

COMHAIRLE CONTAE FHINE GALL FINGAL COUNTY COUNCIL

Email: Corporate.Services@fingal.ie

County Hall
Swords
Co Dublin

Tuesday, 8th October 2024

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, 14th October, 2024** to consider the following Agenda.

Yours faithfully

Nikki Halleran
Meetings Administrator
Corporate Services

.....
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.

You should be aware that the Council is subject to the Freedom of Information Act 2014 and the Data Protection Act 1988 - 2018 and data collected during this webcast will be retained in accordance with legislation.

Therefore, by entering the Council Chamber and using the seats around the meeting tables, you are consenting to being filmed and to the possible use of those images and sound recordings for webcasting. Members of the public and press should confine themselves to the area provided so that their image is not captured on film. If you have any queries regarding this, please contact the Corporate Services Department on corporate.services@fingal.ie

A G E N D A

- 1 Confirmation and Re-Affirmation of Minutes of Council Meeting held on Monday 9th September 2024**

QUESTIONS

- 2 Councillor C. Boland - Fingal's County Boundaries - Coastal Erosion**

"To ask the Chief Executive to provide a report on the protection measures undertaken to save Fingal from its Northern County boundary with Meath to its Southern County boundary with Dublin City County from the effects of further coastal erosion, presenting a full analysis of the areas lost in the past ten years and state, if there was any complementary uptake in other areas of the coastline?"

- 3 Councillor D. Butler - Time frame for the next Fingal County Development Plan**

"To ask the Chief Executive to outline estimate dates and time-frames for the next Fingal County Development Plan so that Councillors can plan accordingly?"

- 4 Councillor D. Mulligan - Recovery and Resilience Facility Funds**

"To ask the Chief Executive to provide an update on the status of Ireland's Recovery and Resilience Facility (RRF) funding in terms of Fingal and to give an overview of projects in this County that received funding under this scheme and progression to date, given €323 million of €915 million has been drawn down to date?"

- 5 Councillor B. Hanaphy - Number of Homeless Families in Fingal**

"To ask the Chief Executive for a breakdown of the number of homeless families in Fingal, specifically detailing how many children; age profile; gender; average number of children per family; location, and any other information that would be useful for Support Services to assist these families, and if a commitment can be given to report this Fingal-specific data on a quarterly basis?"

- 6 Councillor M. Quinn - Low Registration on the Register of Electors**

"To ask the Chief Executive, as to what initiatives are currently underway in Fingal to address the low registration of more recent residents to the Local Authority area, on the Register of Electors and would it be of any benefit to initiate a campaign with Inclusion

Projects across the County to facilitate this?"

7 Councillor M. Quinn - Future Events across the County

"To ask the Chief Executive, following on from the successful events across the County this summer, has the Council any plans for Widescreen Public Events, as they arise, or cinema showings, in the coming year?"

8 Councillor B. Ryan - Requirement of an Occupational Therapist (OT) Report for a Housing Adaptation Grant

"To ask the Chief Executive, if she can provide a justification for the policy that requires Council tenants to provide an Occupational Therapist (OT) report with an application for a bathroom modification on health or mobility grounds, whereas applications from private homeowners for grants for similar work do not need to be accompanied by an OT report and, that there is a one year wait to get an OT Assessment through the public health system?"

9 Councillor B. Ryan - Review of Beach and Foreshore Bye Laws

"To ask the Chief Executive to give consideration to reviewing the Beach and Foreshore Bye Laws which have not been reviewed in a long time?"

10 Councillor L. Corkery - Bye Laws Surrounding the Installation of Electric Vehicle (EV) Charging Cables

"To ask the Chief Executive to outline the Bye laws surrounding the installation of Electric Vehicle (EV) charging cables under public footpaths outside dwellings that do not have a driveway?"

11 Councillor L. Corkery - School Warden Panels

"To ask the Chief Executive if the People, Corporate and Digital Services Department would consider training, vetting and calling up people who are waiting on panels to become School Wardens, so they are ready to fill spaces in the event of an absence?"

12 Councillor P. Mulville - Removal of Native Hedgerow from Council Lands

"To ask the Chief Executive to provide an estimate as to the amount of native hedgerow, in metres, which has been removed from Council

owned development lands, for each year since 2014?"

13 Councillor E. Dockrell - Resourcing of Towns Centre First Programme

"To ask the Chief Executive to prepare a comprehensive report on how this Council intends to ensure that all towns that are partaking in the Towns Centre First programme will be properly resourced and funded, outlining recommendations for each respective town, as it is currently the case that different towns of similar population sizes are receiving varying levels of national funding?"

14 Councillor B. McDonagh - Breakdown of Housing Allocations

"To ask the Chief Executive to give a breakdown of Housing Allocations indicating:-- how many allocations to social housing has this Council made in the year to date; - how many of these allocations have been families and individuals who were living in Emergency Homeless Accommodation; - how many of these allocations have been made to families and individuals not in Emergency Homeless Accommodation, but were assessed as homeless as they had been given a valid Notice of Termination by their landlord?"

15 Councillor B. McDonagh - Homes Purchased under the Tenant In-Situ Scheme

"To ask the Chief Executive to give a breakdown of how many homes have been purchased under the Tenant In-situ Scheme this year?"

16 Councillor A. Donnelly - Extended Opening Hours of Fingal Recycling Centres

"To ask the Chief Executive to provide a report on the timeline for the extended opening hours of Fingal Recycling Centres?"

17 Councillor J. Humphreys - Management Companies

"To ask the Chief Executive to provide a report on how many private housing estates, where Fingal County Council owns properties, are managed by a Management Company providing the percentage of ownership this Council holds in each company and include in the report how many Annual General Meetings (AGM) of these management companies has the Executive attended in the last five years, either directly or through appointed representatives, what is

this Council's policy when exercising its voting rights at these AGMs, particularly concerning issues such as service charges, maintenance standards, and governance, does the Council collaborate with Approved Housing Bodies (AHB) when voting at AGMs, in how many companies, if any, do this Council and AHBs combined hold more than 50% of the voting share?"

18 Councillor C. Johnston - Development Levies Accrued

"To ask the Chief Executive to provide on a yearly basis since 2019 the amount of Development Levies accrued by each Local Electoral Area and how much is outstanding to date?"

19 Councillor C. Johnston - Extend the Hours of the Dog Warden Services

"To ask the Chief Executive to confirm if there are any proposals to extend the hours of the Dog Warden Services in Fingal to pick up stray and abandoned dogs, particularly at weekends?"

20 Report of Committees

- a Report of Operational, Procedure and Finance Committee (OP&F) Meeting held on Monday 9th September 2024
- b Report of Balbriggan/Rush-Lusk/Swords (Services B) Meeting held on Thursday 12th September 2024
- c Report of Howth/Malahide (Services B) Meeting held on Wednesday 2nd October 2024
- d Report of Blanchardstown/Mulhuddart/Castleknock-Ongar (Services B) Meeting held on Thursday 3rd October 2024
- e Report of Corporate Policy Group (CPG) Meeting held on Monday 7th October 2024
- f Report of Balbriggan/Rush-Lusk/Swords (Services B) Area Committee Meeting held on Thursday 10th October 2024

21 Financial Matters

- a 3-year Capital Plan
- b Local Property Tax Variation

22 Proposed Disposal of Properties

- a Notice of proposed disposal of land at Stephenstown Industrial Estate, Balbriggan to S&F Global Fresh Exotics Lim

- b Notice of proposed disposal of land and grant of permanent wayleaves at Church Fields Phase 3A, Mulhuddart, Co. Dublin, to ESB Networks
- c Notice of proposed disposal of land at Church Fields Phase 3B, Mulhuddart, Dublin 15, to GEM Construction Limited
- d Notice of proposed grant of wayleave at Batter Lane, Co. Dublin, to Electricity Supply Board
- e Notice of proposed disposal of land and grant of permanent wayleave at Ballymastone Recreational Hub (Phase 2), Ballymastone, Donabate, Co. Dublin, to ESB Networks

23 Declarations of Roads

- a River Mall Lane Way Swords
- b The Elms, Ridgewood, Swords
- c Ashfield, Ridgewood, Swords
- d Footpath on Park Road, Rush
- e Bracken Park, Castleknock
- f Castlegrange Estate, Castaheany

24 Appointment of External Members by Resolution to Audit Committee

25 Strategic Policy Committee (SPC) Membership 2024 - 2029

26 Halloween Projects 2024 Funding Applications

27 Chief Executive's Report

28 Mayor's Business - Councillor B. McDonagh

a Councillor B. McDonagh - Aircraft Noise Presentation

"That this Council invite representatives of St. Margaret's The Ward (SMTW) to brief the Members in this Chamber on the impact of Aircraft Noise and related matters on the day of the November Council Meeting, Monday 11th November 2024."

29 Conference Report

- a LAMA - Autumn Seminar 17th and 18th of October in the Newgrange Hotel in Navan, Co. Meath

30 Correspondence

- a Letter dated 2nd September 2024 from Roscommon County Council - re - VAT Rate Hospitality Sector sent to Minister Martin
- b Letter dated 2nd September 2024 from Roscommon County Council - re - VAT Rate Hospitality Sector sent to Minister Chamber
- c Letter dated 2nd September 2024 from Roscommon County Council - re - Illegal Dumping Charges sent to Minister Ryan
- d Letter dated 6th September 2024 from Leitrim County Council - re - Reduce VAT Rate for Hospitality Sector
- e Letter dated 6th September 2024 from Leitrim County Council - re - Fracked Gas
- f Letter dated 20th September from National Oversight and Audit Commission (NOAC) Re - Local Authority Performance Indicator Report

31 Departmental/Ministerial Correspondence

- a Letter dated September 2024 from the Department of Tourism, Culture, Arts, Gaeltacht, Sport & Media re Item 35 - Cllr R. O'Donoghue - Introduction of Pilot Scheme for Artists with Disabilities
- b Letter dated September 2024 from Department of Housing, Local Government and Heritage re Item 49 Cllr A Graves - Increase Resources & Funding for the Operation of the Tenant In-Situ Scheme 13th May 2024

MOTIONS STATUTORY FUNCTIONS

32 Councillor K. Dennison - Associated Housing Bodies and this Council

“That the Chief Executive reports on the Council’s relationship with the various Associated Housing Bodies, to include the number of units each of them now operates in the County and what responsibility they have in relation to anti-social behaviour and how this is monitored.”

33 Councillor D. Healy - Conditions aimed at preventing Multiple Apartment Units being sold to a Single Buyer

“That the Council, pursuant to S.13 (1A) of the Planning and Development Act, hereby requests the Chief Executive to prepare a report on the following proposal to initiate a process to consider a

variation of the Development Plan:

The insertion in the Development Plan of the following: 3.5.9.4 Apartments not designated as Build-to-Rent Policy SPQHP33A Apartment schemes not designated as build-to-rent may be required in their planning decision to offer for sale to the public a proportion of units (other than those covered by a Part V agreement), the proportion, up to 100%, to be determined, taking into consideration the demand in the area, particularly the demand to purchase an apartment to move to/from a larger dwelling."

34 Councillor M. McCamley - Variation to the Fingal Development Plan - Drones Land Use Zoning

"That the Chief Executive consider a variation to the current Development Plan to include 'Drones' in the Land Use Zoning chapter".

35 Councillor P. Mulville - A Map of Current Fingal County Council's Housing Areas

"That the Chief Executive, further to Representation R21\13723, Question 4 on the October 2023 Council Meeting Agenda and Motion 45 December 2023, on the December Council Meeting Agenda, provide a detailed map of the current Fingal County Council's housing areas, which can be zoomed in on and which also shows the Local Electoral Area or Committee area boundaries, similar to the housing map for the Dublin City Council's administrative area."

36 Councillor R. Coppinger - Domestic Violence Refuge Accommodation in Fingal

"Noting that gender-based violence is identified by the World Health Organisation as the greatest threat to the health of women, girls and LGBTI people globally, that it is recognised as an epidemic in Ireland and that Government strategy is to double the provision of refuge accommodation nationally, that Fingal County Council could play a key role in improving provision of refuge accommodation throughout the County by:

a) assisting the only refuge in Fingal (run by Sonas and which currently turns away 500 women a year) to increase its capacity by supporting a Capital Assistance Scheme (CAS) application for four more apartments and work with State Agencies to establish more refuges elsewhere in Fingal;

- b) providing or acquiring 'safe homes' for those fleeing domestic violence, none of which exist in Fingal;
- c) give consideration to funding a post for Sonas to recruit a 'Resettlement Officer' for women and families in Fingal exiting refuge or facing homelessness due to violence."

37 Councillor C. Boland - Number of Planning Applications lodged by the daa since September 2022

"That the Chief Executive reports on the number of planning applications lodged by the daa since September 2022."

38 Councillor T. Leddy - Servicing Land at Fingal - Site Service Fund

"That the Chief Executive apply to the Department of Local Government for a Site Service Fund, or similar mechanism, to activate the Fingal owned zoned land for the purpose of housing so that it becomes suitable for development in a timely manner."

39 Councillor J. Hopkins - Tackling illegal Short Lets in Fingal

"That the Chief Executive takes an active investigation role with respect to planning enforcement for Short Term lets in the County, we have 68 planning permissions for Short Term lets over the last 5 years for the entire County, it is evident that there are significantly more homes across the County available to rent on various sites than have planning permission."

40 Councillor P. Quinlan - Demographic Make-up of Fingal County Council's Social Housing Waiting List

"That the Chief Executive provides an update on the number of individuals of non-Irish nationality and of non-EU nationality on the Social Housing list."

41 Councillor R. O'Donoghue - Rent of Council Tenants under the Differential Rent Scheme (DRS)

"That this Council disregard the half-rate Carer's Allowance in full and the Disability Allowance in full, received by children, aged between 16 and 18 years, when calculating the rent of Council tenants under the Differential Rent Scheme (DRS), the Council notes that there are plans for a national review of the DRS Scheme, however, this has yet to commence, in the interim, that the Council will implement changes to its DRS Scheme based on this motion, these can then be updated

pending publication of the national review of the DRS Scheme.”

42 Councillor A. Graves - Community Services for Children with Autism

“That this Council agrees to put in place services in our Community Centres and public places to cater for the needs of children with autism and other needs as agreed during our Development Plan, many children miss the routine of school life and cannot sign up for the sports camps available during school holidays, not all children are able for contact sports and other resources are difficult to access, as there are not enough places available and may not be suitable to their needs.”

43 Councillor E. Dockrell - Random Sampling of Completed Projects Reviewed

“That the Chief Executive considers implementing a programme whereby random sample of completed projects are reviewed within this Council e.g., road resurfacing projects/upgrading of a particular facility, with the aim of producing a document of "learnings", which would then be used to implement additional necessary controls to ensure that future projects are more efficiently completed e.g., reducing any potential overspends or delays by learning from mistakes made in the lifecycle of these reviewed sample projects.”

**MOTIONS NON-
STATUTORY
FUNCTIONS**

44 Councillor J. Burtchaell - Fingal Twinning with City/Borough in Palestine

“In the context of the ongoing genocide in Gaza where over 35,000 civilians have been killed by the actions of Israeli military, that Fingal County Council extends solidarity with the Palestinian people by seeking to twin with a city or borough in Palestine.”

45 Councillor J. Walsh - Accessibility at Train Stations

“That the Chief Executive write to Irish Rail pointing out that train stations in Fingal are often inaccessible to people with disabilities and asking Irish Rail to implement essential short-term measures to improve accessibility for wheelchair users at train stations as a matter of urgency.”

46 Councillor JK Onwumereh - Increasing number of incidents involving Scramblers and Scooters

"In view of the increasing number of incidents involving scramblers in Fingal, to ask the Chief Executive to raise a "red alert" with An Garda Síochána and all relevant department heads to expedite action on the registration and regulation of the use of scramblers and scooters to mitigate the recklessness and danger scramblers and scooters constitute on our roads, parks and other public spaces."

47 Councillor D. Mulligan - Local Authorities role in Recovery and Resilience Facility funding

"That the Chief Executive writes to the Department of Public Expenditure and the Department of Taoiseach, to give Fingal County Council and other local authorities the power to apply for, manage and utilise the remaining €592 million European Recovery and Resilience Facility funds not applied for on behalf of Ireland, with a focus on the critical priority areas highlighted in National Recovery Plan of green transition, digital transformation, social recovery, and job creation, in light of the central government's delays in drawing down and disbursing the full allocation."

48 Councillor T. Murphy - Bus Shelters - For all Bus Stops

"That the Chief Executive writes to the relevant authority for bus shelters for all bus stops, where possible, for regional and local stops, to encourage the public to continue to use public transport throughout the winter months."

49 Councillor G. Sheehan - Reconnection of Houses to the Electricity Supply

"That the Chief Executive writes to the Electricity Supply Board (ESB) to outline what can be done to help speed up the process of reconnecting houses to the electricity supply with the hope of getting houses onto the market quicker."

50 Councillor D.J. Kelly - Report on Anti-social behaviour in Fingal

"That the Chief Executive writes to An Garda Síochána to request a report on anti-social behaviour in Fingal for the years 2022, 2023 and 2024."

51 Councillor A. Donnelly - Water supply Issues - Uisce Éireann

“That the Chief Executive invites Uisce Éireann to the Chamber to speak with Councillors about the problems residents across Fingal have been having with their water supply.”

52 Councillor J. Humphreys - Transient Visitor Tax

“That the Chief Executive writes to the Minister for Finance and all local Councils calling for the introduction of enabling legislation to allow County Councils’ to levy a Transient Visitor Tax, on overnight stays in hotels, short-term rentals, such as Airbnb’s, and other accommodations within the County.”
