

MINUTES OF THE ORDINARY MEETING (HYBRID) OF WICKLOW COUNTY COUNCIL HELD ON MONDAY 5TH SEPTEMBER 2022, COMMENCING 2.00 PM IN THE COUNCIL CHAMBER AND VIA MICROSOFT TEAMS

PRESENT:

COUNCILLORS T. ANNESLEY CATHAOIRLEACH, J. BEHAN, V. BLAKE, S. BOURKE, M. CORRIGAN, A. CRONIN, S. CULLEN, E. DOYLE, G. DUNNE, A. FERRIS, P. FITZGERALD, A. FLYNN KENNEDY, T. FORTUNE, P. GLENNON, M. KAVANAGH, P. KENNEDY, P. LEONARD, G. MCMANUS, D. MITCHELL, J. MULLEN, M. MURPHY, J. NEARY, D. O'BRIEN, P. O'BRIEN, R. O'CONNOR, G. O'NEILL, L. SCOTT, J. SNELL, S. STOKES, E. TIMMINS, G. WALSH AND I. WINTERS .

APOLOGIES

IN ATTENDANCE:

**MR. B. GLEESON, CHIEF EXECUTIVE
MS. L. GALLAGHER, DIRECTOR OF SERVICES
MS. S. WALSH, A/DIRECTOR OF SERVICES
MR. J. LANE, DIRECTOR OF SERVICE
MS. L. EARLS, DIRECTOR OF SERVICES
MS. B. MCCARTHY, A/HEAD OF FINANCE
MS. D. KENNEDY, LAW AGENT
MR. J. BOWES, SENIOR ENGINEER
MR. M. FLYNN, SENIOR ENGINEER
MR. M. DEVEREUX, SENIOR ENGINEER
MR. D. MARNANE, SENIOR ENGINEER
MS. H. FALLON, SENIOR ENGINEER
MS. E. DONOVAN, HEAD OF IT
MS. M. CAHILL, SENIOR EXECUTIVE ENGINEER
MS. D. MAGUIRE, EXECUTIVE ENGINEER
MR. S. CLARKE, EXECUTIVE ENGINEER
MS. H. PURCELL, SENIOR EXECUTIVE OFFICER/MEETINGS ADMINISTRATOR
MS. H. DENNEHY, SENIOR EXECUTIVE OFFICER
MS. J. CARROLL, SENIOR EXECUTIVE OFFICER
MS. C. FLOOD, SENIOR EXECUTIVE OFFICER
MR. T. HUGHES, IS PROJECT LEADER
MR. G. MURPHY, IS TECHNICAL SUPPORT OFFICER
MS. R. GILLESPIE, A/ADMINISTRATIVE OFFICER
MS. S. NUGENT, ADMINISTRATIVE OFFICER
MS. A. WHEATLEY, EXECUTIVE ACCOUNTANT
MS. T. BYRNE, ASSISTANT STAFF OFFICER**

At the commencement of the meeting a roll call was taken. The Meetings Administrator advised of meetings etiquette for online meetings and that the press and some members of the public were also present.

Votes of Sympathy

Elected Members passed a vote of sympathy to the families of the late Ms. Eileen Dunbar, Mr. Fintan Cullimore, Ms. Eileen Walsh, Ms. Georgina O'Donovan, Ms. Carol Bates, Ms. Sheila Kelly, Ms. Ruby Hall, Mr. Humphrey Hennessy, Ms. Nora Murphy and Ms. Rita Byrne. A minutes silence was observed for the deceased.

ITEM NO. 1

To confirm and sign minutes of Ordinary Meeting of Wicklow County Council held on Monday 4th July 2022.

It was proposed by Cllr. P. O'Brien, seconded by Cllr. I. Winters and agreed to confirm and sign minutes of ordinary meeting of Wicklow County Council held on Monday 4th July 2022, as amended to include Cllr. S. Stokes in attendance.

ITEM NO. 2

To consider the disposal of 18 square metres or thereabouts situated in the townland of Newrath, Rathnew, Co. Wicklow being the property known as Office no. 4 in Clermont House, Rathnew by way of a one-year lease commencing 26th June 2022 to Teagasc, Oak Park, Carlow, R93 XE12.

It was proposed by Cllr. J. Snell, seconded by Cllr. P. O'Brien and agreed to dispose of 18 square metres or thereabouts situated in the townland of Newrath, Rathnew, Co. Wicklow being the property known as Office no. 4 in Clermont House, Rathnew by way of a one-year lease commencing 26th June 2022 to Teagasc, Oak Park, Carlow, R93 XE12 as set out in statutory notice circulated.

ITEM NO. 3

To consider the disposal of 0.232 ha. or thereabouts comprised in Folio WW37437F in the townland of Knockenrahan Upper, Arklow, Co. Wicklow to Votumann Ltd., 5 Drynam Road, Swords, Co. Dublin.

It was proposed by Cllr. F. Fitzgerald, seconded by Cllr. P. Kennedy and agreed to dispose of 0.232 ha. or thereabouts comprised in Folio WW37437F in the townland of Knockenrahan Upper, Arklow, Co. Wicklow to Votumann Ltd., 5 Drynam Road, Swords, Co. Dublin as set out in statutory notice circulated.

ITEM NO. 4

To consider the disposal of 0.1932Ha or thereabouts in the townland of Talbotstown Upper, Wicklow comprised in Folio No. WW4484 Co. Wicklow being the property known as Cottage 56/1 Talbotstown Upper, Kiltegan, Co. Wicklow by Transfer Order/Deed of Rectification to Mr. Henry Murphy as LPR of Laurence Murphy (deceased) of Talbotstown Upper, Kiltegan, Co. Wicklow, the person entitled to the freehold interest in the property.

It was proposed by Cllr. E. Timmins, seconded by Cllr. G. O'Neill and agreed to dispose of 0.1932Ha or thereabouts in the townland of Talbotstown Upper, Wicklow comprised in Folio No. WW4484 Co. Wicklow being the property known as Cottage 56/1 Talbotstown Upper, Kiltegan, Co. Wicklow by Transfer Order/Deed of Rectification to Mr. Henry Murphy as LPR of Laurence Murphy (deceased) of Talbotstown Upper, Kiltegan, Co. Wicklow, the person entitled to the freehold interest in the property as set out in statutory notice circulated.

ITEM NO. 5

To consider the disposal of property comprised in Folio WW2963L in the townland of Kindlestown Lower, Co. Wicklow being the property known as 25 Upper Grattan Park, Greystones, Co. Wicklow by Transfer Order to Ms. Ciara McCoy and Mr. Colm Egan of 25 Upper Grattan Park, Greystones, Co. Wicklow, the persons entitled to the freehold interest in the property.

It was proposed by Cllr. S. Stokes, seconded by Cllr. D. Mitchell and agreed to dispose of property comprised in Folio WW2963L in the townland of Kindlestown Lower, Co. Wicklow being the property known as 25 Upper Grattan Park, Greystones, Co. Wicklow by Transfer Order to Ms. Ciara McCoy and Mr. Colm Egan of 25 Upper Grattan Park, Greystones, Co. Wicklow, the persons entitled to the freehold interest in the property as set out in statutory notice circulated.

ITEM NO. 6

To consider the disposal of 0.0034Ha or thereabouts in the townland of Bray, Co. Wicklow comprised within part of Folio WW40424F being the property known as 20 James Connolly Square, Bray, Co. Wicklow by Deed of Transfer and Rectification to Ms. Deirdre Walker as LPR of Anne O'Donnell (deceased).

It was proposed by Cllr. A. Flynn-Kennedy, seconded by Cllr. R. O'Connor and agreed to dispose of 0.0034Ha or thereabouts in the townland of Bray, Co. Wicklow comprised within part of Folio WW40424F being the property known as 20 James Connolly Square, Bray, Co. Wicklow by Deed of Transfer and Rectification to Ms. Deirdre Walker as LPR of Anne O'Donnell (deceased) as set out in statutory notice circulated.

ITEM NO. 7

To consider the disposal of 0.0017 hectares or thereabouts in the townland of Wicklow, Co. Wicklow comprised in Folio No. WW16147FF at the rear of 3 Lakeview Grove, Wicklow Town, Co. Wicklow to Mr. Michael Canavan of 3 Lakeview Grove, Wicklow Town, Co. Wicklow.

It was proposed by Cllr. G. Dunne, seconded by Cllr. S. Cullen and agreed to dispose of 0.0017 hectares or thereabouts in the townland of Wicklow, Co. Wicklow comprised in Folio No. WW16147FF at the rear of 3 Lakeview Grove, Wicklow Town, Co. Wicklow to Mr. Michael Canavan of 3 Lakeview Grove, Wicklow Town, Co. Wicklow as set out in statutory notice circulated.

ITEM NO. 8

To consider the disposal of 0.2230Ha or thereabouts in the townland of Johnstown South, Co. Wicklow comprised in Folio No. WW2627 Co. Wicklow being the property known as Johnstown, Sea Road, Arklow, Co. Wicklow by Transfer Order to Ms. Ita Fox as LPR of Terence Fox and the persons entitled to the freehold interest in the property.

It was proposed by Cllr. S. Bourke, seconded by Cllr. P. Fitzgerald and agreed to dispose of 0.2230Ha or thereabouts in the townland of Johnstown South, Co. Wicklow comprised in Folio No. WW2627 Co. Wicklow being the property known as Johnstown, Sea Road, Arklow, Co. Wicklow by Transfer Order to Ms. Ita Fox as LPR of Terence Fox and the persons entitled to the freehold interest in the property as set out in statutory notice circulated.

ITEM NO. 9

To consider the disposal of 0.0348Ha or thereabouts in the townland of Sheephouse, Co. Wicklow comprised in Folio No. WW4065 Co. Wicklow being the property known as 18 Fr. Redmond Park, Arklow, Co. Wicklow by Transfer Order to Ms. Linda Lennon of 17 Mill Meadows, Arklow, Co. Wicklow, the person entitled to the freehold interest in the property.

It was proposed by Cllr. P. Kennedy, seconded Cllr. M. Murphy and agreed to dispose of 0.0348Ha or thereabouts in the townland of Sheephouse, Co. Wicklow comprised in Folio No. WW4065 Co. Wicklow being the property known as 18 Fr. Redmond Park, Arklow, Co. Wicklow by Transfer Order to Ms. Linda Lennon of 17 Mill Meadows, Arklow, Co. Wicklow, the person entitled to the freehold interest in the property as set out in statutory notice circulated.

ITEM NO. 10

To consider the disposal of 0.0024Ha or thereabouts in the townland of Doodys Bottom, Co. Wicklow comprised in Folio No. WW4484 Co. Wicklow being a strip of land to the side of Church Road, Donard, Co. Wicklow (Folio WW3870F) by Deed of Transfer/Rectification

to Mr. Thomas Dwyer Junior of Church Road, Donard, Co. Wicklow, the person and legal owner of the property.

It was proposed by Cllr. G. O'Neill, seconded by Cllr. E. Timmins and agreed to dispose of 0.0024Ha or thereabouts in the townland of Doodys Bottom, Co. Wicklow comprised in Folio No. WW4484 Co. Wicklow being a strip of land to the side of Church Road, Donard, Co. Wicklow (Folio WW3870F) by Deed of Transfer/Rectification to Mr. Thomas Dwyer Junior of Church Road, Donard, Co. Wicklow, the person and legal owner of the property as set out in statutory notice circulated.

ITEM NO. 11

To consider the disposal of c650sqm (building) or thereabouts in the townland of Ballynerrin Lower, Wicklow, Co. Wicklow on a site area of .25 acres with car parking facilities for up to 8 cars or thereabouts by temporary lease to Dublin Simon, 5 Red Cow Lane, Smithfield, Dublin 7 by way of 4-year 9 –month lease commencing 1st October 2022.

It was proposed by Cllr. J. Snell, seconded by Cllr. I. Winters and agreed to dispose of c650sqm (building) or thereabouts in the townland of Ballynerrin Lower, Wicklow, Co. Wicklow on a site area of .25 acres with car parking facilities for up to 8 cars or thereabouts by temporary lease to Dublin Simon, 5 Red Cow Lane, Smithfield, Dublin 7 by way of 4-year 9 –month lease commencing 1st October 2022 as set out in statutory notice circulated.

ITEM NO. 12

To consider the Taking in Charge of the following estates:

- **Ballyraine Court, Wicklow**
- **Carraig Beag, Arklow**
- **Cre Na Mara, Arklow**
- **Deerpark, Blessington**
- **Mariner's Point (Phase 1), Wicklow**
- **Mount Usher Glade, Ashford**
- **Seabank, Arklow**
- **The Friary, Bray**

It was proposed by Cllr. P. Fitzgerald, seconded by Cllr. P. Kennedy and agreed by all to the taking in charge of the following estate: Ballyraine Court, Arklow.

It was proposed by Cllr. P. O'Brien, seconded by Cllr. I. Winters and agreed by all to the taking in charge of the following estate: Carraig Beag, Wicklow.

It was proposed by Cllr. M. Murphy, seconded by Cllr. S. Bourke and agreed by all to the taking in charge of the following estate: Cre Na Mara, Arklow.

It was proposed by Cllr. G. O'Neill, seconded by Cllr. E. Timmins and agreed by all to the taking in charge of the following estate: Deerpark, Blessington.

It was proposed by Cllr. G. Dunne, seconded by Cllr. P. O'Brien and agreed by all to the taking in charge of the following estate: Mariner's Point (Phase 1), Wicklow.

It was proposed by Cllr. S. Cullen, seconded by Cllr. J. Snell and agreed by all to the taking in charge of the following estate: Mount Usher Glade, Ashford.

It was proposed by Cllr. S. Bourke, seconded by Cllr. P. Fitzgerald and agreed by all to the taking in charge of the following estate: Seabank, Arklow.

It was proposed by Cllr. A. Flynn-Kennedy, seconded by Cllr. R. O'Connor and agreed by all to the taking in charge of the following estate: The Friary, Bray.

ITEM NO. 13

To consider the adoption of Wicklow County Council's Scheme of letting priorities for affordable dwelling purchase arrangements – Section 11 of the Affordable Housing Act 2021.

Mr. J. Lane, Director of Services, Housing & Corporate Estate Directorate, advised the Elected Members of the following:

- Wicklow County Council received an indication from Department of Housing, Local Government and Heritage that it would consider an application for an Affordable Housing Fund/ scheme at Greenhill Road, Wicklow.
- A scheme of priorities must be in place prior to launching an affordable housing development.
- A scheme of priorities is needed/required where the amount of applications (demand) exceeds available units.

Following a broad discussion, it was proposed by Cllr. J. Behan, seconded by Cllr. T. Fortune to consider the adoption of Wicklow County Council Scheme of letting priorities for affordable dwelling purchase arrangements – Section 11 of the Affordable Housing Act 2021 subject to lottery system being used rather than first come first served basis. Following a roll call was defeated by 6 for and 26 against viz:

FOR 6	CLLRS. J. BEHAN, T. FORTUNE, P. GLENNON, M. KAVANAGH, P. LEONARD AND M. MURPHY
AGAINST 26	CLLRS. T. ANNESLEY, V. BLAKE, S. BOURKE, M. CORRIGAN, A. CRONIN, S. CULLEN, E.DOYLE, G. DUNNE, A. FERRIS, P. FITZGERALD, A. FLYNN-KENNEDY, , P. KENNEDY, G. MCMANUS, D. MITCHELL, J. MULLEN, J. NEARY, D. O'BRIEN, P. O'BRIEN, R. O'CONNOR, G. O'NEILL, L. SCOTT, J. SNELL, S. STOKES, E. TIMMINS, G. WALSH AND I. WINTERS

Proposed by Cllr. J. Snell, seconded by Cllr. P. O'Brien to consider the adoption of Wicklow County Council's Scheme of letting priorities for affordable dwelling purchase arrangements – Section 11 of the Affordable Housing Act 2021 without amendments was put to a vote and following a roll call was passed unanimously viz:

FOR 32	CLLRS. T. ANNESLEY, J. BEHAN, S. BOURKE, V. BLAKE, M. CORRIGAN, A. CRONIN, S. CULLEN, E.DOYLE, G. DUNNE, A. FERRIS, P. FITZGERALD, A. FLYNN-KENNEDY, T. FORTUNE, P. GLENNON, M. KAVANAGH, P. KENNEDY, P. LEONARD, G. MCMANUS, D. MITCHELL, J. MULLEN, M. MURPHY, J. NEARY, D. O'BRIEN, P. O'BRIEN, R. O'CONNOR, G. O'NEILL, L. SCOTT, J. SNELL, S. STOKES, E. TIMMINS, G. WALSH AND I. WINTERS
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ITEM NO. 14

Update on the Glendalough and Wicklow Mountains Masterplan and Visitor Orientation recommendations for County Wicklow.

It was agreed that Item No. 14 be deferred until the October meeting.

ITEM NO. 15

To consider the Chief Executive's Monthly Management Report, August 2022

Elected Members were circulated with the Chief Executive Monthly Management Report August 2022.

Elected Members raised questions which were responded to by the Chief Executive and the relevant Director of Services.

Time Extension: It was proposed by the Cathaoirleach Cllr. T. Annesley to extend the meeting to 5.30 p.m.

ITEM NO. 16

To consider report on the review of the Town Teams

It was proposed by Cllr. T. Fortune, seconded by Cllr. S. Cullen and agreed by all that Item no. 16 be deferred until the October meeting.

ITEM NO. 17

Correspondence

Ms. H. Purcell reminded the Elected Members that the special Meeting to consider and adopt the County Development Plan 2022 – 2028 was scheduled for Monday 12th September 2022 at 10.00 a.m.

She also advised the Elected Members that the conferring of the Freedom of the County to Mr. Charlie Bird will take place on Monday 26th September 2022 at 5.00 p.m. and they will receive their invitations and asked that they be seated by 4.30 p.m.

ITEM NO. 18

Notice of motion number 1

Notice of motion in the name of Cllr. P. O'Brien, seconded by Cllr. A. Ferris (3rd January 2022)

'Wicklow County Council is calling on the Minister for Justice to introduce legislation for stricter penalties on those that are found guilty of damaging or tampering with defibrillators and life buoys.

Damage to, or theft of a defibrillator/life buoy are installed for public use could be a death sentence for a patient if they were not available for a patient in cardiac arrest or a life buoy if drowning. It is that serious. Locking up AEDs or life buoys isn't the ideal solution – you wouldn't lock up a fire extinguisher'.

It was agreed by all to write to the Minister for Justice.

Notice of motion number 2

Notice of motion in the name of Cllr. M. Murphy, seconded by Cllr. A. Flynn-Kennedy, Cllr. J. Mullen, Cllr. G. Dunne, Cllr. M. Corrigan and Cllr. G. McManus (27th July 2022)

'All events requiring licensing under the Planning and Development Act 2001: Part XVI (licensing of outdoor events regulations), that is outdoor displays of public entertainment comprising of an audience of 5000 or more), must provide a Changing Places facility, in order to secure licensing from Wicklow County Council.

*Either permanent installation of a Changing Places at the venue or hiring of a portable Changing Places facility is acceptable.**

It was agreed by all to change the word 'must' to 'will where possible'.

THIS CONCLUDED THE BUSINESS OF THE MEETING

**CLLR. TOMMY ANNESLEY
CATHAOIRLEACH
WICKLOW COUNTY COUNCIL**

**MS. HELEN PURCELL
SENIOR EXECUTIVE OFFICER/
MEETINGS ADMINISTRATOR**

Confirmed at meeting of Wicklow County Council held on Monday the 3rd October 2022