

Minutes of July Meeting of Carlow County Council, held in the Council Chamber, County Offices, Athy Road, Carlow, on Monday 10th July 2023 at 2.00 p.m.

Present: Councillor A. Dalton (Cathaoirleach)
Councillor F. Browne (Remotely)
Councillor J. Cahill
Councillor J. Cassin
Councillor M. Doran
Councillor Andy Gladney
Councillor T. Kinsella
Councillor A. McDonald
Councillor J. McDonald
Councillor K. Murnane
Councillor C. Murphy
Councillor J. Murphy
Councillor B. O'Donoghue
Councillor T. O'Neill (Remotely)
Councillor W. Paton
Councillor J. Pender
Councillor F. Phelan
Councillor W. Quinn

In attendance: Mr. P. Delaney, Deputy Interim Chief Executive
Mr. K. Cullinane, Acting Director of Service
Mr. P. O'Gorman, Director of Service
Mr. M. Brennan, Director of Service
Ms. F. O'Neill, Acting Director of Services
Mr. E. Brophy, Senior Executive Officer
Mr. B. O'Donovan, Senior Executive Officer (Remotely)
Ms. C. Healy, Staff Officer
Mr. Tadgh Madden, Senior Executive Engineer
Ms. Eleanor McDonald, Executive Scientist
Mr. J. Shortall, County Librarian (Remotely)
Mr P. J. Leonard, Financial Accountant (Remotely)
M. N. Lawler, Senior Executive Officer (Remotely)
Ms. A. Sweeney, Senior Planner
Ms. M. Lennon, Clerical Officer
Ms. M. Butler, Clerical Officer

Votes of Sympathy

O'Neill Family, Bishop Denis Nulty & Clergy of the Diocese of Kildare & Leighlin on the death of Monsignor Caoimhin O'Neill

Death of Jim Kehoe, Carlow and Birmingham, brother of Oliver Kehoe, Carlow Town Council.

Roberts Family on the death of Eamonn Roberts, Crowsgrove, Kildavin, Co. Carlow.

Barron Family on the death of Seamus Barron, 16 Conway Park Bagenalstown, Co. Carlow.

Fennell Family on the death of Grace Fennell, Castle View, Crettyard, Carlow.

Brennan Family of Mary Brennan, Main Street, Leighlinbridge, Co. Carlow.

Kelly Family on the death of Edward Kelly, New Road, Leighlinbridge.

Connors Family on the death of Patrick (Pakie) Connors Newtown, Borris.

Gregan Family on the death of James (Sonny) Gregan, Coolroe, Tinahely, Co. Wicklow.

Costigan Family on the death of Paul Joseph Costigan late of Rathnapish, Carlow.

Moran Family on the death of John Moran, Ballinagar, Ballylinan, Co. Laois.

Moore Family on the death of Joan Moore, Dereen Heights, Tullow Road, Carlow.

Votes of Congratulations

Ella Lily Hyland for her lead acting part in the new drama series Fifteen-Love which will feature on Prime Video this summer.

Chloe Ryan Soccer who won gold medal in The Tailteann Interprovincial Games representing Leinster and her school Presentation College Carlow in the Discus Competition and who has now been selected to represent Ireland on the School's International Competition in Scotland next month.

Karate Ireland President Sensei Patsy Whelan on receiving the prestigious TUKKA 2023 award for National Contribution for his lifelong commitment to the sport of karate.

Bagenalstown Gaels on winning the U 15 Feile Hurling Division 3 competition.

Bagenalstown Pitch & Putt Club on holding two successful major competitions the President Prize and Open Week.

Carlow Ladies Football Team on winning the TG4 All-Ireland Junior Championship Round 3 – Group B match and extended best wishes on their upcoming match.

Susan Gallagher on her ordination during the Service of Ordination at the Irish Methodist Conference in Belfast recently.

Carlow Community Games on holding a very successful County Carlow Athletics final in Ardattin recently.

1.0 Confirmation of Minutes/Dearbhú Miontuairiscí

1.1 Approval of Minutes of Monthly Meeting of Carlow County Council held on Monday 12th June 2023 at 2.00 p.m.

Proposed by Councillor B. O'Donoghue,

Seconded by Councillor W. Paton,

Following a show 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 Monday 12th June 2023 at 2.00 p.m. having been circulated to each Member be taken as read, confirmed as to accuracy and accordingly signed”

1.2 Approval of Minutes of Annual Meeting of Carlow County Council held on Monday 12th June 2023 at 2.30 p.m.

Proposed by Councillor J. Murphy,

Seconded by Councillor F. Phelan,

Following a show of hands, it was unanimously resolved:-

‘That the Minutes of the Annual Meeting of Carlow County Council held in the Council Chamber, County Offices, Athy Road, Carlow, on Monday 12th June 2023 at 2.30 p.m. having been circulated to each Member be taken as read, confirmed as to accuracy and accordingly signed”

2.0 Business prescribed by Statute, Standing Orders or Resolutions of Council/Gnó forordaithe do réir reachtaíochta, orduithe seasta, nó rúin an Chomhairle

2.1 Part VIII of the Planning & Development Regulations, 2001 (as amended), Part XI of the Planning and Development Act, 2000 (as amended) and Section 138 of the Local Government Act, 2001 (as amended) – Proposed Refurbishment of Offices at Court Place, Carlow.

Proposed by Councillor W. Paton,

Seconded by Councillor B. O'Donoghue,

And following a show of hands, it was resolved:-

“To approve in accordance with Part VIII of the Planning & Development Regulations, 2001 (as amended) Part XI of the Planning & Development Act 2000 (as amended) and Section 138 of the Local Government Act 2001 (as amended), the proposed refurbishment of Offices at Court Place, Carlow, be proceeded with in accordance with the plans and particulars placed on public display and to any such minor and immaterial alterations to these plans and particulars, and subject to the conditions as set out”

2.2 Part VIII of the Planning & Development Regulations, 2001 (as amended), Part XI of the Planning and Development Act, 2000 (as amended) and Section 138 of the Local Government Act, 2001 (as amended) – Upgrade & Extension to Carpark at Council Offices, Athy Road, Carlow.

**Proposed by Councillor W. Paton,
Seconded by Councillor J. Murphy,**

And following a show of hands, it was resolved:-

“To approve in accordance with Part VIII of the Planning & Development Regulations, 2001 (as amended) Part XI of the Planning & Development Act 2000 (as amended) and Section 138 of the Local Government Act 2001 (as amended), the proposed Upgrade and Extension to Carpark at Council Offices, Athy Road, Carlow, be proceeded with in accordance with the plans and particulars placed on public display as amended by the conditions outlined and to any such minor and immaterial alterations to these plans and particulars, as appropriate”

2.3 Part VIII of the Planning & Development Regulations, 2001 (as amended), Part XI of the Planning and Development Act, 2000 (as amended) and Section 138 of the Local Government Act, 2001 (as amended) – Proposed development of 2 No. Social Housing Units at Upper Main Street Borris, Co. Carlow.

**Proposed by Councillor W. Quinn,
Seconded by Councillor W. Paton,**

And following a show of hands, it was resolved:-

“To approve in accordance with Part VIII of the Planning & Development Regulations, 2001 (as amended) Part XI of the Planning & Development Act 2000 (as amended) and Section 138 of the Local Government Act 2001 (as amended), the proposed development of 2 No. Social Housing Units at Upper Main Street Borris, Co. Carlow, be proceeded with in accordance with the plans and particulars placed on public display and to any such minor and immaterial alterations to these plans and particulars, and subject to the conditions as set out.”

Cllr. T. Kinsella requested the minutes indicate he did not vote for this proposal.

2.4 Section 11 of Roads Act 1993, Section 180 of Planning & Development Act 2000 as amended, Section 59 of Planning & Development Act 2010 - Commencement of the public consultation process for taking-in-charge of roads at:

- (i) Bramble Court, Tullow, Co. Carlow
- (ii) Abbey Close, Templeowen, Tullow, Co. Carlow.

**Proposed by Councillor J. Pender,
Seconded by Councillor B. O'Donoghue,**

And following a show of hands, it was resolved:-

“To approve in accordance with Section 11 of the Roads Act 1993, Section 180 of the planning & Development Act 2000 as amended, Section 59 of Planning & Development Act 2010, the commencement of the public process for taking-in-charge of roads at Bramble Court, Tullow, Co. Carlow”.

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

And following a show of hands, it was resolved:-

To approve in accordance with Section 11 of the Roads Act 1993, Section 180 of the planning & Development Act 2000 as amended, Section 59 of Planning & Development Act 2010, the commencement of the public process for taking-in-charge of roads at Abbey Close Templeowen, Tullow, Co. Carlow

2.5 Section 11 of Roads Act 1993, Section 180 of Planning & Development Act 2000 as amended, Section 59 of Planning & Development Act 2010 - Commencement of the public consultation process for taking-in-charge of roads at Kylemore Hill, Rathoe, Co. Carlow.

**Proposed by Councillor J. McDonald,
Seconded by Councillor C. Murphy,**

And following a show of hands, it was resolved:-

“To approve in accordance with Section 11 of the Roads Act 1993, Section 180 of the planning & Development Act 2000 as amended, Section 59 of Planning & Development Act 2010, the commencement of the public consultation process for taking-in-charge of roads at Kylemore Hill, Rathoe, Co. Carlow”.

2.6 Section 11 of Roads Act 1993, Section 180 of Planning & Development Act 2000 as amended, Section 59 of Planning & Development Act 2010 – Taking in- charge of roads and services at:-

1. River Court, Beech Road, Carlow (Phase 1)
2. Tanner Hall, Athy Road, Carlow.
3. St. Mullins Close, Tinnahinch, Co. Carlow.

**Proposed by Councillor J. Cassin,
Seconded by Councillor K. Murnane,**

And following a show of hands, it was resolved:-

“To approve in accordance with Section 11 of the Roads Act 1993, Section 180 of the planning & Development Act 2000 as amended, Section 59 of Planning & Development Act 2010, the taking-in-charge of roads and services at River Court Beech, Road, Carlow (Phase 1).

**Proposed by Councillor J. Cassin,
Seconded by Councillor K. Murnane,**

And following a show of hands, it was resolved:-

“To approve in accordance with Section 11 of the Roads Act 1993, Section 180 of the planning & Development Act 2000 as amended, Section 59 of Planning & Development Act 2010, the taking-in-charge of roads and services at Tanner Hall, Athy Road, Carlow.

**Proposed by Councillor W. Quinn,
Seconded by Councillor A. McDonald,**

And following a show of hands, it was resolved:-

“To approve in accordance with Section 11 of the Roads Act 1993, Section 180 of the planning & Development Act 2000 as amended, Section 59 of Planning & Development Act 2010, taking-in-charge of roads and services at St. Mullins Close, Tinnahinch Co. Carlow.

2.7 Proposed Civic Reception for Carlow County Hurling Team – McDonagh Cup 2023 Winners

Members asked that the Carlow County Hurling Team who won the McDonagh Cup in 2018 also be included in this Civic Reception.

**Proposed by Councillor F. Phelan,
Seconded by Councillor J. Cassin,**

And following a show of hands,

“It was agreed to hold a Civic Reception for the 2018 and 2023 Carlow County Hurling Teams who won the McDonagh Cup.

2.8 Proposed Civic Reception for Carlow & District Juveniles League – Gaynor Cup 2023 Winners

**Proposed by Councillor F. Phelan,
Seconded by Councillor J. Cassin,**

And following a show of hands, it was resolved:-

“To hold a Civic Reception for Carlow & District Juveniles League – Gaynor Cup 2023 Winners”.

3.0 Consideration of Reports and Recommendations/Breithniú ar Thuarascálacha agus ar Mholtaí

3.1 Anti Dumping Initiative 2023 – Presentation from Environment Section

T. Madden and E. McDonald gave a comprehensive presentation on the Anti Dumping Initiative 2023 and they answered questions raised by the members.

3.2 Developer Provided Water Services Infrastructure – Funding Approval

P. O’Gorman advised on funding approval and answered questions raised by the members.

3.3 SI 101 of 2023 Planning & Development (Section179A) Regulations 2023, SI 107 of 2023 Planning & Development & Foreshore (Amendment) Act (commencement) (No 2) Order 2023 - Proposed Redevelopment of 2 Units at Centaur Street, Carlow

M. Brennan advised on the proposed redevelopment of 2 Units at Centaur Street Carlow and answered queries raised.

4.0 Chief Executives Report/Tuarascáil an Phríomhfheidhmeannaigh

Noted and questions raised by the members were answered by Deputy Interim Chief Executive and members of the Management Team.

5.0 Correspondence/Comhfhreagras

Members noted motion passed by Wicklow County Council which was forwarded to Minister Charlie McConalogue, Department of Agriculture, Food & the Marine, regarding Climate & Biodiversity Emergency requesting him to contact all Dáil party leaders and MEPs to remind them of their own declarations on the Climate and Biodiversity Emergency.

Members noted response from Kildare County Council regarding issuing of tickets at Junction 4 (M9) at Prumplestown/Castledermot.

Members noted response from Minister O'Brien's office in relation to Vacant Property Refurbishment Grant query.

Members noted motion passed by Wexford County Council to cease using the term "Halting Sites" and renaming with a name more appropriate to the area following a public consultation process and engagement with the local community.

6.0 Notices of Motion/Fógraí Rúin

6.1 Standing in the name of Cllr. Arthur McDonald

"I Cllr Arthur McDonald call on Carlow County Council to appoint consultants to investigate the water and sewerage issues in Bagenalstown. Storm water and sewerage are joined in parts of the town and housing estates."

E. Brophy read out the following response:-

This issue is being raised and examined under outstanding legacy issues between the CCMA and the Department of Housing, Local Government and Heritage as part of the Transformation of the Water Sector in Ireland. The process of dealing with these legacy issues should be allowed to be finalised before committing to undertaking reports in this area.

Proposed by Councillor A. McDonald

Seconded by Councillor M. Doran

Following a show of hands, it was agreed.

6.2 Standing in the name of Cllr. John Cahill

"That the Council reaffirms its commitment to uphold and protect the rights of the LGBTQ+ community and enshrines its commitment to continuing to

stand in solidarity and campaign alongside the LGBTQ+ community for improved access to healthcare, education, and resources, especially as we approach the end of Pride month."

Proposed by Councillor J. Cahill

Seconded by Councillor F. Phelan

Following a show of hands, it was agreed.

6.3 Standing in the name of Cllr. John Cahill

"That Carlow County Council agrees subject to resources, to develop and launch a strategy with community partners including the An Garda Síochána, Love Carlow Business, Students Unions in SETU and Carlow College St. Patricks', and the Taxi Federation regarding a joint initiative to keep women and men safe when socialising in Carlow.

The "Ask For Angela" initiative focuses on supporting people who feel unsafe, intimidated, or threatened in a social setting, and allows people to discreetly signal if they need help. The scheme has been rolled out in Waterford City Council in 2017, Cork City Council in 2018, and Donegal and Drogheda City Councils in 2022.

The scheme has the full support of the Gardaí regarding the national roll-out of this campaign, and this is an opportunity for Carlow County Council to lead the way in ensuring community safety and committing to a zero-tolerance policy on sexual violence."

Proposed by Councillor J. Cahill

Seconded by Councillor W. Paton

Following a show of hands, it was agreed.

6.4 Standing in the names of Cllr. Willie Quinn and Cllr. Tommy Kinsella

"We call on Carlow County Council to consult with Waterways Ireland, Coillte and the Gardaí with a view to the preparation, adoption and implementation of bye laws to regulate and control camping along the Barrow track at Clashganny and the adjacent areas (to be outlined in the bye laws)"

E. Brophy read out a letter from Eamonn Rowe Waterways Ireland.

E. Brophy to draft submission to Waterways Ireland in relation to their review of Bye-Laws.

7.0 Any other business with the consent of the Cathaoirleach/Aon gnó eile le haontú an Chathaoirligh

Queries raised related to Trading Bye Laws, low price paid for wool, oil spill in Tullow area, SLA with Uisce Eireann and outdoor staff recruitment. Queries raised were answered by Management Team members.

This concluded the business of the meeting.