

**COMHAIRLE CONTAE FHINE GALL
FINGAL COUNTY COUNCIL**

Email: corporate.services@fingal.ie

County Hall
Swords
Fingal
Co. Dublin

Tuesday 5th October 2021

To Each Member of the County Council

Dear Councillor

The Meeting of the **County Council** will be held on **MS Teams** at **5.00 pm** on **Monday, 11th October, 2021** to consider the following Agenda.

Yours faithfully

B. Buckley
Meetings Administrator
Corporate Affairs and Governance

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This meeting may be filmed for live or subsequent broadcast via the Council's website. At the start of the meeting the Chair will confirm if all or part of the meeting is being filmed.

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Therefore by joining the MS Teams meeting you are consenting to being filmed and to the possible use of those images and sound recordings for webcasting. If you have any queries regarding this, please contact the Corporate Services Department at corporate.services@fingal.ie

A G E N D A

- 1 **Confirmation and Re-Affirmation of Minutes of Fingal Development Plan 2023 - 2029 Meeting held on 30th August 2021**
- 2 **Confirmation and Re-Affirmation of Minutes of Fingal Development Plan 2023 - 2029 meeting held on 31st August 2021**
- 3 **Confirmation and Re-Affirmation of Minutes of Fingal Development Plan 2023 - 2029 meeting held on 6th September 2021**
- 4 **Confirmation and Re-Affirmation of Minutes of Fingal Development Plan 2023 - 2029 meeting held on 10th September 2021**
- 5 **Confirmation and Re-Affirmation of Minutes of County Council meeting held on Monday 13th September 2021**
- 6 **Filling of Casual Vacancy on Fingal County Council following the death of Councillor Freddie Cooper**
- 7 **Appointment of one Member to the Community Development, Heritage Culture and Creativity Strategic Policy Committee**
- 8 **Appointment of one Member to Joint Fingal and South Dublin Liffey Valley Management Advisory Committee**
- 9 **Appointment of one Member to the Joint Policing Committee**
- 10 **Appointment of one Member to the Airport Regions Conference**
- 11 **Appointment of one Member to Hansfield SDZ**
- 12 **Appointment of one Member to the County Heritage Forum**

QUESTIONS

- 13 **Councillor J. Hopkins - Coastal Liaison Group follow up**
 "To ask the Chief Executive to facilitate a vote at Howth Malahide area committee in order to fill the vacant seat on the Coastal Liaison Group?"
- 14 **Councillor C. Boland - Responses to Representations**
 "To ask the Chief Executive to concur with me that the Public are entitled to present issues of concern to the Elected Members of this Council, in respect of the discharge of functions by this Local Authority

and that in turn the Public Representative is entitled to present the issues to her administration for her to answer and provide an appropriate response?"

15 Councillor H. Mahony -Qualified Road Sweeper Drivers

"To ask how many qualified road sweeper drivers are available in relation to the amount of road sweepers in the fleet and how are they allocated by LEA?"

16 Councillor H. Mahony - Leixlip Water Treatment Plant

"To ask the Chief Executive to report on the continuing upgrade of the water treatment plant in Leixlip?"

17 Councillor B. Manton - Equalisation of Area Committee funding

"To ask the Chief Executive if the allocation of funds to each Area Committee could be equalised to reflect the fact that two of the Committees are much larger and cover a much greater area than the Malahide area and that the other two be increased to reflect the extra numbers as the money is being well spent in the Malahide LEA?"

18 Councillor B. Manton - Urban Regional Development Fund

"To ask the Chief Executive how many projects in Fingal were funded through the Urban Regeneration Development fund and to include the first tranche of funding in 2018 and the latest one recently published and how much funding was applied for and how much did Fingal get and how does it compare with other Councils?"

19 Councillor A. Henchy - Coastal Erosion Update

"To ask the Chief Executive to provide any update on any discussions, plans for Fingal County Council on addressing the very serious issue of both Coastal Erosion and the risk of coastal flooding in both the short term and medium term with all relevant national stakeholders including both the OPW and NPWS?"

20 Councillor T. Doyle - Abandoned Vehicles Update

"To ask the Chief Executive to advise as to the current status of the Local Authority's pilot initiative for the classification and action of abandoned MPVs?"

21 Councillor P. Mulville -Separated / Segregated Public Bins

"To ask the Chief Executive, further to Question 11, April 2021 County Council meeting, if she can provide an update on the provision of separated/segregated bins in parks, beaches, streets and public buildings, so that litter disposed can be separated into rubbish that can be recycled, e.g. plastics, paper, food waste and rubbish which can't be recycled e.g. dog dirt?"

22 Councillor I. Carey - Swords Cultural Quarter update

"To ask the Chief Executive for an update on progress of the Swords Cultural Quarter project given that the Design Team are now in place and work is progressing on the Civic and Cultural Centre but are there other works as part of the Cultural Quarter project that are progressing in parallel?"

23 Councillor D. Mulligan - Segregated Cycleway Review

"To ask the Chief Executive if there is an active review of the current model of segregated cycle ways provided for during the July Stimulus funding, given the number of reported incidents due to unintentional trip hazard and to review best practice models in line with DMURS and to propose alternative options to segregated cycle lane design?"

24 Councillor B. Dennehy - Fingal County Council Burial Grounds Policy

"To ask the Chief Executive to confirm when the current Burial Grounds policy was agreed and outline any plans to review the current policy?"

25 Report of Committees

- a Report of Naming and Commemorative Memorial Committee meeting held on 28th September 2021
- b Report of Corporate Policy Group meeting held on 6th October 2021
- c Quarterly reports of Strategic Policy Committee Chairpersons
- d Report of Adjourned Organisation, Procedures & Finance Committee meeting held on Monday 11th October 2021

26 Financial Matters

- a Report on Overdraft Accommodation 2022

- b Consideration Of Capital Programme

27 Proposed Disposal of Properties

- a Proposed disposal of land including Right of Way to the rear of Whitestown Avenue, Dublin 15 to Gas Networks Ireland
- b Proposed disposal of 1.547 hectares (3.82 acres) approximately at Damastown Industrial Park, Damastown, Dublin 15 to TQ Transport Ltd T/A Hendrick European

28 Report on Allocation of Discretionary Funds

29 Space for Play: A Play Policy for Fingal

30 The Forest of Fingal, A Tree Strategy for Fingal

31 Draft Dublin Agglomeration Air Quality Plan

32 Chief Executive's Report

33 Mayors Business: Councillor S. Ó Rodaigh - Dún Laoghaire Rathdown Coastal Mobility Route visit

“To ask the Chief Executive to arrange a visit to the Dún Laoghaire Rathdown Coastal Mobility Route for Council members with engineers from both Fingal County Council and DLR to provide a deeper understanding of Active Travel?”

34 Conferences

- a IPI Annual Planning Conference 18/19 November 2021

35 Correspondence

- a Letter from Sligo County Council dated 10th September re: Remuneration of Frontline Workers
- b Letter from Leitrim County Council dated 10th September 2021 re: River Drainage
- c Letter from Leitrim County Council dated 10th September 2021 re: Housing Grant Schemes
- d Letter dated 16th September from Meath County Council Re: Japanese Knot Weed
- e Letter from Fermanagh&Omagh District Council re Syringes for Cuba Campaign/End the Blockade

MOTIONS -

STATUTORY FUNCTIONS

36 Councillor I. Carey - Actions to resolve the unfair allocation of Programme of Works funding

"That this Council acknowledge the lack of progress on resolving the issue of the unfair allocation of Programme of Works funding and adopt the policy of no longer allocating Programme of Works funding evenly by Area Committee and starting from 2022 allocate any such funding proportionately by Elected Member in each Area Committee, as a proxy for the population of the area and in so doing Council officials to prepare proposals for a new fund, separate to the Programme of Works budget, which will be allocated to areas for upkeep related to unique needs including, but not limited to, tourism related additional footfall."

37 Councillor A. O'Rourke - Leasing Part V units

"That the Chief Executive opposes the leasing of Part V units in Fingal and commits to purchasing all Part V units in the County as they become available now and into the future".

38 Councillor N. Treacy - Land Development Agency Bill

"Fingal County Council opposes the Land Development Agency Bill as we as a Council believe the Bill is fundamentally flawed. The Land Development Agency will erode local democracy and further undermine FCC's ability to deliver social and affordable housing on public land. We call on the Chief Executive to write to the Minister for Housing Darragh O'Brien expressing our concerns at the Land Development Agency Bill."

39 Councillor A. Henchy - Functions of Active Travel Department

"That the Chief Executive gives a detailed report on how she expects the newly created Active Travel Department to function, integrate and operate, both now and into the future and to give consideration to a model of implementation similar to the current yearly Operations Works Programme where each Area Committee Group receives a fair allocation of funding towards their works programme to ensure Active Travel projects around improving walking and cycling infrastructure will be accountable, transparent and reach into every town and village across all of the County."

40 Councillor D. Whooley - Establish a Working Group to discuss the proposal for a directly elected Mayor

"That this Council establishes a Working Group to discuss the proposal of a directly elected Mayor in Dublin and its consequences for the citizens of Fingal and to create a report of any changes that the role might bring to the Council."

41 Councillor A. Lavin - Remove large debris and rubbish dumped into the Broadmeadows Estuary

"That the Chief Executive arrange to urgently clean out the large items dumped off the M1 Bridge into the Broadmeadows Estuary which is a Special Area of Conservation (SAC) between Swords and Malahide."

42 Councillor J. Newman - Tree Removal Process

"That the Chief Executive, prior to the adoption of the Tree Strategy, introduce a process which will inform local area Councillors on a regular basis of the intent to remove trees or hedgerows in their local areas, (except in emergency situations) and that the system of documenting requests or plans to remove trees in the Fingal area are transparent and accessible to Councillors on request."

43 Councillor R. O'Donoghue - Land Development Agency 2021 - Disposal of Lands

"That this Council rejects the provisions contained in the Land Development Agency 2021 Bill published by the Government removing the role of the Elected Members of Local Authorities in approving the transfer or sale of lands to the Land Development Agency and in doing so agrees to write to the Minister for Housing, Local Government and Heritage urging a removal of that provision and to ensure that Elected Members retain the right to control such sales or transfers and be able to prepare and plan for appropriate housing delivery on Council owned lands and that the Council circulates this Motion to each Local Authority and the Association of Irish Local Government requesting their support for this."

44 Councillor A. Tormey - Proposed amendment to Section 4.7(d) of Regional Parks and Open Spaces Bye-Laws 2017

"That the Chief Executive introduce a traffic light system in public parks whereby 1) in green allocated areas dogs will be allowed off leash as part of a designated off leash area, 2) in amber areas dogs will be allowed off leash as part of a designated off leash area during

specified times and 3) in red allocated areas dogs must be kept on a leash.

Section 4.7(d) of Regional Parks and Open Spaces Bye-Laws 2017 should be amended to reflect this:

Section 4.7 (d): A traffic light based system will be in operation in parks and open spaces to determine when and where a dog shall be kept on a leash. Green zones determine designated off-leash areas, amber zones determine times and areas specified by the County Council which can be an on leash or off leash area depending on the specified timings, and red zones determine mandatory on leash areas. Dogs must be kept under effectual control at all times. Dogs (other than guide dogs or assistance dogs) shall not be permitted in public playgrounds. A person shall not cause or allow any Restricted Breed, as defined in the Control of Dogs Regulations 1998 (as amended) belonging to him/her, or in his/her charge to enter or remain in the park unless such dog is kept securely muzzled and led on a sufficiently strong leash or chain not exceeding two metres in length by a competent person over 16 years of age."

45 Councillor P. Conroy - Universal Design in Housing

"That the Chief Executive write to the Department of Housing, Local Government and Heritage and ask the Department to undertake a review and revision of the Part M Regulations so that the minimum standard for new dwellings is that new dwellings should be suitable for people to live in over their lifetime, based on a Universal Design approach."

46 Councillor J. Hopkins - Protection of Natura 2000 sites/ SPAs/ SACs

"That the Chief Executive report on the steps this Council is taking to ensure the protection of Natura 2000 sites/ SPAs/ SACs, including Broadmeadows, Baldoyle and Rogerstown Estuaries, and to keep them free of pollution and litter."

47 Councillor B. Dennehy - Detailed independent report prior to the application or applications of any planning permissions sought for coastal protection measures

"That the Chief Executive provide a detailed independent report prior to the application or applications of any planning permissions sought for coastal protection measures so as to evaluate and examine the scientific advice as well as carrying out a risk assessment on advice

received to date from consultants advising on coastal erosion measures of which implementation of same is not recommended along the coastal areas of Fingal”.

48 Councillor C. Boland - Water Services supply over lifetime of County Development Plan

“That the Chief Executive engage with Irish Water to obtain their commitment that they will supply over the lifetime of the next County Development Plan adequate water services to meet the projected increase in population thereby ensuring that builders are not left in a situation that they have houses ready to go to the market but which do not have services.”

49 Councillors D. Mulligan and A. Graves - Protected Cycle Lanes, Removal of Kerbing

“That the Chief Executive remove the cement kerbing aspect of protected cycle ways due to the increase in significant falls, trips and injury due to trip hazards it has created and given measures taken to date have not reduced or eliminated trips, falls and injuries. We ask the Council to remove and replace with safer segregation as an immediate measure and any further plans regarding segregated cycle lanes should be paused pending consultation with residents and stakeholders and a full report on the issues that have arisen”.

50 Councillor P. Mulville - Need for water services to stay in public ownership

“That this Committee, in recognising the essential need for water services to stay in public ownership, as this is the only way in which we can improve what is a hugely under-invested area, calls on the Minister for Housing, Local Government & Heritage, who has responsibility for water services, to bring forward legislation as a matter of urgency to hold a referendum to prohibit the privatisation of water services.”

**MOTIONS - NON
STATUTORY
MOTIONS**

51 Councillor T. Doyle - Elected Members - An Bord Pleanála Submission Fees

“That this Council writes to the Department of Local Government to request the cancellation and withdrawal of the requirement for

Elected Members to make payment in respect of submissions/observations which they may make to An Bord Pleanála in the performance of their duties.”

52 Councillor K. Power - Exemptions from planning permission for solar panels

“That this Council formally requests the Minister for Housing, Planning and Local Government to include as a matter of urgency schools and community buildings in the exemptions from planning permission for the installation of solar panels that cover less than 50% of the rooftop (which commercial, industrial buildings, etc. all benefit from already).”

53 Councillor S. Ó Rodaigh - Personal Assistance Service

“That this Council supports the right to Personal Assistance Service (PAS) for people with disabilities to live independently, providing individuals with the freedom and flexibility they need to live their lives as they choose.”
