

Comhairle Contae Fhine Gall Fingal County Council

Minutes of the County Council Meeting held on Monday, 9th December, 2024 in the Council Chamber - County Hall, Swords, at 5.00 pm

MEMBERS PRESENT

Councillors:

Boland, Cathal
Burtchaell, John
Butler, Darragh
Carbone-Mangan, Eimear
Corkery, Luke
Dennison, Kieran
Donnelly, Angela
Doyle, Tania
Guerin, Jimmy
Haughey, Cathal
Humphreys, James
Johnston, Corina
Kelly, Darren Jack
Kitt, Tom
Leddy, Ted
Maguire, Grainne

Councillors:

McCamley, Mary
McDonagh, Brian
Mulligan, Dean
Mulville, Paul
Murphy, Tony
Newman, Joe
O'Leary, Tom
Onwumereh, JK
Quinlan, Patrick
Ryan, Brendan
Sheehan, Gerard
Shovlin, Siobhan
Tormey, Aoibhinn
Troy, Ellen
Walsh, John

Apologies for inability to attend were received for Councillor Eoghan O'Brien.

The Mayor, Councillor Brian McDonagh, 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); Oliver Hunt (Head of Finance); Matthew McAleese (Director of Services Planning and Strategic Infrastructure);

Paul Carroll (Director of Housing Services and Community Development); Gerry Mc Dermott (Head of Communications); Sinead Murphy (Senior Engineer); Patricia Cadogan (A/Senior Planner); Nikki Halleran (A/Senior Executive Officer).

F/473/24 (Agenda Item No)

ANNOUNCEMENT

The Mayor, Councillor. B. McDonagh, at the start of the meeting, reminded Members that Standing Orders would apply to all aspects of the meeting.

F/474/24 (Agenda Item No 1)

Confirmation and Re-Affirmation of Minutes

F/475/24 (Agenda Item No 1a)

Confirmation and re-affirmation of Minutes of Council Meeting held on Monday 11th November 2024

Minutes of the County Council Meeting held on Monday 11th November 2024 which had been circulated were considered.

It was **PROPOSED** by Councillor B. McDonagh, seconded by Councillor M. McCamley and **RESOLVED –**

“That the minutes of the County Council Meeting held on Monday 11th November 2024 be **ADOPTED.**”

F/476/24 (Agenda Item No 1b)

Confirmation and re-affirmation of Budget Minutes held on Tuesday 3rd December 2024

Minutes of the Annual Budget Meeting held on Tuesday 3rd December 2024 which had been circulated were considered.

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

“That the minutes of the Annual Budget Meeting held on Tuesday 3rd December 2024 be **ADOPTED.**”

F/477/24 (Agenda Item No 2)

NOMINATIONS

F/478/24 (Agenda Item No 2a)

Appointment of six Members to the Fingal Biodiversity Forum

The Mayor informed the Members the membership of the Committee is confined to one member of each of the Area Committee's and three members of the relevant Strategic Policy Committees: Marine & Coastal Management SPC, Planning, Strategic Transport & Infrastructure SPC, Climate Action, Biodiversity & Environment SPC.

It was proposed by Councillor D. Healy, seconded by Councillor D. Mulligan:

“That Councillor Paul Mulville be appointed to the Fingal Biodiversity Forum.”

It was proposed by Councillor A. Tormey, seconded by Councillor T. O'Leary:

“That Councillor Luke Corkery be appointed to the Fingal Biodiversity Forum.”

It was proposed by Councillor J. Humphreys, seconded by Councillor M. McCamley:

“That Councillor David Healy be appointed to the Fingal Biodiversity Forum.”

It was proposed by Councillor M. McCamley, seconded by Councillor T. Kitt:

“That Councillor John Walsh be appointed to the Fingal Biodiversity Forum.”

It was proposed by Councillor J. Guerin, seconded by Councillor DJ. Kelly:

“That Councillor Joe Newman be appointed to the Fingal Biodiversity Forum.”

It was proposed by Councillor D. Healy, seconded by Councillor D. Healy, seconded by Councillor P. Mulville:

“That Councillor Brian McDonagh be appointed to the Fingal Biodiversity Forum.”

The Mayor then **DECLARED** Councillors Paul Mulville, Luke Corkery, David Healy, John Walsh, Joe Newman and Brian McDonagh be appointed as members to the Fingal Biodiversity Forum.

F/479/24 (Agenda Item No)

QUESTIONS

It was proposed by Councillor J. Humphries, seconded by Councillor k. Dennison and **RESOLVED:**

“That in accordance with Standing Order No. 51, Questions numbered 3 to 11 be **ADOPTED.**”

F/480/24 (Agenda Item No 3)

Councillor C. Boland - Formal/Informal Meetings Uisce Éireann

F/481/24 (Agenda Item No 4)

Councillor P. Mulville - Number of Social Workers currently Employed by this Council

F/482/24 (Agenda Item No 5)

Councillor J. Walsh - Inactive sites with Full Planning Permission

F/483/24 (Agenda Item No 6)

Councillor JK Onwumereh - Plans for Street Feast in the County in 2025

F/484/24 (Agenda Item No 7)

Councillor T. Leddy - Replacing Defective Street Lights

F/485/24 (Agenda Item No 8)

Councillor D. Butler - Damage to Public Toilets

F/486/24 (Agenda Item No 9)
Councillor D. Healy - Paving of Gardens and Flood Risks

F/487/24 (Agenda Item No 10)
Councillor J. Humphreys - Street Feast 2025

F/488/24 (Agenda Item No 11)
Councillor C. Johnston - Fingal Coastal Way

F/489/24 (Agenda Item No 12)
Report of Committees

F/490/24 (Agenda Item No 12a)
Report of Organisation, Procedures & Finance Committee Meeting (OP&F)
held on Monday 11th November 2024

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

F/491/24 (Agenda Item No 12b)
Report of Balbriggan/Rush-Lusk/Swords (Services B) Area Committee
Meeting held on Thursday 14th November 2024

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor J. Humphreys, seconded by Councillor M. Quinn, and **RESOLVED**:

"That the recommendations contained in the report of Committee of Balbriggan/Rush-Lusk/Swords Services (B) Meeting held on Thursday 14th November 2024, are hereby **ADOPTED**."

F/492/24 (Agenda Item No 12c)
Report of Corporate Policy Group Meeting (CPG) held on Monday 2nd
December 2024

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor B. McDonagh, seconded by Councillor K. Dennison and **RESOLVED**:

"That the recommendations contained in the report from Corporate Policy Group Meeting held on Monday 2nd December 2024, be **APPROVED.**"

F/493/24 (Agenda Item No 12d)

Report of Strategic Policy Committee Meetings (SPC)

The reports by the Strategic Policy Committee Chairpersons which had been circulated were **CONSIDERED** and **NOTED**.

F/494/24 (Agenda Item No 12e)

Report of Howth/Malahide (Services B) Area Committee Meeting held on Wednesday 4th December 2024

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor A. Tormey, seconded by Councillor B. McDonagh and **RESOLVED:**

"That the recommendations contained in the report of Committee of Howth Malahide Services (B) meeting held on 4th December 2024 are hereby **ADOPTED.**"

a Report of Blanchardstown/Mulhuddart/Castleknock-Ongar (Services B) Area Committee Meeting held on Thursday 5th December 2024

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

"That the recommendations contained in the report of Committee of Blanchardstown-Mulhuddart/Castleknock/Ongar Services B meeting held on Thursday 5th December 2024, are hereby **ADOPTED.**"

F/495/24 (Agenda Item No 13)

Financial Matters

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

F/496/24 (Agenda Item No 14)

Proposed Disposal of Properties

a Notice of Proposed Disposal of Land at Mooretown, Swords, Co. Dublin to Glenveagh Homes Limited

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

"That lands at Mooretown, Swords, Co. Dublin, as referred to in the Notice under S183 of the Local Government Act 2001 as amended and dated 27th November 2024, be disposed of to Glenveagh Homes Limited, in accordance with the terms specified therein."

F/497/24 (Agenda Item No 14b)

Notice of Proposed Disposal of land at Barrack Lane, Lusk, Co. Dublin to Mr. Derry Peacock

The attached report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor T. O'Leary and seconded by Councillor E. Carbone-Mangan and **RESOLVED**:

"That lands at Barrack Lane, Lusk, Co. Dublin, as referred to in the Notice under S183 of the Local Government Act 2001 as amended and dated 7th November 2024, be disposed of to Mr. Derry Peacock , in accordance with the terms specified therein."

a Notice of Proposed Disposal of land at North Road, Coldwinters, Dublin 11 to Mr Clive Rooney

The attached report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor M. McCamley and seconded by Councillor J. Humphreys and **RESOLVED**:

"That lands at North Road, Coldwinters, Dublin 11, as referred to in the Notice under S183 of the Local Government Act 2001 as amended and dated 28th

November 2024, be disposed of to Mr. Clive Rooney, in accordance with the terms specified therein.”

F/498/24 (Agenda Item No 14d)

Proposed Disposal of Fee Simple Interest of Dwellings

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor B. McDonagh and seconded by Councillor D. Healy and **RESOLVED**:

“That the Fee Simple Interest referred to in the attached report be disposed of in accordance with the terms specified therein.

F/499/24 (Agenda Item No 15)

Declarations of Roads

F/500/24 (Agenda Item No 15a)

Ongar Village, Dublin 15

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor K. Dennison, seconded by Councillor J. Walsh, and **RESOLVED**:

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

F/501/24 (Agenda Item No 15b)

Bellingsmore Estate, Dublin 15

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

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

F/502/24 (Agenda Item No 15c)
Heathfield Estate, The Ward

The report by the Chief Executive which had been circulated was **CONSIDERED**.
 It was **NOTED** that the correct address is Heathfield, Cappoge, The Ward.

It was proposed by Councillor J. Burtchaell, seconded by Councillor M. McCamley, and **RESOLVED**:

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

a **Thormanby Hill, Howth**

The report by the Chief Executive which had been circulated was **CONSIDERED**.
 It was proposed by Councillor A. Tormey, seconded by Councillor B. McDonagh, and **RESOLVED**:

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

F/503/24 (Agenda Item No 15e)
**Portmarnock South Phase 1A (Saint Marnock's Bay), Station Road,
 Portmarnock, Co Dublin**

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

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

F/504/24 (Agenda Item No 15f)

Oak Park, Kinsealy

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor B. McDonagh, seconded by Councillor A. Tormey, and **RESOLVED**:

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

F/505/24 (Agenda Item No)

VARY ORDER OF BUSINESS

The Mayor, Councillor B. McDonagh proposed to vary the order of business and to take Agenda Items 17, 18 & 20 at this stage of the meeting, returning to Items 19 & 16 after these Items had been dealt with.

The Members **AGREED** to this variation.

F/506/24 (Agenda Item No 17)

Draft Corporate Plan 2024 - 2029

The report by the Chief Executive which had been circulated was **CONSIDERED**. A presentation was given to the Members by Gerry McDermott, Senior Executive Officer, Corporate Services Department.

It was proposed by Councillor B. McDonagh, seconded by Councillor J. Newman and **RESOLVED** that-

“That the Fingal County Council Corporate Plan 2024 – 2029 is hereby **ADOPTED**.”

F/507/24 (Agenda Item No 18)

Amendment to Standing Orders

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

It was proposed by Councillor B. McDonagh, seconded by Councillor P. Mulville and **AGREED** that-

"That the amendment to Standing Orders is hereby **ADOPTED.**"

F/508/24 (Agenda Item No 20)

Draft Flemington Local Area Plan

The report by the Chief Executive which had been circulated was **CONSIDERED.**
A presentation was given to the Members by Patricia Cadogan, A/Senior Planner, Planning & Strategic Infrastructure Department.

During the course of the discussion, it was proposed by Councillor T. O'Leary and seconded by Councillor A. Tormey:

"This Council resolves to delete Figure 9.1, 'Phasing of Development' from the Flemington Local Area Plan."

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

It was then proposed by Councillor T. O'Leary and seconded by Councillor A. Tormey:

"This Council resolves to delete Table 9.1 – '*Phasing of Development Summary*' from the Flemington Local Area Plan."

The report by the Chief Executive which had been circulated was **CONSIDERED.**
Following discussion, the report was **AGREED.**
It was then proposed by Councillor T. O'Leary and seconded by Councillor A. Tormey:

"This Council resolves to maintain the density that was envisaged for the Local Area Plan lands, as set out in the Draft Plan published in September 2024. "

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

It was then proposed by Councillor T. O'Leary and seconded by Councillor A. Tormey:

"This Council resolves not to support the Chief Executive's proposed Objective 5.14 of the LAP, which states:

"Proposals

for residential development within each character area will be required to accord with the density ranges as set out for Key Town/ Large Town (Suburban/Urban Extension) within the Sustainable Residential Development and Compact Settlements – Guidelines for Planning Authorities (or any update thereof)". "

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

It was then proposed by Councillor B. McDonagh, seconded by Councillor M. McCamley and **RESOLVED** that-

"That the Flemington Local Area Plan is hereby **ADOPTED**."

F/509/24 (Agenda Item No 19)
Fingal Road Safety Working Together Group

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

Following discussion, it was proposed by Councillor B. McDonagh, seconded by Councillor J. Humphreys and **AGREED**.

F/510/24 (Agenda Item No 21)
(PARTXI/003/24) Report pursuant to Part XI of the Planning and Development Act 2000 (as amended) and Part 8 of the Planning and Development Regulations 2001 - 2015 (as amended) for site Improvement and development works at Mulhuddart Cemetery, Church Road, Dublin 15

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

Following discussion, it was proposed by Councillor M. McCamley, seconded by Councillor K. Dennison, and **AGREED**

F/511/24 (Agenda Item No 16)

Confirmation of the submission of the Chief Executive's Report to the Elected Members pursuant to s.13(1A)(b) of the Planning and Development Act 2000, as amended, following the Motion passed on 11th November 2024

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

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

F/512/24 (Agenda Item No 22)
Chief Executive's Report

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

F/513/24 (Agenda Item No 23)
Mayor's Business - Councillor B. McDonagh

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

F/514/24 (Agenda Item No 24)
Conference Report

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

F/515/24 (Agenda Item No 25)
Correspondence

F/516/24 (Agenda Item No 25a)
Letter dated 8th November 2024 from Dublin City Council Re Cllr J. Humphreys' Motion Transient Visitor Tax

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

F/517/24 (Agenda Item No 25b)
Letter dated 11th November 2024 from Monaghan County Council Re: Primary Medical Certification Scheme

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

F/518/24 (Agenda Item No 25c)

Letter dated 13th November 2024 from Kerry County Council Re - Apple Tax Ruling

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

F/519/24 (Agenda Item No 25d)

Letter dated 28th November 2024 from Leitrim County Council re CCTV in towns and villages

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

F/520/24 (Agenda Item No 26)

Departmental/Ministerial Correspondence

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

F/521/24 (Agenda Item No)

MOTIONS - STATUTORY FUNCTIONS

F/522/24 (Agenda Item No 27)

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

F/523/24 (Agenda Item No 28)

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

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

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

F/524/24 (Agenda Item No 29)

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

The motion, in the name of Councillor P. Quinlan was proposed by Councillor P. Quinlan and seconded by Councillor G. Sheehan.

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

FOR: 1 ONE

AGAINST: 28 TWENTY EIGHT

ABSTAIN: 0 ZERO

FOR: Councillor Patrick Quinlan.

AGAINST: Councillors John Burtchaell, Darragh Butler, Eimear Carbone-Mangan, Luke Corkery, Kieran Dennison, Angela Donnelly, Jimmy Guerin, Cathal Haughey, David Healy, James Humphreys, Corina Johnston, Darren Jack Kelly, Ted Leddy, Grainne Maguire, Mary McCamley, Brian McDonagh, Dean Mulligan, Paul Mulville, Tony Murphy, Tom O'Leary, JK Onwumereh, Malachy Quinn, Brendan Ryan, Gerard Sheehan, Siobhan Shovlin, Aoibhinn Tormey, Ellen Troy & John Walsh.

ABSTAIN:

It was **NOTED** that, while 37 Members were entitled to vote, eight of these Members were absent from the meeting.

The Mayor then **DECLARED** the Motion **FAILED**.

F/525/24 (Agenda Item No 30)

Councillor E. Dockrell - Random Sampling of Completed Projects Reviewed

It was agreed to defer this item.

F/526/24 (Agenda Item No 31)

Councillor M. McCamley - Provision for the Planting of Orchards in Public Green Spaces

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

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

F/527/24 (Agenda Item No 32)

Councillor M. Quinn - Welfare Application Form

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

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

F/528/24 (Agenda Item No 33)

Councillor D. Healy - Sustainable Urban Drainage Systems

The motion, in the name of Councillor D. Healy, was proposed by Councillor D. Healy and seconded by Councillor B. McDonagh.

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

F/529/24 (Agenda Item No 34)

Councillor E. O'Brien - Community Warden

It was agreed to defer this item.

F/530/24 (Agenda Item No 35)

Councillor A. Donnelly - Support Services to Fingal Residents

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

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

F/531/24 (Agenda Item No)

MOTIONS - NON-STATUTORY FUNCTIONS

F/532/24 (Agenda Item No 36)

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

The motion, in the name of Councillor J. Burtchaell, was proposed by Councillor J. Burtchaell and seconded by Councillor D. Healy.

Following discussions, the Motion was **AGREED**.

Councillor Burtchaell committed to liaising with the Palestinian Community in relation to this matter.

F/533/24 (Agenda Item No 37)

Councillor J. Walsh - Accessibility at Train Stations

It was agreed to defer this item.

F/534/24 (Agenda Item No 38)

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

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

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

F/535/24 (Agenda Item No 39)

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

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

Following discussions, the Motion was **AGREED**.

F/536/24 (Agenda Item No 40)

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

The motion, in the name of Councillor T. Murphy, was proposed by Councillor T. Murphy and seconded by Councillor G. Maguire.

Following discussions, the Motion was **AGREED**.

F/537/24 (Agenda Item No 41)

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

The motion, in the name of Councillor G. Sheehan, was proposed by Councillor G. Sheehan and seconded by Councillor E. Troy.

Following discussions, the Motion was **AGREED**.

F/538/24 (Agenda Item No 42)

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

The motion, in the name of Councillor D.J. Kelly, was proposed by Councillor D.J. Kelly and seconded by Councillor B. McDonagh.

Following discussions, the Motion was **AGREED**.

F/539/24 (Agenda Item No 43)

Councillor B. McDonagh - Occupied Territories Bill

It was **AGREED** to take Items 43 & 44 together.

It was further **AGREED** to extend the meeting to conclude Items 43 & 44.

The motion, in the name of Councillor B. McDonagh, was proposed by Councillor B. McDonagh and seconded by Councillor M. Camley.

Following discussions, the Motion was **AGREED**.

F/540/24 (Agenda Item No 44)
Councillor P. Mulville - Occupied Territories Bill

It was **AGREED** to take Items 43 & 44 together.

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

Following discussions, the Motion was **AGREED**.

The Meeting concluded at 8:03pm.

MAYOR _____

DATE _____