

**Comhairle Contae Fhine Gall
Fingal County Council**

Minutes of the County Council Meeting held on Monday, 13th May, 2024 in the Council Chamber - County Hall, Swords, at 5.00 pm

MEMBERS PRESENT

Councillors:

Boland, Cathal
Butler, Darragh
Carey, Ian
Conroy, Pamela
Dennehy, Brian
Dennison, Kieran
Donnelly, Angela
Graves, Ann
Griffin, Michelle
Guerin, Jimmy
Hanaphy, Breda
Healy, David
Henchy, Adrian
Humphreys, James
Kitt, Tom
Lavin, Anthony
Leddy, Ted

Councillors:

Maguire, Grainne
Mahony, Howard
Manton, Brigid
McCamley, Mary
McDonagh, Brian
Mulligan, Dean
Mulville, Paul
Newman, Joe
O'Brien, Eoghan
O'Leary, Tom
Onwumereh, JK
O'Reilly, Steve
Power, Karen
Ryan, Brendan
Shovlin, Siobhan
Tormey, Aoibhinn
Treacy, Natalie
Walsh, John

Apologies for inability to attend were received for Councillors Tania Doyle, Tony Murphy, Robert O'Donoghue.

The Mayor, Councillor Adrian Henchy presided.

OFFICIALS PRESENT

AnnMarie Farrelly (Chief Executive); Mary Egan (Director of Services/People, Corporate & Digital); John Quinlivan (Director of Services/Economic, Enterprise, Tourism and Cultural Development); David Storey (Director of

Services/Environment, Climate Action, Active Travel & Sports); Mary T Daly (Director of Services/Operations); Oliver Hunt (Head of Finance); Paul Carroll (Director of Housing Services and Community Development); Malachy Bradley (Senior Planner); Nikki Halleran (A/Senior Executive Officer).

F/175/24 (Agenda Item No)

ANNOUNCEMENT

At the start of the meeting, the Mayor, Councillor. A. Henchy reminded Members that Standing Orders would apply to all aspects of the meeting.

The Mayor, Councillor. A. Henchy observed the conclusion of the inquest into the Stardust tragedy and paid tribute to Mr John Colgan a Fingal resident who lived in Pinegrove in Swords, who lost his life in the tragedy. The Mayor, Councillor. A. Henchy read into the record the testimony from the Stardust inquest.

The Mayor, Councillor. A. Henchy also paid tribute to Councillor. T. Doyle and her family members, who were physically and verbally assaulted and condemned the actions of the perpetrators. The Mayor, Councillor. A. Henchy and all the Members wished Councillor. T. Doyle and her family a speedy recovery from their injuries.

F/176/24 (Agenda Item No 1)

Confirmation and Re-Affirmation of Minutes of Council Meeting held on Monday 8th April 2024

Minutes of the County Council Meeting held on Monday 8th April 2024 which had been circulated were considered.

It was **PROPOSED** by Councillor K. Dennison, seconded by Councillor J. Walsh and **RESOLVED –**

“That the minutes of the County Council Meeting held on Monday 8th April 2024 be **ADOPTED.**”

F/177/24 (Agenda Item No)

QUESTIONS

It was proposed by Councillor A. Henchy, seconded by Councillor A. Lavin and
RESOLVED:

"That in accordance with Standing Order No. 51, Questions numbered 2 to 15 be
ADOPTED."

F/178/24 (Agenda Item No 2)

Councillor J. Hopkins - "Register to Vote" Drive

F/179/24 (Agenda Item No 3)

Councillor S. Shovlin - 30km per hour Speed Limit for Urban Areas in Fingal

F/180/24 (Agenda Item No 4)

Councillor B. McDonagh - Historical Land Transfer

F/181/24 (Agenda Item No 5)

Councillor J. Burtchaell - Council Construction Cost to Build Three Bed, Two Bed Houses and One and Two Bed Apartments on Council land

F/182/24 (Agenda Item No 6)

Councillor J. Burtchaell - Number of Vacant Dwellings both Public and Private

F/183/24 (Agenda Item No 7)

Councillor B. Manton - Debating Competition to be Organised and Sponsored by this Council

F/184/24 (Agenda Item No 8)

Councillor D. Healy - European Investment Bank Loan Facility

F/185/24 (Agenda Item No 9)

Councillor A. Tormey - Identify Rights of Way - Fingal Development Plan

F/186/24 (Agenda Item No 10)

Councillor C. Boland - Farm Sales within the Precinct of a Farm

F/187/24 (Agenda Item No 11)

Councillor B. Ryan - Preferred Route of the Fingal Coastal Way

F/188/24 (Agenda Item No 12)

Councillor B. Ryan - National Transport Authority's Cycle Network Plans - Fingal Coastal Way

F/189/24 (Agenda Item No 13)

Councillor J. Humphreys - Commercial Rates for Kiosks in Private Car Parks

F/190/24 (Agenda Item No 14)

Councillor J. Humphreys - Review of the Citizen Charter

F/191/24 (Agenda Item No 15)

Councillor JK Onwumereh - Waste Management Compliant with Fair Competition Practices

F/192/24 (Agenda Item No 16)

Report of Committees

a **Report of Organisation, Procedure and Finance Committee Meeting held on Monday 8th April 2024**

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

b **Report of Balbriggan/Rush-Lusk/Swords Services B Area Committee Meeting held on Thursday 11th April 2024**

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor A. Henchy, seconded by Councillor G. Maguire, and **RESOLVED**:

"That the recommendations contained in the report of Committee of Balbriggan/Rush-Lusk/Swords Services (B) Meeting held on Thursday 11th April 2024, are hereby **ADOPTED**."

c **Report of Howth/Malahide Services B Area Committee Meeting held on Wednesday 1st May 2024**

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor E. O'Brien, seconded by Councillor D. Healy and **RESOLVED**:

"That the recommendations contained in the report of Committee of Howth Malahide Services (B) meeting held on 1st May 2024 are hereby **ADOPTED.**"

F/193/24 (Agenda Item No 16d)

Report of Blanchardstown/Mulhuddart/Castleknock-Ongar Services B Area Committee Meeting held on Thursday 2nd May 2024

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor M. McCamley, seconded by Councillor T. Kitt and **RESOLVED:**

"That the recommendations contained in the report of Committee of Blanchardstown-Mulhuddart/Castleknock/Ongar Services B meeting held on Thursday 2nd May 2024, are hereby **ADOPTED.**"

F/194/24 (Agenda Item No 16e)

Report of Balbriggan/Rush-Lusk/Swords Area Committee Services B Meeting held on Thursday 9th May 2024

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor J. Newman, seconded by Councillor G. Maguire, and **RESOLVED:**

"That the recommendations contained in the report of Committee of Balbriggan/Rush-Lusk/Swords Services (B) Meeting held on Thursday 9th May 2024, are hereby **ADOPTED.**"

F/195/24 (Agenda Item No 17)

Financial Matters

It was noted there was no business on this item.

F/196/24 (Agenda Item No 18)

Proposed Disposal of Properties

It was noted there was no business on this item.

F/197/24 (Agenda Item No 19)

Declarations of Roads

a Blackwood, Ongar, Dublin 15

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor A. Henchy, seconded by Councillor G. Maguire, and **RESOLVED**:

“That the roads referred to in the attached report be, and are hereby declared to be, public roads.”

b Fairhaven, Castleknock, Dublin 15

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor A. Henchy, seconded by Councillor G. Maguire, and **RESOLVED**:

“That the roads referred to in the attached report be, and are hereby declared to be, public roads.”

c Barnageeragh Cove, Phase 3, Skerries, Co Dublin

It was noted that this item is withdrawn from the Agenda as it can not be taken in charge at this time.

d The Park, Skerries, Co Dublin

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor A. Henchy, seconded by Councillor G. Maguire, and **RESOLVED**:

“That the roads referred to in the attached report be, and are hereby declared to be, public roads.”

e Hyde Court, Rush, Co Dublin

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor A. Henchy, seconded by Councillor G. Maguire, and **RESOLVED**:

“That the roads referred to in the attached report be, and are hereby declared to be, public roads.”

f Lusk Village, Lusk, Co Dublin

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor A. Henchy, seconded by Councillor G. Maguire, and **RESOLVED**:

“That the roads referred to in the attached report be, and are hereby declared to be, public roads.”

g Thornleigh, Swords, Co Dublin

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor A. Henchy, seconded by Councillor G. Maguire, and **RESOLVED**:

“That the roads referred to in the attached report be, and are hereby declared to be, public roads.”

F/198/24 (Agenda Item No 20)

LADP/002/24 Local Authority Development Proposal for 274 no. new Houses, Apartments and Duplexes and associated site development works at Rathbeale Road, Swords. Notice of Intention to undertake development by a Local Authority (Fingal County Council) under Section 179A Of the Planning and Development Act, 2000 (as amended)

The report by the Chief Executive which had been circulated was **CONSIDERED**. The report on the Local Authority Development Proposal for 274 no. new Houses, Apartments and Duplexes and associated site development works at Rathbeale Road, Swords, was **NOTED**.

F/199/24 (Agenda Item No 21)

Part XI/004/24 Notice of Proposed Development Part XI Planning & Development Act 2000 (as amended) Part 8 Planning & Development Regulations 2001 (as amended) Replacement Public Toilets at Malahide Beach, Malahide, Co. Dublin

The attached report by the Chief Executive which had been circulated was **CONSIDERED**.

It was proposed by Councillor. E. OBrien, seconded by Councillor. A. Lavin and **RESOLVED** that –

“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) for Replacement Public Toilets at Malahide Beach, Malahide, Co. Dublin, be proceeded with as set out in the foregoing report.”

F/200/24 (Agenda Item No 22)

Part XI/005/24 Notice of Proposed Development Part XI Planning & Development Act 2000 (as amended) Part 8 Planning & Development Regulations 2001 (as amended) Replacement Public Toilets at Howth East Pier, Howth, Co. Dublin

The attached report by the Chief Executive which had been circulated was **CONSIDERED**.

It was proposed by Councillor. A. Tormey, seconded by Councillor. D. Healy and **RESOLVED** that –

“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) for Replacement Public Toilets at Howth East Pier, Howth, Co. Dublin, be proceeded with as set out in the foregoing report.”

F/201/24 (Agenda Item No 23)

Draft Annual Report 2023

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor A. Henchy and seconded by Councillor G. Maguire and **RESOLVED** that:

“In accordance with Section 221 of the Local Government Act 2001, as amended by the Local Government Reform Act 2014, the Annual Report of Fingal County Council for the year 2023 is hereby **ADOPTED**.”

F/202/24 (Agenda Item No 24)

Fingal Local Community Development Committee (LCDC) Annual Report 2023

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor A. Henchy, seconded by Councillor G. Maguire and **AGREED**.

F/203/24 (Agenda Item No 25)

Summer Project Funding Programme for 2024

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

F/204/24 (Agenda Item No 26)

Flavours of Fingal County Show 2024

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

It was proposed by Councillor A. Henchy, seconded by Councillor G. Maguire and **AGREED**.

F/205/24 (Agenda Item No 27)

Fingal Artists' Support Scheme 2024 for Professional Fingal Artists

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

It was proposed by Councillor A. Henchy, seconded by Councillor G. Maguire and **RESOLVED:**

That the award of Artists Support Scheme 2024 as set out in the foregoing report is hereby **APPROVED**.

F/206/24 (Agenda Item No 28)

Chief Executive's Report

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

The Chief Executive, Ms. AnnMarie Farrelly outlined the achievements of the Council over the five year term.

Following discussion, the Chief Executive's report was **NOTED**.

F/207/24 (Agenda Item No 29)

Mayor's Business - Councillor A. Henchy

a Councillor A. Henchy - St. Patrick's Day Parades - Early Engagement with Disability and Sensory Stakeholders

The motion, in the name of Councillor A. Henchy was proposed by Councillor A. Henchy and seconded by Councillor P. Conroy.

Following a discussion, the report was **ACCEPTED**.

F/208/24 (Agenda Item No 30)

Conference Report

a AILG Elected Member Training Programme Module 2 (In-Person) 21st March 2024 - Southern Region Hotel Kilkenny - "Local Election 2024 Preparation - A Briefing from the Electoral Commission"

The notice which had been circulated was **NOTED**.

b AILG Elected Member Training Programme Module 2 (In-Person) 23rd March 2024 - Northern & Western & Midlands & Eastern Region

Hodson Bay Hotel, Athlone - "Local Election 2024 Preparation – A Briefing from the Electoral Commission"

The notice which had been circulated was **NOTED**.

c 2024 Buildings Action Coalition Summit 8th -10th April 2024, The Riverside Hotel, Enniscorthy, Co Wexford

The notice which had been circulated was **NOTED**.

d ICLEI Europe is further recognising the importance of water resilience and the Blue Economy at the upcoming European Urban Resilience Forum (EURESFO) held in ICLEI Member Valencia (Spain) from 26-28 June. It will be one of the conference's main thematic areas of focus, devoting sessions to water-based adaptation solutions, policies and regulations on water resilience, and accelerating the transition to a blue economy

The notice which had been circulated was **NOTED**.

F/209/24 (Agenda Item No 31)

Correspondence

a Letter from Clare County Council dated 24th March 2024 - Extension of Community Employment Schemes until the age of 70 years

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

b Letter dated 2nd April 2024 from Westmeath County Council re Support for the Irish Farmers' Association (IFA)

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

c Letter from Louth County Council dated 18th April 2024 - Good Friday Agreement - Cross Border Bodies

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

F/210/24 (Agenda Item No 32)

Departmental/Ministerial Correspondence

It was noted there was no business on this item.

MOTIONS - STATUTORY FUNCTIONS

F/211/24 (Agenda Item No 33)

Councillor A. Tormey - Register of Management Companies

The motion, in the name of Councillor A. Tormey was proposed by Councillor A. Tormey and seconded by Councillor T. O'Leary.

During the course of discussions, an amended motion was received from Councillor T. O'Leary. The amended motion was proposed by Councillor T. O'Leary and seconded by Councillor A. Tormey.

Amendment to Item 33:

Insert " And That the Chief Executive write to the relevant Minister and Government Department requesting that the Department and Minister to bring forward a central database county by county."

Following discussion the amendment to Item 33 was withdrawn.

Following further discussions, the report was **ACCEPTED**.

F/212/24 (Agenda Item No 34)

Councillor JK Onwumereh - Fingal County Wide Sports Recognition Event

The motion, in the name of Councillor JK. Onwumereh was proposed by Councillor JK. Onwumereh and seconded by Councillor T. Kitt.

Following a discussion, the report was **ACCEPTED**.

F/213/24 (Agenda Item No 35)

Councillor E. O'Brien - All-weather Playing Facilities Across Fingal

The motion, in the name of Councillor E. O'Brien was proposed by Councillor E. O'Brien and seconded by Councillor T. Kitt.

Following a discussion, the motion was **AGREED**.

F/214/24 (Agenda Item No 36)

Councillor A. Donnelly - Dedicated Phone Number to Report Anti-social Behaviour

The motion, in the name of Councillor A. Donnelly was proposed by Councillor A. Donnelly and seconded by Councillor B. Hanaphy.

Following a discussion, the report was **ACCEPTED**.

F/215/24 (Agenda Item No 37)

Councillor H. Mahony - Accessible Playground Equipment for all Playgrounds constructed from 1st January 2024

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

The report was **ACCEPTED**.

F/216/24 (Agenda Item No 38)

Councillor A Lavin - Vacant and Derelict Grants received by this Council in 2023

The motion, in the name of Councillor A Lavin was proposed by Councillor A Lavin and seconded by Councillor A. Henchy.

The report was **ACCEPTED**.

F/217/24 (Agenda Item No 39)

Councillor C. Boland - The Council's Management of Planning Enforcement Files - daa

The motion, in the name of Councillor C. Boland was proposed by Councillor C. Boland and seconded by Councillor A. Henchy.

The report was **ACCEPTED**.

F/218/24 (Agenda Item No 40)

Councillor P. Conroy - "Inclusive, Accessible and Equitable Play for All" Play Spaces

The motion, in the name of Councillor P. Conroy was proposed by Councillor P. Conroy and seconded by Councillor A. Henchy.

The report was **ACCEPTED**.

F/219/24 (Agenda Item No 41)

Councillor J. Newman - Autism Friendly Town in Fingal

The motion, in the name of Councillor J. Newman was proposed by Councillor J. Newman and seconded by Councillor A. Henchy.

The report was **ACCEPTED**.

F/220/24 (Agenda Item No 42)

Councillor S. Shovlin - Pitch Playability Review

The motion, in the name of Councillor S. Shovlin was proposed by Councillor T. O'Leary and seconded by Councillor A. Henchy.

The report was **ACCEPTED**.

F/222/24 (Agenda Item No 44)

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

The motion, in the name of Councillor J. Walsh was proposed by Councillor J. Walsh and seconded by Councillor A. Henchy.

The motion was **AGREED**.

F/223/24 (Agenda Item No 45)

Councillor K. Power - Wastewater Discharge Licence Application and Representation System

The motion, in the name of Councillor K. Power was proposed by Councillor K. Power and seconded by Councillor A. Henchy.

The report was **ACCEPTED**.

MOTIONS NON-STATUTORY FUNCTIONS

F/224/24 (Agenda Item No 46)

Councillor D. Mulligan - Fossil Fuel Non-Proliferation Treaty

The motion, in the name of Councillor D. Mulligan was proposed by Councillor D. Mulligan and seconded by Councillor A. Henchy.

The motion was **AGREED**.

F/225/24 (Agenda Item No 47)

Councillor T. O'Leary - Increase funds for Fingal Sport and Community Facilities via Sports Lotto Fund

The motion, in the name of Councillor T. O'Leary was proposed by Councillor T. O'Leary and seconded by Councillor A. Lavin.

The report was **ACCEPTED**.

F/226/24 (Agenda Item No 48)

Councillor P. Mulville - Primary Care Centres in this Council's Administrative Area

The motion, in the name of Councillor P. Mulville was proposed by Councillor P. Mulville and seconded by Councillor A. Henchy.

The report was **ACCEPTED**.

F/227/24 (Agenda Item No 49)

Councillor A. Graves - Increase resources and Funding for the operation of the Tenant in-Situ funding Scheme

The motion, in the name of Councillor A. Graves was proposed by Councillor A. Graves and seconded by Councillor A. Henchy.

The report was **ACCEPTED**.

F/228/24 (Agenda Item No 50)

Councillor S. O'Reilly - Legislation regarding Household Waste Collection

The motion, in the name of Councillor S. O'Reilly was proposed by Councillor S. O'Reilly and seconded by Councillor A. Henchy.

The report was **ACCEPTED**.

The Meeting concluded at 8.05pm

MAYOR _____

DATE _____