

Minutes - Special Meeting of the Members for the Carrick-on-Suir Municipal District held via ZOOM on the 6th December 2021 at 09:30am.

In the Chair: Cllr. Mark Fitzgerald

Members Present: Cllr. K. Bourke, Cllr. D. Dunne,
Cllr. I. Goldsboro, Cllr. K. O'Meara.

Apologies: None

In Attendance: Mr. Brian Beck, A/Director of Services,
Ms. Marie O'Gorman, District Administrator.
Mr. Willie Corby, District Engineer,
Ms. Caroline Conway, Senior Executive Planner
Mr. Jonathan Flood, Executive Planner
Mr. G. Walsh, Senior Executive Officer, Corporate Services.

1.0 Welcome and introduction

Item 1.1

Summons and Prayer The summons was taken as read.

Item 1.2.

Suspension of Standing Orders. On the proposal of Cllr. D. Dunne and seconded by Cllr. I. Goldsboro it was agreed to suspend standing orders in order for the meeting to proceed remotely via Zoom.

Item 1.2.

Conflict of Interest Declaration None to record.

Consideration of Reports and Recommendations

Item 2.1

Further consideration and final vote with regard to Part 8 Planning Consent – Carrick on Suir Regeneration Plan The Cathaoirelach introduced the agenda item by stating that notwithstanding the efficacy of the resolution, meeting and procedures of the Carrick on Suir Municipal District meeting of 18th November 2021, in light of the pending statutory deadline of 6th December 2021, the Council was reconvening by way of (this) special meeting in order to put the motion,

2021: Conduct of vote pursuant to Standing order No. 46. vote and resolution in relation to this business beyond any doubt. The Cathaoirleach then invited a proposal on the matter.

It was proposed by Cllr. I. Goldsboro, and seconded by Cllr. K. O'Meara, ***"that the Part 8 for the Carrick on Suir Regeneration Plan 2021 be carried out as recommended in the Chief Executive's Report subject to the following amendments, that is-***

1. That the proposed parking area at Sean Healy Park be reduced to ensure no parking spaces are located in front of the dwelling houses at the Sean Treacy Park housing estate located opposite, and

2. That the parking area omitted in 1 will maintain some space for a dropdown/unloading facility for cars with trailers and bicycles".

**omission corrected on the proposal of Cllr. I. Goldsboro, seconded by Cllr. K. O'Meara at the Monthly Meeting of CoSMD held on the 16th December 2021.*

Prior to requesting roll-call pursuant to standing Order No. 46, the Cathaoirleach sought to ascertain if there was any further amendment to the proposal and admitted Councillor K. Bourke. Councillor Bourke asserted that according to legal advice he had sought from A.I.L.G., the process currently underway was not valid. He expressed concern that the process was open to challenge and to incurring ***significant additional cost as a result***. He referred to a letter issued to the District Administrator by the Carrick on Suir Business Association seeking clarification in relation to changes to parking provision at Main Street and he proposed that the current Part 8 process be scrapped and recommenced from the start. This was seconded by Cllr. D. Dunne. However, given that this proposal was not an amendment to the substantive motion, it was deemed inadmissible.

The Cathaoirleach then sought clarification from Ms. Caroline Conway, Senior Executive Planner concerning the legality of

proposed amendments to the recommendation(s) contained in the Chief Executive's report, in view of Cllr. K. Bourke's contention that the process should recommence from the start in order to incorporate proposed changes. Ms. Conway duly confirmed that the Act permitted such changes to those as recommended, to be incorporated by way of amendment (Section 179 (4)(b)).

She further confirmed that the changes incorporated in the proposal did not have any material or detrimental impact on the environmental implications identified in the screening process by the Planning Section.

The Cathaoirleach then invited a roll call on Cllr. Goldsboro's proposal in accordance with Standing Order 46; there voted as follows;

Councillor K. Bourke	Against
Councillor D. Dunne	Against
Councillor M. Fitzgerald	For
Councillor I. Goldsboro	For
Councillor. K. O'Meara	For

With 3 votes in favour and 2 votes against, the motion was carried.

Further discussion ensued with Cllr. K. Bourke seeking clarification of the A/Director of Services in relation to certain legalities. Mr. Beck declined to offer legal advice on grounds that he was not so qualified.

With no further business, the Cathaoirleach concluded the meeting. (09:46 am)



District Administrator



Cathaoirleach

16/12/2021

Date