

**COMHAIRLE CONTAE FHINE GALL
FINGAL COUNTY COUNCIL**

Email: corporate.services@fingal.ie

County Hall
Swords
Co Dublin

Tuesday, 3rd October 2023

To Each Member of the County Council

Dear Councillor

The Meeting of the **County Council** will be held in the **Council Chamber - County Hall, Swords** at **5.00 pm** on **Monday, 9th October, 2023** to consider the following Agenda.

Yours faithfully

**Nikki Halleran
Meetings Administrator
Corporate Services**

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A G E N D A

1 **Confirmation and Re-Affirmation of Minutes of Council Meeting held on Monday 11th September 2023**

2 **Nominations**

- a Nominations to the Liffey Valley Special Amenity Area Order (SAAO) Management Committee
- b Appointment of one Member to the Audit Committee

QUESTIONS

3 **Councillor J. Hopkins - Fire Safety Certificates for Apartment Complexes in Fingal**

"To ask the Chief Executive to provide a detailed analysis of the number of apartments, including apartment blocks built in Fingal in the last five years; how many Fire Safety Certificates have been issued; how many are waiting for Fire Safety Certificates to be issued?"

4 **Councillor P. Mulville - A Map of current Fingal County Council Housing areas**

"To ask the Chief Executive, further to Representation R21\13723, can she provide a map of the current Fingal County Council Housing areas, a detailed map which can be "zoomed" in on, and which also shows the Local Electoral Area or Committee area boundaries, as provided by Dublin City Council?"

5 **Councillor P. Mulville - Queries from Homeless Support Workers on behalf of clients**

"To ask the Chief Executive if there is a dedicated staff member/point of contact/phone number/e-mail in the Housing Department, who deals with queries from Homeless Support Workers across Dublin and who can respond in a swift and timely manner to their queries on behalf of homeless clients; and if not, can consideration be given to putting this in place, as feedback from some of these workers and their service users suggest that this Council is least responsive to such queries, out of the four Dublin Local Authorities?"

6 **Councillor B. Ryan - Level of Noxious Weeds**

"To ask the Chief Executive, if she has any concerns about the level of the noxious weed, Ragwort, throughout the County, whether it is adequately controlled on the lands owned by the Council and whether

she has any role in enforcement of Noxious Weeds legislation in relation to lands in private ownership?"

7 Councillor A. Donnelly - Tenant in-situ Information

"To ask the Chief Executive, to provide an update on Tenant in-situ purchases since 1st April, 2022 including those that were not purchased and the reasons why?"

8 Councillor B. Manton - Waste Management Sustainability and the Circular Economy

"To ask the Chief Executive, given over the past decade there has been a substantial increase in population and business activity in Fingal, Waste Management companies in Fingal have applied for the lifting of tonnage restrictions in certain areas to help them manage the recycling demand, under The Housing for All initiative it requires extra recycling for building and rebuilding of houses, under present restrictions the demand is not being met in the Republic, and a lot of material is being recycled north of the border, this in fact, puts the recycling of material outside the EU and does not support EU Critical Raw Material legislation, it has implications for our carbon footprint and does not support a circular economy, how is this element of recycling waste going to be managed in the future and can she provide a breakdown of how much we are recycling in Fingal; how much is being exported to the UK; and how the figures compare to the figures of a decade ago in relation to increases in waste and increases in our capacity to manage it?"

9 Councillor D. Mulligan - HAP Tenancies - Landlord - LRC RE-1

"To ask the Chief Executive how many HAP tenancies of the landlord "LRC RE-1" is this Local Authority supporting?"

10 Councillor D. Mulligan - HAP Tenancies - Vulture Funds across Fingal

"To ask the Chief Executive how many HAP tenancies of the landlord "Vulture Funds" this Local Authority is supporting?"

11 Councillor J. Humphreys - Number of homeless people who made contact with this Local Authority - Emergency Accommodation

"To ask the Chief Executive to provide details, for the last two years, the number of homeless people who made contact with this Local

Authority, but were not provided with Emergency Accommodation or a HAP/social housing tenancy; the breakdown for the reasons emergency accommodation or HAP/social housing tenancy was not provided in each case?"

12 Councillor K. Power - Timeline for the roll out of Communication Boards to other playgrounds across the County

"To ask the Chief Executive, following the successful trial of the Communication Boards in playgrounds, can she confirm a timeline for the roll out of this inclusive initiative to other playgrounds across the County?"

13 Councillor S. Shovlin - Christmas Markets 2023

"To ask the Chief Executive for an update on the Christmas Markets 2023 including dates and how to take part?"

14 Councillor B. Dennehy - Planning Enforcement issues being pursued by this Council in relation to Dublin Airport

"To ask the Chief Executive, for important information purposes for the general public, excluding night time flying issues, to provide an itemised detailed list in a tabular format, relating to the five enforcement items outstanding, either by means of headings/topics/issues, following on from enforcement complaints received, that are currently being actively pursued by this Council's Planning Enforcement in relation to Dublin Airport and the activities emanating from Dublin Airport?"

15 Councillor B. Dennehy - Provision of access for pedestrians to bus stops throughout Fingal

"To ask the Chief Executive to outline the role/responsibility and measures available to this Council in providing safe access to pedestrians and, in particular, pedestrians with mobility issues to bus stop locations for public transport bus carriers throughout Fingal?"

16 Councillor R. O'Donoghue - Applications for the Croí Cónaithe Scheme to this Local Authority

"To ask the Chief Executive to provide details of the number of applications for the Croí Cónaithe Scheme to this Local Authority; the number of applications approved; the number of successful applications drawn down, in tabular form?"

17 Councillor C. Boland - Planning Enforcement - Unauthorised Developments - "A Guide to Planning Enforcement in Ireland"

"To ask the Chief Executive to advise why the provision outlined in "A Guide to Planning Enforcement in Ireland" published by the Office of the Planning Regulator, an extract of which is at point 9, (see below) has not been used to force a halt in cases of unauthorised development?

Point 9 (A Guide to Planning Enforcement in Ireland)

"Are there any other ways to stop unauthorised development? In more serious cases, or in an escalation of existing enforcement cases, a Planning Authority may apply to the Circuit Court or the High Court for an 'injunction' to prevent an unauthorised development from commencing or continuing. Individuals or groups can also apply for an injunction, even if the Planning Authority has not taken this step".

18 Councillor A. Henchy - Funding Applications - Town and Village Renewal Scheme

"To ask the Chief Executive, to provide a strategic summary of the applications put forward by this Council for funding opportunities provided by the Town and Village Renewal Scheme or, indeed, any similar schemes that will enhance town and villages across Fingal?"

19 Report of Committees

- a Quarterly Chairpersons' Reports of Strategic Policy Committees
- b Report of Organisation, Procedure and Finance Committee
Meeting held on Monday 11th September 2023
- c Report of Balbriggan/Rush-Lusk/Swords Area Committee Services B Meeting held on Thursday 14th September 2023
- d Report of Corporate Policy Committee Meeting held on Tuesday 3rd October 2023
- e Report of Howth/Malahide Area Committee Services B Meeting held on Wednesday 4th October 2023
- f Report of Blanchardstown/Mulhuddart/Castleknock-Ongar Area Committee Services B Meeting held on Thursday 5th October 2023

20 Financial Matters

- a Capital Programme 2023 Outturn and Capital Programme 2024 - 2026
- b Audit Committee Charter

21 Proposed Disposal of Properties

- a Proposed disposal of lands at Church Fields Mulhuddart Dublin 15 County Dublin to GEM Construction Limited
- b Proposed disposal of land at Cappogue Industrial Estate, Ballycoolin Road, Dublin 15 to the National Transport Authority
- c Proposed disposal of land for the rectification of boundary at Rhencullen, Main Street, Lusk, Co. Dublin to Mrs. Brenda Finnegan
- d Proposed lease of land at St. Catherine's Estate to Rush Athletic Football Club

22 Declaration of Roads

- a Cnoc Dubh, Ballyboughal Phase 2
- b Miller's Glen Swords, Co. Dublin Phase 2

23 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) for proposed development at Dublin Street, Balbriggan, comprising refurbishment and change of use to workspaces of No 2 Dublin Street (protected structure RPS no. 0058), and demolition and construction works at No 4 Dublin Street for use as a creative hub and workspaces, including external courtyard and upgrade of exiting laneway from Georges Square

24 Proposed Amendments to the Road Traffic (Special Speed Limits) (County of Fingal) Bye-Laws 2020 - Chapel Road, Kinsealy

25 Draft Burial Ground Bye-Laws

26 Fingal Sports and Physical Activity Plan 2024 - 2029

27 Halloween Projects 2023 Funding Applications

28 Chief Executive's Report

29 Conference Report

30 Mayor's Business - Councillor A. Henchy

a **Councillor A. Henchy - Civic Reception Irish Special Olympics Team**

"That this Council grants a Civic Honour/Reception to be made to the Irish Special Olympics Team in recognition of their recent achievements."

b **Councillor A. Henchy - Civic Reception Dublin GAA Mens' and Ladies GAA Teams**

"That this Council grants a Civic Honour/Reception to be made to the Dublin Senior Mens' and Senior Ladies GAA All Ireland winning teams in recognition of their recent achievements."

31 Departmental/Ministerial Correspondence

32 Correspondence

- a Letter from Mayo County Council dated 5th September 2023 - Re - Build Time for Croí Cónaithe Scheme
- b Letter from Clare County Council dated 12th September 2023 - Re National Car Testing Company (NCT)
- c Letter from Leitrim County Council dated 12th September 2023 - Ash Tree Conservation Project
- d Letter from Dún Laoghaire Rathdown County Council dated 26th September 2023 Re - Fossil Fuel-Non-Proliferation Treaty
- e Letter from Limerick City and County Council dated 27th September 2023 re National Treatment Purchase Scheme
- f Letter from Limerick City and County Council dated 27th September 2023 re Cuan Mhuire Association

**MOTIONS
STATUTORY
FUNCTIONS**

33 Councillor A. Tormey - Establishment of Working Group/Subcommittee - Off-Leash Areas

"That the Chief Executive establish a working group or subcommittee to examine the provision of off-leash areas within the County, membership to include Councillors, officials, and other interested parties."

34 Councillor B. Hanaphy - Toilet Facilities in Parks

"That the Chief Executive reports on the issue of the lack of toilet facilities for clubs using our parks, and to note that this is an especially urgent issue given the exponential growth of girls and women's football and GAA and develops a strategy to ensure that there are toilet facilities in every park where sports is played within the five-year timeframe and works with the FAI and GAA to develop a joint strategy."

35 Councillor B. Ryan - Designated Bathing Areas in Fingal

"That the Chief Executive does everything in her power to ensure that all designated bathing areas in Fingal achieve the required standard for at least a "Sufficient" rating, as required by the Bathing Water Regulations, 2008, for the 2024 bathing season."

36 Councillor P. Rane - Construction of New Schools across Fingal

"That the Chief Executive provides an update on what plans this Council has for both short and medium term, for the commencement of construction of urgently required new schools, both Primary and Secondary schools, this is in accordance with the Government's new policy which will help facilitate the continued rollout of urgently required school building projects in both mainstream and special education settings, including those that were temporarily paused due to lack of Capital funding."

37 Councillor JK Onwumereh - Strategy for keeping our environment clean - Responsibility on the part of Pet Owners

"That the Chief Executive review the current strategy for keeping our streets, footpaths and roads clean in the county, and in particular, to outline measures for dealing with the increasing cases of uncollected faeces and the lack of responsibility on the part of pet owners."

38 Councillor J. Newman - Funding for Community-Based Initiative

"That the Chief Executive will provide funding in the upcoming Budget to support a community-based initiative, this is having a very positive tangible impact on the lives of the elderly and people suffering from chronic illness in the Fingal area."

39 Councillor P. Conroy - Differential surface around cycling infrastructure

"That the Chief Executive adopts a policy of creating a differential

surface around cycling infrastructure on footpaths, such as bike repair stations, Sheffield stands and painted shared bike parking spots, so that those who are blind or visually impaired, are aware of potential obstacles and can avoid them.”

40 Councillor C. Boland - Enforcement at daa

“That the Chief Executive present a report on Enforcement procedures in respect of Planning Permission breaches at Dublin Airport.”

41 Councillor A. Donnelly - Environmentally Safe Weed Removal

“That the Chief Executive implements a weed killing programme, ensuring funds are available, from the 1st of June 2024, allowing for “no mow” May, using environmentally friendly solutions, similar to those used by Dublin City Council.”

42 Councillor J. Humphreys - Allocation of funding in the Capital Programme - Swimming Pools in the County

“That this Council calls for the allocation of funding in the Capital Programme for Swimming Pools in the County.”

43 Councillor A. Henchy - Housing for All - Local Campaigns to assist buyers and those building their own homes

“That the Chief Executive strongly supports the various schemes which are available to assist buyers in owning their own home through the roll out of strong local campaigns across the County in tandem with an extensive advertising campaign across all media platforms and also include the extension of the First Home Scheme to self-build homes, which will assist those in Fingal who are building their own homes.”

44 Councillor K. Dennison - Water Framework Directive - Targets

“That the Chief Executive report on the Council’s obligations under the Water Framework Directive and to indicate when all targets are likely to be met.”

**MOTIONS NON
STATUTORY
FUNCTIONS**

45 Councillor D. Healy - Designated Postering Areas

“That this Council, in line with our commitments to reducing resource

use, environmental impact and litter, and noting:

a) the commitment in the Programme for Government to task the Electoral Commission which reads

“We will...task the new Electoral Commission to examine the issue of the use of posters at elections and referendums within 12 months of its establishment and consult on placing limitations on the number of posters that can be used or fixing certain locations for their use, the Government will legislate for its recommendations in advance of the 2024 Local Elections.”; and

b) the discussion in Seanad Éireann on the Regulation of Display of Electoral and Polling Posters and Other Advertisements Bill 2022, in May 2022 when the Seanad agreed that the Bill be read a second time on 30th June 2023,

write to the Minister for Housing Planning and Local Government and the Minister of State for Heritage and Electoral Reform to express this Council's willingness in principle to participate in a process of establishing designated areas for the display of posters in a manner similar to that envisaged in the Bill which is in line with common practice in many other European countries, whether as part of a nationwide approach or as a pilot.”

46 Councillor T. O'Leary - Public Housing for Nurses, Gardaí, Teachers and Others

“That this Council calls on the Government, and in particular the Minister for Housing, to encourage and facilitate the formation of an Approved Housing Body type organisations to build and procure homes for essential workers, both affordable cost-rental and affordable to-buy, such as nurses, healthcare workers, Gardaí, teachers and others, to examine funding collaboration with Credit Unions, Pension Funds and European Investment Bank, (EIB) and Staff Credit Unions in those sectors and to make State lands available for such a public housing delivery model.”

47 Councillor B. Manton - Hospital Access by Public Transport

“That this Council consults with the Department of Transport and Local Link to ensure a transport service for people travelling to hospitals e.g., St. Joseph's Hospital and Cappagh Hospital, where people on very low incomes are having to take taxis to their

appointments?"

48 Councillor N. Treacy - Support for the Retained Fire and Rescue Service

"That this Council support the Retained Fire and Rescue Service personnel in their continued struggle for improvements in pay, conditions and a decent work/life balance with agreed time off, that we call on the Minister for Local Government and the Minister for Public Expenditure in writing, asking them to provide the funding necessary to sustain and enhance the service now and for future generations."

49 Councillor J. Walsh - Impact of Noise from the M50 Motorway

"That this Council calls on the Minister for Transport, Climate, Environment and Communications, to engage with Transport Infrastructure Ireland (TII) regarding the severe impact of noise from the M50 on local communities over many years and calls on TII to engage constructively with residents and bring forward solutions to address this long-term problem."

50 Councillor J. Hopkins - Safe Universal Access for all Railway Stations

"That this Council calls on the Minister for Transport to ensure that urgent steps are taken to put in place proper safe universal access for all railway stations in Fingal as a matter of urgency."
