

**Minutes of the Fermoy Municipal District Meeting  
held on Tuesday, 31st October 2017**

**In Attendance:** Cllrs. Kay Dawson, Ian Doyle, Noel McCarthy, June Murphy, Deirdre O'Brien, Frank O'Flynn; Mary Hayes SEO, Brendan O'Gorman SEE, Pauline Moriarty MDO, Margaret Egan ASO.

**1. MINUTES**

**1. Minutes of the Fermoy MD Special Meeting held on Tuesday, 19th September 2017.**

The Minutes were agreed on the proposition of Cllr. Deirdre O'Brien, seconded by Cllr Ian Doyle.

**2. Minutes of the Fermoy MD September Meeting held on Tuesday, 19th September 2017.**

The Minutes were agreed on the proposition of Cllr. Deirdre O'Brien, seconded by Cllr. Ian Doyle.

**2. PRESENTATIONS TO ELECTED MEMBERS**

**1. Unfinished Estates Fermoy MD. UPDATE by Andrew Hind, Senior Planner.**

It was agreed to defer this presentation to the November 2017 meeting.

**2. Proposed Housing Scheme at Beechfield, Fermoy.**

**PRESENTATION by Greg Collins and Eoin McAleer, Architects, TAS Unit.**

Eoin McAleer gave a detailed presentation to the Members on the proposals for Beechfield Estate. He explained that at this stage it was just an information session for the Members. Proposals under Option 1 include additional two-storey houses and regeneration of the flats complex. The flats would be refurbished as two-storey houses each with their own access. The green area would be intact.

Option 2 shows the flats increased in size with separate access in each case. Some of the houses would have overhead apartments with separate access. The energy performance of each unit would be increased.

Eoin showed on screen a similar project that had been done in Dunlaoighre/Rathdown. All Members were impressed by the outcome.

A discussion took place with each Member expressing their thoughts on the proposals. Cllr. Frank O' Flynn stated that it was not so long since the flats had been done up and that he didn't want to waste money. He stated that the residents were very happy with the standard at present. He welcomed the fact that there would be a Part VIII Process as it was vital that residents would have a say in the proposals.

Cllr. Deirdre O' Brien explained that she would need time to study the proposals. Eoin explained that if the proposals were to go ahead it would take a minimum of three years and by that time the residents would welcome the improvements.

Cllr. Ian Doyle welcomed the proposals stating that any extra housing would be beneficial.

Cllr. June Murphy thanked the Architects Dept for the presentation, outlining that housing was a priority and once the proposals were studied any concerns could then be addressed.

Cllrs. Noel McCarthy and Kay Dawson agreed that they would need to study the proposals.

Cllr. Frank O' Flynn expressed his thanks on behalf of all the Members for the excellent presentation and Mary Hayes SEE thanked Eoin and Greg for the presentation.

**3. 2018 DRAFT BUDGETARY PLAN**

**1. 2018 Draft Budgetary Plan**

Pauline Moriarty MDO presented a Draft Budgetary Plan for the year 2018 to the Members. She outlined that expenditure on Road Transport and Safety would be €5,522,637; Water Services €131,894; Environmental Services €618,425 and Recreation and Amenity €768,113. Total budget for the year comes to €7,041,069.

Cllr. Frank O' Flynn noted that expenditure on graveyards was down €18,000. Pauline explained that this would not affect maintenance schedules. Cllr. Noel McCarthy welcomed extra funding for local roads.

Cllr. Noel McCarthy enquired as to when the Pay Parking Dividend funds would be coming through. Pauline advised that she was awaiting notification on same.

The Members noted the amount of €24,000 for safety of structures and enquired if this could be recouped. Pauline advised that yes this would be possible.

In relation to playgrounds, Cllr. Deirdre O' Brien noted that there was a playground being put into all housing estates now. She advised that one playground for a large area may be better. Mary Hayes SEE agreed stating that it costs a lot to maintain playgrounds.

The Draft Budgetary Plan was agreed on the proposition of Cllr. Frank O' Flynn, seconded by Cllr. June Murphy.

#### **4. CONNA PART VIII SECTION 179 - CONNA STORM SEWER**

##### **1. Conna Part VIII Section 179 - Conna Storm Sewer.**

On the proposition of Cllr. Frank O'Flynn, seconded by Cllr. Noel McCarthy, it was agreed to proceed to Part VIII for Conna Storm Sewer. The outfall and some of the pipeline is on the lands of a private landowner and Capital Funds have been approved for the entire scheme. The proposed start date for this project is Q1 2018.

#### **5. CASTLETOWNROCHE N72 ZEBRA CROSSING**

##### **1. Castletownroche N72 Zebra Crossing - Section 38 of 1994 Road Traffic Act.**

Brendan O' Gorman SEE referred to the drawings he circulated in relation to the placement of a Zebra Crossing in Castletownroche on the stretch of road between the Rockforest Bar and Church. This is to be provided for the safety of children coming from Church / School or Crèche and will be funded from 2016 Clár funding. It is planned to have construction completed by the end of the year. All Members agreed.

#### **6. REPORTS and RECOMMENDATIONS**

##### **1. RECOMMENDATION: Community Facilities Scheme 2017 (North Cork Projects approved).**

Due to time constraints (as October meeting deferred) and to meet the requirements of full Council, Pauline Moriarty MDO had spoken to all Members and they had approved the applications over the phone prior to the meeting. Proposed by Cllr. Frank O'Flynn, seconded by Cllr. June Murphy and agreed by all the Members the proposals were formally adopted at the meeting.

##### **2. RECOMMENDATION: Removal of Tree in public space adjacent to No. 10 The Grove, Dun Éala, Fermoy.**

Brendan O'Gorman SEE displayed photos of the tree to the Members, and on Brendan's recommendation, the Members agreed to the removal of the tree as it overlooks the driveway.

##### **3. RECOMMENDATION: Replacement of green area adjacent to entrance with concrete at Mallow Road, Mitchelstown.**

Brendan O'Gorman SEE displayed photos of a green area adjacent to the entrance to a house at Mallow Road, Mitchelstown. Because of this green area the residents of the dwelling were having difficulty driving out/turning. All Members agreed to replace part of the green area with concrete to facilitate the family.

##### **4. PROGRESS REPORT: 2017 RI Programme**

Brendan O'Gorman SEE reported that the RI wet mix programme for 2017 was now complete. Three CIS schemes are to get to get a second sealing in the coming days and one short CIS is to commence shortly. The Blacktop junction at Cork Road, Charleville is deferred to 2018. An LIS in Ballinvoher, Kilworth is to commence shortly.

## **5. PROGRESS REPORT: 2017 RM (Surface Dressing) Programme**

Brendan O’Gorman SEE reported that the 2017 Surface Dressing Programme was completely finished and on budget.

## **6. PROGRESS REPORT: 2017 Drainage Programme**

Brendan O’Gorman SEE reported that the Drainage Programme for 2017 is now complete.

## **7. PROGRESS REPORT: 2017 Footpath Programme**

Brendan O’Gorman SEE reported that there are some new contractual issues with the Contractor and they have had to scale back their operations for now. In Fermoy, Casement Row is remaining and will now be included in a larger scheme in early 2018. George’s Street, Mitchelstown (omitting the drainage channel) will be done in 2018. Killavullen, Glenabo and Conna will be done by the Council staff.

Abbey Street, Fermoy is being finalised at the moment and the anti skid layer will be done in four weeks time.

## **8. PROGRESS REPORT: 2017 Public Lighting Programme**

Brendan O’ Gorman SEE informed the Members that some Road Opening Licences applications had already been made here and works will be likely completed in late 2017/early 2018.

## **9. PROGRESS REPORT: Derelict Sites Progress Report**

Pauline Moriarty MDO went through the report as uploaded and answered all the Members queries. Further to an enquiry from Cllr. Kay Dawson, Pauline agreed to make arrangements for the removal of notices from a property at St. Fanahan’s, Mitchelstown as this file is now closed.

## **10. REPORT: MDO Report**

### **Capital Grant Re-allocation**

Shanballymore Community Centre 2016 Capital Grant allocated €10,000 towards complete refurbishment to community hall i.e. construct new kitchen, storage wall, foyer, shop, gym, wiring, heating and completion, sound system - proposed to be reallocated to - partial refurbishment of internal areas of Community Hall, incorporating new kitchen, shop, wiring, heating. Storage wall, foyer, gym, sound system not going ahead.

This was agreed on the proposition of Cllr. Kay Dawson, seconded by Cllr. Ian Doyle.

### **Allocation to Fermoy Forum**

Members are asked to re-allocate €2,400 from Town Development Fund - Fermoy Painting Scheme to the Fermoy Forum for expenses incurred in holding the Fermoy Festival. Allocation will be put towards printing costs.

This was agreed on the proposition of Cllr. Kay Dawson, seconded by Cllr. Ian Doyle.

### **Provision of School Warden**

Extra Allocation of €10,000 in 2017 towards provision of extra School Warden in the Fermoy MD. Members agreed to use this funding towards provision of new School Warden for Bunscoil na Toirbhirte, Mitchelstown. However, the Personnel Department did not receive any expression of interest from the school and with further attempts through the Elected Members nobody has come forward with an interest in the position.

A request was made recently from the Principal of the Charleville CBS Primary School for a School Warden and Pauline Moriarty MDO recommends re-allocating the funding to the recruitment of a School Warden for the Charleville CBS Primary School and requested the Members approval.

Further to a discussion the Elected Members decided that the the position of new school warden for Bunscoil na Toirbhirte, Mitchelstown would be re-advertised and that the recruitment process for a new School Warden for Charleville CBS Primary School would be commenced as soon as possible. Pauline agreed to update the Members at the November meeting.

## **7. NOTICES OF MOTION**

### **Cllr. Deirdre O' Brien**

“that this Council clarify the speed limit (map to be supplied) on the R639 between Ballinrush and Junction 13 as it is causing much public confusion”.

Travelling south, from the Ballybeg Junction, you have a 60kph for the M8 interchange and reverts back up to 100kph coming up the hill. For the Gloccamorra Junction one has a reduced speed limit of 80kph to facilitate crossing traffic (legacy measure). A new 60kph for pedestrian safety has been put in starting where the 80kph for the Gloccamorra Junction ends and finishing on the Kilworth side of the Army camp (the extent of this will be reviewed). One then has an increased limit of 100kph to Moorepark, where it comes back down to 60kph before the new roundabout. (Map will be forwarded to all Councillors in due course). (BO'G)

Further to a discussion, it was decided that the extent of the 60kph be reduced upon review and that the 80kph zone coming from the Gloccamorra Junction to the North be increased to meet the revised 60kph. It was also decided that a transitional 80kph from the south past Corbett Court would also be looked at again.

### **Cllr. Ian Doyle**

2. “that Cork County Council would look at further traffic calming measures on the approach road to Charleville from Golf/Kanturk side”.

Funding for a new Driver Feedback Speed sign has been sought under 2018 LCS. No other works here are proposed at this time. (BO'G)

### **Cllr. Noel McCarthy**

3. “that drainage works and road repairs be carried out on the L-96261-1 Ballywilliam, Bartlemy”. Cul-de-sac. Will be done in due course. (BO'G)

### **Cllr. Frank O' Flynn**

4. “that Cork County Council provide an up to date report on the new proposed Fish Bypass and the necessary repairs to the weir on the river Blackwater, Fermoy including the commencement date/ timeframe for the completion of these necessary works”.

A meeting will be held on Thursday, 19<sup>th</sup> October with Inland Fisheries Ireland regarding the construction of the Fish Bypass Channel, incorporating the necessary repairs to the Weir on the River Blackwater and to discuss how the funding for this project can be secured.

The preparation of the Planning Application will be a lengthy process and include the appointment of Consultants who will collate environmental data and consult with a broad range of stakeholders. The commencement and completion date for the works is dependent on the Council securing the funding. An internal meeting was held between the Municipal District Operations and Rural Development Directorate and the Water Services Directorate. Arising from this meeting it was agreed that the Water Services Directorate are best placed to advance the overall project given their expertise in this area and the County Engineer has agreed to take over and manage the project once funding has been secured. (PM)

This motion was supported by all the Members and, further to a request from Cllr. Noel McCarthy, it was agreed that this item would appear, for update, on the Agenda quarterly. Mary Hayes SEE advised the Members that she is continuing to explore funding options for this project and will revert to them accordingly.

### **Cllr. Kay Dawson**

5. “call on Cork County Council for an update on the By Laws for market towns”.

Cork County Council produced a draft set of county wide casual trading Bye-Laws. These were approved by each Municipal District and went on public display to invite submissions from Members of the public before being referred back, with the submissions, to the full Council for adoption.

As is the right of any individual under the legislation an appeal of the Bye-Laws were referred to the district court. The legislation provides that the Council cannot adopt the Bye-Laws until the appeal to the courts has been decided. In order to prepare for the court case, and in response to submissions received, the Council's legal advice is that research should be undertaken into the current state of

Market Rights in the county. Cork County Council has engaged the services of an archivist to carry out this research. (MacDara O'Hici)

Cllr. Dawson enquired if there was a timeframe on this research being carried out. Pauline Moriarty MDO undertook to make enquiries and revert at the next meeting. Mary Hayes SEE is to re-examine the designated areas with a view to confirming suitability and feasibility across the district.

**Cllr. Deirdre O' Brien**

6. "that this Council include in its Road Improvement/Surface dressing Programme 2018 the road from Ned Kelly's Bridge to Ballinree Bridge L5550-0".  
Based on our current level of central funding, it will be 2020 at the earliest before this road receives a structural overlay. Road is not suitable for surface dressing. (BO'G)
7. "that this Council would approve the installation of a Disabled Parking Bay outside the residence at Main St., Kildorrery. Written request and Disabled Badge presented".  
To be investigated and recommendation made to Members at November meeting. (PM)
8. "that this Council upgrade the School signs on the approach from either side of Glenahulla School, in the interest of safety".  
School signs do not need to be upgraded nor is there funding for same. New Periodic Speed limit signs likely to be in place by December 2017, subject to final TII approval. (BO'G)  
This motion was supported by all the Members.

**Cllr. Ian Doyle**

9. "that Cork County Council would ask Eircom to resite telephone pole on Coarliss/Cooleens road in order to help passing traffic".  
Eir have been contacted re the request. (BO'G)
10. "that Cork County Council would give an update on Taking in Charge of Brindle Hill estate in Charleville, including public lighting responsibility".  
Our Public Lighting Section is currently working to resolve the turning off the lights in a section of this estate. (BO'G)
11. "that Cork County Council would give update on unfinished estates in Charleville".  
Planning Department has been contacted re the request. (PM)
12. "that Cork County Council would use Discretionary Funding if available to fix footpaths in Brendan's Drive, Charleville".  
If a funding stream remains towards the latter part of the year, some minor repairs can be carried out here. (BO'G)

**Cllr. Noel McCarthy**

13. "that drainage works be carried out on the roadway outside No. 16 Liam MacGearailt Place, Fermoy".  
Will be done. (BO'G)
14. "that this Committee receive an up-to-date report on any developments on the proposed erection of a pedestrian crossing at Emmett Street, Fermoy".  
Draft design has been prepared. A Part VIII planning application will be lodged in Nov/Dec of this year. Location and proposal has been given priority in our 2018 Low Cost Scheme list. (BO'G)
15. "that we receive an Engineer's report as to the provision of a Disabled Parking space outside No. 51 Corrin View Estate, Fermoy".  
Disabled Spaces in estates outside of town centres where there is no pressure on car parking spaces are not recommended. (BO'G)

16. "that this Committee receive an up-to-date report from Estates Engineer, John Ahern, on the taking in charge of Ardkeen Estate".  
Planning Department has been contacted re the request. (PM)

**Cllr. Frank O' Flynn**

17. "that Cork County Council inspect and repair the bridge over the river on the Ballybeg Turbeagh road, Mitchelstown, in the interest of safety".  
Will be investigated. (BO'G)
18. "that Cork County Council alleviate water ponding at the entrance to houses on the road at Ballyoran, Fermoy".  
Will be done, where possible. (BO'G)
19. "that Cork County Council put in place public lighting from St. Dominic's Cemetery, Glanworth to the houses at Johnstown in the interest of safety".  
Not recommended. One legacy public light already in place here at Johnstown and it is against our current energy policy in the Council to light up rural settlements in this manner. No funds available anyway. (BO'G)
20. "that Cork County Council put one public light in place on the Fermoy road entrance to Glanworth at Glebe Road in the interest of safety".  
To be discussed. (BO'G)

**Cllr. Kay Dawson**

21. "call on Cork County Council to address potholes on the L-5658 (Ballybeg Road)".  
Will be repaired. (BO'G)
22. "call on Cork County Council to alleviate problem of surface water flowing into Tracey's drive on the Ballybeg Road".  
Will be done, where possible. (BO'G)
23. "call on Cork County Council to address problem of surface water flowing into Carey property in inner Ballinwillin, Mitchelstown".  
This water is coming from third party lands and the Council have engaged with the landowner to seek a solution. (BO'G)

**8. CORRESPONDENCE**  
None.

**9. TO CONSIDER MATTERS ARISING FROM THE MINUTES**  
None.

**10. ANY OTHER BUSINESS**

**1. DISPOSAL OF SURPLUS LANDS:**

**To consider the disposal of 0.661 hectares at Skahanagh North to Patrick Anthony O' Sullivan, Rooska, Brooklodge East, Glanmire, Co. Cork for a consideration of €3,552.75.**

The Members noted the information submitted and the Disposal of Surplus Lands was agreed on the proposition of Cllr. Noel McCarthy, seconded by Cllr. June Murphy.

**2. Cllr. June Murphy - Coláiste student on work experience.**

Cllr. Murphy introduced Ross, a student from Coláiste who is currently with her on work experience.

**3. Cllr. Noel McCarthy - Footpath adjacent to Fermoy Town Park.**

It was agreed, further to a request from Cllr. McCarthy, to write to the TII enquiring for an update on the works required to repair the footpath (currently closed) on the Mallow Road, Fermoy adjacent to Fermoy Town Park.

**4. Good Wishes to Eoin Scanlon, Avondhu Press reporter.**

All the Members wished to convey their good wishes to Eoin Scanlon, reporter with the Avondhu Press who is travelling to take up a teaching position in Uganda.

**5. Cllr. Deirdre O' Brien - CCC land at Brigown, Mitchelstown.**

Further to an enquiry from Cllr. O' Brien, Brendan O' Gorman SEE advised that recent activity at this site may have been the second tranche treatment of Japanese Knotweed on behalf of the Housing Directorate but only the Housing Department can confirm same.

**6. Cllr. Deirdre O' Brien - Boundary tree at Stag Park, Mitchelstown.**

Trees at this location would be the responsibility of CCC Housing Department.

**7. Cllr. Kay Dawson - removal of phone box from New Square, Mitchelstown.**

Pauline Moriarty MDO replied that no response had been received in relation to the removal of this phonebox and she undertook to again contact the relevant agency in this regard.

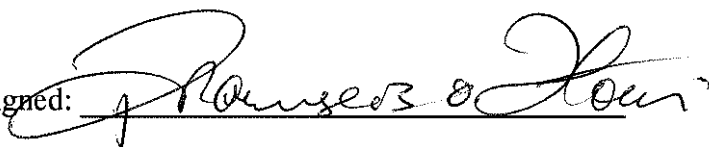
**8. Cllr. June Murphy - query re: trees at Ailesbury Court, Mitchelstown.**

Brendan O' Gorman SEE confirmed that the lopping of the trees at this location would be undertaken and that the Council will be maintaining the trees thereafter.

**9. Cllr. Frank O' Flynn - Thank You to Cork Council Staff**

Cllr. O' Flynn proposed a vote of thanks and acknowledgement to all Council staff who had worked during and after recent extreme weather events, ex-Hurricane Ophelia and Storm Brian. This was supported by all the Members.

Signed:



Date:

