / Cork Rd, Skibbereen to accommodate people living and working on this side of town.”**

Report from Mr J. Ahern S.E.E. - “Cork County Council has contacted Bus Eireann officials on this request who have in turn advised that they are bound by the terms of their existing NTA licence which was amended to accommodate the one-way system on North St in the summer. Bus Eireann route planners are due to meet next week to discuss the issue further.”

***Proposed by Cllr. D. Collins, seconded by Cllr. J. Carroll***

**“I am calling on Cork County Council to change the byelaws on permitting residents who live in towns such as Bantry, Skibbereen, Dunmanway and Schull to be given parking permits so they can park outside their homes.”**

M. O’Hici S.E.O. outlined to members the following legislation and Acts in relation to parking byelaws –

**Parking Bye Laws**

*Under section 34 of the 1994 Act a local Authority has the powers to make Bye Laws: -*

*“for the control and regulation of the parking of vehicles in spaces specified in the Bye Laws ( in this section referred to as parking places) on public roads within their functional area and SHALL in the bye laws provide for the payment of fees in respect of such parking”. This is the only power of a roads authority to make a Bye Laws to govern parking.*

*The act requires the council to, before making such bye laws to (a) consult with the Garda commissioner and (b) have a one month’s public consultation period and to consider any submission made to it. The making of a Bye Law under this section s a reserved function of the elected members.*

*CORK (COUNTY BOROUGH AND COUNTY) TRAFFIC AND PARKING BYE-LAWS, 1986 S.I. 180 of 1986 were enacted by the Garda Commission under powers conferred on them by the Road Traffic Act 1961, these bye laws (amended by the Road Traffic Parking regulations 1997) which revokes the 1986 Bye Laws except for part 5 (which provides for disk parking) and part 7 (which provides for residents permits within a disk parking area), these Bye Laws allow a roads authority to being in disk (pay) parking and for the issue of residents permits in an area where disk parking is in place.*

The S.E.O. noted statistics from the 2016 Census outlining town centre resident's car ownership records which would directly impact on parking availability within town centres should parking permits be introduced. The SEO also informed the meeting that any residence with the benefit of a planning permission would have been required to make a specific amount of car parking spaces available to service the development. Members discussed reviewing the appeals process to deal with the matter and seeking legal advice on introducing parking permit fees and if the charging for residents parking permits would suffice for the requirements of 34 of the 1994 Act.

***Proposed by Cllr. D. Collins, seconded by Cllr.PG. Murphy***

***"I am calling on Cork County Council to install speed activation lights at both sides between the church and national school in Glengarriff Village."***

Report from Ruth O'Brien S.E.E. - Funding has been received to construct a footpath from the village to the nature reserve and this would have a traffic calming effect on vehicular traffic in the village, in addition to providing a safe pathway."

***Proposed by Cllr. D. Collins, seconded by Cllr.PG. Murphy***

***"I am calling on an update on the council owned site at Harbour View Bantry that has seen dumping of vehicles, trailers plus much more for nearly three years now."***

The S.E.O. M. O'Hici advised members of the ongoing legal case in relation to the site at Harbour View which had recently been adjourned to be heard in early January 2022. The council would be awaiting the determination of this case before taking any action in relation to the site.

## **REPORTS & CORRESPONDENCE**

### **Municipal District Officers Report**

The M.D.O. Ms. Clare Zuk distributed copies of the Municipal District Officers Report – December 2021 which was welcomed by Members who acknowledged the efforts of all involved.

Members discussed the budget provisions for the Town Development, General Municipal Allocation and Village Enhancement Scheme and requested analysis of what was previously spent/unspent in 2019/2020. Members requested that details of the Village Renewal Scheme be circulated as soon as they are available.

Following the members discussion on a proposed online forum to advise community groups of grants, the S.E.O noted that details of some grants were available from the MD Clare Zuk and others would be made available online.

## **ANY OTHER BUSINESS**

In response to members queries on the recent demolition of the Ballineen Public toilets, the S.E.O. noted that members had set aside €17,000 in the 2021 GMA allocations for the design brief, and the demolition of the public toilets was to allow for surveys of the site to be carried out which is the first stage of works required. The meeting rejected a suggestion from the SEO to put a temporary measure in place while the awaiting the delivery of the new facility.

Following a member's query on Bull Point, Baltimore the S.E.O. noted that a design for the area submitted by the community was being reviewed to see what resources and authorisations would be required to implement this and it would revert to the members in due course.

In reply to the member's queries regarding the impending Storm Barra which was due on Tuesday 2<sup>nd</sup> December, both J. Ahern S.E.E. and R. O'Brien S.E.E. advised members of the preparatory works underway to deal with any potential flooding and that crews would respond to any emergencies accordingly.

In response to a member's query on the bad road surface at Cork road, Skibbereen, Mr. J. Ahern S.E.E. noted that the road may be upgraded in 2022.

Members expressed their well wishes to their fellow colleague Cllr. Katie Murphy who recently resigned from her Council seat. It was agreed by all members that Ms. Murphy was an excellent Councillor and would be greatly missed. The S.E.O. M. O'Hici on behalf of all Council staff also wished Ms. Murphy well in her future endeavors.

This concluded the business of the meeting.

CATHAOIRLEACH \_\_\_\_\_

DATE \_\_\_\_\_

