



COMHAIRLE CONTAE CHORCAÍ

Minutes of Proceedings at Meeting of Cork County Council held in the Council Chamber, County Hall, Cork on 24th July, 2017.

I LATHAIR

Comhairleoir D. Ó hUrthuile, Méara Chontae

Comhairleoiri S. MacCraith, Mac Seafraida, Daltúin, Ní Fhúarthain, Ní Dheasmhumhnaigh, Ó Cainte, S. Ó Coileán, M. Ó Murchú, Ó hEarchaí, R. Mhic Cárthaigh, Ó Colmáin, Lombard, C. Ó Murchú, Ní Cochláin, Ó Donnabháin, G. Ní Mhuimhneacháin, Críod, Ó Gráda, Ó Luasaigh, Ó Riain, Ó Conbhuí, P. Ó Suilleabháin, Ó Ceocháin, De Barra, Sheppard, O'Cádhlá, Rasmussen, N. Ó Coileán, Uí Thuama, Ó hEigearthaigh, S. NicCárthaigh, Léanacháin-Foghlú, Ní Bhrian, N. MacCárthaigh, Ó Floinn, Ó Dúghaill, Nic Dháibhí, Ó Sé, G. Ó Murchú, G. Ó Murchú, Ó Muimhneacháin, Uí Mhaoláin T. Ó Coileán, D. Ó Coileán, Ó Cearúill, S. Ó Suilleabháin, C. Ó Suilleabháin, P.G. Ó Murchú, Uí hEigearthaigh, Ó hAodha, Ó hUrthuile

PRESENT

Councillor D. Hurley County Mayor presided.

Councillors McGrath, Jeffers, D'Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O'Donovan, G. Moynihan, Creed, O'Grady, Lucey, Ryan, Conway, P. O'Sullivan, G. Keohane, Sheppard, Barry, O'Cádhlá, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S. McCarthy, Linehan-Foley, O'Brien, N. McCarthy, O'Brien, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, T. Collins, D. Collins, Carroll, J. O'Sullivan, C. O'Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

Chief Executive, Director of Services Planning, Senior Executive Officer, Senior Planner, Senior Executive Planners

CONFIRMATION OF MINUTES

1/7-2

Proposed by Councillor Ml. Hegarty

Seconded by Councillor T. Collins

RESOLVED:

“That the minutes of the Annual meeting of the Council held on 10th July, 2017, be confirmed and signed by the Mayor.”

VOTES OF SYMPATHY

2/7-2

TO: Councillor June Murphy, on the death of her mother, Bridie.

STATUTORY BUSINESS

Section 183 of the Local Government Act, 2001:

Members noted the following disposals.

DISPOSAL OF PROPERTY AT 23 INNISHMORE SQUARE, BALLINCOLLIG, CO. CORK

3(a)/7-2

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 5th July, 2017.

DISPOSAL OF FREEHOLD INTEREST AT NO. 1 CREGGANE, STATION ROAD, BUTTEVANT, CO. CORK

3(b)/7-2

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 3rd July, 2017.

DISPOSAL OF LAND AT BARNACURRA, NEWMARKET, CO. CORK

3(c)/7-2

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 7th July, 2017.

DISPOSAL OF LAND 0.010 HECTARES AT BEECHGROVE, CLONAKILTY, CO. CORK

3(d)/7-2

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 6th July, 2017.

DISPOSAL OF SUBSTATION SITE AT BAILICK ROAD, MIDLETON, CO. CORK

3(e)/7-2

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 7th July, 2017.

DISPOSAL OF SUBSTATION SITE AT YOUGHAL WWTP

3(f)/7-2

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 7th July, 2017.

SECTION 221 OF THE LOCAL GOVERNMENT ACT, 2001:

ADOPTION OF ANNUAL REPORT 2016

4/7-2

Proposed by Councillor O'Shea

Seconded by Councillor Rasmussen

RESOLVED:

“Noting that in accordance with Section 221 of the Local Government Act 2001, the Annual Report for 2016 be hereby approved”

PLANNING AND DEVELOPMENT ACTS:

5/7-2

Making of Local Area Plans for the Municipal Districts of Bandon/Kinsale; Ballincollig/Carrigaline; Blarney/Macroon; Cobh; East Cork; Fermoy; Kanturk/Mallow and West Cork under Section 20(3)(n) of the Planning & Development Act, 2000 (as amended)

The Chief Executive informed members that the Senior Planner would take them through the process for the adopting of the plans. He outlined the LAP process to date, which included extensive public consultation.

LAP Process Timeline

December 2015	Publication of Eight Preliminary Consultation Documents and start of public consultation process. (562 submissions)
November 2016	Publication of Eight Draft Local Area Plans. Commencement of Second Public Consultation Process (1,030 submissions).
May 2017	Publication of Proposed Amendments to Eight Draft Local Area Plans, Third Public Consultation Process (1,004 amendments)
July 2017	Make Final Plans

The LAPs 2017, supported by the County Development Plan, once adopted will set the framework for policies and procedures in relation to land use and zoning for the foreseeable future. Strategic decisions were taken in order to drive growth in the Cork region and support the sustainable growth of Cork City and the Cork Metropolitan area.

Important Provisions of Local Area Plans 2017

1. Continue to advance the delivery of the Urban Expansion Areas.
2. Introduction of Active Land Management, advancing the provision of a Strategic Land Reserve and delivery of housing in our villages/ rural communities.
3. Provision for Large Sale Retail Warehousing and Outlet Centres in Metropolitan Cork.
4. Renewed emphasis on identifying the strategic infrastructure required to deliver development.
5. Regeneration sites have been identified.
6. Increased emphasising on promoting the development of Town Centres.
7. City Gateway Initiative in Metropolitan Cork.

The Senior Planner then outlined the process for making and adopting the plans.

1. He reminded Elected Members of the Process heretofore and their obligations to confine considerations to matters relating to proper planning and sustainable development including:
 - a) The proposed material alterations to each Draft Municipal District LAP 2016;
 - b) The associated Strategic Environmental Assessment (Environmental Report), Strategic Flood Risk Assessment and Habitats Directive Assessment;
 - c) The Chief Executive's Report to Elected Members dated 16th June 2017 on submissions received between 2nd May 2017 and 30th May 2017 on the proposed material alterations to the Draft Cobh Municipal District LAP 2016;
 - d) The South West Regional Planning Guidelines 2010-2022;
 - e) The policies and objectives of the Cork County Development Plan 2014-2020;
 - f) The policies and objectives of the Minister contained in Guidelines prepared under Section 28 of the Planning and Development Act, 2000 (as amended); and
 - g) The proper planning and sustainable development of the area.
2. He reminded Elected Members of their obligations in terms of Conflict of Interest and Ethics.
3. Advised Elected Members that in accordance with the legislative provisions of the P&D Acts, a minimum of 50% of the total membership is required to resolve to make an Amendment.
4. Advised Elected Members that At this juncture in the process either the provisions of the Draft LAP or Proposed Amendments will apply.
5. Proposed to discuss each LAP individually as follows:

- i. The Elected Members will be required to inform the Mayor/Executive of any instance where it is proposed not to adopt / make an Amendment at the earliest opportunity in the discussions of an LAP, and in advance of any vote to consider the Amendments together/en bloc so that any Amendment can be considered and discussed. Such Amendments will be discussed individually and will require an individual vote. Any Elected Member speaking against a Proposed Amendment will be required to provide Reasons/Rationale for consideration and discussion of the Elected Members present and the Executive.

A vote will be taken to adopt the Proposed Amendment and if less than 50% of total Membership vote in favour/support, it will fall and in such cases the provisions of the Draft will apply

- ii. All Amendments arising from Members Resolution, require an individual vote. PPU will circulate a list of such Amendments as well as the original Members Resolution and Rationale/Reasons given. PPU will provide the relevant information on an LAP basis.

Any Elected Member Proposing an Amendment based on a Resolution passed previously will provide the Reasons/Rationale for consideration of the Elected Members Present and Executive.

A vote will be taken to adopt the Proposed Amendment and if more than 50% of the Members vote in favour/support, the Amendment will be made.

- iii. When the discussion of individual Amendments and subsequent votes are complete, it is intended all other Amendments and the Resolution to make the LAP will be taken together having had regard to individual votes in the first instance.

6. Reminded Elected Member that The PAs views are already on the record as set out in previous CEs Reports, Dev Committee Minutes and Full Council Minutes. Any new matters raised, if any, will be given consideration in the context of matters relating to the proper planning and sustainable development of the area and legislative requirements, fair procedures etc and will be addressed as they arise. However at this stage of the process the Elected Members/Executive is confined to making the LAP in accordance with the provisions of the Draft or Amendments.

It was agreed that the Cobh Municipal District Local Area Plan would be taken first.

COBH MUNICIPAL DISTRICT

Motion 1 Glanmire

1. Cllr. A. Barry proposed, seconded by Cllr. C. Rasmussen, the following, relating to LAP 16/16/12235953 :-
“To rezone this site to make provision for Low Density Individual Sites, i.e. Residential Medium B”

Elected Members Reason for Proposed Modification

Due to the demand for serviced sites in the greater Glanmire area and its proximity to the metropolitan greenbelt which i agree should be protected. This location is ideal for this type of development and would be similar to the existing housing in the immediate area.

Published amendment

Amendment Ref Number	Glanmire	CEO report 16 th June page no.
CB 03.03.16	<p>Volume 1, Section 3, Main Towns</p> <p>Insert new zoning objective as follows:</p> <p>GM-R-09: Medium B Density Residential development of individual serviced sites. Development of these lands shall include landscaping proposals and protection of the more vulnerable slopes. Proposals shall be accompanied and informed by a comprehensive Visual Impact Assessment Statement, including the provision of advanced strategic planting to be retained on the northern and western edges of the site, to act as a definite limit to any further development in this area. Existing woodland on the eastern portion of the site is not suitable for development and must be protected. *</p> <p>Text and map change</p>	267 and map on page 281

Summary of CE's Recommendation:

- The lands which are the subject of this amendment lie outside the development boundary of Glanmire as identified in the Draft Cobh Municipal District Local Area Plan 2016, forming part of the Prominent and Strategic Metropolitan Greenbelt area requiring special protection, as identified in the County Development Plan 2014. It is an objective of the CDP, to protect the prominent open hilltops, valley sides and ridges that define the character of the Metropolitan Cork greenbelt and those areas which form strategic, largely undeveloped gaps between the main greenbelt settlements.
- A submission was made during the 1st public consultation phase of the Draft plan, and the response to the zoning request as set out in the Chief Executive's Opinion on the Issues raised by Submission and Recommended Amendments dated 6th March 2017 noted the following "that the lands currently form part of the Prominent and Strategic Metropolitan Greenbelt and define the edge of the settlement of Glanmire at Knocknahorgan. Development would be difficult given the topography and would be visually prominent."
- The amendment was proposed by the Elected Members at their meeting on the 27th March 2017. At that meeting, the Chief Executive recommended against the amendment and recommended no change to the plan.
- 19 no. of submissions have been received in relation to this amendment, the following is a summary of the issues raised in this submission
 - Roads and access, particularly the narrow access road leading to the site and the junction at Brook Inn with the R639;
 - Visual impact having regard to the prominent nature of the site;
 - Sufficient land zoned for residential development in Glanmire.
- Many of the submissions include references to CB.03.03.17, which proposes additional wording regarding the protection of landscape features and an area of woodland along the Glashaboy and Butlerstown Rivers, to be retained as an ecological corridor. CB.03.03.16 proposes an additional

residential zoning under GM-R-09. The substantive point raised in these submissions is that development as proposed within CB.03.03.16 should not go ahead as proposed, as the land is considered unsuitable for a number of reasons, as outlined above.

- It should be noted, however, that it is the Chief Executive’s recommendation to retain CB.03.03.17, as this amendment allows for appropriate protection to be given to an important ecological corridor.

Chief Executive’s Recommendation: To EXCLUDE this proposed amendment.

Councillor A. Barry proposed, seconded by Councillor C. Rasmussen the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, Lombard, K. Murphy, G. Moynihan, Creed, O’Grady, Lucey, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, T. Collins, D. Collins, Carroll, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[48]

AGAINST:

[0]

Motion 2 Carrigtwohill

Cllr. A. Barry proposed, seconded by Cllr. S. Sheppard, the following, relating to LAP 16/16/12215226 and 16/16/12834206 :-

“To include as existing built up area”

Elected Members Reason for Proposed Modification

Cllr Barry stated that this is an infill site on family lands, and asked that it be included as existing built up area , between the 2 properties.

Published amendments

Amendment Ref Number	Carrigtwohill	CEO report 16 th June page no.
CB 03.05.23	Volume 1, Section 3, Main Towns Remove Open Space zoning from part of CT-O-07 to revert to Existing Built Up Area. <i>Note: This amendment will consequently amend the site area of CT-O-07</i> Map change only	274 and map on page 283

Amendment Ref Number	Carrigtwohill	CEO report 16 th June page no.
CB 03.05.24	Volume 1, Section 3, Main Towns Remove Open Space zoning from part of CT-O-07 to revert to Existing Built Up Area. <i>Note: This amendment will consequently amend the site area of CT-O-07</i>	274 and map on page 284

Map change only

Summary of CE’s Recommendation:

- Both of these amendments propose that sites be removed from the open space zoning which form part of the CT-O-07 to revert to Existing Built Up Area. Both of these proposed amendments relate to adjoining sites located in the townland of Poulanska located to the North of Carrigtwohill and within the Carrigtwohill North Urban Expansion area. The sites form part of lands which are zoned CT-O-07 for Open Space Use and were identified to be at risk of flooding in the Draft Local Area Plan. Two submissions were received during the 1st public consultation phase of the Draft plan, (16/16/12215226 and 16/16/12834206) requesting the plan be amended to allow houses to be built on the lands.
- The response to the zoning request as set out in the Chief Executive’s Opinion on the Issues raised dated 6th March 2017 noted the following “The lands that is the subject of this submission is liable to significant risks of flooding and has therefore been zoned as open space. A mapping change showing the full extent of flood risk has been included in the amendments”.
- The amendment was proposed by the Elected Members at their meeting on the 27th March 2017. At that meeting, the Chief Executive recommended against the amendment.
- No submissions were received during the second public consultation phase of the Proposed Amendments to the Draft Local Area Plan in relation to these amendments.

Chief Executive’s Recommendation: To EXCLUDE this proposed amendment including proposed map change.

Councillor A. Barry proposed, seconded by Councillor C. Rasmussen the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, R. McCarthy, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, T. Collins, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[49]

AGAINST:

[0]

Motion 3 Carrigtwohill

Cllr A. Barry proposed, seconded by Cllr. C. Rasmussen, the following, relating to LAP 16/16/11862502:-

“Medium density A residential with public open space amenity subject site specific flood risk assessment and appropriate mitigation measures as required.4 ha”

Elected Members Reason for Proposed Modification

The east of these lands were previously zoned for “open space” in the Carrigtwohill North framework Masterplan 2015 on the basis of a high level assessment of flood risk in the area (JBA Study). At the time, concerns were raised over the certainty of some of the flood mapping which the report acknowledging the need for further investigation. The Chief Executive’s Report on the consultation for proposed Amendment No. 2 confirmed that land owners could put forward alternative zoning cases as part of the Cobh MD LAP review. A number of site-specific flood reports have been prepared which confirm that flood risk is not a significant issue with respect to these lands. The lands are not part of any natural flood plain for the Woodstock Stream and there is no recorded history of flooding here. Importantly, these assessments also confirm that modelled JBA extents for the site are inaccurate considering site conditions. A full topographical survey has been undertaken for the site

which confirms that suggested water conveyance in the JBA would not occur as suggested in any unlikely event. A revised single zoning objective on these lands will allow for the flexible provision of residential development in suitable areas alongside a public open space amenity area and flood risk mitigation, as required. The site is ready to go in terms of development. All mains and water sewage are available for the site.

Published amendment

Amendment Ref Number	Carrigtwohill	CEO report 16 th June page no.
CB 03.05.25	<p>Volume 1, Section 3, Main Towns</p> <p>Rezone CT-O-06 as residential to form an extension to CT-R-19 as follows;</p> <p>Medium A Density residential development with public open space</p> <p>*</p> <p><i>Note: This amendment will require re-numbering of the remaining Open Space areas within Carrigtwohill and will consequently amend the site area of CT-R-19.</i></p> <p>Text and map changes</p>	274 and map on page 285

Summary of CE’s Recommendation

- This amendment relates to lands located in the townland of Terrysland located to the North of Carrigtwohill and within the Carrigtwohill North Urban Expansion Area. The proposed amendment makes provision for the partial rezoning of lands from open space to residential to form part of the CT-R-19 Medium A Density with area of open space and subject to flood risk assessment.
- The site forms part of lands which are zoned CT-O-06 for Open Space Use – Provision for a Linear Park and at risk of flooding in the Draft Local Area Plan. A submission was received from the landowner during the 1st public consultation phase of the Draft Plan (16/16/11862502) requesting that the lands be rezoned for residential development. A drainage Improvement Report was submitted in support of this zoning request. The response to the zoning request as set out in the Chief Executive’s Report on the Issues raised dated 6th March 2017, “noted the request to change zoning CT-O-06 into residential land with a requirement for a full Stage 3 Flood Risk Assessment to be carried out on the land affected by flooding. This change is not supported as there is sufficient residential zoned land in this area and the subject site is at risk of flooding”.
- The amendment was proposed by the Elected Members at their meeting on the 27th March 2017. At that meeting, the Chief Executive recommended against the amendment.
- No submissions were received during the second public consultation phase of the Proposed Amendments to the Draft Local Area Plan in relation to this amendment.

Chief Executive’s Recommendation: To EXCLUDE this proposed amendment including proposed map change.

Councillor A. Barry proposed, seconded by Councillor C. Rasmussen the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, R. McCarthy, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn,

Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, T. Collins, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[49]

AGAINST:

[0]

Motion 4 Cobh

Cllr. C. Rasmussen proposed, seconded by Cllr. S. Sheppard, the following, relating to LAP 16/16/12223795 :-

“that submission 16/16/12223795 be included as an amendment to the draft plan in its entirety and be zoned accordingly”

Elected Members Reason for Proposed Modification

Cllr Rasmussen requested that the zoning should include for all the commitments made in the submission, in terms of access, open space, urban woodland and pedestrian linkages, being provided as part of any development proposal for the lands.

Published amendment

Amendment Ref Number	Cobh	CEO report 16 th June page no.
CB 03.02.15	<p>Volume 1, Section 3, Main Towns</p> <p>Insert new zoning objective as follows:</p> <p>CH-X-02: Medium B Density Residential development on 4.5ha at the eastern extent of the lands, in a woodland setting with pedestrian and vehicular access provision to the adjoining lands to the east. The remainder of the lands, west of the ridgeline, shall provide for open space and woodland with provision for pedestrian and cycling links and car parking to serve the future railway station. Development of these lands shall include landscaping and protection of the more vulnerable slopes and associated habitats, and, shall be accompanied and informed by a comprehensive Visual Impact Assessment Statement.</p> <p>Text and map change</p>	267 and map on page 279

Summary of CE’s Report on this motion / amendment:

- The lands which are the subject of this amendment lie outside the development boundary of Cobh as identified in the Draft Cobh Municipal District Local Area plan 2016, forming part of the prominent and strategic metropolitan Greenbelt area requiring special protection, as identified in the County Development Plan 2014. It is an objective of the CDP, to protect the prominent open hilltops, valley sides and ridges that define the character of the Metropolitan Cork greenbelt and those areas which form strategic, largely undeveloped gaps between the main greenbelt settlements.
- A submission was received during the 1st public consultation stage of the Draft plan (No. 16/16/12223795), requesting an extension of the development boundary to include these lands within the development boundary and suggested various land uses.
- The response to the zoning request is provided in the previous Chief Executive’s report on the Issues raised by Submission and Recommended Amendments dated 6th March 2017. This states that “while the provision of linkages between the Urban Expansion Area at Cobh and rail services

would be desirable, development on these lands will break the skyline when viewed from the west at Glenbrook” and accordingly, the Chief Executive recommended against the amendment. The amendment was proposed by the Elected Members at their meeting on the 27th March 2017. At that meeting, the Chief Executive recommended against the amendment and recommended no change to the plan.

- One submission has been received (Sub. No. 21001048) from an adjoining landowner (to the east of the subject lands) during the second public consultation phase of the Proposed Amendments. It is indicated that the landowner was not consulted in relation to the proposed zoning request. An alternative access point is suggested through the adjoining lands in order to facilitate development of the CH-X-02 lands, but the submission requests that the Amendment be omitted in its entirety. The submission suggests that if the amendment is not rejected, the text in relation to the proposed access and the accompanying landscaping and visual impact assessment as set out within CH-X-02 should be deleted.

Chief Executive’s Recommendation: To EXCLUDE this proposed amendment including proposed map change.

Cllr Cathal Rasmussen informed the meeting that he had proposed and supported the above amendment.

He stated that as a councillor part of his role is to ensure that sufficient land is available for housing in the Cobh area and that the infrastructure would be upgraded to ensure for example the expansion of the local rail line. This amendment which he supported would have allowed both of the above to be examined and possibly developed in full.

However recently it had come to his attention that one of the landowners in the group who he understood was supporting the application is not happy for the proposed zoning to go ahead. While Cllr Rasmussen is still very supportive of the idea to rezone the land bank to allow some future housing and possible rail link to Cork he decided to withdraw his support for the planned zoning and would be voting against his original amendment and was looking for the rest of the councillors to support him by voting against the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillor P. G. Murphy

[1]

AGAINST: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Cauty, J. Collins, Ml. Murphy, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, T. Collins, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, M. Hegarty, Hayes, Hurley

[48]

Motion 5 Cobh

Cllr. C. Rasmussen proposed, seconded by Cllr. P. O’Sullivan, the following in relation to LAP 16/16/11777225:-

“to zone 5 ha to medium A Residential Development. Any development proposal on this site will be accompanied by a comprehensive visual impact assessment and landscaping proposals

Elected Members Reason for Proposed Modification

The site is located close to all local amenities, the contractor is ready to begin developing the site, he has a proven track record with a recent development which includes 32 houses all for social housing. Part of the site is suitable for further development as there is a fence dividing the last phase and the level of the ground is the same on both sides of the fence.

Published amendment

Amendment Ref Number	Cobh	CEO report 16 th June page no.
CB 03.02.16	Volume 1, Section 3, Main Towns Insert new zoning objective as follows: CH-R-22: Medium A Density Residential development. Development of these lands shall include landscaping proposals and shall be accompanied and informed by a comprehensive Visual Impact Assessment Statement. Text and map change	267 and map on page 280

Summary of CE's Report on this motion / amendment:

- The lands which are the subject of this amendment lie outside the development boundary of Cobh as identified in the Draft Cobh Municipal District Local Area Plan 2016, forming part of the Prominent and Strategic Metropolitan Greenbelt area requiring special protection, as identified in the County Development Plan 2014. It is an objective of the CDP, to protect the prominent open hilltops, valley sides and ridges that define the character of the Metropolitan Cork greenbelt and those areas which form strategic, largely undeveloped gaps between the main greenbelt settlements. The lands form part of a larger holding of c.15.5ha of land in Carrignafoy at the northern side of Cobh town.
- A submission was received during the 1st public consultation stage of the Draft plan (No. 16/16/12223795) in relation to 15ha of land which lies within SLR1 and the submission was strongly in support of this designation. Furthermore, it was requested that c.5 ha of these lands be zoned for Medium A residential development to allow for their immediate development.
- The amendment was proposed by the Elected Members at their meeting on the 27th March 2017. At that meeting, the Chief Executive recommended against the amendment and recommended no change to the plan. The zoning of 5ha of land for Medium A residential development is not supported and would constitute skyline development creating a detrimental visual impact.
- One submission has been received from the landowner (Sub No. No 20995945) during the second public consultation phase of the Proposed Amendments. This submission details the landowners support for the proposed amendment and provides a number of reasons for supporting the immediate development of the lands for residential use.

Chief Executive's Recommendation: To EXCLUDE this proposed amendment including proposed map change.

Councillor C. Rasmussen proposed, seconded by Councillor P. O'Sullivan the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, T. Collins, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[50]

AGAINST:

[0]

Motion 6 Marino Point

Cllr. M. D’Alton proposed, seconded by Cllr. S. McGrath, the following in relation to amendment no. 124, relating to LAP ref 16/16/12310895:-

To amend the wording to include .. “particularly for the adjacent residential settlement of Passage West”

Elected Members Reason for Proposed Modification

The settlement of Passage West is merely 500 metres across the water from Marino Point whereas the closest settlement in the Cobh Municipal District, i.e. the town of Cobh, is 1.5 km distant. Being directly across the water, should an activity establish at Marino Point which uses the quayside, there is no possibility of effective visual, noise or other mitigation for Passage West. The Passage West settlement has been severely negatively impacted before by industrial use at Marino Point. We do not want this to happen again.

Published amendment

Amendment Ref Number	Marino Point	CEO report 16 th June page no.
CB 05.04.08.01	<p>Volume 1, Section 5, Villages, Village Nuclei and Other Locations</p> <p>Edit text in Objective X-01 for Marino Point:</p> <p>To facilitate the development of this site for port related industrial development. The following considerations will apply to any proposals for development:</p> <ul style="list-style-type: none"> • Development will be confined to the existing reclaimed area and to activities which are port-related or which use the existing industrial installations. Any new berthing /unloading facilities would be limited. • A detailed Traffic Impact Assessment is required prior to any development to assess the impact on the existing road network. • Upgrading of the adjoining R624 regional road in the direction of both Carrigtwohill and Cobh is required to facilitate developments likely to generate significant increase in traffic volumes. • Development involving significant traffic volumes will not be permitted, pending the upgrading of the adjoining R624 regional road in the direction of both Carrigtwohill and Cobh. A detailed Traffic Impact Assessment 	276

	<p>would be required prior to any development to assess the impact on the existing road network.</p> <ul style="list-style-type: none"> Existing recorded monuments on site shall be protected. In permitting development, regard shall be had to mitigating potential adverse impacts, particularly for the adjacent residential settlement of Passage West. This zone is adjacent to the Great Island Channel Special Area of Conservation and the Cork Harbour Special Protection Area. New developments will require the provision of an ecological impact assessment report (Natura Impact Statement) in accordance with the requirements of the Habitats Directive and may only proceed where it can be shown that they will not have significant negative impact on the SAC and SPA. Marino Point is located immediately adjacent to the Great Island Channel SAC and Cork Harbour SPA. Development in this location will only be permitted where it is shown that it is compatible with the requirements of the Habitats and Birds Directive and with the protection of these sites. <p>Parts of this site are at risk of flooding. Any development proposals on this site will normally be accompanied by a flood risk assessment that complies with Chapter 5 of the Ministerial Guidelines ‘The Planning System and Flood Risk Management’ as described in objectives of this plan.</p> <p>Text change only</p>	
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Important Note re. CB 05.04.08.01

	<p style="text-align: center;">IMPORTANT NOTE:</p> <p>If the Council wishes to adopt the Proposed Amendment, it is considered that to clarify the wording relating to improved road access would not constitute a material change. To provide this further clarity, the non-material changes are shown <u>underlined</u> below.</p> <p>Volume 1, Section 5, Villages, Village Nuclei and Other Locations</p> <p>Edit text in Objective X-01 for Marino Point:</p> <p>To facilitate the development of this site for port related industrial development. The following considerations will apply to any proposals for development:</p> <ul style="list-style-type: none"> Development will be confined to the existing reclaimed area and to activities which are port- 	
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	<p>related or which use the existing industrial installations. Any new berthing /unloading facilities would be limited.</p> <ul style="list-style-type: none"> • A detailed Traffic Impact Assessment is required prior to any development to assess the impact on the existing road network. • <u>Upgrading of the adjoining R624 regional road in the direction of both Carrigtwohill and Cobh is required to facilitate developments likely to generate significant increase in traffic volumes.</u> • <u>Improved road access between N25 and Cobh subject to full ecological assessment.</u> • <i>Development involving significant traffic volumes will not be permitted, pending the upgrading of the adjoining R624 regional road in the direction of both Carrigtwohill and Cobh. A detailed Traffic Impact Assessment would be required prior to any development to assess the impact on the existing road network.</i> • Existing recorded monuments on site shall be protected. • In permitting development, regard shall be had to mitigating potential adverse impacts, particularly for the adjacent residential settlement of Passage West. • This zone is adjacent to the Great Island Channel Special Area of Conservation and the Cork Harbour Special Protection Area. New developments will require the provision of an ecological impact assessment report (Natura Impact Statement) in accordance with the requirements of the Habitats Directive and may only proceed where it can be shown that they will not have significant negative impact on the SAC and SPA. • Marino Point is located immediately adjacent to the Great Island Channel SAC and Cork Harbour SPA. Development in this location will only be permitted where it is shown that it is compatible with the requirements of the Habitats and Birds Directive and with the protection of these sites. <p>Parts of this site are at risk of flooding. Any development proposals on this site will normally be accompanied by a flood risk assessment that complies with Chapter 5 of the Ministerial Guidelines ‘The Planning System and Flood Risk Management’ as described in objectives of this plan.</p> <p>Text change only</p>	
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Summary of CE’s Report on this motion / amendment:

- The original amendment, as drafted, recommended the inclusion of additional text in relation to mitigating potential adverse impacts, to traffic and transportation as well as the road network serving Marino Point, and also modified text in relation to Natura sites in the area. This amendment was recommended by the Chief Executive.
- The amendment was modified by the Elected Members at their meeting on the 27th March 2017 to include additional text in relation to the mitigation of potential adverse visual impacts with the inclusion of the following text: “particularly from the adjacent residential settlement of Passage West”. The Chief Executive, while supporting the original amendment, recommended against this modification as the original text proposed is considered to be sufficient.
- One submission was received during the second public consultation phase of the Proposed Amendments to the Draft Local Area Plan in relation to this amendment, from the Department of Arts, Heritage, Regional, Rural & Gaeltacht Affairs (Submission Ref. No. 21008147), which has generated a minor modification to the amendment.
- The Chief Executive recommends the retention of the original amendment with the inclusion of the modification arising from the Department of Arts, Heritage, Regional, Rural & Gaeltacht Affairs submission, but the exclusion of the modification arising from the Members Motion of March 27th 2017.

Chief Executive’s Recommendation: To EXCLUDE the modification arising from members motion of March 27th 2017 and to INCLUDE modification arising from the Department of Arts, Heritage, Regional, Rural & Gaeltacht Affairs submission on proposed amendment.

Councillor M. D’Alton proposed, seconded by Councillor McGrath the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, M. Mullane, T. Collins, D. Collins, Carroll, J. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[48]

AGAINST:

[0]

Motion 7 Little Island

Cllr. P. O’Sullivan proposed, seconded by Cllr. S. Sheppard, the following:-

“The motion consists of four elements and these changes will be required to be the subject of Environmental Reports including SEA/AA/SFRAt.

1. Zoning Objective LI-X-01:
 - i. Delete text reference b) from zoning objective
 - ii. Re-order a) to e) of zoning objective to a) to d)
 - iii. Include reference to public open space (22 acres)
 - iv. Edit the site area to reflect reduced area of LI-X-01
2. Insert new zoning objective LI-X-02 (formerly northern portion of LI-X-01 and also including western portion of LI-I-02) as, medium B density residential development, up to a maximum of 250 dwellings, incorporating a landscape buffer between the residential units and other uses. ^ (TIA and RSA required). Also insert site area.
3. Amend site area of LI-I-02.

Elected Members Reason for Proposed Modification

- Provide for additional housing to complement existing employment provision.

- Sites proposed have access to all necessary services (gas, water, electricity) and are ready for development.
- Provision of open space designation for community purposes.

Published amendment

Amendment Ref Number	Little Island	CEO report 16 th June page no.
CB 03.06.09	<p>Volume 1, Section 3, Main Towns</p> <p>Amend text & site area of LI-X-01 as follows;</p> <p>Mixed use development including provision of:</p> <p>a) Appropriate uses on-site, including primarily business uses but also a hotel and significant open space;</p> <p>b) Limited residential development (Medium Density B), up to a maximum of 90no. units, within the north and western extent of the site and incorporating a landscape buffer between the residential and other uses.</p> <p>b) The link road LI-U-O2, as identified on the land use zoning map;</p> <p>c) A detailed public transport strategy that will also address improvements to the pedestrian and cycling facilities;</p> <p>d) Accessible public open space amounting to 8.9ha (22 acres).</p> <p>Text and map changes</p>	275 and map on page 286

Amendment Ref Number	Little Island	CEO report 16 th June page no.
CB 03.06.10	<p>Volume 1, Section 3, Main Towns</p> <p>Insert new development Objective LI-X-02 and insert site area as follows;</p> <p>Medium B density residential development up to a maximum of 250 dwelling units incorporating a landscape buffer between the residential units and other site uses.</p> <p>^</p> <p><i>Note: This amendment will consequently amend the site area of LI-I-02.</i></p> <p>Text and map changes</p>	275 and map on page 287

Summary of CE's Report on this motion / amendment:

- Both amendments CB 03.06.09 & CB 03.06.10 relate to the Harbour Point Golf Course lands, comprising c.45 ha of land, to the south east of Little Island. The lands are zoned LI-X-01 in the Draft Plan, a special policy area, and proposing uses such as business related uses on the eastern

side of the site, a hotel, amenity uses, public open space, as well as residential development limited to 90 no. units at the northern and western extent of the site, to include appropriate landscape buffers.

- A large number of submissions were received during the first public consultation stage of the Draft plan in relation to the LI-X-01 site, many of which requested an increase in residential development up to 400 units, coupled with an increase in the provision of community and amenity uses. A submission was also received from the landowner requesting an increase in residential provision on the site of up to 390 units at Medium B density development, amongst other proposed land uses.
- The response to the zoning request as set out in the Report dated 6th March 2017, on the Chief Executive's Opinion on the Issues Raised by Submissions and Recommended Amendments noted the following points:
 - *Little Island is identified in the CDP & Cobh LAP as one of the key employment locations in Metropolitan Cork and is designated as a Strategic Employment Area;*
 - *The main vision for the area is to promote a high quality work place environment with limited residential expansion;*
 - *Notwithstanding this, the plan has allowed for a relatively significant residential population expansion of 90 no. additional residential units,*
 - *The Council continues to support the TII in the implementation of the Dunkettle Interchange Upgrade and is commencing a transportation study for the Island; and*
 - *The Council, through its Development Management function, will continue to seek to ensure that permissions for new development within Little Island maintain the protection of amenities within the Island, and to enhance these where possible.*
- The amendment was proposed by the Elected Members at their meeting on the 27th March 2017. At that meeting, the Chief Executive recommended against the amendment and recommended no change to the plan.
- One submission was received during this second public consultation phase on the Proposed Amendments to the Draft Local Area Plan from a local resident of the area which makes a number of points in relation to the CB.03.06.09 and LI-X-01 zoning objective, including an objection to the Business zoning, requirement for a landscape buffer with the houses on Well Road, and strongly objecting to the proposed through road. It is noted, however, the only change proposed under the LI-X-01 is the removal of the reference to residential development on a reduced site area. This resulted in a new zoning objective proposed for the northern portion of the golf course under amendment no. CB.03.06.10 as LI-X-02 as Medium B density residential development up to a maximum of 250 dwelling units incorporating a landscape buffer between the residential units and other site uses.
- A submission has been received from the Department of Housing, Planning, Community and Local Government (Sub. No. 21004041) in relation to proposed amendment CB.03.06.10. This states that inserting a new objective LI-X-02 allowing for medium density residential development up to a maximum of 250 dwelling units is considered excessive in relation to the existing local context.

Chief Executive's Recommendation: To EXCLUDE this proposed amendment including proposed map change.

Councillor P. O'Sullivan proposed, seconded by Councillor S. Sheppard the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, M. Mullane, T. Collins, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[49]

AGAINST:

[0]

Motion 8 Upper Glanmire

Cllr. P. O’Sullivan proposed, seconded by Cllr. Kevin Conway the following, relating to LAP ref : 16/16/12218526 :-

“to include a portion of O-01 for Medium B Residential Development , along the roadside to make provision for 5 serviced sites”

Elected Members Reason for Proposed Modification

Provide for 5 serviced sites, on the existing infill site. The provision of these sites would address the deficit in the provision of such one off type dwellings across the Municipality.

Published amendment

Amendment Ref Number	Upper Glanmire	CEO report 16 th June page no.
CB 05.02.04.02	Volume 1, Section 5, Villages, Village Nuclei and Other Locations Amend O-01 to state: Open Space to include provision for 5no. serviced sites along the road frontage with access provided to the remainder of the open space. Text change only	276

Summary of CE’s Report on this motion / amendment:

- This amendment relates to lands within the development boundary of Upper Glanmire zoned as Open Space. The proposed amendment makes provision for the partial rezoning of lands from open space to provide for 5 no. serviced sites. The response to the zoning request as set out in the Chief Executive’s Opinion on the Issues raised dated 6th March 2017 noted that there was sufficient lands within the development boundary of Upper Glanmire to provide for the number of units that can be accommodated within Upper Glanmire.
- The amendment was proposed by the Elected Members at their meeting on the 27th March 2017. At that meeting, the Chief Executive recommended against the amendment and recommended no change to the plan.
- One submission was received during the second public consultation stage of the Draft Plan in support of the proposed amendment.

Chief Executive’s Recommendation: To EXCLUDE this proposed amendment.

Councillor P. O’Sullivan proposed, seconded by Councillor K. Conway the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhlá, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, M. Mullane, T. Collins, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[50]

AGAINST:

[0]

Motion 9 North Environs

Cllr. G. Keohane proposed, seconded by Cllr. A. Barry, the following relating to LAP 16/16/11845938 :-

“site to be zoned to Medium A Residential development, and this development shall make provision for the Link Road U-07, and the alignment of this route shall be agreed before any development shall commence”

Elected Members Reason for Proposed Modification

Zone to Medium A, because it will address the housing need, the project is shovel ready and connectivity is not an issue. Medium A is in line with the rest of the houses in this Area.

Published amendment

Amendment Ref Number	North Environs	CEO report 16 th June page no.
CB 03.04.48	Volume 1, Section 3, Main Towns Rezone lands subject to Medium B Residential Development, as follows: NE-R-18: Medium A Density Residential development. Development of the site shall make provision for NE-U-06 and the alignment of this route shall be agreed before any development shall commence. Woodland and scrub habitat on this site shall be protected and integrated into landscape schemes, where possible. * Text and map changes	273 and map on page 282

Summary of CE’s Report on this motion / amendment:

- A submission was received from the landowner during the 1st public consultation phase of the Draft plan, (16/16/11845938) requesting the rezoning of part of NE-O-06 to Medium A residential development and re-alignment of the NE-U-06 to pass around the site. An amendment was agreed by the Chief Executive to allow for Medium B density residential development on the site, subject to the provision of NE-U-07.
- The amendment was modified by the Elected Members at their meeting on the 27th March 2017 changing the density from Medium B to Medium A. At that meeting, the Chief Executive recommended against the amendment and concluded that a Medium B residential development would be appropriate for this site.
- No submissions were received during the second public consultation phase of the Proposed Amendments to the Draft Local Area Plan in relation to these amendments.

Chief Executive's Recommendation: To EXCLUDE this proposed amendment including proposed map change.

Councillor G. Keohane proposed, seconded by Councillor Cllr. A. Barry the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D'Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O'Donovan, G. Moynihan, Creed, O'Grady, Lucey, Ryan, Conway, P. O'Sullivan, G. Keohane, Sheppard, Barry, O'Cadhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O'Brien, N. McCarthy, O'Brien, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy,

B Moynihan, M. Mullane, T. Collins, D. Collins, Carroll, J. O'Sullivan, C. O'Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[49]

AGAINST:

[0]

To conclude the making of the Cobh Municipal District LAP the Senior Planner requested that members vote to adopt the plan in accordance with the provisions of Section 20(3)(n) of the Planning and Development Act, 2000 (as amended) pursuant to which the Planning Authority **resolved to make the Cobh Municipal District LAP 2017-2023 with the proposed material alterations and recommendations outlined in the Chief Executives report dated 16th June 2017** other than where amended/alterd by the foregoing resolutions.

Councillor A. Barry proposed, seconded by Councillor S. Sheppard the adoption of the plan.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D'Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, G. Moynihan, Creed, O'Grady, Lucey, Conway, P. O'Sullivan, G. Keohane, Sheppard, Barry, O'Cadhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O'Brien, N. McCarthy, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy, M. Mullane, T. Collins, D. Collins, Carroll, J. O'Sullivan, C. O'Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[49]

AGAINST:

[0]

BANDON KINSALE MUNICIPAL DISTRICT

Motion 1

Cllr. A. Coleman proposed, seconded by Cllr. A. Lombard, the following, relating to LAP ref 16/16/11701558:

“To include this site within the development boundary of Belgooly”

Elected Members Reason for Proposed Modification

All of the existing lands within the boundary drain to the existing WWTP which is presently deficient and in need of an upgrade but is not on IW's investment programme.

These lands provide the opportunity to supply low density development in a wooded setting which would add to the housing mix in Belgooly which is predominantly served by medium density estates.

Published Amendment

	Belgooly	CE Report 16 th June page no.
BK.04.04.02	Extension to development boundary in Belgooly.	110 and map on page 111

Summary of CEO's Report on this motion / amendment :

- This amendment was passed by resolution of the Councillors at a Meeting dated 27th March 2017. The Chief Executive's recommendation was to exclude this proposed Amendment given the plan review process highlighted there was adequate land within the development boundary to facilitate the target growth. It was considered any expansion of the existing nursing home facility at Cramer's Court could be progressed via the development management process.

Chief Executive's Recommendation: To EXCLUDE this proposed amendment.

Councillor Coleman proposed, seconded by Councillor Lombard the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D'Alton, Forde, Desmond, Cauty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, G. Moynihan, Creed, O'Grady, Lucey, Conway, P. O'Sullivan, G. Keohane, Sheppard, Barry, O'Cádhla, , N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O'Brien, N. McCarthy, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, M. Mullane, T. Collins, D. Collins, J. O'Sullivan, C. O'Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[47]

AGAINST:

[0]

Motion 2

Cllr A. Lombard proposed, seconded by Cllr M. D'Alton that the following amendment be excluded from the Bandon/ Kinsale Municipal District LAP.

CE Report Page 106 Re-label Objectives BC.03.04.31 & BC.03.04.32. Update text on BK.03.04.31.

	Carrigaline	Draft LAP Page Number
BC.03.04.31 BK.03.04.31	Specific Objective New Residential Objective CL-R-19 CL-R-18 Medium A residential development. to include a mix of house types accompanied by appropriate landscaping, any development on site shall be accompanied by associate road and pedestrian network improvements, the costs of which shall be borne by the developer.	102

Elected Members Reason for Proposed Modification

There is a need for more infrastructure development in the area before this land can be zoned.

During a discussion that followed, Members made the following points:

- This is a small appropriate site for rezoning, adjacent to services
- Land is zoned on the basis that it is still subject to receiving full planning permission.
- Lead time 3 -5 years from zoning to delivering houses, need for adequate zoning for housing in light of the housing crisis.
- Development should be confined to the north and east of Carrigaline.

The Senior Planner clarified that this amendment had been advertised and therefore members would be voting for or against the amendment as advertised.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Forde, Desmond, Canty, Harris, Coleman, Coughlan, G. Moynihan, Creed, Ryan, P. O'Sullivan, G. Keohane, Barry, Rasmussen, N. Collins, Ml. Hegarty, Linehan-Foley, O'Brien, O'Brien, O'Flynn, Doyle, O'Shea, G. Murphy, G. Murphy, B Moynihan, M. T. Collins, Carroll, C. O'Sullivan, P. G. Murphy, Hurley

[28]

AGAINST: Councillors Jeffers, D'Alton, J. Collins, Ml. Murphy, R. McCarthy, Lombard, K. Murphy, O'Donovan, O'Grady, Lucey, Sheppard, O'Cádhlá, Twomey, N. McCarthy, Dawson, Mullane, D. Collins, J. O'Sullivan, Hayes

[19]

ABSTAINED: Councillors S McCarthy, M. Hegarty

[2]

To conclude the making of the Bandon/ Kinsale Municipal District LAP the Senior Planner requested that members vote to adopt the plan in accordance with the provisions of Section 20(3)(n) of the Planning and Development Act, 2000 (as amended) pursuant to which the Planning Authority **resolved to make the Bandon/ Kinsale Municipal District LAP 2017-2023 with the proposed material alterations and recommendations outlined in the Chief Executives report dated 16th June 2017** other than where amended/alterd by the foregoing resolutions.

Councillor K. Murphy proposed, seconded by Councillor Lombard the adoption of the plan.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D'Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O'Donovan, G. Moynihan, Creed, O'Grady, Lucey, Ryan, P. O'Sullivan, G. Keohane, Sheppard, Barry, O'Cádhlá, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O'Brien, N. McCarthy, O'Brien, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy, Mullane, T. Collins, D. Collins, Carroll, J. O'Sullivan, C. O'Sullivan, M. Hegarty, Hayes, Hurley

[48]

AGAINST:

[0]

BALLINCOLLIG/ CARRIGALINE MD

Motion 1 Martello Tower Ringaskiddy

Cllr. M. D'Alton proposed, seconded by Cllr. S. McGrath, the following in relation to Amendment

Number 124, pertaining to 16/16/12387789 :-

“That the original path to the Martello Tower be identified on a map in the LAP, that a buffer zone be maintained around the curtilage of the tower and access paths, that any development will protect the line of sight between the Martello Tower and the other 4 fortifications which it was built to work in association with, that any development will protect the special function and integrity of the setting of the Martello Tower.”

Elected Members Reason for Proposed Modification

- A Martello Tower is built on the high ground at the end of the Ringaskiddy peninsula. Through significant research, we have discovered that it is the largest Martello Tower of any reasonable condition standing in an original moat in the world. The site on which the Ringaskiddy Martello Tower was constructed was chosen specifically for its height; we know this because we have copies of the original Admiralty reports dated 1811.
- This Martello Tower was built to work with four other defence structures: a Martello Tower on Haulbowline Island, Fort Camden, Fort Carlisle and, critically, Fort Westmoreland on Spike Island. In fact a path was built between Fort Westmoreland and the Ringaskiddy Martello Tower. The line of that path is marked by Ordnance Stones which remain to this day and the path is still visible for some length along the ground. There was intervisibility between the five structures and their fields of fire were designed to be overlapping.
- I am familiar with only one comparable collection of defence structures in the world. These are in Canada. They were first protected collectively as a National Heritage Site and now, together with the Rideau Canal, have been designated a World Heritage Site. We have superior structures and the potential for the same designations incorporating historical structures as far upstream as Ballincollig. But if the intervisibility between the five fortifications is lost, we will lose that potential.
- The entire peninsula is within the historical industrial zoning. The land on which the Martello Tower stands is zoned right down to the water’s edge for large stand alone industry.
- 45 submissions were made to the LAP consultation asking for the protections to the Martello Tower that I outlined in my resolution.
- Government guidelines in Architectural Heritage Protection: Chapter 13 explain how the attendant grounds of a structure are lands outside the curtilage of the structure but which are associated with the structure and are intrinsic to its function or setting.
- HE 4-1 of the Cork County Development Plan 2014 outlines our stated commitment to protect the attendant grounds of a protected structure.
- So what I am requesting is in line with both government guidelines and the County Development Plan.
- I am presuming that the reluctance to comply with the provision of the County Development Plan in this instance and to respond to what the 45 submissions are reasonably asking for is loss of zoned land. What this resolution calls for would affect approximately 30+ ha out of the 100+ already built on by industry and the 280 zoned for future industry.
- These requests are entirely reasonable. The path from this structure to Gobby Beach, its setting at the end of the Ringaskiddy peninsula and the direct line of sight between it and the other four defence structures are intrinsic to its function.

Published amendment

Amendment Ref Number	Ringaskiddy	CEO report 16 th June page no.
BC.03.07.04	Volume 1, Section 3. Main Towns Amend text of Specific Development Objective for RY-I-15, as follows: Suitable for large stand alone industry with suitable provision for appropriate landscaping and protection of the access points and provision for open space buffer to	217 and map on page 219

	<p>the Martello Tower and its associated pedestrian accesses. Any development proposals shall protect the integrity and maintain the existing line of sight from the Martello Tower to the other four fortifications in the Harbour (Fort Camden Meagher, Carlisle Davis, Westmorland and the Martello Tower on Haulbowline Island).</p> <p>This area may be used as a feeding ground by bird species for which Cork Harbour SPA is designated.—# (Note: amendment ref. no. BC.03.07.23 will result in a consequential modification to the mapped extent and site area of RY-I-15).</p>	
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Important Note re. BC.03.07.04

	<p style="text-align: center;">IMPORTANT NOTE:</p> <p>If the Council wishes to adopt the Proposed Amendment, it is considered that to clarify the use of the word ‘integrity’ within the Proposed Amendment would not constitute a material change. To provide this further clarity, the words <u>special function</u> as well as the words <u>of the setting of the Martello Tower</u> could be included as shown below (in bold and underlined):</p> <p>Suitable for large stand alone industry with suitable provision for appropriate landscaping and protection of the access points and provision for open space buffer to the Martello Tower and its associated pedestrian accesses. <u>Any development proposals shall protect the special function and integrity of the setting of the Martello Tower and maintain the existing line of sight from the Martello Tower to the other four fortifications in the Harbour (Fort Camden Meagher, Carlisle Davis, Westmorland and the Martello Tower on Haulbowline Island).</u></p> <p>This area may be used as a feeding ground by bird species for which Cork Harbour SPA is designated.—#</p>	
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Summary of CE’s Report on this motion / amendment:

- A number of submissions were received with regard to this amendment, as follows:
 - Submission ref. no. 21001494 – Cllr. D’Alton
 - Submission ref. no. 21998448– Indaver Ireland
 - Submission ref. no. 21002480 – Hammond Lane
 - Submission ref. no. 21008448 – IDA
 - Submission ref. no. 21005450– Ringaskiddy Rights of Way commission
 - Submission ref. no. 21003654 – Green Party
 - Submission ref. no. 20864070 – Jordan
 - Submission ref. no. 20997944 – Prout
 - Submission ref. no. 20997944 – Bowen
 - Submission ref. no. 20992606– Fleming
- In drafting the Proposed Amendment, the Council sought to fully reflect the Motion adopted by Council. Specifically, the use of the word ‘integrity’ is considered not to apply solely to the ‘line of sight’, but also to the physical and functional integrity of the Martello Tower.

- The text of the Proposed Amendment was issued to all Members for comment after the Council Meeting of March 27th 2017 and before issuing for public consultation. No comment was received.
- The Martello Tower is listed for protection under the Record of Protected Structures (0575), it is a Recorded Archaeological Monument (CO087/053), and, it is also on the National Inventory of Architectural Heritage (20987047). Therefore, existing statutory protection is in place to safeguard the Martello Tower and its setting. This is reinforced by a number of CDP Objectives, including, HE3-1, HE3-3, HE3-4 and HE4-1.
- The Zoning Objective RY-I-15 identifies this site as being suitable for ‘large stand alone industry’ and the Draft LAP identifies Ringaskiddy as a key employment location, recognising the current CDP which identifies Ringaskiddy as a Strategic Employment Area. Having regard to the Zoning Objective for this site, Ringaskiddy’s strategic employment role, and, the existing statutory protection provided to the Martello Tower and its setting, it is the CE opinion that the statutory protections, in conjunction with the protective CDP Objectives, provides adequate and appropriate protection for the Martello Tower and its setting. It is further advised by the CE that site specific issues regarding future development at this location are most appropriately and effectively addressed via the Development Management process.
- As set out in the minutes of the Council Meeting of March 27th 2017, the CE stated to Council that the adoption of the Proposed Amendment would in effect be sterilising a very large site for industry, and that it should be a development management issue to ensure that the visual connection is taken account of. Furthermore, the Senior Planner stated that the level of protection sought is significant and the implications are extensive.
- With regard to access to the Martello Tower, the Proposed Amendment wording requires the ‘protection’ and ‘provision of open space buffer’ to the ‘existing accesses.’ It is the Councils understanding that the original access to the Martello Tower is no longer in place and may also have been excavated in parts. As per the case set out above regarding the Tower itself, it is the CE advice that this is a matter that can be adequately addressed at the Development Management stage of the planning process.
- See also Note 1 as set out below the following Chief Executive’s recommendation.

Chief Executive’s Recommendation: To EXCLUDE this proposed amendment, including the exclusion of the proposed map change.

Councillor D’Alton proposed, seconded by Councillor McGrath the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, O’Cádhlá, Rasmussen, N. Collins, Twomey, S McCarthy, Linehan-Foley, O’Brien, O’Brien, O’Flynn, Doyle, O’Shea, G. Murphy, B Moynihan, M. Mullane, T. Collins, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[43]

AGAINST: J. Collins, K. Murphy, Barry, Ml. Hegarty, N. McCarthy, Dawson, G. Murphy,

[7]

Motion 2 Ringaskiddy

Cllr. S. McGrath proposed, seconded by Cllr. D. Canty, the following:-

“The North-Eastern Quadrant of RYi-15 to be amended to the same objective as RYi-19, i.e. rezoned from Industrial to Educational use”

Elected Members Reason for Proposed Modification

I would like to reiterate my rationale for proposing to change the zoning on the north eastern quadrant of RY-I-15 from Industrial to Education (similar to RY-I-19). In my view, there is a significant amount of land in Ringaskiddy with an industrial zoning and given the close proximity of this site to the Third Level Educational Campus, it would be sensible to identify sufficient land for the future development of the Education facilities.

Published amendment

Amendment Ref Number	Ringaskiddy	CEO report 16 th June page no.
BC.03.07.23	<p>Volume 1, Section 3. Main Towns Addition of new Specific Development Objective, RY-I-20, as follows: RY-I-20 Suitable for the extension of the opposite Third Level Educational campus and enterprise related development including marine related education, enterprise, research and development. Consideration will also be given to established operators in Ringaskiddy for the provision of ancillary office accommodation and for Research and Development facilities. This site is considered inappropriate for any short or full time residential accommodation. Any existing access to the nearby Martello tower which crosses this site shall be protected and provision for open space buffer to any existing access shall be provided. This area may be used as a feeding ground by bird species for which Cork Harbour SPA is designated. <i>(Note: This amendment ref. no. BC.03.07.23 will result in a consequential modification to the mapped extent and site area of RY-I-15).</i></p>	218 and map on page 220

Summary of CE's Report on this motion / amendment:

- A number of submissions were received with regard to this amendment, as follows:
 - Submission ref. no. 21001494 – Cllr. D'Alton
 - Submission ref. no. 21998448 – Indaver Ireland
 - Submission ref. no. 21002480 – Hammond Lane
 - Submission ref. no. 20864070 – Jordan
 - Submission ref. no. 20997944 – Prout
 - Submission ref. no. 21005338 – Port of Cork
- The Proposed Amendment was drafted on the basis of the Motion of Council that requested “The North-Eastern Quadrant of RY-I-15 to be amended to the same objective as RY-I-19, i.e. rezoned from Industrial to Educational use.” Hence, the existing wording of Zoning Objective RY-I-19 was repeated into a new Zoning Objective (ref. RY-I-20) identified for the north-eastern quadrant of RY-I-15. The reference to ‘established operators in Ringaskiddy to provide ancillary office accommodation ...’ is contained within the text of Zoning Objective RY-I-19.
- The text of the Proposed Amendment was issued to all Members for comment after the Council Meeting of March 27th 2017 and before issuing for public consultation. No comment was received.

- As set out in the minutes of the Council Meeting of March 27th 2017, the CE stated to Council that no submission from either Educational Provider in the area was received and that the Council has zoned enough land to meet their [Educational Providers] future needs in Ringaskiddy.

Chief Executive’s Recommendation: To EXCLUDE these proposed amendments, including the exclusion of the proposed map change.

During a discussion that followed, Members made the following points:

- Only place left on the Ringaskiddy peninsula where the amenities can be enjoyed
- Can members change the zoning at this stage?
- Could this action be seen as prejudicial to planning applications already in place?

In response to member’s questions, the Director of Planning clarified that this meeting was to deal with adopting the LAPs and not individual planning applications.

Councillor S. McGrath proposed, seconded by Councillor D. Canty the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhlá, Rasmussen, N. Collins, Twomey, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, T. Collins, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[48]

AGAINST: Ml. Hegarty, G. Murphy

[2]

ABSTAINED: J. O’Sullivan

[1]

Members made the following observations and asked that they be recorded in the minutes:

- 03.07.07 – Zoning for a school in Ringaskiddy – there are difficulties in relation to the site and its proximity to the M8, a graveyard and high tension electricity wires. Residents feel they have no choice but to accept it as there is nowhere else.
- 03.07.19 – The only open space in Ringaskiddy dividing the village from the heavy industry in the area shows the M28 going through it. It seems unusual that the proposed route is mapped out even though it has not yet been approved by TII Board.

The Senior Planner clarified that the same wording was in the draft plan published in November 2016 and on foot of submissions was brought into other areas of the plan for information purposes.

- There was also concern expressed regarding the wording referring to the site owned by Munster Agricultural Society.

The Senior Planner reminded members that was either the draft plan or the amended plan before the members today.

When asked for a comment, the Chief Executive stated that he was not privy to Munster Agricultural Society’s future plans.

Motion 3

Cllr. S. McGrath proposed, seconded by Cllr. F. O'Flynn, the following:-

As per Proposed Amendment Document May 2nd 2017 & *minor modification (to final sentence at end of Amendment)*:

Ref:	Amendment	Draft LAP Page No.	Submissions Received	
BC.03.04.18	<p>Volume 1, Section 3. Main Towns</p> <p>Insert additional text to objective CL-T-01, as follows:</p> <p>This area denotes the built existing footprint of the town centre and any proposals for development within this core area should comply with the overall uses acceptable in town centre areas.</p> <p>It is desirable that the inner western relief road is delivered prior to any further development. However, in order to prevent any undue delays to development, future proposals (which will include a community element) that are submitted prior to the construction of this road should be for limited development and accompanied by a detailed traffic management and access proposals. Any such development proposals in the T-01 area will provide only pedestrian access to the main street. Vehicular access to such developments will not be provided directly from the main street.</p> <p>Delivery of the inner relief road offers opportunities to deliver an updated public realm for the town including the introduction of new public spaces. These should be designed to accommodate a number of community functions including a market space, festival space, meeting place, seating area etc. The desirable location of these future public spaces are:</p>	86 Test Change Only	AMD20918486	*A minor change is proposed to Amendment BC.03.4.18 with the insertion of the word "May" in place of "Will"

	<p>1.The site of the existing car park adjoining the Main Street and River; 2.Within the town centre expansion area west of the Main Street And should form part of a wider public realm strategy for the town.</p> <p>Community uses which will be considered appropriate for this site include youth facilities, theatre, cinema, town hall/multi purpose building and town square. Within the site there will be opportunity for regeneration and town centre expansion. The scheme will give priority to pedestrians and cyclists and shall provide permeability to the rest of the town including the open space area directly adjacent to the site (O-02).</p> <p>The southern part of the site backing onto existing residential development on the Kilmoney Road will <u>may</u> have a mix of residential development. *</p>			
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Councillor S. McGrath proposed, seconded by Councillor F. O’Flynn the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, T. Collins, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hurley

[47]

AGAINST:

[0]

Councillor D. Canty proposed, seconded by Councillor B. Ryan that the meeting be extended.

Cllr S. McGrath raised the following two queries:

- 03.04.17 – Proposed expansion site – is this a potential flood zone and what assessment has been done?
The Senior Planner confirmed the site was examined and this is considered an issue and the site will be subject to a site specific inspection for planning.
- 03.04.26 – proposal to remove walkway, is the walkway omitted?
The Senior Planner confirmed that the walkway was omitted.

To conclude the making of the Ballincollig/ Carrigaline Municipal District LAP the Senior Planner requested that members vote to adopt the plan in accordance with the provisions of Section 20(3)(n) of the Planning and Development Act, 2000 (as amended) pursuant to which the Planning Authority **resolved to make the Ballincollig/ Carrigaline Municipal District LAP 2017-2023 with the proposed material alterations and recommendations outlined in the Chief Executives report dated 16th June 2017** other than where amended/alterd by the foregoing resolutions.

Councillor J.A. Collins proposed, seconded by Councillor S. McGrath the adoption of the plan.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, G. Keohane, Barry, O’Cádhla, N. Collins, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, M. Hegarty, Hurley

[44]

AGAINST:

[0]

Blarney Macroom Municipal District

Motion 1 Tower

Cllr. B. Ryan proposed, second by Cllr. K. Conway, the following motion, relating to LAP16/16/10864707 :-

“To include this site within the development boundary of Tower”

Elected Members Reason for Proposed Modification

1. Tower has now a population of 3300 and there exists a great need for additional housing to accommodate the growing numbers being employed in the Apple facility just 5 miles from Tower.
2. These lands are 1.73 Hectares and will facilitate in the region 13 Dwellings in a well planned project.
3. These lands are within the CSO defined boundary of Tower.
4. These Lands have ample Water at the site and are in close proximity to Waste Water infrastructure.
5. These lands are connected to the Town Centre by a Footpath which is fully light.
6. These lands are in walking distance to Cloghroe N.S, Church, Shops, Medical Centre Pharmacy, Restaurants, Pubs. There is a Bus service from Tower to Mahon on the half -hour.
7. This development will in my opinion further enhance the Key Village of Tower.

Published Amendment

	Tower	CE Report 16 th June page no.
BM.04.08.06	Insert revised map showing site to north west of Tower with development boundary around it. Note: This change refers to the settlement map only	94 and map on page 95

Summary of CEO's Report on this motion / amendment :

- Submission received from Whitebon Developments Ltd. (DLAP16-16-10864707). Request that the settlement boundary of Tower to be expanded in order to include a 1.73 ha satellite development to the north-west of the main settlement. It is proposed to extend the development boundary out to the site along the Kerry Road and to include the existing cluster of houses and St. Senan's Cemetery within the new village boundary. The site is located approx. 9000 north-west of the centre of the settlement along the Kerry Road, in the townland of Coolflugh. A visual impact of the lands in question was included.
- The Chief Executive recommended against proposal in the Chief Executive Report issued to Members on 6th March 2017.
- This amendment was proposed by the elected members at their meeting on the Council Meeting on Monday 27th March 2017. Cllr B. Ryan proposed, second by Cllr K. Conway and motion 'to include this site within the development boundary of Tower'. The Director of Planning recommended no change to the Plan. A vote was taken on the resolution which was carried.
- This amendment BM.04.08.06 passed by resolution was to 'Insert revised map showing site to north- west of Tower with development boundary around it'.
- Three submissions were received during the amendment consultation process including AMD20990775 Ken O'Connell, AMD20992146 Patricia Buckley and AMD20993935 Paddy supporting the proposed amendment.
- The Council consider that there is sufficient land within Tower to meet all future needs over the lifetime of the plan. The Draft Plan has proposed a number of boundary extensions to increase the amount of available land. These lands are not contiguous to the development boundary and are in fact well removed from the development boundary of Tower. Therefore these lands are not considered appropriate for inclusion.
- Taking the above into account it is considered that the plan be made EXCLUDING this amendment for reasons outlined above.

Chief Executive's Recommendation: To EXCLUDE this proposed amendment BM. 04.08.06.

In response to members' queries the Senior Planner confirmed that the wording could not be changed in the draft or amended plans at this stage.

The advice of the Irish Officer and the Coimisinéir Teanga will be sought and taken regarding the issue of using the Irish language version of Gealtacht place names.

Councillor proposed B. Ryan, seconded by Councillor K. Conway the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Canty, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, M. Mullane, D. Collins, Carroll, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hurley

[44]

AGAINST:

[0]

To conclude the making of the Blarney/ Macroom Municipal District LAP the Senior Planner requested that members vote to adopt the plan in accordance with the provisions of Section 20(3)(n) of the Planning and Development Act, 2000 (as amended) pursuant to which the Planning Authority **resolved to make the Blarney/ Mac Municipal District LAP 2017-2023 with the proposed material alterations and recommendations outlined in the Chief Executives report dated 16th June 2017** other than where amended/alterd by the foregoing resolutions.

Councillor B. Ryan proposed, seconded by Councillor K. Conway the adoption of the plan.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Desmond, Canty, Ml. Murphy, Harris, Coleman, Lombard, K. Murphy, Coughlan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, G. Keohane, Sheppard, Barry, O’Cádhla, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, O’Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, D. Collins, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hurley

[41]

AGAINST

[0]

EAST CORK MUNICIPAL DISTRICT

Motion 1 –Aghada

Cllr. M. Hegarty proposed, seconded by Cllr. N. Collins, the following relating to LAP ref : 16/16/11878447 (Aghada) :-

“To zone a part of the WG O- 06 lands from open space to existing built up area” (Aghada)

Elected Members Reason for Proposed Modification

I propose to rezone part of the WG-0-06 lands from open spaces to “existing built-up area” for residential purposes as per map and submission submitted.

The 2.8ha site is located within the existing settlement boundary as is immediately adjacent to the villages southern boundary.

The 2006 LA identified the subject site as “Primary Open Space” but no specific objective was associated with this site. With the adoption of the 2011 LAP, the lands went from this general open space objective to the more specific 0-06 which had previously only referred to the lands to the north and which is intended to protect views from Cobh.

These lands were not visible from Cobh and therefore don't warrant this level of protection. Furthermore, the lands are located within the settlement boundary for Aghada and provide an ideal opportunity to provide additional developable lands with this key village encroaching on the greenbelt.

As Whitegate / Aghada is a Strategic Employment Hub for Energy and with the advent of new ownership of the Oil Refinery, it is essential that we provide for the extra expansion of this facility to provide lands for Residential Zoning for the employees and their families

Published Amendment

	Whitegate / Aghada	CEO report 16 th June page no.
EC.04.06.06	Remove additional lands in Aghada from Open Space objective WG-O-06, between the Marian Terrace road to the south and Church Road /Aghada Presbyterian Church to the north. The lands will remain within the development boundary of the village. Note: This change refers to the zoning map for the settlement	110 and map on page 111

Summary of CEO's Report on this motion /amendment:

- At Development Committee in March 2017, the CEO recommended against the amendment for the following reasons;
 - (a) These lands form part of a passive open space zoning designed to provide some separation between the village of Aghada and industrial lands to the west.
 - (b) Including these lands within the development boundary would negate what the objective seeks to achieve and would exacerbate the scattered nature of development in the area.
 - (c) Lands immediately west of the lands the subject of this submission have an existing permission and it is proposed to include those lands within the development boundary.
- **One submission was received** regarding this amendment from the landowner, indicating that the landowner is committed to releasing this land for residential development which will contribute to the development of the village and reduce pressure for rural housing in the area.

Chief Executive's Recommendation: To EXCLUDE this proposed amendment.

Councillor Ml. Hegarty proposed, seconded by Councillor Noel Collins the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, D'Alton, Canty, J. Collins, Ml. Murphy, Harris, Coleman, Lombard, K. Murphy, Coughlan, G. Moynihan, Creed, O'Grady, Lucey, Conway, G. Keohane, Sheppard, Barry, O'Cádhla, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O'Brien, N. McCarthy, O'Brien, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, D. Collins, C. O'Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[40]

AGAINST:

[0]

Motion 2 (Mogeely)

Cllr. M. Hegarty proposed, seconded by Cllr. N. Collins, the following, relating to LAP 16/16/11867193 (Forrest, Mogeely) :-

“ to extend the development boundary of Mogeely by 3.3ha to the North of the Village”

Elected Members Reason for Proposed Modification

A comprehensive flood risk assessment has been done for these lands and mitigation measures approved by Cork County Council under Cork County Council Registered Preference 15/6301 (permitted development for 12 houses and 4 serviced sites to the immediate south). The subject lands will be brought forward for development in conjunction with the previously permitted scheme. The Chief Executive’s Report on the public consultation for the Draft LAP acknowledges that large sections of Mogeely are identified as being at risk of flooding. The inclusion of these lands which are not at risk of flooding will help maximise opportunities to realise development objectives for the area.

Published amendment

	Mogeely	CEO report 16 th June page no.
EC.05.02.09.03	Include additional lands to the north of the village within the Development Boundary. Note: This change refers to the zoning map for the settlement.	110 and map on page 112

Summary of CEO’s Report on this motion / amendment:

- At Development Committee in March 2017, the CEO recommended against the amendment for the following reasons;
 - (a) Large sections of the village of Mogeely are identified as being at risk of flooding and the village has experienced significant flood events in the recent past.
 - (b) The lands proposed for inclusion within the development boundary are identified as being at risk of flooding at the western end closest to the village and the public road, and at the eastern end. Submission asserts that the lands are not in Zone A. However the standard for residential development requires protection from a 1/1000 year event and therefore residential development is not acceptable within Zone B either. Submission makes reference to using mitigation measures to remove the risk of flooding but this approach would be contrary to the provision of the Government Guidelines on ‘The Planning System and Flood Risk Management’ and may contribute to increased flood risk elsewhere downstream.
 - (c) The Council has a responsibility to avoid development in areas at risk of flooding and development opportunities are available elsewhere, on land that is not at risk of flooding, to cater for housing demand.

(d) There are also a number of unfinished developments within the village.

- The submission from TII makes reference to this amendment requesting that it be cognisant of the N25 Midleton to Youghal scheme. Currently, no final route corridor for this scheme is available.

Chief Executive's Recommendation: To EXCLUDE this proposed amendment.

Councillor Ml. Hegarty proposed, seconded by Councillor N. Collins the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, D'Alton, Desmond, Canty, J. Collins, Ml. Murphy, Harris, Coleman, Lombard, K. Murphy, Coughlan, G. Moynihan, Creed, O'Grady, Lucey, Conway, G. Keohane, Sheppard, Barry, O'Cádhla, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O'Brien, N. McCarthy, O'Brien, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy, M. Mullane, D. Collins, C. O'Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[40]

AGAINST:

[0]

To conclude the making of the East Cork Municipal District LAP the Senior Planner requested that members vote to adopt the plan in accordance with the provisions of Section 20(3)(n) of the Planning and Development Act, 2000 (as amended) pursuant to which the Planning Authority **resolved to make the East Cork Municipal District LAP 2017-2023 with the proposed material alterations and recommendations outlined in the Chief Executives report dated 16th June 2017** other than where amended/alterd by the foregoing resolutions.

Councillor Ml. Hegarty proposed, seconded by Councillor Linehan Foley the adoption of the plan.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors Jeffers, D'Alton, Desmond, Canty, J. Collins, Ml. Murphy, Harris, Lombard, K. Murphy, Coughlan, O'Donovan, G. Moynihan, Creed, O'Grady, Lucey, Ryan, Conway, G. Keohane, Sheppard, Barry, O'Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O'Brien, N. McCarthy, O'Brien, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy, M. Mullane, D. Collins, P. G. Murphy, M. Hegarty, Hayes, Hurley

[40]

AGAINST:

[0]

FERMOY MUNICIPAL DISTRICT

Motion 1 (Fermoy – Corrin)

Cllr. F. O'Flynn proposed, seconded by Cllr. K. Dawson, the following relating to LAP 16/16/11871070 (Rossmore Civils):-

“That this site be rezoned for Business Use”

Elected Members Reason for Proposed Modification

This is a Cork Company. This site is ideal for this size and scale of businesses because of its location. Because of the large scale machinery access to the motorway here is ideal, has all the necessary services.

Published Amendment

	Fermoy	CEO report 16 th June page no.
FY 03.02.20	Amend the Fermoy map and text to include additional land for business use east of the M8 at Corrin and additional objective as follows: FY-B-05: Business use. Development proposals shall include measures to guard against any adverse impact (including noise impacts) from the adjoining M8 and a detailed landscaping plan to screen development from the M8. Traffic Impact Assessment and Road Safety Audit required. <i>This change affects both the map and the text of the plan. This change has been included within proposed change FY 03.02.01.</i>	87 and map on page 89

Summary of CEO’s Report on this motion / amendment:

- This proposed amendment is to zone a 1.4ha site east of the M8 at Corrin, located in the Fermoy greenbelt 3km south of the town, for business use with an objective as follows:
- **Four submissions** were received in relation to this proposed amendment from Mr. Ian Harris, Castlelyons Development/ Mr. Garrett Verling, An Taisce and Transport Infrastructure Ireland. The submissions raised the following issues:
 - (a) zoning is against County Development Plan policy to ensure that industrial and commercial development takes place on lands already zoned for such uses in areas designated for growth;
 - (b) greenbelt policy was a significant factor in the refusal of the previous planning application for the site in 2011 by both Cork County Council and An Bord Pleanala, with a planning inspector noting that development of the site for commercial purposes ‘would seriously injure the rural amenities of this green belt area and would set an undesirable precedent for further such developments. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area’;
 - (c) such business uses should be directed to zoned land within Fermoy,
 - (d) zoning would increase car dependency in the area.
 - (e) the development would set an undesirable precedent;
 - (f) the impact of such development on the greenbelt / rural area;
 - (g) traffic safety issues;
 - (h) implications of a refusal by An Bord Pleanala of planning permission at this location;
- Submission from the TII notes that this site is remote from the plan boundary and that the proposed zoning objective extends up to the line of the M8. It requests that the Council give

appropriate consideration to any future requirements to provide for improvements to the network at this location and to ensure that such proposals would not be compromised by such a zoning in a remote rural location.

- Many of the points raised in the submissions were also concerns that were identified in the Chief Executive's Report on submissions received to the Draft Plan, March 2017. These are reiterated in the following paragraphs.

This site was temporarily used as a site office / plant yard during the construction of the motorway. Permission has previously been refused on site for retention of site cabins/ storage of prefab units on site and this decision was upheld on appeal to An Bord Pleanála due to its location in the greenbelt.

The site is located within the Fermoy greenbelt, remote from the development boundary of Fermoy, where the objective is to protect visual setting around the main towns, preventing sprawl and controlling linear roadside development. Chapter 6 of the Cork County Development Plan sets out the Employment Strategy for the County which seeks to maximize the economic development potential of the county towns.

The Local Area Plan has already identified lands for business and industrial use in Fermoy town and that is where such new businesses should be located to underpin the sustainable growth of the town itself and help enhance the viability and vitality of the town centre. Zoned lands within the town also have good access to the M8, thereby facilitating avoidance of use of the town centre by heavy traffic. Mitchelstown also has suitable zoned land that has good access to the motorway. Providing for additional sporadic business uses in the rural hinterland of Fermoy would be prejudicial to the sustainable development of the town and would also be injurious to the amenities and character of the rural area itself.

Proposal would also be contrary to the provisions of the Government Guidelines, 'Spatial Planning and National Roads - Guidelines for Planning Authorities' – which places an obligation on local authorities to protect existing national routes particularly in terms of capacity and efficiency and safeguarding of the strategic role of national routes and associated interchanges/junctions.

Chief Executive's Recommendation: To EXCLUDE this proposed amendment.

Councillor O'Flynn proposed, seconded by Councillor Dawson the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors Jeffers, D'Alton, Desmond, Canty, J. Collins, Ml. Murphy, Harris, R. McCarthy, Lombard, K. Murphy, Coughlan, G. Moynihan, Creed, O'Grady, Lucey, Ryan, Conway, P. O'Sullivan, G. Keohane, Sheppard, Barry, O'Cádhla, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O'Brien, N. McCarthy, O'Brien, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, D. Collins, C. O'Sullivan, P. G. Murphy, Hayes, Hurley

[40]

AGAINST:

[0]

Motion no. 2 (Mitchelstown)

Cllr. F. O’Flynn proposed, seconded by Cllr. K. Dawson, the following, relating to LAP 16/16/11174165 (Mulcahy, Mitchelstown):-

“That 7ha along the roadside of this site be rezoned to Industrial Use”

Elected Members Reason for Proposed Modification

This site is ideal for industrial development because of its location adjacent to the town, is ideal for a large scale development because of the services and its location. Water, sewage, gas and 3 phase power.

Published Amendment

	Mitchelstown	CEO report 16 th June page no.
FY 03.03.17	Amend the Mitchelstown map and text to include additional land for industrial use and additional objective as follows: MH-I-05: Industry. Traffic Impact Assessment and Road Safety Audit Required. <i>Note: This change affects the text and map of the Plan.</i>	87 and map on page 90

Summary of CEO’s Report on this motion /amendment:

- **One submission was** received– from Transport Infrastructure Ireland.
The land adjoins the N73, national secondary road, within a 100km speed limit area. The TII considers such a zoning to be at variance with the provisions of the DoECLG Spatial Planning and National Road Guidelines and recommends that alternative access proposals are incorporated into the objective prior to adoption. However, it is not possible to introduce new material changes at this stage.
- The Chief Executive’s opinion as per the CEO’s report of 6th March 2017, is as follows:
There is already a substantial quantum of land zoned for industrial use (55ha) and Business Use (29.21ha) in the Draft Plan, the majority of which remains undeveloped. This zoned land is well positioned relative to the rest of the town. It would be premature, and prejudicial to the orderly and sequential development of the town, to identify a significant quantum of additional lands for business / industrial use in Mitchelstown at this stage. The scale and nature of the proposal would also conflict with the objective of the greenbelt to define the visual setting of the town and to prevent sprawl. Additional entrances on to the N73 would also be undesirable in the context of protecting the function, safety and carrying capacity of the National Route.

Chief Executive’s Recommendation: To EXCLUDE this proposed amendment

Councillor O’Flynn proposed, seconded by Councillor Dawson the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Desmond, J. Collins, Ml. Murphy, Harris, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, G. Moynihan, Creed, O’Grady, Lucey, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, N. Collins, Twomey, Ml. Hegarty, S McCarthy, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, M. Mullane, D. Collins, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[42]

AGAINST:

[0]

Motion 3.(Mitchelstown.)

Cllr. F. O’Flynn proposed, seconded by Cllr. K. Dawson, the following relating to LAP 16/16/12687244 (O’Brien, Mitchelstown):-

“10 HA of this site to be zoned to Industrial Use”

Elected Members Reason for Proposed Modification

The proposed parcel of land is ideal for the attraction of a large scale development and investment in Mitchelstown because of its location to roundabout. Motorway also has the necessary services and road network is necessary for the future ECouncil development of Mitchelstown and the surrounding area. Has water, gas, sewage and 3 phase power.

Published amendment

	Mitchelstown	CEO report 16 th June page no.
FY 03.03.18	Amend the Mitchelstown map and text to include additional land for industrial use and additional objective as follows: MH-I-06: Industry. Traffic Impact Assessment and Road Safety Audit Required. <i>Note: This change affects the text and map of the Plan.</i>	87 and map on page 91

Summary of CEO’s Report on this motion /amendment:

- **No submissions received** in relation to this amendment.
- As per the Chief Executive’s Report on submissions received to the Draft Plan, 6th March 2017:

There is already a substantial quantum of land zoned for industrial use (55ha) and Business Use (29.21ha) in the Draft Plan, the majority of which remains undeveloped. This zoned land is well positioned relative to the rest of the town. It would be premature, and prejudicial to the orderly and sequential development of the town, to identify a significant quantum of additional lands for business / industrial use in Mitchelstown at this stage. The scale and nature of the proposal would also conflict with the objective of the greenbelt to define the visual setting of the town and to prevent sprawl. Additional entrances on to the N73 would also be undesirable in the context of protecting the function, safety and carrying

capacity of the National Route.

Chief Executive's Recommendation: To EXCLUDE this proposed amendment

Councillor O'Flynn proposed, seconded by Councillor Dawson the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D'Alton, J. Collins, R. McCarthy, Coleman, Lombard, Coughlan, G. Moynihan, Creed, O'Grady, Lucey, Ryan, Conway, P. O'Sullivan, G. Keohane, Sheppard, Barry, O'Cádhla, N. Collins, Ml. Hegarty, S McCarthy, O'Brien, N. McCarthy, O'Brien, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, D. Collins, C. O'Sullivan, M. Hegarty, Hayes, Hurley

[39]

AGAINST:

[0]

Motion 4 (Mitchelstown)

Cllr. F. O'Flynn proposed, seconded by Cllr. N. McCarthy, the following relating to LAP 16/16/11467129 (O'Brien, Mitchelstown):-

“5 acres of lands to the SE of Mitchelstown to be zoned as Medium B Residential”

Elected Members Reason for Proposed Modification

To meet the large housing need in Mitchelstown and surrounding areas, site is ideally located on the outskirts of the town. Has sewerage, water, gas, footpath connection and public lighting, within walking distance of schools, church, playground, sporting facilities, leisure centre and local work areas like Dairygold Co-Op.

Published amendment

	Mitchelstown	CEO report 16th June page no.
FY 03.03.19	Amend the Mitchelstown map and text to include additional land for residential use and additional objective as follows: MH-R-13: Medium B Residential <i>Note: This change affects the text and map of the Plan.</i>	66 & 69

Summary of CEO's Report on this motion / amendment:

- **One submission** was received from An Taisce, which considers that the site appears to be outside the settlement boundary and that its zoning for residential development would be contrary to proper planning and sustainable planning.
- As per the Chief Executive's Report on submissions received to the Draft Plan, March 2017,
It is considered that there is already sufficient land zoned for residential development in Mitchelstown and further land is not required. The location of existing zoned lands is better suited to residential development than the sites proposed in the submissions.

Chief Executive's Recommendation: To EXCLUDE this proposed amendment

Following a question from members the Senior Planning confirmed that the executives' position is that there is already sufficient land zoned in Mitchelstown.

Councillor O'Flynn proposed, seconded by Councillor N. McCarthy the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, D'Alton, Desmond, J. Collins, Ml. Murphy, Coleman, Lombard, K. Murphy, Coughlan, O'Donovan, G. Moynihan, Creed, Ryan, Conway, P. O'Sullivan, G. Keohane, Sheppard, Barry, O'Cádhla, Rasmussen, N. Collins, Ml. Hegarty, S McCarthy, Linehan-Foley, O'Brien, N. McCarthy, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy, B Moynihan, M. D. Collins, C. O'Sullivan, M. Hegarty, Hurley

[35]

AGAINST: Councillors Jeffers, Ml. Murphy, R. McCarthy, O'Grady, Twomey, Mullane, Hayes [7]

To conclude the making of the Fermoy Municipal District LAP the Senior Planner requested that members vote to adopt the plan in accordance with the provisions of Section 20(3)(n) of the Planning and Development Act, 2000 (as amended) pursuant to which the Planning Authority **resolved to make the Fermoy Municipal District LAP 2017-2023 with the proposed material alterations and recommendations outlined in the Chief Executives report dated 16th June 2017** other than where amended/alterd by the foregoing resolutions.

Councillor O'Flynn proposed, seconded by Councillor N. McCarthy the adoption of the plan.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D'Alton, Desmond, Canty, J. Collins, Ml. Murphy, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O'Donovan, G. Moynihan, Creed, O'Grady, Lucey, Ryan, Conway, P. O'Sullivan, G. Keohane, Sheppard, Barry, O'Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, N. McCarthy, O'Brien, O'Flynn, Doyle, Dawson, O'Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, D. Collins, Carroll, C. O'Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[46]

AGAINST:

[0]

KANTURK MALLOW MUNICIPAL DISTRICT

There were no motions in the Kanturk – Mallow Municipal District.

To conclude the making of the Kanturk/ Mallow Municipal District LAP the Senior Planner requested that members vote to adopt the plan in accordance with the provisions of Section 20(3)(n) of the Planning and Development Act, 2000 (as amended) pursuant to which the Planning Authority **resolved to make the Kanturk/ Mallow Municipal District LAP 2017-2023 with the proposed material alterations and recommendations outlined in the Chief Executives report dated 16th June 2017.**

Councillor G. Murphy proposed, seconded by Councillor Mullane the adoption of the plan.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Desmond, Canty, J. Collins, Ml. Murphy, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, N. Collins, Twomey, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, B Moynihan, M. Mullane, D. Collins, Carroll, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[45]

AGAINST:

[0]

WEST CORK MUNICIPAL DISTRICT

Motion 1 (Ballydehob)

Cllr. J. Carroll proposed, seconded by Cllr. P.G. Murphy, the following, relating to LAP ref :

16/16/12502153:-

“To include these lands within the Development Boundary of Ballydehob”

Elected Members Reason for Proposed Modification

The rationale behind this proposal was that the settlement of houses close to the playground should be included within the development boundary of Ballydehob.

Most people in the area, and in particular those living in the settlement, already assumed they were living in the settlement of Ballydehob.

Published Amendment

	Ballydehob	CE Report 16 th June page no.
WC 04.02.04	Extend the Development Boundary <u>This change effects the zoning map only</u>	111 and map on page 113

Summary of CEO’s Report on this motion / amendment :

- This amendment relates to a proposal to include land (c 3.45ha) within the Development Boundary of Ballydehob.
- The amendment was proposed by elected members at their meeting on the 27th March 2017. At that meeting the Director of Services, Planning, recommended against the amendment.
- The Chief Executives Report of the 6th March 2017 stated:
 - “The subject lands which adjoin the N71 are not contiguous with other lands identified for development and their inclusion within the development boundary would not be appropriate”.
- Transport Infrastructure Ireland (TII) made a submission which recommends that the Local Area Plan states that access from development proposals will be provided within the reduced

urban speed limit areas or to the regional and local road network in the interests of clarity and adherence to the provisions of official policy.

- Taking the above issues into account it is considered that the plan be made EXCLUDING this amendment.

Chief Executive’s Recommendation: To EXCLUDE this proposed amendment WC 04.02.04.

Councillor Carroll proposed, seconded by Councillor P.G. Murphy the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Desmond, Canty, J. Collins, Ml. Murphy, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, Rasmussen, N. Collins, Twomey, Ml. Hegarty, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, O’Shea, G. Murphy, G. Murphy, M. Mullane, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[43]

AGAINST:

[0]

Motion 2 (Ballydehob)

Cllr. P.G. Murphy proposed, seconded by Cllr. D. Collins, the following, relating to a late submission from Mr John O’Keeffe, Ballydehob:

“To include these lands within the Development Boundary of Ballydehob”

Elected Members Reason for Proposed Modification

Extend the Development Boundary of Ballydehob. This is a small natural extension to the Development Boundary to include lands that are suitable for development and growth of Ballydehob Village.

Published Amendment

	Ballydehob	CE Report 16 th June page no.
WC 04.02.05	Extend the Development Boundary <u>This change effects the zoning map only</u>	111 and map on page 114

Summary of CEO’s Report on this motion / amendment :

Chief Executive’s Recommendation: To EXCLUDE this proposed amendment WC 04.02.05.

- This amendment relates to a proposal to include land (c 0.82ha) within the Development Boundary of Ballydehob.
- The amendment was proposed by elected members at their meeting on the 27th March 2017. At that meeting the Director of Services, Planning, recommended against the amendment.
- It is considered that the plan be made EXCLUDING this amendment for the following reasons:

- There is sufficient land within the development boundary to cater for future growth.
- Concerns regarding proximity of the site to the coastline and the Special Area of Conservation / proposed Natural Heritage Area.
- Possible negative impacts on water quality resulting from additional wastewater discharges.
- Road access to the site is limited.

Councillor P.G. Murphy proposed, seconded by Councillor D. Collins the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Forde, Desmond, Canty, J. Collins, Ml. Murphy, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Sheppard, Barry, O’Cádhla, Rasmussen, N. Collins, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, M. Mullane, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[46]

AGAINST:

[0]

Motion 3 (Colla Schull)

Cllr. D. Collins proposed, seconded by Cllr. J. Carroll, the following, relating to LAP ref 16/16/12514401 :-

“That the GB1-2 Boundary would be extended to include these lands, as submitted”

Elected Members Reason for Proposed Modification

To amend the boundary in the existing GB 1-2, to include additional lands in the town land of Colla Schull to accommodate a limited number of individual housing subject to proper planning criteria.

Published Amendment

	Colla Pier, Schull	CE Report 16 th June page no.
WC 03.07.07	Include land within the GB 1-2 Greenbelt at Colla, Schull. <u>This change effects the Map only</u>	111 and map on page 112

- This amendment relates to a proposal to include land (c 2.6ha) within the GB 1-2 Greenbelt designation at Colla Pier, Schull.
- The amendment was proposed by elected members at their meeting on the 27th March 2017. At that meeting the Director of Services, Planning, recommended against the amendment.
- The Chief Executives Report of the 6th March 2017 stated:
 - “There is sufficient land within the development boundary of Schull to meet population targets. The existing 2011 LAP has also identified two substantial parcels of land in the Town Greenbelt where it may be possible to accommodate limited numbers of individual dwellings in accordance with the GB 1-2 zoning designation. There is no requirement for

additional land for housing development in Schull and no change to the GB 1-2 designations is proposed”.

- Taking the above into account it is considered that the plan be made EXCLUDING this amendment.

Chief Executive’s Recommendation: To EXCLUDE this proposed amendment WC 0

Councillor D. Collins proposed, seconded by Councillor Carroll the adoption of the amendment.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Desmond, Canty, J. Collins, Ml. Murphy, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, Lucey, Ryan, Conway, P. O’Sullivan, G. Keohane, Barry, O’Cádhla, Rasmussen, N. Collins, Ml. Hegarty, S McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, M. Mullane, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[43]

AGAINST:

[0]

To conclude the making of the West Cork Municipal District LAP the Senior Planner requested that members vote to adopt the plan in accordance with the provisions of Section 20(3)(n) of the Planning and Development Act, 2000 (as amended) pursuant to which the Planning Authority **resolved to make the West Cork Municipal District LAP 2017-2023 with the proposed material alterations and recommendations outlined in the Chief Executives report dated 16th June 2017** other than where amended/altere d by the foregoing resolutions.

Councillor P.G. Murphy proposed, seconded by Councillor Hayes the adoption of the plan.

The Mayor requested that a vote be taken, which resulted as follows:-

FOR: Councillors McGrath, Jeffers, D’Alton, Desmond, Canty, J. Collins, Ml. Murphy, R. McCarthy, Coleman, Lombard, K. Murphy, Coughlan, O’Donovan, G. Moynihan, Creed, O’Grady, Ryan, Conway, P. O’Sullivan, G. Keohane, Barry, O’Cádhla, Rasmussen, N. Collins, Twomey, Ml. Hegarty, Linehan-Foley, O’Brien, O’Brien, O’Flynn, Doyle, Dawson, O’Shea, G. Murphy, G. Murphy, M. Mullane, D. Collins, Carroll, J. O’Sullivan, C. O’Sullivan, P. G. Murphy, M. Hegarty, Hayes, Hurley

[43]

AGAINST:

[0]

The Senior Planner confirmed that the plans would come into legal effect four weeks from today, on the 21st of August and that the Planning Dept would revert to the Development Committee with flood maps in October.

FINANCIAL BUSINESS

Proposed by Councillor K. Murphy

Seconded by Councillor O'Flynn

REPORTS & RECOMMENDATIONS OF COMMITTEES

COBH MUNICIPAL DISTRICT:

REPORT UNDER SECTION 179 PLANNING & DEVELOPMENT ACT 2000

7/7-2

Proposed by Councillor Rasmussen

Seconded by Councillor J. O'Sullivan

RESOLVED:

“Noting that in accordance with Article 179 of the Local Government (Planning and Development) Act, 2000, notice of the proposed development was published, no submissions were received in respect of the proposal, approval pursuant to Article 179 of the said Act is given for the following:-

Development of a 4 storey, 3 bedroomed house at 10, Harbour Hill, Cobh, together with associated site works, below ground services, connection to public utilities, and ancillary works.

KANTURK MALLOW MUNICIPAL DISTRICT:

REPORT UNDER SECTION 179 PLANNING & DEVELOPMENT ACT 2000

8(a)/7-2

Proposed by Councillor O'Shea

Seconded by Councillor Mullane

RESOLVED:

“Noting that in accordance with Article 179 of the Local Government (Planning and Development) Act, 2000, notice of the proposed development was published, 2.no submissions were received in respect of the proposal, approval pursuant to Article 179 of the said Act is given for the following:-

R576 Dun and Oir Pedestrian Crossing, Kanturk, Co. Cork.

REPORT UNDER SECTION 38 ROAD TRAFFIC ACT, 1994

8(b)/7-2

Proposed by Councillor O'Shea

Seconded by Councillor Mullane

RESOLVED:

“Noting that in accordance with Section 38 of the Roads Traffic Act, 1994, notice of the proposed development was published, 2.no submissions were received in respect of the proposal, approval pursuant to Section 38 of the said Act is given for the following:-

R577 Boherbue Pedestrian Cross
REPORT UNDER SECTION 38 ROAD TRAFFIC ACT, 1994

8(c)/7-2

Proposed by Councillor O’Shea

Seconded by Councillor Mullane

RESOLVED:

“Noting that in accordance with Section 38 of the Roads Traffic Act, 1994, notice of the proposed development was published, 1.no submission was received in respect of the proposal, approval pursuant to Section 38 of the said Act is given for the following:-

R578 Dromina Traffic Calming Scheme

REPORTS & RECOMMENDATIONS OF COMMITTEES

CREATIVE IRELAND COUNTY CORK GRANT SCHEME 2017 –ALLOCATIONS 9/7-2

Proposed by Councillor M. Hegarty

Seconded by Councillor Dawson

VOTES OF CONGRATULATIONS

20/7-2

TO: Cork County GAA Board on the reopening of redevelopment and reopening of Páirc Uí Chaoimh

ANY OTHER BUSINESS

21/7-2

Opening of Tenders

The following tenders were opened at the meeting:-

1. Development of 7 No. Housing Units, complete with associated site & infrastructure works at Fairfield, Masseytown, Macroom Phase 1.

It was agreed that the remaining items on the Agenda would be deferred to the Council Meeting on 11th September, 2017.