

**Comhairle Contae Fhine Gall
Fingal County Council**

Minutes of the County Council Meeting held on Monday, 8th November, 2021 in the Crowne Plaza Hotel, Northwood, Santry, Dublin 9, at 5.00 pm

MEMBERS PRESENT

Councillors:

Burtchaell, John
Butler, Darragh
Carey, Ian
Conroy, Pamela
Dennehy, Brian
Dennison, Kieran
Doyle, Tania
Graves, Ann
Guerin, Jimmy
Hanaphy, Breda
Healy, David
Henchy, Adrian
Humphreys, James
Kitt, Tom
Lavin, Anthony
Leddy, Ted
Maguire, Grainne
Mahony, Howard

Councillors:

Manton, Brigid
McCamley, Mary
Mulligan, Dean
Mulville, Paul
Murphy, Tony
Newman, Joe
O'Brien, Eoghan
O'Donoghue, Robert
O'Leary, Tom
Onwumereh, JK
O'Rourke, Aaron
Power, Karen
Rane, Punam
Shovlin, Siobhan
Tormey, Aoibhinn
Treacy, Natalie
Walsh, John
Whooley, Daniel

Apologies for inability to attend were received for Councillor B. McDonagh

The Mayor, Councillor Séana Ó Rodaigh presided.

OFFICIALS PRESENT

AnnMarie Farrelly (Chief Executive); John Quinlivan (Director of Services/Corporate Affairs & Governance); Emer O'Gorman (Director of Services/EETCD); David Storey (Director of Services/Environment, Climate Action & Active Mobility); Mary T. Daly (Director of Services/Operations & Water Services); Matthew McAleese (Director of Services/Planning & Strategic

Infrastructure); Oliver Hunt (Head of Finance); Liam Burke (A/Director of Services/Housing and Community), Kevin Halpenny (Senior Parks Superintendent), Michael Staunton (Executive Parks Superintendent), Brian Buckley (Senior Executive Officer); Mary Egan (Senior Executive Officer; Natalie Dineen (Senior Staff Officer).

F/456/21 (Agenda Item No 1)

**Confirmation and Re-Affirmation of Minutes of County Council meeting
held on Monday 8th November 2021**

Minutes of the County Council Meeting held on 11th October 2021 which had been circulated were considered.

It was **PROPOSED** by Councillor S. Ó Rodaigh, seconded by Councillor D. Whooley and **RESOLVED** –

“That the minutes of the County Council Meeting held on 11th October 2021 be **ADOPTED.**”

F/457/21 (Agenda Item No)

QUESTIONS

It was proposed by Councillor Séana Ó Rodaigh, seconded by Councillor Daniel Whooley and **RESOLVED:**

“That in accordance with Standing Order No. 53, Questions numbered 2 to 14 be **ADOPTED.**”

F/458/21 (Agenda Item No 2)

Councillor A. Henchy - Heritage Grants

F/459/21 (Agenda Item No 3)

Councillor H. Mahony - Disputed Ownership of Public Property

F/460/21 (Agenda Item No 4)

Councillor B. Manton - Grass Cutting

F/461/21 (Agenda Item No 5)

Councillor B. Manton - Additional Engineering Posts

- F/462/21** (Agenda Item No 6)
Councillor B. Dennehy - Tree Relocating Equipment purchased by Fingal County Council
- F/463/21** (Agenda Item No 7)
Councillor R. O'Donoghue - Autism Parking Spaces
- F/464/21** (Agenda Item No 8)
Councillor J. Hopkins - Full Time Vacant Homes Officer
- F/465/21** (Agenda Item No 9)
Councillor D. Whooley - Current Operational Status with Cyc-Lok.
- F/466/21** (Agenda Item No 10)
Councillor J. Walsh - Strategic Housing Development
- F/467/21** (Agenda Item No 11)
Councillor J. Humphreys - Litter picking
- F/468/21** (Agenda Item No 12)
Councillor D. Healy - Direct Vision Standard and HGV Safety Permit system
- F/469/21** (Agenda Item No 13)
Councillor D. Healy - Information on Sewage Overflows and Unplanned Discharges
- F/470/21** (Agenda Item No 14)
Councillor P. Mulville - Council run craft apprenticeship schemes
- F/471/21** (Agenda Item No 15)
Report of Committees

a **Report of Corporate Policy Group meeting held on 26th October 2021**

The report by the Chief Executive, which had been circulated, was **CONSIDERED** and **NOTED**.

b **Report of Howth/Malahide Area Committee Services B meeting held on 3rd November 2021**

It was **NOTED** that there was no business under this heading.

c Report of Blanchardstown-Mulhuddart/Castleknock/Ongar Area Committee Services B meeting held on 4th November 2021

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor M. McCamley, seconded by Councillor J. Walsh and **AGREED**:

“That the recommendations contained in the report of Committee of Blanchardstown-Mulhuddart/Castleknock/Ongar Services (B) meeting held on 4th November 2021, are hereby **APPROVED**.”

F/472/21 (Agenda Item No 16)
Financial Matters

It was **NOTED** that there was no business under this heading

F/473/21 (Agenda Item No 17)
Proposed Disposal of Properties.

a Proposed lease of land at Oldtown, Co. Dublin to Oldtown Community Council

The attached report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor B. Dennehy and seconded by Councillor B. Manton and **RESOLVED**:

“That the land referred to in the attached report be disposed of in accordance with the terms specified therein.”

b Proposed disposal of land including Right of way at lands at rear of Whitestown Avenue, Dublin 15 to Gas Networks Ireland

This item was **DEFERRED** to the December meeting of the County Council.

F/474/21 (Agenda Item No 18)
Report pursuant to Part XI of the Planning & Development Act 2000 (as amended) and Part VIII of the Local Government Planning & Development Regulations 2001 (as amended). Proposed Dwelling at No. 50 Sheepmoor Avenue (Existing Shop Site), Blanchardstown, Dublin 15.

The attached report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor H. Mahony, seconded by Councillor N. Treacy and **RESOLVED**:

"That Fingal County Council hereby resolves, pursuant to Part XI of the Planning & Development Act 2000 (as amended) and Part VIII of the Local Government Planning & Development Regulations 2001 (as amended), that the proposed dwelling at No. 50 Sheepmoor Avenue (existing shop site), Blanchardstown, Dublin 15 be proceeded with as set out in the foregoing report."

F/475/21 (Agenda Item No 19)
The Forest of Fingal, A Tree Strategy for Fingal

The report of the Chief Executive, which had been circulated, was **CONSIDERED**.

It was **AGREED** to take Motion Item No. 30 in conjunction with this item.

The following motion, in the name of Cllr. J. Newman, was proposed by Cllr. J. Newman and seconded by Cllr. S. Ó Rodaigh.

"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."

Following discussion, the motion in the name of Councillor J. Newman was **PASSED**.

The following motion, in the name of Councillor I. Carey, was proposed by Councillor I. Carey and seconded by Councillor S. Ó Rodaigh.

"That the trees in residential areas that are within 5 metres of public lighting standard and obstructing light to an unreasonable level may only be removed as a last resort if it is not feasible to 1) reduce the height of the light so that light is no longer obstructed, or 2) extend the arm of the light so that light is no longer obstructed".

Following discussion, it was proposed by Councillor I. Carey, seconded by Councillor S. Ó Rodaigh and **AGREED**:

“That the foregoing motion be amended to read as follows:

That the trees in residential areas that are within 5 metres of public lighting standard and obstructing light to an unreasonable level may only be removed as a last resort if, following consultation with the public lighting section, it is not feasible to 1) reduce the height of the light so that light is no longer obstructed, or 2) extend the arm of the light so that light is no longer obstructed”.

Following further discussion, it was proposed by Cllr. I. Carey, seconded by Councillor S. Ó Rodaigh and **AGREED**; “That the foregoing motion, as amended, is hereby **PASSED**.”

It was then proposed by Councillor S. Ó Rodaigh and seconded by Councillor H. Mahony;

“That the Forest of Fingal, A Tree Strategy for Fingal is hereby **ADOPTED**.”

F/476/21 (Agenda Item No 20)

Mayor's Business: Councillor

The Mayor, Cllr. S. Ó Rodaigh referred to the successful recent trip to Utrecht by a number of Members and staff.

The Mayor also commented on the Celtic Lighting Event held in Millennium Park and the anti-social behaviour that took place at the Event.

F/477/21 (Agenda Item No 21)

Chief Executive's Report

The report of the Chief Executive, which had been circulated, was **CONSIDERED**. Following discussion, the report was **NOTED**.

F/478/21 (Agenda Item No 22)

Conferences

a LAMA Autumn Training Seminar 3/4/5 November 2021

The correspondence, which had been circulated, was **NOTED**

F/479/21 (Agenda Item No 23)

Departmental/Ministerial Correspondence

a Letter dated 14th October 2021 from Department of Housing, Local Government and Heritage re: Strategic Housing Development

The correspondence, which had been circulated, was **NOTED**.

F/480/21 (Agenda Item No 24)

Correspondence

a Letter from Dublin City Council dated 6th October 2021 Re: Dublin Fire Brigade and Ambulance Service

The correspondence, which had been circulated, was **NOTED**.

b Letter from South Dublin County Council dated 14th October 2021 Re: Boycott of Israeli Goods

The correspondence, which had been circulated, was **NOTED**.

c Letter dated 19th October 2021 from Kerry County Council re: Palestine Flag

The correspondence, which had been circulated, was **NOTED**.

F/481/21 (Agenda Item No 24d)

Letter dated 20th October 2021 from Tipperary County Council re: Group Water Schemes

The correspondence, which had been circulated, was **NOTED**.

F/482/21 (Agenda Item No 25)

Councillor A. O'Rourke - Leasing Part V units

The attached motion, in the name of Cllr. A. O'Rourke, was proposed by Cllr. A. O'Rourke and seconded by Cllr. N. Treacy.

Following discussion, the Mayor instructed that a roll call vote be taken and on a division the voting resulted as follows:

FOR: 17 SEVENTEEN

AGAINST: 18 EIGHTEEN

FOR: Burtchaell, John; Carey, Ian; Conroy, Pamela; Doyle, Tania; Graves, Ann; Hanaphy, Breda; Healy, David; Humphreys, James; McCamley, Mary; Mulligan, Dean; Mulville, Paul; Newman, Joe; Ó Rodaigh, Séana; O'Rourke, Aaron; Power, Karen; Treacy, Natalie; Walsh, John.

AGAINST: Butler, Darragh; Dennehy, Brian; Dennison, Kieran; Guerin, Jimmy; Henchy, Adrian; Kitt, Tom; Lavin, Anthony; Leddy, Ted; Maguire, Grainne; Mahony, Howard; Manton, Brigid; Murphy, Tony; O'Brien, Eoghan; O'Donoghue, Robert; O'Leary, Tom; Onwumereh, JK; Rane, Punam; Shovlin, Siobhan.

The Mayor then declared the motion **LOST**.

F/483/21 (Agenda Item No 26)

Councillor N. Treacy - Land Development Agency Bill

The attached motion, in the name of Cllr. N. Treacy, was proposed by Cllr. N. Treacy and seconded by Cllr. R. O'Donoghue.

It was **AGREED** to take item no. 31, Motion in the name of Councillor R. O'Donoghue in conjunction with this item.

The attached motion in the name of Councillor R. O'Donoghue was proposed by Councillor R. O'Donoghue and seconded by Councillor J. Walsh. At this stage, Councillor K. Power announced she was removing herself from the discussion.

Following discussion, the Mayor instructed that a roll call vote be taken on the motion in the name of Councillor N. Treacy and on a division the voting resulted as follows:

FOR: 13 THIRTEEN
AGAINST: 21 TWENTY ONE

FOR: Councillors Burtchaell, John; Doyle, Tania; Graves, Ann; Hanaphy, Breda; Humphreys, James; McCamley, Mary; Mulville, Paul; Newman, Joe; O'Donoghue, Robert; Ó Rodaigh, Séana; O'Rourke, Aaron; Treacy, Natalie; Walsh, John.

AGAINST: Councillors Butler, Darragh; Carey, Ian; Conroy, Pamela; Dennehy, Brian; Dennison, Kieran; Guerin, Jimmy; Healy, David; Henchy, Adrian; Kitt, Tom; Lavin, Anthony; Leddy, Ted; Maguire, Grainne; Mahony, Howard; Manton, Brigid; O'Brien, Eoghan; Murphy, Tony; O'Leary, Tom; Onwumereh, JK; Rane, Punam; Shovlin, Siobhan; Whooley, Daniel.

The Mayor then declared the motion **LOST**.

Following discussion, the report to the motion in the name of Councillor R. O'Donoghue was **NOTED**.

F/484/21 (Agenda Item No 27)

Councillor A. Henchy - Functions of Active Travel Department

The attached motion, in the name of Cllr. A. Henchy, was proposed by Cllr. A. Henchy and seconded by Cllr. H. Mahony.

It was **AGREED** at this stage to extend the meeting by 20 minutes to complete the discussion on this motion.

Following discussion, the report was **NOTED**.

The Meeting concluded at 8.20pm

MAYOR _____

DATE _____