

**Minutes of Adjourned Monthly Meeting held on Friday 25<sup>th</sup> November, 2016 at  
2.00p.m.**

**Chair:** Cllr. P. Fitzpatrick

**Cllrs:** M. Shortall, T. Breathnach, J. Brennan, P. Dunphy, M. Doyle, J. Brennan, P. O' Neill, M.H. Cavanagh, P. Millea, A.McGuinness, G. Frisby, J. Malone, P. McKee, M. Noonan, B. Gardner, M. O' Neill and D. Kennedy.

**Officials:** C. Byrne, M. Prendiville, T. Butler, M. Mulholland, S. Walton, D. Malone and A.M. Walsh.

**Apologies:** E. Aylward, P. Cleere, M. Doran, F. Doherty, M. McCarthy.

Cllr. Fitzpatrick advised the members that the adjourned meeting will finish at 3.00p.m.

**2(c) Planning**

**Consideration of Variation 1 to the Kilkenny County Development Plan 2014-2020 Variation 2 to the City and Environs Development Plan 2014-2020**

Ms. Mary Mulholland advised the members that the proposed variations 1(b), 1(c), 2 (a) and 2(b) relate to changes in Part V and the minimum development standards for new apartments. Part V provision has been reduced from 20% to 10% under the Urban Regeneration and Housing Act 2015. Guidelines for planning authorities on Sustainable Urban Housing- Design Standard for New Apartments were published in 2015. Local Authorities are required to implement these changes. It is proposed to align both development plans with national legislation and guidelines.

Cllr. Fitzpatrick advised the meeting that discussion and a vote will be taken on each part of the variation.

**1(b) Part V – County Development Plan - To incorporate the requirements of the Urban Regeneration and Housing Act 2015 to apply Part V to developments of 10+ houses with 10% social housing requirement.**

**1(c) – To align the minimum development standards for new apartments with the Department's Guidelines for Planning Authorities on Sustainable Urban Housing; Design Standards for New Apartments.**

Contributions were received from Cllrs. P. Fitzpatrick, J. Malone, M. O' Neill, D. Kennedy, M. Shortall and M. Noonan in relation to the following:-

- Concerns on reduction of provision of units
- Transfer of social units to Voluntary Bodies
- Losing control on social housing stock
- Implementing national legislation
- Concerns re decrease in floor areas in apartments

- More applicable to larger urban areas
- Restricted rental markets for small apartments
- Possible over the shop refurbishment for residential market

Mr. D. Malone and Ms. Mulholland replied to the issues raised by the members. They advised that most developments have a mixture of units and that minimum size applies. There is no restriction on maximum size.

It was proposed by Cllr. P. Millea, seconded by Cllr. J. Brennan:- “We the members of Kilkenny County Council, having considered the proposal to make Variation 1(b) and (c) to the Kilkenny County Development Plan 2014-2020 under Section 13 of the Planning & Development Acts 2000-2015, and having considered the Chief Executives Report as circulated on the 28<sup>th</sup> October, 2016 prepared in accordance with Section 13(4) of the above Acts, the recommendations as set out in the Chief Executives Report, and with our decision made at a meeting of Kilkenny County Council held on the 25<sup>th</sup> November, 2016 do hereby resolve to vary the Kilkenny County Development Plan in accordance with Proposed Variation 1(b) and (c)”

Cllr. Fitzpatrick asked for a vote on Proposed Variation 1(b)

**9 votes for proposed amendment** – Cllrs: J. Brennan, P. Fitzpatrick, P. Millea, M. Shortall, M. Doyle, P. O’ Neill, J. Malone, P. McKee, T. Breathnach.

**4 votes against proposed amendment:** - Cllrs. B. Gardner, D. Kennedy, M. Noonan and M. O’ Neill

The proposed variation to Part V is carried to incorporate the requirements of the Urban Regeneration and Housing Act 2015 to apply Part V to developments of 10+ houses with 10% social housing requirement.

Cllr. Fitzpatrick asked for vote on Proposed Variation 1(c)

**9 votes for proposed amendment** – Cllrs: J. Brennan, P. Fitzpatrick, P. Millea, M. Shortall, M. Doyle, P. O’ Neill, J. Malone, P. McKee, T. Breathnach.

**4 votes against proposed amendment:** - Cllrs. B. Gardner, D. Kennedy, M. Noonan and M. O’ Neill

The proposed variation to align the minimum development standards for new apartments with the Department’s Guidelines for Planning Authorities on Sustainable Urban Housing; Design Standards for New Apartments was carried.

**2 (a) Part V- City and Environs Development Pan - To incorporate the requirements of the Urban Regeneration and Housing Act 2015 to apply Part V to developments of 10+ houses with 10% social housing requirement.**

**2(b) – To align the minimum development standards for new apartments with the Department’s Guidelines for Planning Authorities on Sustainable Urban Housing; Design Standards for New Apartments.**

It was proposed by Cllr. J. Brennan, seconded by Cllr. M. Doyle:- “We the members of Kilkenny County Council, having considered the proposal to make Variation 2(a) and (b) to the Kilkenny City and Environs Development Plan 2014-2020 under Section 13 of the Planning & Development Acts 2000-2015, and having considered the Chief Executives Report as circulated on the 28<sup>th</sup> October, 2016 prepared in accordance with Section 13(4) of the above Acts, the recommendations as set out in the Chief Executives Report, and with our decision made at a meeting of Kilkenny County Council held on 25<sup>th</sup> November, 2016 do hereby resolve to vary the Kilkenny City and Environs Development Plan in accordance with Proposed Variation 2(a) and 2(b)

Cllr. Fitzpatrick asked for vote on Proposed Variation 2(a)

**13 votes in favour of proposed variation:-** Cllrs. J. Brennan, M. H. Cavanagh, P. Fitzpatrick, P. Millea, M. Shortall, M. Doyle, B. Gardner, A. McGuinness, P. O’ Neill, P. McKee, T. Breathnach, P. Dunphy and M. O’ Neill.

**3 votes against proposed variation** Cllrs: -D. Kennedy, J. Malone and M. Noonan

**13 votes for proposed amendment** therefore the proposed variation to align the minimum development standards for new apartments with the Department’s Guidelines for Planning Authorities on Sustainable Urban Housing; Design Standards for New Apartments. was carried.

Cllr. Fitzpatrick asked for vote on Proposed Variation 2(b)

**16 votes in favour of proposed variation:-** Cllrs. J. Brennan, M. H. Cavanagh, P. Fitzpatrick, P. Millea, M. Shortall, M. Doyle, B. Gardner, A. McGuinness, P. O’ Neill, P. McKee, T. Breathnach, P. Dunphy, M. O’ Neill.

Therefore, the proposed variation to align the minimum standards for new apartments was carried.

That concluded the discussions and votes on item 2(c)

Cllr. Fitzpatrick, advised the members that he is allowing notice of motion No. 32(16) to be taken now.

It was proposed by Cllr. T. Breathnach, seconded by Cllr. M Shortall and agreed: - “

“That Kilkenny County Council writes to the Department of Health and to the Health Service Executive to seek the allocation of funding by them to provide twenty four hour seven day cardiac cover services at University Hospital Waterford”.

Cllr. Breathnach stated that the notice of motion is self explanatory and asked that it be circulated to the local authorities in the region.

Cllrs. P. Dunphy, M. O’ Neill, B. Gardner and D. Kennedy supported the notice of motion.

#### **(d) Roads - Bóithre**

##### **Winter Maintenance Plan**

Mr. T. Butler presented his report on winter maintenance as circulated with the agenda. He advised that a budget provision of €400, 000 is set aside for the provision of winter maintenance from 17<sup>th</sup> October, 2016 to 30<sup>th</sup> April 2017. 4 vehicles will be deployed to cover road network of 425km. Additional capacity is not achievable without significant capital investment.

He further advised that the severe weather plan is in place. Approval of members to the winter service plan is required. Details of all routes to be treated will be available on our website and copy of maps have been circulated.

Contributions were received from Cllrs. P. Fitzpatrick, D. Kennedy, M. H. Cavanagh, P. Millea, B. Gardner, M. O’ Neill, P. Dunphy, M. Noonan, M. Shortall, T. Breathnach, M. Doyle, P. O’ Neill in relation to the following:-

- Agreement with IFA
- Provision of sand/grit for rural schools
- Additional money for roads in the north of Kilkenny
- Involvement of communities in rural areas not covered in the maintenance plan
- Review plan after April 2017 with a view to identifying roads not in plan
- Budget to Municipal Districts for member’s discretion on roads, local Engineer to decide on where rural roads are to be treated.
- Additional investment - can work be contracted
- Availability of sand in depots
- Welcome use of “Kilkenny Alerts”.

Mr. T. Butler responded to the issues raised and advised that additional funding of €300,000 would be required to treat priority 3 routes across the County.

Kilkenny County Council notifies adjoining local authorities when roads adjoining the boundary counties are being treated. It is not possible to treat all routes leading to schools.

It was proposed by Cllr. M. Noonan, seconded by Cllr. D. Kennedy and agreed: - "That Kilkenny County Council approves the Winter Services Plan 2016/2017 as circulated to members".

## **(e) Environment**

### **Dog Shelter**

Mr. S. Walton referred to report dated 15<sup>th</sup> November, 2016 circulated with the agenda. He wished to advise members that it is intended to issue tender for the provision of Dog Warden Service and operation of the Dog Shelter in the next 2 weeks. Kilkenny County Council is legally obliged to provide the service and the service is provided on behalf of Carlow County Council. Full details on the Dog Shelter and Dog Warden Service is outlined in the report circulated.

Cllr. A. McGuinness acknowledged the role of volunteers in the service and welcomed the issue of the tender for the service in 2017. He acknowledged the work of the Dog Consultative Committee and for their input into the many initiatives developed for the service.

Cllr. M. H. Cavanagh wished to acknowledge the work of ISPCA in the delivery of the service over the years.

As it was now 3.00p.m. the meeting then concluded.