

CARLOW COUNTY COUNCIL

**Minutes of the July Monthly Meeting of Carlow County Council, held
in The Council Chamber, County Offices, Athy Road, Carlow, on
Monday 6th July 2015 at 2.00 p.m.**

Present: Councillor C. Murphy, Cathaoirleach
Councillor F. Browne
Councillor J. Cassin
Councillor J. Deane,
Councillor M. Doran,
Councillor D. Foley
Councillor A. Gladney
Councillor T. Kinsella,
Councillor W. Lacey,
Councillor A. McDonald,
Councillor J. Murnane-O'Connor
Councillor J. Murphy,
Councillor B. O'Donoghue,
Councillor W. Paton,
Councillor J. Pender,
Councillor F. Phelan
Councillor W. Quinn.

Apologies: Councillor A. Ahern (Nee Long),

Due to change in scheduled date for July Meeting Councillor Ahern was unable to attend the July meeting.

In attendance: Mr. D. McInerney, Acting Chief Executive
Ms. B. O'Brien, Director of Service – Corporate, Planning,
Economic Development, Health and Safety
Mr S. O'Connor, Director of Services – Housing, Community,
Recreation & Amenity, Building Control & Emergency Services
Mr. T. Butler, Senior Executive Officer, Housing
Ms. F. O'Neill, Senior Executive Officer, Planning
Ms. Arlene O'Connor, Acting Senior Executive Planner
Mr. Kieran Comerford, Head of Local Enterprise Office
Ms. A Oakes, A/Senior Executive Officer, Corporate Services.
Ms. B. Whelan, Assistant Staff Officer, Corporate Services.

OPENING PRAYER

The opening prayer was recited by the Members.

VOTES OF SYMPATHY

- Katherine Earl, Roads Section on the death of her brother James.
- The Murray Family, 120, St. Clares Road, Graiguecullen on the death of Martin Murray, pensioner with Carlow County Council.
- Madeline McDonald and Family, Slyguff, Bagenalstown on the death of her husband Martin.
- George Kidd and Family, Slyguff, Bagenalstown, on the death of his wife Rona
- Kathleen Tallon and Family, Wells, Royal Oak on the death of her husband Sean Tallon.
- To the families of the students killed in the balcony collapse in Berkeley, USA.
- The Byrne Family on the death of Kevin Byrne, Corries, Bagenalstown, Co. Carlow
- The Family, Bishop and Priests of Kildare & Leighlin on the death of Fr. Moling Lennon,
- The Family, Bishop and Priests of Kildare & Leighlin on the death of Fr John Fingleton.
- The Keegan Family, 51 Beechwood Drive, Rathnapish Carlow on the death of Rita Keegan.

VOTES OF CONGRATULATIONS

- Councillor John Cassin on being elected Cathaoirleach of Carlow Municipal District.
- All involved with the success of Carlow Community Games
- Leighlinbridge Improvement Group on receiving the overall award at Ireland's Best Kept Town 2015 Competition.
- Naomh Bríd on winning the Camogie Féile na nGael Division 3 Cup Final.

- To the new owners of the Braun site on bringing new investment to Carlow with much needed employment opportunities for the people of Carlow.
- Ray Keane, Wexford and originally from Carlow on launch of book 'The Dealership' with €2 of the sale of each book going to the RNLI.
- All involved with the launch of IPB Tinryland Pride of Place competition.
- To all the GAA clubs on hosting Féile 2015 in Carlow.
- To all involved with the excellent upkeep of St. Mary's Cemetery.
- Irish TV for their coverage of events around Carlow.

1. CONFIRMATION OF MINUTES

Proposed by Councillor F. Browne

Seconded by Councillor J. Pender

AND

Following a showing of hands it was unanimously resolved:-

“That the Minutes of the June Monthly Meeting of Carlow County Council held in the Council Chamber, County Offices, Athy Road, Carlow, on 8th June 2015, at 2.00p.m having been circulated to each Member be taken as read, confirmed as to accuracy and accordingly signed.

2. CIRCULARS

Circular PL 2/2015 Planning and Development (Amendment) Regulations 2015 – Licensing of Outdoor Events

Members noted Circular letter PL 2/2015 in relation to new regulations entitled the Planning and Development (Amendment) Regulations 2015 – S.1. No. 264 of 2015 – in relation to the licensing of outdoor events.

It will now be mandatory for event promoters to have a pre-application consultation meeting with the relevant local authority prior to submitting an event license application.

Councillor McDonald distributed AILG survey forms to be completed by the Members.

T. Butler, Housing Officer advised Members that the new National Differential Rent Scheme will not be coming into operation until next year. There will be no change in the Differential Rent Scheme until the new scheme is sanctioned by the Department.

T. Butler further advised that a new Tenant Purchase Scheme is expected to come into operation this year. The expected date is end of July. Members welcomed the new Housing Assistance Payments Scheme where new applications will be processed by the Local Authority.

3. BUSINESS PRESCRIBED BY STATUE, STANDING ORDERS OR RESOLUTIONS OF THE COUNCIL

(a) Proposal for development of 14 houses at St. Patrick's Park, Tullow, Co. Carlow

Members welcomed reports from the Chief Executive, B. O'Brien and S. O'Connor on the proposed construction of 14 number dwellings at Tullow, Co. Carlow.

Following the public consultation period two submissions were received. The submissions were considered by the Members of Carlow Municipal District and the proposed scheme was amended at the suggestion of the Members.

The proposed scheme, as amended by map 2, complies with the requirements of the Planning and Development Regulations and is in compliance with Carlow County Development Plan.

Mr. O'Connor advised that the new access road will allow for limited future development.

Members' approval was sought to progress the Scheme.

Proposed by Councillor W. Paton

Seconded by Councillor J. Pender

AND

Following a showing of hands it was unanimously resolved:-

'That we, the Members of Carlow County Council hereby approve the proposed construction, as amended, of 14 Number Dwellings at Tullow, Co. Carlow in accordance with section 4 and 179 of the Planning & Development Act 2000-2013 and Part V111 of the Planning & Development Regulations 2001 as amended.'

(b) Proposal for development of 4 houses at Pound Lane Borris

Members welcomed reports from the Chief Executive and S. O'Connor on the proposed construction of 4 number dwellings at Pound Lane, Borris, Co. Carlow.

Following the public consultation period no submissions were received. The proposed scheme complies with the requirements of the Planning and Development Regulations and is in compliance with Carlow County Development Plan.

Members' approval was sought to progress the Scheme.

Proposed by Councillor T. Kinsella

Seconded by Councillor J. Murnane-O'Connor

AND

Following a showing of hands it was unanimously resolved:-

'That we, the Members of Carlow County Council hereby approve the proposed development of 4 Number Dwellings at Pound Lane, Borris, Co. Carlow in accordance with section 4 and 179 of the Planning & Development Act 2000-2013 and Part V111 of the Planning & Development Regulations 2001 as amended.

(f) Construction of 4 Number Dwellings at Mount Leinster Park, Carlow

Members welcomed proposals for the development of 4 no. 2 bedroomed semi-detached dwellings at Mount Leinster Park, Carlow. The site is an infill site between Mount Leinster Park and Askea Lawns.

Following the public consultation period no submissions were received.

The proposed scheme complies with the requirements of the Planning and Development Regulations and is in compliance with Carlow County Development Plan.

Members' approval was sought to progress the Scheme.

Proposed by Councillor J. Cassin

Seconded by Councillor J. Murnane-O'Connor

AND

Following a showing of hands it was unanimously resolved:-

'That we, the Members of Carlow County Council hereby approve the proposed construction of 4 Number Dwellings at Mount Leinster Park, Carlow in accordance with section 4 and 179 of the Planning &

Development Act 2000-2013 and Part V111 of the Planning & Development Regulations 2001 as amended.

Councillors Cassin and Phelan requested that arrangements be put in place for grass cutting in Mount Leinster Park.

Councillor Doran raised issue of Carlow County Council's land bank and of any proposals to build on these lands.

S. O'Connor advised that previously it was government policy to buy land for housing construction. There was a change in government policy and the interest now payable on loans for lands purchased is €0.25m per annum. The Local Authority is not in a position to dispose of these lands.

Members requested Carlow County Council's list of land banks and discussed the possibility of advertising expressions of interest for serviced sites.

(g) Proposed construction of Rural Dwelling, Paulville, Tullow, Co. Carlow

Members had report from S. O'Connor on Carlow County Council's proposal to construct a rural dwelling at Paulville, Tullow, Co. Carlow. The dwelling is required to help meet specific applicants need for a home in this immediate area.

Members' approval was sought to commence the public consultation process.

**Proposed by Councillor J. Pender
Seconded by Councillor W. Paton
AND**

Following a showing of hands it was unanimously resolved:-

'That we, the Members of Carlow County Council hereby approve the proposed construction of Rural Dwelling at Paulville, Tullow, Co. Carlow be progressed to public consultation in accordance with the Planning & Development Act 2000-2010 and Part V111 of the Planning & Development Regulations 2001 as amended.

(c) Proposal for Commencement of Part 8 Process – Borris Viaduct

Members welcomed report from S. O'Connor on Carlow County Council's proposal to develop the former Borris Railway Viaduct as an amenity facility which will be attractive to both locals and visitors.

S. O'Connor gave an overview on the proposed project for the Members consideration.

Members welcomed the project and complimented S. O'Connor on this excellent initiative.

Members' approval was sought to commence the public consultation process in accordance with the Planning & Development Acts and Part VIII of the Planning & Development Regulations, as amended.

Proposed by Councillor T. Kinsella

Seconded by Councillor W. Quinn

AND

Following a showing of hands it was unanimously resolved:-

'That we, the Members of Carlow County Council hereby approve that the Borris Viaduct provision of Amenity Facility be progressed to public consultation in accordance with the Planning & Development Act 2000-2010 and Part V111 of the Planning & Development Regulations 2001, as amended.

Better Energy Communities Programme 2015

S. O'Connor brought to Members attention Carlow County Council's grant offer, in the maximum amount of €1,799,283.64, under the terms of the Better Energy Communities Programme, 2015.

Members welcomed this grant offer and complimented S. O'Connor for his foresight on bringing this project to fruition and the staff of the Housing Department for their work on the project and its implementation.

Members particularly welcomed the Community Action Project for Ballon Rathoe Childcare Facility.

Councillor Murnane O'Connor said the criteria to qualify for an SEAI Grant needs to be addressed as to qualify for a grant a person must be claiming fuel allowance.

Councillor Pender queried further development plans for Ducketts Grove and expressed concern at poor condition of gate lodge, The Towers. S. O'Connor advised that a notice has been served on the owner of the

property under the Litter and Planning Acts. S. O'Connor advised of recent vandalism at Ducketts Grove and Oak Park.

S. O'Connor also advised that the provision of a playground at Ducketts Grove has been considered under the SICAP programme.

Councillor Browne queried if the lake at Oak Park could be used as an amenity resource on a limited basis. S. O'Connor advised that this issue is complicated as the lake is privately owned by Teagasc but is open to discussion and specialist advice.

Councillor Phelan raised issue of security in Carlow Town Park during the summer season and the possible installation of an alarm system on lifebuoys to combat vandalism.

Councillor Murnane O'Connor raised issue of rubbish being dumped in Carlow Town Park.

(d) The making of Carlow County Development Plan 2015-2021

The Chief Executive outlined the process to date in the making of Carlow County Development Plan 2015-2021.

The Chief Executive indicated that the public consultation period for the Material Amendments to the Draft County Development Plan 2015-2021 was from Tuesday 31st March, 2015 until Monday 27th April, 2015 inclusive and fourteen submissions were received within the submission period.

He stated that the Chief Executive's Report had been circulated which included responses to submissions received.

The Cathaoirleach brought to the attention of the Elected Members the requirement under Part 15 of the Local Government Act 2001, in relation to the Disclosure of Interests. He advised that any Member or any connected person who has a pecuniary or other beneficial interest on any item in the subject matter before the meeting must disclose the nature of that interest and then withdraw fully from the meeting for as long as the matter is being discussed or considered.

The Cathaoirleach also reminded Members of Section 12 of the Planning and Development Act 2000, as amended by Section 9 of the Planning and Development Amendment Act 2010 that in performing their functions under this sub-section, 12(11) (Development Plans) the members of the planning

authority shall be restricted to considering the proper planning and sustainable development of the area, the statutory obligations of any local authority in the area and any relevant policies or objectives for the time being of the Government or of any Minister of the Government.

The meeting then proceeded to consider the recommendations in the Chief Executive's report on the material alterations to the Draft Carlow County Development Plan 2015-2021.

Ms. Arlene O'Connor advised that Modifications no's 2, 3, 7, 13 and 14 related to minor word changes/alterations or additions with no impact on any other text or policies.

Modification No. 2

Table 2.2 of the Appropriate Assessment – A footnote will be added to the mitigation measures column header at Table 2.2:

Members' approval was sought to the addition of the footnote to read as follows;

'These provisions – that are already part of the Plan – will enable the avoidance of significant adverse effects where potential adverse effects have been identified on Table 2.1 of the Appropriate Assessment.'

Modification no. 2 as recommended in the Chief Executive's Report was proposed by Councillor M. Doran and seconded by Councillor D. Foley.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			
Jim Deane	√			
Michael Doran	√			

Denis Foley	√			
Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn	√			

The vote resulted in: 13 for, 4 against and 1 absent.

The motion was carried.

Modification No. 3

Section 1.1 Policy/Legislative Content – proposed additional wording –
'DoECLG and'.

Members approval was sought to the additional wording to read as follows;

'This Plan has been drawn up to be, as far as practicable, consistent with the DoECLG and DoAHG Guidelines and relevant strategies, guidelines, plans, policies and objectives of other Ministers. Development proposals shall be subject to National guidance and policy.'

Modification no. 3 as recommended in the Chief Executive's Report was proposed by Councillor M. Doran and seconded by Councillor D. Foley.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			
Jim Deane	√			
Michael Doran	√			
Denis Foley	√			
Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn	√			

The vote resulted in: 13 for, 4 against and 1 absent.

The motion was carried.

Modification No. 7

Section 6.3.1 Wind Energy – Energy Policy 5 – altered text is recommended in this policy section.

Members’ approval was sought to proposed altered text to read as follows:-

‘Promote and facilitate wind energy development in accordance with current Wind Energy Development Guidelines by the DoECLG and best international practices and standards and subject to compliance with normal planning and environmental criteria and the development management standards.’

In response to queries raised by the Elected Members Ms O’Connor, Executive Planner advised that a policy on Wind Energy must be included and the Council is obliged to adhere to policy guidelines laid down by the Regional Assembly and the Department of the Environment, Community and Local Government.

Modification no. 7 as recommended in the Chief Executive’s Report was proposed by Councillor M. Doran and seconded by Councillor D. Foley.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			
Jim Deane	√			
Michael Doran	√			
Denis Foley	√			
Andy Gladney	√			

Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn	√			

The vote resulted in: 13 for, 4 against and 1 absent.

The motion was carried.

Modification No. 13

Section 8.11.8 Riverside Developments – Rec. Policy 4 – additional wording- *the Water Framework Directive and Floods Directive*- is proposed.

Members' approval was sought to the proposed additional wording to read as follows:-

It is the policy of Carlow County Council to:

- *Protect and improve the natural amenity potential and accessibility of River Barrow, River Slaney and River Burren subject to appropriate environmental assessments including Habitats Directive Assessment, the Water Framework Directive and Floods Directive.*

Modification no. 13 as recommended in the Chief Executive's Report was proposed by Councillor M. Doran and seconded by Councillor D. Foley.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			
Jim Deane	√			
Michael Doran	√			
Denis Foley	√			
Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn	√			

The vote resulted in: 13 for, 4 against and 1 absent.

The motion was carried.

Modification No. 14

Section 10.1.10 Sludge Management - additional wording is proposed – *adequate and appropriate*.

Members' approval was sought to the proposed additional wording as follows;

Env. – Policy 1

It is the policy of Carlow County Council to:

- *Support the adequate and appropriate development of water and wastewater infrastructure in order to facilitate the growth of settlements which are sustainable and consistent with the Core Strategy and Settlement Framework in Carlow.*

Modification no. 14 as recommended in the Chief Executive's Report was proposed by Councillor M. Doran and seconded by Councillor D. Foley.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			
Jim Deane	√			
Michael Doran	√			
Denis Foley	√			
Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			

Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn	√			

The vote resulted in: 13 for, 4 against and 1 absent.

The motion was carried.

Modification No. 4

Section 2.7.4 Occupancy Requirements

~~There will be only 2 no. exemptions to the insertion of an occupancy clause on a grant of planning and this is relevant to infill sites and also to abandoned / semi derelict sites.~~

Members' approval was sought to delete the exemptions in relation to the insertion of an occupancy clause regarding infill sites and abandoned/semi derelict sites.

Modification No. 4 as recommended in the Chief Executive's Report to delete the two exemptions relating to the occupancy clause requirement for infill sites and abandoned / semi derelict sites was proposed by Councillor M. Doran and seconded by Councillor W. Paton.

A vote was taken as follows:

Member of Carlow County Council	For	Against	Abstain	Absent
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin				√
Jim Deane	√			
Michael Doran	√			
Denis Foley	√			
Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy		√		
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn	√			

The vote resulted in: 11 for 5 against 2 absent.

The motion was carried.

Modification No. 5

Section 5.2.2 on National Road Network – additional wording proposed is now omitted in order to comply with National policy and guidelines.

Section 5.2.2 on National Road Network

Section 5.2.2 on National Road Network

The Spatial Planning and National Roads Guidelines 2010 state that no access to the national network is permitted.

The only conditions appropriate for exemption per the guidelines, are where:

- *Traffic volumes are low and are forecast to remain below 3,000AADT (as verified by the NRA) for the next 20 years*
- *There is no other suitable alternative non-national public road access available*
- *The development otherwise accords with the Development Plan*
- *Safety issues and considerations can be adequately addressed in accordance with the NRA Design Manual for Roads and Bridges*

Consideration will also be given to existing permitted developments accessing directly onto National Roads, where expansion is proposed, subject to relevant traffic assessments submitted and where it is demonstrated that no traffic or public hazard is presented.

~~*It shall be the policy of Carlow County Council to implement the DoECLG Guidelines for Planning Authorities on ‘Spatial Planning on National Roads’ which sets out the following requirements in relation to access to National Roads and particularly the Planning Authority shall have regard to Section 2.6 of the Guidelines which sets out Exceptional Circumstances which can be considered in relation to access to National Roads.*~~

~~*Exception may be made in the case of full time farmers transferring the farm to a family member, subject to the following provisions;*~~

- ~~• *An alternative site with access to a minor road is not available.*~~
- ~~• *The proposed development can be accommodated without the creation of a traffic hazard or public health nuisance and that, in particular, sight distances, road widths and distances from junctions comply with the design requirements specified by the Council and other competent authorities.*~~
- ~~• *Save where traffic considerations would indicate otherwise an existing entrance to the land holding from which the site is taken is used thereby creating a common rather than an additional access.*~~

- ~~In making a decision relating to a development on a national road where the maximum speed limit applies, Council will regard views expressed by The National Roads Authority.~~

~~An exemption to the general restrictions on developments requiring access may also be made in respect of National Secondary roads or regional roads Carlow Town/Killerig Cross, Killamaster/Tullow and the former N9, now Regional Road R448 – Kildare County boundary to M9 interchange at Powerstown - in the case of a proposal to build a house to meet the needs of an immediate family member of a long established resident landowner. The above provisions 1-5 will apply in all such cases. It shall be the policy of the Council to avoid the premature obsolescence of regional roads through the creation of excessive levels of entrances.~~

A detailed discussion took place in relation to this modification as Members expressed concern on how it may impact on the rural community particularly farming families.

Councillor F. Browne proposed that the additional wording of ‘private lane-way’ be added at bullet point 2 to read as follows:

- There is no other suitable alternative non-national public road/private lane access available.*

Councillor M. Doran proposed that additional wording be added as follows: *‘It is the intention of the Planning Authority during the term of this Plan, to develop and agree a policy with the N.R.A. relating to access on to sections of the National Road Network’.*

Amendments to the recommendation in the Chief Executive’s Report in relation to modification no. 5 were proposed by Councillor M. Doran and seconded by Councillor F. Browne.

A vote was taken as follows:

Member of Carlow County Council	For	Against	Abstain	Absent
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			

Jim Deane	√			
Michael Doran	√			
Denis Foley	√			
Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald	√			
Jennifer Murnane O'Connor	√			
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender	√			
Fintan Phelan	√			
William Quinn	√			

The vote resulted in: 17 for 0 against 1 absent.

The motion was carried. Modification no. 5 to read as follows:

Section 5.2.2 on National Road Network

The Spatial Planning and National Roads Guidelines 2012 state that no access to the national network is permitted.

The only conditions appropriate for exemption per the guidelines, are where:

- *Traffic volumes are low and are forecast to remain below 3,000AADT (as verified by the NRA) for the next 20 years*

- *There is no other suitable alternative non-national public road/private laneway access available*
- *The development otherwise accords with the Development Plan*
- *Safety issues and considerations can be adequately addressed in accordance with the NRA Design Manual for Roads and Bridges*

Consideration will also be given to existing permitted developments accessing directly onto National Roads, where expansion is proposed, subject to relevant traffic assessments submitted and where it is demonstrated that no traffic or public hazard is presented.

It is the intention of the Planning Authority during the term of this Plan, to develop and agree a policy with the National Roads Authority relating to access on to sections of the National Road Network.

Modification No. 10

Section 2.1 Strategic Goals- additional wording is now recommended, outlining specifically the relevant policy as follows.

‘in particular the DoECLG Guidelines for Planning Authorities on ‘Spatial Planning on National Roads’.

Following a discussion on modification no. 10 Councillor F. Phelan proposed that the wording *‘in particular’* be removed and replaced by *‘including’*.

An amendment to the recommendation in the Chief Executive’s Report in relation to modification no. 10 was proposed by Councillor F. Browne and seconded by Councillor B. O’Donoghue.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			

Jim Deane	√			
Michael Doran	√			
Denis Foley	√			
Andy Gladney	√			
Thomas Kinsella				√
Walter Lacey	√			
Arthur McDonald	√			
Jennifer Murnane O'Connor	√			
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender			√	
Fintan Phelan	√			
William Quinn	√			

A vote resulted in: 15 for 0 against 1 abstention 2 absent

The motion was carried. Modification no. 10 to read as follows:

*Section 2.1 Strategic Goals
to safeguard the Strategic National Road Network in the County in
accordance with the provision of National Policy, including the DoECLG
Guidelines for Planning Authorities on 'Spatial Planning and National
Roads'*

Modification No. 12

Section 11.19.2 National and Regional Roads – text omitted and altered.

11.19.2 National and Regional Roads

It will be the Council's policy to prohibit development requiring access onto the National Primary or National Secondary routes where the maximum speed limit applies.

Exception may be made in the case of full time farmers transferring the farm to a family member, subject to the following provisions;

- 1. An alternative site with access to a minor road is not available*
- 2. The proposed development can be accommodated without the creation of a traffic hazard or public health nuisance and that, in particular, sight distances, road widths and distances from junctions comply with the design requirements specified by the Council and other competent authorities*
- 3. Save where traffic considerations would indicate otherwise, an existing entrance to the land holding from which the site is taken is used, thereby creating a common rather than an additional access*
- 4. The development would not detract from the visual amenities of the area*
- 5. In making a decision relating to a development on a national road where the maximum speed limit applies, Council will regard views expressed by The National Roads Authority*

An exemption to the general restrictions on developments requiring access may also be made in respect of National Secondary roads in the case of a proposal to build a house to meet the needs of an immediate family member of a long established resident landowner. The above provisions 1-5 will apply in all such cases.

The National and Regional Road network should provide safe and efficient links between the principal towns and villages and thus contribute significantly to the economic prosperity of the county and state as a whole. Chapter 5: Transportation and Movement provides specific policies and objectives with regard to development on National and Regional Routes. The policy relates primarily to proposed developments located on national roads outside the 50 kph speed limit zones for towns and villages, but also addresses development proposals planned for other locations which, because of their potential to generate high volumes of traffic, could have significant implications for national roads in the area concerned. Development control shall seek to channel traffic from new development onto existing local roads and in this way use established access points to

gain entry onto national roads and shall have regard to the Policy Document, Spatial Planning and National Roads , Guidelines for Planning Authorities , (January 2012) published by NRA the DoECLG.

The recommendation in the Chief Executive's Report in relation to modification no. 12 was proposed by Councillor F. Browne and seconded by Councillor B. O'Donoghue.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			
Jim Deane	√			
Michael Doran	√			
Denis Foley	√			
Andy Gladney	√			
Thomas Kinsella				√
Walter Lacey	√			
Arthur McDonald	√			
Jennifer Murnane O'Connor	√			
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender			√	

Fintan Phelan	√			
William Quinn	√			

A vote was taken as follows: 15 for 0 against 1 abstention 2 absent

The motion was carried. Modification no. 12 to read as follows:

Section 11.19.2 National and Regional Roads

11.19.2 National and Regional Roads

It will be the Council's policy to prohibit development requiring access onto the National Primary or National Secondary routes where the maximum speed limit applies.

The National and Regional Road network should provide safe and efficient links between the principal towns and villages and thus contribute significantly to the economic prosperity of the county and state as a whole. Chapter 5: Transportation and Movement provides specific policies and objectives with regard to development on National and Regional Routes. The policy relates primarily to proposed developments located on national roads outside the 50 kph speed limit zones for towns and villages, but also addresses development proposals planned for other locations which, because of their potential to generate high volumes of traffic, could have significant implications for national roads in the area concerned. Development control shall seek to channel traffic from new development onto existing local roads and in this way use established access points to gain entry onto national roads and shall have regard to the Policy Document, Spatial Planning and National Roads , Guidelines for Planning Authorities , (January 2012) published by the DoECLG.

Modification No. 6

Section 5.2.2 General Road Policy – Trans Policy 2-1 policy is omitted.

Trans – Policy 5

It is the policy of Carlow County Council to:

- *Facilitate the development of on-line or off-line 'Motorway Services Areas' within the County in line with the NRA Policy on Motorway*

Services Areas (NRA Service Area Policy - August 2014) and subject to appropriate assessment and assessment of all environmental issues.'

- ~~*Recognise the strategic location of Junction 5 on the M9 as a suitable location for a service area at the interchange of the M9 and N80, which links the Europort Rosslare with Athlone in the centre of the country and is one of the key national secondary routes in the country.*~~

A detailed discussion took place on modification no. 6 as Members expressed concerns on the impact NRA policy may have on recognising the strategic location of Junction 5 on the M9 as a suitable location for a logistic park at the interchange of the M9 and N80.

The Chief Executive and Ms O'Connor, Executive Planner advised that the NRA Service Area Policy (August 2014) excludes Junction 5 as a location for a service area. The Members were also advised that the inclusion of a specific reference to Junction 5 as a location for a service area could lead to a Ministerial Direction being issued under Section 31 of the Planning and Development Act 2000 (as amended).

Members expressed the view that the strategic location of Junction 5 should be recognised in the Development Plan but also indicated the importance of not excluding other areas in County Carlow as suitable locations.

Following further discussion the recommendation in the Chief Executive's Report in relation to modification no. 6 was proposed by Councillor W. Paton and seconded by Councillor T. Kinsella.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			

Jim Deane	√			
Michael Doran	√			
Denis Foley	√			
Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn	√			

The vote resulted in: 13 for, 4 against 1 absent

The Motion was carried. Modification no. 6 to read as follows:

Section 5.2.2 General Road Policy – Trans Policy 2

Trans – Policy 5

It is the policy of Carlow County Council to:

- *Facilitate the development of on-line or off-line 'Motorway Services Areas' within the County in line with the NRA Policy on Motorway Services Areas (NRA Service Area Policy - August 2014) and subject to appropriate assessment and assessment of all environmental issues.'*

Extension of Time

Members unanimously agreed to suspend that part of Standing Orders to facilitate the continuation of the meeting to 6.30p.m.

Modification No. 11

Trans – Policy 3 – one bullet point is altered

It is the policy of Carlow County Council to:

- *Prohibit further development of established farm activity along national roads, ~~or~~ also extensions to commercial or industrial development or new / intensification of equine related industries outside the speed limits on such roads where a road safety hazard is created*

A discussion took place in relation to modification no. 11. Councillor A. McDonald expressed concern in relation to the use of the word '*prohibit*' and the impact it may have for future development and suggested that the word '*curtail*' be inserted instead of '*prohibit*'.

Following further discussion Councillor M. Doran proposed that the word '*prohibit*' be replaced by the wording '*be mindful of*'. This proposal was seconded by Councillor B.O'Donoghue.

An amendment to the Chief Executive's Report in relation to modification no. 11 was proposed by Councillor M. Doran and seconded by Councillor B. O'Donoghue.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			
Jim Deane	√			

Michael Doran	√			
Denis Foley	√			
Andy Gladney		√		
Thomas Kinsella	√			
Walter Lacey		√		
Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn				√

The vote resulted in: 10 for, 6 against, 2 absent

The Motion was carried. Modification no. 11 to read as follows:

Trans – Policy 3

Trans – Policy 3

It is the policy of Carlow County Council to:

- *Be mindful of further development of established farm activity along national roads, also extensions to commercial or industrial development or new / intensification of equine related industries outside the speed limits on such roads where a road safety hazard is created*

Modification No. 1

Section 5.5 Logistic Park

Section 5.5 Logistics Park – This section will now solely contain the following text.

Carlow County Council will support the provision of a Logistics Park in County Carlow. The location of this logistics plan will be determined during the lifetime of the plan. A Masterplan will be required for the chosen site which will include for the provisions of an Appropriate Assessment, a Strategic Environmental Assessment and a Strategic Flood Risk Assessment.

A lengthy discussion took place in relation to Modification no. 1. Members expressed varying views on the inclusion of a Logistics Park at Junction 5, Rathcrogue.

Ms Arlene O'Connor, Executive Planner advised the meeting of the importance of adopting a position that would enable Carlow County Council to be in a position to discuss with the NRA and the Department of the Environment, Community and Local Government a location for a Logistics Park in County Carlow in the future.

During the course of the discussion the Members referred to the Cunnane Stratton Reynolds report which had been commissioned by Carlow County Council and in particular that the report had recommended that the Logistics Park be considered as a Regional Logistics Park and also the suitability of Junction 5, Rathcrogue as a location for a Logistics Park. Councillor W. Paton proposed in line with the recommendation of the Cunnane Stratton Reynolds Report that the word '*Regional*' be included in order that the Logistics Park would be considered as a Regional Logistics Park.

The Chief Executive advised the Members that amendments made to the recommendation in the Chief Executive's Report may result in the issue of a Ministerial Order under Section 31 of the Planning and Development Act 2000 as amended.

Following a lengthy discussion it was proposed by Councillor W. Paton and seconded by Councillor J. Deane that the recommendation in the Chief

Executive's Report in relation to modification no. 1 be amended to include the following wording *'Carlow County Council recognises the strategic location of Junction 5 on the M9 as a suitable location. Carlow County Council will support the provision of a Regional Logistics Park in County Carlow. The actual location of this Logistic Park will be determined during the lifetime of the Plan.'*

Councillor F. Phelan proposed that the following wording be included *'the interchange of the M9 Dublin to Waterford and N80 Rosslare to the Midlands.'*

Councillor J. Pender proposed that *'Park'* be changed to *'Parks'*.

Councillor J. Cassin requested that Carlow County Council write to the NRA requesting details on the NRA's objectives for the M9 at junction 5.

Councillor M. Doran also requested that Carlow County Council invite the NRA to attend a meeting of Carlow County Council at a suitable date to address Members concerns on this and other issues.

Amendments to the Chief Executive's Report in relation to modification no. 1 (not including the proposal to change *'Park'* to *'Parks'*) was proposed by Councillor M. Doran and seconded by Councillor B. O'Donoghue.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne		√		
John Cassin	√			
Jim Deane	√			
Michael Doran	√			
Denis Foley	√			
Andy Gladney		√		
Thomas Kinsella	√			

Walter Lacey	√			
Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn	√			

The vote resulted in: 11 for 6 against 1 absent

Motion carried. Modification no. 1 to read as follows:

Section 5.5 Logistics Park

Recognising the strategic location of Junction 5 on the M9 (the interchange of the M9 Dublin to Waterford and N80 Rosslare to the Midlands), as a suitable location, Carlow County Council will support the provision of a Regional Logistics Park in County Carlow.

The actual location of this logistics park will be determined during the lifetime of the plan. A Masterplan will be required for the chosen site which will include for the provisions of an Appropriate Assessment, a Strategic Environmental Assessment and a Strategic Flood Risk Assessment.

Extension of Time

Members unanimously agreed to suspend that part of Standing Orders to facilitate the continuation of the meeting to 7.00p.m.

Modification No. 8

Section 6.11.3 Telecommunications – Telecom Policy 1 – additional Policy to the added.

Telecom – Policy 1

It is the policy of Carlow County Council to:

- *Minimise, and avoid where possible, the development of telecommunication structures and antennae within the following areas:*
 - *Areas within or adjoining the curtilage of protected structure*
 - *Areas on or within the setting of archaeological sites*
 - *Within ~~or adjacent to~~ a Natura 2000 site*

- *Where a renewal of a previously temporary permission is being considered, the planning authority should determine the application on its merits with no time limit being attached to the permission*

During the course of discussion Councillor J. Cassin proposed that the wording ‘*temporary permission*’ remain. This was seconded by Councillor W. Paton.

Councillor M. Doran proposed that the wording remain as recommended in the Chief Executive’s Report. Councillor A. McDonald seconded this proposal.

Councillor F. Browne proposed that ‘*no time limit*’ be replaced with ‘*a time limit*’ and the word ‘*should*’ be replaced with ‘*may*’.

Following further discussion Councillor F. Browne’s proposal was agreed.

Amendments to the Chief Executive’s Report in relation to modification no. 8 were proposed by Councillor F. Browne and seconded by Councillor W. Paton.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			

Jim Deane	√			
Michael Doran		√		
Denis Foley				√
Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn	√			

The vote resulted in: 11 for, 5 against, 2 absent

The motion was carried. Modification no. 8 to read as follows:

Section 6.11.3 Telecommunications – Telecom Policy 1

Telecom – Policy 1

It is the policy of Carlow County Council to:

- *Minimise, and avoid where possible, the development of telecommunication structures and antennae within the following areas:*
 - *Areas within or adjoining the curtilage of protected structure*
 - *Areas on or within the setting of archaeological sites*

- *Within a Natura 2000 site*
- *Where a renewal of a previously temporary permission is being considered, the planning authority may determine the application on its merits with a time limit being attached to the permission*

Modification No. 9

Re-instate the original Energy Policy 2 as per the Draft Plan

Energy – Policy 2

It is the policy of Carlow County Council to:

- *Support the infrastructural renewal and development of electricity networks in the region, including the overhead lines where necessary to provide the required networks*
- *To facilitate the provision of improvements to energy networks in principle, provided that it can be demonstrated that:*
 - *The development is required in order to facilitate the provision or retention of significant economic or social infrastructure*
 - *The route proposed has been identified with due consideration for social, environmental and cultural impacts*
 - *The design is such that will achieve least environmental impact consistent with not incurring excessive cost*
 - *Where impacts are inevitable mitigation features have been included proposals for energy infrastructure should be assessed in accordance with the requirements of Article 6 of the Habitats Directive*

Following a discussion on modification no. 9 Councillor W. Lacey proposed that Energy Policy 2 not be included in the Development Plan. Councillor. J. Murnane O'Connor seconded this proposal.

Ms Bernie O'Brien, Director of Services informed the meeting that local policy must be compliant with National Policy and the omission of this policy would be contrary to the principles of proper planning and sustainable development. She further indicated that the omission of this policy would have implications for the expansion of industry in the county.

Following further discussion Cllr. B. O'Donoghue proposed that the word '*including*' be amended to '*excluding*'.

Councillor M. Doran proposed that ‘*Support the infrastructural renewal and development of electricity networks in the region*’ remain as Energy Policy 2 and the remainder of the policy be removed. This proposal was seconded by Cllr. B. O’Donoghue.

Following a discussion Cllr. B. O’Donoghue proposed that the recommendation in the Chief Executive’s Report in relation to modification no. 9 in respect of Energy Policy 2 be amended to read as follows ‘*Support the infrastructural renewal and development of electricity networks in the region*’. This proposal was seconded by Cllr. M. Doran.

A vote was taken as follows:

Member of Carlow County Council	For	Against	Abstain	Absent
Ann Ahern nee Long				√
Fergal Browne		√		
John Cassin		√		
Jim Deane		√		
Michael Doran	√			
Denis Foley				√
Andy Gladney		√		
Thomas Kinsella		√		
Walter Lacey		√		
Arthur McDonald	√			
Jennifer Murnane O’Connor		√		
Charlie Murphy		√		
John Murphy		√		
Brian O’Donoghue	√			
William Paton		√		

John Pender		√		
Fintan Phelan		√		
William Quinn		√		

The vote resulted in: 3 for, 13 against, 2 absent

The Motion was defeated.

An amendment to the Chief Executive's Report in relation to modification no. 9 not to reinstate the original Energy Policy 2 as per the draft plan was proposed by Councillor F. Browne and seconded by Councillor J. Murnane-O'Connor.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			
Jim Deane	√			
Michael Doran		√		
Denis Foley				√
Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald	√			
Jennifer Murnane O'Connor	√			
Charlie Murphy	√			

John Murphy	√			
Brian O'Donoghue		√		
William Paton	√			
John Pender	√			
Fintan Phelan	√			
William Quinn	√			

The vote resulted in: 14 for, 2 against, 2 absent

The Motion was carried. The original energy policy 2 not to be re-instated as per the draft plan.

Making of Carlow County Council Development Plan 2015-2021

Members' approval was sought to proceed to make the Carlow County Development Plan 2015-2021, as drafted, subject to the modifications to the material amendments as approved by the Members.

The adoption of the Carlow County Development Plan 2015-2021 was proposed by Councillor W. Paton and seconded by Councillor F. Browne.

A vote was taken as follows:

<i>Member of Carlow County Council</i>	<i>For</i>	<i>Against</i>	<i>Abstain</i>	<i>Absent</i>
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			
Jim Deane	√			
Michael Doran	√			
Denis Foley				√

Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald	√			
Jennifer Murnane O'Connor		√		
Charlie Murphy	√			
John Murphy	√			
Brian O'Donoghue	√			
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn	√			

The vote resulted in: 13 for, 3 against, 2 absent

The Motion was carried.

And Resolved

'that we, the Members of Carlow County Council in accordance with the provisions of the Planning and Development Act 2000 (as amended) having considered

- *The Draft Carlow County Development Plan 2015-2021 and Environmental Reports published on 8th July, 2014*
- *The Chief Executive's Report on submissions received on the Draft Plan dated 16th December, 2014*
- *The resolution to amend the Draft Plan at the Council meeting held on 9th March, 2015*

- *The proposed amendments to the Draft Plan and Environmental Reports published on 31st March, 2015*
- *The Chief Executive's Report dated 27th May, 2015 on submissions received to the proposed amendments to the Draft Plan which included recommended modifications to the proposed amendments resulting from the submissions received and discussed at the Council Meeting held on 6th July, 2015*

do hereby resolve to make the Carlow County Development Plan 2015-2021 with the proposed amendments in accordance with the recommendations contained in the Chief Executive's Report of the 27th May, 2015 and the modifications thereto as decided upon at the Council Meeting on 6th July, 2015.

(e) Protected Structure CT14 ' Pembroke House, Pembroke Road, Carlow

Ms. B. O'Brien, Director of Services, in her report dated 29th June, 2015, advised Members of report and further information received from Architect on behalf of the owners of property known as 'Pembroke House', located at Pembroke Road, Carlow and their request to have the property delisted from the Record of Protected Structures (Reference RPS No. CT 14 – Joint Spatial Plan for the Greater Carlow Graiguecullen Urban Area 2012 – 2018). Ms. O'Brien also referred to assessment/report, as circulated, dated May, 2015, from Carrig Building Fabric Consultants, appointed by Carlow County Council to carry out further assessment of the protected structure, together with report of Ms. Arlene O'Connor, A/Senior Executive Planner. Members noted that in accordance with Section 54 of the Planning & Development Act 2000 (as amended), the making of an addition to, or a deletion, from a Record of Protected Structures shall be a Reserved Function. Section 55 outlines the statutory procedure required for making a proposed deletion from the Record of Protected Structures. Members were advised that, having regard to the reports and recommendations, as circulated and having regard to the proper planning and sustainable development of the area, it is recommended that 'Pembroke House' (Reference RPS No. CT14) be retained on the Record of Protected Structures. Ms. O'Brien also advised that a decision to delist the property could have

significant implications for the administrative area of the Planning Authority.

Following lengthy discussion and debate, it was

Proposed by Councillor A. McDonald

Seconded by Councillor J. Murnane-O'Connor

“That we, the members of Carlow County Council, the Planning Authority, hereby proceed with Section 55 of the Planning & Development Act 2000 (as amended) and commence the statutory process for proposed deletion of ‘Pembroke House’ from the Record of Protected Structures (Reference RPS No. CT 14) as outlined in the Joint Spatial Plan for the Greater Carlow Graiguecullen Urban Area 2012 – 2018”

An amendment to this proposal was

Proposed by Councillor J. Cassin

Seconded by Councillor W. Paton

“That a vote be taken, on an amendment to the proposal, to defer the commencement of the statutory process for proposed deletion of ‘Pembroke House’ from the Record of Protected Structures (Reference RPS No. CT 14) as outlined in the Joint Spatial Plan for the Greater Carlow Graiguecullen Urban Area 2012 – 2018, until the September meeting of Carlow County Council, to afford the Chief Executive an opportunity to work with the owner on securing grant aid and reaching a resolution.”

A vote was taken on the amendment as follows:

Member of Carlow County Council	For	Against	Abstain	Absent
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			
Jim Deane		√		
Michael Doran		√		
Denis Foley				√
Andy Gladney		√		

Thomas Kinsella	√			
Walter Lacey		√		
Arthur McDonald		√		
Jennifer Murnane O'Connor		√		
Charlie Murphy		√		
John Murphy	√			
Brian O'Donoghue		√		
William Paton	√			
John Pender		√		
Fintan Phelan		√		
William Quinn		√		

5 for, 11 against, 2 absent
The motion was defeated.

**A vote was then taken on the original motion as
Proposed by Councillor A. McDonald
Seconded by Councillor J. Murnane-O'Connor**

“That we, the members of Carlow County Council, the Planning Authority, hereby proceed with Section 55 of the Planning & Development Act 2000 (as amended) and commence the statutory process for proposed deletion of ‘Pembroke House’ from the Record of Protected Structures (Reference RPS No. CT 14) as outlined in the Joint Spatial Plan for the Greater Carlow Graiguecullen Urban Area 2012 – 2018”

Member of Carlow County Council	For	Against	Abstain	Absent
Ann Ahern nee Long				√
Fergal Browne	√			
John Cassin	√			

Jim Deane	√			
Michael Doran	√			
Denis Foley				√
Andy Gladney	√			
Thomas Kinsella	√			
Walter Lacey	√			
Arthur McDonald	√			
Jennifer Murnane O'Connor	√			
Charlie Murphy	√			
John Murphy		√		
Brian O'Donoghue	√			
William Paton			√	
John Pender	√			
Fintan Phelan	√			
William Quinn	√			

14 for, 1 against, 1 abstention, 2 absent

The motion was carried
And Resolved

“That we, the members of Carlow County Council, the Planning Authority, hereby proceed with Section 55 of the Planning & Development Act 2000 (as amended) and commence the statutory process for proposed deletion of ‘Pembroke House’ from the Record of Protected Structures (Reference RPS No. CT 14) as outlined in the Joint Spatial Plan for the Greater Carlow Graiguecullen Urban Area 2012 – 2018”

4. CORPORATE, PLANNING, ECONOMIC DEVELOPMENT & HEALTH AND SAFETY

- (a) Establishment of statutory committee to carry out Review of the Local Government Boundary between County Carlow and County Laois.**

The item was deferred to the September meeting of Council.

- (b) To consider report from Enterprise Support, Economic Development & Planning Strategic Policy Committee relating to**

- (a) Retail Incentive Scheme**

Members welcomed report from B. O'Brien, Director of Services and Kieran Comerford, Head of Enterprise on Retail Incentive Scheme 2015.

Members complimented Mr. Comerford for his work in preparing and presenting the Scheme.

Queries raised by the Members were addressed by Mr. Comerford.

Proposed by Councillor M. Doran

Seconded by Councillor W. Paton

AND

Following a showing of hands it was unanimously resolved:-

'That, we the Members of Carlow County Council hereby approve the Retail Incentive Scheme 2015.'

- (b) Festival, Events & Venue Scheme 2016**

Members had for their consideration Festival /Event & Tourism Venue Grant Scheme 2016.

The grant scheme aims to promote and support local festivals and to support and assist those events that have a tourism, cultural/artistic or community perspective.

K. Comerford advised that the introduction of such a scheme will provide a transparent methodology, application process and greater governance. The application process will be managed by the Local Enterprise Office. Mr.

Comerford outlined the process for the fund applications, approval, payment and evaluation of the scheme. Members called for funding to be balanced across the entire County. Councillor Lacey queried why the Scheme was not brought to Arts and Culture SPC for their consideration. Mr. Comerford advised that there was engagement with the Head of Finance but the scheme can be brought to an SPC meeting in September.

Proposed by Councillor M. Doran

Seconded by Councillor W. Paton

AND

Following a showing of hands it was unanimously resolved:-

'That, we the Members of Carlow County Council hereby approve the Festival/Events & Tourism Venue Grant Scheme 2016'

(c) Sister Cities Summit 2016

The Chief Executive advised Members of joint initiative between Dublin City and San Jose, California to celebrate 30 years of twinning. It is intended that all Sister Cities twinned to towns in Ireland be invited to come to Ireland to participate in a summit event in Dublin in April 2016. This would be followed by a programme of local events around the country.

Carlow County Council is twinned with Davenport, Iowa and the former Carlow Town Council was twinned with Tempe, Arizona.

Member's approval was sought to issue an invitation to the Mayor of each of the cities to take part in the initiative.

Proposed by Councillor J. Pender

Seconded by Councillor J. Cassin

AND

Following a showing of hands it was resolved:-

'That Carlow Council Council issue an invitation to the Mayor of Davenport, Iowa and the Mayor of Tempe, Arizona to take part in USA Sister Cities Summit, Dublin and subsequent Local Programme in April 2016'.

Councillor Pender requested that Members' foreign travel be discussed at a meeting of Council.

(d) Tenders for opening, if any

Members noted tenders opened since last Council meeting.

(d) Conference Attendance Approvals

Members unanimously agreed to attendance at the following conferences:-

35th Annual MacGill Summer School,
Glenties,
Co Donegal
19th to 24th July 2015

14th Benedict Kiely Literary Weekend,
Strule Arts Centre,
Omagh, Co. Tyrone.
11th to 13th September 2015

Local Economic & Community Plans
The Clonakilty Hotel
Clonakilty
Co Cork
10th to 12th July 2015

The Housing Debate: (Re)Building
Our Communities
Maynooth University Campus
Maynooth, Co Kildare
10th September 2015

Douglas Hyde Conference
BMW Conference Room
The Square, Ballaghaderreen
Co Roscommon
16th July 2015

Planning & Development Bill 2014
Silver Tassie Hotel,
Letterkenny, Co. Donegal.
7th to 9th August 2015

5. Chief Executives Monthly Management Report.

Members noted Chief Executives Monthly Management Report for the period 1st to 30th June, 2015.

6. CORRESPONDENCE

Members noted Notice of Motion adopted by Ballina Municipal District

‘That we, as Public Representatives, support the freedom of the press and also the freedom of Members of the Oireachtas to go about their business without fear of legal threat or any other threat; that this Motion is forwarded to all Councils for their support.’

Members noted Notice of Motion adopted by Fingal County Council

‘Go dtacaíonn an Comhairle seo le deireadh a bheith curtha leis an maolú ar stádas na Gaeilge san Eoraip agus go scríobhfaidh an Comhairle chuig an Ríaltas ag éileamh orthu scríobh chuig Comhairle na nÁirí chun iarraidh orthu lígínt don mhaolú ar stádas na Gaeilge san AE dul in éag ag deireadh 2016’.

‘That this Council supports the ending of the derogation on the status of the Irish language in the European Union and that this Council will write to the Government and call on them to write to the Council of Ministers requesting that the derogation on the status of Irish in the EU be allowed lapse at the end of 2016.’

Members noted correspondence received from the Minister for Transport, Tourism and Sport, Paschal Donohoe, T.D, in response to Members correspondence relating to extending the reduced transport charges to students up to the age of 18.

Members noted correspondence received by the Chief Executive from St Mary’s Academy thanking all involved in the Civic Reception hosted by Carlow County Council for the schools All-Ireland winning Senior Football team.

Members noted correspondence received from VHI Healthcare in response to Members correspondence in relation to VHI Start Plan policy not including St. Lukes Hospital, Kilkenny.

Members noted correspondence from Iarnród Éireann in response to Members correspondence in relation to overcrowding on the Waterford – Dublin route on the Tuesday after the Easter break.

Members noted correspondence from Cork City Council regarding communication to the Chief Executive that all Local Authorities suspend the opening of any Social Housing Schemes until the availability of the Minister to attend is first checked.

Members noted correspondence from the office of the Minister for Transport, Tourism and Sport in response to Members correspondence in relation to public transport fares for students.

Members noted correspondence from the office of the Commissioner of Valuation in response to Members correspondence in relation to the proposed revaluation of commercial properties.

Members noted Notices of Motion adopted by Donegal County Council

‘That this Council would ensure that 30% of all social houses built or bought under the Social Housing Strategy 2020 will be located in rural areas and that this motion will be passed to all other Local Authorities.’

Donegal County Council welcomes the wage increase awarded to Dunnes Stores workers but we believe that it is now time for all employers to guarantee their employees a minimum and liveable number of hours of employment.’

‘That Donegal County Council supports the Irish Deaf Society’s call for Irish Sign Language to be recognised as an Official Language.’

Members noted correspondence from the Office of the Minister for Jobs, Enterprise and Innovation in response to Members correspondence in relation to delays in processing motor vehicles type approvals by the National Standards Authority of Ireland (NSAI).

Members noted correspondence from Bríde de Róiste of Glór Cheatharlach thanking Carlow County Council for their continued support to the hosting of the Pan Celtic Festival in Carlow and for the launch in Council Chamber on 17th June. Bríde de Róiste also thanked everyone for the presentation to her in recognition of the success of an Ghaeilge and all things Irish in Carlow.

Members noted correspondence from the Department of Transport, Tourism and Sport in relation to Members correspondence on delay in processing motor vehicles type approvals.

Members noted correspondence from William Mullins, horse trainer thanking Members for their letter of congratulations.

Members noted Notice of Motion adopted by Dublin County Council.

'This Council will write to the Minister of Environment Alan Kelly stating that a BIN waiver should be introduced for people with health issues. Over 20,000 people in Ireland suffer from bowel disease and are fitted with a stoma. These people have to use their bin to dispose of these colostomy bags through no fault of their own, and with pay by weight been introduced this will be a big cost to them. There is also many other conditions that people have medical waste that has to be put in the bin.'

Members noted correspondence from the Standards in Public Office Commission in response to Members correspondence in relation to the Regulation of Lobbying Act 2015. Members noted Regulation of Lobbying and Guidelines for people carrying on lobbying activities.

Members noted correspondence from the Commercial Vehicle Roadworthiness Testing (CVRT) in response to Members correspondence in relation to drivers' use of tachograph record sheets or driver cards every day on which they are driving, starting from the moment they take over a vehicle.

7. Notices of Motion

Fógraí Rúin/Notices of Motion.

Standing in the name of Cllr. William Paton

"That Carlow County Council host a page on its website outlining the location of defibrillators in the county and whether or not the defibrillator is available 24/7"

This motion was deferred to the September meeting of Council.

Standing in the name of Cllr. Jennifer Murnane O'Connor

"That Carlow County Council ensures that defibrillators are available at all times at locations throughout the County".

This motion was deferred to the September meeting of Council.

Standing in the name of Cllr. Michael Doran

"That Carlow County Council provides the provision for allocated parking for Powered Two Wheel (PTW) vehicles. Consideration should be given to providing separate parking spaces for PTW vehicles and that PTW vehicles be exempt from parking charges such as disk parking and tickets."

Proposed by Councillor M. Doran
Seconded by Councillor J. Murnane-O'Connor
AND

Following a showing of hands it was unanimously resolved:

'That this Notice of Motion be referred to the Transportation SPC for further discussion and consideration'.

Standing in the name of Cllrs M. Doran, J. M. O'Connor, C. Murphy, F. Phelan, J. Deane, W. Paton, W. Quinn, T. Kinsella, J. Murphy, B. O'Donoghue, J. Pender, A. Ahern

"That Carlow County Council revises the speed limit on the N80 at its junction with the M9"

Proposed by Councillor M. Doran
Seconded by Councillor J. Murnane-O'Connor
AND

Following a showing of hands it was unanimously resolved

'That this Notice of Motion be referred to the Transportation SPC for further discussion and consideration'.

8. Any other business with the consent of the Cathaoirleach.

Members agreed that a presentation be made to Rachel Doyle of the Arboretum Garden Centre on her election as President of the International Garden Centre Association at the September meeting of Council.

Members agreed that the Carlow Barrow Users Group be invited to address the Members at the September meeting of Council.

This concluded the business of the meeting.