

**MINUTES OF ORDINARY MEETING OF CORK CITY COUNCIL**  
**HELD ON MONDAY 24<sup>th</sup> MAY, 2004.**

- PRESENT:** An tArd-Mheara, Comhairleoir C. Burke in the chair.
- NORTH EAST** Seanoir M. Quill, Comhairleoirí T. Brosnan, L. Burke, J. Kelleher.
- NORTH CENTRAL** Comhairleoirí D. Wallace, C. O' Leary, C. Clancy, G. O' Flynn, P. Gosch.
- NORTH WEST** Seanoir D. McCarthy, Comhairleoirí M. O' Connell, J. O' Brien.
- SOUTH EAST** Seanoir T. Shannon, Comhairleoirí D. Clune, J. Corr, D. Counihan D. O' Flynn, T. O' Brien.
- SOUTH CENTRAL** Comhairleoirí S. Martin, D. Cregan, Chris O' Leary.
- SOUTH WEST** Comhairleoirí M. Shields, M. Ahern, B. Bermingham, P. J. Hourican, F. Dennehy.
- ALSO PRESENT** Mr. J. Gavin, City Manager.  
Mr. J. D. Flynn, Director of Services, Corporate Affairs.  
Mr. J. O'Donovan, Director of Services, Planning & Development.  
Mr. D. O'Mahony, Director of Services, Environment.  
Mr. J. Kennelly, Director of Services, Recreation, Amenity & Culture.  
Mr. F. Allison, Senior Executive Officer, Corporate Affairs.  
Ms. U. Ramsell, Staff Officer, Corporate Affairs.

An tArd-Mheara recited the opening prayer.

1. **VOTES OF SYMPATHY**

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

- To the O' Leary Family on the death of Tony O'Leary.
- To the Scally Family on the death of Mrs. Scally.
- To the O'Callaghan Family on the death of their Mother.
- To the McSwiney Family on the death of their son.
- To the Parry Family on the death of their Mother.

2. **VOTES OF CONGRATULATIONS**

An Chomhairle unanimously extended a vote of congratulations:-

- Everyman Palace on winning the Cork Business of the Year Award (2<sup>nd</sup> Quarter).
- Pat Falvey & Dr. Clare O' Leary on climbing Mount Everest.

### 3. **CIVIC RECEPTIONS**

An Chomhairle approved the hosting of Civic Receptions for:-

- Dr. Clare O' Leary – on achievement in climbing Mount Everest.
- Irish Rugby Team – on winning the Triple Crown.

An Chomhairle paid tribute to three former Lords Mayor, Comhairleoirí Liam Burke, Tim Falvey and P. J. Hourican and Comhairleoir Con O'Leary who are not seeking re-election to Council and wished them well in the future.

The outgoing members thanked An Chomhairle for their good wishes.

### 4. **MINUTES**

An Chomhairle agreed the Minutes of the Ordinary Meeting of An Chomhairle held on 10<sup>th</sup> May, 2004 as circulated subject to 5.5 to be amended to read Comhairleoir Brian Bermingham instead of Comhairleoir Donal Counihan.

### 5. **QUESTION TIME**

#### 5.1 **ARRANGEMENTS IN PLACE FOR DEALING WITH UNCOLLECTED (BECAUSE REFUSE CHARGES HAVE NOT BEEN PAID FOR ) BINS? AND ARRANGEMENTS FOR DEALING WITH UNCOLLECTED AND OVERFLOWING BINS**

In response to question submitted by Comhairleoir Michael Ahern, a written reply was circulated which stated that:-

- a) Waste is collected from householders whose accounts are in order, or who are in a position to avail of a waiver. It is the policy of the City Council not to collect the refuse from householders who do not qualify under the above criteria. The non-collection of refuse is being extended on a phased basis. It is the responsibility of the householder to dispose of the uncollected refuse in a legal and proper manner. If necessary, appropriate action will be taken under the Litter Pollution Acts 1997 and 2003.
- b) Where uncollected refuse constitutes litter as defined in the Litter Acts 1997 and 2003, appropriate action will be taken. The areas mentioned have been inspected and referred to the respective City Council Directorates for attention.

#### 5.2 **ENVIRONMENTAL ASSESSMENT REPORT INTO THE SITE CONDITIONS FOUND IN BUCKLEYS FIELD, BLACKROCK**

In response to question submitted by Comhairleoir Deirdre Clune, a written reply was circulated which stated that a site investigation and assessment of Buckley's Field, from a contaminated land viewpoint, has been carried out by environmental consultants. Inert fill material such as soil, stones, bricks, ceramics, mortar, and rubble, was found throughout the site. In the former quarry approximately 2,500 tonnes of waste plastic and rubber contaminated with hydrocarbon material was found, and this is being stored on the site pending its removal. It is proposed

to ship this waste under Transfrontier Shipment Procedures to an approved facility in Hamburg, Germany for treatment. This will render the site suitable for residential use.

**5.3 PLANNING FOR THE SITE ADJACENT TO DEERPARK ROAD AND FRIARS WALK & DYRE FIELD SITE ADJACENT TO THE LOUGH COMMUNITY ASSOCIATION**

In response to question submitted by Comhairleoir Sean Martin, a written reply was circulated which stated that:-

- (a). In relation to this site no formal pre-planning discussions have taken place with the Planning & Development Department.
- (b). A housing development unit, which will be subject to the Part VIII planning will be brought before Members for approval in the near future.

**5.4 OPERATION OF THE CIVIC AMENITY SITE AT KINSALE ROAD**

In response to question submitted by Comhairleoir Damian Wallace, a written reply was circulated which stated that :-

**(a) The current level of usage**

Approximately 12,000 paying customers have used the CA Site to date in 2004. For every paying customer there would be one or two who use the facility for free recycling. We therefore estimate that the CA Site has had approximately 30,000 users in 2004 to date.

**(b) Confirmation of where the collected material is recycled**

Collected material is recycled as follows:

- (i) Metal and White Goods are taken by Cork Metal
- (ii) Green Waste is composted and used on-site
- (iii) Timber is shredded by CTO and sent to Weyerhaeuser in Clonmel and Finsa in Ennis
- (iv) Plastic bottles are taken to Ipodec on Forge Hill
- (v) Magazines are collected by Indaver Ireland
- (vi) Batteries are taken by ReturnBatt
- (vii) Glass bottles and drink cans are collected by Rehab
- (viii) Oxfam are now collecting books, CD's, and videos to be sold in their shop in the city centre
- (ix) Tetra Paks will shortly be taken to Greenstar in Glanmire
- (x) Plastic film will shortly be taken to Greenstar in Glanmire
- (xi) Builders rubble is used as a road surface
- (xii) Soil is used as a landfill cover

**(c) Whether any of the collected material is sent to the landfill**

No material that is accepted for recycling is landfilled. However, some of the materials are treated on site for re-use as construction materials as part of the de-commissioning of the landfill and its conversion into a public park etc.

**(d) Details of any plans for providing a similar facility in other areas of the city**

A site originally chosen for a Civic Amenity site in the northside of the city proved uneconomic to develop. Further sites are currently being considered with a view to providing a Civic Amenity Site in the north side as set out in the Waste management Plan.

**(e) Confirmation of when the collection service for recycled material will begin**

Separate collections are scheduled to commence in various areas in the city shortly. Staff and equipment are currently being put in place.

**5.5 WHY ARE AREAS OF THE CITY BEING ROTATED FOR DUTY BY TRAFFIC WARDENS AND CLAMPING AGENTS?**

In response to question submitted by Comhairleoir Ernie Nelson, a written reply was circulated which stated that the City Council has three tools of parking enforcement:

- Issuing of parking tickets
- Tow-way
- Clamping.

Prior to the June 2000, when the only tool available for parking enforcement was the issuing of parking tickets, parking compliance with the regulations was low. In many cases the on-the-spot fine of €19 was not a deterrent.

In June 2000, tow-way was introduced and in August 2001 the clamping operation was commenced. Since then, there been a large increase in parking availability in the City Centre. For example, each valid parking space in the South Mall is turned over 7 times per day as opposed to 4 times per day before clamping. This obviously is very good for City Centre business and for the general commercial and social well being of the City Centre.

The City Council needs the full range of parking enforcement tools available at all times. Areas are rotated between traffic wardens and clamping crew depending on the availability of each and size of area to be patrolled.

It would make no sense if the public were notified of a particular form of enforcement on any day as this would result in varying levels of compliance from day to day. It should be noted that cars are only clamped in disc parking areas when the disc is expired for at least one hour.

**5.6 EXCAVATION WORKS TAKEN PLACE IN THE QUARRY AT BUCKLEY'S FIELD**

In response to question submitted by Seanoir Terry Shannon, a written reply was circulated which stated that:-

1. A site investigation was carried out on the site. A total of 19 trial holes were excavated over the whole site as part of the investigation. A total of 8 trial holes

were excavated in the former quarry area. Topsoil has been stripped from the site and is stockpiled pending reuse. Contaminated material found by the site investigation has been excavated and is stockpiled on the site pending removal for treatment.

2. Inert fill material such as soil, stones, bricks, ceramics, mortar, and rubble, was found throughout the site. In the former quarry approximately 2,500 tonnes of waste plastic and rubber contaminated with hydrocarbon material was found, and this is being stored on the site pending removal for treatment.
3. A full set of tests was carried out on the excavated material from the 8 trial holes in the former quarry. Trial pit records were kept on the materials encountered during the excavations. The site investigation and report was carried out by O'Callaghan Moran & Associates who are environmental consultants with an expertise and track record on the subject of contaminated land. The soil samples were analysed at fully accredited laboratories, Alcontrol Geochem Ireland, in Dublin. The tests revealed hydrocarbon contamination in the north eastern corner of the former quarry. The quantity involved is approximately 2,500 tonnes.
4. The contaminated material was excavated under the supervision of O'Callaghan Moran & Associates, and is stockpiled on the site pending its removal. It is proposed to ship this waste under Transfrontier Shipment Procedures to an approved facility in Hamburg, Germany for treatment. This will render the site suitable for residential use.

#### 5.7 **NEW LAYOUT OF ST. PATRICK STREET AND OLIVER PLUNKETT STREET**

In response to question submitted by Comhairleoir Mary Shields, a written reply was circulated which stated that arising from the Renewal Schemes in St. Patrick Street and Oliver Plunkett Street, disabled persons parking spaces are being provided at:

- Academy Street
- Paul Street
- Drawbridge Street
- Emmet Place
- Pembroke Street
- Grand Parade
- Parnell Place

The number of spaces will be greater than the numbers currently provided.

#### 5.8 **“CHESS TABLE” ON ONE OF CORK’S PUBLIC PLAZA’S/PARKS**

In response to question submitted by Comhairleoir Brian Bermingham, a written reply was circulated which stated that an examination of use and suitability of outdoor Chess Tables in other local authority areas will be undertaken and the findings reported to Council at an early date.

5.9 **PEDESTRIAN LINK FROM MIDDLE GLANMIRE ROAD TO MERRION COURT**

In response to question submitted by Comhairleoir Tim Brosnan, a written reply was circulated which stated that Condition No. 5 of Planning Ref. TP 13531/87 states:

*Bollards to the agreement of the Planning Authority shall be erected at the northern end of the proposed pedestrian link from Middle Glanmire Road. Details of same, as well as of treatment of pedestrian link from Middle Glanmire Road to public road opposite proposed unit 25 shall be agreed with the Planning Authority prior to commencement. No vehicular traffic generated by the development shall utilise the pedestrian link*

*Reason: In the interests of proper planning and development of the area.*

Three no. bollards are located at the northern end of the then link route from Middle Glanmire Rd.

A pedestrian link, in the form of a concrete footpath, extends from the bollards to the estate road opposite Number 59, Merrion Court. It is noted that Condition 5 of TP13531/87 refers to Number 25, not 59, Merrion Court. However, the Site Layout Plan dated February 1987 shows House No. 25 located where No. 59 now stands, that is, there has been an alteration to the housing numbering scheme subsequent to the Grant of planning permission – See attached map.

Vehicular traffic generated by the development cannot utilise this pedestrian link.

The Merrion Court housing development has been taken in charge. However, the vehicular laneway from Middle Glanmire Road to the bollards was not taken in charge. This roadway is not in Cork City Council's ownership.

This matter has been referred to the Council's Roads & Transportation and Property Departments for further investigation. The Council will revert to you with a final response when these investigations have concluded.

5.10 **NEW HOUSING DEVELOPMENT AT JOHN PHILPOTT CURRAN STREET, CATHEDRAL AVENUE AND EASONS AVENUE**

In response to question submitted by Comhairleoir Gary O'Flynn, a written reply was circulated which stated that:-

An experienced demolitions contractor has been appointed to carry out the demolition of existing derelict buildings. The contractor propose to nominate a representative who will liaise with the local residents on issues such as access, parking and safety on a daily basis and deal with any issues or complaints that the residents may have. As a matter of standard safe practice all debris is to be hosed down when being removed or structures knocked to keep dust to a minimum. The streets will be cleaned as required to remove spoil and keep dust down.

The National Building Agency, the City Council's architects and project managers for the scheme, will also have a representative to supervise the demolitions to ensure standards are being adhered to.

The National Building Agency prepared an extensive survey and report on both development sites as part of the design process for the scheme which was on public display as part of the Part 8 planning documentation.

The existing properties bounding the site will be propped and shored and weathered where necessary until the new structures are built. The existing stone boundary walls are being retained where possible. These walls will be treated to consolidate their present condition and where they may become unstable due to the clearance and demolition works they be propped in place until they are tied into the new structures. The existing stone boundary walls are considered an asset to the new development and have utilised as features of the proposed development where possible.

Whilst the proposed development will serve to remove serious long-term dereliction and will contribute to the regeneration of the area it is acknowledged that a certain amount of inconvenience will be caused to residents during the course of the works. The tendering parties have been made aware of the existing situation with regard to parking facilities and have been instructed that they will have to consult in relation to traffic management with the local residents, the City Council's traffic department and Gardaí before works commence.

The City Council has adopted a selective tender procedure to ensure that only building contractor's with experience of working on sites of this complexity and scale would be invited to tender for the contract.

The Preliminary Health and Safety has specified that the site is in the middle of a densely populated urban area with extremely narrow streets and restricted access. The appointed contractors is required to respond appropriately in their Health and Safety Plan to formulate a safe approach to the construction operations within this context. The matters of health and safety are issues to be dealt with by the contractors.

5.11 **MORE PEDESTRIAN AREAS IN THE CITY CENTRE, WILL THERE BE A LOSS OF DISABLED PERSONS PARKING SPACES IN THE CITY CENTRE**

In response to question submitted by Comhairleoir Fergal Dennehy, a written reply was circulated which stated that the Renewal schemes in St. Patrick Street and Oliver Plunkett Street will result in no loss of disabled persons parking spaces. Indeed it is envisaged that a number of additional spaces may be provided.

6. **MAKING OF GREEN GARDENS SHANDON STREET CORK BYE-LAWS 2004**

On the proposal Seanoir M. Quill, seconded by Comhairleoir D. Wallace, An Chomhairle approved the report of the Director of Services dated the 18<sup>th</sup> May, 2004 and agreed to adopt the following resolution:-

No submissions having been received in respect of the draft Bye-Laws relating to the former churchyard of St. Mary's Shandon, Shandon Street, Cork, now known as Green Gardens, Shandon Street, Cork, it is hereby **RESOLVED** that Bye-Laws shall be made in accordance with the draft Bye-Laws considered and approved by Council on the 26<sup>th</sup> day of April 2004 subject to the amendment of Bye-Law No.

12 (as recommended by Superintendent Shanahan) to include the prohibition of entry into Green Gardens of dogs which are required to be muzzled under the Control of Dogs Act, 1986 or any Regulations made pursuant thereto or any Act extending or amending the same and to the following additional amendments thereto:

1. The inclusion of the title, i.e. **Green Gardens Shandon Street Cork Bye-Laws 2004.**
2. The amendment of para. 2 to include the following text in line 5:  
**and now known as Green Gardens Shandon Street Cork.**
3. The amendment of Bye-Law No. 1 to read as follows:  
**These Bye-Laws shall be cited as follows:  
Green Gardens, Shandon Street, Cork, Bye-Laws 2004**
4. The amendment of Bye-Law No. 2 to read as follows:

**Commencement of Bye-Laws:**

**These Bye-Laws shall come into force on the 25<sup>th</sup> day of June 2004.**

5. The amendment of Bye-Law No. 12 to read as follows:

**Animals and Dogs:**

A person shall not at any time bring, cause or allow to be brought into the Churchyard more than two dogs or dogs which are required to be muzzled under the Control of Dogs Act 1986 or any regulations made pursuant thereto or any act or regulations extending or amending the same. A person who brings into the Churchyard a dog or dogs pursuant to this Bye-Law shall at all times accompany the said dog or dogs and keep the said dog or dogs on a leash and under effective control.

7. **CORK OPERA HOUSE**

On the proposal of Seanoir M. Quill, seconded by Seanoir T. Shannon, An Chomhairle approved the Report of the City Manager dated 19<sup>th</sup> May, 2004 and resolved that:-

1. Advance dated 30<sup>th</sup> October, 1964, in the sum of €31,743.45
2. Advance dated 13<sup>th</sup> November, 1991, in the sum of €253,947.61
3. Advance dated 31<sup>st</sup> July, 1992, in the sum of €253,947.61
4. Advance dated 2<sup>nd</sup> October, 2000 in the sum of €888,816.65

be converted to shares and that the loan repayments of €507,895.20 for the years 2003, 2004, 2005 & 2006 be converted to a non repayable grant.

8. **REVAMP OF GOVERNMENT BUILDINGS, SULLIVAN'S QUAY**

An Chomhairle approved the Report of the City Manager dated 19<sup>th</sup> May, 2004 regarding revamp of Government Buildings at Sullivan's Quay.



9. **CORPORATE POLICY GROUP**

9.1 **FINANCIAL STATEMENT**

An Chomhairle approved the report of the City Manager on Financial Statement to 30<sup>th</sup> April, 2004.

10. **PLANNING & DEVELOPMENT FUNCTIONAL COMMITTEE**

10.1 **HOUSING ESTATES**

An Chomhairle approved the report of the Director of Services, Planning and Development on Housing Estates – April 2004 dated 13<sup>th</sup> May, 2004.

10.2 **PLANNING STATISTICS**

An Chomhairle noted the report of the Director of Services, Planning & Development dated 13<sup>th</sup> May, 2004 on Planning Statistics January – April, 2004.

10.3 **URBAN RENEWAL**

An Chomhairle noted the report of the Director of Services, Planning & Development dated 13<sup>th</sup> May 2004 on Urban Renewal.

10.4 **CUSTOMER SERVICE INITIATIVES**

An Chomhairle noted the report of the Director of Services, Planning & Development dated 13<sup>th</sup> May 2004 on Customer Service Initiatives.

10.5 **EXTRA CHARGES INCURRED UNDER THE DEVELOPMENT CONTRIBUTIONS SCHEME**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“That Cork City Council would exempt planning applications whose planning applications were being processed on and prior to 12<sup>th</sup> January, 2004 from the extra charges they would incur under the Development Contributions Scheme passed by Cork City Council on 12<sup>th</sup> January, 2004”.

(Proposer: Cllr. C. Clancy 04/106)

The report stated that although under Sections 48/49 of the Planning & Development Act 2000 the General & Supplementary Schemes must be made (or not) by Council by the 10<sup>th</sup> March, 2004, they did not give the statutory dates from which applied (i.e. confirm whether the scheme should be applied to applications registered or determined after that date). However the DOEHLG circular letter PD 4/2003 dated 27/06/03 stated “Once adopted all planning permissions granted subsequently (to being adopted by Council) will be subject to the conditions of the new scheme, regardless of when the permission had been applied for”.

Therefore following their adoption by the City Council on the 12<sup>th</sup> January, 2004, the charges set out in the General and Supplementary Development Contribution Schemes have been applied, by condition, attached to planning permissions determined from the 13<sup>th</sup> January, 2004.

#### 10.6 **LANDS OWNED BY DOMINICAN ORDER OF ENNISMORE BE ZONED AS A PUBLIC PARK**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“The lands owned by the Dominican Order of Ennismore, Middle Glanmire Road should be zoned as a public park with water features, walkways, shrubbery and trees and held for the people of Mayfield and the city should the Dominicans ever decide to sell or vacate the lands”.

(Proposer: Cllr. E. Nelson 04/192)

The report stated that this land is currently zoned as a ‘Ridge Protection Area’ recognising its landscape value.

There is a general presumption against development in Ridge Protection zones unless the development would enhance the overall landscape character of the site.

This is an elevated site overlooking the river with panoramic views eastwards over Lough Mahon & Cork Harbour. Much of the site is prominent in views from the southside of the city. It is also the setting for a Protected Structure, Ennismore. The site also has many attractive trees both along the perimeter and elsewhere.

The City Development Plan highlights the need for a comprehensive landscape assessment of Cork City which would “classify lands within the city according to their character value and sensitivity”.

A brief of the main areas of landscape value, setting out appropriate uses and protection measures is also envisaged. The possible use of this site as a park will be considered in this context.

#### 10.7 **MILLFIELD COTTAGES**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“That Millfield Cottages on the Old Mallow Road would be considered as an area worthy of protection as they are the last of the Victorian type workman’s cottages in the city”.

(Proposer: Cllr. C. Clancy 03/356)

The report stated that submissions were received in relation to protecting Millfield Cottages in the Summer of 2003 during the review of the City Development Plan.

And initial site inspection and examination was carried out by members of the Planning & Development Directorate in June 2003 in order to explore the rationale made by residents and other members of the community in Blackpool for protecting this group of houses.

As a result of this preliminary examination it was not considered as part of an overall programme for designation as an Area of Special Character in accordance with the criteria and priorities set out in Paragraphs 6.34 – 6.38 of Chapter 6 of the 2004 Development Plan. Such designation would necessitate a variation of the adopted City Development Plan 2004.

Further investigation for the area will need to be undertaken by the Conservation Officer and I will keep Members advised accordingly.

#### 10.8 **HIGH RISE APARTMENTS**

An Chomhairle considered the following motion referred to the Committee by An Chomhairle.

“No more high rise apartments to be built in Bishopstown, Wilton and surrounding areas”.

(Proposer: Ald. D. McCarthy 04/233)

In relation to Student Accommodation units it was noted that such units facilitated the increase in supply of houses in these areas for owner occupation/families etc. It was further noted that the closing date for applications for student accommodation has expired and that it is unlikely that new applications will be received.

The importance of a Management Plan, submitted as part of the initial planning application, was also discussed and noted.

An Chomhairle agreed to recommend that no more high rise student apartments be built in Bishopstown, Wilton and surrounding areas.

#### 11. **ENVIRONMENT FUNCTIONAL COMMITTEE**

##### 11.1 **SANITARY AND OTHER SCHEMES**

An Chomhairle approved the Report of the Director of Services on Sanitary and Other Schemes for the year to the 30<sup>th</sup> April 2004.

##### 11.2 **ENVIRONMENTAL MATTERS**

An Chomhairle approved the Report of Director of Services on Environmental Matters for the year to 30<sup>th</sup> April 2004.

##### 11.3 **“TAKING STOCK AND MOVING FORWARD”**

An Chomhairle noted the Report of Director of Services which circulated the main points of recently published Departmental document “Taking Stock and Moving Forward”. It was noted that full copy could be accessed from the Department’s website at [www.environ.ie](http://www.environ.ie).

#### 11.4 **PROPOSED SUSTAINABLE CITY CAMPUS**

An Chomhairle considered the proposed development of a Sustainable City Campus at the Old Waterworks Site, Lee Road and approved the Report of Director of Services, Environment pursuant to Section 179(3)(a) Planning Development Act 2000 and agreed that the development that the development be proceeded with.

The report of the Director of Services, Environment stated that the proposal was advertised in the “Irish Examiner” on 23<sup>rd</sup> March 2004 as required under Part 8 of the Planning and Development Regulations 2000. The latest date for receipt of submissions or observations with respect to the proposed development, dealing with the proper planning and sustainable development of the area in which the development is situated was the 10<sup>th</sup> May 2004.

The report of the Director of Services Environment recommended that the development as outlined be proceeded with.

#### 11.5 **LITTER MANAGEMENT PLAN**

An Chomhairle approved the Report of Director of Services on implementation of Litter Management Plan for the year to the 31<sup>st</sup> December 2003.

#### 11.6 **BELMONT PARK**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“That a Storm Drain be installed at No. 20 Belmont Park, Ballinlough where major flooding frequently occurs at great inconvenience to local residents.”  
(to follow)

(Proposer: Ald. T. Shannon 04/149)

The Report of the Director of Services indicated that the City Council had no record of a drainage problem at this location.

The matter had been referred to Roads as the problem may be with a road gully and when a reply has been received the Director indicated he would communicate with the member further.

#### 11.7 **THOMOND SQUARE**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“That funding be provided in next years estimates to relieve the constantly recurring drainage problems at Thomond Square, Old Blackrock Road, Cork.”  
(to follow)

(Proposer: Cllr. T. O’Driscoll 04/197)

The Report of the Director of Services indicated that the Drainage Department had been aware of the ongoing problem at this location. It was a private drain problem for which the City Council has no responsibility. The City Council does not interfere with or undertake works to private drains.

#### 11.8 **RADON**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“That this Council investigate and report on radon measurements within the City of Cork per locality with particular focus on its own Housing Stock, and determine:-

- What remedial action to take if measurements so found are deemed to be unsatisfactory in parts of its housing stock
- What advice to give to property owners within the City of Cork on this issue.”

(Proposer: Cllr. B. Bermingham 04/211)

The Report of the Director of Services indicated that the Cork City Council does not have an investigative or reporting role on radon measurement. This role is carried out by the Radiological Protection Institute of Ireland. The Institute carries out tests for individual premises for a fee.

In relation to the City Council’s Housing Stock the Report recommended that the motion be referred to the Housing Committee for consideration.

#### 11.9 **BRING SITE, BALLYVOLANE**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“Taking into account that there is as of now no provision for the recycling of paper or cardboard in the area of the North East Ward, the Council would move immediately to provide suitably located and properly supervised and maintained sites to meet the requirements of the area.”

(Proposer: Ald. M. Quill 04/234)

The Report of the Director of Services indicated that the City Council had to withdraw its paper and cardboard recycling banks from the Ballyvolane Shopping Centre due to widespread abuse of these recycling banks over the past number of months. The Report noted that the abuse is also a cause of concern to the Ballyvolane Shopping Centre who host the Bring Site as a facility to the domestic sector of the community. The City Council in partnership with the Ballyvolane Shopping Centre will continue to review the future of this Bring Site.

Bye-laws for the control of Bring Sites are currently being drafted and this will assist in the controlling of Bring Sites. A separate collection of dry recyclables from householders in certain areas of the city will be introduced shortly with the service being extended to the remainder of the city in 2005 and this should help to reduce the necessity for the provision of Bring Banks.

#### 11.10 **CIVIC AMENITY SITE**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“The general public are aware of the importance to recycle our waste. The present recycle facility does not have the capacity to accommodate the recyclable waste for the number of people looking to have their waste recycled. Example Ballyvolane collection point did not hold the requirements for the volume of waste it was required to take (it was full within 24 hrs and generally is not collected for some days after).

In a lot of cases the domestic waste disposed of in the bins for collection would be substantially less if adequate facilities were available for recyclable material to be disposed of as opposed to putting it in the bin a habit which must be discouraged. The public requires a facility whereby they can dispose of recyclable material.

I am calling on City Council to accommodate the public with proper disposal points where people can take their recyclable waste and do not have to return home again with their car full.

I would suggest to An Chomhairle to try on a trial basis two locations one at the old Ellis grounds in Ballyvolane and at the grounds in Hollyhill near the water tank or in that general area. This facility would be for domestic use only not commercial material. These new units would be manned, walled, and have a bailing, glass crushing, washing and packing bays for the shipment on.”  
(to follow)

(Proposer: Cllr. E. Nelson 04/240)

The Report of the Director of Services indicated that the Bring Site at Ballyvolane Shopping Centre had been taken out of commission at present for the reasons set out in reply to Item 10 supra. The question of re opening it is under review with the management of the Ballyvolane Shopping Centre.

The provision of a Civic Amenity Site for the northside of Cork City is currently being considered. A site chosen for such a facility was deemed too costly to develop and other locations are being examined. The two locations suggested in the motion will be considered in that context.

#### 11.11 **GLEN RIVER**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle and Report of Director of Services.

“That Cork City Council carry out water quality checks at various locations along the Glen River with a view to identifying any pollutants present and identifying sources of pollution and that a special check be made to see if there is any dangerous run off into the river from the “dump” in Banduff.”

(Proposer: Cllr. T. Brosnan 03/218)

The report of the Director of Services indicated that results from water samples taken recently did not indicate the presence of pollution from sewage, farm waste or domestic waste landfill.

#### 11.12 **CIVIC AMENITY SITE/KINSALE ROAD**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“That the Civic Amenity Site be available, free of charge to householders, for the disposal of domestic hedge and grass cuttings.”

(Proposer: Cllr. T. O’Brien 04/186)

The Report of the Director of Services indicated that Cork City Council in association with CTO Environmental Ltd. provide a composting facility at the Landfill, Kinsale Road.

The City Council pays for the compost produced at the site and in line with the “Polluter Pays” principle charges both domestic and commercial customers for the service.

In the event that householders do not wish to pay the charges, it is open to them to dispose of the grass cuttings by home composting. Composting bins are available at a reduced rate from City Council.

#### 11.13 **ST. MARY’S AVENUE**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“That a report be given outlining the exact schedule of manual sweeping/cleaning at St. Mary’s Avenue, Off Cathedral Road because the residents of the road state that it is rarely swept.”

(Proposer: Cllr. P. Gosch 04/212)

The Report of the Director of Services indicated that St. Mary’s Avenue is scheduled to be swept by Suction Sweeper on a weekly basis, subject to availability of resources. It should be noted that the Suction Sweeper has been unable to gain access to St. Mary’s Avenue on occasions, due to the manner in which vehicles are parked.

#### 11.14 **TRACTON LAWN**

An Chomhairle approved the Report of the Director of Services on the following motion referred to the Committee by An Chomhairle.

“That the water pressure at Tracton Lawn, Middle Glanmire Road, Montenotte be checked and improved as a matter of urgency.”

(Proposer: Cllr. J. Kelleher 04/185)

The Report of the Director of Services indicated two complaints concerning water pressure at Tracton Lawn have been received in the current year and these complaints were currently being investigated.

On completion of the investigation a further report will issue.

12. **CORRESPONDENCE**

Correspondence as circulated was noted.

13. **CONFERENCES**

An Chomhairle approved attendance at the following Conferences:-

13.1 **LOCAL GOVERNMENT 1999 – 2004 HOW DID WE DO?**

An Chomhairle approved the attendance of Comhairleoirí C. Clancy & P. Gosch at the Local Government 1999 – 2004 How did we do Conference held on the 7<sup>th</sup> & 8<sup>th</sup> May, 2004 at the Clonea Sherd Hotel, Dungarvan, Co. Waterford.

14. **MOTIONS**

14.1 **FUNDING FOR CHURCHFIELD SWIMMING POOL**

An Chomhairle approved the following motion:-

‘That this Council calls on the Minister for Sport Mr. John O’ Donoghue T.D. to fund the Churchfield Swimming Pool 100% as was the case with Leisureworld Complex when Mr. Bernard Allen T.D. was Minister for sport.

This funding would enable Cork City Council to build houses on the lands it is proposing to sell to fund its 50% of this project.’

(Proposers: Cllrs. P.J. Hourican, B. Bermingham, C. Burke 04/248)

14.2 **LABORATORY JOBS & VETERINARY JOBS**

An Chomhairle approved the following motion:-

‘That this Council calls on the Minister for Agriculture to reverse the decision to remove laboratory jobs from the Model Farm Road and Veterinary Inspectors jobs from South Mall to other locations in Cork. 150 jobs in total Cork City needs jobs to sustain a viable city.’

(Proposer: Cllr. P.J. Hourican, B. Bermingham 04/255)

14.3 **DEVELOPMENT OF HIGH RISE STUDENT APARTMENTS**

An Chomhairle approved the following motion:-

‘That Cork City Council would refrain from granting any further planning permission for the development of high-rise student apartments in the city’s western suburbs (Cork South West, Cork North West Wards) for the duration of



the present Cork City Development Plan due to current development having reached maximum density level.’

(Proposers: Ald. T. Shannon, D. Mc Carthy, Cllrs. T. Brosnan, D. Counihan, S. Martin, T. O’ Driscoll, D. Wallace, T. Falvey, G. O’ Flynn, M. Shields, F. Dennehy, C. Burke, D. Clune, J. O’ Brien, T. O’ Brien, M. Ahern, E. Nelson, P.J. Hourican 04/276)

**It was agreed to refer the following motions to the relevant Committees.**

**14.4 PAINTING GRANT SCHEME REPLICATED IN SOUTH PARISH / MIDDLE PARISH**

‘That the Painting Grant Scheme drawn up under the Shandon Action Plan be replicated in the South Parish/ Middle Parish area of the cities with particular emphasis on existing residential areas. The value of a well maintained façade and vibrant paint colours to the quality of the environment cannot be underestimated. This can play a vital part in the creation of an attractive urban scheme with the City of Culture coming on stream in 2005. I would suggest that this would enhance large areas of the city.’

(Proposer: Cllr. S. Martin 03/350)

**- Planning & Development Strategic Policy Committee -**

**14.5 ROAD RESURFACING – QUAKER RD & WINDMILL RD**

‘That Cork City Council include Quaker Road and Windmill Road in next years Road Resurfacing Programme.’

(Proposer: Cllr. Sean Martin 03/414)

**- Roads & Transportation Functional Committee -**

**14.6 INSTALL PUBLIC LIGHTING FROM THE JUNCTION OF FITZ’S BOREEN ON NEW MALLOW RD TO OLD MALLOW RD**

‘I wish to ask Cork City Council to install public lighting from the junction of Fitz’s Boreen, on the New Mallow Road to the junction on Fitz’s Boreen on the Old Mallow Road.

This is an area that does not have public lighting and I wish to propose that public lighting be installed on this stretch of road.’

(Proposer: Cllr. G. O’ Flynn 04/134)

**- Roads & Transportation Functional Committee -**

14.7 **RE-INSTATE FOOTPATH OUTSIDE NO'S 41, 45 & 46 MC GRATH PARK**

‘That the footpath outside no’s 41 and 45 to 46 McGrath Park, Blackrock be re-instated immediately as it is in a very bad state of disrepair.’

(Proposer: Ald. T. Shannon 04/150)

**- Roads & Transportation Functional Committee -**

14.8 **RE-INSTATE FOOTPATH AT GLANDORE VILLAS**

‘That the footpath at Glandore Villas, Blackrock be re-instated immediately as it is a very bad state of disrepair.’

(Proposer: Ald. T. Shannon 04/151)

**- Roads & Transportation Functional Committee -**

14.9 **DEVELOPMENT OF STUDENT ACCOMMODATION**

‘That Cork City Council Planning Department Policy which allows for the Development of Student Accommodation be exempt from providing necessary Car Parking Places be abolished.’

(Proposer: Cllr. C. Clancy 04/155)

**- Planning & Development Strategic Policy Committee -**

14.10 **TRAFFIC LIGHTS BE INTRODUCED AT THE NORTH RING RD BY FIRE STATION**

‘That traffic lights not traffic calming measures be introduced at the North Ring Road by the Fire Station in light of the volume of fast-moving traffic that uses this road.’

(Proposer: Cllr. G. O’ Flynn 04/167)

**- Roads & Transportation Functional Committee -**

14.11 **TRAFFIC CALMING MEASURES – SUNVALLEY DRIVE**

‘That Cork City Council would put in place traffic calming measures at Sunvalley Drive as a matter of urgency.’

(Proposer: Cllr. C. Clancy 04/171)

**- Roads & Transportation Functional Committee -**

14.12 **MONOFILAMENT NETS IN CORK HARBOUR**

‘That Council expresses its concern at the proposal to use monofilament nets in Cork Harbour.’

(Proposer: Cllr. J. Kelleher 04/191)

**- Next meeting of An Chomhairle -**

14.13 **FLASHING AMBER LIGHTS & LARGE WARNING SIGNS AT NORTH RING ROAD NEAR RIVERVIEW ESTATE**

‘That flashing amber lights and large warning signs be erected on the North Ring Road near Riverview Estate, Ballyvolane.’

(Proposer: Cllr. J. Kelleher 04/218)

**- Roads & Transportation Functional Committee -**

14.14 **TRAFFIC CALMING MEASURES – CHURCH ROAD, BLACKROCK**

‘That calming measures be put in place in Church Road, Blackrock, to stop speeding traffic going through this area as you have young children and senior citizens coming and going to the GAA club & tennis club, and this is a danger to people who use this stretch of road.’

(Proposer: Cllr. D. O’ Flynn 04/224)

**- Roads & Transportation Functional Committee -**

14.15 **FOOTPATH BE PLACED OUTSIDE HOUSE NAME ‘MILVERTON’, BLACROCK RD**

‘That a footpath would be placed from house name ‘Milverton’ (near Tennis Club) to Blackrock Road. As this is a very dangerous stretch of road for the residents in the area, who find it difficult to access their homes, due to traffic on this side of the road.’

(Proposer: Cllr. D. O’ Flynn 04/225)

**- Roads & Transportation Functional Committee -**

14.16 **MAKE KERRYHALL ROAD A CUL-DE-SAC**

‘That options for closing off Kerryhall Road and making it a cul-de-sac in an effort to improve safety and security for residents of the road.’

(Proposer: Cllr. D. Wallace 04/247)

**- Roads & Transportation Functional Committee -**

14.17 **TRAFFIC CALMING MEASURES – MOUNT AGNES RD, FAIRHILL**

‘That Cork City Council carry out serious traffic counts and projections in relation to proposed development of the lands at Lotabeg and Lotamore by Messrs O’ Brien & O’ Flynn. Since adjoining lands may also be in ownership of the developer City Council would be failing in its public duty not to take cognisance of future development in the County adjoining Silversprings/Lotamore and future actual traffic flows/speed will cause chaos in what is now a very settled and peaceful neighbourhood.’

(Proposer: Cllr. T. Brosnan 04/263)

**- Roads & Transportation Functional Committee -**

14.18 **GLEN REGENERATION PROGRAMME**

‘That Cork City Council officials prepare and publish an update of progress on the Glen regeneration programme comparing original time schedules and budgets to outturns under both headings and that the Report include an assessment of time schedules and costs for the next phase.’

(Proposer: Cllr. T. Brosnan 04/264)

**- Housing & Community Functional Committee -**

14.19 **A REDESIGN OF THE DUNNES STORES SHOPPING CENTRE**

Councillor Brian Bermingham’s original Motion:-

‘Incorporating some of the following ....(disabled friendly)

1. A redesign of the Dunnes Stores Shopping Centre-

- With Architecturally old world designed stores of convenience / coffee dock / newsagent / etc
- Possibly Public Library/Post Office/ Health Clinic/ Cinema, etc
- Marble Pedestrian way.
- Statue of Bishop Browne, founder of Bishopstown, fronting the Curraheen Road indicating **the heart of Bishopstown.**
- Lighted Fountain – Garden surround
- Other attractive colourful facilities
- Underground parking.’

Further to my previous motion as above:-

‘This Council give consideration and report by way of an area plan, on the details / prospects in creating a town centre in Bishopstown, with recreation / amenities / shopping, etc beneficial to the Residents of greater Bishopstown.’

(Proposer: Comhairleoir B. Bermingham Ref. 04/267)

**- Planning & Development Strategic Policy Committee -**

14.20 **ROAD & FOOTPATH RESURFACING – HALCON DRIVE**

‘Recognising that the roadway and the footpaths at Halcon Drive are in a perilous condition, the City Council will carry out a programme of full resurfacing as a matter of urgency.’

(Proposer: Cllr. M. Quill 04/271)

**- Roads & Transportation Functional Committee -**

14.21 **ROAD RESURFACING – ASHTON PARK, BLACKROCK RD**

‘That Ashton Park Blackrock Rd. be included in the Road Resurfacing Programme for 2005, as the road is in an extremely poor condition.’

(Proposer: Cllr. T. O’ Brien 04/272)

**- Roads & Transportation Functional Committee -**

14.22 **ROAD RESURFACING – TEMPLE HILL LAWN**

‘That due to the poor condition of the surface that Temple Hill Lawn, Churchyard Lane be included in the Road Resurfacing Programme for 2005.’

(Proposer: Cllr. T. O’ Brien 04/273)

**- Roads & Transportation Functional Committee -**

14.23 **FOOTPATH REPAIR – WESTSIDE ESTATE, TOGHER**

‘That the footpaths in Westside Estate, Togher, which are urgently in need of repair, be examined and rectified, as soon as possible.’

(Proposer: Cllr. F. Dennehy 04/274)

**- Roads & Transportation Functional Committee -**

14.24 **ROAD RESURFACING – OUTSIDE NO. 91 UAM VAR DRIVE**

‘That the stretch of road outside No. 91 Uam Var Drive, Bishopstown be resurfaced. The adjoining roads have been resurfaced and it is only fitting that this small stretch of road should also be resurfaced to complete the circuit.’

(Proposer: Cllr. F. Dennehy 04/275)

**- Roads & Transportation Functional Committee -**

14.25 **PROTECTIVE RAILING OUTSIDE 73, BLARNEY STREET**

‘That a protective railing be located outside 73, Blarney Street to prevent lorries and other vehicles coming down the hill and crashing into the houses.’

(Proposer: Cllr. P. Gosch 04/277)

**- Roads & Transportation Functional Committee -**

This concluded the business of the meeting.

**ARDMHEARA  
CATHAOIRLEACH**