

**WEXFORD COUNTY COUNCIL**

**Minutes of Meeting of Wexford County Council  
held on Monday 14<sup>th</sup> January, 2008 – 2.30 p.m.  
in the Council Chamber, County Hall, Wexford.**

**Attendance:**

In the Chair: Councillor D. Kennedy, Chairperson

Other Members – Councillors -

P. Byrne;	J. Fleming;	O. Walsh;
L. Carthy;	T. Howlin;	P. Reck;
K. Codd-Nolan;	D. MacPartlin;	L. Allen;
M. Kinsella,	M. Murphy	J. Curtis;
J. Dwyer;	B.A. Murphy;	P. Codd
A. Fenlon;	M. Roche;	
F. Kehoe.	L. O'Brien;	

Messrs: E. Breen, County Manager, A. O'Reilly, N. McGuigan, Tony Larkin, Directors of Service; G. Mulvey, Head of Finance, A. Madders, Acting Director of Services, G. Griffin, County Secretary.

Apologies: Cllr. S. Doyle, Mr. A. Doyle, Director of Services (on annual leave).

**Expressions of Sympathy:**

The Council extended its sympathy to the following recently bereaved:

- Mr. Tim Murphy, Senior Executive Engineer, on the death of his mother.
- Cllr. Tom Moorehouse, Enniscorthy Town Council, on the death of his brother.

The Council observed a minute's silence.

**Confirmation of Minutes:**

On the proposal of Councillor L. Allen, seconded by Councillor P. Byrne, the Council approved the minutes of the County Council meeting held on 10<sup>th</sup> December, 2007.

**Matters Arising from Minutes:**

Cllr. J. Dwyer asked for the minutes to be amended under the item – “Expressions of Sympathy” to read

- the families of the recent victims of drug dealers.

**Anti Social Behaviour:**

The Chairman welcomed Superintendent John Roche and Inspector Pat McDonald to the meeting.

Superintendent Roche advised the meeting that the priorities of the Policing Plan were:

Crime Prevention and Deduction,  
Road Safety,  
Public Order,  
Community Engagement.

**Crime Prevention & Deduction:**

The Superintendent advised that there was

- 47% crime deduction rate in 2007
- 4% reduction in all headline crime
- 15% reduction in Burglaries
- 7% reduction in theft from unoccupied premises
- 8% increase in theft from shops
- 44% reduction in theft from persons

**Public Order:**

The Superintendent advised that:

- Public Order was a problem mainly at weekends
- There were 1495 incidents reported in 2007 (an increase of 287)

- There were 1200 incidents of criminal damage in 2007.
- He was deploying high visibility patrols outside night clubs at weekends.

### **Drugs:**

The Superintendent advised that:

- there were 370 seizures under Section 3 of the Drugs Act (possession for immediate use)
- there were 76 seizures under Section 15 of the Drugs Act (possession for sale or supply)
- there was a dedicated Drugs Unit in place.
- He had applied for a sniffer dog for the region.

### **Road Safety:**

The Superintendent advised that:

- There was 5 Sergeants and 32 Gardai attached to the Traffic Corps.
- They were targeting Drug/Drink Driving and Speeding.
- There were 19 fatalities – a reduction of 15, 11 of these fatalities were single vehicle incidents.
- There were 990 incidents of drug/drink driving detected.
- There was a total of 12,900 tickets issued for various offences.

### **Community Engagement:**

The Superintendent advised that there was a full time Community Garda Unit currently staffed by 4 Gardai and would be extended by the assignment of 2 further Gardai.

In response to questions by the Members, the Superintendent advised that:

- All complaints to the Gardai are logged but it was necessary for the complainant to disclose their name and address and not all complainants were willing to do this.
- He had made an application for additional manpower to provide a full time station in Castlebridge.
- ASBO's referred to persistent and reckless behaviour – once off incidents would not qualify.
- Burglaries of houses was a concern.

- There was a call forwarding facility in Bunclody Garda Station.
- It was policy not to take Gardai from the smaller stations.
- Part of New Ross was in the Waterford district but that would be addressed as part of the reorganisation of the areas.
- There were 1,500 Hackney licensed in the area but there was a problem accessing one at night in rural areas.
- A third Garda was approved for Ferns and the recently retired Garda was in the process of being replaced.
- The drug unit was a district unit and the officer in Gorey worked with the Arklow unit.
- It was planned to increase the community Gardai force.
- The new Wexford Garda Station would have facilities for the safe custody of prisoners and proper interview facilities.
- Joint Policing Committee was comprised of various sectors of the community who would feed information into the Policing Plan.
- Drugs were very difficult to detect.
- With the Traffic Corps Patrols, there was practically a 24 hour Garda presence available.
- The Rosslare customs sniffer dog had been used on occasions.

The Chairman thanked Superintendent Roche and Inspector McDonald who then left the meeting.

### **Housing:**

#### **Proposed Disposal of Land - Notices under Section 183 of the Local Government Act, 2001.**

On the proposal of Cllr. J. Dwyer, seconded by Cllr. T. Howlin, the Members approved disposal of land as follows:

**Proposed disposal of freehold interest in land & property at 2 Mountain View, Ballindaggin, Enniscorthy, E.D.. Ballindaggin (Shared Ownership)**

**Proposed disposal of freehold interest in land and property at 89 Ferndale Park, Wexford. E.D. Wexford Urban (Shared ownership)**

**Proposed disposal of lands at Creagh, Gorey, Co. Wexford. (Sale of lands for School Development)**

**Proposed disposal of land at Coolcotts, Wexford to Padraig & Aine Gannon, Coolcotts, Wexford (As per agreement reached in Part V111 Planning Process)**

**Proposed disposal of land at Rosetown Rosslare, Co. Wexford  
(Disposal of land to facilitate roadworks)**

**Proposed disposal of land at Park Carcur, Wexford. (to facilitate  
building of road and community facilities)**

**Part 8 Planning & Development Regulations 2001 – 2007**

**LAC 0469 – Erection of temporary demountable dwelling with  
associated site works at Gorey Corporation Lands T.D. Gorey E.D.**

The Members considered the report of the County Manager dated 8<sup>th</sup> January, 2008, and on the proposal of Cllr. J. Dwyer, seconded by Cllr. T. Howlin, had no objection to the development proceeding

**Construction of new Headquarter Offices for Wexford County  
Council at Carricklawn, Co. Wexford**

The Members considered the report of the County Manager dated 14<sup>th</sup> January, 2008, and on the proposal of Cllr. J. Dwyer, seconded by Cllr. T. Howlin, had no objection to the development proceeding

**Proposed Variation No. 1 to the New Ross Town & Environs  
Development Plan, 2004:**

The Members considered the report of the County Manager, dated 14<sup>th</sup> January, 2008, and on the proposal of Cllr. J. Curtis, seconded by Cllr. M. Murphy, resolved, the variation be placed on public display in accordance with the provision of Section 13 of the Planning and Development, Act, 2000.

**Wexford Town Boundary Alteration Order, 2007:**

The Members considered the Wexford Town Boundary Alteration Order, 2007 and on the proposal of Cllr. T. Howlin, seconded by Cllr. P. Codd, the Members approved the Order as circulated.

**Draft Disability Implementation Plan:**

The Members considered the Draft Disability Implementation plan and presentation by Ms. Caroline Horan, Access Officer. On the proposal of Cllr. J. Dwyer, seconded by Cllr. P. Codd, the Council adopted the Plan as circulated.

**Notice of Motion: (deferred from December meeting)**

Councillor J. Fleming:

“That Wexford County Council review the current points awarding system for Local Authority Housing”.

Councillor L. Allen seconded this motion. Cllr. P. Reck proposed the motion be referred to the Housing S.P.C. for consideration. This proposal was seconded by Cllr. J. Dwyer.

Following discussion, Cllr. Fleming withdrew the motion in favour of referring it to the Housing S.P.C.

**Fix date of Environment S.P.C. meetings:**

The Members noted the dates for the holding of meetings of the Environment S.P.C. as follows:

**Thursday, 28<sup>th</sup> February, 2008**

**Thursday, 29<sup>th</sup> May, 2008**

**Thursday, 25<sup>th</sup> September, 2008**

**Thursday, 27<sup>th</sup> November, 2008**

**Report of Corporate Policy Group:**

***Finance:***

The Members noted the financial position of the Council at 31<sup>st</sup> December, 2007, as follows:

	2007	2006
Current Account	7,590,486 cr.	1,102,596 cr.
Commitments (o/d payorders)	5,721,082 dr.	12,668,051 dr.
	<hr/> 1,869,404 cr.	<hr/> 11,565,455 dr.

## **Transportation:**

In response to the members, the County Manager advised that the National Roads Authority would shortly be in a position to announce the preferred route of the Enniscorthy By-Pass (Clough to Oilgate). It was intended to hold an information meeting for the Members of the Council, followed by a public meeting when the information was available.

## **Minutes of Meetings:**

### Wexford Electoral Area Committee

On the proposal of Councillor L. Carthy, seconded by Councillor M. Roche, the Council approved the minutes of the Wexford Electoral Area Committee meeting held on 14<sup>th</sup> December, 2007.

### Enniscorthy Electoral Area Committee

On the proposal of Councillor K. Codd Nolan, seconded by Councillor O. Walsh, the Council approved the minutes of the Enniscorthy Electoral Area Committee meeting held on 14<sup>th</sup> December, 2007.

### New Ross Electoral Area Committee

On the proposal of Councillor L. O'Brien, seconded by Councillor M. Murphy, the Council approved the minutes of the New Ross Electoral Area Committee meeting held on 17<sup>th</sup> December, 2007.

### Gorey Electoral Area Committee

On the proposal of Councillor L. Allen, seconded by Councillor J. Fleming, the Council approved the minutes of the Gorey Electoral Area Committee meeting held on 20<sup>th</sup> November, 2007.

### Budget Meeting

On the proposal of Councillor T. Howlin, seconded by Councillor D. Kennedy, the Council approved the minutes of the Budget Meeting held on 18<sup>th</sup> December, 2007.

**Matters Arising from Minutes:**

In response to the Members, Ms. A. O'Reilly, Director of Services, advised that the Council was writing to all housing applicants inviting them to resubmit their details for the 2008 Housing Assessment.

**Schedule of Tenders (as opened – subject to evaluation/assessment):**

On the proposal of Cllr. Barbara Ann Murphy, seconded by Cllr. J. Fleming, the Council approved the schedule of tenders as submitted to the meeting.

**Sealing of Documents:**

On the proposal of Councillor M. Kinsella, seconded by Councillor L. Allen, the Council approved the sealing of documents as submitted to the meeting.

**Notice of Motions:**

**Councillor D. MacPartlin:**

“Having regard to the fact that Article 9 of the EU Water Framework Directive specifically states that national Governments can exempt any consumer it deems appropriate from water charges, this County Council opposes the imposition of water charges on schools and calls on the Government, through the Department of Education, to pay all school water charges to local authorities, except for charges which exceed reasonable consumption levels which have been agreed between the school and local authority”.

The Members agreed to defer this motion to the February meeting of the Council.

“That all roadside verges be reinstated to an acceptable level following roadworks and especially roads re-surfacing”.

The motion was proposed by Cllr. D. MacPartlin, seconded by Cllr. L. Allen, and agreed.



**Correspondence & Communications:**

The Members noted their disappointment at the response from the Health Service Executive regarding Speech & Language Therapy Services in Wexford.

**This concluded the business of the meeting.**

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County Secretary

**Daingithe ar an 11u la de Feabhra, 2008.**

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Cathaoirleach

**WEXFORD COUNTY COUNCIL**

**Minutes of Meeting of Wexford County Council  
held on Monday 11<sup>th</sup> February 2008 – 2.30 p.m.  
in the Council Chamber, County Hall, Wexford.**

**Attendance:**

In the Chair: Councillor D. Kennedy, Chairperson

Other Members – Councillors -

P. Byrne;	J. Fleming;	O. Walsh;
L. Carthy;	T. Howlin;	P. Reck;
K. Codd-Nolan;	D. MacPartlin;	J. Curtis;
M. Kinsella,	M. Murphy	P. Codd
J. Dwyer;	B.A. Murphy;	S. Doyle
A. Fenlon;	M. Roche;	
F. Kehoe.	L. O'Brien;	

Messrs: A. Doyle, Deputy County Manager, N. McGuigan, T. Larkin, Directors of Service; G. Mulvey, Head of Finance, E. Hore, Acting Director of Services, G. Griffin, County Secretary.

Apologies: Cllr. L. Allen, Mr. E. Breen, County Manager (on annual leave).

**Congratulations:**

The Council congratulated the following on recent promotions:

- Garda Superintendent John Roche, on his promotion to Chief Superintendent.
- Mr. Eamon Hore, Senior Engineer on his promotion to Director of Services.

**Confirmation of Minutes:**

On the proposal of Councillor L. Carthy, seconded by Councillor P. Byrne, the Council approved the minutes of the County Council meeting held on 14<sup>th</sup> January, 2008.

**Matters Arising from Minutes:**

The members considered the following motion of Cllr. D. MacPartlin

“Having regard to the fact that Article 9 of the EU Water Framework Directive specifically states that national Governments can exempt any consumer it deems appropriate from water charges, this County Council opposes the imposition of water charges on schools and calls on the Government, through the Department of Education, to pay all school water charges to local authorities, except for charges which exceed reasonable consumption levels which have been agreed between the school and local authority.

The motion was seconded by Cllr. J. Fleming and agreed by the Members.

**Local Drugs Task Force:**

The Chairman welcomed Cllr Davy Hynes, Tommy Redmond and Sean Kelly to the meeting.

The representatives of the Task Force outlined the problems being caused by substance misuse and the requirement for additional resources particularly in the following areas:

- Education
- Treatment Centres,
- Detox Centres
- Methadone Clinics
- Detection of dealers

The Members of the Council complimented the members of the Task Force on their dedication and outlined some of the problems being experienced in the Community.

On the proposal of Cllr. D. MacPartlin the Council resolved to request the Minister for Justice to provide additional resources to the Gardai to assist in the detection of drug dealers and also to provide resources to assist with adequate treatment facilities.

The members of the Task Force then left the Meeting.

### **Wexford Harbour and Slobs Special Protection Area:**

Mr. A. Doyle, Deputy County Manager advised that he had requested Mr. Lorcan Scott, National Parks and Wildlife Service to attend the meeting to explain the designation to the Members.

Mr. Scott advised the meeting that the designation was proposed under EU legislation – EU Birds Directive (79/409/EEC) and would not change any of the operations currently present in the harbour, in particular any operation licensed by another Authority like Mussel Dredging, which was licensed by The Department of the Marine.

Mr Scott further advised that the list of operations requiring consent of the Minister in the proposed area were to protect wild life and were generally operations, which would alter, damage, destroy or interfere with the integrity of the area. Those who had a legal interest in the area could only make objections to the proposal and the objections must be on scientific grounds.

The Members of the Council expressed their concerns that as the proposed area stretched from Wexford Harbour to Enniscorthy it would effect any developments along that coastline in particular:

- The Trinity Wharf Development
- Mussel Dredging, which was listed as an operation requiring consent
- Leisure activities of Wexford Boat Club – also listed
- The Car Park at Ferrybank
- The provision of another River Crossing at Wexford
- Works to relieve flooding in Enniscorthy
- The future of the Council's land at Edermine.

The Chairman thanked Mr. Scott for his attendance. Mr. Scott then left the Meeting.

Following discussion it was proposed by Cllr F. Kehoe that this Council while acknowledging the need for the protection of Wildlife call on the Minister for Environment, Heritage and Local Government to reject the proposed designation as advertised and to review the matter in consultation with Wexford County Council, Wexford Borough Council and Enniscorthy Town Council.

The proposal was put to the Council

Those voting for:

Cllrs: D. Kennedy; P. Codd; M. Kinsella; K. Codd-Nolan; A. Fenlon; O. Walsh; L. O'Brien; T. Howlin; D. MacPartlin; L. Carthy; P. Reck; M. Roche; P. Byrne; B.A. Murphy; J. Fleming; M. Murphy; J.Curtis; F. Kehoe.

Those voting against:

Cllrs: J. Dwyer; S. Doyle.

The proposal was carried.

### **Review of the Wexford Town & Environs Development Plan 2002.**

The members considered the County Managers report containing recommendations on proposed policies for the 2008-2014 plan together with a detailed list of submissions and summary of contents from the public meeting held in November 2007 as circulated.

In response to the Members, T. Larkin, Director of Services advised that he would be considering the best method of dealing with the question of the list of preserved buildings in the Plan including the designation of an area which would enable local control and he would fully brief the Electoral Area Committee and Wexford Borough Council in advance of the draft being brought before the Council for adoption

The Members on the proposal of Cllr. P. Codd, seconded by Cllr. T. Howlin approved the preparation of the Draft plan.

**Proposed Disposal of Land - Notices under Section 183 of the Local Government Act, 2001.**

On the proposal of Cllr. P. Codd, seconded by Cllr. M. Kinsella, the Members approved disposal of land as follows:

**Proposed disposal of freehold interest in land and property at 5 Hollywalk, Cromwellsfort Grove, Mulgannon, E.D. Wexford Urban (Shared Ownership).**

On the proposal of Cllr. P. Codd, seconded by Cllr. M. Roche, the Members approved disposal of land as follows:

**Proposed Disposal of land at Camross/Ballyvergin, Co. Wexford. Camross Game Protection Association**

**Part 8 Planning & Development Regulations 2001 – 2007**

**LAC 0470** – Erection of 2 No. Seven Bedroom Group Dwellings with associated site works at Coolcotts T.D., Wexford E.D.

The Members considered the report of the T. Larkin, Director of Services dated 4th February, 2008, and on the proposal of Cllr. L. O'Brien, seconded by Cllr. B. A. Murphy, had no objection to the development proceeding.

**Draft Annual Report 2007.**

On the proposal of Cllr. J. Curtis, seconded by Cllr. B. A. Murphy the Council adopted the Draft Annual Report 2007.

**Proposed Variation No. 1 to the New Ross Town & Environs Development Plan, 2004:**

The Members considered the report of the County Manager, dated 11<sup>th</sup> February, 2008, and on the proposal of Cllr. L. O'Brien, seconded by Cllr. J. Curtis, resolved that the variation be placed on public display in accordance with the provision of Section 13 of the Planning and Development, Act, 2000.

**Report of Corporate Policy Group:****Finance:**

The Members noted the financial position of the Council at 31<sup>st</sup> January, 2008, as follows:

	<b>2008</b>	<b>2007</b>
<b>Current Account</b>	<b>€ 385,862 CR</b>	<b>€ 3,880,619 CR</b>
<b>Commitments (O/s Payorders)</b>	<b>€ 4,895,157 DR</b>	<b>€13,267,684 DR</b>
	<hr/>	<hr/>
	<b>€ 4,509,295 DR</b>	<b>€ 9,387,065 DR</b>

***Raising of Loan – Water Metering Project:***

The Members considered report of G. Mulvey, Head of Finance dated 4<sup>th</sup> February, 2008, and on the proposal of Cllr. P Reck, seconded by Cllr. P. Codd, approved the borrowing of €6m to cover the costs incurred by the N.D.U. Water Metering Project in accordance with the provisions of Section 106 of the Local Government Act 2001.

***Electoral Area Boundary Committee:***

The Chairman advised that the Protocol Committee had considered the matter as it related to Wexford and would meet again on Monday 18<sup>th</sup> February to consider it further and would report back to the Council. The Council agreed to hold a special meeting to consider the report of the Protocol Committee.

***Transportation:***

The Deputy County Manager advised that the National Roads Authority would be in a position to announce the preferred route of the Enniscorthy By-Pass (Clogh to Oilgate) on Monday 18<sup>th</sup> February and that a special information meeting for the Members would take place in the Council Chamber on that day at 11.30 a.m. The route would be placed on public display in the Riverside Hotel on Tuesday 19<sup>th</sup> February.

In response to the Members, the Deputy Co. Manager advised that

- The Rosslare Harbour By Pass road was not included in the current NRA allocation
- The Camolin to Ferns overlay would have to go to tender and he expected the works to commence and be completed during the summer months.

***Agreement under Section 85 of the Local Government Act, 2001, between Wexford Borough Council and Wexford Co. Council.***

The Deputy County Manager, advised that the proposed agreement was for planning administration purposes following the Wexford Borough Boundary Extension.

On the proposal of Cllr. S. Doyle, seconded by Cllr. T. Howlin The Members resolved the Council enter into the agreement as follows:

All Development Levies in respect of Planning Permissions will accrue to the Planning Authority which issued the Planning Permission. In particular, Development Levies in respect of Planning permissions granted by Wexford County Council in respect of the extended boundary area of Wexford Borough Council shall be accrued and collected by Wexford county Council on behalf of Wexford Borough Council.

All functions with regard to Planning Enforcement in respect of Planning permissions granted by Wexford County Council in respect of the extended boundary area of Wexford Borough Council shall be carried out by Wexford County Council on behalf of Wexford Borough Council.



All other functions in respect of Planning permissions granted by Wexford County Council in respect of the extended boundary area of Wexford Borough Council shall be carried out by Wexford County Council on behalf of Wexford Borough Council.

**Fix date of Social & Economic S.P.C. meetings:**

The Members noted the dates for the holding of meetings of the Environment S.P.C. as follows:

**Wednesday, 20<sup>th</sup> February, 2008**  
**Wednesday 15<sup>th</sup> May, 2008**  
**Wednesday 10<sup>th</sup> September, 2008**  
**Wednesday 12<sup>th</sup> November, 2008**

**Minutes of Meetings:**

Wexford Electoral Area Committee

On the proposal of Councillor L. Carthy, seconded by Councillor M. Roche, the Council approved the minutes of the Wexford Electoral Area Committee meeting held on 8<sup>th</sup> January, 2008.

Enniscorthy Electoral Area Committee

On the proposal of Councillor K. Codd Nolan, seconded by Councillor O. Walsh, the Council approved the minutes of the Enniscorthy Electoral Area Committee meeting held on 17<sup>th</sup> January, 2008..

New Ross Electoral Area Committee

On the proposal of Councillor L. O'Brien, seconded by Councillor M. Murphy, the Council approved the minutes of the New Ross Electoral Area Committee meeting held on 21<sup>st</sup> January, 2008.

Gorey Electoral Area Committee

On the proposal of Councillor L. Allen, seconded by Councillor J. Fleming, the Council approved the minutes of the Gorey Electoral Area Committee meeting held on 14<sup>th</sup> December 2007.

Environment S.P.C.

On the proposal of Councillor O. Walsh, seconded by Councillor D. Kennedy, the Council approved the minutes of the Environment S.P.C. meeting held on 30<sup>th</sup> November, 2007.

**Matters Arising from Minutes:**

In response to the Members, the Deputy County Manager advised

- The resurfacing of Trinity Street to William Street was dependant on the Department of Transport roads allocation
- He was preparing a scheme for the resurfacing of the Quay and would seek funding
- There was no allocation for resurfacing of Newtown Road this year
- He would arrange to have public lights erected at Ballymore and Mayglass.

In response to the Members, T, Larkin Director of Services advised

- He was in the process of developing a three year housing programme and would consider the provision of two bed instead of one bed houses in light of the housing needs assessment.
- It was policy to purchase houses in private estates where appropriate and would revert to the EAC's in this regard.

In response to the Members N. McGuigan Director of Services advised that he would examine the possibility of placing CCTV cameras in suitable areas to detect illegal dumping.

**Schedule of Tenders (as opened – subject to evaluation/assessment):**

On the proposal of Cllr. T. Howlin, seconded by Cllr. P. Codd, the Council approved the schedule of tenders as submitted to the meeting. In response to the Members the County Secretary advised that tenders were subject to FOI requests with the exception of commercially sensitive information and that there was generally no penalty for withdrawn tenders.

**Sealing of Documents:**

On the proposal of Councillor P. Codd, seconded by Councillor K. Codd-Nolan, the Council approved the sealing of documents as submitted to the meeting.

**Notice of Motions:**

***Motion in the name of Cllr. John Dwyer:***

“That this Council notes the increase in agency employment throughout the economy. We are aware that many workers from home and abroad are offered agency employment when they are seeking direct and permanent employment.

We understand trade unions have raised concerns that many of these workers are retained on minimum conditions and in some cases are not receiving all their entitlements.

Agency employment should not be used as an unnecessary substitute for direct employment or as a mechanism for avoidance of or undermining of fair pay and conditions.

Noting that legislation will come before the Oireachtas on the issue of Agency Employment, this Council believes and will recommend to the minister that the principle of equal treatment should be included in any such legislation on this issue”.

The motion was seconded by Councillor T. Howlin and agreed by the Council.

***Motion in the name of Cllr. J. Curtis:***

“That this Council calls on the Minister for Education to grant University Status to Waterford Institute of Technology”.

The motion was seconded by Cllr. T Howlin.  
Following discussion Cllr. Curtis agreed to the following amended motion

“ That this Council calls on the Minister for Education to grant University Status to Waterford Institute of Technology with faculties in each of the Counties in the South East Region”

The Motion was put to the Meeting

Those voting for:

Cllrs: D. Kennedy; P. Codd; M. Kinsella; K. Codd-Nolan; A. Fenlon; L. O’Brien; T. Howlin; L. Carthy; P. Reck; M. Roche; B.A. Murphy; J. Fleming; M. Murphy; J.Curtis; F. Kehoe.

Those voting against:

Cllrs: D. MacPartlin

The proposal was carried.

***Motion in the name of Cllr. Michael Kinsella:***

“Wexford County Council seek immediate clarification from Minister John Gormley on the status of tertiary road funding for the coming year”.

The Members agreed to defer this motion to the March meeting of the Council.

**This concluded the business of the meeting.**

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County Secretary

**Daingithe ar an 10u la de Marta, 2008.**

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Cathaoirleach

**WEXFORD COUNTY COUNCIL**

**Minutes of Meeting of Wexford County Council  
held on Monday 10<sup>th</sup> March 2008 – 2.30 p.m.  
in the Council Chamber, County Hall, Wexford.**

**Attendance:**

In the Chair: Councillor D. Kennedy, Chairperson

Other Members – Councillors -

P. Byrne;	J. Fleming;	M. Roche;
K. Codd-Nolan;	T. Howlin;	O. Walsh;
M. Kinsella;	D. MacPartlin;	J. Curtis;
J. Dwyer;	M. Murphy;	S. Doyle.
A. Fenlon;	B.A. Murphy;	
F. Kehoe;	L. O'Brien;	

Messrs: E. Breen, County Manager, N. McGuigan, T. Larkin, E. Hore, Directors of Service; G. Mulvey, Head of Finance, A. Madders, G. Griffin Acting Directors of Services.

Apologies: Councillors P. Reck, L. Carthy, P. Codd.

**Sympathy:**

The Council offered its sympathy to the following recently bereaved:

The family of the late Jim English  
The family of the late Seamus Keevens  
The family of the late Eddie Byrne Snr  
The family of the late Sarah Byrne

The Council observed a minute's silence.

**Congratulations:**

The Council congratulated the following:

Eddie and Gary Byrne – All Ireland Boxing titles  
Billy O’Brien – Irish darts team  
The recipients of the People of the Year Awards.

**Confirmation of Minutes:**

On the proposal of Councillor L. Allen, seconded by Councillor J. Curtis, the Council approved the minutes of the County Council meeting held on 11<sup>th</sup> February, 2008.

**Proposed Disposal of Land**

On the proposal of Councillor J. Dwyer, seconded by Councillor L. Allen, the Council, in accordance with the provisions of Section 183 of the Local Government Act 2001, resolved to dispose of land as follows :

5 Ard Alainn, Castlebridge – Affordable Housing Scheme.

No’s. 27,32,98,99,100,150, and 153 Bridgemedows, Enniscorthy  
- Affordable Housing.

No’s. 23,34,35, and 36 Elm Park, Butlersland, New Ross –  
Affordable Housing.

No’s. 6,15 and 16 An Cnocan, Rosslare Harbour, Co. Wexford –  
Affordable Housing.

No’s. 62,74,80,81,82,109,128,129,130,131, and 132 Meadowgate,  
Knockmullen, Gorey, Co. Wexford – Affordable Housing.

1,2,3,4,5,6,7,8,9,10,11, 12,13,14,15,16,17,18,and 19 Gort na  
Greine, Cherryorchard, Enniscorthy, Co. Wexford – Affordable  
Housing.

**Part 8 Planning & Development Regulations 2001 – 2007.**

**LAC 0472 – Erection of 34 No. voluntary housing units, a community building and all associated site works at Hewittsland, T.D., New Ross, E.D. Co. Wexford.**

The Members considered the report of T. Larkin, Director of Services dated 26th February, 2008, and on the proposal of Councillor T. Howlin, seconded by Councillor B. A. Murphy, had no objection to the development proceeding.

**Community Grants 2008.**

The Members considered report of Ger Griffin, Acting Director of Services dated 3<sup>rd</sup> March 2008. The Acting Director advised the Members that he would arrange to have the cases of applicants who applied for works of a resurfacing nature examined for next year and the Council could consider other flagship projects when the current ones had expired. The Members approved the Grants on the proposal of Cllr. T. Howlin, seconded by Councillor B. A. Murphy.

**Conservation Grant Scheme 2008 – Scheme of Priorities.**

The members considered report of J. Lavin, Senior Executive Planner. In response to the Members E. Hore, Director of Services advised

- The Council were allocated €260,000 last year
- The Council had sought applicants by way of public advertisement
- The Council had received 40 applicants last year
- He would take on board the suggestion of holding an information evening
- He would examine proposals for the Old Jail.

On the proposal of Councillor T. Howlin, seconded by Councillor B. A. Murphy, the Council approved the Conservation Grant 2008 Scheme of Priorities.

**Agreement under Section 85 of the Local Government Act, 2001 with South East Regional Authority - Regional Broadband Programme.**

The Members considered correspondence from the South East Regional Authority requesting the Council to authorise them to provide broadband infrastructure in Gorey Town. The County Manager advised the Members that he would arrange to have details of the scheme circulated to the Members.

On the proposal of Councillor J. Dwyer, seconded by Councillor P. Byrne the Members resolved to request and authorise the South East Regional Authority to act as agent for and on behalf of Wexford County Council, that is to say, to do all things that are necessary and expedient for the purposes of designing and constructing a Broadband Metropolitan Telecommunications Network in Gorey, Enniscorthy and New Ross towns and all matters ancillary thereto.

**Motion in the name of Councillor M. Kinsella (deferred from February meeting)**

“Wexford County Council seek immediate clarification from Minister John Gormley on the status of tertiary road funding for the coming year”.

The motion was proposed by Councillor M. Kinsella, seconded by Councillor D. MacPartlin and agreed by the Council.



**Report of Corporate Policy Group:****Finance:**

The Members noted the financial position of the Council at 29<sup>th</sup> February 2008, as follows:

	<b>2008</b>	<b>2007</b>
<b>Current Account</b>	<b>€ 1,000,576 DR</b>	<b>€ 277,981 CR</b>
<b>Commitments DR (O/s Payorders)</b>	<b>€ 8,746,909 DR</b>	<b>€ 7,722,801 DR</b>
	<hr/>	<hr/>
	<b>€ 9,747,485 DR</b>	<b>€ 7,444,820 DR</b>

***Audit Report 2006***

The Members considered report of G. Mulvey, Head of Finance dated 27<sup>th</sup> February, 2008, together with the Auditor's Report and Annual Financial Statement in respect of the Year ended 31<sup>st</sup> December, 2006. On the Proposal of Councillor B. A. Murphy, seconded by Councillor K. Codd-Nolan the Council adopted the Auditor's Report and Annual Financial Statement.

***Water Services:***

In response to the Members , N. McGuigan, Director of Services advised

- His department had met with the Principals of 25 schools and advised them of Water Conservation measures that could be undertaken to minimise the use of water and result in savings for the schools

- There was no question of the New Ross Water Supply Scheme not proceeding, his Department was examining the timing of the Scheme in light of the reduction in demand due to the success of water conservation measures in New Ross.

***Transportation:***

In response to the Members, the County Manager advised

- The current cost Estimate of the New Ross By Pass was €315m and there were no proposals to toll the New Ross Bridge
- The permanent roundabout at Kent's Cross would cost in the region of €1m. The Regional Design Office were preparing Contract Documents and he hoped the project would go to tender in May of this year.
- Tenders had been received for the roundabout at Scarawalsh and he hoped for an early approval from the NRA with construction to commence in May.

**Minutes of Meetings:**

Wexford Electoral Area Committee

On the proposal of Councillor T. Howlin, seconded by Councillor A. Fenlon, the Council approved the minutes of the Wexford Electoral Area Committee meeting held on 5<sup>th</sup> February, 2008.

Enniscorthy Electoral Area Committee

On the proposal of Councillor B. A. Murphy, seconded by Councillor K. Codd Nolan, the Council approved the minutes of the Enniscorthy Electoral Area Committee meeting held on 13<sup>th</sup> February, 2008.

New Ross Electoral Area Committee

On the proposal of Councillor J. Dwyer, seconded by Councillor L. O'Brien, the Council approved the minutes of the New Ross Electoral Area Committee meeting held on 18<sup>th</sup> February, 2008.

Gorey Electoral Area Committee

On the proposal of Councillor L. Allen, seconded by Councillor J. Fleming, the Council approved the minutes of the Gorey Electoral Area Committee meeting held on 25<sup>th</sup> January 2008.

Protocol Committee

On the proposal of Councillor T. Howlin, seconded by Councillor D. Kennedy, the Council approved the minutes of the Protocol Committee meetings held on 11<sup>th</sup> February and 18<sup>th</sup> February, 2008.

**Electoral Area Boundary Committee**

The Members considered the terms of reference of the Electoral Boundary Committee and the recommendation of the Protocol Committee of 18<sup>th</sup> February 2008.

In response to the Members, the County Secretary advised that based on a pure mathematical calculation on the results of the 2006 census of population the distribution of seats for each Electoral Area would be as follows:

Gorey	4.667	5
New Ross	4.290	4
Enniscorthy	5.068	5
Wexford	6.974	7

Following discussion it was proposed by Councillor D. MacPartlin and seconded by Councillor J. Fleming that the Council make a submission to the Electoral Boundary Commission requesting the distribution of seats be altered in line with the 2006 Census of Population with 5 seats in Gorey and 4 in New Ross.

It was proposed by Councillor J. Dwyer and seconded by Councillor D. Kennedy that the recommendation of the Protocol Committee be accepted and the Council make a submission to the Electoral Boundary Committee that no change be made to the current distribution of seats unless the membership of the Council was increased.

Councillor D. MacPartlin's proposal was put to the meeting.

Those voting in favour

Councillors D. MacPartlin ; L. Allen; J. Fleming; M. Kinsella

Those voting against:

Councillors D. Kennedy; K. Codd-Nolan; A. Fenlon; O. Walsh; L. O'Brien; T. Howlin; M. Roche; P. Byrne; B.A. Murphy; M. Murphy; J.Curtis; F. Kehoe; S. Doyle; J. Dwyer.

The proposal was defeated.

Councillor J. Dwyer's proposal was put to the meeting

Those voting in favour

Councillors D. Kennedy; K. Codd-Nolan; A. Fenlon; O. Walsh; L. O'Brien; T. Howlin; M. Roche; P. Byrne; B.A. Murphy; M. Murphy; J.Curtis; F. Kehoe; S. Doyle; J. Dwyer.

Those voting against:

Councillors D. MacPartlin; L. Allen; J. Fleming.

Those abstaining

Councillor M. Kinsella.

The proposal was carried.

### **Increase in Membership of Council**

The members discussed the level of the membership of the Council in relation to neighbouring counties and on the proposal of Councillor L. Allen, seconded by Councillor D. MacPartlin resolved to request the Minister for the Environment, Heritage and Local Government to

increase the membership of the Council to 29 members in order to address the low level of representation in Wexford in comparison to that in the neighbouring counties of Kilkenny and Carlow.

**Schedule of Tenders (as opened – subject to evaluation/assessment):**

On the proposal of Councillor P. Byrne, seconded by Councillor B. A. Murphy, the Council approved the schedule of tenders as submitted to the meeting.

**Sealing of Documents:**

On the proposal of Councillor L. Allen, seconded by Councillor K. Codd-Nolan, the Council approved the sealing of documents as submitted to the meeting.

**Notice of Motions:**

***Motion in the name of Councillor M. Kinsella:***

“That Wexford County Council impose a levy upon the owners of Holiday Homes in the County, on annual basis”

The motion was seconded by Councillor J. Dwyer.

Following debate the motion was withdrawn by Councillor Kinsella.

***Motion in the name of Councillor M. Roche:***

“I wish to propose that in support of the motion that Limerick County Council unanimously adopted on Monday 28th January, and that Dublin City Council have since unanimously adopted, that this Council adopt a motion of no confidence in the Health Service Executive (The HSE), and that we would call upon the Government and the Minister for Health to abolish this body and to replace it with an efficient body who will commit to delivering, among other things, a modern and effective Health Service for the 1100 victims of Cystic Fibrosis who reside in Ireland, especially

for the young adult patients whose life span is actively shortened by a lack of proper facilities.”

The Motion was seconded by Councillor J. Dwyer and agreed by the Council.

***Motion in the name of Cllr. J. Dwyer:***

“In recognition of the crucial role that tourism has within the economy of County Wexford, that this Council agrees to waive the charge imposed on the tourism related sector for the erection of fingerpost type advertising signs throughout the county.”

The motion was seconded by Councillor M. Roche.

Following discussion, E. Hore, Director of Services, advised that the licencing and fee requirements were prescribed in the Planning Regulations. Consequently the Members abandoned the motion.

**Progress and other Reports**

**Housing**

In response to the Members, T. Larkin, Director of Services advised

- He would progress private affordable sites at Bunclody and Enniscorthy
- Allocation for DPG's had not yet been notified to the Council but inspections were being carried out in the meantime in order that applications would be speedily processed once the allocation was received
- There had been poor response to the RAS scheme and he was carrying out a review
- The Council would examine availing of land as well as units under Part V agreements to provide wider options in certain areas which would emerge as a result of the housing assessment of needs presently being carried out
- There was one full time officer dealing with anti social behaviour matters and this officer was assisted from time to time by the Social Workers

- He would examine the provision of more affordable sites for the New Ross area.

### Water Services

In response to the Members N. McGuigan, Director of Services advised

- He was awaiting approval for the Village Bundle but was proceeding with the Ecological and Archaeological surveys in the meantime
- He was awaiting approval to the Preliminary Report for the Enniscorthy Main Drainage Scheme
- The Ferns Treatment Plant would consist of one plant and the scheme would involve the laying of pipelines
- He would submit Ramsgrange for approval when Duncannon and Arthurstown were commissioned.

### Transportation

In response to the Members, A. Madders, A/Director of Services advised

- Work on the footpaths in William Street would commence shortly
- He would examine the reasons for the placing of earth on the hard shoulders on the old Gorey Road
- He would investigate the Drainage problem at Castletown
- A Special allocation had been provided for the control of weeds on National Roads
- There were no plans at present to replace the traffic lights at the Irishtown, New Ross
- The Duncannon Line was a special category Regional Road and he would examine remedial works at Nelson's Bridge
- The surface at the traffic calming at Oilgate would receive attention.
- The widening of Ferrymountgarret Bridge, New Ross would have to be a joint venture with Kilkenny County Council.

**This concluded the business of the meeting.**

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County Secretary

**Daingithe ar an 14u la de Aibrean, 2008.**

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Cathaoirleach



**WEXFORD COUNTY COUNCIL**

**Minutes of Meeting of Wexford County Council  
held on Monday 14<sup>th</sup> April 2008 – 2.30 p.m.  
in the Council Chamber, County Hall, Wexford.**

**Attendance:**

In the Chair: Councillor D. Kennedy, Chairperson

Other Members – Councillors -

P. Byrne;	T. Howlin;	J. Curtis;
K. Codd-Nolan;	D. MacPartlin;	S. Doyle;
M. Kinsella;	M. Murphy;	L. Carthy;
J. Dwyer;	B.A. Murphy;	P. Codd;
A. Fenlon;	M. Roche;	L. Allen
P. Reck;	O. Walsh;	
F. Kehoe;	L. O'Brien;	

Messrs: E. Breen, County Manager, A. Doyle, N. McGuigan, T. Larkin, E. Hore, Directors of Service; G. Mulvey, Head of Finance, G. Griffin County Secretary.

Apologies: Councillor J. Fleming.

**Sympathy:**

The Council offered its sympathy to the following recently bereaved:

The family of the late Dr. P Hillery, former President of Ireland  
The family of the late Marie Sharkey

The Council observed a minute's silence.

**Confirmation of Minutes:**

On the proposal of Councillor J. Dwyer, seconded by Councillor M. Roche, the Council approved the minutes of the County Council meeting held on 10<sup>th</sup> March, 2008.

**Delegation from the Irish Farmers Association**

Messrs John Fitzgerald, Michael Doran and J. J Kavanagh of the Irish Farmers Association attended the meeting.

The delegation advised the members of their serious concerns on the position of the revision of the CAP as follows:-

- Under WTO import tariffs for beef, dairy and lamb would be cut by 70%
- Europe would be flooded with beef, dairy etc imports
- Resulting losses in farm income and jobs
  - 38% Wexford farmers in beef – 30,000 suckler cows
  - 50,000 dairy cows, 850 farmers
  - 750 tillage farmers
  - 350 sheep farmers
  - 2,300 farmers will lose their livelihood
- Knock on effect for Agri related industries
  - 1,350 jobs loss in food processing
  - 1,020 in primary processing
- €4bn total loss to economy
- 
- 50,000 job losses in total

Following discussion the Members expressed their support for the IFA and their efforts to secure the Farming Industry.

The delegation then left the meeting.

### **Service Costing Budget 2008**

The Members considered report of G. Mulvey Head of Finance dated the 2 April 2008.

In response the Members the County Manager advised that there was no change to the figures as adopted by the Council at their Budget Meeting , the document was merely a resetting of the information under Service Cost Headings. On the proposal of Councillor B. A. Murphy, seconded by Councillor P. Byrne adopted the Service Costing Budget 2008.

### **Borrowing – Mortgage Loans**

The Members considered report of G. Mulvey, Head of Finance dated 2<sup>nd</sup> April 2008 and on the proposal of Councillor L. Allen , seconded by Councillor J. Dwyer approved the borrowing of €15m for the purposes of the Council's Housing Loan Programme in accordance with the provisions of Section 106 of the Local Government Act, 2001.

### **Adoption of Bye Laws – Gorey and Courtown**

On the proposal of Councillor L. Allen and seconded by Councillor M. Kinsella, the Council adopted Draft Bye Laws as follows:

*Draft Bye-Laws 2008. Gorey Appointed Stands*

*Draft Parking Places Bye-Laws, 2008*

*Draft Bye-Laws relating to Temporary Dwellings, 2008*

*Draft Bye-Laws with respect to the Regulation and Control of the consumption and Possession of Intoxicating Substances in public places, 2008.*

*Draft Bye-Laws for regulating the use and enjoyment of Open Spaces, 2008.*

*Draft (Courtown) (Public Car Park) Bye-Laws, 2008.*

**Takeover of Mulgannon Upper Group Sewerage Scheme.**

The members considered report of , N. McGuigan, Director of Services dated 14<sup>th</sup> April 2008 and on the proposal of Councillor P. Reck, seconded by Councillor M. Roche resolved to take over the Mulgannon Upper Group Sewerage Scheme.

**Draft Enniscorthy Town and Environs Development Plan 2008 – 2014. County Manager’s Report on Submissions received**

The Members

**Part 8 Planning & Development Regulations 2001**

**LAC 0472 – Erection of 34 No. voluntary housing units, a community building and all associated site works at Hewittsland, T.D., New Ross, E.D. Co. Wexford.**

The Members considered the report of T. Larkin, Director of Services dated 26th February, 2008, and on the proposal of Councillor T. Howlin, seconded by Councillor B. A. Murphy, had no objection to the development proceeding.

**Community Grants 2008.**

The Members considered report of Ger Griffin, Acting Director of Services dated 3<sup>rd</sup> March 2008. The Acting Director advised the Members that he would arrange to have the cases of applicants who

applied for works of a resurfacing nature examined for next year and the Council could consider other flagship projects when the current ones had expired. The Members approved the Grants on the proposal of Cllr. T. Howlin, seconded by Councillor B. A. Murphy.

### **Conservation Grant Scheme 2008 – Scheme of Priorities.**

The members considered report of J. Lavin, Senior Executive Planner. In response to the Members E. Hore, Director of Services advised

- The Council were allocated €260,000 last year
- The Council had sought applicants by way of public advertisement
- The Council had received 40 applicants last year
- He would take on board the suggestion of holding an information evening
- He would examine proposals for the Old Jail.

On the proposal of Councillor T. Howlin, seconded by Councillor B. A. Murphy, the Council approved the Conservation Grant 2008 Scheme of Priorities.

### **Agreement under Section 85 of the Local Government Act, 2001 with South East Regional Authority - Regional Broadband Programme.**

The Members considered correspondence from the South East Regional Authority requesting the Council to authorise them to provide broadband infrastructure in Gorey Town. The County Manager advised the Members that he would arrange to have details of the scheme circulated to the Members.

On the proposal of Councillor J. Dwyer, seconded by Councillor P. Byrne the Members resolved to request and authorise the South East Regional Authority to act as agent for and on behalf of Wexford County Council, that is to say, to do all things that are necessary and expedient for the purposes of designing and constructing a Broadband Metropolitan Telecommunications Network in Gorey, Enniscorthy and New Ross towns and all matters ancillary thereto.

**Motion in the name of Councillor M. Kinsella (deferred from February meeting)**

“Wexford County Council seek immediate clarification from Minister John Gormley on the status of tertiary road funding for the coming year”.

The motion was proposed by Councillor M. Kinsella, seconded by Councillor D. MacPartlin and agreed by the Council.

**Report of Corporate Policy Group:**

**Finance:**

The Members noted the financial position of the Council at 29<sup>th</sup> February 2008, as follows:

	2008	2007
<b>Current Account</b>	<b>€ 1,000,576 DR</b>	<b>€ 277,981 CR</b>
<b>Commitments DR (O/s Payorders)</b>	<b>€ 8,746,909 DR</b>	<b>€ 7,722,801 DR</b>
	<hr/>	<hr/>
	<b>€ 9,747,485 DR</b>	<b>€ 7,444,820 DR</b>

### ***Audit Report 2006***

The Members considered report of G. Mulvey, Head of Finance dated 27<sup>th</sup> February, 2008, together with the Auditor's Report and Annual Financial Statement in respect of the Year ended 31<sup>st</sup> December, 2006. On the Proposal of Councillor B. A. Murphy, seconded by Councillor K. Codd-Nolan the Council adopted the Auditor's Report and Annual Financial Statement.

### ***Water Services:***

In response to the Members , N. McGuigan, Director of Services advised

- His department had met with the Principals of 25 schools and advised them of Water Conservation measures that could be undertaken to minimise the use of water and result in savings for the schools
- There was no question of the New Ross Water Supply Scheme proceeding, his Department was examining the timing of the Scheme in light of the reduction in demand due to the success of water conservation measures in New Ross.

### ***Transportation:***

In response to the Members, the County Manager advised

- The current cost Estimate of the New Ross By Pass was €315m and there were no proposals to toll the New Ross Bridge
- The permanent roundabout at Kent's Cross would cost in the region of €1m. The Regional Design Office were preparing Contract Documents and he hoped the project would go to tender in May of this year.

- Tenders had been received for the roundabout at Scarawalsh and he hoped for an early approval from the NRA with construction to commence in May.

**Minutes of Meetings:**

Wexford Electoral Area Committee

On the proposal of Councillor T. Howlin, seconded by Councillor A. Fenlon, the Council approved the minutes of the Wexford Electoral Area Committee meeting held on 5<sup>th</sup> February, 2008.

Enniscorthy Electoral Area Committee

On the proposal of Councillor B. A. Murphy, seconded by Councillor K. Codd Nolan, the Council approved the minutes of the Enniscorthy Electoral Area Committee meeting held on 13<sup>th</sup> February, 2008.

New Ross Electoral Area Committee

On the proposal of Councillor J. Dwyer, seconded by Councillor L. O'Brien, the Council approved the minutes of the New Ross Electoral Area Committee meeting held on 18<sup>th</sup> February, 2008.

Gorey Electoral Area Committee

On the proposal of Councillor L. Allen, seconded by Councillor J. Fleming, the Council approved the minutes of the Gorey Electoral Area Committee meeting held on 25<sup>th</sup> January 2008.

Protocol Committee

On the proposal of Councillor T. Howlin, seconded by Councillor D. Kennedy, the Council approved the minutes of the Protocol Committee meetings held on 11<sup>th</sup> February and 18<sup>th</sup> February, 2008.



## **Electoral Area Boundary Committee**

The Members considered the terms of reference of the Electoral Boundary Committee and the recommendation of the Protocol Committee of 18<sup>th</sup> February 2008.

In response to the Members, the County Secretary advised that based on a pure mathematical calculation on the results of the 2006 census of population the distribution of seats for each Electoral Area would be as follows:

Gorey	4.667	5
New Ross	4.290	4
Enniscorthy	5.068	5
Wexford	6.974	7

Following discussion it was proposed by Councillor D. MacPartlin and seconded by Councillor J. Fleming that the Council make a submission to the Electoral Boundary Commission requesting the distribution of seats be altered in line with the 2006 Census of Population with 5 seats in Gorey and 4 in New Ross.

It was proposed by Councillor J. Dwyer and seconded by Councillor D. Kennedy that the recommendation of the Protocol Committee be accepted and the Council make a submission to the Electoral Boundary Committee that no change be made to the current distribution of seats unless the membership of the Council was increased.

Councillor D. MacPartlin's proposal was put to the meeting.

Those voting in favour

Councillors D. MacPartlin ; L Allen; J. Fleming; M. Kinsella

Those voting against:

Councillors D. Kennedy; K. Codd-Nolan; A. Fenlon; O. Walsh; L. O'Brien; T. Howlin; M. Roche; P. Byrne; B.A. Murphy; M. Murphy; J.Curtis; F. Kehoe; S. Doyle; J. Dwyer.

The proposal was defeated.

Councillor J. Dwyer's proposal was put to the meeting

Those voting in favour

Councillors D. Kennedy; K. Codd-Nolan; A. Fenlon; O. Walsh; L. O'Brien; T. Howlin; M. Roche; P. Byrne; B.A. Murphy; M. Murphy; J.Curtis; F. Kehoe; S. Doyle; J. Dwyer.

Those voting against:

Councillors D. MacPartlin; L Allen; J. Fleming.

Those abstaining

Councillor M. Kinsella.

The proposal was carried.

### **Increase in Membership of Council**

The members discussed the level of the membership of the Council in relation to neighbouring counties and on the proposal of Councillor L. Allen, seconded by Councillor D. MacPartlin resolved to request the Minister for the Environment, Heritage and Local Government to increase the membership of the Council to 29 members in order to address the low level of representation in Wexford in comparison to that in the neighbouring counties of Kilkenny and Carlow.

### **Schedule of Tenders (as opened – subject to evaluation/assessment):**

On the proposal of Councillor P. Byrne, seconded by Councillor B. A. Murphy, the Council approved the schedule of tenders as submitted to the meeting.

### **Sealing of Documents:**

On the proposal of Councillor L. Allen, seconded by Councillor K. Codd-Nolan, the Council approved the sealing of documents as submitted to the meeting.

**Notice of Motions:**

***Motion in the name of Councillor M. Kinsella:***

“That Wexford County Council impose a levy upon the owners of Holiday Homes in the County, on annual basis”

The motion was seconded by Councillor J. Dwyer.

Following debate the motion was withdrawn by Councillor Kinsella.

***Motion in the name of Councillor M. Roche:***

“I wish to propose that in support of the motion that Limerick County Council unanimously adopted on Monday 28th January, and that Dublin City Council have since unanimously adopted, that this Council adopt a motion of no confidence in the Health Service Executive (The HSE), and that we would call upon the Government and the Minister for Health to abolish this body and to replace it with an efficient body who will commit to delivering, among other things, a modern and effective Health Service for the 1100 victims of Cystic Fibrosis who reside in Ireland, especially for the young adult patients whose life span is actively shortened by a lack of proper facilities.”

The Motion was seconded by Councillor J. Dwyer and agreed by the Council.

***Motion in the name of Cllr. J. Dwyer:***

“In recognition of the crucial role that tourism has within the economy of County Wexford, that this Council agrees to waive the charge imposed on the tourism related sector for the erection of fingerpost type advertising signs throughout the county.”

The motion was seconded by Councillor M. Roche.

Following discussion, E. Hore, Director of Services, advised that the licencing and fee requirements were prescribed in the Planning Regulations. Consequently the Members abandoned the motion.

## **Progress and other Reports**

### Housing

In response to the Members, T. Larkin, Director of Services advised

- He would progress private affordable sites at Bunclody and Enniscorthy
- Allocation for DPG's had not yet been notified to the Council but inspections were being carried out in the meantime in order that applications would be speedily processed once the allocation was received
- There had been poor response to the RAS scheme and he was carrying out a review
- The Council would examine availing of land as well as units under Part V agreements to provide wider options in certain areas which would emerge as a result of the housing assessment of needs presently being carried out
- There was one full time officer dealing with anti social behaviour matters and this officer was assisted from time to time by the Social Workers
- He would examine the provision of more affordable sites for the New Ross area.

### Water Services

In response to the Members N. McGuigan, Director of Services advised

- He was awaiting approval for the Village Bundle but was proceeding with the Ecological and Archaeological surveys in the meantime
- He was awaiting approval to the Preliminary Report for the Enniscorthy Main Drainage Scheme
- The Ferns Treatment Plant would consist of one plant and the scheme would involve the laying of pipelines
- He would submit Ramsgrange for approval when Duncannon and Arthurstown were approved

Transportation

In response to the Members, A. Madders, A/Director of Services advised

- Work on the footpaths in William Street would commence shortly
- He would examine the reasons for the placing of earth on the hard shoulders on the old Gorey Road
- He would investigate the Drainage problem at Castletown
- A Special allocation had been provided for the control of weeds on National Roads
- There were no plans at present to replace the traffic lights at the Irishtown, New Ross
- The Duncannon Line was a special category Regional Road and he would examine remedial works at Nelson's Bridge
- The surface at the traffic calming at Oilgate would receive attention.
- The widening of Ferrymountgarret Bridge, New Ross would have to be a joint venture with Kilkenny County Council.

**This concluded the business of the meeting.**

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County Secretary

**Daingithe ar an 14u la de Aibreán, 2008.**

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Cathaoirleach

**WEXFORD COUNTY COUNCIL**

**Minutes of Meeting of Wexford County Council  
Held on Monday 12<sup>TH</sup> May 2008 – 2.30 p.m.  
in the Council Chamber, County Hall, Wexford.**

**Attendance:**

In the Chair: Councillor D. Kennedy, Chairperson

Other Members – Councillors -

P. Byrne;	T. Howlin;	J. Curtis;
K. Codd-Nolan;	D. MacPartlin;	S. Doyle;
M. Kinsella;	M. Murphy;	L. Carthy;
J. Dwyer;	B.A. Murphy;	P. Codd;
A. Fenlon;	M. Roche;	L. Allen
P. Reck;	O. Walsh;	J. Fleming
F. Kehoe;	L. O'Brien;	

Messrs: E. Breen, County Manager, A. Doyle, N. McGuigan, T. Larkin, E. Hore, Directors of Service; A.O'Neill, A/Head of Finance, G. Griffin County Secretary.

Apologies:

**Sympathy:**

The Council offered its sympathy to the following recently bereaved:

- The Flood and Kehoe families, Clonroche.
- The family of Martin Codd
- The family of Tommy Browne
- The family of Mrs Lambert

The Council observed a minute's silence.

**Confirmation of Minutes:**

On the proposal of Councillor L. O'Brien, seconded by Councillor P. Codd, the Council approved the minutes of the County Council meeting held on 14<sup>th</sup> April, 2008.

**Proposed Disposal of Land:**

On the proposal of Councillor M. Kinsella, seconded by Councillor T. Howlin, the Council resolved to dispose of land as follows in accordance with notices circulated

Disposal of property at Ballybogan, Castlebridge, Co. Wexford  
(Tenant Purchase Scheme)

Disposal of property at 5 Hollywalk, Cromwellsfort, Mulgannon.  
(Shared Ownership)

**Takeover of Ashwood Upper Group Water Scheme:**

The members considered report of Mr. N. McGuigan, Director of Services dated 12<sup>th</sup> May 2008 and on the proposal of Councillor J. Fleming, seconded by Councillor B. A. Murphy resolved to take over the Ashwood Upper Group Water Scheme.

**Takeover of Oulart Court Group Water Scheme:**

The members considered report of Mr. N. McGuigan, Director of Services dated 12<sup>th</sup> May 2008 and on the proposal of Councillor J. Fleming, seconded by Councillor B. A. Murphy resolved to take over the Oulart Court Group Water Scheme.

**Fix Date of Annual Meeting:**

The members resolved that the 2008 Annual meeting of the Council would be held on Tuesday 24<sup>th</sup> June at 4.30pm.

The Members noted that a special Mass would take place in the Franciscan Friary for deceased Members of the Council at 3.00 pm on the same day.

**Customer Service Action Plan:**

The Members noted the Customer Action Plan as circulated.

**Equal Status Policy:**

The members noted the Council's Equal Status Policy as circulated.

**Capital Loan and Subsidy Scheme – Daphne View, Old Ross Road, Enniscorthy, Phases 1 & 2 – Respond Housing Association – Approval to borrowings under Section 6 of the Housing Miscellaneous Provisions Act.**

The Members considered report of the Director of Services dated 28<sup>th</sup> April 2008 and on the proposal of Councillor T. Howlin seconded by Councillor M. Roche, the Members approved the borrowing of €4,480,495 from the Housing Finance Agency in accordance with the provisions of Section 6 of the Housing (Misc provisions) Act 1992 and Section 106 of the Local Government Act 2001.



**Report of Corporate Policy Group:****Finance:**

The Council's financial position at 30<sup>th</sup> April 2008 was noted by the Members, as follows:

	2008	2007
Current Account	€ 723,101 CR	€ 108,717 DR
Commitments DR (O/s Payorders)	€ 5,336,388 DR	€ 8,339,716 DR
	<hr/>	<hr/>
	€ 4,613,287 DR	€ 8,230,999 DR

**Extension of overdraft Facilities:**

On the proposal of Councillor L. Allen, seconded by Councillor P. Codd, the Members approved the extension of overdraft facilities in the amount of €6m to the 31<sup>st</sup> December, 2008 in accordance with the provisions of Section 106 of the Local Government Act 2001.

**Water Services:**

In response to the Members, N. McGuigan, Director of Services advised

- The Department Inspector was assessing all 11 schemes in the village bundle and the Council were proceeding with site surveys and foreshore applications while awaiting the approval.

**Transportation:**

In response to the Members the County Manager advised

- The Minister for Transport had agreed to one contract under a Public Private Partnership for the Enniscorthy and New Ross by passes which would secure the funding for the projects. The NRA and the Council would carry out the land acquisition process.
- The NRA were preparing a design for an alternative entrance to Rosslare Port.

**Housing:**

In response to the Members T. Larkin, Director of Services advised

- The allocation of €20.5m for the 2008 housing programme would cover the schemes under construction, some S.I houses and the Council's Part V commitments
- There was a detailed report being prepared for the Housing SPC on the allocation
- DPG allocation had not yet been received from the Department
- The Housing Aid for the Elderly scheme was still being administered by the HSE and there was no indication of when it would transfer to the Council
- He would arrange to investigate alternative methods to oil as a heating source for Council houses
- He would to have the report on providing insulation to all Council housing stock progressed

It was proposed by Councillor J. Dwyer and seconded by Councillor P. Byrne that the Council seek a meeting with the Minister regarding the program for Housing Aid for the Elderly.

The County Manager requested the Members defer the request for a month.

This was agreed by the Members.

**Minutes of Meetings:**

**Wexford Electoral Area Committee**

On the proposal of Councillor P. Reck, seconded by Councillor M. Roche, the Council approved the minutes of the Wexford Electoral Area Committee meeting held on 1<sup>st</sup> April, 2008.

**Enniscorthy Electoral Area Committee**

On the proposal of Councillor S. Doyle, seconded by Councillor K. Codd Nolan, the Council approved the minutes of the Enniscorthy Electoral Area Committee meeting held on 10<sup>th</sup> April, 2008.

New Ross Electoral Area Committee

On the proposal of Councillor J. Curtis, seconded by Councillor D. Kennedy, the Council approved the minutes of the New Ross Electoral Area Committee meeting held on 21<sup>st</sup> April, 2008.

Gorey Electoral Area Committee

On the proposal of Councillor L. Allen, seconded by Councillor D. MacPartlin, the Council approved the minutes of the Gorey Electoral Area Committee meeting held on 28<sup>th</sup> March 2008.

Protocol Committee

On the proposal of Councillor P. Codd, seconded by Councillor T. Howlin, the Council approved the minutes of the Protocol meeting held on 14<sup>th</sup> April, 2008.

Matters arising from Minutes

In response to the Members the County Manager advised

- The Council was preparing a report for the Department on taking housing schemes in charge.
- The Department have indicated that there will not be special funding to cover the additional expenditure that may be incurred
- Where housing schemes are taken in charge, the list will be presented to each EAC for decision on priority and funding source.

**Schedule of Tenders (as opened – subject to evaluation/assessment):**

On the proposal of Councillor K. Codd Nolan, seconded by Councillor M. Kinsella, the Council approved the schedule of tenders as submitted to the meeting.

**Sealing of Documents:**

On the proposal of Councillor B. A. Murphy, seconded by Councillor P. Codd, the Council approved the sealing of documents as submitted to the meeting.

**Notice of Motions:**

***Motion in the name of Cllrs. B. A. Murphy, J. Curtis, P. Byrne, L. Allen, J. Fleming, M. Murphy & F. Kehoe:***

That this Council recognises that in adopting the EU Lisbon Reform Treaty the best economic and social interests of Ireland and the EU will be serviced.

Acknowledging the benefits accruing from 35 years of EU membership and accepting the need to reform a structure originally designed for six member states, this Council supports the content and provisions of the Treaty.

In creating an EU that is more effective and efficient, this Council supports the view that the EU Lisbon Reform Treaty will enable the EU to speak with greater clarity and a louder voice on the international stage in combating climate change, international terrorism and cross border crime.

We move that this Council should resolve to support the adoption of the EU Lisbon Reform Treaty”

Following discussion by the Members, the motion was put to the meeting.

Those voting in favour

Councillors D. Kennedy; K. Codd-Nolan; A. Fenlon; O. Walsh; L. O’Brien; T. Howlin; B.A. Murphy; M. Murphy; J.Curtis; F. Kehoe; D. MacPartlin; L. Allen; J. Fleming; P. Codd; M. Kinsella.

Those voting against:

Councillors; L. Carthy; P. Reck; M. Roche; J. Dwyer.

The proposal was carried.

***Motion in the name of Councillor Maurice Roche:***

“This Council will write to the Minister for Education demanding that circular 0044/2007 to end total immersion education in Irish Medium Schools be withdrawn immediately and that choices be made available to schools based on the proposals of NCCA (National Council for Curriculum Assessment) to Minister Batt O’Keefe.”

The motion was seconded by Councillor J. Dwyer and agreed by the Council following discussion.

**This concluded the business of the meeting.**

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County Secretary

**Daingithe ar an 9u la de Meitheamh, 2008.**

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Cathaoirleach

**WEXFORD COUNTY COUNCIL**

**Minutes of Meeting of Wexford County Council  
Held on Monday 14<sup>th</sup> July 2008 – 2.30 p.m.  
in the Council Chamber, County Hall, Wexford.**

**Attendance:**

In the Chair: Councillor P. Byrne, Chairperson

Other Members – Councillors -

D. Kennedy;	M. Murphy;	S. Doyle;
M. Kinsella;	B.A. Murphy;	L. Carthy;
J. Dwyer;	M. Roche;	P. Codd;
A. Fenlon;	O. Walsh;	L. Allen;
P. Reck;	J. Curtis;	K. Codd-Nolan
F. Kehoe;	L. O'Brien;	

Messrs: A. Doyle, E. Hore, T. Larkin, Directors of Service; G. Mulvey, Head of Finance; B. Galvin A/Director of Services; G. Griffin County Secretary.

Apologies: E. Breen County Manager, Cllrs: T Howlin; D MacPartlin.

**Sympathy:**

The Council offered its sympathy to the following recently bereaved:

The family of the late George Furlong, former employee  
The family of the late Garda Joe O'Keeffe  
Niall McGuigan, Director of Services on the death on his step mother.

The Council observed a minute's silence.

**Notification under Section 147(2) of the Local Government Act 2001.**

The Chairman advised the Members that the County Manager had notified him that he was exercising his option to extend his tenure of office in accordance with the provisions of Section 147(2) of the Local Government Act 2001.

The Managers decision was welcomed by the Members.

**Confirmation of Minutes:**

On the proposal of Councillor J. Dwyer, seconded by Councillor P. Codd, the Council approved the minutes of the County Council meeting held on 9<sup>th</sup> June, 2008 and the Annual meeting held on 24<sup>th</sup> June, 2008.

**Proposed Disposal of Land:**

On the proposal of Councillor J. Dwyer, seconded by Councillor B. A. Murphy, the Council resolved to dispose of land as follows in accordance with notices circulated

Proposed disposal of subsidised sites at Oylegate, Co. Wexford

Proposed disposal of houses at Creagh, Demense, Gorey, Co. Wexford (Affordable Housing Scheme)

Proposed disposal of freehold interest in land and property at 26, Barretspark, New Ross, Co. Wexford (Shared Ownership)

Proposed disposal of property at 1, Brooklawn, Chambers Close, New Ross, Co. Wexford (Shared Ownership)



**Part 8 Planning and Development Regulations 2001-2007**

**LAC 0471** Proposed Construction of new Access Road at Butlersland, New Ross, County Wexford

The Members considered the report of the County Manager dated 9<sup>th</sup> July, 2008, and on the proposal of Councillor J. Dwyer, seconded by Councillor B. A. Murphy, had no objection to the development proceeding.

**LAC 0474** – Erection of Security Fencing and construction of new access road to existing reservoir at Templeudigan, Clonleigh, New Ross, County Wexford

The Members considered the report of the , N. McGuigan, Director of Services dated 14<sup>th</sup> July, 2008, and on the proposal of Councillor J. Dwyer, seconded by Councillor B. A. Murphy, had no objection to the development proceeding.

**LAC 0475** – Construction of new potable water service reservoir at Templeudigan, Clonleigh, New Ross, County Wexford

The Members considered the report of the , N. McGuigan, Director of Services dated 14<sup>th</sup> July, 2008, and on the proposal of Councillor J. Dwyer, seconded by Councillor B. A. Murphy, had no objection to the development proceeding.

**LAC 0476** – Construction of new potable water service at Grange Lower, Killann, Enniscorthy, County Wexford

The Members considered the report of the , N. McGuigan, Director of Services dated 14<sup>th</sup> July, 2008, and on the proposal of Councillor J. Dwyer, seconded by Councillor B. A. Murphy, had no objection to the development proceeding.

**Notice of intention to commence public consultation process under Part 8 of the Planning and development Regulations 2001**

Construction of Section of Roadway and 2 no. Roundabouts in the townlands of Carriglawn, Ballyboggan, Stoneybatter and Park, Wexford.

The Members considered the report of the A. Madders, dated 4<sup>th</sup> July, 2008, and on the proposal of Councillor J. Dwyer, seconded by Councillor B. A. Murphy, had no objection to the development proceeding to public consultation.

**Motion in the names of Councillor Lorcan Allen, Councillor Peter Byrne, Councillor Fergie Kehoe, Councillor Barbara Anne Murphy, Councillor Jimmy Curtis, Councillor Martin Murphy and Councillor Jimmy Fleming:**

*“That Wexford County Council considers waiving business rates on all childcare providers in County Wexford.”*

The motion was seconded by Councillor P. Codd.

Following discussion the members requested a report for the September meeting outlining the Council’s legal position and giving an indication of the costs involved in waiving the rates.

**Motion in the names of Councillor Lorcan Allen, Councillor Peter Byrne, Councillor Fergie Kehoe, Councillor Barbara Anne Murphy, Councillor Jimmy Curtis, Councillor Martin Murphy and Councillor Jimmy Fleming:**

*“This Council requests the Ministers for Transport and Justice to introduce penalty points for drivers who discard litter from their vehicles.”*

Councillor Denis Kennedy proposed the motion be amended as follows

*“This Council requests the Ministers for Transport and Justice to introduce penalty points for drivers who allow litter be discarded from their vehicles.”*

The amendment was seconded by Councillor S. Doyle and accepted by the proposers.

Following discussion the motion was put to the meeting.

Those voting in favour

Councillors; O. Walsh; M. Kinsella; M. Roche; J. Dwyer; L. Carthy; P. Reck; S. Doyle; B.A. Murphy; M. Murphy; J. Curtis; F. Kehoe; P. Byrne; L. Allen; P. Codd; K. Codd Nolan; D. Kennedy.

Those voting against:

Councillors L. O'Brien; A. Fenlon

The motion was carried.

It was further agreed to send the motion to LAMA and the General Council of County Councils requesting their support.

**Motion in the name of Councillor Sean Doyle:**

*“That we, the Members of Wexford County Council, call upon the Council to rename Ballycarney Bridge and name it Redmond Bridge, to commemorate the memories of John and Patrick Redmond, who were unlawfully killed close by on 5<sup>th</sup> May 1798.”*

The motion was seconded by Councillor J. Dwyer and agreed by the Council.

**Appointment of 3 Members to the Board of Directors of Wexford Local Development Ltd.**

Councillor J. Curtis was proposed by Councillor L. Allen and seconded by Councillor M. Murphy.

Councillor K. Codd Nolan was proposed by Councillor A. Fenlon and seconded by Councillor P. Codd

Councillor P. Codd was proposed by Councillor K. Codd Nolan and seconded by Councillor O. Walsh

Councillor P. Reck was proposed by Councillor L. Carthy and seconded by Councillor S. Doyle.

The County Secretary advised the Members of their options on the methods of filling the posts.

On the proposal of Councillor L. Allen seconded by Councillor B. A. Murphy the Members decided to hold a ballot to elect the representatives and appointed G. Mulvey, Head of Finance and T. Larkin, Director of Services to act as enumerators.

A ballot of the members was held with the following result

Councillor J. Curtis	16 votes
Councillor P. Codd	17 votes
Councillor K. Codd Nolan	16 votes
Councillor P. Reck	5 votes

Councillors Curtis, Codd and Codd Nolan were declared elected to the Board of Wexford Local Development Ltd.

### **Annual Financial Statement 2007.**

The members considered the report of G. Mulvey, Head of Finance dated 7<sup>th</sup> July 2008 and on the proposal of Councillor L. Allen seconded by Councillor B. A. Murphy the Council approved over expenditure in accordance with the provisions of Section 104 of the Local Government Act 2001 as follows:

Table 2.1 Material Additional Expenditure 2007 (Revenue Account)	
Description	Amount in €000
Housing Maintenance	101
Housing Administration	58
Halting Sites	83
County Roads	1,086
Road Upkeep	16
Road Restoration / Improvement	224
Public Water Supply – Operation / Maintenance	267
Public Water Supply – Administration	139
Public Waste Water – Operation/Maintenance	94

Planning Control/Forward Planning	131
Planning Enforcement	62
Waste Management	103
Coroners & Inquests	105
Total:	2,469

### **Water charges for non-domestic use**

The Members requested a report from the Head of Finance relating to the metering of premises where the non domestic use was not of a commercial nature, such as the keeping of a pony as a pet.

### **Wexford Town and Environs Development Plan 2008-2014.**

On the proposal of Councillor P. Reck, seconded by Councillor P. Codd, the Council approved the Wexford Town and Environs Development Plan 2008-2014 to proceed to public display.

### **Variation to New Ross Town and Environs Development Plan**

The members requested that the Council hold a special meeting in July to consider the Variation to the New Ross Town and Environs Development Plan should such a meeting be necessary.

### **Making of Bye-laws as follows:**

The members considered report of N. McGuigan, Director of Services dated 14<sup>th</sup> July 2008 and on the proposal of Councillor L. Allen seconded by Councillor P. Codd resolved the Council make Bye Laws in accordance with the provisions of the Road Traffic Act 1961 and the Local Government Act 2001 as follow:

- **Gorey Appointed Stands Bye-Laws 2008**
- **Courtown (Public Car park) Bye-Laws 2008**
- **Bye-Laws with respect to the Regulation and Control of the Consumption and Possession of Intoxicating Substances in Public Places 2008 in Gorey**

- **Bye-Laws for Regulating the Use and Enjoyment of Open Spaces 2008 in Gorey**
- **Bye-Laws Relating to Temporary Dwellings 2008**

**Takeover of Park Group Water Scheme:**

The members considered report of N. McGuigan, Director of Services dated 14<sup>th</sup> July 2008 and on the proposal of Councillor J. Dwyer seconded by Councillor P. Codd resolved the Council take over Park Group Scheme.

**Proposal to declare roads to be public roads. – Section 11 of the Roads Act, 1993 and Section 180 of the Planning and Development Act, 2000:**

The Members considered report of the County Manager and Mr. A. Doyle, Director of Services and on the proposal of Councillor J. Dwyer seconded by Councillor M. Roche resolved that Long Meadows, Fethard-on-Sea, Co Wexford be declared a public road in accordance with the provisions of Section 11 of the Roads Act 1993 and the services to the development be taken in charge in accordance with the provisions of Section 180 of the Planning and Development Act 2000.

**Taking in Charge of Private Residential Estates Policy Document**

The Members considered Policy Document as circulated.

Mr. A. Doyle, Director of Services advised that the document was in response to a request of the Department of Environment, Heritage and Local Government.

The policy included measures to ensure the satisfactory completion of residential developments from the pre-planning process to the taking in charge procedure. Priorities to be considered in assessing works to be carried out to Local Authority estates were also included.

The Members expressed concern that there was no additional funding provided to the Council.

On the proposal of Councillor B. A. Murphy seconded by Councillor K. Codd Nolan, the Members approved the policy.

### **Disability Strategy Implementation Plan 2006-2015**

The Members considered the Disability Strategy Implementation Plan 2006-2015 as circulated.

A.Doyle, Director of Services advised that the Council had been allocated €300,000 in the current year to implement measures contained in the plan and that the Council would have to consider a provision in the 2009 budget to implement other measures. On the proposal of Councillor A. Fenlon seconded by Councillor S. Doyle the Members adopted the Plan.

### **Special Speed Limit Bye-Laws 2008**

On the proposal of Councillor P. Codd seconded by Councillor K. Codd Nolan the Members adopted the County Wexford Special Speed Limit Bye-Laws 2008 under the provisions of the Road Traffic Acts 1961 – 2004.

### **Report of Corporate Policy Group:**

#### **Finance:**

The Council's financial position at 30<sup>th</sup> June 2008 was noted by the Members, as follows:

	2008	2007
Current Account	€ 4,900,087 CR	€ 2,654,127 CR
Commitments DR (O/s Payorders)	€ 11,971,303 DR	€ 9,965,067 DR
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	€ 7,071,216 DR	€ 7,310,940 DR

#### **Transportation:**

The members on the proposal of Councillor M. Murphy seconded by Councillor P. Codd requested that roadside overgrowth be placed on the September Agenda of the Council for discussion.

**Water Services:**

B. Galvin Acting Director of Services advised the Members that the Department of Environment, Heritage and Local Government had agreed that the Bunclody Main Drainage Scheme and Gorey Regional Water Supply Scheme Pipeline Contracts could proceed under the old form of contract. Approval to tender reports is awaited.

**Minutes of Meetings:**

On the proposal of Councillor P. Codd, seconded by Councillor L. Carthy, the Council approved Minutes of meetings of Wexford Electoral Area Committee dated 10.06.08 and 01.07.08

On the proposal of Councillor B. A. Murphy seconded by Councillor P. Reck the Council approved the minutes of the Gorey Electoral Area Committee meeting dated 23.06.08

On the proposal of Councillor M. Murphy seconded by Councillor Denis Kennedy the Council approved the minutes of the New Ross Electoral Area Committee meeting dated 23.06.08

On the proposal of Councillor K. Codd Nolan seconded by Councillor P. Codd the Council approved the minutes of the Planning SPC meeting dated 12.06.08

**Matters arising from Minutes.**

**Finger post signs for Tourist related businesses**

The Members expressed concern at the level of the charge for finger post signs for tourist related businesses and on the proposal of Councillor J. Dwyer seconded by Councillor L. Carthy resolved to write to the Minister for Environment, Heritage and Local Government requesting the charge of €635 be reviewed downwards for tourist related businesses to the same level applied to tourist accommodation.



**Schedule of Tenders (as opened – subject to evaluation/assessment):**

On the proposal of Councillor P. Codd, seconded by Councillor B. A. Murphy, the Council approved the schedule of tenders as submitted to the meeting.

**Sealing of Documents:**

On the proposal of Councillor K. Codd Nolan seconded by Councillor M. Roche, the Council approved the sealing of documents as submitted to the meeting.

**Progress Reports:**

***Road Services***

In response to the Members Mr. A. Doyle, Director of Services advised

- Part of the works on the link road between Mulgannon and Distillery Road had been carried out and the balance would be carried out soon in conjunction with Wexford Borough Council
- The closure of North Quay and the absence of the traffic lights on the Bridge in New Ross were temporary measures while the Main Drainage works were being carried out.

***Planning***

In response to the Members E. Hore, Director of Services advised that the enforcement issue regarding the unauthorised stable at the Esmonde Road Enniscorthy was still live.

**This concluded the business of the meeting.**

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County Secretary

**Daingithe ar an 8u la de Mean Fomhair, 2008.**

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Cathaoirleach

**WEXFORD COUNTY COUNCIL**

**Minutes of Meeting of Wexford County Council  
Held on Monday 8<sup>th</sup> September, 2008 – 2.30 p.m.  
in the Council Chamber, County Hall, Wexford.**

**Attendance:**

In the Chair: Councillor P. Byrne, Chairperson

Other Members – Councillors -

L. Allen, L. Carthy, P. Codd, K. Codd-Nolan, J. Curtis, S. Doyle,  
J. Dwyer, A. Fenlon, J. Fleming, T. Howlin, D. Kennedy, M. Kinsella,  
D. MacPartlin, F. Kehoe, B.A. Murphy, M. Murphy, L. O'Brien, P. Reck,  
M. Roche, O. Walsh

Messrs: E. Breen, County Manager, A. Doyle, T. Larkin, N. McGuigan,  
Directors of Service; G. Mulvey, Head of Finance; N. McDonnell,  
A/Director of Services; G. Griffin County Secretary.

**Expression of Sympathy:**

The Council offered its sympathy to the following recently bereaved:

The family of the late Seamus Whelan, former member of the Council  
The family of the late Eddie Kirwan, staff member, following an accident

The Council observed a minute's silence.

**Congratulations:**

The member's congratulated the following on recent achievements:

Billy Walsh, Olympic Boxing Coach  
Wexford Festival Opera Committee  
Wexford Senior Football Team  
Boley Tug of War Team  
Wexford Youths Soccer Team  
Half Way House Junior Ladies Football Team  
Wexford Ladies Senior Camogie Team  
Wexford Ladies Senior Football Team

**Confirmation of Minutes:**

On the proposal of Councillor P. Codd, seconded by Councillor T. Howlin, the Council approved the minutes of the County Council meeting held on 14<sup>th</sup> July, 2008.

**Part 8 Planning and Development Regulations 2001-2007**

**LAC 0477** Proposed development of the construction of a new 500 cubic metre (110,000 gallons) potable water service reservoir

The Members considered the report of Mr. N. McGuigan dated 8<sup>th</sup> September, 2008. The Director advised the members that the reservoir was to improve the water supply to the Blackstairs Group Water Scheme. The height of the reservoir would be lowered as much as possible and the existing screening would be augmented.

The members had no objection to the development proceeding.

**LAC 0479** – Erection of one single storey dwelling and one two storey dwelling with associated site works at Marshalstown, T.D., Marshalstown, E.D., Co. Wexford.

The Members considered the report of Mr. T. Larkin, Director of Service, dated 22<sup>nd</sup> August, 2008, and on the proposal of Councillor J. Dwyer, seconded by Councillor P. Codd, had no objection to the development proceeding.

**Manager's Report on Submissions received during the Public Consultation Stage for Variation Number 1 to the New Ross Town and Environs Development Plan 2004**

The member's considered report of County Manager and on the proposal of Cllr. J. Dwyer, seconded by Cllr. L. O'Brien, the members approved Variation Number 1 to the New Ross Town and Environs Development Plan 2004.

### **Vinegar Hill Draft Bye-Laws 2008**

The member's considered report of Mr. T. Larkin, Director of Service, regarding the Vinegar Hill Draft Bye-Laws. On the proposal of Cllr. S. Doyle, seconded by Cllr. K. Codd-Nolan, the members approved the making of the Bye-Laws.

### **Proposal to declare roads to be public roads. – Section 11 of the Roads Act, 1993 and Section 180 of the Planning and Development Act, 2000**

- St. Michael's Court, Gorey, Co. Wexford
- Deerpark, Hewitsland, New Ross, Co. Wexford
- The Cloisters, Castlebridge, Co. Wexford

The Members considered report of Mr. A. Doyle, Director of Services and on the proposal of Councillor M. Kinsella, seconded by Councillor M. Roche resolved that the roads listed above be declared public roads in accordance with the provisions of Section 11 of the Roads Act 1993 and the services to the development be taken in charge in accordance with the provisions of Section 180 of the Planning and Development Act 2000.

### **Takeover of The Dirr Group Water Scheme**

The members considered report of N. McGuigan, Director of Services dated 8<sup>th</sup> September, 2008 and on the proposal of Councillor P. Codd, seconded by Councillor F. Kehoe resolved the Council take over The Dirr Group Water Scheme

### **2008/2009 Higher Education Grant Scheme**

The member's considered report of Mr. G. Griffin, County Secretary, dated 8<sup>th</sup> September, 2008. On the proposal of Cllr. J. Dwyer, seconded by Cllr. B.A. Murphy, the members approved the scheme.

On the proposal of Cllr. J. Dwyer, seconded by Cllr. B.A. Murphy, the members requested the Minister for Environment, Heritage and Local Government, be asked to allow Local Authorities use discretion in applying the terms of the scheme in exceptional borderline cases.

**Roadside Overgrowth:**

The members discussed the problems caused to traffic by overgrowth on ditches and from hanging branches of trees particularly on country and regional roads. The County Manager advised that the onus to cut back overgrowth was on the land owner, and he would arrange for the Area Engineers to identify dangerous areas and serve notices on the offending land owners.

**Report of Corporate Policy Group:*****Finance:***

The Council's financial position at 31<sup>st</sup> August 2008 was noted by the Members, as follows:

	2008	2007
Current Account	€ 1,498,991 CR	€ 12,351,265 CR
Commitments DR (O/s Payorders)	€ 5,192,711 DR	€ 14,146,694 DR
	<hr/>	<hr/>
	€ 3,693,720 DR	€ 1,795,429 DR

**Rates on Crèches :**

The members considered report of Mr. G. Mulvey, Head of Finance, dated 1<sup>st</sup> September, 2008, and noted that where crèches are of a commercial nature, rates must be levied by law. The County Manager advised the members that community crèches are not rated by the Council.

**EPA Report on River Quality in County Wexford 2007:**

The members considered report of Mr. N. McGuigan, Director of Service, dated 25<sup>th</sup> August, 2008. In response to the members the Director advised that the EPA report identified 6 locations where water quality suffered due to treatment plants, that borehole quality had disimproved but that seriously polluted waters had improved.

The Director further advised that the South East River basin Management Plan would set quality standards and would enable the Council to assess the problem areas.

**Transportation:**

Mr. A. Doyle, Director of Service, advised that there was a €250,000 allocation this year for design and preliminary works in respect of the roundabout at Kent's Cross, New Ross, and the Council was awaiting an allocation in 2009 for the execution of the works.

**Housing:**

On the proposal of Cllr. P. Reck, seconded by Cllr. J. Dwyer, the Council resolved to request the Minister for Environment, Heritage and Local Government to remove the anomaly that exists where persons eligible for mortgage subsidy on income grounds can only avail of it where they are in receipt of a County Council housing loan.

Mr. T. Larkin, Director of Service, advised that he would keep the affordable housing waiting list under constant review.

**Minutes of Meetings:**

On the proposal of Councillor K. Codd-Nolan, seconded by Councillor B.A. Murphy, the Council approved Minutes of meetings of Enniscorthy Electoral Area Committee dated 20.06.08

On the proposal of Councillor S. Doyle, seconded by Councillor B.A. Murphy, the Council approved Minutes of meetings of Enniscorthy Electoral Area Committee dated 18.07.08

On the proposal of Councillor J. Dwyer, seconded by Councillor L. O'Brien the Council approved the minutes of the New Ross Electoral Area Committee meeting dated 21.07.08

On the proposal of Councillor P. Codd, seconded by Councillor L. Carthy, the Council approved Minutes of meetings of Wexford Electoral Area Committee dated 01.07.08

On the proposal of Councillor J. Fleming seconded by Councillor L. Allen the Council approved the minutes of the Gorey Electoral Area Committee meeting dated 27.06.08

On the proposal of Councillor O. Walsh seconded by Councillor K. Codd-Nolan, the Council approved the minutes of the Environment SPC meeting dated 29.05.08

On the proposal of Councillor T. Howlin seconded by Councillor A. Fenlon, the Council approved the minutes of the Protocol meeting dated 14.07.08

**Schedule of Tenders (as opened – subject to evaluation/assessment):**

On the proposal of Councillor P. Codd, seconded by Councillor D. MacPartlin, the Council approved the schedule of tenders as submitted to the meeting.

**Sealing of Documents:**

On the proposal of Councillor P. Codd seconded by Councillor K. Codd-Nolan, the Council approved the sealing of documents as submitted to the meeting.

**Notice of Motions:**

**Councillor Lorcan Allen:**

“That Wexford County Council call on Bus Eirean to provide a bus shelter outside Wexford General Hospital”

Proposed by Cllr. L. Allen, seconded by Cllr. P. Codd. Cllr. J. Dwyer proposed that the motion be amended to include Ballinaboola and Bosheen, New Ross. The amendment was seconded by Cllr. L. O’Brien, accepted by Cllr. Allen and agreed by the Council.



**Councillor L. Allen**

“That Bus Eireann provide a bus stop in Clough village as a matter of urgency”

Proposed by Cllr. L. Allen, seconded by Cllr. P. Reck and agreed by the Council

**Councillor Fergie Kehoe:**

“That this Council would seek an explanation from Iarnród Eireann over the repositioning and absence of facilities at Rosslare Harbour”

Proposed by Cllr. F. Kehoe, seconded by Cllr. L. Carthy and agreed by the Council.

**Councillor Declan MacPartlin:**

“Having regard to the announced Government intention to cutback on current expenditure, Wexford County Council, should it be forced to increase the 2009 county rate payable by ratepayers and other charges pertaining to planning and services, will clearly indicate in any increase the proportion which arises as a result of Government cutbacks”

Proposed by Cllr. D. MacPartlin, seconded by Cllr. A. Fenlon.

Those voting in favour:

L. Carthy, P. Codd, K. Codd-Nolan, S. Doyle, J. Dwyer, A. Fenlon, T. Howlin, D. Kennedy, M. Kinsella, D. MacPartlin, L. O’Brien, M. Roche, O. Walsh

Those voting against:

P. Byrne, L. Allen, J. Curtis, J. Fleming, F. Kehoe, B.A. Murphy, M. Murphy, P. Reck

The motion was agreed.

**Correspondence:**

The members noted correspondence from the Department of Finance in relation to the rising cost of fuel.

The members noted correspondence from the Department of Transport regarding penalty points for drivers who allow litter to be discarded from their vehicles.

**Progress Reports:**

**Environment:**

Cllr. J. Fleming proposed that litter bins and CCTV cameras be placed on the parking areas on the Gorey By-Pass. The proposal was seconded by Cllr. L. Allen and agreed by the Council.

**Water Services:**

In response to the members, Mr. N. McGuigan, Director of Service, advised:

- It was the contractors responsibility to remove the colour from the water in the Blackstairs Group Water Scheme
- Department approval was awaited to go to contract stage for the Enniscorthy Main Drainage Scheme III
- Water pollution licences had to be advertised in the press
- Approval was expected to the Taghmon Water Scheme

**Road Services:**

In response to the Members Mr. A. Doyle, Director of Services advised

- He would examine the cause of the flooding at Esmonde St, Gorey
- The Council had insufficient resources to remove ragwort from all roads
- Rainfall had been unprecedented which was the cause of flooding of some roads
- The Council's application for €4.5m to resurface the Quay in Wexford had so far been unsuccessful
- Funding was in place for resurfacing of William Street

- The provision of a mini roundabout at Irishtown, New Ross, would require NRA approval
- The Gorey Area Engineer was testing revised timing on the traffic lights in Gorey
- He would contact Kilkenny County Council regarding improvements to the Ferrymountgarret bridge in New Ross

**This concluded the business of the meeting.**

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County Secretary

**Daingithe ar an 13u la de Deireadh Fómhair, 2008.**

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Cathaoirleach

**WEXFORD COUNTY COUNCIL**

**Minutes of Meeting of Wexford County Council  
held on Monday 13<sup>th</sup> October, 2008 – 2.30 p.m.  
in the Council Chamber, County Hall, Wexford.**

**Attendance:**

In the Chair: Councillor P. Byrne, Chairperson

Other Members – Councillors -

L. Allen, L. Carthy, K. Codd-Nolan, J. Curtis, J. Dwyer, A. Fenlon,  
T. Howlin, D. Kennedy, M. Kinsella, D. MacPartlin, F. Kehoe, B.A. Murphy,  
M. Murphy, L. O'Brien, P. Reck, M. Roche, O. Walsh

Messrs: E. Breen, County Manager, A. Doyle, T. Larkin, N. McGuigan,  
E. Hore, Directors of Service; G. Mulvey, Head of Finance;  
G. Griffin County Secretary.

**Apologies:**

Cllrs: P. Codd, S. Doyle, J. Fleming

**Expression of Sympathy:**

The Council extended sympathy to the following bereaved:

The family of the late Niamh Kane tragically killed during a charity cycle in  
Ferns.

Eddie Taaffe, Borough Engineer, on the death of his mother-in-law

The Council observed a minute's silence.

**Confirmation of Minutes:**

On the proposal of Councillor B.A. Murphy, seconded by Councillor F. Kehoe,  
the Council approved the minutes of the County Council meeting held on 8<sup>th</sup>  
September, 2008.

**Proposed Disposal of Land under Section 183 of the Local Government Act, 2001:**

On the proposal of Councillor L. Allen, seconded by Councillor J. Curtis, the Council resolved to dispose of land as follows in accordance with notices circulated;

Proposal disposal of land at Rosetown, Rosslare Strand, Co. Wexford. Site no.s 1, 2, 4, 6, 10, - Affordable Housing Subsidised Sites

Proposed disposal of land at No.'s 95 & 97 Bridgemoor, Enniscorthy, Co. Wexford – Affordable Housing

Proposed disposal of land at No.'s 43 and 82 Creagh Woods, Gorey, Co. Wexford – Affordable Housing

Proposed disposal of land to Kathleen Brooks, Ballina Upper, Ballymurn, Co. Wexford

Proposed disposal of land to Pat Hughes, Clonsilla East, Gorey, Co. Wexford.

**Part 8 Planning and Development Regulations 2001-2007:**

LAC0482 – Proposed erection of 2 no. two storey terraced dwellings & 1 no. three storey apartment block (consisting of 3 no. 2 bedroom apartments) at Southknock and Oaklands T.D., New Ross Rural E.D., Co. Wexford.

Mr. T. Larkin, Director of Services, advised that the mix of houses in the development was dictated by the Housing Needs Assessment. On the proposal of Cllr. L. O'Brien, seconded by Cllr. J. Curtis, the Council had no objection to the development proceeding.

LAC0483 – Proposed development of Artist Studio at Burke's House, Duncannon Fort, Duncannon, New Ross, Co. Wexford.

The Members considered the report of Mr. T. Larkin, Director of Services, dated 13<sup>th</sup> October, 2008, and on the proposal of Councillor L. O'Brien, seconded by Councillor J. Curtis, had no objection to the development proceeding.

**Draft Traveller Accommodation Programme 2009-2013:**

Mr. T. Larkin, Director of Services, advised that there were 117 units of accommodation needed and this need would be largely met by the Council's social housing programme.

On the proposal of Cllr. P. Reck, seconded by Cllr. T. Howlin, the Council approved the draft programme go to public consultation.

**Draft bye-laws for the storage, presentation and segregation for the purpose of and in the course of the collection of household waste:**

Mr. N. McGuigan, Director of Services, advised that the bye-laws would regulate segregated waste in areas of a population of 1,000 or more and plastic bags with the exception of clear bags for recyclables would not be allowed anywhere in the county.

On the proposal of Cllr. P. Reck, seconded by Cllr. K. Codd-Nolan, the Council approved the draft bye-laws to go to public consultation.

**Joint Policing Committee:**

The members considered report of Mr. T. Larkin, Director of Services, and on the proposal of Cllr. J. Dwyer, seconded by Cllr. B.A. Murphy, resolved that Wexford County Council form a Joint Policing Committee in pursuant of the provisions of the Garda Siochana Act 2005.

**Takeover of Arklow Group Water Scheme, Wellingtonbridge:**

The members considered report of N. McGuigan, Director of Services, dated 13<sup>th</sup> October, 2008 and on the proposal of Councillor J. Curtis, seconded by Councillor D. Kennedy, the members resolved the Council take over The Arklow Group Water Scheme.

**Report of Corporate Policy Group:*****Finance:***

The Council's financial position at 30<sup>th</sup> September 2008 was noted by the Members, as follows:

	2008	2007
Current Account	€ 2,232,670 DR	€ 1,152,997 CR
Commitments (O/s Payorders)	€ 3,237,561 DR	€ 6,564,544 DR
	<hr/>	<hr/>
	€ 5,470,231 DR	€ 5,411,547 DR

**Transportation:****Non Toll PPP Project:**

The County Manager advised that the private sector interest was strong and he anticipated the project would be advertised in the Spring of 2009.

**Minutes of Meetings:**

On the proposal of Councillor L. Allen, seconded by Councillor M. Kinsella, the Council approved the minutes of meeting of the Gorey Electoral Area Committee dated 24.07.08

On the proposal of Councillor K. Codd-Nolan, seconded by Councillor B.A. Murphy, the Council approved minutes of meeting of Enniscorthy Electoral Area Committee dated 19.09.08

On the proposal of Councillor J. Dwyer, seconded by Councillor M. Murphy, the Council approved the minutes of the New Ross Electoral Area Committee meeting dated 22.09.08

On the proposal of Councillor P. Reck, seconded by Councillor M. Roche, the Council approved minutes of meeting of Wexford Electoral Area Committee dated 02.09.08

On the proposal of Councillor B.A. Murphy, seconded by Councillor M. Kinsella, the Council approved the minutes of the Planning SPC meeting dated 11.09.08

On the proposal of Councillor T. Howlin, seconded by Councillor M. Roche, the Council approved the minutes of the Economic & Social Development SPC meeting dated 17.09.08

On the proposal of Councillor L. Allen, seconded by Councillor K. Codd-Nolan, the Council approved the minutes of the Housing SPC meeting dated 25.09.08

On the proposal of Councillor T. Howlin, seconded by Councillor A. Fenlon, the Council approved the minutes of the Protocol Committee meeting dated 08.09.08

**Schedule of Tenders (as opened – subject to evaluation/assessment):**

On the proposal of Councillor M. Kinsella, seconded by Councillor K. Codd-Nolan, the Council approved the schedule of tenders as submitted to the meeting.

**Sealing of Documents:**

On the proposal of Councillor M. Roche, seconded by Councillor J. Curtis, the Council approved the sealing of documents as submitted to the meeting.

**Notice of Motions:**

**Councillor Michael Kinsella:**

“That Wexford County Council begin the immediate phasing out of the bag and tag method of collecting refuse due to the amount of litter being created by bags being left out overnight and being attacked by dogs, cats, birds and vermin and in its stead to change over to the wheelie bin system in all cases”

The motion was proposed by Cllr. M. Kinsella, seconded by Cllr. O. Walsh, and agreed by the Council.

**Cllr. Lorcan Allen:**

“To call on the County Manager to clarify an article in the Echo Newspaper of 10<sup>th</sup> September, 2008, “Quote” The President of the I.F.A. Padraig Walshe stated The National Roads Authority have compulsory taken lands, commenced road construction and have now withdrawn funding to pay land owners affected”

The motion was proposed by Cllr. L. Allen, seconded by Cllr. P. Reck, and agreed by the Council. The County Manager advised that there were no funding problems in relation to the Gorey by-pass and that compensation was paid once the legal formalities were in place.



**Cllrs: K. Codd-Nolan, P. Codd, O. Walsh, L.O'Brien, A. Fenlon:**

"Wexford County Council call on the Department of Finance and NRA to make the necessary funds available to complete (as promised) the infrastructural needs of our county i.e. roads, sewerage and water. If our county is to develop as it should, these developments are essential"

The motion was proposed by Cllr. K. Codd-Nolan, seconded by Cllr. M. Kinsella and following discussion was put to the meeting;

Those voting in favour of the motion : - Councillors M. Kinsella, A. Fenlon, O. Walsh, K. Codd-Nolan, D. Kennedy, L. O'Brien, T. Howlin, D. MacPartlin, L. Carthy.

Those voting against: - none

The motion was carried.

**Cllrs: K. Codd-Nolan, P. Codd, O. Walsh, L.O'Brien, A. Fenlon:**

"For Wexford to benefit from the work carried out on the N11 to date, we now call on the NRA and Wicklow County Council to commence and finish the dual carriageway through south Wicklow as soon as possible"

The motion was proposed by Cllr. M. Kinsella, seconded by Cllr. O. Walsh, and following discussion was put to the meeting;

Those voting in favour of the motion: - Councillors M. Kinsella, K. Codd-Nolan, A. Fenlon, O. Walsh, D. Kennedy, L. O'Brien, D. MacPartlin, P. Reck, J. Dwyer, M. Roche, T. Howlin, L. Carthy.

Those voting against: - none.

The motion was carried.

**Councillor Denis Kennedy, Councillor B.A. Murphy:**

"That Wexford County Council when assessing proposed horticultural projects for development levies, treat them as agricultural rather than commercial projects"

The motion was proposed by Cllr. D. Kennedy, seconded by Cllr. B.A. Murphy, and agreed by the Council.

**Correspondence:**

The members noted correspondence as follows:

- Correspondence dated 17<sup>th</sup> September, 2008, from Office of the Minister for Environment, Heritage and Local Government regarding finger post sign charges
- Correspondence dated 30<sup>th</sup> September, 2008, from Office of the Minister for Housing, Urban Renewal and Developing Areas, regarding Housing Adaptation Grants for Older People and People with a Disability
- Correspondence dated 28<sup>th</sup> September, 2008, from the Office of the Minister for Education and Science, regarding the Higher Education Grant Scheme
- Correspondence dated 22<sup>nd</sup> September, 2008, from the NRA regarding the designation of the N11 as a motorway.

The members asked that Iarnród Éireann and Bus Éireann be requested to reply to the Council's September correspondence

**Progress Reports:**

**Housing:**

In response to member's questions, Mr. T. Larkin, Director of Services, advised:

- His department would notify applicants for Essential Repairs and other grants of the funding situation.

**Water Services:**

In response to member's questions, Mr. N. McGuigan, Director of Services, advised:

- NDP signage on major schemes was obligatory
- Bunclody sewerage contract would be signed before the end of the year and construction would commence in 2009
- He hoped the village bundle would commence in 2011

**Roads:**

In response to member's questions, Mr. A. Doyle, Director of Services, advised:

- A number of options were being examined for junction improvements at Mannions Pub, New Ross
- Kilkenny County Council had been contacted to arrange a joint meeting between the New Ross EAC and Thomastown EAC regarding improvements to Ferrymountgarret Bridge
- He had applied for funding for the resurfacing of Wexford Quays but to date had no success
- The use of surplus material following road works was a matter for the relevant contractor
- He would examine the matter of reinstatement of roadside verges following works
- He did not foresee the installation of loading bays on Wexford Quays

**Fire Services:**

In response to member's questions, Mr. N. McGuigan, Director of Services, advised:

- There was no reduction in the Emergency Services Staff planned as a result of the Governments circular on a 3% payroll reduction for 2009.

**This concluded the business of the meeting.**

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County Secretary

**Daingithe ar an 10u la de Samhaín, 2008.**

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Cathaoirleach

**WEXFORD COUNTY COUNCIL**

**Minutes of Meeting of Wexford County Council  
held on Monday 10<sup>th</sup> November, 2008 – 2.30 p.m.  
in the Council Chamber, County Hall, Wexford.**

**Attendance:**

In the Chair: Councillor P. Byrne, Chairperson

**Councillors:**

L. Allen, P. Codd, K. Codd-Nolan, S. Doyle, J. Dwyer, A. Fenlon, J. Fleming,  
D. Kennedy, M. Kinsella, D. MacPartlin, F. Kehoe, B.A. Murphy, M. Murphy,  
P. Reck, M. Roche, O. Walsh

**Officials:**

Messrs: E. Breen, County Manager, A. Doyle, T. Larkin, N. McGuigan,  
E. Hore, Directors of Services; G. Mulvey, Head of Finance;  
G. Griffin County Secretary.

**Apologies:**

Cllrs: L. O'Brien, J. Curtis, L. Carthy, T. Howlin.

**Get Well Wishes:**

The members extended their good wishes to Cllr. L. O'Brien who was recovering from an illness.

**Congratulations:**

The members congratulated the following on recent achievements:

- Wexford County Council Planning Department on receiving the Customer Service Award from Chambers Ireland
- Taghmon/Camross GAA on winning the Intermediate Football Final
- Ferns on winning the Intermediate Football League
- St. Martins on winning the Senior Hurling Final
- Shelmalier Minor Hurling team on winning the Division 1 Championship Final
- St Joseph's on winning the Wexford District Junior D Football Championship
- Blackwater on winning the Intermediate Hurling Final

**Vote of Thanks:**

The Chairman proposed a vote of thanks to Rev. Fr. John O'Brien who donated a painting to the Council for the Mallin Street Library.

**Expression of Sympathy:**

The Council extended sympathy to the following bereaved:

- David Minogue, Town Clerk, New Ross, on the death of his mother
- Liam Bowe, former Local Government Auditor on the death of his mother
- The family of the late Jim Kehoe, former employee
- The Redmond family, Castlebridge on the death of their daughter

The Council observed a minute's silence.

**Confirmation of Minutes:**

On the proposal of Councillor Denis Kennedy, seconded by Councillor M. Kinsella, the Council approved the minutes of the County Council meeting held on 13<sup>th</sup> October, 2008.

**Proposed Disposal of Land under Section 183 of the Local Government Act, 2001:**

On the proposal of Councillor L. Allen, seconded by Councillor M. Roche, the Council resolved to dispose of land as follows in accordance with notices circulated;

- Proposed disposal of land at Lakelands, Bridgetown, Wexford to County Wexford Vocational Education Committee, Ardcavan Business Pk, Ardcavan, Wexford by way of deed of transfer to facilitate the provision of a full size pitch at Bridgetown Vocational School
- Proposed disposal of land at Ballina, Curracloe, Wexford to Oliver and Nuala Hearne, Ballina, Curracloe, Wexford by way of deed of rectification in order to correct an error in mapping.
- Proposed disposal of land at Butlersland, New Ross, to Seamus and Pauline McGuinness, Butlersland, New Ross – Industrial Site
- Proposed disposal of land at Butlersland, New Ross, to Paul Barron and Karen Barron, 48 South Street, New Ross – Industrial Site
- Proposed disposal of land at Ballingam Lower, Ballygarrett, Gorey, Co. Wexford, to James McDonald, Glascarrig, Ballygarrett, Gorey, Co. Wexford – Single Instance House
- Proposed disposal of subsidised sites at Walker's Field, Gorey, Co. Wexford, as outlined in notice dated 21<sup>st</sup> October, 2008

**Fix Date of 2009 Budget Meeting:**

On the proposal of Cllr. M. Roche, seconded by Cllr. B.A. Murphy, the Council resolved to hold the Statutory Budget 2009 Meeting on Monday 15<sup>th</sup> December, 2008, at 10.00 a.m.

**Appointment of Members to Joint Policing Committee:**

On the proposal of Cllr. P. Reck, seconded by Cllr. P. Codd, the Council deferred the Appointment of Members to the Joint Policing Committee to the December Meeting of the Council.

**Bunclody/Carrigduff Pre-Draft Joint Local Area Plan 2008-2014**

Mr. E. Hore, Director of Services, advised that Carlow County Council and Wexford County Council would prepare two Local Area Plans concurrently for their respective jurisdictions. The Director further advised that the plans would go to public consultation within the next two weeks.

On the proposal of Cllr. B.A. Murphy, seconded by Cllr. K. Codd-Nolan, the Council approved the Bunclody Local Area Plan to proceed to public consultation.

**Report of Corporate Policy Group:**

**Finance:**

The Council's financial position at 31<sup>st</sup> October 2008 was noted by the Members, as follows:

	2008	2007
Current Account	€ 7,596,519 DR	€ 50,587 DR
Commitments (O/s Payorders)	€ 4,048,143 DR	€ 9,855,021 DR
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	€ 11,644,662 DR	€ 9,905,608 DR

**Overdraft Accommodation:**

On the proposal of Cllr. P. Codd, seconded by Cllr. L. Allen, the Council approved the seeking of overdraft accommodation of €10m to 30 June, 2009, in accordance with the provisions of Section 106 of the Local Government Act 2001.

**Water, Environment & Emergency Services:**

**Nitrates Directive:**

Mr. N. McGuigan, Director of Service, advised the members that the Council was obliged to carry out farm inspections and report any irregularities to the Department of Agriculture and that the first priority was to inspect the Council's drinking water abstractions followed by the rivers for pollution.

It was proposed by Cllr. D. MacPartlin and seconded by Cllr. P. Codd that the Council request the Department of Agriculture to extend the Farm Waste Scheme because of the effect of the weather on the ability of farmers to comply within the current time frame.

**Transportation:**

Mr. A. Doyle, Director of Services, advised the members:

- The flooding of one of the roundabouts on the Gorey By-Pass was due to a stream being blocked which had now been cleared
- The provision of CCTV cameras to detect persons littering at parking areas on the Gorey By-Pass was being examined
- The road works 8 years ago between Ferns and Camolin was resurfacing and was of a temporary nature, the current works being carried out are strengthening and resurfacing
- There are no specific funds available for the resurfacing of Wexford Quays. The Council would need a substantial increase in the roads discretionary grant to carry out the works.

**Housing:**

Mr. T. Larkin, Director of Services, advised the members:

- The revised affordable housing scheme would not be in place until 2009 and the members would be notified of the terms of the scheme when they were to hand
- It was hoped that contracts for the Clonroche Housing Scheme would be signed before Christmas with the Taghmon Housing Scheme in the first quarter of 2009
- There were design and demand issues with the Nabco voluntary housing scheme in Gorey. The design issues had been resolved but the demand had yet to be established and he would be in a position to brief the members further before the end of the year.

**Minutes of Meetings:**

On the proposal of Councillor K. Codd-Nolan, seconded by Councillor B.A. Murphy, the Council approved the minutes of the Joint Meeting of the Enniscorthy Electoral Area Committee, Wexford County Council, Tullow EAC and Carlow County Council dated 15.10.08

On the proposal of Councillor B.A. Murphy, seconded by Councillor K. Codd-Nolan, the Council approved minutes of meeting of Enniscorthy Electoral Area Committee dated 22.10.08

On the proposal of Councillor P. Codd, seconded by Councillor M. Roche, the Council approved the minutes of the Wexford Electoral Area Committee meeting dated 07.10.08

On the proposal of Councillor M. Kinsella, seconded by Councillor L. Allen, the Council approved minutes of meeting of Gorey Electoral Area Committee dated 26.09.08

**Schedule of Tenders (as opened – subject to evaluation/assessment):**

On the proposal of Councillor M. Kinsella, seconded by Councillor P. Codd, the Council approved the schedule of tenders as submitted to the meeting.

**Sealing of Documents:**

On the proposal of Councillor P. Codd, seconded by Councillor K. Codd-Nolan, the Council approved the sealing of documents as submitted to the meeting.

**Notice of Motions:**

**Councillor Michael Kinsella:**

“That Wexford County Council calls upon the government to rescind the move to remove the medical card from the over seventies as announced in the budget”

Cllr. Michael Kinsella withdrew the motion in light of recent developments nationally.



**Councillor Michael Kinsella:**

“That Wexford County Council upgrade the current pedestrian crossing at the school in Ballycanew to include zebra lines and flashing lights”

The members decided to refer this motion to the Gorey Electoral Area Committee

**Councillor L. Allen, Councillor J. Fleming:**

“That Wexford County Council removes the taxi rank which has been erected outside 60 & 61 Main Street, Gorey, and place it at the opposite side of the Main St., as agreed at both Town Council level and Gorey District level”

The members decided to refer this motion to the Gorey Electoral Area Committee.

**Councillor L. Allen, Councillor J. Fleming,**

“In view of the unanimous decision by the Gorey District Committee of Wexford County Council to strongly object to the placing by the NRA of proposed 24 hour truck, service areas and parking facility at Ballyellin, Inch and call on this Council to unanimously object to the placing of this facility effecting some 60 householders in the area”

The motion was proposed by Cllr. L. Allen and seconded by Cllr. J. Fleming.

Following discussion the County Manager advised that he would arrange for the NRA to meet the local residents with a view to allaying their fears.

In light of this the motion was deferred.

**Councillor D. MacPartlin:**

“Wexford County Council condemns the reduction in the 2009 appropriation under the Local Authority Fund and asks the Minister for the Environment, Mr. John Gormley to advise on how Wexford County Council services can be provided without increasing charges and commercial rates”

The motion was proposed by Cllr. D. MacPartlin, seconded by Cllr. A. Fenlon. Following discussion the motion was put to the meeting.

Those voting in favour: Cllrs. M. Kinsella, K. Codd-Nolan, A. Fenlon, O. Walsh, D. Kennedy, D. MacPartlin.

Those voting against: Cllrs. P. Reck, S. Doyle, M. Roche, B.A. Murphy, F. Kehoe, J. Fleming, M. Murphy, L. Allen, P. Byrne

Those abstaining: Cllr. J. Dwyer

The motion was defeated by 9 votes to 6 with 1 abstaining.

**Councillor D. MacPartlin:**

“Wexford County Council calls on the Government to rescind the measures in the budget for 2009 which will mean increased class sizes, teacher lay-offs and longterm harm to children’s education”

The motion was proposed by Cllr. D. MacPartlin, seconded by Cllr. J. Dwyer.

Following discussion the motion was put to the meeting.

Those voting in favour: Cllr. M. Kinsella, K. Codd-Nolan, A. Fenlon, O. Walsh, D. Kennedy, D. MacPartlin, P. Reck, S. Doyle, M. Roche, J. Dwyer

Those voting against: none

Those abstaining: Cllrs. B.A. Murphy, F. Kehoe, J. Fleming, L. Allen, P. Byrne.

The motion was carried 10 votes with 6 abstaining.

**Correspondence:**

The members noted correspondence as follows:

- Letter from Iarnród Éireann regarding repositioning of the railway station at Rosslare Harbour
- Letter from Wicklow County Council re N11 Rathnew to Arklow Road Improvement Scheme
- Letter from NRA re N11 Arklow-Rathnew Scheme
- Letter from Kilkenny County Council re Improvements to Ferrymountgarret Bridge
- Letter from Dept of Finance regarding making funds available to complete the infrastructural needs of Wexford

**Progress Reports:**

**Housing:**

In response to member's questions, Mr. T. Larkin, Director of Services, advised:

- There was a difficulty resolving the issue of separated persons who still had a legal interest in a house with regard to their social housing application. Attempts were being made to deal with each application on its merits but there was a need for persons to resolve their legal issues. He would brief the SPC on the matter.
- Applications were still being accepted under the Housing Aid for the Elderly Scheme but only exceptional cases were being approved as the budget was expended.
- There were issues still outstanding in relation to the Esmonde Road, Enniscorthy. The Council had invested heavily in Chapel Lane, a playground, landscaping and planting, all of which had been subjected to vandalism. The derelict house would be demolished shortly and plans were being prepared for the development of land in Council ownership in the area.

**Environment:**

In response to member's questions, Mr. N. McGuigan, Director of Services, advised:

- The Consultants report on the suitability of the property for the Gorey Civic Amenity Site had been received, the cost had to be negotiated with the owner and a submission for funding forwarded to the Department of Environment, Heritage and Local Government.
- All dogs were required to be under control in public places and there was legislation in place dealing with the muzzling of certain breeds of dog
- A draft proposal had been prepared in relation to St. Kieran's Pier and attempts were being made to resolve the problems with the owner
- There was a community action day planned for the Enniscorthy Area.

**Planning:**

The members noted report of Mr. E. Hore, Director of Service, in relation to development levies on polytunnels and glasshouse developments.

The County Manager advised that the Council's development plans complied with the relevant legislation when they were adopted. The Council's position on the recent circular (SP 5/08 of 30<sup>th</sup> September, 2008) in relation to articles 43 and 56 (Freedom of Establishment and Free Movement of Capital) of the European Community Treaty is that a response is being prepared to demonstrate the Council's view that the Wexford County Development Plan is compliant.

Mr. E. Hore, Director of Service, advised that he would bring timescale for the 10 Local Area Plans to the December Meeting of the Council.

**This concluded the business of the meeting.**

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County Secretary

**Daingithe ar an 8ú la de Nollaig, 2008.**

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Cathaoirleach

**WEXFORD COUNTY COUNCIL**

***Minutes of Statutory Budget Meeting of  
Wexford County Council  
Held on Monday 15<sup>th</sup> December 2008 – 10:00 a.m.  
In the Council Chamber, County Hall, Wexford***

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**Attendance:**

In the Chair: Councillor P. Byrne, Cathaoirleach

**Councillors**

L. Allen,	L. Carthy,	K. Codd-Nolan,	J. Curtis,
S. Doyle,	J. Dwyer,	A. Fenlon,	J. Fleming,
T. Howlin,	D. Kennedy,	M. Kinsella,	D. MacPartlin,
F. Kehoe,	B.A. Murphy,	M. Murphy,	L. O'Brien,
P. Reck,	M. Roche,	O. Walsh	

Messrs: E. Breen, County Manager,  
A. Doyle, T. Larkin, N. McGuigan, E. Hore, Directors of Service;  
G. Mulvey, Head of Finance; G. Griffin County Secretary,  
A. O'Neill, Management Accountant.

An apology for inability to attend was received from Councillor P. Codd.

**Sympathy:**

The Council extended sympathy to the following:

- Tony Murphy, General Foreman, on the death of his mother.
- Cllr. B. Dunphy, New Ross Town Council, on the death of his mother.

**Budget 2008:**

The Draft Budget and County Manager's Report for 2009 had already been circulated to the Council. The County Manager outlined significant pressures impacting on the budget and main highlights for which provision was made as follows:

The draft budget has been framed in the context of a very challenging economic period. The downturn in national exchequer returns has resulted in a reduction in the allocation from the Local Government Fund of 6.13% or €1.4m. It has proven particularly difficult to present a balanced budget for the coming year. While successful efforts were made over the last number of years to keep rates increases lower than the prevailing inflation rates, it is not possible to do so this year.

In summary the following are the proposals for some of the main charge-related income areas:-

- The Rates increase proposed is 4.5%.
- It is proposed to reduce Wheelie Bin charges  
240 litre bin - €399  
140 litre bin - €324  
80 litre bin - €224
- It is proposed to maintain the landfill charge at €110 per tonne (plus levy of €20) for one off customers.
- It is proposed to increase water and waste water charges by 3%.

Following discussion the Council considered the detailed proposals of the budget.

### **Division A – Housing and Building**

The members considered the provisions under services A 01 to A 11.

In response to members, Mr. T. Larkin, Director of Service, advised:

- Increased income from rents was due to increased housing stock.
- The allocation for D.P.G.'s and housing aid for the elderly will not meet the current demand and a report outlining proposals will be brought to the members early in the new year.
- Support staff for RAS had been pared down but were sufficient to meet the workload.
- The Council's traveller accommodation units were satisfactory and any reduction in the allocation would result in a deterioration of the service.

### **Division B – Road Transport and Safety**

The members considered the provisions under services B01 to B11.

In response to members questions Mr. A. Doyle, Director of Services, advised

- The provisions for grant income were estimated as the allocations from the Department were not yet notified.
- There was a provision of €100,000 for taking housing estates in charge with an income of €50,000 from local contributions.
- Tender prices for works were sought annually.
- Maintenance works on local bridges would be carried out from the general maintenance provision.
- Emergency repairs would be carried out from the general maintenance provision.
- Provision and improvement of public lighting would be funded from a capital balance. There is a sufficient amount available to do this for one year.

**Division C – Water Services:**

The members considered the provisions under services C 01 to C 07.

In response to members questions Mr. N.McGuigan, Director of Services, advised

- Water Services for the Town Councils were now being administered by the County Council hence the contributions from other Local Authorities were omitted.
- The bulk of Public Convenience maintenance provision was the Council's own maintenance costs.

**Division D – Development Management:**

The members considered the provisions under services D 01 to D 12.

In response to members questions Mr. E. Hore, Director of Services, advised

- There was €13,225,000 levied under the development levy scheme with €6,677,000 collected. The Planning Enforcement Section followed up on the collection but not all of the balance was due as some developments had not commenced while others were being built in stages.

**Division E – Environmental Services:**

The members considered provisions under services E 01 to E 14.

In response to members questions, Mr. N. McGuigan, Director of Services, advised

- House insurance normally covered Fire Services costs for attendance and there was a hardship scheme in place.
- The Council had 17,000 domestic refuse customers.
- A commercial refuse collection would be considered but the Council would remain with the domestic only for the present.
- The Council was negotiating with commercial customers on landfill charges.

**Division F – Recreation and Amenity:**

The members considered the provisions under services F 01 to F 06.

In response to members questions Mr. T. Larkin, Director of Services, advised

- Reduction in expenditure under the Arts programme would not jeopardise the overall programme
- The provision under Community Grants included long term funding of capital projects

**Division G – Agriculture, Education, Health and Welfare:**

The members considered the provisions under services G 01 to G 06. There were no issues arising.

**Division H – Miscellaneous Services:**

The members considered the provisions under services H 01 to H11.

In response to members questions, Mr. G. Mulvey, Head of Finance, advised that 1% increase in the rates yielded €157,990.

**Adoption of Budget 2009:**

Cllr. D. MacPartlin proposed the members adopt the following public statement in relation to the 2009 budget

“The imposition of the increase in the rates on business premises is directly related to €1.4 million reduction in the local authority fund provided by the Government.

Because of this cut, the decision by Councillors to increase rates is inevitable in the absence of any other source of income. We acknowledge that this is an unfair imposition on the business sector at a time when many of them are encountering economic difficulty.

However Councillors are required by law to agree a budget and failure to do so will lead to their dissolution with the budgetary decisions then taken by the County Manager.

We do not believe that a dissolution of the County Council is in the best interest of the people of Co. Wexford as the ability of members to act for citizens in the difficult times ahead is of paramount importance. Accordingly, and with the greatest of reservations we have had to agree the budget proposed for 2009”.

This was seconded by Cllr. P. Reck and agreed by the Council.

It was proposed by Cllr. P. Reck and seconded by Cllr. L. Allen that Wexford County Council adopt for the financial year ending 31<sup>st</sup> December the draft budget with the following amendments



	Exp	Income
Reduce Rates Increase to 3.5%		- €157,990
Reduce Water Charges Increase to 0%		- €170,010
Increase Income for Landfill		€130,000
F0401 Reduce Community Grants	- €150,000	
H0904 Reduce Members Conference at home	- €40,000	
H0906 Reduce Members Conferences abroad	- €10,000	
	<u>- €200,000</u>	<u>- €200,000</u>

and set out in tables A to E of the prescribed form of Budget prepared in accordance with the Local Government Act 2001 and Local Government Financial Procedures and Audit Regulations 2002 and that Wexford County Council determine in accordance with the budget adopted for the financial year ending 31<sup>st</sup> December 2009 the rates set out in tables B, C, and D to be the Annual Rates of Valuation to be levied for that year for the purposes set out in table A.

The proposal was put to the meeting.

Those voting in favour

Cllrs K. Codd-Nolan, O. Walsh, L. O'Brien, D. Kennedy, T. Howlin, D. MacPartlin, L. Carthy, P. Reck, S. Doyle, J. Fleming, B.A. Murphy, M. Murphy, F. Kehoe, J. Curtis, L. Allen, P. Byrne.

Those voting against

Cllrs M. Kinsella, A. Fenlon, M. Roche, J. Dwyer.

The proposal was carried.

This concluded the business of the meeting.

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County Secretary.

Daingnithe ar an \_\_\_\_\_la de Eanáir, 2009.

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Cathaoirleach