

MINUTES OF ORDINARY MEETING OF CORK CITY COUNCIL
HELD ON MONDAY, 26th MAY 2008

- PRESENT** An tArdmhéara, Comhairleoir D. Counihan 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.
- NORTH WEST** Comhairleoirí J. O’Brien, D. Mc Carthy, M. O’Connell, T. Fitzgerald, J. O’Callaghan.
- SOUTH EAST** Comhairleoirí C. O’Leary, T. Shannon, L. McGonigle.
- SOUTH CENTRAL** Comhairleoirí S. Martin, T. O’Driscoll, D. Cregan, L. Kingston, F. Kerins.
- SOUTH WEST** Comhairleoirí F. Dennehy, B. Bermingham, M. Ahern, J. Buttimer.
- ALSO PRESENT** Mr. J. Gavin, City Manager.
Mr. D. O’Mahony, Director of Services, Corporate Affairs.
Mr. P. Moynihan, Senior Executive Officer, Corporate Affairs.
Mr. D. O’Mahony, Senior Executive Officer, Housing & Community.
Ms. U. Ramsell, Staff Officer, Corporate Affairs.
- APOLOGIES** Comhairleoir M. Quill

An tArdmhéara recited the opening prayer.

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

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

- The Dennehy family on the death of the late Marie Dennehy.
- The Gogarty family on the death of the late Billy Gogarty.
- The Coleman family on the death of the late Paddy Coleman.
- The Gallagher family on the death of the late Pat Gallagher.
- The Aherne family on the death of the late Mary Aherne.
- The Donovan family on the death of the late Christy Donovan.
- The Mulcahy family on the death of the late Kathleen Mulcahy.
- The Keenan family on the death of the late Brian Keenan.

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

An Chomhairle extended a vote of congratulations to the following:-

- To the Munster Rugby Team on winning the 2008 Heineken Cup.

- Mayfield GAA on their achievement in the Celebrity Bainisteoir Programme.

2. **MINUTES**

- The Minutes of the Ordinary Meeting of An Chomhairle held on 12th May, 2008 were considered and approved

3. **QUESTIONS**

3.1 **PRIVATE PROPERTY MANAGEMENT COMPANIES**

In response to the following question submitted by Comhairleoir L. Kingston a written reply was circulated as outlined below:-

To ask the City Manager please to identify and list the names of both housing estates and apartments blocks in the Cork City area that are under the management of Private Property Management Companies, and has Cork City Council ever made it a condition of planning approval that management contracts be put in place and if so to identify such cases?

The City Council is not in a position to advise on all housing estates and apartment blocks in the city which are under the management of Private Management Companies.

The City Council in considering applications for apartment developments has, from time to time, included a condition that a Management Company be in place to look after the area. The City Council can supply details of areas where it is specified the requirement for Management Companies but it is not aware of all situations where Management Companies are in operation.

The Government has indicated its intention to bring forward in the near future legislation to deal with issues of Management Companies in housing estates.

3.2 **ADDITIONAL CAR PARKING SPACES IN THE SOUTH CENTRAL WARD**

In response to the following question submitted by Comhairleoir S. Martin a written reply was circulated as outlined below:-

How many areas have been listed in the South Central Ward for the creation of additional car parking spaces. (b) Has an annual budget been created in the estimate to tackle these works?

Requests have been made in respect of 17 locations for the creation of additional car parking spaces in the South Side, 9 in the South West, 4 in the South Central and 4 in the South East.

The estimated approximate cost per space is €1,500 and with an average of 10 spaces per location the cost per location would be €15,000.

The total cost of all the locations for which requests were received would be €255,000. Provision was not made for this in the 2008 Estimates adopted by the City Council.

The provision of funding can be considered when Members are discussing the Estimates for 2009. There would obviously be a need for consultation with residents and with Elected Members as, in the past, the City Council have found that in some cases residents wished the green areas to remain untouched.

In my written report to City Council dealing with the 2008 Budget, I confirmed that the sum of €700,000 for road resurfacing in housing estates which was similar to the amount in 2007 had also been included in the 2008 Budget. I also confirmed that funding for road closures and traffic calming would be similar to those provided in the 2007 Budget.

3.3 **NUMBER OF OFF LICENCES IN EACH WARD**

In response to the following question submitted by Comhairleoir T. Brosnan a written reply was circulated as outlined below:-

Can the Manager please advise the number of off licences in each Ward.

Until 2005 planning permission was not required to change the use of a shop to an off-licence. Subsequent to the enactment of the Planning and Development Regulations 2005 on July 14th, 2005 it became a requirement for shops which wish to change into an off-licence, or to sell alcohol other than wine as a subsidiary element of the shop's trade, to obtain planning permission?

For the information of the members permission has been granted for 11 off-licences in the City since July 2005 at the following locations:-

- Dillons Cross
- Turners Cross
- George's Quay
- Gillabbey Street
- Lower Glanmire Road
- Mayfield Shopping Centre
- Blackrock Road
- Model Farm Road
- Model Farm Road
- Churchfield
- Blackpool

3.4 **PROTECTION AFFORDED TO OPEN SPACES UNDER THE CITY DEVELOPMENT PLAN**

In response to the following question submitted by Comhairleoir J. Buttimer a written reply was circulated as outlined below:-

Can the Manager outline the exact protections afforded to open spaces in residential areas under the City Development Plan and other instruments, and comments on the legal standing of same?

Cork City Council will not grant planning permission in breach of zonings, or contrary to Policy 10.19 of the City Development Plan unless approved by the Elected Members through the Material Contravention process.

The Planning and Development Act, 2000 requires that the Development Plan includes objectives for, among other things, the zoning of land for particular purposes and the preservation, improvement and extension of amenities and recreational amenities.

The policies contained in the City Development Plan, adopted by Council, with regard to the protection of open spaces, have regard to this requirement.

3.5 **BUILDING ON MOUNT ST JOSEPH AVENUE & DRIVE**

In response to the following question submitted by Comhairleoir M. Barry a written reply was circulated as outlined below:-

Can the Manager please provide Council with the following information:

- (a) The name of the engineer who signed off on the duplexes at Mt. St. Joseph Avenue and Drive?
 - (b) Details as to who owns the mound on Mt. St. Joseph Avenue and the green area between 1 Mt. St. Joseph Avenue and 1 Mt. St. Joseph Drive?
 - (c) Who is the builder who built the Mt. St. Joseph duplexes, are they still getting Council contracts, and, if so, why?
 - (d) Is the use of trampolines on the balconies of such Council properties prohibited? If not, might the Council consider introducing such a prohibition?
-
- (a) This is a Turnkey Development. The Consultant Engineers on the Project were Mott McDonal EPO Ltd.
 - (b) The City Council has reached agreement to acquire the area from Kenny Homes Ltd.
 - (c) Alliance Systems Building Ltd. This Company are currently not on site with any contracts for the City Council.
 - (d) The causing of a nuisance to neighbours is prohibited under the Letting Agreement. The matter will be investigated and if found to be causing a nuisance the tenant will be requested to remove same.

3.6 **MASTERPLAN FOR FEVER HOSPITAL STEPS/LADY'S WELL**

In response to the following question submitted by Comhairleoir C. Clancy a written reply was circulated as outlined below:-

Following on from the Coburg Street & Patrick's Hill Area Action Plan. Has any progress been made on a Masterplan for Fever Hospital Steps / Lady's Well Area?

Under the Implementation Strategy of the Coburg Street & Patrick's Hill Area Action Plan, a design competition for Bell's Field and Lady's Well was proposed and was scheduled for completion in 2009. The City Architect is leading this and the process is ongoing.

3.7 **TRAVELLER COMMUNITY IN MEELAGE**

In response to the following question submitted by Comhairleoir T. Shannon a written reply was circulated as outlined below:-

To report to City Council on what action he proposes to take against members of the Traveller Community living in the Meelage and surrounds, who have engaged in anti-social behaviour, thuggery, robbery and vandalism at the grounds of St. Michael's Football Club at Ringmahon Road?

A number of complaints have been received from St. Michael's Football Club in recent months. Efforts have been made to resolve this problem including a number of meetings with the residents of Meelagh Estate and the erection of fencing between the Estate and the playing fields. Cork City Council officials recently had a very positive meeting with representatives of the club, Gardai, and local Councillors where a four point plan was agreed to address the problem. A review meeting is to be held shortly.

3.8 **TRAFFIC LIGHTS – TOGHER ROAD/TRAMORE ROAD JUNCTION**

In response to the following question submitted by Comhairleoir F. Dennehy a written reply was circulated as outlined below:-

Cork City Council recently removed the roundabout at the Togher Road/Tramore Road Junction to replace it with traffic lights. While this work is greatly welcome from a safety perspective, can the Manager advise me when the lights will be operational as the junction is currently unmarked and unsafe for pedestrians?

The junction has recently been road marked. The traffic signal contractor has indicated that the installation of the traffic signals, cabling, etc. will be completed in two weeks.

The traffic lights will then be switched on then as soon as a power supply is obtained from ESB networks.

3.9 **HOUSING WAITING LIST**

In response to the following question submitted by Comhairleoir T. O’Driscoll a written reply was circulated as outlined below:-

Could the Manager explain how applicants can establish their relative position on the housing list and receive an estimate of the probable elapsed time before a house can be allocated to them?

The allocation of a local authority dwelling can be made within a number of months depending on the applicant’s preference area for housing. However, certain areas within the city could require a longer period of time on the list and are dependent on factors such as family size, the number of vacancies that arise in a particular preference area, waiting time on the list and the type of dwelling available for letting. Applicants for local authority housing are made aware of waiting times for local authority dwellings at application stage and can be advised of specific waiting times throughout their time on the list.

4. **CORK CITY COUNCIL DRAFT ACCESS IMPLEMENTATION PLAN 2007-2015**

An Chomhairle approved the report of the City Manager dated the 22nd May, 2008 and the Draft Access Implementation Plan 2007-2015. (Comhairleoir T. Brosnan proposed and Comhairleoir B. Bermingham seconded that there be a Wheelchair access put in place at each entrance to City Hall.)

5. **CORPORATE POLICY GROUP – 19th MAY 2008**

5.1 **FINANCIAL STATEMENT TO 30TH APRIL 2008**

An Chomhairle approved the Financial Statement to 30th April 2008.

5.2 **2008 SOCIAL INCLUSION ACTION PLAN**

An Chomhairle approved the 2008 Social Inclusion Action Plan.

5.3 **NEW NORTH SIDE TOWN CENTRE**

An Chomhairle considered the following motion and the recommendation of the Corporate Policy Group.

‘Cork City Council will investigate the possibility of acquiring part of the 80 acre land bank presently owned by H.S.E. at St Mary’s Orthopaedic Hospital, Gurrabraher to consider developing a new Town Centre to facilitate the surrounding areas of Hollyhill, Churchfield, Knocknaheeny and Gurrabraher and in the process help generate Development, Commerce and Employment.

(Proposer: Cllr. J. O’Callaghan 08/198)

A vote was called for on the recommendation of the Corporate Policy Group where there appeared as follows:-

FOR: Comhairleoirí D. Murphy, G. O' Flynn, J. O'Callaghan, D. Counihan, L. McGonigle, D. Cregan, B. Bermingham, J. Buttimer. -(8)

AGAINST: Comhairleoirí T. Brosnan, A. Spillane, M. Barry, C. Clancy, D. Wallace, J. O'Brien, M. O'Connell, C. O'Leary, T. Shannon, S. Martin, T. O'Driscoll, L. Kingston, F. Kerins, F. Dennehy, M. Ahern. -(15)

Abstained: Comhairleoir J. Kelleher

An tArd-Mhéara declared the vote defeated.

6. **ENVIRONMENT FUNCTIONAL COMMITTEE – 19th MAY 2008**

6.1 **ENVIRONMENTAL MATTERS**

An Chomhairle approved the report of the Director of Services on Environmental Matters for the year to the 30th April 2008.

6.2 **SANITARY AND OTHER SCHEMES**

An Chomhairle approved the report of Director of Services on Water, Sanitary and other Schemes for the year to 30th April 2008.

6.3 **PROPOSED DEPOT AT WHITE STREET**

An Chomhairle agreed not to proceed with the development.

6.4 **BROWN BIN COLLECTION**

An Chomhairle approved the report of the Director of Services dated 15th May 2008 the following motion which was referred to the Committee by An Chomhairle.

“That Cork City Council Environment Department include a brown bin collection as part of their refuse collection service”

(Proposer: Cllr. C. Clancy 08/128)

The report of the Director of Services stated that Cork City Council currently collects mixed dry recyclables and residual waste from its domestic customers on a 2 week cycle. The dry recyclables are transferred to Newry for processing and the residual waste is landfilled at the licenced facility at Kinsale Road. This collection system is supplemented by a network of bottle banks, a civic amenity site, periodic chemcar collections, a WEEE drop off centre and composting and timber shredding facilities.

While the regime meets current EU and national waste requirements further changes will be made in the period ahead so as to divert more biodegradable waste from landfill. In this regard it is to be noted that the Landfill Directive requires Member States to achieve various diversion targets by 2010, 2013 and 2016. There are a number of ways in which these diversion targets can be supported by both public and private collectors including home composting, separate collection of food/ garden and other biodegradable waste, MBT, thermal treatment etc. It is to be noted that separate collection of food and garden waste would only make a partial contribution to the overall diversion targets.

For a number of years the County and City Councils have been exploring the possibility of developing local capacity for mechanical and biological treatment of mixed residual waste. This process is continuing at present. The Council also continues to review the position in relation to a source separated bio-waste collection system and may develop plans for an initial pilot test scheme. Key issues to be considered include the additional cost for customers, diversion rates achievable, national policy developments, and ongoing developments in the collection and disposal markets.

6.5 **NOISE POLLUTION**

An Chomhairle approved the report of the Director of Services dated 15th May 2008 on the following motion which was referred to the Committee by An Chomhairle.

“That Cork City Council would undertake surveys to identify and reduce sources of excessive noise pollution in the City”

(Proposer: Cllr. T. O’Driscoll 08/140)

The report of the Director of Services stated that in accordance with the provisions of Directive 2002/49/EC and the Noise Regulations 2006 a process of noise-mapping is to be applied to agglomerations and to new and existing major roads, railways and airports. The process is being carried out in two phases ending June 2007 and June 2012 respectively. The legislation also provides for the formulation and adoption of action plans based on the noise-mapping results, with a view to preventing and reducing environmental noise where necessary. Action planning is also to be completed on a phased basis (July 2008 and July 2013).

While Dublin is the only agglomeration of sufficient size in Ireland to be included in the 1st phase a range of local authorities including Cork City are currently assisting the NRA with noise mapping for national routes. Local Authorities will in turn be responsible for noise mapping on the relevant non national routes in their areas. Local authorities will also assist in the development of action plans for agglomerations, roads, railways and airports by the 2012/2013 deadlines.

6.6 **BULKY GOODS COLLECTION**

An Chomhairle approved the report of the Director of Services dated 15th May 2008 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council carry out a Bulky Goods Collection in 2007 in order to facilitate residents who need to dispose of fridge freezers, washing machines, cookers and other such domestic goods. These collections should be carried out in a city wide programme to be discussed and agreed at Environmental Functional Committee.’

(Proposer: Cllr. S. Martin 07/114)

The report of the Director of Services stated that Cork City Council has recently carried out a collection of bulky goods in the Togher/Ballyphehane area. A second collection is currently under way in the Bishopstown area. A report on these collections will be made to the Committee when the collections have been completed. A further collection is planned for the Fair Hill/Farranree area in September. The extent of this collection will depend on the budget available. Subject to the provision of funding in the 2009 Budget, Plans for the 2009 collections will be given to the Committee for consideration early in the New Year.

6.7 **LITTER BINS**

An Chomhairle approved the report of the Director of Services dated 15th May 2008 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would install a litter bin as a matter of urgency at the bus stop at Ashcroft in Ballintemple, to help alleviate the continuous litter problem.’

(Proposer: Cllr. L. McGonigle 08/162)

The report of the Director of Services stated that the 2008 Schedule for the installation of new and replacement litter bins has been completed. Subject to the provision of adequate funding, consideration may be given to the inclusion of this proposal in the 2009 Schedule. The Litter Warden Service will monitor the litter situation at the bus stop and appropriate action will be taken as required.

6.8 **PROBY'S QUAY**

An Chomhairle approved the report of the Director of Services dated 15th May 2008 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council will carry out an examination of the water at Proby’s Quay to ensure that no polluting material or substances are being released into the River Lee.’

(Proposer: Cllr. L. Kingston 08/164)

The report of the Director of Services stated that previous examination of an oil type discharge at this location led to a formal notice being served on a nearby property owner/occupier. In response to the notice an appropriate interceptor was installed so as to eliminate the problem. The operator in question has since relocated from the area and no further difficulties have been reported. The location will now be reexamined as requested and enforcement action taken in relation to any unauthorized discharges.

7. **PLANNING & DEVELOPMENT FUNCTIONAL COMMITTEE 19th MAY 2008**

7.1 **COMMUNITY & ENTERPRISE**

An Chomhairle approved the Community Development Grant List 2008.

7.2 **HOUSING ESTATES**

An Chomhairle approved the report of the A/Director of Services dated 14th May 2008, and further agreed that the expiry date of bonds be included in future reports to the Committee.

7.3 **PLANNING STATISTICS**

An Chomhairle approved the report of the A/Director of Services, Planning & Development dated 14th May, 2008 on the number of Planning Applications determined and deferred from 1st March – 30th April, 2008.

7.4 **ENFORCEMENT STATISTICS**

An Chomhairle approved the report of the A/Director of Services, Planning & Development dated 14th May, 2008 on Planning Enforcement Statistics for period 1st March – 30th April, 2008.

7.5 **TAKING-IN-CHARGE OF ESTATES**

An Chomhairle approved the report of the A/Director of Services, Planning & Development and members further agreed that Part 12 Bonds not be allowed to expire until the estate has been taken in charge.

7.6 **SUPPORT AND DEVELOP COMMUNITY ASSOCIATIONS**

An Chomhairle approved the report of the Director of Services, Community & Enterprise dated 14th May 2008 on the following motion which was referred to the Committee by An Chomhairle:-

‘That Cork City Council, would seek to support and develop Community Associations, especially those in non RAPID areas, in the absence of an overarching umbrella organization Cork CAN (CCDI)’.

(Proposer: Cllr. J. Buttimer 08/177)

The report of the Director of Services, Community & Enterprise stated that a programme of research and consultation regarding community participation and representation has been carried out over the past year By Exodea (Europe) ltd on behalf of a steering group representative of The City Council, The Community Associations the Community Development projects and the RAPID Area Implementation Teams.

The research has been finalised and will be launched by the Lord Mayor on 22nd May 2008. A city wide Seminar / workshop will be held in June to progress the recommendations arising from the research.

The recommendations include specific initiatives to support community participation, community Associations and volunteering generally. A report suggesting a range of supports by the City Council will be submitted for Council discussion and approval in the Autumn.

7.7 **MOBILE PHONE MASTS**

An Chomhairle considered the following motion and the report of the A/Director of Services.

‘That Cork City Council places a moratorium on the planning decisions regarding mobile phone masts until a review is carried out on the number and type of installations currently installed in Cork City and their compliance with all health, safety & planning regulations be verified. Using the Precautionary Principle in light of the recent research of the European Environmental Agency’.

(Proposer: Cllr. C. O’Leary 08/179)

A vote was called for on the report of the A/Director of Services where there appeared as follows:

FOR: Comhairleoirí D. Murphy, J. O’Callaghan, D. Counihan, S. Martin, D. Cregan, F. Dennehy, M. Ahern. .-(7)

AGAINST: Comhairleoirí A. Spillane, D. Wallace, J. O'Brien, T. Fitzgerald, C. O' Leary, T. Shannon, L. McGonigle, L. Kingston, F. Kerins, B. Bermingham. .-(10)

An tArd-Mhéara declared the vote defeated and the report of the A/Director of Services rejected.

7.8 **DEVELOPMENT CHARGES – DISABLED PERSONS GRANT**

An Chomhairle approved the report of the A/Director of Services dated 14th May 2008 on the following motion which was referred to the Committee by An Chomhairle:-

‘That Cork City Council rescind the practice of levying Development Charges on “Disabled Person Grant” schemes. The levy should not apply to development which is required for medical reasons’

(Proposer: Cllr. S. Martin 07/129)

The report of the Director of Services stated that Development Charges are levied in accordance with the Development Contributions Schemes, as adopted by Cork City Council on the 12th January 2004, in accordance with Section 48 Planning & Development Act 2000. The schemes, as adopted, do not allow for any reduction in respect of development carried out on foot of Disabled Persons Grant schemes.

As Cork City Council has used the lifetime of the Cork City Development Plan 2004 as the term for the Contribution Schemes, the schemes are due for review in the near future. Consideration may be given to an allowance in respect of the Disabled Grant Scheme at the time of this review.

7.9 **BEACON MEDICAL GROUP TO CORK**

An Chomhairle approved the report of the A/Director of Services dated 14th May 2008 on the following motion which was referred to the Committee by An Chomhairle:-

‘I am calling on Cork City Council to formally invite the Beacon Medical Group to Cork so that they can view the grounds of the Orthopaedic Hospital with a view to building the co-location hospital on Cork’s Northside.

Given the huge investment we have put into infrastructure on the northside, and given that the North Ring relief road as proposed will skirt the grounds of the hospital, it is an ideal location for same. The people of the Northside would also welcome with open arms, the 500 plus full time jobs and the 1000 plus ancillary jobs associated with the project’

(Proposer: Cllr. D. Mc Carthy 08/072)

The report of the Director of Services stated that pursuant to Planning Application TP 08/32754, permission was granted by Cork City Council to the Beacon Medical Group on 6/03/08 as follows:

‘For development of a proposed co-located private hospital at the Cork University Hospital.’

This decision has been appealed to An Bord Pleanala (PL 28.228620) and a decision is awaited thereon.

A meeting with the developers regarding the location of the proposed hospital would not be appropriate at this time.

7.10 **CORK AIRPORT AUTHORITY**

An Chomhairle agreed to forward this Motion to the Cork Airport Authority.

‘That Cork City Council

- Due to its direct interest in Cork Airport’s development and safety standards, requests the Minister to nominate one member to the Cork Airport Authority.
- Report on its policy/zoning – planning objectives on the flight path over the City of Cork.

Obtain answers to the following questions:

- Is there a minimum height for planes as they fly over or near Cork University Hospital.?
- Who polices this height level?
- What safeguards are in place for the CUH complex for such flights day and night-time.?
- What are acceptable noise levels. How can these be policed.?
- What is the responsibility of Cork City Council–Cork Airport–Airlines-for damage done to buildings on /near this flight path?
- What rights have residents on the flight path.?

(Proposer: Cllr. B. Bermingham 08/082)

7.11 **DEDEVELOPMENT OF ‘THE CROWS NEST’**

An Chomhairle approved the report of the A/Director of Services dated 14th May 2008 on the following motion which was referred to the Committee by An Chomhairle:-

‘That this Council will ensure that the building know as ‘The Crow’s Nest’ Victoria Cross will be developed/redeveloped to rid it of its derelict appearance’

(Proposer: Cllr. B. Bermingham 08/148)

The report of the Director of Services stated that the site is subject of a current Planning Permission (TP 05/30071) which was granted by An Bord Pleanála on the 6th July 2007, for the demolition of the existing buildings & the construction of a mixed use development. Permission will expire on the 5th July 2012.

Under the circumstances I would therefore consider it premature to place these properties on the Derelict Sites Register, at this time. However the Planning Authority will monitor the site for commencement of development over the coming months & will consider placing the site on the Derelict Sites Register, if we consider the condition of the site detracts to a material degree from the local amenities.

7.12 **INVESTIGATION INTO THE 24 INDUSTRIAL EXTRACTORS AT KENT STATION**

An Chomhairle approved the report of the A/Director of Services dated 14th May 2008 on the following motion which was referred to the Committee by An Chomhairle:-

‘That a full investigation be carried out into the installation last year of 24 Industrial Extractors at Kent Railway Station, Lower Glanmire Road – did they require planning permission? Are the noise levels from the permissible under existing legislation?’

(Proposer: Cllr J. Kelleher 08/102)

The report of the Director of Services stated that the installation of extractors at Kent Station is the subject of a current Enforcement File E6448 on the basis that planning permission is required for this work and consequently the development is deemed to be unauthorised. A decision to issue an Enforcement Notice has been taken and the process of service of that Notice has commenced. Discussions have taken place with Iarnrod Eireann in an effort to resolve the matter.

Issues regarding noise levels lie outside the scope of Planning Enforcement and would be dealt with by the Environment Directorate. I understand that the issue of noise from the extractors has been raised directly with the Environment Directorate by the residents of the area.

8. **CORRESPONDENCE**

An Chomhairle noted correspondence.

9. **CONFERENCES**

An Chomhairle approved the attendance at the following Conferences:-

9.1 **THE ROLE OF LOCAL GOVERNMENT IN COMMUNITY & RURAL DEVELOPMENT**

An Chomhairle approved the attendance of Comhairleoirí P. Gosch, L. Kingston, F. Dennehy and D. O’Flynn, at the Role of Local Government in Community & Rural Development held in the Listowel Arms Hotel, Listowel, Co. Kerry on the 8th & 9th May 2008.

9.2 **LOCAL GOVERNMENT AND THE ENVIRONMENT**

An Chomhairle approved the attendance of Comhairleoirí D. O’Flynn and F. Dennehy at the Local Government and the Environment Conference held in The Burren Coast Hotel, Ballyvaughan, Co Clare on the 16th & 18th May 2008.

9.3 **TREVOR/BOWEN SUMMER SCHOOL**

An Chomhairle approved the attendance of Comhairleoirí L. Kingston, P. Gosch and C. Clancy at the Trevor/Bowen Summer School held in Mitchelstown, Co Cork, on the 23rd-25th May 2008.

9.4 **BYRNE/PERRY SUMMER SCHOOL – FROM “MURDER MACHINE” TO MODERN EDUCATION**

An Chomhairle approved the attendance of Comhairleoirí D. O’Flynn and J. Kelleher at the Byrne/Perry Summer School – From “Murder Machine” to Modern Education to be held in the Byrne/Perry Summer School, Gorey Co. Wexford on the 27th – 29th June, 2008.

9.5 **95TH AMAI ANNUAL CONFERENCE 2008**

An Chomhairle approved the attendance of Comhairleoirí D. O’Flynn and J. Kelleher at the 95th AMAI Annual Conference 2008 to be held in the Sligo Park Hotel, Sligo on the 10th – 13th September 2008.

9.6 **LITERACY AND THE LOCAL AUTHORITY CONFERENCE**

An Chomhairle approved the attendance of Comhairleoir T. Fitzgerald at the Literacy and the Local Authority Conference held in the Galway Bay Hotel, Galway on the 21st May 2008.

10. **MOTION DEFERRED FROM MEETING OF AN CHOMHAIRLE HELD ON 12TH MAY 2008**

10.1 **ONLINE GAMBLING**

An Chomhairle approved the following motion:-

‘Given that casino type online gambling is a serious addiction that undermines the family, dashes dreams and frays the fabric of society, I propose that Cork

City Council would ask the Government to direct banks and credit companies to outlaw the processing of online casino bets.’

The bottom line is simple: internet casino type gambling should be made illegal. However as we can’t monitor every online gambler or regulate offshore gambling, we can police the financial institutions that disregard our laws if implemented.’

(Proposer: Cllr. D. McCarthy 08/139)

11. **MOTIONS**

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

11.1 **LIGHTING PROGRAMME FOR THE LOUGH**

‘That money be put aside for a new lighting programme for the Lough.’

(Proposer: Cllr. S. Martin 07/162)

Roads & Transportation Functional Committee

11.2 **KILLEENREENDOWNEY – 2008 ROAD RESURFACING PROGRAMME**

‘That Cork City Council include Killeenreendowney in the 2008 Road Resurfacing Programme.’

(Programme: Cllr. S. Martin 07/163)

Roads & Transportation Functional Committee

11.3 **ALLEYWAY BETWEEN FAIRFIELD CRESCENT AND KNOCKPOGUE AVENUE TO BE CLOSED**

‘That the alleyway between Fairfield Crescent and Knockpogue Avenue be closed off immediately.’

(Proposer: Cllr. D. McCarthy 08/174)

Roads & Transportation Functional Committee

11.4 **UPGRADE FOOTPATH ON FAIRFIELD ROAD**

‘That Cork City Council would upgrade the footpath on Fairfield Road from house number 13 down as a matter of urgency.’

(Proposer: Cllr. D. McCarthy 08/175)

Roads & Transportation Functional Committee

11.5 **MARKINGS FOR STREET FURNITURE**

‘That markings would be put in place to define the area where traders put there street furniture, as this will prevent them from taking over more of the area than they are licensed for.’

(Proposer: Cllr. D. O’Flynn 08/206)

Roads & Transportation Functional Committee

11.6 **PEDISTRIAN CROSSING BALLINLOUGH ROAD**

‘That Cork City Council would install a Pedestrian Crossing at JJ O’Driscoll’s shop on the Ballinlough Road, to facilitate the large number of pedestrians to and from the shop and local Post Office.’

(Proposer: Cllr. L. Mc Gonigle 08/223)

Roads & Transportation Functional Committee

11.7 **PUBLIC LIGHTING ON UPPER LOTABEG ROAD**

‘That Cork City Council instructs the ESB to upgrade public lighting on Upper Lotabeg Road as the current lighting is of poor quality, the equipment is obsolete and incapable of being properly maintained.’

(Proposer: Cllr. T. Brosnan 08/225)

Roads & Transportation Functional Committee

11.8 **GOVERNMENT TO REDUCE THE POWER OF BORD PLEANALA**

‘That Cork City Council calls on the Government to reduce the power of Bord Pleanala in relation to its ability to overturn Local Authority decisions in relation to decisions made by Local Authorities. Bord Pleanala was given the power to be a faceless and unaccountable quango by Government and Dáil Eireann and where local planning decisions to refuse planning permission for Off Licences and other socially undesirable activities are overturned then Government and TD’s must be held responsible.’

(Proposer: Cllr. T. Brosnan 08/226)

Planning & Development Functional Committee

11.9 **MAINTENANCE IN GLENFIELDS PARK**

‘That Cork City Council put in place a programme of maintenance for the green area in Glenfields Park.’

(Proposer: Cllr. C. Clancy 08/227)

Recreation Amenity & Culture Functional Committee

11.10 **WEED CONTROL PROGRAMME IN THE NORTH SIDE OF THE CITY**

‘That Cork City Council includes secondary roads & laneways in the northside of the City in its weed control programme.’

(Proposer: Cllr. C. Clancy 08/228)

Recreation Amenity & Culture Functional Committee

11.11 **ALLEYWAY BETWEEN KILKIERAN CLOSE AND ARDCULLEN ESTATE**

‘That Cork City Council would appoint Officials from the Housing Department to facilitate discussions with residents of Kilkieran Close and Ardculan Estate in relation to the alleyway which connects both estates. For the last number of years gates have been provided in the alleyway which are opened and closed at agreed times by local residents. The situation has now arisen whereby some residents want the right of way through the alleyway to be extinguished. It is important that the harmony that has existed between residents over the years continues and that a resolution to this matter that would take on board the concerns of all residents be found as soon as possible.’

(Proposer: Cllr. M. O’Connell 08/229)

Housing & Community Functional Committee

11.12 **REDUCE CONGESTION & TAILBACKS AT THE NORTH END OF DUNBAR STREET**

‘That a two lane system be introduced at the North End of Dunbar Street in order to reduce unnecessary tailbacks and congestion. Traffic accessing the far side of Georges’ Quay could use the right hand lane while traffic accessing Sullivan’s Quay and the Grand Parade could use the left hand lane.’

(Proposer: Cllr. T. O’Driscoll 08/230)

Roads & Transportation Functional Committee

11.13 **DISK PARKING BALLYPHEHANE**

‘That the proposal to introduce Disc Parking to Ballyphehane would not include the area in the immediate vicinity of the Church of the Assumption so that those attending Mass and other religious ceremonies can continue to park close to the Church.’

(Proposer: Cllr. T. O’Driscoll 08/231)

Roads & Transportation Functional Committee

11.14 **DEVELOPMENTS FOR TRAFFIC & ENVIRONMENT**

‘That Cork City Council instructs the Manager to develop

- 1) A four storey block encompassing the Traffic and Environment Departments.
- 2) A single storey garage and yard to accommodate street cleaning vehicles and ancillary equipment
- 3) A vehicle and handcart wash area on the Council land bank in Anglesea Place’

(Proposer: Cllr. T. Shannon, S. Martin 08/232)

Environment Functional Committee

11.15 **ARD CAIRN CHURCHYARD LANE**

‘That Cork City Council would make good Ard Cairn Estate, Churchyard Lane as the bond has expired and the statutory time for making a claim has passed and that City Council would take the Estate in Charge as soon as possible.’

(Proposer: Cllr. L. Mc Gonigle 08/233)

Planning & Development Functional Committee

11.16 **FOOTPATHS ON O’CONNELL STREET**

‘That the footpaths in O’Connell Street, Blackpool be upgraded in view of the fact that elderly people cannot walk without fear of falling.’

(Proposer: Cllr. P. Gosch 08/234)

Roads & Transportation Functional Committee

11.17 **ROAD LAYOUT AT THE JUNCTION OF TOGHER ROAD & PEARSE ROAD**

‘That Cork City Council would investigate the current road layout at the traffic light controlled junction of Togher Road and Pearse Road at the Lough to determine if a right hand turn filter lane can be installed for traffic travelling from Togher Road onto Pearse Road.’

(Proposer: Cllr. J. Buttimer 08/235)

Roads & Transportation Functional Committee

11.18 **WALKWAY FROM SARFIELD ROAD ROUNDABOUT TO BANDON ROAD ROUNDABOUT**

‘That Cork City Council would engage with Cork County Council to ensure that the walkway adjacent to the northern lane of the dual carriageway from Sarsfield Road Roundabout to the Bandon Road Roundabout is maintained appropriately and that anti-social measures are put in place.’

(Proposer: Cllr. J. Buttimer 08/236)

Recreation Amenity & Culture Functional Committee

This concluded the business of the meeting

**ARDMHÉARA
CATHAOIRLEACH**