



Comhairle Contae Thiobraid Árann
Tipperary County Council

December 6th, 2017

Notice Of Meeting

Don Cathaoirleach Agus Gach Ball den Comhairle.

A Chara,

Iarrtar ort bheith i láthair ag Cruinniú Míosúil de Chomhairle Contae Thiobraid Árann, san hOifigi Cathartha, Cluain Meala, Contae Thiobraid Árann, Dé Luain, 11 Nollaig 2017, ar 11 a chlog ar maidin.

You are requested to attend the monthly meeting of Tipperary County Council to be held on **Monday, 11th December 2017 at 11:00 am in Council Chamber, Civic Offices, Clonmel, Co. Tipperary.**

Lunch will be provided at 2 p.m.

Is Mise le Meas,

Ger Walsh

Meetings Administrator,

Tipperary County Council.

Agenda

Consideration of Minutes

1.1 Minutes of Meetings

- Council Meeting 9th October, 2017
- Budget Meeting 17th November, 2017
- Annual Meeting 30th June, 2017

Conferences / Seminars / Training

2.1 Approval to Attendance

2.2 Reports on Conferences

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

3.1 Section 183 Notice - Disposal of property at Barronstown, Limerick Junction to Peter Hughes

- Property no longer required by Tipperary County Council.

3.2 Section 183 Notice - Disposal of property at Upper Green Street Fethard to Michael Kenny.

- Property no longer required by Tipperary County Council.

3.3 Section 183 Notice - Disposal of property at 10 St. Joseph's Terrace, Elm Park, Clonmel, to Martina Dwyer.

- Redemption of Shared Ownership Loan

3.4 Section 183 Notice - Disposal of property at Garnaville, Yewston, Nenagh, to Estate of Patricia Richardson.

- Land no longer required by Tipperary County Council.

3.5 Section 183 Notice - Disposal of property at Slievenamon Road, Thurles (Thurles Civic Office) to Rehab Group

- 10 year lease agreement.

3.6 Section 183 Notice - Lease of property at Burgagery Lands East to Clonmel Business Development Park CLG.

- Extension of existing Lease arrangement.

- 3.7 To consider the Chief Executives report on the Material Alterations to the Variation – Settlement Plan of the North Tipperary County Development Plan 2010**
- 3.8 To consider the Chief Executives on the Material Alterations to the Variation – Settlement Plan of the South Tipperary County Development Plan 2009**
- 3.9 To consider the Chief Executives report on proposals to revoke the Newport Local Area Plan 2010**
- 3.10 To consider the Chief Executives report on proposals to revoke the Marlfield Local Area Plan 2009**

Consideration of Reports and Recommendations

- 4.1 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.**

- Community and Economic Development
- Water & Environment
- Housing
- Human Resources/Corporate Services

- 4.2 Tipperary Energy Agency - Tipperary Healthy Homes Scheme**

- Presentation by Mr. Paul Kenny, C.E.O., Tipperary Energy Agency (1 p.m.)

Chief Executive / Delegated Officers Orders

- 5.1 Consideration of Orders for the period to the 30th November, 2017**

Corporate/Organisational Issues

- 6.1 Fix date for January Meeting**

Notices of Motion (Tipperary County Council Functions)

- 7.1 Cllr Marie Murphy (Ref 1204)**

That the Tipperary County Council reviews the details of the volume and costs of disposing of illegal dumping during the last 3 years. This review should be the basis to consider how resources and approaches can be a cost effective way to detecting and preventing illegal dumping.

7.2 Cllrs. G. Darcy, M Ryan, J. Carroll, F Bonfield, P. Bugler, . M O' Meara, S. Morris, H McGrath, J Hannigan, (Ref 1205)

We call on the Minister for Environment to amend the legislation with regard to collection of waste so as to allow small operators to provide a service to those who live in remote area, areas where large vehicles cannot access or where householders have very limited amounts of waste and lack storage space for bins. Such small operators should be permitted to meet requirements in relation to pay by weight by weighing their loads at the point of disposal. This would facilitate householders, allow the small operators to continue in business and also reduce the likelihood of illegal dumping of waste.

7.3 Cllrs. M Ryan, J. Carroll, F Bonfield, P. Bugler, M O' Meara, S. Morris, H McGrath, J Hannigan, G. Darcy (Ref 1203)

We call on the Council to work proactively with the Department to strengthen the Derelict Sites Act 1990 and the Local Government (Sanitary Services) Act 1964 as the current Acts are deficient and not fit for purpose in satisfactorily addressing the many derelict sites and dangerous structures across the County.

7.4 Cllr. D. Dunne (Ref 1206)

That this Council calls on the Minister for Community and Rural Development to take immediate action to reduce the delays in accessing LEADER funding for community groups; to make a commitment that no LEADER programme funding will be diverted to other projects and to make a commitment that the funding for LEADER will be restored as soon as possible.

7.5 Cllr P. English (Ref 1231)

That Tipperary County Council request the government to declare a national emergency for housing, as there is a record number of 120,000 households on social housing waiting lists nationwide.

Correspondence

8.1 e-mail from Road Safety Authority dated 11th October 2017

- Road Traffic (Amendment) Bill 2017

8.2 Reply dated 15th November from Minister of State, Sean Kyne, TD

- Gortmore Tailings Management Facility (NOM 1017)

8.3 Letter dated 20th November from Southern Regional Assembly re RSES

- Regional and Spatial Economic Strategy (RSES) for the Southern Region

8.4 Reply dated 23rd November, 2017 from Minister for Housing , Planning and Local Government.

- Lime content in domestic water supplies (NOM 1134)

Resolutions from Other Local Authorities

9.1 Ballina Municipal District

That Mayo County Council (Ballina Municipal District) calls on the Minister for Agriculture, Food and the Marine and the Department of Agriculture to take immediate action to deal with the problems caused by the spread of ragwort and to implement the existing laws to deal with the problem and call on the Minister to put in place an incentive scheme to encourage farmers and other landowners to take action to deal with this very serious problem. Ballina Municipal District further calls on Mayo County Council who are in serious breach of the Noxious Weeds Act to take action to contain and prevent the spread of ragwort and other noxious weeds. The Council also calls on the Minister to update the Noxious Weeds Act 1936 to make it relevant in the present time. That this Motion is circulated to all local authorities for their support and also to the IFA and Irish Creamery Milk Association.

9.2 Clare County Council

That Clare County Council call on the Minister for Social Protection to reverse the unfair and discriminatory policy of penalising home makers that took some time out to care for their family prior to 1994 and to address the Austerity measure that penalised approximately 35,000 people, mainly women, that was brought in by the Government on 6th April 2012 concerning Contributory Pension Entitlements and if the motion is agreed that the request be sent to the Minister and also circulated to all other Councils.

9.3 Clare County Council

In the backdrop of our national housing emergency and the stresses experienced by so many at risk of homelessness due to mortgage distress, that Clare County Council call on An Taoiseach to support enactment by the Oireachtas of the National Housing Co-op Bill 2017 to provide for the establishment of an Industrial & Provident Society to be called the National Housing Co-operative Society with the mandate and powers to acquire, manage, rent or sell distressed mortgages so that the occupants of houses can move from the status of distressed mortgagor by means of "rent and mortgage" AND that this Clare County Council Motion once passed, be copied to all other local authorities encouraging their adoption of similar such motion.

9.4 Dublin City Council

Dublin City Council noted the contents of letter dated 17th October 2017 conveying the terms of the following motion adopted by Tipperary County Council at its October meeting.

"I am calling on the Department of Transport, Tourism and Sport to reintroduce the Urban Road Minor Improvement Grant as the loss of same has caused significant deterioration to the urban roads in towns in the County of Tipperary."

9.5 Kilkenny County Council

That Kilkenny County Council writes to the Minister of Health, Simon Harris, the Minister of Education, Richard Bruton and the Minister for Children & Youth Affairs, Katherine Zappone to put into consideration collectively a compulsory training program of occupational first aid training for all teachers and SNAs that are physically capable to provide CPR, in both primary and secondary schools throughout Ireland. In consideration with recent statistics - 15 people a day die from sudden death syndrome and 125 people die

a year from choking. We believe that this responsibility lies with all 3 Ministers as in education, health and putting children first.

9.6 Leitrim County Council

That Leitrim County Council write to the Minister for Justice, Frances Fitzgerald asking that her Department review the criteria for Community Based CCTV System Installation in towns and that she and her Department agree to increase the grant level from 40% to 75% and raise the ceiling to €75,000. The ceiling is currently €40,000. This change would increase the uptake, which is the aim of the Scheme.

9.7 Limerick City & County Council

That, the Government put in place one Agency with full responsibility for the maintenance/repair/upkeep of all our rivers and streams.

9.8 Sligo County Council

That Sligo County Council write to the Minister for Health, Simon Harris, T.D. seeking extra funding for the Alzheimer Society of Ireland in future health budgets, and that this proposal be circulated to all Local Authorities in Ireland.

9.9 Carlow County Council

That Carlow County Council calls on the Minister for Agriculture, Food and the Marine to produce adequate information to ensure ease of access and understanding of complex requirements for persons with disabilities, who are required to comply with European and National certification and guidelines, particularly in the agricultural sector. The Minister is called upon to address and if need arise, legislate for the ongoing issues involving persons with disabilities in the interest of equality and paying particular attention to literacy issues among farmers, to also, put in place services and facilities in recognition of the many farmers and members of rural Ireland who have difficulty getting the appropriate certification to carry out day to day agricultural activity, in particular, this Council asks the Minister to consider the case concerning Edward "Ned" Deering who recently went before the European Parliaments committee of petitions where the case remains open. Finally, this Council calls on the Minister to recognise that the role of "access officers" within the department are not fit for purpose.

Votes of Sympathy / Congratulations

10.1 Expressions of votes of sympathy/congratulations

AOB

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