



**Comhairle Contae Thiobraid Árann**  
Tipperary County Council

October 20th, 2023

**Notice Of Meeting - Plenary Council**

Don Cathaoirleach agus Gach Ball den Comhairle.

A Chara,

Iarrtar ort bheith i láthair ag Cruinniú Míosúil de Chomhairle Contae Thiobraid Árann san Oifigi Cathartha, Cluain Meala, Contae Thiobraid Arann, 27 Deireadh Fómhair 2023, ar 11 a chlog ar maidin.

You are requested to attend the Monthly Meeting of Tipperary County Council to be held in the Council Chamber, Civic Offices, Clonmel, on Friday 27th October, 2023 at 11 a.m. to consider the Agenda attached.

Alternatively, if you wish to attend remotely via Zoom, you may do so by using the Meeting ID 381 9631 528

Lunch will be provided.

Please confirm to Elaine Murphy, Corporate Services by which means you be attending, by the Friday before the meeting.

Is Mise le Meas,

Ger Walsh

Meetings Administrator,

Tipperary County Council.

# Agenda

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## *Welcome and introduction.*

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### 1.1 Meeting Protocol

Join Zoom Meeting -

- **Meeting ID: 3819631528**

#### **Rules for Members attending Remotely:**

The following rules will apply to those members attending remotely in relation to how the meeting will be run to ensure everyone can make a useful contribution:

1. The Cathaoirleach/Meetings Administrator will at the outset, call a roll call of all participating members and ensure that those attending remotely can hear and see those in attendance;
2. Each Member participating remotely will confirm that they can hear and see the proceedings and also ensure that there are no other persons present who are not entitled to be either hearing or seeing the proceedings and/or recording the proceedings.
3. All members will mute their microphone until they are called on to speak by the Cathaoirleach;
4. Any Councillor that wishes to ask a question/query should click on the "Participant" tab at the bottom of their screen and then click on the "Raise Hand" tab which should appear to the right of the screen. This will allow the Cathaoirleach and host to see who wishes to speak;
5. The Cathaoirleach will indicate which Cllrs have raised their hand to speak and will call on those Councillors present in person in the Chamber first in sequential order to speak or raise a question/query on that particular agenda item; The Cathaoirleach will then call on any Councillor attending remotely to raise any queries;
6. The Director of Services/Senior Section Staff will reply to the queries raised;
7. Each speaker should mute their microphone immediately after speaking;
8. If a member loses connectivity or leaves the meeting, they should inform the Elaine Murphy by email to [elaine.murphy@tipperarycoco.ie](mailto:elaine.murphy@tipperarycoco.ie) or phone/text - 087 2339376;
9. All members of the media will be required to turn off their video and mute their microphone throughout the full proceedings and must maintain silence and observe any direction given by the Chair or by the meetings administrator;
10. Zoom meeting instructions which should assist you in joining the meeting and asking questions are available to view on Decision Time - [Click Link](#).

#### **General Houskeeping Rules**

1. All Mobile Phones to be turned off or on silent during the meeting;

2. Location of the Toilets and Fire Exits
  - Toilets are located on the left adjacent to the Chamber as you exit via the Council Chamber main entrance;
  - Fire Exits are located at the main entrance door and the side door entrance and via the back stairwell;
3. Health and Safety Civic Offices Evacuation Procedure - The Council Chamber is identified as Zone I and all persons should evacuate the building via escape route 9 (Green Route) and assemble outside the Civic Offices at Assembly Point No. 5 (Main Door Post Office)

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***Ethics Declarations***

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**2.1 Disclosure/or Conflicts of Interest**

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***Consideration of Minutes***

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**3.1 Minutes of Council Meeting held on 11th September, 2023 - attached**

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***Conferences / Seminars / Training/ Further Education***

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**4.1 Approval to attendance**

**4.2 Reports on Conferences**

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***Business prescribed by Statute, Standing Orders or Resolution of the Council***

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**5.1 Section 183 Notice - Disposal of Property at Units 1 & 2 Enterprise Centre, Drangan, Thurles to Araglin Scientific Ltd.**

- Renewal of lease agreement for a period of 5 years.

**5.2 Section 183 Notice - Disposal of Property at Unit 3 Enterprise Centre, Drangan, Thurles to Horan Automation & Robotics**

- Renewal of lease agreement for a period of 5 years.

**5.3 Section 183 Notice - Disposal of Property at Unit 1 Slieveardagh CITE Enterprise Centre, Ballingarry, Thurles to Ballingarry Community Development CLG**

- Renewal of lease agreement for a period of 5 years.

**5.4 Section 183 Notice - Disposal of Property at Unit 2 Slieveardagh CITE Enterprise Centre, Ballingarry, Thurles to Mick & Lieneke Smyth**

- Renewal of lease agreement for a period of 5 years

**5.5 Section 183 Notice - Disposal of property at Brittas, Thurles to Michelle Wilson**

- To facilitate the rectification of a historic mapping error.

**5.6 Section 183 Notice - Disposal of Property at 4 Galtee View, Bansha, Co. Tipperary to Kieran O'Dwyer**

- Transfer of land adjacent to 4 Galtee View, Bansha, to allow site to be "squared off"

**5.7 Section 183 Notice - Disposal of property at 22, 23, 24, 25 & 26 Greenane Drive, Tipperary Town to Three Drive Family Resource Centre Ltd.**

- Extension of existing lease agreement to comply with condition of grant under the Community Centres Investment Fund.

**5.8 Section 183 Notice - Disposal of property at Kilballygorman, Ardfinnan to Franklink Ltd., Lissarda Business Park, Lissarda, Co. Cork**

- Transfer of lands to facilitate the location of control panels and kiosks serving Solar Farm in Kilballygorman, Ardfinnan.

**5.9 Section 183 Notice - Disposal of Property at Lisbunny Business Park, Nenagh to Central Auctions Services Co-operative Society Ltd.**

- To allow Central Auctions Services Co-operative Society Ltd., extend their existing facility.

**5.10 Section 183 Notice - Disposal of Property at Limerick Road, Nenagh North, Nenagh to Lyons of Limerick**

- To allow the completion and regularisation of a land transfer agreement.

**5.11 Section 183 Notice - Disposal of Property at Terryglass, Nenagh to Old Boat Club Ltd**

- To facilitate the rectification of a historic mapping error.

**5.12 Section 183 Notice - Disposal of Property at Terryglass,**

## **Nenagh to Sinead Mulcair**

- To facilitate the correction of a historic mapping error

### **5.13 Section 183 Notice - Disposal of property at Tyone, Nenagh to the Health Service Executive**

- To facilitate the rectification of a historic mapping error

### **5.14 Section 183 Notice - Disposal of Property at rear of 1 Michael Collins Row, Old Bridge, Clonmel to Mr. Anthony Cosgrave**

- To facilitate extension of back garden of 1 Michael Collins Row, Old Bridge, Clonmel.

### **5.15 Section 183 Notice - Disposal of property at rear of 2 Michael Collins Row, Old Bridge, Clonmel to Frank and Mary Fahey**

- To facilitate extension of back garden of 2 Michael Collins Row, Old Bridge, Clonmel.

### **5.16 Section 183 Notice - Disposal of property at rear of 3 Michael Collins Row, Old Bridge, Clonmel to Declan English**

- To facilitate extension of back garden of 3 Michael Collins Row, Old Bridge, Clonmel.

### **5.17 Section 183 Notice - Disposal of property at rear of 4 Michael Collins Row, Old Bridge, Clonmel to John & Sheila Ryan**

- To facilitate extension of back garden of 4 Michael Collins Row, Old Bridge, Clonmel.

### **5.18 Section 183 Notice - Disposal of property at rear of 5 Michael Collins Row, Old Bridge, Clonmel to Keith O'Grady and Sarah Jane Olding**

- To facilitate extension of back garden of 5 Michael Collins Row, Old Bridge, Clonmel.

### **5.19 Section 183 Notice - Disposal of property at rear of 6 Michael Collins Row, Old Bridge, Clonmel to Robert and Mary Kennedy**

- To facilitate extension of back garden of 6 Michael Collins Row, Old Bridge, Clonmel.

## **5.20 Section 183 Notice - Disposal of Property at Dungarvan Road, Old Bridge, Clonmel to Tony Scully**

- To facilitate extension of garden to rear of dwelling

## **5.21 Section 183 Notice - Disposal of property at Butlerstown, Ballyneale, Co. Tipperary to Killian Murphy**

- To facilitate a boundary rectification.

## **5.22 Overdraft Facility - report attached.**

- To consider and authorise an overdraft facility not exceeding €10,000,000 (ten million euro) during the year ending 31st December, 2024.

## **5.23 Draft Litter Management Plan 2024-2026 - attached.**

## **5.24 Draft Clonmel Local Area Plan 2024-2030 - attachments**

- To consider the proposed material alterations to the Clonmel Local Area Plan 2024-2030 and the Chief Executives report on the submissions received in accordance with Section 20 of the Planning and Development Act, 2000, as amended.

## **5.25 Draft Nenagh Local Area Plan 2024-2030 - attachments**

- To consider the proposed material alterations to the Nenagh Local Area Plan 2024-2030 and the Chief Executives report on the submissions received in accordance with Section 20 of the Planning and Development Act, 2000, as amended.

## **5.26 Draft Thurles Local Area Plan 2024-2030 - attachments**

- To consider the proposed material alterations to the Thurles Local Area Plan 2024-2030 and the Chief Executives report on the submissions received in accordance with Section 20 of the Planning and Development Act, 2000, as amended.

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### ***Appointment of Members to Committees or Boards***

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## **6.1 Ratification of Nominees - Tipperary Local Community & Development Committee (TLCDC)**

- Ms. Elaine Cullinane (Economic Team) - replacing Anthony Fitzgerald LEO
  - Ms. Katie Frazer (Teagasc) - replacing Donal Mullane, Teagasc
  - Ms Stephanie O'Callaghan (Tusla) - replacing Adrian Cunneen, Department of Social Protection
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## ***Consideration of Reports and Recommendations***

### **7.1 Consideration of Management Report as per Section 136 (2) of the Local Government Act, 2001, as amended by the Local Government Reform Act, 2014 - report attached**

- Economic, Community and Rural Development
- Corporate Services
- Environment & Climate Action
- Housing, Ukrainian Refugee Accommodation Response.

## ***Corporate/Organisational Issues***

### **8.1 Agree date for Workshop (remote)**

- HSE Mid West Briefing - 6th November, 2023 at 12 noon

### **8.2 Budget Process 2024**

- Agree date for Budget Workshops
- Agree date for Annual Budget Meeting

## ***To receive Presentation or attendance by outside bodies***

### **9.1 National Broadband Ireland (NBI)**

- Presentation (12 noon) by the NBI representatives:-
  - Justine Judge, Head of Strategic Communications & Stakeholder Engagement
  - Donal Hanrahan, Chief Operating Officer

## ***Chief Executive / Delegated Officers Orders***

### **10.1 Consideration of Orders for the period to the 30th September, 2023**

## ***Notices of Motion (Adjourned from previous Meeting)***

### **11.1 Cllrs. J. Ryan, M. McGrath, R. Molloy, S. Morris, A.M. Ryan (NOM Ref: 2612)**

We are proposing that from 2024, Tipperary County Council disregards the Carers Allowance/Benefit and the Working Family Payment when calculating the rent of our council tenants.

## ***Notices of Motion (Tipperary County Council Functions)***

## **12.1 Cllr. Máirín McGrath (NOM Ref: 2712)**

That this Council would outline current plans regarding the provision of affordable housing projects around the county and the proposed status of delivery

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### ***Notice of Motions ( Non-Tipperary County Council Functions)***

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## **13.1 Cllr Andy Moloney (NOM Ref: 2656)**

That this council request the Minister for Local Government restrict the use of the ridiculous amounts of election and referendum posters in upcoming elections and especially along main streets and town centres.

## **13.2 Cllr A.M. Ryan (NOM Ref: 2694)**

That Tipperary County Council write to the Minister for Health to express the councils full support for Section 39 Organisations and staff and to call on the Minister to restore full pay parity to these workers.

Until 2008, workers in these agencies received pay increases under national wage agreements. At the onset of the financial crisis, they were subject to pay cuts in line with the same cuts applied to public sector pay. Many "Section 39" workers have still not received pay restoration and are looking for pay parity with Section 38 Workers (HSE workers) who perform the same duties.

"Section 39 agencies, who are funded under Section 39 of the Health Act, 2004, provide a range of residential and day services for people with disabilities, mental health, addiction, domestic and sexual violence services, and other supports, under service level agreements with the HSE. Pay inequality is leading to recruitment issues, existing staff burn out and a reduction in the vital services they provide.

## **13.3 Cllr Michael FitzGerald (NOM Ref: 2691)**

That Tipperary County Council write to the Minister of State James Browne T.D., Minister for Law Reform expressing concern with the consequences of the proposed Gambling Regulation Bill on small rural racecourses (Tipperary, Thurles, Clonmel) which are a key economic component of our County's development.

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### ***Correspondence***

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## **14.1 Reply dated 20th September, 2023 from Office of Minister Roderic O'Gorman T.D.**

- Community Recognition Fund

## **14.2 Reply dated 3rd October, 2023 from Office of Minister Ryan, Department of Transport**



- N24 Cahir to Limerick Junction (NOM Ref: 2575)

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***Resolutions from Other Local Authorities***

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**15.1 Motions from other Councils - attached.**

- Clare County Council - National Car Test
- Clare County Council - Planning condition re traffic calming for housing developments.
- Cork County Council - Policies to reduce Road Deaths.
- Dun Laoghaire-Rathdown County Council - Fossil Fuel Non-Proliferation Treaty.
- Limerick City and County Council - Residentially zoned land.
- Limerick City and County Council - Cuan Mhuire Association
- Limerick City and County Council - National Treatment Purchase Scheme
- Mayo County Council - Croi Conaithe Scheme
- Sligo County Council - Provision of free school transport for all students up to the age of 25

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***Votes of Sympathy / Congratulations***

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**16.1 Expressions of votes of sympathy/congratulations**

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***AOB***

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**17.1 Any other business appropriate to a meeting of Tipperary County Council arising with the permission of the Cathaoirleach.**