

**MINUTES OF THE JUNE MEETING OF LAOIS COUNTY COUNCIL HELD IN
ARAS AN CHONTAE, PORTLAOISE, ON THE 26th OF JUNE 2018**

<u>PRESENT:</u>	Councillor	Padraig Fleming	In the Chair
	Councillors	William Aird	Paddy Bracken
		Paschal McEvoy	John King
		Catherine Fitzgerald	Brendan Phelan
		David Goodwin	Tom Mulhall
		Seamus McDonald	Noel Tuohy
		John Joe Fennelly	Ben Brennan
		Mary Sweeney	Aidan Mullins
		Caroline Dwane Stanley	John Moran

APOLOGIES: Councillor James Kelly

IN ATTENDANCE:

Messers John Mulholland, Chief Executive, Gerry Murphy, Head of Finance, Mr. Donal Brennan, Director of Services, Mr. Kieran Kehoe, Director of Services, Ms. Irene Delaney, Administrative Officer & Ms. Michelle McCormack, Executive Secretary.

84. VOTES OF CONGRATULATIONS

On the proposition of the Cathaoirleach, Councillor Padraig Fleming, the Members unanimously extended a Vote of Congratulations to the Laois Senior Football Team on their success in reaching the Leinster Final.

On the proposition of the Cathaoirleach, Councillor Padraig Fleming, the members unanimously extended a Vote of Congratulations to all those involved in the Old Fort Quarter Festival held over the weekend in Portlaoise which was a wonderful success.

**85. CONFIRMATION OF THE MINUTES OF THE MAY MEETING OF
LAOIS COUNTY COUNCIL HELD ON THE 28th OF MAY 2018**

On the proposition of Councillor Brendan Phelan seconded by Councillor Paddy Bracken, the Minutes of the May meeting held on the 28th of May 2018 were confirmed as circulated.

86. REPORT ON CPG MEETING HELD ON THE 21st OF MAY 2018

On the proposition of Councillor Paddy Bracken seconded by Councillor John Joe Fennelly, the report on the CPG meeting held on the 21st of May 2018 was confirmed as circulated.

87. REPORT ON MUNICIPAL DISTRICT MEETINGS HELD IN MAY 2018

On the proposition of Councillor Mary Sweeney seconded by Councillor John Joe Fennelly, the reports on the Municipal District Meetings held in May were confirmed as circulated.

88. PART VIII OF THE LOCAL GOVERNMENT PLANNING & DEVELOPMENT REGULATIONS, 2001 AS AMENDED IN RESPECT OF SAFETY SCHEME AT IRISHTOWN, MOUNTMELICK

The Members were circulated with the Planning Report on the proposed new roundabout at Irishtown, Mountmellick to allow for safer turning movements at the junction of the N80 and the L-6131-0, particularly when turning right from the N80 onto the L-6131-0. Also 2 number controlled pedestrian crossings at the roundabout to provide safe crossing points for pedestrians. New build outs and footpaths will also be provided at the roundabout. On the proposition of Councillor Paddy Bracken seconded by Councillor David Goodwin, the Members unanimously agreed to the proposed development.

89. PART VIII OF THE LOCAL GOVERNMENT PLANNING & DEVELOPMENT REGULATIONS, 2001 AS AMENDED IN RESPECT OF IMPROVEMENT OF PEDESTRIAN AND CYCLIST FACILITIES AT THE ROCKVIEW ROUNDABOUT, MOUNTRATH ROAD, PORTLAOISE

The Members were circulated with the Planning Report on the proposed development of the installation of roundabout on the R445 Mountrath, Road, Portlaoise. On the proposition of Councillor William Aird seconded by Councillor Caroline Dwane Stanley, the Members unanimously agreed to the proposed development on the condition that An Bord Pleanála be notified as soon as possible that this Part VII has been passed at today's meeting.

90. PART VIII OF THE LOCAL GOVERNMENT PLANNING & DEVELOPMENT REGULATIONS, 2001 AS AMENDED IN RESPECT OF SAFETY SCHEME AT CLONAGHADOO, MOUNTMELICK

The Members were circulated with the Planning Report on the proposed development for the provision of safety measures at the Clonaghadoo Junction on the N80 National Secondary Route north-west of Mountmellick on the Tullamore, County Offaly. Councillor Seamus McDonald indicated that there was a number of issues with this proposed development and proposed that the development not proceed. Councillor McDonald's proposal was seconded by Councillor Goodwin.

91. PART VIII OF THE LOCAL GOVERNMENT PLANNING & DEVELOPMENT REGULATIONS, 2001 AS AMENDED IN RESPECT OF AMENITY UPGRADE AND PUBLIC REALM WORKS AT FITZMAURICE PLACE, TOWER HILL, RAILWAY STREET, PORTLAOISE

The Members were circulated with the Planning Report on the proposed development of the amenity upgrade and public realm works at Fitzmaurice Place, Tower Hill, Railway Street, Portlaoise. On the proposition of Councillor John Joe Fennelly seconded by Councillor Willie Aird, the Members unanimously agreed to the proposed development.

92. DISPOSAL OF LAND UNDER SECTION 183 OF THE LOCAL GOVERNMENT ACT, 2001

(i) Disposal of Site No. 16 Portarlington Business Park

On the proposition of Councillor Aidan Mullins seconded by Councillor Paschal McEvoy, the Members unanimously agreed to the disposal of Site No. 16 Portarlington Business Park in the townland of Cooltederry comprising 0.53 acres (0.214 hectares) by way of 500 year lease for a consideration of €43,000.

(ii) Disposal of Freehold at 1 Imleach, The Swan

On the proposition of Councillor Padraig Fleming seconded by Councillor John Moran, the Members unanimously agreed to the disposal of freehold at 1 Imleach, The Swan in the townland of Slatt Lower for a consideration of €1.00.

(iii) Lease of the ground floor offices in Block 2, Áras an Chontae, Portlaoise

On the proposition of Councillor Paddy Bracken seconded by Councillor Brendan Phelan, the Members unanimously agreed to the lease of the ground floor offices in Block 2, Áras an Chontae, Portlaoise, Co. Laois for a period of 4 years for a consideration of €25,000 per annum in the first year and then rising by 3% increments on a yearly basis.

93. TAKING IN CHARGE OF MANOR GROVE, MOUNTMELICK

On the proposition of Councillor Paddy Bracken seconded by Councillor Seamus McDonald the Members unanimously agreed to the Taking in Charge of Manor Grove, Mountmellick.

94. CONSIDERATION OF THE DRAFT MOUNTMELICK LOCAL AREA PLAN 2018-2024 AND THE CHIEF EXECUTIVE'S REPORT ON THE SUBMISSION RECEIVED DURING THE 2ND STAGE OF CONSULTATION

Ms. Angela McEvoy, Senior Planner outlined to the Members their role in this process as follows:

Deciding whether to adopt or to propose amendments to the Draft Local Area Plans is a function reserved for the Elected Members of Laois County Council. On foot of the submissions received and on review of the content of the Draft Mountmellick Local Area Plan 2018-2024, the Chief Executive has recommended a number of material alterations to the Draft plans. If the Members decide that these, or other material alterations should be made to the Draft Plans, the proposed amendments must go on public display for a period of four weeks thereafter.

Ms. Angela McEvoy, Senior Planner outlined progress to date. She described the structure and principal elements of the Draft Mountmellick Local Area Plan 2018 - 2024.

PART 15 OF THE LOCAL GOVERNMENT ACT, 2001, as AMENDED

Mr. Kieran Kehoe, Director of Services drew the Members attention to the requirement of Part 15 of the Local Government Act, 2001, as amended, in relation to Disclosure of Interest. Any member or any connected person who has a pecuniary or other beneficial interest on any item in the subject matter before the members today must disclose the nature of that interest and then withdraw fully from the meeting for as long as the matter is being discussed or considered.

MOUNTMELICK LOCAL AREA PLAN 2018 – 2024

The Members were advised that the Draft Mountmellick Local Area Plan 2018 – 2024 was on public display during the period 21st March 2018 – 8th May 2018. Public Information Sessions were held in Laois County Council on 5th April 2018 and the Former Town Council Chamber, Mountmellick Civic Offices/ Library on 17th April 2018 where the public attended and interacted with the plan team.

The Chief Executive’s report was then prepared. During the public consultation period 11 submissions were received.

This Chief Executive’s Report is submitted under Section 20(3)(c) of the Planning and Development Act 2000 (as amended). It is part of the formal statutory process of the preparation of a Local Area Plan (LAP). This Report contains the following:

- a list of the persons or bodies that made submissions,
- a summary of the issues raised by them,
- the opinion of the Chief Executive in relation to the issues raised, and his recommendations in relation to the proposed LAP, taking account of
 - the proper planning and sustainable development of the area,
 - the statutory obligations of any Local Authority in the area and
 - any relevant policies or objectives of the Government or of any Minister of the Government.

The members of the Planning Authority are required to consider the proposal to make the Local Area Plan and this report of the Chief Executive.

SUBMISSIONS

The submissions were discussed as laid out in the Chief Executive’s Report circulated to the Members on the 12th June 2018 as follows:

Submission Number	A1	Prescribed Body	Offaly County Council
Summary of Issues Raised			
1) Cycle network on the Old Canal:			

Chapter 9 Economic Development should include a policy to investigate the feasibility of connecting up Mountmellick with regional and national cycle networks via the Old Canal Line. This line extends from a point to the east of Mountmellick to Monasterevin, which may be suitable for cycle ways providing positive economic, social and cultural benefits to the town and wider rural hinterland.

2) Flood Management:

Objective FMO3 of Chapter 17 Flood Management should reflect any short or long term infrastructural and flood defence works proposed to alleviate flooding in Mountmellick, and should take account of any potential impact on the town of Portarlinton and its hinterland which is downstream on the River Barrow and is particularly sensitive to significant change in land run off and river flow from works up stream.

Opinion of Chief Executive

- 1) Laois County Council shall include a policy as highlighted in the submission by Offaly County Council.
- 2) The plan will comply with *‘The Planning System and Flood Risk Management–Guidelines for Planning Authorities’ (DoEHLG, 2009)*. Following the severe and unprecedented flooding in November 2017 Laois County Council has agreed in conjunction with the Office of Public Works (OPW), the urgent commencement of detailed design and engineering specifications for flood defenses in Mountmellick. The detailed design will include a review of the Catchment Flood Risk Assessment and Management Mapping (CFRAM) taking into account the recorded flood depths on 22nd November 2017 and the identification of any additional flood defenses necessary. A Project Office will be established locally to manage the design, implementation and construction of a flood relief scheme on behalf of and in partnership with the OPW during the lifetime of this plan. The flood Relief Scheme shall consider the impacts of any flood defenses on areas downstream of Mountmellick.

Chief Executive’s Recommendation

- 1) Include a policy in Chapter 12 as follows:

TM P11: Examine the feasibility of connecting Mountmellick with regional and national cycle networks via the Old Canal Line for cycle ways to encourage positive economic, social and cultural benefits to the town and wider rural hinterland.

- 2) No further action.

The members agreed with the Chief Executive’s Recommendation in relation to this submission.

Submission	A2	Prescribed Body	Irish Water
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Number			C/O Susanne Dempsey
Summary of Issues Raised			
No comments relating to water services. Irish Water will only be in a position to confirm water and wastewater availability for site specific new development through Irish Water's pre-connection enquiry process.			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No further action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	A3	Prescribed Body	Dept. Housing, Planning & Local Government C/O Niall Cussens
Summary of Issues Raised			
The Department advocates close adherence to the sequential approach to flood risk management in the plan process in accordance with the Flood Risk Management Guidelines (2009). Lands identified Flood Zones A & B should not be zoned for residential or other "highly vulnerable development". The Council is advised to examine the Draft LAP to ensure that proposed zoning objectives are fully integrated with the Strategic Flood Risk Assessment and the 2009 Guidelines.			
Opinion of Chief Executive			
The plan will comply with <i>'The Planning System and Flood Risk Management-Guidelines for Planning Authorities'</i> (DoEHLG, 2009).			
Chief Executive's Recommendation			
No further action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission	C1	Name	Paddy Buggy
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Number			
Summary of Issues Raised			
<p>Medium to low density designated areas are required in the areas identified for future residential development. In order to:</p> <ul style="list-style-type: none"> -Attract inward investment and appeal to senior management and decision makers; -Enable senior managers to own nice big detached houses with large gardens; -Have building policy in harmony with the Business Development section of Laois County Council trying to attract inward investment. 			
Opinion of Chief Executive			
<p>Lands have been zoned Residential 2 to cater for residential densities in accordance with the Dept. of Environment, Heritage and Local Government's "Guidelines for <i>Planning Authorities on Sustainable Residential Development in Urban Areas (Cities, Towns & Villages)</i>" (2009). Higher density developments will be encouraged within the Town Centre zoning.</p>			
Chief Executive's Recommendation			
No further action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C2	Name	MDA C/O Paddy Buggy
Summary of Issues Raised			
<p>Seek zoning of open space lands for Industrial and Commercial development at the MDA Business Park. The Business Park employees 110 people and this zoning is crucial to the growth of employment.</p>			
Opinion of Chief Executive			
<p>The subject lands are located immediately adjacent to the Owenass River and are located within Flood Zone A in the Mountmellick SFRA which accompanies the Draft Plan. Flood Zone A defines areas with the highest risk of flooding from rivers (i.e. more than 1% probability or more than 1 in 100).</p> <p>On the basis of the final CFRAM (Catchment Flood Risk Assessment Management) maps for Mountmellick it would be inappropriate to zone lands for further development at this location. However, the Planning Authority may facilitate future expansion plans that would not impact on the flood zone.</p>			
Chief Executive's Recommendation			

No action

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C ₃	Name	MDA C/O Paddy Buggy
Summary of Issues Raised			
Requests that once the proposed flood defences are installed that the areas protected by these defences are re-designated as not being prone to flooding to allow property owners regain insurance.			
Opinion of Chief Executive			
In accordance with the " <i>Planning System and Flood Risk Management Guidelines for Planning Authorities</i> " (DoEHLG, 2009), the Flood Zones are defined without the benefit of defences or other mitigating measures. As stated on page 16 of the Guidelines, " <i>the presence of flood protection structures should be ignored in determining the flood zones</i> ".			
Taking the Planning Guidelines into account, future amendment to the SFRA following installation of flood defence works is not appropriate and it is not recommended that any changes are made to the SFRA.			
Chief Executive's Recommendation			
No action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C ₄	Name	Michael, Gerard & Bernard Rochford
Summary of Issues Raised			
1) Seeks the change of zoning from Enterprise & Employment to Residential (LS7634 & LS14693)			
The submission includes the following justification:			
<ul style="list-style-type: none">-The lands are bound on three sides by residential development;-Close proximity to the town centre of a main service town;-Direct access onto the N80;-Area can be enhanced by quality housing;			

- Well located between Portlaoise and Tullamore;
- Family members require housing which would eliminate ribbon development and septic tanks;
- Zoning of lands would be consistent with the objectives of the LAP;
- Willing to commit to no one off houses on the observers' lands for the duration of the LAP.

- 2) Seeks the change from Enterprise & Employment to Open Space & Amenity (LS18553)

The submission includes the following justification:

- The lands are farmland and will remain so for the duration of the LAP;
- There is adequate Enterprise and Employment zoned land in the town.

Opinion of Chief Executive

- 1) The lands are located to the north of the town centre and are currently in agricultural use. The lands are bound by low density long standing dwellings in a ribbon type development. An access point to the lands is possible via the site of a fire damaged dwelling. The lands are not located in a designated flood zone. Mountmellick has a housing land requirement of 27 hectares up to the target year of 2024, as set out in Chapter 2 "Development Strategy". There are currently 15.45 hectares zoned to meet the targets of the Core Strategy. The additional 2.56 hectares proposed within this submission is considered reasonable. The site has the potential for access within the speed limits of the town on the N80. The site can be serviced and capacity is available.
- 2) The land is located immediately east of the Bay Road Business Park and is currently zoned Enterprise and Employment. The Bay Road represents the largest area of zoned Enterprise and Employment lands within the town. Two other areas have such a zoning, at the Harbour and at Acragar. Both of these areas are limited and have restrictions for further expansion. It is considered important that adequate lands are zoned within the town for Enterprise and Employment, in order to cater for future employment related development to meet the jobs targets of the National Planning Framework.

Chief Executive's Recommendation

- 1) Change the zoning from Enterprise and Employment to Residential 2.
- 2) Retain the Enterprise and Employment zoning on the land as proposed in the Draft Plan.

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission	C5	Name	Martha Hourigan
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Number			
Summary of Issues Raised			
Supports the de-zoning of lands and alteration of the settlement boundary to exclude lands at Harbour Street.			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No further action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C6	Name	Transport Infrastructure Ireland C/O Michael McCormack
Summary of Issues Raised			
<p>TII welcomes the policies presented in Policies TM P8, TM P9 and TM P10 concerning the safeguarding of the strategic function of the national road network.</p> <p>An N80 Relief road is not provided for in Project Ireland 2040/ National Development Plan 2018- 2027. However, local improvements to the existing national road network planned over the term of the plan may be identified by the Council in consultation with and subject to the agreement of TII. TII may not be responsible for funding of any schemes or improvements.</p> <p>The Industry and Warehousing zoning objective to the south of Mountmellick adjoining the N80 requires a co-ordinated access strategy for the lands to avoid a proliferation of access onto the national road by way of an objective in the LAP. The development of such land, individually or cumulatively should be subject to a Traffic and Transport Assessment in accordance with TII Traffic and Transport Assessment Guidelines (2014).</p> <p>Consideration should be given to including the requirements of Chapter 3 of the DoECLG Spatial Planning and National Roads Guidelines into the LAP concerning specific objectives relating to Traffic and Transport Assessment (TTA), Road Safety Audit, Environmental Noise requirements and Signage etc.</p> <p>The Council are requested to reference the TII Traffic and Transport Assessment Guidelines (2014) in the LAP relating to development proposals with implications for the national road network. Thresholds advised in the TII Traffic & Transport Assessment Guidelines (2014), including sub-threshold TTA requirements, relate</p>			

specifically to development proposals affecting national roads.

Reference to the Design Manual for Roads and Bridges (DMRB) in Policy TM P10 of the Draft LAP and TII recommends that this reference should be updated to TII publications.

Opinion of Chief Executive

Noted. Policies should be included to reflect the contents of the TII submission.

Chief Executive's Recommendation

Include the following policies in the Mountmellick Local Area Plan:

1. Require the submission of a Traffic and Transport Assessment including mobility management plans in accordance with the guidelines in the Traffic and Transport Assessment Guidelines 2014, for developments with the potential to create significant additional demands on the traffic network by virtue of the nature of their activity, the number of employees, their location or a combination of these factors and for significant developments affecting the national and non-national road network.
2. Require a Road Safety Audit for developments that require a new access to a national road or significant changes to an existing access in accordance with the guidance included in the NRA [TII] Design Manual for Roads and Bridges.

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C7	Name	Kingscroft C/O The Planning Partnership
Summary of Issues Raised			
Seeks zoning of lands for Residential and Open Space at Irishtown, Ballycullenbeg, Mountmellick.			
Opinion of Chief Executive			
The Planning Authority is opposed to this zoning proposal having regard to the following consideration: <u>Flooding</u> The vast majority of the site is in Flood Zone A in the Mountmellick SFRA which			

accompanies the draft Plan. Flood Zone A defines areas with the highest risk of flooding from rivers (i.e. more than 1% probability or more than 1 in 100).

In accordance with the “*Planning System and Flood Risk Management Guidelines for Planning Authorities*” (DoEHLG, 2009), land included in Flood Zone A is the most sensitive as regards residential development and should be avoided.

The configuration of the site and the location of the flood zone make developing a residential development on the site difficult.

Chief Executive’s Recommendation

No further action required

The members agreed with the Chief Executive’s Recommendation in relation to this submission.

Submission Number	C8	Name	Noel & Lucia Marie Delaney
Summary of Issues Raised			
Seeks change of zoning from Residential to Enterprise and Employment at Lord Edward Street.			
Opinion of Chief Executive			
The subject lands are located to the rear of dwellings on Lord Edward Street. There is a significant history of commercial development on the site with permission granted in the 1980s for a warehouse. Most recently permission was granted on a temporary basis for a bouncy castle business (17/327 refers). It is considered appropriate that the zoning reflect the existing permitted use on site and the proposed amendment is recommended.			
Chief Executive’s Recommendation			
Amend the residential zoning to Enterprise and Employment.			

The members agreed with the Chief Executive’s Recommendation in relation to this submission.

CONSIDERATION OF THE DRAFT MOUNTMELICK LOCAL AREA PLAN 2018 - 2024 AND RELATED CHIEF EXECUTIVE’S REPORT AND RESOLUTION TO AMEND THE DRAFT PLAN AS AGREED PURSUANT TO SECTION 20 OF THE PLANNING AND DEVELOPMENT ACT, 2000 AS AMENDED.

“Having considered the Draft Mountmellick Local Area Plan 2018-2024, along with the Draft Environmental Report, Appropriate Assessment and Flood Risk Assessment & the Chief Executive’s recommendations contained in the report and taking account of the proper planning and sustainable development of the area, the statutory obligations of the local authority and any relevant policies or objectives for the time being of the Government or of any Minister of the Government that the amendments be made to the Draft Mountmellick Local Area Plan 2018-2024. It was noted that the amendments go back out on public display for a period of four weeks’.

Proposed by Councillor Paddy Bracken
Seconded by Councillor Seamus McDonald

95. CONSIDERATION OF THE DRAFT PORTARLINGTON JOINT LOCAL AREA PLAN 2018-2024 AND THE CHIEF EXECUTIVE’S REPORT ON THE SUBMISSION RECEIVED DURING THE 2ND STAGE OF CONSULTATION

PORTARLINGTON JOINT DRAFT LOCAL AREA PLAN 2018-2024

The Members were advised that the Draft Joint Portarlington Local Area Plan 2018 – 2024 was on public display during the period 21st March 2018 – 8th May 2018. Public Information Sessions were held in Laois County Council on 5th April 2018 and at The Leisure Centre, Portarlington on 12th April 2018 where the public attended and interacted with the plan team.

The Chief Executive’s report was then prepared. During the public consultation period 12 submissions were received.

This Chief Executive’s Report is submitted under Section 20(3)(c) of the Planning and Development Act 2000 (as amended). It is part of the formal statutory process of the preparation of a Local Area Plan (LAP). This Report contains the following:

- a list of the persons or bodies that made submissions,
- a summary of the issues raised by them,
- the opinion of the Chief Executive in relation to the issues raised, and his recommendations in relation to the proposed LAP, taking account of:
 - the proper planning and sustainable development of the area,
 - the statutory obligations of any Local Authority in the area and
 - any relevant policies or objectives of the Government or of any Minister of the Government.

The members of the Planning Authority are required to consider the proposal to make the Local Area Plan and this report of the Chief Executive.

SUBMISSIONS

The submissions were discussed as laid out in the Chief Executive's Report circulated to the Members on the 12th June 2018 as follows:

Submission Number	A1	Prescribed Body	Irish Water
Summary of Issues Raised			
No comments relating to water services. Irish Water will only be in a position to confirm water and wastewater availability for site specific new development through Irish Water's pre-connection enquiry process.			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	A2	Prescribed Body	Dept. Housing, Planning & Local Government C/O Niall Cussen
Summary of Issues Raised			
The Department advocates close adherence to the sequential approach to flood risk management in the plan process in accordance with the Flood Risk Management Guidelines (2009). Lands in identified Flood Zones A & B should not be zoned for residential or other "highly vulnerable development". The Council is advised to examine the Draft LAP to ensure that proposed zoning objectives are fully integrated with the Strategic Flood Risk Assessment and the 2009 Guidelines.			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No further action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Councillor Tom Mulhall excused himself from the meeting for the discussion on B1 in accordance with Part 15 of the Local Government Act, 2001, as amended.

Submission Number	B1	Name	Cllr. Tom Mulhall
Summary of Issues Raised			
Requests rezoning of land from Residential to Agriculture at Bracklone Street (Patrick, Francis & Anne Young)			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Councillor Tom Mulhall excused himself from the meeting for the discussion on C1 in accordance with Part 15 of the Local Government Act, 2001, as amended.

Submission Number	C1	Name	Anne Young
Summary of Issues Raised			
Requests the rezoning of land from Residential to Agriculture at Bracklone Street			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C2	Name	David Maher
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Summary of Issues Raised

Site A: Welcomes change of zoning from Residential 2 to Enterprise & Employment at Lea Road.

Site B: Request change of zoning from Agriculture to Enterprise & Employment at Lea Road. The submission includes the following justification (in summary):

- High profile and serviced sites make it ideal for Enterprise and Employment;
- Development in conjunction with Site A would lead to balanced development;
- The timeframe for development of Site A is short to medium;
- No additional zoned land in close proximity will make it impossible to further develop this area should Site A be fully developed.

Site C: Request change from Agriculture to Industrial & Warehousing at Lea Road.

The submission includes the following justification (in summary):

- Ideally located for a strong industrial base;
- Served site with access onto the Dublin Road, suitable for heavy industry and major industries;
- Existing permission for road access and industrial unit;
- Unknown if any alternative industrial land has realistic potential for development;
- Both land owners have a proven track record.

Sites D & E: Consideration should be given to Residential use at Lea Road in future development plans.

Opinion of Chief Executive

Noted

Chief Executive's Recommendation

No action

Submission C2 and C4 were taken together given the location of the lands in question and the request for the mutual zoning. The Members did not accept the recommendation in relation to Site C. A counter proposal was then proposed by Councillor McEvoy and seconded by Councillor Mulhall ***“That the LAND BE ZONED FOR INDUSTRIAL AND WAREHOUSING”***.

A roll call vote was taken on whether **“To accept the Chief Executive's Recommendation”** which resulted as follows:

COUNCILLOR		FOR	AGAINST	ABSENT
FIRST NAME	SURNAME			
Willie	AIRD		X	
Paddy	BRACKEN		X	
Ben	BRENNAN	X		
Caroline	DWANE	X		

	STANLEY			
John Joe	FENNELLY		X	
Catherine	FITZGERALD		X	
Padraig	FLEMING		X	
David	GOODWIN			
James	KELLY			
John	KING		X	
Seamus	MCDONALD		X	
Paschal	MCEVOY		X	
John Robert	MORAN		X	
Tom	MULHALL		X	
Aidan	MULLINS	X		
Brendan	PHELAN	X		
Mary	SWEENEY		X	
Noel	TUOHY	X		

As a result of the Roll Call Vote, there were 11 votes against the Chief Executive's Recommendation and in favour of Councillor McEvoy's Motion, with 2 Members absent.

Submission Number	C3	Name	Booth Partnership C/O Jason Redmond
Summary of Issues Raised			
Welcomes the change of zoning from Neighbourhood Centre to Residential 2 at the former Port Shopping Centre Site, Sandy Lane			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C4	Name	Booth Partnership C/O Jason Redmond
Summary of Issues Raised			

Lands should be retained for Industrial zoning at Lea Road Industrial Site, Lea Road.

The submission includes the following justification (in summary):

- Permission was previously granted under Pl. Ref. 08/750 for site services and a concrete batching plant; -There has been an improvement recently in industrial and enterprise demand;
- Market rents justify build costs and finance is now available;
- There is strong demand for larger industrial sites in Portarlinton and a lack of supply;
- The observers concur with the submission (No. C2) of Mr. David Maher;
- The lands identified to be retained as industrial lands to the south of the road are owned by Jamestown Engineering and local farmers and are actively farmed. Are these lands available for a large industrial use?
- The site is well serviced by roads, foul drainage, water main and storm drainage systems;
- The proximity to the sewage treatment plant would be of great advantage to certain types of industry.

Submission C2 and C4 were taken together given the location of the lands in question and the request for the mutual zoning. The Members did not accept the recommendation in relation to Site C. A counter proposal was then proposed by Councillor McEvoy and seconded by Councillor Mulhall ***“That the LAND BE ZONED FOR INDUSTRIAL AND WAREHOUSING”***.

A roll call vote was taken on whether **“To accept the Chief Executive’s Recommendation”** which resulted as follows:

COUNCILLOR		FOR	AGAINST	ABSENT
FIRST NAME	SURNAME			
Willie	AIRD		X	
Paddy	BRACKEN		X	
Ben	BRENNAN	X		
Caroline	DWANE STANLEY	X		
John Joe	FENNELLY		X	
Catherine	FITZGERALD		X	
Padraig	FLEMING		X	
David	GOODWIN			
James	KELLY			
John	KING		X	
Seamus	MCDONALD		X	
Paschal	MCEVOY		X	
John Robert	MORAN		X	
Tom	MULHALL		X	
Aidan	MULLINS	X		
Brendan	PHELAN	X		
Mary	SWEENEY		X	
Noel	TUOHY	X		

As a result of the Roll Call Vote, there were 11 votes against the Chief Executive's Recommendation and in favour of Councillor McEvoy's Motion, with 2 Members absent.

Submission Number	C5	Name	Andrew & Coleman Sheehy C/O Simon Clear
Summary of Issues Raised			
Seeking a partial change of zoning from Open Space to Residential at Kilnacourt			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C6	Name	Tom Leonard
Summary of Issues Raised			
Seeking the inclusion of lands for Residential development at Droughill			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C7	Name	Matthew Dunne
Summary of Issues Raised			
Seeking the zoning of 11 acres of land for Residential and 15.5 acres for			

Amenity/Recreation/soccer pitch at Critchley's Close on the Portlaoise Road
Opinion of Chief Executive
Noted
Chief Executive's Recommendation
No action

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C8	Name	John Dunne
Summary of Issues Raised			
Seeks change of zoning from Agriculture to Residential at Droughill			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

Submission Number	C9	Name	Gillian Hipwell, Joyce Hipwell & William Dignam C/O Gillian Hipwell
Summary of Issues Raised			
Seeks change of zoning from Residential to Agriculture at Ballymorris Road			
Opinion of Chief Executive			
Noted			
Chief Executive's Recommendation			
No action			

The members agreed with the Chief Executive's Recommendation in relation to this submission.

ADDITIONAL ITEMS:

Cllr Aidan Mullins proposed the following alteration on consideration of the Draft LAP:

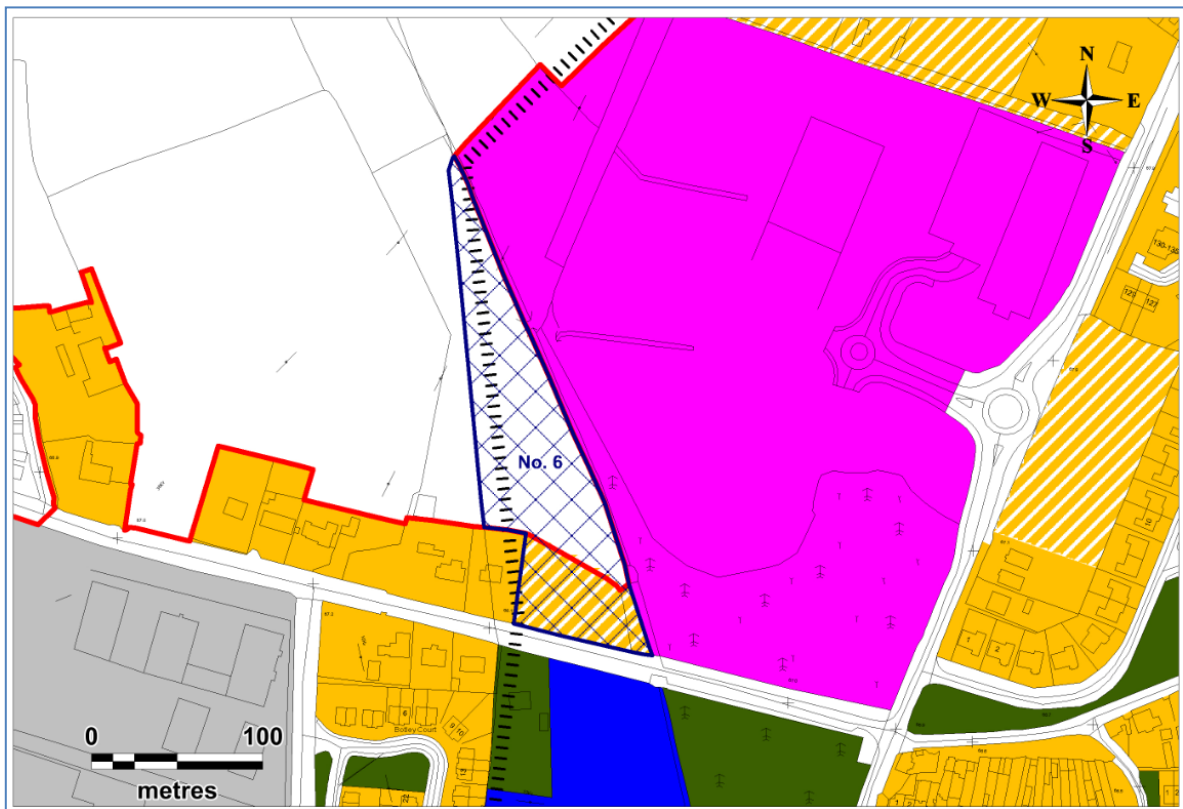
Material Alteration Ref. No. 6	
Map No.	Title
Map 2	Land Use Zoning Map

Change of zoning:

From: Enterprise & Employment

To: Residential 2 and Un-zoned lands

On lands at Bog Road as per the map below:



The members agreed with Cllr Mullin's proposal in relation to this amendment.

CONSIDERATION OF THE DRAFT PORTARLINGTON JOINT LOCAL AREA PLAN 2018 -2024 AND RELATED JOINT CHIEF EXECUTIVE'S REPORT AND RESOLUTION TO AMEND THE DRAFT PLAN AS AGREED PURSUANT TO SECTION 20 OF THE PLANNING AND DEVELOPMENT ACT, 2000 AS AMENDED

'Having considered the Draft Portarlington Joint Local Area Plan 2018-2024, along with the Draft Environmental Report, Appropriate Assessment and Flood Risk Assessment & the Chief Executive's recommendations contained in the report and taking account of the proper planning and sustainable development of the area, the statutory obligations of the local authority and any relevant policies or objectives for the time being of the Government or of any Minister of the Government that the amendments be made to the Draft Portarlington Joint Local Area Plan 2018-2024. It was noted that the amendments go back out on public display for a period of four weeks'.

**Proposed by Councillor Tom Mulhall
Seconded by Councillor John Moran**

96. AGREE A DATE FOR A SPECIAL MEETING OF LAOIS COUNTY COUNCIL (BEFORE JULY 24TH 2018) TO CONSIDER THE PORTLAOISE LOCAL AREA PLAN 2018-2024 AND THE CHIEF EXECUTIVE'S REPORT ON SUBMISSIONS RECEIVED

The Members unanimously agreed that a special meeting be scheduled for the consideration of the Portlaoise Local Area Plan 2018-2024 and the Chief Executive's Report on submissions received for the 17th of July 2018 at 11.00 a.m.

97. ADOPTION OF FLOOD RISK MANAGEMENT PLANS FOR COUNTY LAOIS

Mr. Paul McLoughlin, A/Senior Engineer gave a detailed presentation on the Flood Risk Management Plans for County Laois and responded to the various queries raised by the Members. Mr. McLoughlin outlined the purpose and objectives of the plans, the plans structure and contents, proposals and recommendations for County Laois.

The Members adopted the Flood Risk Management Plan for County Laois as presented.

98. PRESENTATION BY MR. OLLIE O' CONNOR, CHIEF EXECUTIVE OFFICER, OGLAIGH NAISUNTA NA HEIREANN – ONE LAOIS COUNTY COUNCIL

Mr. Ollie O' Connor, Chief Executive Officer with the Oglagh Naisiunta na hEireann gave a detailed presentation to the Members of Laois County Council on the welfare of ex-service men and women and the work which is ongoing in relation to the provision of accommodation for members in need of such services and any other assistance required by Veterans.

On the proposition of Councillor Noel Tuohy seconded by Councillor Willie Aird, the Members unanimously agreed that the Fuchsia Flag would be flown at the offices of Laois County Council for the month of July to support Veterans of the Defence Forces.

99. LAOIS COUNTY COUNCIL MONTHLY MANAGEMENT REPORT FOR JUNE 2018

Mr. John Mulholland, Chief Executive briefed the meeting on this matter and the report for June was circulated. The report was unanimously agreed and noted. A number of queries were raised on the report and the Directors of Services responded to the various queries raised.

100. RATIFICATION OF CONFERENCES/ATTENDANCE AT TRAINING

The Members were circulated with the list of conferences/training for ratification and forthcoming conferences/training which was ratified on the proposal of Councillor John Joe Fennelly and seconded by Councillor Paschal McEvoy.

101. NOTIFICATION OF CATHAOIRLEACH'S RECEPTION TO THE STRADBALLY COMMUNITY GAMES

The Cathaoirleach advised the Members of his intention to accord a Cathaoirleach's Reception to Stradbally Community Games in honour of their achievements in the Community Games.

102. CORRESPONDENCE

The following item of correspondence was circulated to the Members which had been received since the last meeting:-

- (i) Correspondence received from the Office of the Minister for Health dated the 20th of June 2018 in relation to Notice of Motion No: 14/2018
- (ii) Correspondence received from Fáilte Ireland dated the 5th of June 2018 in relation to notice of Motion No: 12/2018
- (iii) Correspondence received from the Office of the Minister for Higher Education received on the 8th of June 2018 in relation to the future funding of third level education in Ireland

This concluded the business of the meeting.

SIGNED: _____
CATHAOIRLEACH

CERTIFIED: _____
**DIRECTOR OF SERVICES
CORPORATE AFFAIRS**