

**MINUTES OF ORDINARY MEETING OF CORK CITY COUNCIL**  
**HELD ON MONDAY, 24<sup>th</sup> JULY, 2006**

- PRESENT** An tArdmhéara, Comhairleoir M. Ahern in the chair.
- NORTH EAST** Comhairleoirí T. Brosnan, J. Kelleher, D. Murphy, A. Spillane.
- NORTH CENTRAL** Comhairleoirí M. Barry, C. Clancy, G. O' Flynn, D. Wallace, P. Gosch.
- NORTH WEST** Comhairleoirí J. O'Brien, D. McCarthy, C. Burke, M. O' Connell, T. Fitzgerald.
- SOUTH EAST** Comhairleoirí D. Clune, D. Counihan, C. O' Leary, D. O' Flynn, J. Corr.
- SOUTH CENTRAL** Comhairleoirí C. Lynch, S. Martin, T. O' Driscoll.
- SOUTH WEST** Comhairleoirí J. Buttimer, F. Dennehy, M. Shields, B. Bermingham,
- APOLOGIES** Comhairleoirí T. Shannon and D. Cregan.
- ALSO PRESENT** Mr. J. Gavin, City Manager.  
Mr. D. Buggy, Assistant City Manager, Roads & Transportation.  
Mr. S. Kearney, Director of Services, Housing & Community  
Mr. B. Geaney, A/Senior Executive Officer, Housing & Community  
Ms. N. Mulcahy, A/Senior Executive Officer, Corporate Affairs.  
Ms. E. McCarthy, Staff Officer, Corporate Affairs

An tArdmhéara recited the opening prayer.

1. (a) **SUSPENSION OF STANDING ORDERS**

On the proposal of Comhairleoir J. Buttimer An Chomhairle unanimously agreed the suspension of Standing Orders to discuss Marketing Cork. Members agreed to discuss this matter at the end of the meeting.

1.(b) **VOTES OF SYMPATHY**

A vote of sympathy was passed unanimously with An Chomhairle standing in silence to:-

- Jenny Jones on the death of her husband Vere Wynne Jones.
- Paud Black on the death of his mother Sheila Black.
- Patricia Hourihan on the death of her father Patrick Galvin.
- Denis McSweeney on the death of his wife Veronica McSweeney

1.(c) **VOTES OF CONGRATULATIONS**

An Chomhairle extended a vote of congratulations to:

- The Cork Hurling Team on winning the Munster Championship Senior Hurling Final.
- Cork City Football Club on recent success on the qualifying round of Champions League.

2. **MINUTES**

The Minutes of the Ordinary Meeting of An Chomhairle held on 17<sup>th</sup> July, 2006 were considered and approved.

Comhairleoir M. Barry requested that it be noted that the Cork 2005 Final Report is still awaited.

3. **CIVIC RECEPTIONS**

An Chomhairle approved the following Civic Receptions:

- (a) Residents of Liam Lynch Park to mark the 50<sup>th</sup> Anniversary of the Park.
- (b) John X. Miller of Cork Civic Trust recently awarded the highest cultural award of Hungary – Pro Cultura Hungarica for the enlargement project during Cork 2005
- (c) European Marine Biological Association

4. **QUESTIONS**

4.1 **GREEN SPACES WITHIN THE CITY**

In response to the question submitted by Comhairleoir S. Martin a reply was given which stated that the Parks Department undertake a five-yearly audit of all significant green spaces within the city, and this report is available for inspection. The *Cork City Open Space Survey 2001* is currently being reviewed. This work is expected to be finished by the end of 2006.

The *Cork City Development Plan 2004* identifies the green areas within the city and gives them the following zoning objectives:

- Public open spaces;
- Sports grounds;
- Landscape Protection Zones; and
- Ridge Protection Zones.

These green areas protected by policies within the development plan (in *Chapter 8: Natural Heritage and Recreation*). Public open spaces are protected by Policy NHR11 of the development plan, which includes a presumption against the development of such areas. . Paragraph 11.22 of the development includes the following text:

*“Planning applications which include proposals for development of public open spaces, including access across public open space, will be referred to Council for decision”* (para 11.22, p182 of *City Plan 2004*).

Therefore, those green areas with a specific zoning objective protecting them, and smaller public open spaces, are protected by the development plan.

#### 4.2 **NAME PLATES AT AVONMORE CLOSE AND SPRINGVALE**

In response to the question submitted by Comhairleoir T. Brosnan a reply was given which stated that nameplates for both estates were not erected due to an oversight and will now be ordered and erected as soon as possible.

#### 4.3 **TOW AWAY IN THE CITY**

In response to the question submitted by Comhairleoir G. O’Flynn a reply was given which stated that the allegation that one of the tow-away contractor’s staff is towing away vehicles without the appropriate licence is completely unfounded and totally untrue. However, any serious allegation such as this, with sufficient details should first be checked with the Traffic Division.

A copy of the crane licences for the tow-away staff can be made available to the Councillor if necessary, for viewing in the Traffic Division’s offices.

#### 4.4 **CONTRACTS ISSUED TO PRIVATE CONTRACTORS**

In response to the question submitted by Comhairleoir A. Spillane a reply was given which stated that one general building contract has been issued in the last 6 months in the Housing Maintenance section and the Cork Building Group were notified in advance of this contract. A further 9 buildings/engineering contracts have been notified to the Cork Building Group but contracts have not yet been issued in these cases.

#### 4.5 **COUNCIL PROPERTIES THAT HAVE BEEN VACANT**

In response to the question submitted by Comhairleoir M. Barry a reply was given which stated that the following tables give the number of houses vacant in the categories listed above.

**PROPERTIES UNDERGOING MAJOR  
REFURBISHMENT**

<b>6-12 months</b>	<b>12-18 months</b>	<b>18-24 months</b>	<b>More than 24 months</b>	<b>TOTAL</b>
38	31	21	79	169

**ALL OTHER VACANCY REASONS**

<b>6-12 months</b>	<b>12-18 months</b>	<b>18-24 months</b>	<b>More than 24 months</b>	<b>TOTAL</b>
44	8	2(legal)	6 (legal)	60

The eight properties that have been vacant for more than eighteen months in total are all the subject of litigation.

Of the properties that have been vacant for between six and eighteen months, a total of twelve of these have been returned from the Maintenance Department and are awaiting tenancy and two other properties are the subject of litigation.

The total number of units vacant and with the Maintenance Department is thirty-eight which represents just under a half of one percent of total housing stock. This figure is well within current best practice.

It is the policy of the City Council not to publish the addresses of vacant properties for security reasons.

**4.6 GREEN GARDENS PLAYGROUND**

In response to the question submitted by Comhairleoir P. Gosch a reply was given which stated that:-

1. Cork City Council licenced a portion of the former churchyards to Shandon Property Management, the property management company of the developer, Miranda Properties. This was executed in July 2003 and incorporated a marked space for 7 parking spaces.
2. By local agreement, Blarney St Residents Assoc. and Shandon St Residents Assoc. were given keys to the green area to allow local control of access. This agreement is still in place. Cork City Council still maintain the green area.

#### 4.7 **REVENUE COLLECTED ON PARKING FINES**

In response to the question submitted by Comhairleoir C. O'Connell a reply was given which stated that the revenue generated from the issuing of Parking Fines and Clamping from June 2005 to May 2006 is as follows:

Clamping generated €604,664 in revenue  
 Parking Fines generated €646,123 in revenue

The Traffic Wardens received an all-inclusive rate of pay and are not paid any incentives.

#### 4.8 **PLANNING PERMISSION GRANTED SINCE 2000**

In response to the question submitted by Comhairleoir M. Barry a reply was given which stated that Cork City Council have used the following management company condition when it is deemed relevant:-

Condition	Reason
<p>Prior to the development commencing the applicants shall submit to and agree in writing with the Planning Authority full details of a legally incorporated management company which shall be responsible for the future maintenance and upkeep of all services within the development site including drains, sewers, watermains, public lighting, paths, roads, open spaces, and refuse storage areas.</p>	<p>To ensure the satisfactory maintenance of the site in the interest of visual and residential amenity.</p>

All the decisions made since 2000 have been examined and the following details regarding management company conditions have been extrapolated.

Year	Total Number of Planning Decisions	No. of decisions with Management Company Condition			
		Total	Apartment Development Decisions Units	Housing Development Decisions Units	Mixed Use Development Decisions Units
2000	1004	18	9 → 164 units	5 → 227 units	4 → 21 houses 52 apts.
2001	859	18	6 → 91 units	7 → 151 units	5 → 33 houses 207 apts.
2002	779	20	6 → 287 units	4 → 21 units	

					10 → 57 houses 54 apts.
2003	910	35	14 → 665 units	4 → 94 units	17 → 124 houses 371 apts
2004	877	26	11 → 277 units	8 → 56 units	7 → 90 houses 101 apts
2005	921	30	9 → 152 units	4 → 31 units	17 → 95 houses 712 apts

The Department of the Environment, Heritage and Local Government, as recently as the 5<sup>th</sup> July, 2006 have issued a circular letter on Management Companies. They have also indicate that a Working Group, including representatives of Planning Authorities, will be set up shortly to consider further the issues of management companies and taking in charge of residential estates. It is planned that, based on the outcome of the Group's work, guidance would issue as part of expanded and revised Residential Density Guidelines, which in turn advance the Department's agenda Housing Policy Framework: Building Sustainable Communities, published last December.

5. **NORTH CITY ENVIRONMENTAL ENHANCEMENT ACTION PLAN**

An Chomhairle approved the report of the City Manager dated 20<sup>th</sup> July 2006 on the improvement of the public realm and physical environment of the city's northern sector.

6. **PART XVI PLANNING & DEVELOPMENT ACT 2000 - CÉILÍ MÓR – 10<sup>th</sup> SEPTEMBER 2006**

An Chomhairle approved the City Manager's report date 20<sup>th</sup> July 2006 on the proposed holding of Céilí Mór on 10<sup>th</sup> September 2006 pursuant to Section 238 of the Planning and Development Act 2000.

7. **DOCKLANDS POLICY COMMITTEE**

An Chomhairle approved the Progress Report of the Docklands Policy Committee dated 17<sup>th</sup> July 2006.

8. **HOUSING AND COMMUNITY DEVELOPMENT STRATEGIC POLICY COMMITTEE**

On the proposal of Comhairleoir T. Fitzgerald, seconded by Comhairleoir F. Dennehy An Chomhairle unanimously approved the appointment of Comhairleoir M. Shields to the Housing and Community Strategic Policy Committee.

9. **RECREATION AMENITY AND CULTURE STRATEGIC POLICY COMMITTEE**

On the proposal of Comhairleoir J. Kelleher, seconded by Comhairleoir C. Clancy An Chomhairle unanimously approved the appointment of Comhairleoir M. O’Connell to the Recreation Amenity & Culture Strategic Policy Committee.

10. **PLANNING AND DEVELOPMENT STRATEGIC POLICY COMMITTEE**

On the proposal of Comhairleoir J. Corr, seconded by Comhairleoir P. Gosch An Chomhairle unanimously approved the appointment of Comhairleoir D. Clune to the Planning and Development Strategic Policy Committee.

**An Chomhairle considered the following items which were deferred from the meeting of An Chomhairle held on the 17<sup>th</sup> July 2006:-**

11. **HOUSING & COMMUNITY FUNCTIONAL COMMITTEE – 3<sup>rd</sup> JULY 2006**

11.1 **DEVELOPMENT BY CLUID HOUSING ASSOCIATION LIMITED AT THE MAPLES, BALLINURE, MAHON, CORK**

An Chomhairle approved the report of the A/Director of Services dated 29<sup>th</sup> June, 2006 on the proposed loan facility to the Cluid Housing Association Limited in relation to development at The Maples, Ballinure, Mahon, Cork.

On the proposal of Comhairleoir J. Corr, seconded by Comhairleoir C. O’Leary an Chomhairle also adopted the following resolution:-

**“Resolved** that pursuant to the provisions of Section 6 of the Housing (Miscellaneous Provisions) Act, 1992, that a loan facility not exceeding €354,859 be granted to Cluid Housing Association subject to the terms and conditions of the Capital Loan and Subsidy Scheme”.

11.2 **CIRCULAR N4/06 LOCAL AUTHORITY HOUSING CAPITAL ALLOCATIONS 2006**

An Chomhairle considered the report of the A/Director of Services on Circular N4/06 Local Authority Housing Capital Allocations 2006.

Comhairleoir M. Barry proposed and Comhairleoir C. O’Leary seconded that a request be made to the Department of Environment, Heritage and Local Government to increase the City Council’s Housing Capital Allocation for 2006 to €92 million.

A vote was called for where there appeared as follows:-

**FOR:** Comhairleoirí J. Kelleher, A. Spillane, M. Barry, C. Clancy, J. O'Brien, M. O'Connell, C. O'Leary, D. O'Flynn, C. Lynch, J. Buttimer.-(10)

**AGAINST:** Comhairleoirí D. Murphy, G. O'Flynn, P. Gosch, C. Burke, T. Fitzgerald, D. Clune, D. Counihan, J. Corr, T. O'Driscoll, F. Dennehy, B. Bermingham, M. Ahern.-(12)

An tArd-Mhéara declared the vote defeated.

An Chomhairle approved the report of the A/Director of Services dated 29<sup>th</sup> June, 2006 on Circular N4/06 Local Authority Housing Capital Allocations 2006.

11.3 **IMPROVEMENT WORKS TO FLAT COMPLEXES AT NOONAN'S ROAD, ST. FINBARR'S ROAD, DEAN STREET & FORT STREET**

An Chomhairle approved the report of the A/Director of Services dated 29<sup>th</sup> June, 2006 in relation to the proposed external improvement works and general upgrading of Flat Complexes at Noonan's Road, St. Finbarr's Road, Dean Street & Fort Street.

12. **ROADS AND TRANSPORTATION FUNCTIONAL COMMITTEE – 3<sup>rd</sup> JULY 2006**

12.1 **ROADWORKS PROGRAMME**

An Chomhairle approved the Report of the Assistant City Manager dated 29<sup>th</sup> June, 2006, on the progress of ongoing Roadworks Programme for month ended June, 2006.

12.2 **REVERSAL OF INTRODUCTION OF 2-WAY TRAFFIC ALONG WASHINGTON STREET AND LANCASTER QUAY FROM COURTHOUSE STREET TO DONOVAN'S ROAD.**

On the proposal of Comhairleoir J. Buttimer, seconded by Comhairleoir J. Corr An Chomhairle agreed to amend South Main Street to Courthouse Street.

An Chomhairle approved the Report of the Assistant City Manager dated 29<sup>th</sup> June, 2006, regarding Reversal of Introduction of 2-Way Traffic Along Washington Street And Lancaster Quay from South Main Street to Donovan's Road and on the proposal of Comhairleoir B. Bermingham, seconded by Comhairleoir C. Burke An Chomhairle also resolved to adopt the proposals as outlined in the report.

The report of the Assistant City Manager stated that in March 2004, Council adopted a resolution to introduce two-way traffic on Lancaster Quay as part of the Curraheen Road to City Centre Green Route. The two-way system was introduced in June 2005.



A motion was subsequently passed by Council to revert to one-way traffic on Lancaster Quay. As a result the public consultation process was advertised in the Irish Examiner on 19th May with particulars of the proposal were made available for inspection at the Traffic Division office and submissions in writing invited during the statutory four-week period to 19th June.

No submissions have been received.

Accordingly I recommend that the Roads and Transportation Functional Committee considers the proposal to reverse the decision to introduce two-way traffic along Washington Street and Lancaster Quay from South Main Street to Donovan's Road, and refers it to Council for approval.

### 12.3 **UPPER PATRICK'S ROAD**

An Chomhairle approved the Report of the Assistant City Manager, dated 29<sup>th</sup> June, 2006, on the following motion which was referred to the Committee by An Chomhairle.

‘That Upper Patrick's Rd. be included in the 2007 Road Resurfacing Programme.’

(Proposer: Cllr. S. Martin 06/115)

The report of the Assistant City Manager stated that Upper Patricks Road can be considered for inclusion in the 2007 Resurfacing Programme if and when the planned water main renewal by the Environment Directorate takes place in advance.

### 12.4 **TRAFFIC LIGHTS BALLYVOLANE/ NORTH RING ROAD**

An Chomhairle approved the Report of the Assistant City Manager, dated 29<sup>th</sup> June, 2006, on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council Roads/ Traffic Department would prioritise the putting in place of the Traffic lights at the junctions of Ballyvolane Rd/ North Ring Road (near Firestation) to allow drivers coming from Ballyvolane exit in safety.’

(Proposer: Cllr. C. Clancy 06/232)

The report of the Assistant City Manager stated that the Department of the Environment, Heritage and Local Government has provided funding, as part of the Regional Traffic Management Grant, for the installation of traffic signals at the junction of Ballyvolane Road and North Ring Road.

Work on the design of the signals is due to start soon and it is planned that construction works on the ground will commence later on in the year.

## 12.5 **GREENHILLS COURT, SOUTH DOUGLAS ROAD**

An Chomhairle approved the Report of the Assistant City Manager, dated 29<sup>th</sup> June, 2006, on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would carry out much needed remedial work in Greenhills Court South Douglas Road. This work should include.

1. Complete footpath renewal.
2. Re-surfacing of road carriageway in the various cul-de-sac’s.
3. Cleaning of drains and installation of additional storm drains.
4. Upgrading of the public lighting system.
5. Removal of some green areas to enable greater parking spaces for residents.
6. Pruning of trees.
7. Drawing up of an action plan for the future development of the park area between housing and the landfill site.

(Proposer: Cllr. T. Shannon 06/287)

The report of the Assistant City Manager stated that:-

1. This year we propose to carry out a surface overlay on many of the footpaths in Greenhills Court using ‘Ecoflex’. The remaining footpaths in the estate will be considered for inclusion in the 2007 Roadworks Programme.
2. The carriageway in the various cul-de-sac’s will be considered for inclusion in the 2007 Resurfacing Programme.
3. We will carry out a detailed examination of the storm drains in Greenhills Court shortly. New gullies and storm drains will be installed as necessary following this examination.
4. A public lighting upgrade scheme for the entire Greenhills Estate was begun in 2005. This upgrade scheme is a three year program. Work on this program is continuing in 2006 and all remaining works at year end will be completed in 2007.
5. The removal of green areas for parking will be considered when the cul-de-sacs in Greenhills Court are being resurfaced.
6. This question has been forwarded to the Recreation Amenity & Culture Directorate for their attention.
7. This question has been forwarded to the Recreation Amenity & Culture Directorate for their attention.

## 13. **CORRESPONDENCE**

An Chomhairle noted correspondence.

14. **MOTIONS**

**An Chomhairle considered the following motions which were referred from the meeting of An Chomhairle held on 24<sup>th</sup> April, 2006 and deferred from the meeting of An Chomhairle held on 12<sup>th</sup> June 2006 and further deferred from the meeting of An Chomhairle held on 10<sup>th</sup> July and 17<sup>th</sup> July 2006.**

14.1 **CORK SWANSEA SUPERFERRY**

An Chomhairle considered the following motion.

‘That Cork City Council calls on the International Transport Federation and Cork Swansea Ferries to avail of the services of The Labour Relations Commission to conduct an independent audit into the current pay and working conditions of the crew members of the Cork Swansea Superferry.’

(Proposer: Cllr. J. Kelleher 06/290)

Comhairleoir B. Bermingham proposed and Comhairleoir T. Fitzgerald seconded that this item be deferred until information from Cork Swansea Ferry Company is received. A vote was called for where there appeared as follows:-

**FOR:** Comhairleoirí T. Fitzgerald, D. Clune, J. Buttimer, F. Dennehy, B. Bermingham. – (5)

**AGAINST:** Comhairleoirí J. Kelleher, M. Barry, C. Clancy, M. O’ Connell, C. O’ Leary, D. O’ Flynn, J. Corr, C. Lynch, M. Ahern. – (9)

An tArd-Mhéara declared the vote lost and the motion carried.

Comhairleoir B. Bermingham requested that his objection to the motion be noted in the minutes.

14.2 **NUMBER 3 BUS SERVICE**

An Chomhairle considered the following motion;

‘That Cork City Council calls on Bus Eireann to provide an adequate and satisfactory No. 3 bus service to the Blackpool/ Farranree area as the present service has remained unsatisfactory, despite representations and delegations to Bus Eireann on the matter.’

(Proposer: Cllr. P. Gosch 06/296)

On the proposal of Comhairleoir P. Gosch, seconded by Comhairleoir J. Buttimer An Chomhairle agreed to amend the motion to read as follows:-

‘That Cork City Council calls on Bus Eireann to provide an adequate and satisfactory No. 3 bus service to the Blackpool/ Farranree and Ballyphehane/ Turners Cross areas as the present service has remained unsatisfactory, and invite management of Bus Eireann to the next meeting of the Roads Transportation and Safety Committee.’

An Chomhairle approved the amended motion.

**An Chomhairle considered the following motions which were deferred from the meeting of An Chomhairle held on 12<sup>th</sup> June, 2006 and subsequent meeting of An Chomhairle held on 10<sup>th</sup> July 2006 and 17<sup>th</sup> July 2006.**

14.3 **SPORTS FUND**

**An Chomhairle approved the following Motion:-**

‘That Cork City Council would seek a sports fund of 5 million euro p.a. from the Minister for Sport.’

(Proposer: Cllr. D. McCarthy 06/259)

14.4 **SPORTS PARTNERSHIP**

**An Chomhairle approved the following Motion:-**

‘That Cork City Council would write to Minister John O’Donoghue asking that a sports partnership be put in place as a matter of urgency.’

(Proposer: Cllr. D. McCarthy 06/305)

14.5 **HEALTH SERVICE EXECUTIVE**

**An Chomhairle approved the following Motion:-**

‘That this Council requests the Minister for Health and Family Affairs to re-introduce Democracy, in some form, into the operation of the Health Services Executive nationally, and in its regional structure ensuring accountability to locally elected public representatives.’

(Proposer: Cllr. B. Bermingham 06/315)

#### 14.6 **DECENTRALISATION PROGRAMME**

An Chomhairle considered the following motion.

‘That Cork City Council calls on the Government as part of its ongoing Decentralisation Programme to identify a Government Department to be prioritised for Decentralisation to the new Cork Dockland Development Project.’

(Proposer: Cllr. J. Buttimer 06/318)

A vote was called for on the motion where there appeared as follows:-

**FOR:** Comhairleoirí M. O’ Connell, T. Fitzgerald, D. Counihan, J. Corr, C. Lynch, T. O’ Driscoll, J. Buttimer, F. Dennehy, B. Bermingham, M. Ahern.-(10)

**AGAINST:** Comhairleoirí A. Spillane, M. Barry, C. O’ Leary, D. O’ Flynn.-(4)

**ABSTAINED:** Comhairleoir C. Clancy

An tArd-Mhéara declared the vote carried and the motion approved.

**An Chomhairle considered the following motions which were deferred from the meeting of An Chomhairle held on 10<sup>th</sup> July 2006 and 17<sup>th</sup> July 2006.**

#### 14.7 **SPORTS AS SUBJECT ON THE LEAVING CERTIFICATE SYLLABUS**

‘That Cork City Council would write to the Minister for Education to enquire if it would be feasible to add a sports subject to the Leaving Cert syllabus.’

(Proposer: Cllr. D. McCarthy 06/260)

**Deferred to the next meeting of An Chomhairle**

#### 14.8 **CORK AIRPORT AUTHORITY – CHRISTY RING**

**An Chomhairle approved the following Motion:-**

‘That Cork City Council would write to the Cork Airport Authority requesting that consideration be given to naming the new terminal after Christy Ring in recognition of the huge contribution that he made to the sporting life of Cork over so many years.’

(Proposer: Cllr. T. Shannon, Cllr. D. McCarthy, Cllr. T. O’ Driscoll, Cllr. D. Wallace, Cllr. T. Brosnan 06/335)

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15. **CONTINUATION OF MEETING**

An Chomhairle agreed to continue the meeting beyond 8 p.m. and agreed unanimously that the meeting would finish at 9 p.m.

16. **CORPORATE POLICY GROUP – 17<sup>TH</sup> JULY 2006**

16.1 **FINANCIAL STATEMENT TO 30<sup>TH</sup> JUNE 2006**

An Chomhairle approved the Financial Statement to 30<sup>th</sup> June 2006.

16.2 **MOTIONS**

16.2.1 **PLAQUE AT PENROSE QUAY**

An Chomhairle approved the verbal report of the City Manager on the following motion which was referred to the Committee by An Chomhairle.

‘That this Council agrees that a suitable plaque be erected at Penrose Quay, as the departure point of the Old Innisfallen. This would be a memento for the thousand’s of Cork people who have emigrated, lots of them never to return to their native City.’

(Proposer: Cllr. C. O’Connell 06/281)

The City Manager informed the Group that the art work commissioned for Penrose Quay was almost completed and that arrangements are being made for the official unveiling of the work in early September.

16.2.2 **AMBUSH SITE AT KILMICHAEL**

An Chomhairle approved the recommendation of The Corporate Policy Group on the following motion which was referred to the Committee by An Chomhairle that attendance at the ambush site at Kilmichael on the 28<sup>th</sup> November each year should be a matter for each individual Comhairleoir.

‘That the Council agree that the 28<sup>th</sup> of November every year be marked by a commemorative ceremony at the ambush site at Kilmichael to be organised and attended by all members of Cork City Council.’

(Proposer: Cllr. C. O’Connell 06/323)

### 16.2.3 **HOST THE TALL SHIPS RACE IN 2011**

An Chomhairle approved the verbal report of the City Manager on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would make a formal bid to host the Tall Ships Race in 2011.’

(Proposer: Cllr. Tom O’ Driscoll 06/360)

The City Manager stated that he would initiate discussions with the relevant parties regarding the making of a formal bid to host the Tall Ships Race in 2011, the 20<sup>th</sup> Anniversary of the previous hosting of the race.

## 17. **ENVIRONMENT FUNCTIONAL COMMITTEE – 17<sup>th</sup> JULY, 2006**

### 17.1 **SANITARY AND OTHER SCHEMES**

An Chomhairle approved the report of the Director of Services on Sanitary and Other Schemes for the year to the 30<sup>th</sup> June 2006.

### 17.2 **ENVIRONMENTAL MATTERS**

An Chomhairle approved the report of the Director of Services on Environmental Matters for the year to 30<sup>th</sup> June 2006.

## 18. **PLANNING & DEVELOPMENT FUNCTIONAL COMMITTEE – 17<sup>th</sup> JULY 2006**

### 18.1 **HOUSING ESTATES**

An Chomhairle approved the report of the A/Director of Services, Planning & Development dated 13<sup>th</sup> July 2006 on Housing Estates – January – June 2006.

### 18.2 **PLANNING STATISTICS**

An Chomhairle approved the report of the A/Director of Services, Planning & Development dated 13<sup>th</sup> July, 2006 on the number of planning applications determined and deferred from 1<sup>st</sup> January, 2006 to 30<sup>th</sup> June, 2006.

An Chomhairle also approved the recommendation that an invitation be issued to Iarnród Eireann to make a presentation to An Chomhairle (in committee) on their proposals for the redevelopment of the Kent Station / Horgans Quay site.

An Chomhairle also approved the recommendation that in future, the Docklands Committee report to An Chomhairle in Committee.

18.3 **ENFORCEMENT STATISTICS**

An Chomhairle approved the report of the A/Director of Services, Planning & Development dated 13<sup>th</sup> July, 2006 on Planning Enforcement Statistics for period 1<sup>st</sup> January, 2006 – 30<sup>th</sup> June, 2006.

18.4 **MOTIONS**

18.4.1 **TAKE IN CHARGE SOUTH RIDGE ESTATE, SILVERSPRINGS**

An Chomhairle approved the report of the A/Director of Services, Planning & Development on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would take in charge South Ridge, Silversprings, now that the Estate has been completed by the builder.’

(Proposer: Cllr. T. Brosnan 06/242)

The report of the A/Director of Services, Planning & Development stated that this housing development has not yet been passed as being satisfactorily completed to the agreement of the Planning Authority for taking-in-charge.

“As-constructed” drawings have been submitted to the Planning Authority. A response on the drainage “as-constructed” drawings was issued to the developer last September highlighting certain defects. The developer has recently advised the Planning Authority that these defects have been rectified and a new inspection is to be carried out by the relevant engineer.

Inspection reports are pending on the other “as-constructed” drawings. The public lighting scheme is acceptable to Cork City Council.

A bond is currently in place in respect of the development.

19. **CORRESPONDENCE**

An Chomhairle noted correspondence.

20. **CONFERENCES**

An Chomhairle approved the attendance at the following Conferences:-



20.1 **THE LOCAL GOVERNMENT PLANNING SERVICE AS AN INSTRUMENT FOR RURAL/URBAN DEVELOPMENT**

An Chomhairle approved the attendance of Comhairleoir D. Cregan at the Local Government Planning Service as an instrument for rural/urban development Conference held at the Baltimore Harbour Hotel, Baltimore, Co. Cork on the 6<sup>th</sup> July – 8<sup>th</sup> July 2006.

20.2 **PARNELL SUMMER SCHOOL – FORGOTTEN HERO: MICHAEL DAVITT AND IRISH DEMOCRACY**

An Chomhairle approved the attendance of Comhairleoirí D. Cregan, J. Corr, S. Martin, B. Bermingham and M. O’Connell at the Parnell Summer School – Forgotten Hero: Michael Davitt and Irish Democracy Conference at the Avondale House, Rathdrum, Co. Wicklow at the 13<sup>th</sup> August - 18<sup>th</sup> August 2006.

20.3 **GENERAL HUMBERT SUMMER SCHOOL**

An Chomhairle approved the attendance of Comhairleoir T. Brosnan at the General Humbert Summer School Conference at the Newman Institute, Ballina, Co. Mayo on the 17<sup>th</sup> – 20<sup>th</sup> August 2006.

20.4 **AMAI ANNUAL CONFERENCE 2006**

An Chomhairle approved the attendance of Comhairleoir T. Brosnan at the AMAI Annual Conference 2006 at the AMAI Annual Conference 2006 at the Cavan Crystal Hotel, Cavan on the 14<sup>th</sup> – 16<sup>th</sup> September 2006.

20.5 **MERRIMAN SUMMER SCHOOL**

An Chomhairle approved the attendance of Comhairleoir C. Lynch and C. Clancy at the Merriman Summer School 2006 at the Spa Wells Centre, Lisdoonvarna, Co. Clare on the 19<sup>th</sup> - 26<sup>th</sup> August 2006.

21. **MOTIONS**

An Chomhairle referred the following motions to the relevant Committees:-

21.1 **REFURBISHMENT OF NOONANS RD / ST. FINBARRS RD / FORT ST.**

‘That Cork City Council would put a plan in place to carry out a complete refurbishment of Noonans Rd., St. Finbarrs Rd., and Fort St. The plan to look at

- (1) Landscaping
- (2) Appearance and environment of building external and internal
- (3) Traffic calming
- (4) Laneway closures
- (5) Anti Social behaviour

(Proposer: Cllr. S. Martin 06/120)

**Housing & Community Functional Committee**

21.2 **CEILINGS TO BE REVIEWED IN RELATION TO DISABLED PERSONS GRANT**

‘That the ceilings presently in place, i.e ceilings put in place by Cork City Council, be immediately reviewed in relation to the disabled persons grant

0 to 25,000	80% Grant
25,000 to 35,000	75% Grant
35,000 to 40,000	70% Grant

In my opinion these ceilings need to be raised and those people earning €40,000 or more need to have a mechanism put in place to allow them obtain a grant towards work deemed necessary.’

(Proposer: Cllr. S. Martin 06/143)

**Housing & Community Strategic Policy Group**

21.3 **MEMBERS OF PRESS INVITED TO RECEPTIONS HELD IN CITY HALL**

‘In an effort to further promote Cork in a positive way I propose that members of the press would be invited to all receptions held in City Hall.’

(Proposer: Cllr. D. McCarthy 06/304)

**Corporate Policy Group**

21.4 **CLOSURE – LANEWAY UPPER DOYLE RD & MOUNT PLEASANT AVE**

‘That the laneway between Upper Doyle Road and Mount Pleasant Avenue be closed.’

(Proposer: Cllr. C. Lynch 06/327)

**Roads & Transportation Functional Committee**

21.5 **TRAFFIC SURVEY – LAKE LAWN**

‘That Cork City Council would carry out a traffic survey, re: speed and volume of traffic on Lake Lawn, with a view to installing traffic calming measures.’

(Proposer: Cllr. T. Shannon 06/332)

**Roads & Transportation Functional Committee**

21.6 **MARYVILLE, BALLINTEMPLE – 2007 ESTATES RESURFACING PROGRAMME**

‘That Cork City Council would include Maryville, Ballintemple in the 2007 Estates resurfacing programme, as the estate road Carriageway is in a dreadful state of dis-repair.’

(Proposer: Cllr. T. Shannon 06/333)

**Roads & Transportation Functional Committee**

21.7 **DEVELOPERS BOND FOR HOUSING ESTATES**

‘That Cork City Council Planning Department keep in place 100% of the Developers Bond for housing estates until the estates are complete.’

(Proposer: Cllr. C. Clancy 06/350)

**Planning & Development Strategic Policy Committee**

21.8 **FOOTPATH REPAIRS – PEARSE ROAD**

‘That road resurfacing works along with necessary footpath repairs be carried out on the section of Pearse Road between the junctions with Connolly Road and Friar’s Walk.

(Proposer: Cllr. C. Lynch 06/352)

**Roads & Transportation Functional Committee**

21.9 **TRAFFIC SURVEY – BLARNEY STREET AND BLARNEY ROAD**

‘That Cork City Council as a matter of urgency undertake a complete traffic survey, on Blarney Street and Blarney Road with a specific focus on a number of areas where the road narrows and the Northern End of Blarney Street (The Longest Street in Cork) near the gate of Mt. St. Joseph’s as the speed of traffic is causing upset to a considerable number of residents and take immediate steps to address the issue by placing new signs and road markings on the street.

(Proposer: Cllr. Tony Fitzgerald 06/354)

**Roads & Transportation Functional Committee**

21.10 **NEW LEGISLATION – TRAFFICKING IN HUMAN BEINGS**

**An Chomhairle approved the following Motion:-**

‘That Cork City Council call on the Government to introduce new legislation to criminalise trafficking in human beings, and provide a framework for victim protection.

(Proposer: Cllr. Catherine Clancy 06/357)

21.11 **REPAIR FOOTPATH HOLLYVILLE/ HARBOUR VIEW ROAD**

‘That Cork City Council repair the footpath from 97 Hollyville Hollyhill descending down to the bus stop on Harbour View Road with a view to making it wheelchair friendly and remove the weeds and make it accessible for people with disabilities and senior citizens.

(Proposer: Cllr. Tony Fitzgerald 06/359)

**Roads & Transportation Functional Committee**

21.12 **OLD NORTHVILLA PITCH, KILMORE RD – DRESSING ROOM & CAR PARK**

‘That a dressing room be built and car park in the old Northvilla pitch off Kilmore Rd now being used by Wembley Fairview.

(Proposer: Cllr. D. McCarthy 06/367)

**Recreation Amenity & Culture Functional Committee**

21.13 **ESTATES RESURFACING PROGRAMME – BOHERBOY CLOSE**

‘That Cork City Council would include Boherboy Close in next years Estate resurfacing programme as the roadway is not in good condition.’

(Proposer: Cllr. T. Brosnan 06/368)

**Roads & Transportation Functional Committee**

21.14 **GREEN AREA – ARDBHAILE**

‘That Cork City Council renew and enhance the ‘green area’ of Ard Bhaile for the benefit of residents.’

(Proposer: Cllr. T. Brosnan 06/369)

**Recreation Amenity & Culture Functional Committee**

21.15 **PRESERVATION ORDER TREES – WELLINGTON ROAD,**

‘That the mature trees in Wellington Road would be given the protection of a preservation order and additionally that the E.S.B. be required to put its overhead lines underground and desist from any further destruction of trees in this area – an area of special character and conservation ( City Development Plan 2004)

(Propser: Cllr. M. Quill 06/370)

**Planning & Development Functional Committee**

21.16 **PUBLIC DRAIN AT THOMOND SQUARE**

‘That the public Drain at Thomond Square be upgraded.’

(Proposer: Cllr. T. O’ Driscoll 06/371)

**Environment Functional Committee**

21.17 **SPEED RAMPS – CATTLE MARKET AVENUE**

‘That speed ramps be installed as soon as possible on Cattle Market Avenue as there are a lot of children and elderly people in the area’.

(Proposer: Cllr. P. Gosch 06/372)

**Roads & Transportation Functional Committee**

21.18 **REGULAR CLEANING – NORTH MONASTERY ROAD TO CHURCHFIELD SWIMMING POOL**

‘In view of complaints from persons living in St. Mary’s Avenue and surrounding areas from North Monastery Road to Churchfield Swimming Pool regarding road sweeping, that Cork City Council arrange a regular cleaning of the area instead of a once off clean-up when complaints are submitted.’

(Proposer: Cllr. P. Gosch 06/373)

**Roads & Transportation Functional Committee**

21.19 **CLOSING THE LANE BETWEEN NO. 51 & 53 UPPER FAIR HILL AND BANTRY PARK ROAD**

‘Council resolves to give serious consideration to closing the lane between no’s 51 and 53 Upper Fair Hill and Bantry Park Road at the earliest possible opportunity.’

(Proposer: Cllr. M. Barry 06/374)

**Roads & Transportation Functional Committee**

21.20 **USE OF RENEWABLE ENERGY – LOCAL AREA PLAN**

‘That Cork City Council to commit as a priority encouraging more sustainable development through energy end use efficiency, and increasing the use of renewable energy, in all new building projects in the designated area within the Local Area Plans.

It will achieve this by:

- Encouraging responsible environmental management in construction
- Promoting sustainable approaches to housing developments by spatial planning, layout, design and detailed specification
- Ensuring high standards of energy efficiency in all housing developments under its remit, and encouraging developers, owners, and tenants to

improve the environmental performance of the building stock, including the deployment of renewable energy

- For housing, specifically applying an improvement of 60% relative to prevailing norms as represented by the Building Regulations Part L
- For other buildings, specifically applying an improvement of 60% relative to prevailing norms as represented by the Building Regulations Part L
- Anticipating the operational implementation of the EU Directive on the Energy Performance of Buildings (EPBD) by encouraging the energy rating and labelling of building energy performance, so as to give visible recognition to such improvements.

The specific approach proposed for developers is to set a target, accompanied by a menu of design and technology options, including renewable energy technologies, as a means of offering flexibility towards meeting that target in the most technically and economically feasible manner on a case by case basis.

As an initial step towards achieving greater environment sustainability, Cork City Council should propose the introduction of a performance based CO<sub>2</sub> Emissions Target (CET) for new buildings being constructed within the Local Area Plan.

### **Targets**

All new buildings within the designated area will represent a significant improvement in energy and associated environmental performance relative to prevailing practice.

The following conditions apply:

#### **Housing:**

A collective average reduction of at least 60% in CO<sub>2</sub> emissions deriving from energy usage for space and water heating within the housing development, relative to a baseline of prevailing regulatory and design practice. This initial baseline of comparison is to be represented by the provisions of Technical Guidance Document L (TGD L) to the Building Regulations, 2002 using a conventional gas fired heating boiler with an assumed seasonal efficiency of 75%. The calculation is to be carried out for the time being using the Heat Energy Rating Method in TGD L, pending the adoption of the official national methodology for determining energy performance of housing for the purposes of the EU Energy Performance of Buildings Directive (EPBD).

In meeting this CO<sub>2</sub> performance target, the development shall include:

- A collective average reduction of at least 60% in energy consumption for space and water heating, relative to the baseline of existing regulatory and design practice and using the methodology outlined above; and

- A contribution of 30% by renewable energy supply systems to meet the collective space and water heating requirements within the housing development.

### **Non-residential:**

A collective reduction of at least 60% in CO<sub>2</sub> emissions deriving from total energy usage (space heating, water heating, lighting, other) arising from all services within the development, relative to a baseline of existing regulatory and design practice. This initial baseline of comparison is to be represented by the provisions of TGD L to the Building Regulations, 2006. In the absence of an official national methodology for determining the energy performance of non-domestic buildings, this calculation is to be carried out using a method compliant with the draft European Standard prEN 13790.

In meeting this CO<sub>2</sub> performance target, the development shall include:

- A collective average reduction of at least 60% in energy consumption for all services, relative to the baseline of existing regulatory and design practice and using a methodology as outline above, and
- A contribution of 30% by renewable energy supply systems to meet the collective energy requirements within the development.

To illustrate the above, using the Heat Energy Rating methodology, the baseline energy performance of new housing is typically 125 kWh/m<sup>2</sup>/year for space and water heating when constructed to the minimum requirements of Building Regulations, 2002, and using a boiler with a seasonal efficiency of 75%. This translates into a CO<sub>2</sub> performance of 23.7 kg/m<sup>2</sup>/year using a gas fired heating system.

Cork City Council would require that new housing developments should achieve a 60% reduction in CO<sub>2</sub> emissions associated with space and water heating (i.e. to below 9.5 kg/m<sup>2</sup>/year), which must include a reduction in energy use for this purpose (i.e. to below 50 kWh/m<sup>2</sup>/year) and a contribution of at least 30% by renewable energy systems to meet the collective space and water heating requirements within the development.

### **Menu of options**

In pursuit of these targets, a strong menu of superior design and specification options will include the following:

- Site layout and associated bio-climatic/passive solar design measures
- Enhanced levels of insulation in walls, roofs, floors, glazing and doors
- Reduced uncontrolled air infiltration losses
- Use of healthy and controllable ventilation systems



- Heat recovery systems
- Use of daylight
- Water conservation measures
- More sustainable building materials
- Improved heat generation appliance efficiency, e.g. condensing boilers
- Intelligent heating system configuration and time/temperature/zone/function controls
- Efficient provision of domestic hot water
- Fuel switching to low or zero CO2 emitting fuels
- Energy efficient lighting systems
- Incorporation of renewable energy systems, e.g. active solar, heat pumps, biomass
- Provision of appropriate group or district heating systems

In the case of non-domestic buildings, additional options include:

- Heating, ventilation and air conditioning systems and controls
- Electrical energy use including motive power
- Efficient lighting systems and controls
- Building Energy Management Systems
- Occupancy controls
- Monitoring and Targeting Systems
- Combined Heat and Power (CHP)

Other measures which can contribute to the energy efficiency and renewable energy targets can also be considered.

This menu approach enables specifiers and developers to adopt approaches which are responsive to site and client circumstances and constraints, and offers the flexibility to explore and employ different mixes of options on a case by case basis, to maximise technical and economic feasibility.

(Proposer: Cllr. C. O' Leary 06/376)

### **Environment Functional Committee**

#### 21.21 **ELM ROAD TOGHER – ROAD RESURFACING PROGRAMME**

‘That Elm Road Togher be put on the road surfacing programme and that repairs be carried out immediately to the bottom of the Road, at the side of the Lidl, which was never fully surfaced.

(Proposer: Cllr. F. Dennehy 06/377)

### **Roads & Transportation Functional Committee**

21.22 **HAZEL ROAD TOGHER – ROAD RESURFACING PROGRAMME**

‘That Hazel Road Togher be put on the road surfacing programme.’

(Proposer: Cllr. F. Dennehy 06/378)

**Roads & Transportation Functional Committee**

21.23 **REPAIR AND REPLACE – KERBING IN BENVOIRLICH ESTATE**

‘That Cork City Council would repair and replace the kerbing along the green in Benvoirllich Estate.’

(Proposer: Cllr. J. Buttimer 06/382)

**Roads & Transportation Functional Committee**

21.23 **ALL IRELAND WINNING CORK 3 IN A ROW TEAMS**

‘That Cork City Council would honour the All Ireland winning Cork three in a row of 1976, 77, 78 given that it’s the 30 years anniversary of the achievement.’

(Proposer: Cllr. J. Buttimer 06/383)

**Corporate Policy Group**

22. **TENDERS**

The following tenders were opened:

- 5 no. tenders for Leak Detection Works.

23. **SUSPENSION OF STANDING ORDERS TO DISCUSS MARKETING CORK**

An Chomhairle discussed the marketing of Cork as a tourist destination. On the proposal of Comhairleoir J. Buttimer, seconded by Comhairleoir J. Corr An Chomhairle agreed to transfer €20,000 from Cork City Council’s 2006 budget contribution to Cork Kerry Tourism to the Marketing Partnership campaign in the region.

This concluded the business of the meeting.

**ARDMHÉARA  
CATHAOIRLEACH**