

6<sup>th</sup> December, 2017.

A Chara,

Tionólfar cruinniú de Chomhairle Contae Chorcaí, i Seomra na Comhairle, Halla an Chontae, Corcaigh, **DÉ LUAIN SEO CHUGHAINN, 11 NOLLAIG, 2017**, ar a haon deag a chlog, chun an gnó seo leanas a dhéanamh :

Kindly take notice that a Meeting of the Cork County Council will be held in the Council Chamber, County Hall, Cork, on **MONDAY NEXT, 11 DECEMBER, 2017** at **11:00 a.m.** for the transaction of the following business:

**[a] CONFIRMATION OF MINUTES  
DEIMHNIÚ MIONTUAIRISCÍ**

1. (i) Minutes of the meeting of the Council held on 27<sup>th</sup> November, 2017.

**[Copy enclosed]**

**[b] VOTES OF SYMPATHY  
RÚIN CHOMHBHRÓIN**

2. Votes of Sympathy (if any) to the relatives of:
  - (i) members or employees of the Council,
  - (ii) dignitaries of Church or State, or
  - (iii) members of old I.R.A. and Cumann na mBan.

**[c]     STATUTORY BUSINESS  
GNÓ REACHTÚIL**

**3.     Disposal of Property  
Section 183 of the Local Government Act, 2001:**

**Ballincollig Carrigaline Municipal District (Special) Meeting, 20<sup>th</sup> November, 2017**

- a)   Disposal of freehold interest at Castlefarm, Monkstown, Co. Cork**  
**[per notice dated 22/11/17]**

**Fermoy Municipal District Meeting, 21<sup>st</sup> November, 2017**

- b)   Lease of room at Fermoy Town Hall, Fermoy Co. Cork**  
**[per notice dated 22/11/17]**

**Bandon Kinsale Municipal District Meeting, 21<sup>st</sup> November, 2017**

- c)   Disposal of land at Commogue, Ballynacubby, Kinsale, Co. Cork**  
**[per notice dated 01/12/17]**

- d)   Disposal of property at interest at 16 Avondale Mews, Passage West, Co. Cork**  
**[per notice dated 29 /11/17]**

- e)   Amendment to disposal of property at 22 Kilbrogan Street, Bandon, Co. Cork, by the substitution of “John & Maria Canniffe” in lieu of “John Canniffe”.**  
**[Previously approved at Council Meeting on 22/5/17]**

- f)   Amendment to Disposal of Serviced Site at No. 2 Tuairin Glas, Greenfields, Ballincollig, Co. Cork, by the substitution of “Brian and Elizabeth Delaney” in lieu of “Brian Delaney”.**  
**[Previously approved at Council Meeting on 09/10/17]**

- g)   Amendment to Disposal of land and property at Farran North, Fermoy, Co. Cork, by the substitution of “Ciaran and Louise McGann” in lieu of “Ciaran McGann”.**  
**[Previously approved at Council Meeting on 09/10/17]**

**4. Roads (Management and Development)**

Special Speed Limit Bye-Laws in accordance with Section 9 of the Road Traffic Act, 2004, as amended - previously circulated and agreed at each Municipal District.

National Roads Special Speed Limit Bye-Laws 2017 (To be adopted)

[Copy previously circulated]

**5. Filling of Vacancies on Committees and External Bodies**

**Section 4(2) and Sections 32-35 of the Local Community Development Committee (Section 128E) Regulations 2014 (SI No. 234 of 2014):**

**a) Filling of casual vacancy on the South Cork Local Community Development Committee**

A casual vacancy has arisen on the South Cork LCDC. In accordance with the provisions of Section 4(2) and Sections 32-35 of the Local Community Development Committee (Section 128E) Regulations 2014 (SI No. 234 of 2014), the approval of the members is sought to the appointment of Ms. Arran O'Driscoll, A/CEO as a replacement representative for West Cork Development Partnership CLG on the South Cork LCDC. The previous nominee (Mr. Ian Dempsey) is hereby de-selected.

**b) Filling of casual vacancy on the West Cork Local Community Development Committee**

A casual vacancy has arisen on the West Cork LCDC. In accordance with the provisions of Section 4(2) and Sections 32-35 of the Local Community Development Committee (Section 128E) Regulations 2014 (SI No. 234 of 2014), the approval of the members is sought to the appointment of Ms. Arran O'Driscoll A/CEO as a replacement representative for West Cork Development Partnership CLG on the West Cork LCDC. The previous nominee (Mr. Ian Dempsey) is hereby de-selected.

**6. Local Government Arrangements in Cork**

**a) Members' discussion on local government arrangements in County Cork.**

**[d] REPORTS & RECOMMENDATIONS OF COMMITTEES  
TUAIRISCÍ AGUS MOLTAÍ Ó CHOISTÍ**

**7. Corporate Policy Group**

**a) Community Fund - Service Design Review (approved by CPG on the 7<sup>th</sup> November, 2017)  
[copies attached]**

**b) Approval of attendance by Council Members at conferences on the Conference List for December 2017.**

**8. Housing SPC Meeting 27<sup>th</sup> November, 2017**

Choice Based Letting – Proposed change to allocation scheme to accommodate the advertisement of vacant approved housing body dwelling on the Choiced Based Letting Scheme.

[Proposed Amendment enclosed]

**9. Cobh Municipal District Meeting 6<sup>th</sup> November, 2017**

“That this Council regards as scandalous the private tenancy conditions identified by Primetime throughout the country and in County Cork. That this Council;

- Requests that every resource available to Cork County Council be used to prosecute offending landlords, and to enforce the law regarding MINIMUM STANDARDS.
- Ensures that such living conditions as identified be eliminated, and that any individuals involved be placed in appropriate housing, as a matter of urgency.”

[Deferred at meeting 27/11/17]

**10. Northern Committee Meeting 20<sup>th</sup> November, 2017**

“That this Committee would seek the Executive & Full Council’s support in requesting the Department of Housing to amend the “design brief” given to Local Authorities for the construction of LA Housing so as to allow Local Authorities to design new social housing units with full bedroom and bathroom access downstairs, which is the case now in many private housing developments. This would ultimately save the Government exchequer in the long term with the reduced need for adaptations to LA houses”.

[Deferred at meeting 27/11/17]

**11. Western Committee Meeting 20<sup>th</sup> November, 2017**

“Members of the Western Divisional Committee call on Cork County Council to discuss the proposed National Planning Framework and the effect of the proposal on rural West Cork.”

[Deferred at meeting 27/11/17]

**12. International and EU Affairs Committee**

Report on the Study Visit to Brussels from the 5<sup>th</sup> to 7<sup>th</sup> of September, 2017

[Report previously circulated]

**13. Coastal Management Committee Meeting 23<sup>rd</sup> November, 2017**

“To call on the Chief Executive to update full Council on the status of Council bye-laws, and the appointment of Harbour Masters/Constables in the ports and harbours currently without same within Cork County Council’s remit.”

**[f] CORRESPONDENCE FROM GOVERNMENT DEPARTMENTS  
COMHFHREAGRAS Ó RANNA RIALTAS**

**14. Department of Employment Affairs and Social Protection**

Correspondence dated 11<sup>th</sup> October, 2017, in response to the Council's letter requesting additional finance be made available for the training and subsequent employment of young people who come from a deprived background.

**[Copy previously circulated]**

**15. Department of Health**

Correspondence dated 12<sup>th</sup> October, 2017, in response to the Council's letter concerning the medicinal cannabis access programme.

**[Copy previously circulated]**

**16. Department of Housing, Planning Community and Local Government**

- a) Correspondence dated 12<sup>th</sup> October, 2017, in response to the Council's letter dated the 13<sup>th</sup> July, 2017 requesting an easy payment method for motor tax payments.
- b) Correspondence dated 31<sup>st</sup> October, 2017, in response to the Council's letter dated the 18<sup>th</sup> September, 2017 in relation to maternity leave for Councillors.

**[Copies previously circulated]**

**17. Department of Communications, Climate Action & Environment**

- a) Correspondence dated 2<sup>nd</sup> November, 2017, in response to the Council's letter dated 4<sup>th</sup> October concerning the Government's new waste management proposals.
- b) Correspondence dated 10<sup>th</sup> November, 2017, in response to the Council's letter dated 15<sup>th</sup> June, 2017 requesting amendments to the Litter Pollution Act 1997.

**[Copies previously circulated]**

**18. Department of Transport, Tourism and Sport**

- a) Correspondence dated 13<sup>th</sup> November, 2017, in response to the Council's letter of the 25<sup>th</sup> October requesting that Ireland ratify the International Convention for the Control and Management of Ship's Ballast Water and Sediments, 2004.
- b) Correspondence dated 29<sup>th</sup> November, 2017, in response to the Council's letter of the 13<sup>th</sup> October requesting a review of the licence process and knowledge test for hackney drivers. (To be taken with item No. 30 - letter from the National Transport Authority)

**[Copy previously circulated]**

**[Copy enclosed]**

## **19. Department of Education and Skills**

Correspondence dated 28<sup>th</sup> November, 2017, in response to the Council's letter of the 25<sup>th</sup> October in relation to cyber bullying.

[Copy enclosed]

### **[f] NOTICES OF MOTION FOGRAÍ RÚN**

## **20. Councillor Gerard Murphy & Councillor Patrick Gerard Murphy**

“This is an urgent request that the Council instruct the Planning SPC to examine very serious problems that members have with the planning process for once off housing. Some of these problems relate to interpretation of Co Development Plan others may require rectifying by making clarifying changes to the plan itself. This can be done in conjunction with the Variation which will be necessary to incorporate the Local Area Plans into the Co Dev Plan.

Some of the issues that will arise are.

- 1) Ineffectiveness of many of the Pre Planning discussions particularly with regard to Site selection.
- 2) The nearly automatic assumption by planners that because there is a land holding involved that there must be a more suitable site.
- 3) Sites in very remote areas that are not visible from any Regional roads are rejected because the site is on slightly elevated ground. In some of these isolated areas all the land is at a relatively high elevation.
- 4) There should be recognition that the Decision Maker would have discretion to relax regulations in structurally weaker areas (Clar Areas).
- 5) This is a particular problem in smaller towns and villages where there is inadequate water or sewerage capacity. No building inside boundary because of this no building outside because of other restrictions.
- 6) A very clear recognition by planning authority that Farmers need to live reasonably close to their enterprise, particularly Dairy Farmers.
- 7) Clarity on rural enterprise, as well as farming. Farmers are now encouraged to get involved in other farm enterprises. These can include Greyhound breeding and training Puppy breeding or indeed any other enterprise that helps to keep Families living in Rural Area.
- 8) That special consideration be given to relaxing regulations in villages and smaller towns in the Clar area where populations are in decline.  
In many instances the zoned land inside the Boundary is either not available or it is uneconomic to develop as private sites.
- 9) It is important to emphasise that any potential fallout from European directive or new Dept guidelines should not be relevant. The population is falling in these areas so everyone should be welcomed. In this context connection with the area should not be relevant.

10) Protected structure:

There was a commitment during the passage of the Co Dev Plan that some process would be put in place to allow owners of these buildings to apply for de listing. This is particularly relevant to derelict Thatched houses many of which are in the middle of working Farm yards Hygiene as well as health and safety issues and the farmer cannot deal with because of designation

11) IN the metropolitan area or areas under pressure SPECIAL CONNECTION with the area should be clarified in unambiguous terms.

12) That a CLEAR Policy interpretation of Co Plan is outlined for young who have come home or who plan to return to Ireland after years of forced immigration. It is National Policy to encourage this. There are Government signs up in airports in England and the U. S encouraging this yet many find it difficult to get Planning in their local Area

Finally the whole Planning process should be examined to try to speed up the process. Many requests for further information could be dealt with by condition. The possibility of issuing specific guidelines to Agents to insure that they are on the same page as Co Council Planning guidelines might be helpful. These issues should be dealt with urgently by the S.P.C by arranging specials meetings and setting up a Sub Committee if necessary with a view to reporting back to the Council within 4 weeks”

[Deferred at meeting 27/11/17]

**21. Councillor Seamus McGrath**

“To seek a report outlining the locations of swimming pools owned and/or operated by Cork County Council as well as the income and expenditure associated with each of these facilities. Also, to set out what criteria will be used for selecting areas for future investment in new swimming pools or the upgrading of existing ones. “

[Deferred at meeting 27/11/17]

**22. Councillor Des O’Grady**

“That this Council will immediately bring forward plans for Social Housing on all zoned housing lands in the Council’s possession that are currently not part of the planning process and that these vacant sites be progressed to Part 8 planning as a matter of urgency. Also to request that a list of all lands zoned for housing, including the area of each site in the above category, be provided. “

[Deferred at meeting 27/11/17]

**23. Councillor Melissa Mullane**

“That this Council provide a complete list of Housing Acquisitions purchased under the Rebuilding Ireland Housing Action Plan (or any other programme) by municipal district since the beginning of 2015. The report should include type of house and cost of units. Included in this report should be the current status of each unit and additionally an estimate of the number of units this local authority can acquire in the remainder of 2017 and from 2018 onwards.”

[Deferred at meeting 27/11/17]

**24. Councillor Diarmaid O’Cádhlá**

“That members be facilitated in having a greater involvement in the preparation of annual budgets, and that we adopt the following measures to enable this:

1. That comprehensive training be arranged for members in the area of budget requirements, understanding the costs and revenues, their reporting headings (codes), the requirements of each division of Council, of Corporate Services and of the Municipal Districts.
2. That such training be scheduled over a few months in the first half of 2018, so that it is completed in advance of preparations for Budget 2019.
3. That, notwithstanding legislative reporting requirements, budget analysis by cost type; whether fixed, variable, consultancy, sub-contract etc be made available to members, broken down over division and other cost centres and by significant projects to the lowest level of detail possible.
4. That, in future, ‘first draft’ estimates for the annual Budget be issued to members at least three months ahead of the annual budget meeting.
5. That separate budget planning meetings be arranged so that members can participate in and influence the final draft budget and consider whatever amendments they might propose.”

[Deferred at meeting 27/11/17]

**25. Councillor Eoghan Jeffers**

"That Cork County Council would establish a service that would provide beach friendly wheelchairs, for beaches which are feasible for their use"

[Deferred at meeting 27/11/17]

**26. Councillor Kieran McCarthy**

"That this Council opposes the extradition of prisoners to the UK because the ongoing practice of full body-strip searching in Maghaberry Prison is a violation of the European Human Rights Convention - as evidenced to the Oireachtas Joint Committee on the Implementation of the Good Friday Agreement. Irish political prisoners have generally been subjected to mistreatment in the U.K”

[Deferred at meeting 27/11/17]

**27. Councillor Noel Collins**

“That this Council call on the Minister for Rural Affairs, in his residency, grants improvement scheme funds to revive rural locations to, include areas of historic interest – thus helping the tourist industry”

[27/11/17]

**28. Councillor Danny Collins**

“That this Council provides a detailed report on the spending of the €1.8 plus million from the Department of Rural Community Development allocated to Cork County Council since December 2016 to date for different rural schemes.”

[03/12/17]



**[g] CORRESPONDENCE FROM OTHER BODIES  
COMHFHREAGRAS Ó CHOMHLACHTAÍ EILE**

**29. Property Registration Authority**

Correspondence dated 24<sup>th</sup> October, 2017 from the Property Registration Authority in response to the Council's letter concerning the backlog of registration of properties.

**[Copy previously circulated]**

**30. Health Service Executive**

Correspondence dated 9<sup>th</sup> November, 2017 from the Health Service Executive in response to the Council's letter concerning the closure of 10 beds in St. Patricks Hospital, Fermoy.

**[Copy previously circulated]**

**31. National Transport Authority**

Correspondence dated 30<sup>th</sup> October 2017 from the National Transport Authority in response to the Council's letter dated 13<sup>th</sup> October, requesting that the NTA carry out a review of the licensing process, knowledge test and insurance requirements for hackney drivers who operate mainly in rural Ireland.

**[Copy previously circulated]**

**32. Archbishop Jude Thaddeus Okolo**

Correspondence dated 3<sup>rd</sup> November 2017 from Archbishop Jude Thaddeus Okolo in relation to the 2018 Papal visit to Ireland.

**[Copy previously circulated]**

**33. IDA Ireland**

Correspondence dated 21<sup>st</sup> November 2017 from IDA Ireland in relation to the Amgem site at Ballyadam, Carrigtwohill, Co. Cork.

**[Copy enclosed]**

**[h] VOTES OF CONGRATULATIONS  
RÚN CHOMHGHAIRDIS**

**34. VOTES OF CONGRATULATIONS (if any)**

**35. ANY OTHER BUSINESS**

Mise le meas,

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**NICOLA RADLEY  
SENIOR EXECUTIVE OFFICER**