

KILKENNY COUNTY COUNCIL - COMHAIRLE CHONTAE CHILL CHAINNIGH
Agenda for the Ordinary Meeting of Kilkenny County Council to be held on
Monday 16th December, 2013 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 16th 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 18th November, 2013 (copy of minutes attached).
- (b)** Minutes of Thomastown Electoral Area Meeting held on 11th November, 2013 (copy of minutes attached)
- (c)** Minutes of Piltown Electoral Area Meeting held on 12th November, 2013 (copy of minutes attached)
- (d)** Minutes of Strategic Policy Committee No. 3- Environmental Policy, Fire Services and Emergency Planning Meeting held on 13th November, 2013 (copy of minutes attached)
- (e)** Minutes of Meeting of Forward Planning & Development Strategic Policy Committee Meeting held on 20th November, 2013 (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)** “It is the intention of Kilkenny County Council, in accordance with Section 183 of the Local Government Act, 2001 to dispose of property at 16 Pockocke Valley, Johnswell Road, Kilkenny to Anthony & Therese Chandley, Waterford Road, Kilkenny for the sum of €102,000 with each party being responsible for their own legal costs associated with the sale”. (Notification issued 6th December, 2013)
- (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 property at Ballymack, Cuffesgrange, Co. Kilkenny to Ellen Cunningham, Ballymack, Cuffesgrange, Co. Kilkenny for a nominal sum with each party being responsible for their own legal costs associated with the sale” (Notification issued on 19th November, 2013.)

(b) Roads - Bóithre

- (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 (37 Residential Units) Kylemore, Fiddown, Co. Kilkenny to be a public road”. (Notification 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 Millbanks Grove, Rosbercon, Co. Kilkenny to be a public road”. (Notification 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 (30 House Development) at The Meadows, Callan, Co. Kilkenny to be a public road”. (Notification attached)
- (iv) “We the members of Kilkenny County Council approve the initiation of proceedings for the taking in charge of the Richview, Castlecomer Road, Kilkenny in accordance with Section 180 of the Planning & Development Act 2000 as amended by Section 59 of the Planning & Development Act, 2010”. (notification attached)
- (v) “We the members of Kilkenny County Council approve the initiation of proceedings for the taking in charge of Broguemaker Hill, Thomastown, Co. Kilkenny in accordance with Section 180 of the Planning & Development Act 2000 as amended by Section 59 of the Planning & Development Act, 2010”. (notification attached)
- (i) “We the members of Kilkenny County Council approve the initiation of proceedings for the taking in charge of Clongowan, Smithsland North, Waterford Road, Kilkenny in accordance with Section 180 of the Planning & Development Act 2000 as amended by Section 59 of the Planning & Development Act, 2010”. (notification attached)

(c) **Water Services – Seirbhísí Uisce**

Takeover of Ballinearla No. 1 Group Water Scheme (notification attached)

(d) **Planning – Pleanail**

Draft Development Plan consider Managers report circulated on 29th November, 2013

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 2014 (to follow)
6. **Consideration of Reports and Recommendations of Committees of the Council - Plé ar Thuairiscí agus Moltaí ó Choistí an Comhairle:**
- (i) Report and Recommendations of the Thomastown Electoral Area Committee Meeting held on 11th November, 2013 (copy of report attached)
- (ii) Report and Recommendations of the Piltown Electoral Area Committee Meeting held on 12th November, 2013 (copy of report attached)
- (iii) Chairpersons Report of Strategic Policy Committee No. 3 – Environmental Policy, Fire Services and Emergency Planning Meeting held on 13th November, 2013 (copy of report attached)
- (iv) Report and Recommendations of Meeting of Forward Planning & Development Strategic Policy Committee (SPC 1) held on 20th November, 2013 (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 Oilíúint**
- (i) Conferences – Request for approval to attend as per circulated list. (to follow)
- (ii) Summary proceedings at Conferences have been received from:-

Councillor	Date of Conference	Title of Conference
M. Noonan	28 th September	National Federation of Cycling Campaign Groups
P. Crowley	28 th September	The life and times of Michael Collins
F. Doherty	4 th -6 th October	Internet Elections
C. Connery	11 th -12 th October	LAMA Conference
M.Doran	25 th -27 th October	Guidelines for Rural

		Housing – Planning & Dev
J. Coonan	25 th -28 th October	Future Energy Needs
A. McGuinness	1 st -2 nd November	Local Government Planning & Development Act 2013
J. Moran	1 st -2 nd November	Poverty and Migration in Ireland Today
C. Connery	1 st -3 rd November	Training Seminar –Council Budgetse
J. Coonan	8 th -9 th November	Local Authority Rates
E. Aylward	8 th -10 th November	Practical Guide to Budget 2014
M. Doran	8 th -10 th November	How Local Authorities are affected by EU Law and ECHR.
J. Coonan	15 th -16 th November	Fostering Stronger Communities
J. Brennan	15 th -17 th November	Local Authority Budgets 2014

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

10. Any Other Business - Aon Ghnó Eile

11. Notices of Motion - Fógraí Rúin:

15(13) Cllrs. T. Breathnach, M. Shortall and T. Prendergast

“Kilkenny County Council should write to the Gardai, the NRA, the RSA and the Department of Transport to seek a role for Kilkenny County Council in determining the locations at which speed detection units operate”.

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

33(13) Clare County Council – 13th November, 2013

“That Clare County Council calls on the Minister for Transport to extend the derogation period to allow adequate time to resolve the height restriction of 4.65 metres for vehicles using the country’s road network”.

34(13) Macroom Town Council – 19th November, 2013

“That Macroom Town Council calls on the Minister for the Environment, Community and Local Government, members of Dail Eireann and Seanad Eireann that in the light of recommendations published on Wednesday October 30th 2013 by the Congress of Local and Regional Authorities , part of the Council of Europe which states that Ireland needs greater Constitutional Protection for Local Government and it is failing to protect Local Democracy and the continued centralisation of power and decision making at National Level, instead of greater devolution to local communities”.

That the draft Local Government Reform Bill issued on the 17th October, 2013 should now be referred to the Constitutional Convention so that a discussion can take place on the issues raised by the Council of Europe which runs entirely contrary to the key principals of the European Charter for Local Self Government which was ratified by Ireland on the 14th May, 2002”.

35(13)Waterford City Council – 21st November, 2013

“Waterford City Council urgently requests the Government to have a total review of legislation in the area of Anti-Social Behaviour with the objective of strengthening the powers of the Gardai and Local Authorities to tackle this issue in an effective manner”.

36(13) Offaly County Council – 27th November, 2013

“That Offaly County Council writes to the Minster for Health requesting that he lift the ban on Nurse recruitment”.

37(13) Donegal County Council – 2nd December, 2013

“Regarding the recent suggestion that Vehicle Motor Tax may be decentralised (Similar to Driving Licence Applications) I ask Donegal County Council to support a proposal that Motor Tax should be left with Local Authorities who have excellent records as far as this work is concerned”.

38(13)Donegal County Council – 2nd December, 2013

“That Donegal County Council acknowledges the vital work of the Credit Union movement within the county and understands that a credit union’s main strength is that it is local. Further Donegal County Council supports the Irish League of Credit Unions in their fight against the over zealous regulatory regime and moves towards consolidation being imposed on them by the Government and the Central Bank”.