

KILKENNY COUNTY COUNCIL - COMHAIRLE CHONTAE CHILL CHAINNIGH
Agenda for the Ordinary Meeting of Kilkenny County Council to be held on
Monday 21st December, 2015 at 3.00 p.m. in Council Chamber, County Hall, John
Street, Kilkenny.

Clár do Ghnáth-Chruinniú Chomhairle Chontae Chill Chainnigh le reachtáil ar de
Luan 21st Nollaig ar a 3.00 i.n. i Seomra na Comhairle, Halla an Chontae, Sráid
Eoin, Cill Chainnigh.

1. Confirmation of Minutes - Dearbhú Miontuairiscí:

- (a)** Minutes of Ordinary Meeting of Kilkenny County Council held on Monday 16th November (copy of minutes attached)
- (b)** Minutes of Budget Meeting held on Friday 27th November, 2015 (copy of minutes attached)
- (c)** Minutes of SPC 2 – Transportation, Infrastructure Policy, Transportation, Fire and Emergency Services Meeting held on 4th December, 2015. (copy of minutes attached)
- (d)** Minutes of SPC 3 – Planning & Development, Heritage, Community, Arts & Culture Meeting held on 16th September, 2015 (copy of minutes attached)

2. Business prescribed by Statute, Standing Orders or Resolutions of the Council. -Gnó forordaithe do réir Reachtaíochta, Orduithe Seasta, nó Rúin an Chomhairle.

(a) Housing & Other Disposal - Tithíocht & Díuscairt Eile

- (i)** “That in accordance with the provisions of Section 183 of the Local Government Act, 2001, Kilkenny County Council hereby approves of the disposal of its interest in plot of ground measuring approx 0.06acres at Aghclare, Gaignamanagh, Co. Kilkenny to Michael Brennan, Aghclare, Griagnamanagh, Co. Kilkenny for the nominal sum of €10.00 with each party being responsible for their own legal costs associated with the sale”. (Notice issued to members on the 2nd December, 2015)
- (ii)** “That, in accordance with the provisions of Section 183 of the Local Government Act, 2001, Kilkenny County Council hereby approves of the disposal of its interest in plot of ground at Loughboy Kilkenny, which measures approx. 85sqm, to Joe Hennessy, Waterford Road, Kilkenny, for the nominal sum of €10.00 with each Presentation Secondary School being responsible for all legal costs associated with the sale (Notice issued to members on 2nd December, 2015)

- (iii) "That, in accordance with the provisions of Section 183 of the Local Government Act, 2001, Kilkenny County Council hereby approves of the disposal of its interest of its interest in 4 no. plots of ground at Ballytarsna, Horse & Jockey, Thurles, Co. Tipperary to Germinal Holding Limited, 1st Floor, Fitzwilliams House, Wilton Place, Dublin 2 for the nominal sum of €10.00 with Kilkenny County Council being responsible for all legal costs associated with the sale."

Plots measure as follows: -

- (iv) **Plot A**, Area 0.017ha (0.042acres) Folio TY54582F
(v) **Plot B**, Area 0.007ha (0.017acres) (Plan Number C7H7V) Folio TY54582F
(vi) **Plot C**, Area 0.043ha (0.106acres) (Plan Number C7H7T)
(vii) **Plot D**, Area 0.232ha (0.573acres) Folio TY54800F

(Notice issued to members on 2nd December, 2015)

- (iv) "That, in accordance with the provisions of Section 183 of the Local Government Act, 2001, Kilkenny County Council hereby approves of the disposal of a site, measuring approx. 1.35 acres, at Cloghala, Dungarvan, Co. Kilkenny, as identified on the attached map, to Jim & Elizabeth Byrne, Tullaherin, Dungarvan, Gowran, Co. Kilkenny for the sum of €50,000 (fifty thousand euro) with each party being responsible for their own legal costs associated with the sale.(Notice issued to members on 2nd December, 2015)
- (v) "Notice is hereby given that after the expiration of 10 days from the date of this Notice, it is the intention of Kilkenny County Council to dispose of its interest in property at Kiltown, Castlecomer measuring 0.289acres to Thomas Ring in accordance with the terms of the Housing Acts 1966 to 2002". (Notification issued to members on 10th December, 2015)

(b) Planning – Pleanail

Taking of Charge of the following estates:-

- (i) "That the County Council of the County of Kilkenny, in exercise of the powers conferred on them by Section 11 of the Roads Act, 1993 and in compliance with Section 180 of the Planning & Development Act, 2000 as amended by Section 59 of the Planning & Development Act 2010, hereby declares the road listed in the Public Notice to be a Public Road":- Estate:- 9 Houses at Orchard Estate, Inistioge, Co. Kilkenny – TC48 (report attached)

- (ii) “That the County Council of the County of Kilkenny, in exercise of the powers conferred on them by Section 11 of the Roads Act, 1993 and in compliance with Section 180 of the Planning & Development Act, 2000 as amended by Section 59 of the Planning & Development Act 2010, hereby declares the road listed in the Public Notice to be a Public Road”:- Estate:- 7 Houses at Naomh Eoin, Johnswell, Co. Kilkenny – TC71 (report attached)

- (iii) “That the County Council of the County of Kilkenny, in exercise of the powers conferred on them by Section 11 of the Roads Act, 1993 and in compliance with Section 180 of the Planning & Development Act, 2000 as amended by Section 59 of the Planning & Development Act 2010, hereby declares the road listed in the Public Notice to be a Public Road”:- Estate:- 10 Houses at Friarshill, Thomastown, Co. Kilkenny – TC111 (report attached)

- (iv) “That the County Council of the County of Kilkenny, in exercise of the powers conferred on them by Section 11 of the Roads Act, 1993 and in compliance with Section 180 of the Planning & Development Act, 2000 as amended by Section 59 of the Planning & Development Act 2010, hereby declares the road listed in the Public Notice to be a Public Road”:- Estate:- 8 Houses at Millview, Kells, Co. Kilkenny – TC11 (report attached)

- (v) We, the members of Kilkenny County Council resolve to take the public open space in charge and that the road be declared a public road and entered into the roads schedule of Kilkenny County Council, in accordance with Section 11 of the Roads Act, 1993 and in compliance with Section 180 of the Planning & Development Act, 2000 as amended by Section 59 of the Planning & Development Act, 2010:- Development: Gas House Square, Gas house Lane, Kilkenny. – TC132. (report attached)

(c) **Corporate Affairs - Gnóthaí Corparáideacha**

- (i) Chief Executives Report (report attached)

- (ii) Adoption of Local Economic and Community Plan (report attached)

(d) **Environment – Timpeallacht**

Control of Horses – Draft Bye Laws 2015 (report attached)

(e) Finance – Airgeadais

Vacant Properties Incentive Scheme (report attached)

(f) Housing - Tithíocht

New Tenant Purchase Scheme (report attached)

3. Urgent Correspondence - Comhfhreagras Práinneach

4. Business adjourned from a previous Meeting - Gnó ar athló ó chruinniú roimhe seo

5. Fix Dates and Times of Meetings - Dátaí agus Amanta do chruinnithe a shocrú:

(i) Schedule of meetings from December - February 2016 (attached)

6. Consideration of Reports and Recommendations of Committees of the Council - Plé ar Thuairiscí agus Moltaí ó Choistí an Comhairle:

(a) Report of SPC 2 - Transportation, Infrastructure Policy, Transportation, Fire and Emergency Services Meeting held on 4th December, 2015.

(b) Report of SPC 3 – Planning & Development, Heritage, Community, Arts & Culture Meeting held on 16th September, 2015 (copy of report attached)

7. Other Business set forth in the Notice convening the Meeting – Gnó Eile romhainn i bhFógra reachtála an Chruinnithe

8. Education & Training – Oideachas agus Oiliúint

(i) Conferences – Request for approval to attend as per circulated list. (attached)

(ii)

Councillor	Date of Conference	Title of Conference
P. Dunphy	6 th -8 th November	Consumer Right Bill Conference
A. McGuinness	20 th -21 st November	Urban Regeneration and Housing Act 2015
A. McGuinness	27 th -28 th November	Regulation of Lobbying Act 2015
D. Kennedy	4 th -6 th December	Budget 2016

9. Matters Arising from Minutes - Gnótha ag éirí as Miontuairiscí

10. Any Other Business - Aon Ghnó Eile

11. Notices of Motion - Fógraí Rúin:

45(15) **Cllrs. Tomas Breathnach & Maurice Shortall – 8th October, 2015**

“The Congress Charter for Fair Conditions at Work seeks a societal consensus as to what constitutes fair conditions of employment. The Charter identifies five key principles, which as a minimum, should be respected by every employer; a living wage, fair hours of work, the right to representation and collective bargaining, to be treated with dignity when at work and fair public procurement. Kilkenny County Council supports and advocates the implementation of the Congress Charter for Fair Conditions at Work”.

46(15) **Cllr. Malcolm Noonan**

“That Kilkenny County Council supports the “Clean Air Campaign” of the Asthma Society of Ireland by prioritising the issue of Air Quality in our urban areas and hereby calls on Government to set Ireland’s Air Pollution laws to the World Health Organisation’s Air Quality Standards”.

12. Notices of Motion from other local authorities seeking support of Kilkenny County Council - Fógraí i dtaobh Rúin ó Údaráis Áitiúla eile ag lorg tacaíochta ó Chomhairle Chontae Chill Chainnigh:

31(15) Sligo County Council – 5th November, 2015

“That Sligo County Council welcomes the fact that the Irish League of Credit Unions has launched a Plan to lend money to build 35,000 Social Houses over the next six years”.

32(15) South Dublin County Council – 12th November, 2015

“Following a recent human rights delegation to Brussels, led by Lynn Boylan MEP, I ask that this Council write to the Department of Foreign Affairs asking them to publicly demand the release of Firhouse teenager Ibrahim Halawa. This strong approach has resulted in the release of American Mohammed Soltan, Canadian Mohammed Fahmy and Australian Peter Greste”.

33(15) Donegal County Council – 3rd December, 2015

“That this Council contact the Management of the other 30 Local Authorities to inform them of the intention to appeal global re-valuation of 6 utilities, and further ask that they join with Donegal County Council in this process, and that this motion be circulated to all Local Authorities”.