

**KILKENNY COUNTY COUNCIL - COMHAIRLE CHONTAE CHILL CHAINNIGH**  
**Agenda for the Ordinary Meeting of Kilkenny County Council to be held on Monday**  
**20<sup>th</sup> of February, 2017 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**  
**20<sup>th</sup> Feabhar 2017 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 23<sup>rd</sup> January, 2017 (copy of minutes attached)
  - (b)** Minutes of Strategic Policy Committee 4- Housing held on 10<sup>th</sup> November, 2016 (copy of minutes attached)
  - (c)** Minutes of Meeting of Planning & Development, Heritage, Community, Arts & Culture SPC 3 meeting held on 21<sup>st</sup> September, 2016 (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 0.1217 acres as identified on the enclosed map, at Smithsland, Bohernatounish Road, Loughboy, Kilkenny to Kevin Moore (Building Contractor) Limited, 25 Hebron Industrial Estate, Hebron Road, Kilkenny for the nominal sum of €100 with the Purchaser being responsible for all legal costs associated with the sale.” (Notice sent to members on the 1<sup>st</sup> February, 2017)
    - (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(s) of land at The Islands, Urlingford, Co. Kilkenny – as outlined on the attached map - to Philip Fogarty, The Islands, Urlingford, Co. Kilkenny for the nominal sum of €10.00 with Kilkenny County Council being responsible for all legal costs associated with the sale. Plot(s) combined measure - 0.778 ha (or 1.92 acres).” (Notice sent to members on the 1<sup>st</sup> February, 2017)
    - (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 in plot(s) of land at Tomard, Milford, Co. Carlow – as outlined on the attached map - to Stephen McArdle, Milford, Co. Carlow for Nil consideration and with Kilkenny County Council being responsible for all legal costs associated with the sale. Plot(s) combined measure - 0.173 ha (or 0.427 acres).” (Notice sent to members on the 1<sup>st</sup> February, 2017)

- (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 its interest in a plot of land at Dunbell Big, Bennettsbridge, Co. Kilkenny to Bartholomew Bryan, Dunbell, Maddoxtown, Bennettsbridge, Co. Kilkenny for the sum of €300 with each party being responsible for their own legal costs associated with the sale. Plot measures 0.103 ha (or 0.25 acres).” (Notice sent to members on the 1<sup>st</sup> February, 2017”
- (v) “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 St. Mary’s Church (Medieval Mile Museum), St. Mary’s Lane, Kilkenny – as outlined on the attached map - to Kilkenny Civic Trust Limited, Butler House, Patrick Street, Kilkenny by way of long term lease for a term of 20 years at an annual rent of €100. Each party to be responsible for their own legal costs associated with the Lease. (Notice sent to members on the 9<sup>th</sup> February, 2017)
- (vi) “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 6 no. plot(s) of land at Abbey Quarter, Horse Barrack Lane, Parliament Street, Kilkenny – as outlined on the attached map - to Kilkenny Abbey Quarter Development Limited, for the following consideration: The funding Partnership is owned jointly by Kilkenny County Council (50%) and the NTMA (50%). It is proposed that Kilkenny County Council will transfer Plots 1-6 into the Partnership as equity, with the NTMA to transfer corresponding equity in the form of cash amounting to €1.6M, being the value of Plots 1-6. The capital assets of the Partnership will thus be valued at € 3.2M on commencement. Kilkenny County Council will be an equal partner in the Partnership and thus will retain a 50% interest in the assets of the Partnership (including plots 1 to 6). Plots measure – Plot 1 = 1137m<sup>2</sup>, Plot 2 = 2603m<sup>2</sup>, Plot 3 = 1374m<sup>2</sup>, Plot 4 = 1420m<sup>2</sup>, Plot 5 = 2053m<sup>2</sup> and Plot 6 = 3148m<sup>2</sup>. Each party to be responsible for their own legal costs associated with the sale.” (Notice sent to members on the 9<sup>th</sup> February, 2017)

**(b) Planning - Pleanail**

- (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 Public Notice and listed below, to be a Public Road”. Estate:- The portion of Margarets Field highlighted in red on the attached map and including 1-32, Seville Grove, Margarets Field, Callan Road, Kilkenny (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 listed in the Public Notice and listed below, to be a Public Road” – Estate: Development at Abbey Grove, Gowran, Co. Kilkenny – 27 units” (Notification attached)

- (iii) Material Contravention – Kilkenny City & Environs Development Plan – Report attached.
- (iv) National Planning Framework – Presentation

**(c) Roads - Bóithre**

Section 85 Local Government Act 2001 Agreement with Kildare County Council (attached)

**(d) Housing**

Part 8 Report and Recommendation – Housing Development at Bolton, Callan. (report attached)

**(e) Environment - Timpeallacht**

Section 85- Wexford – Greenway

**(f) Community & Culture**

- (i) Arts Grant (report attached)
- (ii) Review of Strategic Plans (Libraries, Heritage/Biodiversity and Arts)
- (iii) Creative Ireland Programme 2017-2022 (report attached)
- (iv) Music Generation 2016-2021 (report attached)

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

- (i) Chief Executives Report (report attached)
- (ii) Nomination of Members to Board of Civic Trust
- (iii) Update on Boundary Report

**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 February – April 2017 (attached)
- (ii) Fix date for April Meeting

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

- (i) Chairmans Report of SPC 4 Housing meeting held on 10th November, 2016 (copy of report attached)
- (ii) Chairmans Report of SPC 3 Planning & Development, Heritage, Community, Arts & Culture Meeting held on 21st September, 2016 (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)

<b>Councillor</b>	<b>Date of Conference</b>	<b>Title of Conference</b>
J. Malone	2 <sup>nd</sup> -4 <sup>th</sup> December	Practical Guide to Budget 2017
D. Kennedy	13 <sup>th</sup> -15 <sup>th</sup> December	Finance Act 2016
P. Fitzpatrick	9 <sup>th</sup> -11 <sup>th</sup> December	Brexit The Economic Consequences
M. McCarthy	16 <sup>th</sup> -17 <sup>th</sup> December	Community Development
A. McGuinness	13 <sup>th</sup> -14 <sup>th</sup> January	Local Authorities Waste Management
J. Brennan	20 <sup>th</sup> January	Supporting Safer Communities
B. Garnder	28 <sup>th</sup> January	Japanese Knotweed- Function of Local Authority

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

**10. Any Other Business - Aon Ghnó Eile**

Approval to attend St. Patricks Day Celebrations in New York.

**11. Notices of Motion - Fógraí Rúin:**

**2(17) Cllrs. David Kennedy & Sean Tyrrell – 30<sup>th</sup> January, 2017**

“That Kilkenny County Council in solidarity with all faith’s and races refuse to send anyone from this Council to the United States of America for the St. Patrick’s Day celebrations”.

**3(17) Cllr. Melissa O' Neill – 20<sup>th</sup> January, 2017**

“That Kilkenny County Council calls on the Minister for Health and the HSE to change the review on the standard of cancer care in Ireland from 10 years to 5 years, as the number of cancer patients are increasing each year and new research is being identified”.

**4(17) Cllr. Tomas Breathnach & Maurice Shortall – 7<sup>th</sup> February, 2017**

That, in light of the numerous and various National Monuments in the County of Kilkenny, Kilkenny County Council will develop a strategy/policy and funding programme to;

1. produce a mapped record of the National Monument locations,
2. provide a county wide signage scheme to highlight their location,
3. develop a programme to provide enhanced accessibility to the locations and
4. develop information booklets on the Monuments to enable enhanced information, public awareness and appreciation of the rich heritage of County Kilkenny”

**5(17) Withdrawn**

**6(17) Cllr. Matt Doran – 13<sup>th</sup> February, 2017**

1. “That Kilkenny County Council on the Irish government to ratify, as soon as possible, The Convention against Trafficking in Human Organs which was adopted by the Council of Europe on 9 July 2014 in order to criminalise illegal organ transplantations[1]. The Irish Government has already signed this convention, but is yet to ratify it”
2. “That Kilkenny County Council call on the Oireachtas Foreign Affairs committee to follow through on the pledge made by the Oireachtas Sub Committee on Human Rights to "investigate to the maximum extent possible"[2], persistent, credible reports of forced organ harvesting and other severe human rights abuses imposed on Falun Gong practitioners and other prisoners of conscience in China”
3. “That Kilkenny County Council call on the Chinese government to end its practice of forced live organ harvesting of prisoners of conscience. Release all illegally detained Falun Gong practitioners in China, and end the persecution of Falun Gong”.

**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:**

**10(17) Waterford City & County Council – 1<sup>st</sup> February, 2017**

“That Waterford City & County Council acknowledges and supports the relentless campaign by SEPAG (South East Patient Advocacy Group) in their actions to secure 24/7 Cardiac care at University Hospital Waterford.

Furthermore, we note that a second, permanent Cath Lab was recommended by the Higgins Report of 2012 and demand that this recommendation be implemented without further delay. We commend SEPAG for their organisation of the protest march this Saturday, January, 14<sup>th</sup> 2017 at 2.00p.m. in Ballybricken, Waterford and call on all elected members of Waterford City and County Council to support both the march and this motion”.

**11(17) Sligo County Council – 9<sup>th</sup> February, 2017**

“Sligo County Council noting the important Statement of Principle in the Programme for Partnership Government relating to Credit Unions now calls on the Taoiseach and Finance Minister to make a statement setting out a work programme on how it will implement its commitments for Credit Unions”.

No.1 – To secure Credit Union funding for Social Housing

No. 2 – A full Review of Credit Union Lending Limits

No. 3- Provision of mortgages by Credit Unions”.