

- COMHAIRLE CHONTAE CHILL CHAINNIGH –
KILKENNY COUNTY COUNCIL

*Clár do Ghnáth-Chruinniú Chomhairle Chontae Chill Chainnigh
le reachtáil ar de Luan, 21 Meitheamh, 2021 ar a 3.00 i.n.*

**AGENDA FOR THE ORDINARY MEETING
OF KILKENNY COUNTY COUNCIL**

MONDAY, 21st JUNE, 2021 AT 3.00 P.M. VIA MS TEAMS

1. **Dearbhú Miontuairiscí - Confirmation of Minutes**

- (i) Minutes of Plenary Meeting of Kilkenny County Council held on Monday, 17th May, 2021 [*copy of Minutes attached*].
- (ii) Minutes of Special Meeting of Kilkenny County Council held on Monday, 31st May, 2021 [*copy of Minutes attached*].
- (iii) Minutes of Adjourned Special Meeting of Kilkenny County Council held on Tuesday, 8th June, 2021 [*copy of Minutes attached*].

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

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

- (i) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Clifden, Co. Kilkenny – as identified on the attached map - to William Kehoe and Sarah Kehoe, Clifden, Co. Kilkenny for the nominal sum of €10.00 (ten euro), with each party being responsible for their own legal costs associated with the transfer. Area measures 2.58 acre. The Consent of the Minister for the Environment is not required.”
(Notice sent to members on the 1st June, 2021).
- (ii) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Blanchfieldspark, Clifden, Co. Kilkenny – as identified on the attached map - to Joan Kehoe, Blanchfieldspark, Clifden, Co. Kilkenny for the sum of €650 (*six hundred and fifty euro*), with each party being responsible for their own legal costs associated with the transfer. Area measures 0.936 acre. The Consent of the Minister for the Environment is not required.” *(Notice sent to members on the 1st June, 2021).*

- (iii) "Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Moanmore, Bagenalstown, Co. Carlow, as identified on the attached map, to Michael Roche and Lisa Roche, Moanmore, Bagenalstown, Co. Carlow for the sum of €1,000 (one thousand euro), with each party being responsible for their own legal costs associated with the transfer. Area measures 0.11 acre. The Consent of the Minister for the Environment is not required." (Notice sent to members on the 1st June, 2021).
- (iv) "Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Bannagagole, Old Leighlin, Co. Carlow - as identified on the attached map - to Margaret Foley, Bannagagole, Old Leighlin, Co. Carlow for the sum of €750 (seven hundred and fifty euro), with each party being responsible for their own legal costs associated with the transfer. Area measures 0.36 acre. The Consent of the Minister for the Environment is not required." (Notice sent to members on the 1st June, 2021).
- (v) "Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Moanmore, Bagenalstown, Co. Carlow - as identified on the attached map - to Stephen Morris, Moanmore, Bagenalstown, Co. Carlow for the nominal sum of €10.00 (*ten euro*), with each party being responsible for their own legal costs associated with the transfer. Area measures 0.015 acre. The Consent of the Minister for the Environment is not required." (Notice sent to members on the 1st June, 2021).
- (vi) "Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Moanmore, Bagenalstown, Co. Carlow - as identified on the attached map - to Padraig Kavanagh, Moanmore, Bagenalstown, Co. Carlow for the sum of €600 (*six hundred euro*), with each party being responsible for their own legal costs associated with the transfer. Area measures 0.49 acre. The Consent of the Minister for the Environment is not required." (Notice sent to members on the 1st June, 2021).

- (vii) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Ballykeoghan, Kilmacow, Co. Kilkenny – as identified on the attached map - to Noeleen Ivory, Ballykeoghan, Kilmacow, Co. Kilkenny for the sum of €500 (*five hundred euro*), with each party being responsible for their own legal costs associated with the transfer. Area measures 0.094 acre. The Consent of the Minister for the Environment is not required.” (Notice sent to members on the 1st June, 2021).
- (viii) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Moanmore, Bagenalstown, Co. Carlow – as identified on the attached map - to Luke Roche, Moanmore, Bagenalstown, Co. Carlow for the sum of €1,000 (*one thousand euro*), with each party being responsible for their own legal costs associated with the transfer. Area measures 0.18 acre. The Consent of the Minister for the Environment is not required.” (Notice sent to members on the 1st June, 2021).
- (ix) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Tomard Lower, Clogrennane, Co. Carlow – as identified on the attached map - to Sylvester McDonald, Tomard Lower, Co. Carlow for the sum of €750 (*seven hundred and fifty euro*), with each party being responsible for their own legal costs associated with the transfer. Area measures 0.39 acre. The Consent of the Minister for the Environment is not required.” (Notice sent to members on the 1st June, 2021).
- (x) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Aughnagomaun, Horse and Jockey, Thurles, Co. Tipperary – as identified on the attached map - to the Reps of Mr. John Hassett as part of a Deed of Exchange and with Kilkenny County Council being responsible for all legal costs associated with the transfer. Area measures 0.06 acre. The Consent of the Minister for the Environment is not required.” (Notice sent to members on the 1st June, 2021).

- (xi) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Scart, Clifden, Co. Kilkenny – as identified on the attached map - to Nicholas Matthew O’Keeffe and Barbara O’Keeffe, Scart, Clifden, Co. Kilkenny for the sum of €32,000 (*thirty two thousand euros*), and with each party being responsible for their own legal costs associated with the transfer. Area measures 1.54 acre. The Consent of the Minister for the Environment is not required.”
(Notice sent to members on the 1st June, 2021).
- (xii) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Shankill, Paulstown, Co. Kilkenny – as identified on the attached map - to Martin & Rosaleen Maher, Shankill, Paulstown, Co. Kilkenny as part of a Deed of Exchange and each party will be responsible for their own legal costs associated with the transfer. Area measures 0.16 acre. The Consent of the Minister for the Environment is not required.”
(Notice sent to members on the 1st June, 2021).
- (xiii) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Shankill, Paulstown, Co. Kilkenny – as identified on the attached map - to Dermot & Orla Maher, Shankill, Paulstown, Co. Kilkenny as part of the Deed of Exchange with Mr. Martin Maher and with Kilkenny County Council being responsible for all legal costs associated with the transfer. Area measures 0.009 acre. The Consent of the Minister for the Environment is not required.”
(Notice sent to members on the 1st June, 2021).
- (xiv) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Tomard Lower, Rathornan, Co. Carlow – as identified on the attached map - to Repts. Anne Dowling, Tomard Lower, Rathornan, Co. Carlow in exchange for a plot at Tomard Lower, Rathornan, Co. Carlow and with Kilkenny County Council being responsible for all legal costs associated with the transfer. Area measures 0.19 acre. The Consent of the Minister for the Environment is not required.”
(Notice sent to members on the 1st June, 2021).

- (xv) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Ballyquirk, Clifden, Co. Kilkenny – as identified on the attached map - to Lisa Cullen, Ballyquirk, Clifden, Co. Kilkenny for the nominal sum of €10.00 (*ten euro*), and with Kilkenny County Council being responsible for all legal costs associated with the sale. Area measures 0.183 acre. The Consent of the Minister for the Environment is not required.”
(Notice sent to members on the 1st June, 2021).
- (xvi) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Scart, Mullinavat, Co. Kilkenny – as identified on the attached map - to Margaret Hawe O’Hanlon, Scart, Mullinavat, Co. Kilkenny for Nil consideration and with Kilkenny County Council being responsible for all legal costs associated with the sale. Area measures 0.52 acre. The Consent of the Minister for the Environment is not required.”
(Notice sent to members on the 1st June, 2021).
- (xvii) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 land at Gorrue, Knocktopher, Co. Kilkenny – as identified on the attached map - to James Murphy, Gorrue, Knocktopher, Co. Kilkenny for the nominal sum of €10.00 (*ten euro*), with Kilkenny County Council being responsible for all legal costs associated with the transfer. Area measures 1.37 acre. The Consent of the Minister for the Environment is not required.”
(Notice sent to members on the 1st June, 2021).
- (xviii) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 a site at Hebron Industrial Estate, Hebron Road, Kilkenny, as identified on the enclosed map as Site D, to Electricity Limited, Ormonde Retail Park, Dublin Road, Kilkenny, for the sum of €210,000 (*two hundred and ten thousand euros*). This site measures approx. 3.0 acres. Each party will be responsible for their own legal costs associated with the sale. The Consent of the Minister for the Environment is not required.”
(Notice sent to members on the 8th June, 2021).

- (xix) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 a site at Hebron Industrial Estate, Hebron Road, Kilkenny, as identified on the enclosed map as Site C, to Oxley Electrical & Security Limited, Derrykearn, Abbeyleix, Co. Laois, for the sum of €240,000 (*two hundred and forty thousand euro*). This site measures approx. 3 acres. Each party will be responsible for their own legal costs associated with the sale. The Consent of the Minister for the Environment is not required.”
(Notice sent to members on the 8th June, 2021).

(b) **Pleanail - Planning**

- (i) Part 8 Planning: Greenway Construction Compound [*Report Attached*].
- (ii) Proposed Part 8: Columbarium Wall Garden, St. Kieran’s Cemetery [*Report Attached*].
- (iii) Taking in Charge: Friary Walk Callan, Co. Kilkenny [*Report Attached*].
- (iv) Taking in Charge: Rath Ullord, Bonnettsrath Road, Kilkenny [*Report Attached*].
- (v) Taking in Charge: Bellfield, Abbeylands, Ferrybank. [*Report Attached*].
- (vi) Taking in Charge: Banagher Court, Main Street, Piltown [*Report Attached*].
- (vii) Taking in Charge: The Green, Ballyfoyle, Co. Kilkenny [*Report Attached*].
- (viii) Taking in Charge: Newpark Crescent, Golf Links Road [*Report Attached*].

(c) **Comhshaol - Environment**

- (i) Graveyard Grants [*Report Attached*].

(d) **Gnóthaí Corparáideacha - Finance**

- (i) Three Year Capital Programme 2021-2023 [*Report Attached*]

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

- (i) Appointment of Chairman for SPC 4: Environment Protection, Climate Action & Energy
- (ii) Appointment of Chairman for SPC 5: Community, Cultural & Fire Services
- (iii) Chief Executive’s Monthly Report [*Report Attached*].

3. **Comhfhreagras - Correspondence**

4. *Gnó ar athló ó chruinniúroimhe seo - Business adjourned from a previous Meeting*
5. *Dátaí agus Amanta do chruinnithe a shocrú - Fix Dates & Times of Meetings*
 - (i) Schedule of Meetings [*Report Attached*].
6. *Plé ar Thuairiscí agus Moltaí ó Choistí an Comhairle - Consideration of Reports & Recommendations of Committees of the Council*
7. *Gnó Eile romhainn i bhFógra reachtála an Chruinnithe - Other Business set forth in the Notice convening the Meeting*
8. *Oideachas agus Oiliúint - Education & Training*
9. *Gnótha ag éirí as Miontuairiscí - Matters Arising from Minutes*
10. *Aon Ghnó Eile - Any Other Business*
11. *Fógraí Rúin - Notices of Motion*

11 (21) Cllr. Peter Cleere

“That Kilkenny County Council supports the Life Saving Equipment Bill 2017 as introduced by Senator Keith Swanick which is supported by Water Safety Ireland & CFR Ireland and calls upon the Government to bring about the speedy enactment of this Bill. The Life Saving Equipment Bill was initiated in 2017 by Senator Keith Swanick. It proposes penalties of up to 5 years imprisonment and €50,000 fine for those convicted of theft or damage to, a defibrillator or life buoy. CFR Ireland and Water Safety Ireland have both supported and endorsed this Bill when it was proposed. It is now stalled in the houses of the Oireachtas.”

12 (21) Cllr. Peter Cleere

“That Kilkenny County Council would write to Táiniste to extend the current rates waivers for businesses until at least April 2022. Many businesses have literally just reopened their doors and some are still closed for another couple of weeks, and these business need certainty and fairness to be able to trade through this pandemic.”

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

40 (21) Dún Laoghaire-Rathdown County Council

"This Council write to the Minister for Housing, Local Government and Heritage, Darragh O'Brien TD and An Taoiseach, Micheál Martin TD calling for the immediate termination of the current planning and Development (Strategic Housing Developments) Regulations 2017."

41 (21) Leitrim County Council

That Leitrim County Council ask the Minister for Housing, Local Government and Heritage when the report into the tenant purchase scheme will be published and if the issues relating to income from social welfare, and persons over the age of seventy, being allowed to purchase a Local ~Authority, house will be addressed."

42 (21) Clare County Council

"To request that the Minister for Housing, Local Government and Heritage would re-examine the current suitability of the maximum household income thresholds in the three banded areas. We further request circulation to all other local authorities and Oireachtas members."

43 (21) Limerick City & County Council

"That, in light of the recent Government announcement on the Rural Development Policy 2021-2025 entitled "Our Rural Future" and the lack of infrastructure such as sewerage in our local towns and villages, Limerick City & County Council call on the Minister for Housing, Local Government and heritage to maintain the status quo with regard to policy on one-off housing in our County and City Development Plan and that the phrase "social and economic need" not be included."

44 (21) Sligo County Council

"I am asking Sligo County Council to write to the Minister for Social Protection, Heather Humphreys and ask that all working mothers and their partners be allowed to take paid leave after suffering a miscarriage or stillbirth. This bereavement allowance would give employees three days' leave when a pregnancy ends in miscarriage or stillbirth, rather than forcing them to use their sick leave."

45 (21) Sligo County Council

"That this Council call on the Minister for Justice to reconsider her department's decision not to have a specific offence of stalking introduced on to the statute books, and to not only introduce an offence of stalking but to also introduce longer sentences for the crime than that currently available to prosecutors."

46 (21) The Municipal District of Carrickmacross - Castleblayney

"This Municipal District calls on the Minister for Health, Stephen Donnelly TD, the Minister of State at Department of Children, Equality, Disability, Integration and Youth, Anne Rabbitte TD, and the HSE to put in place measures to support those who are cared for in their homes, on a full-time basis, whose carer may be incapacitated due to ill-health or emergency, we ask tat an emergency response unit be made available (Care team/Carers) that could be called in to support patients in these circumstances."