

MINUTES OF ORDINARY MEETING OF CORK CITY COUNCIL
HELD ON MONDAY 28th MAY 2007

- PRESENT** An Ardmhéara Comhairleoir M. Ahern in the chair.
- NORTH EAST** Comhairleoirí, M. Quill, 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. Counihan, C. O’ Leary, D. O’ Flynn, T. Shannon, J. Corr.
- SOUTH CENTRAL** Comhairleoirí S. Martin, T. O’Driscoll, D. Cregan
- SOUTH WEST** Comhairleoirí J. Buttimer, F. Dennehy, M. Shields, B. Bermingham.
- ALSO IN ATTENDANCE** Deputy D. Clune T.D.
Deputy C. Lynch T.D.
- ALSO PRESENT** Mr. J. Gavin, City Manager.
Mr. D. O’Mahony, Director of Services, Corporate Affairs.
Mr. K. Terry, Director of Services, Planning & Development & City Engineer.
Mr. P. Ruane, Conservation Officer
Ms. Katriona Byrne, Conservation Officer
Ms. N. Mulcahy, A/Senior Executive Officer, Corporate Affairs.
Ms. U. Ramsell, A/Senior Staff Officer, Corporate Affairs

An tArdmhéara recited the opening prayer.

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

- An Chomhairle extended a vote of Congratulations to Deputy Deirdre Clune and Deputy Ciaran Lynch on their election to Dail Eireann in the General Election. The Lord Mayor and the City Manager joined in the congratulations. Deputy D. Clune and Deputy C.. Lynch were then invited to address the meeting. They thanked Council and Management for all their assistance and looked forward to working with Cork City in the future and then withdrew from the meeting.
- Congratulations were also extended to all members of An Chomhairle who had contested the General Election.

- An Chomhairle proposed a vote of congratulations to Inspector Gary McPolin who was recently appointed Inspector.

1.(b) **VOTES OF BEST WISHES**

An Chomhairle extended a vote of best wishes to Dan Boyle and John Dennehy who had also contested in the General Election.

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

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

- The Clune Family on the death of Conor Clune
- O'Connell Family on the death of his Ken O'Connell
- Cadogan Family on the death of Gemma Cadogan

2.(a) **MINUTES**

The Minutes of the Ordinary Meeting of An Chomhairle held on 14th May 2007 were considered and approved.

- 2.(b) The Minutes of the Special Meeting of An Chomhairle held on 14th May 2007, were considered and approved.

3. **QUESTIONS**

3.1 **SPORTS FACILITIES IN THE CITY**

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

Could the Manager please state how many of the following exist within City boundaries:

- (a) G.A.A. Pitches
- (b) Soccer Pitches
- (c) Rugby Pitches
- (d) Tennis Courts
- (e) Pitch & Putt / Golf Courses

Could the Manager also state how many of the above are publicly owned and how many are in private ownership?

- (a) Excluding schools, UCC and CIT there are 37 GAA pitches within the City Boundary, the Council providing 13 of these to various clubs
- (b) With the same exclusions there are 26 soccer pitches, with 23 being

- provided by the Council
- (c) There are 7 rugby pitches, all in private ownership, with another pitch currently being provided by the Council at Kinsale Road
- (d) There are 45 tennis courts, with the Council providing 16.
- (e) There are 4 pitch and putt courses within the City, with the land for 2 of them being provided by the Council.
- (f) There is one golf course, the Ted Mc Carthy Municipal Golf Course.

3.2 **HIGH RISE FLATS**

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

Specifically in relation to my motion passed by two thirds of the elected members of Cork City Council on 24th October, 2005 i.e. Motion 14.9 Amendment to City Development Plan 2004-2009

“That Cork City Council amends the City Development Plan 2004-2009 to prevent any further High Rise Flats being built in the suburbs. Any housing over 3 storeys in height should be deemed as unacceptable in low rise suburbia” 05/166.

Would the Manager now:

- (a) Explain why the wishes of the elected Councillors were not acted on to date?
 - (b) Inform us when we can expect our direction to the Manager to be implemented?
 - (c) Explain why planning officials are accepting and validating planning applications for housing over 3 storeys since 24th October, 2005 against the wishes of elected members?
- (a) & (b) The City Council when dealing with applications for development in established housing communities in the suburbs, where the predominant development form is two storeys, does not support developments over three storeys. When this issue was last discussed I indicated the approach which was being taken and which was generally in line with the motion passed by Council. It was also agreed previously that following the adoption of the Bishopstown Local Area Plan that any amendments required to the City Development would be made. The Bishopstown Local Area Plan is still being considered by the members.
- (c) The procedures for making and processing a planning application are set out in the Planning and Development Regulations 2001-2007 as made by the Minister for the Environment, Heritage and Local Government under powers conferred by the Planning and Development Act 2001.

3.3 **GREEN 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:-

Could the Manager list all existing green spaces in the South Central Ward area:

Public Open Space
Sports Grounds
Landscape Protection Zones
Ridge Protection Zones

(a) Public Open Space

In addition to a number of small pocket open spaces and greens within estates, the largest public open spaces within the South Central Ward are at the Lough, Tory Top Park (Ballyphehane) and Connaught Avenue Park.

(b) List of Sports Grounds

Tory Top Park
Musgrave Park
Turners Cross MFA Grounds
Ballyphehane GAA Grounds
Various schools such as Deerpark CBS, Colaiste Chriost Ri and Colaiste Stiofan Naofa have pitches.

(c) Landscape Protection Zone

Area around Bishop's Palace, Bishops Street.

(d) Ridge Protection Zones

No Ridge Protection Zones in South Central Ward.

3.4 **ST. LUKES LOCAL PLAN**

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

Can the Manager please advise when residents of St. Lukes and Council can expect publication of the long awaited St. Lukes Local Plan.

The Saint Lukes Cross Refurbishment Design is now complete and will be presented to the Local Representatives within the next two weeks. The proposals will now require extensive consultation prior to the formulation of the final design.

3.5 **DISTRIBUTION OF RECYCLING BAGS**

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

To ask the Manager to:

- (i) Outline to Council the system used in distribution of recycling bags.
- (ii) Will there be a change in the system in 07/08.
- (iii) Cost of Programme.

Recycling bags have traditionally been delivered directly to all households availing of the City Council's refuse collection service. Arrangements are also in place at the Reception Desk, City Hall for supplies to be provided where households run short in advance of any scheduled deliveries. For 2007 the delivery process is almost complete.

The arrangements for the supply of bags are currently being re-examined with a view to introducing changes later in the current year. Details of same will be notified in due course.

The cost estimate (per the 2007 Budget) for the household dry recyclable service is €2,639,000 plus administration and Central Management Charges. The main cost elements are those associated with the fortnightly collection system and the processing of materials presented. In 2006 a total of 7006 tonnes of dry recyclable material was collected (up from 6071 in 2005)

3.6 **REFUSE COLLECTION REFUND TO CUSTOMERS**

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

In light of the Small Claims Court ruling on Mon, May 13th again finding that Cork City Council refuse collection system customers are entitled to a refund. Ask the Manager in the interest of good customer relations to put in place a system to refund the 15,400 customers.

A total of 25 claims relating to the refuse collection service were scheduled for hearing at the Small Claims Court earlier this month. Two claims were presented and adjudicated resulting in awards of €86.66. The Judge agreed to have a case stated on the matter to the High Court and he adjourned the remaining cases pending the decision of the High Court.

The matter will be examined further following receipt of the decision of the High Court.

4. **PROPOSED ADDITIONS TO THE RECORD OF PROTECTED STRUCTURES**

An Chomhairle considered the recommendations from the Special Meeting of An Chomhairle held on the 28th of May 2007 and the reports of the Director of Services dated 3rd May and the 28th May 2007.

An Chomhairle approved the reports of the Director of Services dated 3rd May and the 28th May 2007.

Schedule 1 - Properties to be Added

On the proposal of Comhairleoir S. Martin seconded by Comhairleoir C. O'Leary an Chomhairle agreed to adopt the following resolutions:-

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **6 Castle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **7 Castle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **8 Castle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **9 Castle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **9A - 13 Castle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **1 Grand Parade, Daunt Square** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **7-8 Lavitt's Quay** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **William Clarke & Son, 31 Lavitt's Quay** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **10 Paul Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **16 Portney's Lane** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Connolly's Bookshop, Rory Gallagher Place/Paul Street (former Brown Street)** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Crawford College of Art & Design, Sharman Crawford Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Albert Road, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Anglesea Street, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Bandon Road, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Cornmarket Street, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Dyke Parade, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Evergreen Road, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that

the property **George's Quay, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Grand Parade, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Grand Parade (Tourist Office), Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Liberty Street, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **MacCurtain Street, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **North Main Street, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Old Blackrock Road, (Rochelle) Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Pine Street, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **South Main Street, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **South Mall (Parnell Place), Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **South Mall, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **St. Patrick's Hill, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Summer Hill, Post Box** be added to the Record of Protected Structures.

An Chomhairle further agreed that the properties 16–17 Castle Street and 21-22 Castle Street **not be added** to the Record of Protected Structures for a period of 12 months. On the proposal of Comhairleoir S. Martin seconded by Comhairleoir C. O’Leary An Chomhairle also adopted the following resolutions:-

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **16–17 Castle Street be not added** to the Record of Protected Structures for a period of 12 months.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **21-22 Castle Street be not added** to the Record of Protected Structures for a period of 12 months.

Schedule 2 – Properties to be added

On the proposal of Comhairleoir T. Brosnan seconded by Comhairleoir J. Corr an Chomhairle agreed to adopt the following resolutions:-

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **2 Castle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **5 Castle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **18 Castle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle

hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **19 Castle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Cartridge Kiosk, Between 18 & 19 Castle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **2-4 Coal Quay** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **7 Coal Quay** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **8 Coal Quay/39 Lavitt's Quay** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **15 Cornmarket Street facade** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **32 – 34 Cornmarket Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle

hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **39 Cornmarket Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **50 Cornmarket Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **2 Grand Parade, Daunt Square** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **3 Grand Parade, Daunt Square** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **2 Kyle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **6 Kyle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **7 Kyle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle

hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **12 Kyle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **14 Kyle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Kyle Street/Cornmarket Street Warehouse** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **The Bridewell, Kyril's Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **1-7 Paradise Place, South main Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **2 Paul Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **3 Paul Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle

hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **25 Paul Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **26 Paul Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **27 Paul Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **15 Portney's Lane** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Albert Quay, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Bishop Street, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Blackrock Road (Ashton Avenue), Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle

hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Blarney Street, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Boreenmanagh Road (Rockboro avenue) Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Congress Road, Post Box** be added to the Record of Protected Structures

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Connaught Avenue, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Dominick Street, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Keyser's Hill, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Lough Road, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Morrison's Quay, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Mount Sion Road, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **North Mall, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Old Blackrock Road (Hospital) Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Pouladuff Road, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Summer Hill South, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000,

that the property **Wellington Road, Post Box** be added to the Record of Protected Structures.

Schedule 3 – Properties to be added

On the proposal of Comhairleoir D. Cregan seconded by Comhairleoir C. Clancy an Chomhairle agreed to adopt the following resolutions:-

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **20 Kyle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Annesgrove, 12 Bishopstown Avenue** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Wilton House and outbuildings (SMA House), Bishopstown Road** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **St. Joseph's Church, Bishopstown Road** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **St. Catherine's Convent, Highfield Lawn** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property

Bishopstown House, Model Farm Road be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Lime Kiln, Orchard Road** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Victoria Cross Cycles, Victoria Cross** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Church of the Descent of the Holy Spirit, Wilton Road** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Bishopstown Road, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Lower Glanmire Road, Kent Station, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Parkway Drive, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant

to Section 55 of the Planning & Development Act, 2000, that the property **Summerstown Road, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Victoria Cross, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Western Road, Post Box** be added to the Record of Protected Structures.

Schedule 4 – Properties to be added

On the proposal of Comhairleoir T. Brosnan seconded by Comhairleoir D. Cregan, An Chomhairle agreed to adopt the following resolutions:-

Having considered the recommendation of the Director of Service, Planning & Development and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **13 Kyle Street** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **College View, 4 Bishopstown Road** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Wilton Park House, Cardinal Court** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Inchigaggin House, Inchigaggin Lane** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Glasheen Road, Post Box** be added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and **no** submissions / observations having been received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Model Farm Road, Post Box** be added to the Record of Protected Structures.

Schedule 5 – Properties not to be added

On the proposal of Comhairleoir C. Clancy seconded by Comhairleoir J. Kelleher An Chomhairle agreed that Parkers, Kyril's Street, Piers and Gates be added to the Record of Protected Structures.

Comhairleoir C. Clancy proposed and Comhairleoir D. Wallace seconded that the Warehouse Kyril's Street also be added to the Record of Protected Structures. A vote was called for on the inclusion of the Warehouse at Kyril's Street where there appeared as follows:-

FOR: Comhairleoirí J. Kelleher, C. Clancy, D. Wallace, D. McCarthy, D. Counihan, C. O' Leary, T. Shannon, S. Martin. (8)

AGAINST: Comhairleoirí M. Quill, D. Murphy, A. Spillane, P. Gosch, J. O'Brien, C. Burke, M. O' Connell, T. Fitzgerald, J. Corr, T. O' Driscoll, D. Cregan, J. Buttimer, M. Shields, B. Bermingham, M. Ahern. (15)

An tArd-Mhéara declared the vote defeated and the Warehouse at Kyril's Street be not added to the Record of Protected Structures.

On the proposal of Comhairleoir D. Wallace seconded by Comhairleoir J. Kelleher An Chomhairle agreed to adopt the following resolutions:-

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **3 Castle Street** be **not** added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **4 Castle Street** be not added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **20 Castle Street** be not added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **23-24 Castle Street** be not added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **5-6 Coal Quay, Lavitt's Quay** be not added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **The Matthews Centre, Half Moon Street** be not added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Parker's, Kyril's Street, Piers and gates** be added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Warehouse, Kyril's Street** be not added to the Record of Protected Structures

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **21 Paul Street** be not added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **40 Paul Street** be not added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **41 Paul Street** be not added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **42 Paul Street** be not added to the Record of Protected Structures.

Having considered the recommendation of the Minister for the Environment, Heritage and Local Government and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **43 Paul Street** be not added to the Record of Protected Structures.

Schedule 6 – Properties not to be added

On the proposal of Comhairleoir M. Shields seconded by Comhairleoir J. Corr an Chomhairle agreed to adopt the following resolutions:-

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **22 Paul Street** be **not** added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Little**

Orchard, 16A Farranlea Park be **not** added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Rusheen, Farranlea Park** be **not** added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Roseboro, 7 Model Farm Road** be **not** added to the Record of Protected Structures.

Having considered the recommendation of the Director of Service, Planning & Development and the submissions / observations received in response to the Public Notice of the 17th January 2007, An Chomhairle hereby resolve, pursuant to Section 55 of the Planning & Development Act, 2000, that the property **Vailima, 30 Model Farm Road** be **not** added to the Record of Protected Structures.

5. **CENTRE FOR ARCHITECTURE AND DESIGN**

An Chomhairle approved the report of the City Manager dated 28th May, 2007 on the establishment of a centre for Architecture and Design in the city.

6. **SCHEDULE OF MEETINGS**

An Chomhairle approved the proposed Schedule of Meetings for July to December 2007.

7. **CONTINUATION OF MEETING**

An Chomhairle agreed to continue the meeting beyond 8 p.m. and agreed unanimously that the meeting would finish at 8.30 p.m.

8. **ENVIRONMENT FUNCTIONAL COMMITTEE – 21ST MAY 2007**

8.1 **ENVIRONMENTAL MATTERS**

An Chomhairle approved the report of the Director of Services on Environmental Matters for the year to the 30th April 2007.

8.2 **SANITARY AND OTHER SCHEMES**

An Chomhairle approved the report of the Director of Services on Sanitary and other schemes for the year to 30th April 2007.

8.3 **COMMUNITY GRANT SCHEME**

An Chomhairle approved the report of the Director of Services on Community Area Maintenance Grant Scheme.

8.4 **BULKY GOODS COLLECTION -MAYFIELD**

An Chomhairle noted the report of the Director of Services dated 17th May, 2007 which indicated that 213 households availed of the service.

8.5 **PRIVATE REFUSE COLLECTION**

An Chomhairle approved the report of the Director of Services dated 17th May, 2007 on the following motion referred to the Committee by An Chomhairle.

‘A. That Cork City Council regulate the times of private refuse collection within the City.

B. That all private refuse collection trucks have at least one other staff member other than the driver in the interest of safety and traffic freeflow.

That Cork City Council inform Cork County Council of this policy and incorporate the regulations in all permits granted for Cork City.’

(Proposer: Cllr. C. Clancy 07/119)

The report of the Director of Services stated Cork City Council under its Bye-Laws for the presentation of Refuse has set out various times for the presentation of Refuse for both Commercial and Domestic refuse. In areas outside the City Centre bins are allowed to be presented not earlier than 9:00p.m on the day preceding collection and must be removed not later than 6:00 p.m. on the day of collection. In relation to the City Centre the times are not earlier than 3:00 a.m on the day of collection and the bin must be removed by 1:30 p.m. on the same day.

In general collection in the city both by the City Council vehicles and by those of private operators proceed with the minimum of disruption as is evidenced by the few complaints received. The position can be monitored and if there is evidence of major disruption this can be addressed.

The City Council has no function in relation to specifying the staff required by private operators for the collection of waste. This is a matter for the Health and Safety Authority.

8.6 LITTER WARDENS

An Chomhairle approved the report of the Director of Services dated 17th May, 2007 on the following motion referred to the Committee by An Chomhairle. An Chomhairle further agreed that finances be set aside at Budget time for this matter.

‘That Cork City Council would put in place a litter warden for each of the five constituencies to combat the problem of illegal dumping.

(Proposer: Cllr. A. Spillane 07/138)

The report of the Director of Services stated that Cork City Council has a Litter Warden staff complement of four (three Litter Wardens and one Litter Warden Supervisor). The Litter Warden staff carry out a wide variety of duties in accordance with the objectives of the Litter Management Plan and the requirements of the Litter Pollution Acts 1997 to 2003. These include issuing litter fines, identifying litter black spots, examining dumped material for evidence which could lead to successful prosecution, attendance and giving evidence in Court, visiting schools to provide anti-litter and environmental awareness information etc.

The Wardens carry out their duties in all areas of the city in accordance with a planned programme of work. The work programme has the flexibility to respond to changing needs such as concentrating on a particular area for a period of time. This flexibility has been one of the keys to the continued success of the Litter Warden operation as evidenced by the fact that the service has secured **48 convictions** to date this year. It is therefore recommended that Wardens continue to be assigned in accordance with the work priorities arising at any particular point in time.

8.7 PRIVATE RENTED PROPERTIES

An Chomhairle approved the report of the Director of Services dated 17th May, 2007 on the following motion referred to the Committee by An Chomhairle.

‘That Cork City Council do an audit of all rented properties in the City and determine if these properties have contracts for waste removal be it private or local authority. Action should then be taken against those landlords failing to comply with national regulations.

(Proposer: Cllr. S. Martin 06/274)

The report of the Director of Services stated that the legal obligations of owners and occupiers of rented accommodation in respect of waste are set out in the Waste Management Act 1996 as amended. A number of options are available to

households with regard to refuse disposal including availing of the City Council's collection service, using licensed private collectors, sharing with neighbours, using public recycling facilities and /or public landfills etc. An estimated 7,000 households are currently not availing of Cork City Council's collection service.

All former users of the service will be contacted by leaflet in the near future – advising them of the benefits of the public service and inviting them to avail of same again. To carry out an audit of households as requested would require a significant amount of extra resources. No provision has been made in the 2007 Budget for the carrying out of this work. It is to be noted that nationally, an estimated 25% of all houses are not serviced by either a public or private refuse collection service and that there is no obligation under current waste legislation for households to avail of any refuse collection service.

8.8 **ENERGY SAVING METHODS**

An Chomhairle approved the report of the Director of Services dated 17th May, 2007 on the following motion referred to the Committee by An Chomhairle.

‘This Council will report on the Energy Rating and Energy Saving Measures introduced into its housing / building and transport stock since 2000 and enumerate what it proposed to do in its civic leadership role within the City and Region and significant property owner / Landlord in the short, medium and long term to create a more efficient and effective alternative energy use.

Please include comment on solar/wind energy, heat pump energy, insulation, building materials, rain harvesting, etc.’

(Proposer: Cllr. B. Bermingham 07/105)

The report of the Director of Services stated that Cork City Council under the auspices of Cork City Energy Agency which is based in the Lifetime Lab and is part of the Environment Directorate has been working closely with Sustainable Energy Ireland (SEI), a section within the Dept of Communications Marine and Natural Resources, in relation to Energy rating for domestic dwellings and public buildings. The standards and methodology have been developed over a number of years and this is the first year (2007), where property owners and landlords are legally required to carry out energy audits.

From 1st January 2007 new dwellings in respect of which planning permission was sought on or after 1st January 2007, will require BER (Building Energy Rating) before they are offered for sale or rent.

This requirement will be extended to all new non-residential buildings in July 2008 and to existing buildings in January 2009. Cork City Energy Agency is in the process of gathering information for the Energy Performance Building

Directive and the labelling of public buildings. The agency is also certified and approved by Sustainable Energy Ireland (SEI) to issue BER certificates to new dwelling as of from the 1st January '07. Furthermore the Agency has developed workshops and organized seminars to train and update the relevant Departments. within Cork City Council.

Cork City Council has been acknowledged as a champion of renewable and alternative energy use for many years. A number of new Council buildings derive a significant amount of their energy needs from alternative energy sources. Lifetime Lab, the new civic offices, Blackpool archives are a few of the projects employing efficient alternative energies. There are also a number of housing projects e.g. the Glen that are using solar panels for domestic hot water. The Glen regeneration project will have a significant contribution from renewables and there are currently a number of feasibility studies underway which are examining the various alternative options including district heating schemes using woodchips.

Wind energy for the city is currently not viable for a number of reasons. There is a limited wind resource in the City and large scale wind turbines have to be positioned carefully so as to avoid telecommunication interference in the built urban environment. The Agency has carried out a number of studies to assist in identifying suitable locations for turbines and further work will be carried out in this area. Cork City Energy Agency has also been engaged with the ESB via different energy for a regarding large scale grid connection. Large Scale wind development under the NDP will finish in 2010 and wind will contribute between 5- 10% of the total primary energy requirement (tper) contribution in Ireland.

Cork City Energy Agency is also working closely the Docklands directorate in regard to future sustainable developments on this site. It is currently drafting supporting guidelines and policy documents for the relevant LAPs. Cork City Energy Agency in collaboration with UCC is also undertaking a research project relating to onsite groundwater resources. The results of this investigation will hopefully conclude that there is enough groundwater onsite to geothermally (heat pump technology) heat part or all of the development. Sustainability is at the very core of the Dockland project. It is envisaged that by creating energy efficient developments and by using alternative to fossil fuels economic competitiveness will be enhanced and new job opportunities created. It will address the very real threat of fuel poverty because of escalating fossil fuel prices and help meet or contribute to Ireland's commitments on Kyoto.

Cork City Energy Agency operates on the basis that such projects will help shape and develop a future coherent energy policy for the City. The Energy Agency has carried out a number of initiatives over the years some of which are listed hereunder:

- (1) Utilisation of landfill gas to supply electricity to 1500 homes in Cork. This involves a Public Private Partnership with Irish Power Systems in collecting landfill gas and converting same into electricity.
- (2) Conversion of 17 Cork City Council vehicles to run on vegetable oil. In this EU part-funded project, Cork City Council's fleet is operating in a sustainable environmental manner. This is one of the largest biofuel fleets in the country.
- (3) Provision of Combined Heat and Power plant to provide Heat and Electricity to a major Leisure and Pool Complex at Bishopstown, Cork.
- (4) Provision of heat to a leisure complex at Churchfield using geothermal heatpumps to abstract heat from the ground.
- (5) Provision of green electricity to approximately 100 Cork City Council electricity accounts using a small hydropower plant adjacent to Lifetime Lab on the River Lee.
- (6) Provision of geothermal space heating to the new Civic Offices adjoining City Hall and a refurbished public library.
- (7) Installation of solar thermal systems to 24 dwelling units in the Glen Refurbishment Scheme. This is one of the largest such schemes undertaken by any local authority in Ireland.
- (8) CCEA has supported and facilitated retrofitting cavity wall insulation to approximately 150 dwellings in Cork City over a three-year period.
- (9) CCEA was the Regional Co-ordinator for the Munster region during the recent SEI-commissioned Domestic Energy Audit Project.
- (10) A Department of Communications, Marine and Natural Resources part-funded Project enabled us to deliver Heat Energy Rating (H.E.R.) training to the Technical staff of Munster Local Authorities.
- (11) A part-funded ALTENER project enabled us to provide the first Nationwide Training and Certification course for solar/Thermal Installers and Contractors.
- (12) In association with UCC the Energy Agency has undertaken geothermal research of the Lee Valley area. This research has indicated a major geothermal resource in the Cork region. Arising from this research, buildings such as the Glucksman Art Gallery UCC, Lifetime Lab etc have been heated geothermally from this resource.

(13) CCEA has provided advice to various stakeholders in Cork City in regard to the best use of energy and other sustainable issues such as Waste Management, Water Conservation etc.

(14) In addition to the above, Cork City Council in association with UCC secured part funding from EFTA to develop Lifetime Lab at the Old Water Works, Lee Road, Cork. The Cork City Energy Agency will operate from the Information Centre at this facility.

9. **PLANNING AND DEVELOPMENT FUNCTIONAL COMMITTEE – 21ST MAY 2007**

9.1 **TWINNING GRANTS 2007**

An Chomhairle approved the Schedule of Twinning Grants 2007.

9.2 **COMMUNITY & ENTERPRISE**

An Chomhairle approved the Schedule of grant allocations to Community Associations.

9.3 **HOUSING ESTATES**

An Chomhairle approved the report of the Director of Services & City Engineer, Planning & Development & City Engineer on Housing Estates from 1st March, 2007 to 30th April, dated 17th May, 2007.

9.4 **PLANNING STATISTICS**

An Chomhairle approved the report of the Director of Services & City Engineer, Planning & Development dated 17th May, 2007 on the number of planning applications determined & deferred from 1st March, 2007 - 30th April, 2007.

9.5 **ENFORCEMENT STATISTICS**

An Chomhairle approved the report of the Director of Services & City Engineer, Planning & Development dated 17th May, 2007 on Planning Enforcement Statistics for period 1st March, 2007 – 30th April, 2007.

9.6 **AN BORD PLEANALA APPEALS**

An Chomhairle approved the report of the Director of Services, Planning & Development & City Engineer dated 17th May 2007 on Planning Appeals to An Bord Pleanala.

9.7 **MICRO-RENEWABLE ENERGY TECHNOLOGIES**

An Chomhairle approved the report on planning exemptions for Micro-Renewable Energy Technologies for domestic houses.

9.8 **WORKS ON MOUNT EDEN RISE, BLARNEY STREET**

An Chomhairle approved the report of the Director of Services, Planning & Development & City Engineer dated 17th May 2007 on the following motion which was referred to the Committee by An Chomhairle:-

‘That Cork City Council would immediately carry out an assessment of the outstanding works necessary to facilitate the taking in charge of Mount Eden Rise, Blarney Street and that a funding mechanism would be put in place to allow for the completion of these works and the subsequent taking in charge of the estate by Cork City Council’.

(Proposer: Cllr. D. Wallace 07/067)

The report of the Director of Services stated that in compliance with the relevant Planning condition the developer M F Holdings Ltd (Healy Homes) a personal surety bond was put in place with a value of £18,000. This surety expired on the 18th February 1982. M F Holdings Ltd was struck off the companies Office register in 1993, having never filed accounts.

There have been several reports on the estate, all of which referred to the extremely poor condition of the estate. The full cost of remedial works was costed at £148,700 (€188,810) in 2000. The essential remedial works were costed at £34,800 (€44,186) --- £25,200 (Roads) & £9,600 (Environment) in 2000.

In 2000 the then Assistant City Manager Engineers approved essential priority works on drainage (£8,800) & in 2001 on waters works (£1,500) and public lighting (£5,000).

The value on the outstanding essential roads/environmental/drainage works in 2004 was costed at circa €50,000. The current value is approximately €55,000.

At present there are no funds available from bond/surety to have the outstanding works attended to. However, if the council decide to take the estate in charge having complied with the statutory process, monies will have to be provided from Cork City Council’s own resources to fund these works.

9.9 **MOUNT EDEN RISE, BLARNEY STREET**

An Chomhairle approved the report of the Director of Services, Planning & Development & City Engineer dated 17th May 2007, on the following motion which was referred to the Committee by An Chomhairle:-

‘That Cork City Council Planning Department take in charge the estate at Mount Eden Rise, Blarney Street in consultation with residents’.

(Proposer: Cllr. C. Clancy 07/103)

The report of the Director of Services stated that in compliance with the relevant Planning condition the developer M F Holdings Ltd (Healy Homes) a personal surety bond was put in place with a value of £18,000. This surety expired on the 18th February 1982. M F Holdings Ltd was struck off the companies Office register in 1993, having never filed accounts.

There have been several reports on the estate, all of which referred to the extremely poor condition of the estate. The full cost of remedial works was costed at £148,700 (€188,810) in 2000. The essential remedial works were costed at £34,800 (€44,186) --- £25,200 (Roads) & £9,600 (Environment) in 2000.

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The value on the outstanding essential roads/environmental/drainage works in 2004 was costed at circa €50,000. The current value is approximately €55,000.

At present there are no funds available from bond/surety to have the outstanding works attended to. However, if the council decide to take the estate in charge having complied with the statutory process, monies will have to be provided from Cork City Council’s own resources to fund these works.

10. **CORRESPONDENCE**

An Chomhairle noted correspondence

11. **CONFERENCES**

An Chomhairle approved the attendance at the following Conferences:-

11.1 **POLITICS CONFERENCE**

An Chomhairle approved the attendance of Comhairleoirí D. McCarthy, J. Buttimer and D. Counihan at the Politics Conference held in the Department of Government, U.C.C., Cork on the 26th April 2007.

11.2 **RENEWABLE ENERGY – A ROLE FOR THE REGIONS**

An Chomhairle approved the attendance of Comhairleoir J. Buttimer at the Renewable Energy – A Role for the Regions Conference held in the Four Seasons Hotel, Carlingford, Co. Louth on the 13th June 2007.

11.3 **EFFECTIVE COMMUNICATION FOR COUNCILLORS**

An Chomhairle approved the attendance of Comhairleoirí M. O’Connell, T. O’Driscoll and J. Buttimer at the Effective Communication for Councillors Conference held in the Belingham Castel Hotel, Castlebellingham, Co. Louth on the 8th – 10th June, 2007.

11.4 **BYRNE/ PERRY SUMMER SCHOOL**

An Chomhairle approved the attendance of Comhairleoirí D. O’Flynn, J. Kelleher, P. Gosch, B. Bermingham, M. Ahern, J. Buttimer and T. Fitzgerald at the Byrne/ Perry Summer School held in Gorey, Co. Wexford on the 29th June – 1st July 2007.

12. **MOTIONS REFERRED FROM ORDINARY MEETING OF AN CHOMHAIRLE HELD ON 14th MAY 2007**

12.1 **SUBTITLING IN CINEMAS AS SUPPORT FOR CORK DEAF ASSOCIATION**

An Chomhairle approved the following motion

‘That Cork City Council would support Cork Deaf Association by writing to all Cinemas in the City and the greater Cork area requesting the provision of subtitling for all their programmes, to ensure that the many deaf people in our community can enjoy more fully going to the Cinema.’

(Proposer: Cllr. M. Shields 07/171)

13. **MOTIONS**

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

13.1 **NAMEPLATES FOR CONNAUGHT AVENUE**

‘That signage relating to nameplates for Connaught Avenue be placed at its junction with Donovan’s Road, College Road and Gilabbey Street ie. at the entry/exit points.’

(Proposer: Cllr. S. Martin 06/288)

Roads & Transportation Functional Committee

13.2 **REPLACE FOOTPATH AT PATRICK O’ DONOGHUE PLACE**

‘That Cork City Council replace the footpath outside number 10 to 25 Patrick O’Donoghue Place and outside 9 to 10 Connaught Avenue.’

(Proposer: Cllr. S. Martin 06/289)

Roads & Transportation Functional Committee

13.3 **PURSUE OWNER OF DERELICT PROPERTY IN MAHONYS SQUARE**

‘That Cork City Council Property Department pursue the owner of the Derelict Property ref 1530.D.S. in Mahonys Square off Great William O’Brien Street to make good the site as its condition and appearance is a concern to the local residents.

(Proposer: Cllr. C. Clancy 07/166)

Planning & Development Functional Committee

13.4 **EXAMINE AMENITY AREA IN LIAM HEALY ROAD**

‘That Cork City Council Recreation and Amenity/Roads Department examine the tarmaced amenity area in Liam Healy Road with a view to improving parking for the residents and upgrading and landscaping the amenity area.’

(Proposer: Cllr. C. Clancy 07/167)

Roads & Transportation Functional Committee

13.5 **PROSPERITY SQUARE INCLUDED IN NEXT FOOTPATH RENEWAL PROGRAMME**

‘That the footpaths in Prosperity Square be included in the next footpath renewal programme.’

(Proposer: Cllr. T. O’Driscoll 07/173)

Roads & Transportation Functional Committee

13.6 **CARDINAL COURT – 2008 TRAFFIC CALMING PROGRAMME**

‘That traffic calming for Cardinal Court be included in the 2008 Traffic Calming programme.’

(Proposer: Cllr. S. Martin, Cllr. M. Shields 07/183)

Roads & Transportation Functional Committee

13.7 **NATIONAL DAY OF REMEMBRANCE**

‘I propose that a National Day of Remembrance for road traffic victims be implemented by the Government on the 3rd Sunday of November in line with International practice.’

(Proposer: Cllr. Dave McCarthy 07/190)

Corporate Policy Group

13.8 **SPEED RAMPS – FAIRFIELD DRIVE**

‘That Cork City Council place ‘Speed Ramps’ on Fairfield Drive from the exit Junction from Larchfield Estate to the junction at Saint John’s Well as it does not interfere with the Bus Route.’

(Proposer: Cllr. Tony Fitzgerald 07/191)

Roads & Transportation Functional Committee

13.9 **WORKS – LANEWAY OFF SKEHARD ROAD**

That the following works would be carried out on the laneway from Skehard Road to Mahon Golf Club.

(a) The height railing be re-installed at the Skehard Road end of the laneway.

- (b) Further traffic calming measures be installed on the lane, to reduce the speed and volume on the lane.
- (c) Repair work would be carried out on the boundary walls of houses whose back gardens extend down to the lane. These walls have been damaged principally by City Council tractors using this lane as an exit onto Skehard Road.
- (d) All heavy vehicles, including delivery trucks, City Council and others be directed to access the area via the industrial estate entrance.
- (e) City Council Drainage Department would investigate the major pooling problem that occurs on the lane and storm drains would be installed where needed.'

(Proposer: Cllr. T. Shannon 07/204)

Roads & Transportation Functional Committee

13.10 SEWAGE PROBLEM – CLEVE HILL, BLACKROCK ROAD

'That Cork City Council would investigate the major sewage problem ongoing at Cleve Hill, Blackrock Road and affect whatever repairs that are needed and report to City Council on the issues surrounding the taking in charge of this residential area.'

(Proposer: Cllr. T. Shannon 07/205)

Environment Functional Committee

13.11 ROADS PROGRAMME – FOOTPATHS, BELMONT PARK

'That the footpaths in Belmont Park, Ballinlough Road would be included in the roads programme as they are in very poor condition.'

(Proposer: Cllr. D. O' Flynn 07/207)

Roads & Transportation Functional Committee

13.12 RAMPS – BALLINLOUGH ROAD

'That ramps would be placed in Ballinlough Road (St. Finbarr's Hospital end to Bellair) to slow down traffic going through this area.'

(Proposer: Cllr. D. O' Flynn 07/208)

Roads & Transportation Functional Committee

13.13 **SPEED RAMPS & SIGNS – SILVERDALE, FAIRFIELD ROAD**

‘That Cork City Council as a matter of urgency, put speed ramps, “Slow Down” signs and “Children at Play” signs, on Silverdale, Fairfield Road, Farranree in the interest of public safety for the residents and the children playing at the Fairfield.’

(Proposer: Cllr. T. Fitzgerald 07/209)

Roads & Transportation Functional Committee

13.14 **GLENHEIGHTS PARK, BALLYVOLANE**

‘That the slope in front of 13, 14, 15 and 16 Glenheights Park, Ballyvolane be levelled and made safe as it is presently unsafe due to the dangerous pointed stones protruding from the surface.’

(Proposer: Cllr. P. Gosch 07/210)

Roads & Transportation Functional Committee

13.15 **ROAD SURFACE – BOHERBOY CLOSE**

‘That Cork City Council carry out an immediate review of the road surface at Boherboy Close as in my view it is in need of resurfacing due to increased traffic as a result of building activity nearby and should be included in the 2008 Road resurfacing programme.’

(Proposer: Cllr. T. Brosnan 07/211)

Roads & Transportation Functional Committee

13.16 **SAFETY BARRIER – MOURNE AVENUE ONTO OLD YOUGHAL ROAD**

‘That Cork City Council erect a safety barrier at the pedestrian exit from Mourne Avenue onto Old Youghal Road to replace the one that was previously there which appears to have been removed to facilitate road/footpath renewal.

(Proposer: Cllr. T. Brosnan 07/212)

Roads & Transportation Functional Committee

13.17 **EXTRA PARKING SPACES – CHURCHFIELD AVENUE**

‘That Cork City Council would take out some of the green area between numbers 41-67 Churchfield Avenue in order to create extra parking spaces for residents.’

(Proposer: Cllr. M. O’ Connell 07/213)

Roads & Transportation Functional Committee

13.18 **RAMPS – FAIRFIELD ROAD AND ONSLOW GARDENS**

‘That Cork City Council would put ramps at the entrance of Fairfield Road and Onslow Gardens and also in Parkwood Close, Parklands.’

(Proposer: Cllr. M. O’ Connell 07/214)

Roads & Transportation Functional Committee

13.19 **PLAY FACILITIES – TORY TOP PARK**

‘That the number of Children’s Play facilities in Tory Top Park be increased.’

(Proposer: Cllr. T. O’ Driscoll 07/215)

Recreation Amenity & Culture Functional Committee

This concluded the business of the meeting.

**ARDMHÉARA
CATHAOIRLEACH**