

COMHAIRLE CATHRACH BHAILE ÁTHA CLIATH



Miontuairiscí Chruinniú Miosuil a tionóladh ar an 5ú Márta 2007 i Seomra na Comhairle, Halla na Cathrach, Cnoc Chorcaí ag 6.45 i.n.

I Láthair an tArdmheara, An Comhairleoir Vincent Jackson sa chathaoir.

Comhairleoir:

Maurice Ahern
Chris Andrews
Charlie Ardagh
Paddy Bourke
Tom Brabazon
Gerry Breen
Christy Burke
Catherine Byrne
Eibhlin Byrne
Eric Byrne
Julia Carmichael
Brendan Carr
Anne Carter
Joan Collins
Michael Conaghan
Ray Corcoran
Niamh Cosgrave

Comhairleoir :

Emer Costello
Lucienda Creighton
Michael Donnelly
Paschal Donohoe
Daithi Doolin
Dessie Ellis
Mary Fitzpatrick
Terence Flanagan
Killian Forde
Mary Freehill
John Gallagher
Brian Gillen
Wendy Hederman
Deirdre Heney
Kevin Humphreys
Nicky Kehoe
Liam Kelly

Comhairleoir

Sean Kenny
Dermot Lacey
Bronwen Maher
Sean Paul Mahon
Ann Marie Martin
Andrew Montague
Mary Murphy
Criona Ní Dhálaigh
Naoise O'Muirí
Aodhán Ó'Riordáin
Larry O'Toole
Oisín Quinn
Mick Rafferty
Robert Sargent
Tony Smithers
Tom Stafford
Bill Tormey

Oifigigh

John Tierney
Matt Twomey
Brendan Kenny
Michael Stubbs

Philip Maguire
Kathy Quinn
Ciaran Murray
Ciaran Mc Namara

Jim Keoghan
John O'Shee
Hugh Fitzpatrick
Oonagh Casey

Gnó an t-Ardmheara

1. There was no item raised under Lord Mayor's Business
2. Ceisteanna fé Bhuan Ordú Úimhir 16 - It was moved by Councillor C. Burke and seconded by Councillor N. Kehoe "That Dublin City Council approves of the Dublin City Manager answering the questions lodged". The motion having been put and carried, written answers to the 155 questions lodged for the City

Council meeting of the 5th March 2007 were issued. The Questions and Answers are set out in Appendix A attached.

3. Submitted Letter dated 30th January 2007 from Limerick County Council conveying the terms of a resolution passed at their January Meeting making reference to the inadequacy of services to cater for the needs of young adults suffering from Cystic Fibrosis despite €7 million been allocated between 2005 and 2007 and calls on the Taoiseach, the Tánaiste, and the Minister for Health and Children that the funding be spent effectively and speedily for the benefit of this age group. It was moved by Councillor T. Smithers and seconded by Councillor C. Burke "That Dublin City Council notes the contents of this letter" The motion was put and carried.
4. Submitted Letter dated 19th January 2007 from Fingal County Council in response to a resolution agreed at the January Meeting of City Council opposing the proposal to site an incinerator in Poolbeg. It was moved by Councillor T. Smithers and seconded by Councillor C. Burke "That Dublin City Council notes the contents of this letter" The motion was put and carried.
5. The minutes of the Monthly Meeting held on the 5th February 2007, having been printed, certified by the Meetings Administrator, circulated to the Members and taken as read, were signed by the Lord Mayor
6. Submitted Monthly Financial Statement circulated in accordance with the Local Government Act 2001. It was moved by Councillor M. Donnelly and seconded by Councillor G. Breen "That the Financial Statement be entered in the minutes" The motion was put and carried. The Financial Statement is set out in Appendix B to these minutes.
7. Submitted Report No. 87/2007 of the Dublin City Manager in compliance with Section 138 of the Local Government Act 2001 informing the Council of works which are about to commence and in compliance with the Planning & Development Regulations, 2001 Part 8 : Construction of 38 senior citizens' dwellings and a community facility (approximately 59 sq. metres) off McKee Park access Road, Blackhorse Avenue, Dublin 7. It was moved by Councillor C. Burke and seconded by Councillor N. Kehoe "That Dublin City Council notes the contents of Report No 87/2007" The motion was put and carried.
8. Submitted Report No. 117/2007 of the Dublin City Manager in compliance with Section 138 of the Local Government Act 2001 informing the Council of works which are about to commence and in compliance with the Planning & Development Regulations, 2001 Part 8 : The construction of new public toilets within the existing traffic island bounded by Westmoreland Street, College Street and College Green, Dublin 2. It was moved by Councillor C. Burke and seconded by Councillor N. Kehoe "That Dublin City Council notes the contents of Report No 117/2007" The motion was put and carried.
9. Appointment of a member to the Transportation and Traffic Strategic Policy Committee following the resignation of Councillor Mick Rafferty from that Committee. The City Council agreed to refer this item to the next meeting of the Protocol & Selection Committee for their consideration and recommendation.
10. Submitted Report No. 120/2007 of the South East Area Committee (*Eileen Brady*) - Nomination of two elected representatives to the Dublin City Centre

BID Company Board. It was moved by Councillor D. Lacey and seconded by Councillor O. Quinn "That Dublin City Council notes Report No 120/2007 and hereby appoints Councillors K Humphries and C. Burke to the Board of Directors of the Dublin City Centre BID Company Limited" The motion was put and carried.

11. Submitted Report No. 127/2007 of the Acting Executive Manager (*H. Fitzpatrick*) – Allowances for Chairpersons of Strategic Policy Committees and Chairperson of City Development Board. It was moved by Councillor G. Breen and seconded by Councillor D. Lacey "That Dublin City Council adopts Report No 127/2007 and approves the recommendations contained therein" The motion was put and carried.
12. Submitted Report No. 128/2007 of the Acting Executive Manager (*H. Fitzpatrick*) – Webcasting of Council Meetings. It was moved by Councillor R. Sargent and seconded by Councillor D. Lacey "That Dublin City Council adopts Report No 128/2007 and approves the recommendations contained therein" The motion was put and carried.
13. Submitted Report No. 121/2007 of the Assistant City Manager (*M. Stubbs*) – Proposed Draft Variation (No.15) Dublin City Development Plan 2005-2011 - Designation of the South City Retail Quarter as an Architectural Conservation Area. It was moved by Councillor D. Doolin and seconded by G. Breen "That Dublin City Council notes the contents of Report No. 121/2007 of the Assistant City Manager (*M. Stubbs*), hereby approves Variation (No.15) of the Dublin City Development Plan 2005-2011 and designates the South City Retail Quarter as an Architectural Conservation Area." The motion was put and carried.
14. Submitted Report No. 124/2007 of the Assistant City Manager (*M. Stubbs*) – Proposed Draft Variation (No. 16) Dublin City Development Plan 2005-2011 – Expanding and modifying the policies relating to city centre retail uses. It was moved by Councillor D. Lacey and seconded by Councillor D. Doolin "That Dublin City Council notes the contents of Report No. 124/2007 of the Assistant City Manager (*M. Stubbs*) and hereby approves Variation (No.16) of the Dublin City Development Plan 2005-2011 - Expanding and modifying the policies relating to city centre retail uses" The motion was put and carried.
15. Submitted Report No. 132/2007 of the Acting Executive Manager (*H. Fitzpatrick*) – Register of Electors. It was moved by Councillor R. Sargent and seconded by Councillor L. Kelly "That Dublin City Council notes the contents of Report No 132/2007" The motion was put and carried. It was also agreed that a meeting would be arranged with a cross-party representation of Councillors to discuss any of their concerns in relation to the Electoral register.
16. Submitted Report No. 123/2007 of the Meeting of the Central Area Joint Policing Sub-committee held on 29th January 2007. It was moved by Councillor D. Lacey and seconded by Councillor C. Burke "That Dublin City Council notes the contents of Report No 123/2007" The motion was put and carried.
17. Submitted Report No. 125/2007 of the Meeting of the South East Area Joint Policing Sub-committee held on 13th February 2007. It was moved by Councillor D. Lacey and seconded by Councillor R. Sargent "That Dublin City

Council notes the contents of Report No 125/2007” The motion was put and carried.

18. Submitted Report No. 129/2007 of the Chairperson of the Joint Policing Committee (*M. Conaghan*) – Performance of its functions during 2006. The report was presented by Councillor M. Conaghan, following which he moved “That Dublin City Council notes the contents of Report No 129/2007” The motion, having been seconded by Councillor C. Ni Dhalaigh, was put and carried.
19. Submitted Report No. 90/2007 of the Area Manager (*E. Brady*) - With reference to a proposal to extinguish the Public Right of Way (part of, to the side of property No. 7 Pearse Grove) over pedestrian access from Pearse Grove to Brunswich Place, Dublin 2. It was moved by Councillor N. Kehoe and seconded by Councillor D. Doolin “That We, the Lord Mayor and Members of Dublin City Council, being the Roads Authority for the City of Dublin and being of the opinion that the Public Right of Way (part of, to the side of property No. 7 Pearse Grove) over pedestrian access from Pearse Grove to Brunswich Place, Dublin 2 as shown on the attached Drawing No R.M. 24134A, is no longer required for public use, extinguish the public right of way in accordance with Section 73 of the Roads Act 1993” The motion was put and carried.
20. Submitted Report No. 116/2007 of the Executive Manager (*C. Dunne*) – With reference to the disposal of the fee simple interest under the Landlord and Tenant (Ground Rents) (No. 2) Act, 1978 in 18 premises. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 116/2007” The motion was put and carried.
21. Submitted Report No. 93/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the proposed grant of licence of premises at 16-18 Sean Mac Dermott Street Upper, Dublin 1 to the City of Dublin Vocational Education Committee. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 93/2007” The motion was put and carried.
22. Submitted Report No. 94/2007 of the Assistant City Manager (*M. Stubbs*) – With further reference to the proposed disposal of the City Council’s interest in a property at 75, Seville Place, Dublin 1 to Mr. Jagdman Kataria, 2, Old Cabra Road, Dublin 7. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 94/2007” The motion was put and carried.
23. Submitted Report No. 95/2007 of the Assistant City Manager (*M. Stubbs*) – With further reference to the disposal of an affordable apartment at Southgate, Cork Street, Dublin 8 to Richard Johnson. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 95/2007” The motion was put and carried.
24. Submitted Report No. 96/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the disposal of 4 affordable apartments at Smithfield Market, Smithfield, Dublin 7. It was moved by Councillor N. Kehoe and

seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 96/2007" The motion was put and carried.

25. Submitted Report No. 97/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the disposal of 1 affordable apartment at Southgate, Dublin 8. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 97/2007" The motion was put and carried.
26. Submitted Report No. 98/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the disposal of 8 affordable houses at Griffith Heights, Finglas East, Dublin 11. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 98/2007" The motion was put and carried.
27. Submitted Report No. 99/2007 of the Assistant City Manager (*M. Stubbs*) – With further reference to the disposal of an affordable apartment to Hugh Brennan at Southgate, Cork Street, Dublin 8. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 99/2007" The motion was put and carried.
28. Submitted Report No. 100/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the disposal of 1 affordable apartment at Station Way, Clongriffin, Dublin 13. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 100/2007" The motion was put and carried.
29. Submitted Report No. 101/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the disposal of an affordable apartment at Seven Oaks, Sarsfield Road, Dublin 8. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 101/2007" The motion was put and carried.
30. Submitted Report No. 102/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the proposed disposal by lease of Site at Croftwood Crescent, Cherry Orchard, Dublin 10 to Cherry Orchard Community Childcare Service Ltd. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 102/2007" The motion was put and carried.
31. Submitted Report No. 103/2007 of the Executive Manager (*M. Kavanagh*) – With reference to the proposed disposal of a site adjacent to 2c, Fassaugh Avenue, (Lanigan's Funeral Home), Cabra, Dublin 7 to Lanigan Funeral Directors. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 103/2007" The motion was put and carried.
32. Submitted Report No. 104/2007 of the Executive Manager (*M. Kavanagh*) – With reference to the proposed disposal of the laneway adjacent to 94, Shangan Green, Ballymun, Dublin 9, to Mr. Steven Wagstaff, 94, Shangan Green, Ballymun, Dublin 9. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 104/2007" The motion was put and carried.

33. Submitted Report No. 105/2007 of the Acting Assistant City Manager (*M. Kavanagh*) – With reference to the proposed disposal of a laneway adjoining 98, Shangan Green, Ballymun, Dublin 9, to Ms. Liana Doyle, 98, Shangan Green, Ballymun, Dublin 9. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 105/2007” The motion was put and carried.
34. Submitted Report No. 106/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the proposed grant of lease of part of premises at Botanic Avenue, Drumcondra, Dublin 9 to the Electricity Supply Board, 27 Lower Fitzwilliam Street, Dublin 2. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 106/2007” The motion was put and carried.
35. Submitted Report No. 107/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the proposed grant of lease of premises at 23-24 Buckingham Street Lower, Dublin 1 to Barnardos. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 107/2007” The motion was put and carried.
36. Submitted Report No. 108/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the proposed grant of lease of premises at Botanic Avenue, Drumcondra, Dublin 9 to Rosmini Gaels GAA Club. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 108/2007” The motion was put and carried.
37. Submitted Report No. 109/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the disposal of an affordable apartment at The Foundry, Railway Street, Dublin 1. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 109/2007” The motion was put and carried.
38. Submitted Report No. 110/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the disposal of 5 Affordable apartments at Prospect Hill, Finglas Road, Dublin 11. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 110/2007” The motion was put and carried.
39. Submitted Report No. 111/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the disposal of 6 affordable apartments at Prospect Hill, Finglas Road, Dublin 11. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 111/2007” The motion was put and carried.
40. Submitted Report No. 112/2007 of the Assistant City Manager (*M. Stubbs*) – With reference to the disposal of 3 affordable apartments at Seven Oaks, Sarsfield Road, Dublin 8. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers “That Dublin City Council assents to the proposal outlined in Report No 112/2007” The motion was put and carried.
41. Submitted Report No. 113/2007 of the Executive Manager (*M. Kavanagh*) – Re: Proposed grant of leases of portions of a landlocked site to the rear of No. 2 and Nos. 6 – 28 Laragh Close, Nos.10 – 18 and Nos. 24 - 30

Streamville Road, Dublin 13 to the owners of No. 2 and No. 6 - 28 Laragh Close, Nos.10 -18 and Nos. 24- 30 Streamville Road, Dublin 13. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 113/2007" The motion was put and carried.

42. Submitted Report No. 114/2007 of the Executive Manager (*M. Kavanagh*) – With reference to the proposed licence of a car park facility at Clontarf Road to Coras Iompair Eireann/ Iarnrod Eireann in exchange for a right of way at Clontarf Road, Dublin 3. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 114/2007" The motion was put and carried.
43. Submitted Report No. 115/2007 of the Executive Manager (*M. Kavanagh*) – With reference to the proposed lease of a car park facility at Clontarf Road, Dublin 3 to Templeville Developments Limited t/a Westwood Club. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 115/2007" The motion was put and carried.
44. Submitted Report No. 126/2007 of the Assistant City Manager (*C. Murray*) – With Reference to a proposed disposal of a site at Coultry Road, Ballymun, to An Forás Pátrúnachta Na Scoileanna Lán – Ghaeilge Teo. As patrons of Gaelscoil Bhaile Munna. It was moved by Councillor N. Kehoe and seconded by Councillor T. Smithers "That Dublin City Council assents to the proposal outlined in Report No 126/2007" The motion was put and carried.
45. Submitted Report No. 131/2007 of the Arts, Culture, Leisure and Youth Affairs Strategic Policy Committee – Breviate of Meeting held on 6th February 2007 – *Councillor Brian Gillen, Chairperson*. It was moved by Councillor D. Lacey and seconded by Councillor C. Burke "That Dublin City Council notes the contents of Report No 131/2007" The motion was put and carried.
46. Submitted Report No. 118/2007 of the North West Area Committee – Breviate for the month of February 2007 – *Councillor Julia Carmichael, Chairperson*. It was moved by Councillor D. Ellis and seconded by Councillor R. Sargent "That Dublin City Council notes the contents of Report No 118/2007" The motion was put and carried.
47. Submitted Report No. 122/2007 of the Central Area Committee – Breviate for the month of February 2007 – *Councillor Paschal Donohoe, Chairperson*. It was moved by Councillor T. Stafford and seconded by Councillor C. Burke "That Dublin City Council notes the contents of Report No 122/2007" The motion was put and carried.
48. Submitted Report No. 130/2007 of the South Central Area Committee – Breviate for the month of February 2007 - *Councillor Charlie Ardagh, Chairperson*. It was moved by Councillor T. Smithers and seconded by Councillor R. Sargent "That Dublin City Council notes the contents of Report No 130/2007" The motion was put and carried.
49. Submitted Report No. 89/2007 of the South East Area Committee – Breviate for the month of February 2007 – *Councillor Dermot Lacey, Chairperson*. It was moved by Councillor D. Lacey and seconded by Councillor M. Donnelly

"That Dublin City Council notes the contents of Report No 89/2007" The motion was put and carried.

50. Submitted Report No. 119/2007 of the North Central Area Committee – Breviate for the month of February 2007 – *Councillor Naoise O'Muirí, Chairperson*. It was moved by Councillor N. O'Muirí and seconded by Councillor B. Maher "That Dublin City Council notes the contents of Report No 119/2007" The motion was put and carried.

51. Submitted Report No. 88/2007 of the Protocol and Selection Committee – Breviate for the month of February 2007 – *Councillor Gerry Breen, Chairperson*. It was moved by Councillor G. Breen and seconded by Councillor D. Lacey "That Dublin City Council adopts Report No 88/2007" The motion was put and carried.

52. The City Council decided to suspend Standing Orders to allow the following emergency motions to be debated

(1) Motion in the name of Councillor T. Brabazon

"That in relation to the miscellaneous Planning Applications by JC Decaux as presented to various area committees in recent days this City Council calls upon the city manager to undertake as follows:-

- That any disposal by way of Lease or Licence of publicly owned lands such as footpath space, publicly owned boundary walls etc. to JC Decaux will come before the City Council (Councillors) for Approval and that the normal statutory processes for the extinguishment of public rights of way will also be adopted where necessary.
- That the Manager give the Council assurances that the legal process that has been adopted for the Planning Applications is not flawed and can the manager arrange to furnish immediately the relevant opinion (per Ciaran McNamara's assurances to the NCA Meeting on the 19th instant) from the outside firm of solicitors where precedent has been set for this in the past.
- That the Manager arrange immediately to furnish a copy of the full contract text between the City Council and JC Decaux.
- That the Manager comment on the total disregard shown by JC Decaux to the Planning Code in Dublin and confirm what has convinced City Management that the Company will honour its contractual commitments when it has a history of disregarding the law and can the Manager make a statement on the matter?
- That the Manager confirm why he feels that no environmental Impact Assessment is required for the proposed scheme?

(2) Motion adopted by the Central Area Committee at their meeting held on 13th February 2007 and which, due to an oversight was not referred by them in time for inclusion on the Agenda Paper for the March City Council Meeting. "That the members of the Central Area Committee express their concern at certain aspects of the process so far relating to the proposed public realm enhancement and way finding system in association with outdoor media and the absence of detailed information on the matter".

Following a lengthy debate on the matter, Mr. Ciaran McNamara, Executive Manager, responded to the issues raised by the Councillors. He also undertook to circulate as much as possible of the agreement between Dublin

City Council and J.C. Decaux. Councillor T. Brabazon's motion, having been seconded by Councillor E. Costello, was then put and declared defeated. The motion from the Central area Committee which was proposed by Councillor C. Burke and seconded by Councillor M. Donnelly was put and carried.

53. The City Council decided to suspend Standing Orders to agree, without debate, the following emergency motion submitted by Councillors Chris Andrews and Michael Donnelly "That this Council calls on the City Manager to take immediate action to have removed the so called show room in Dartmouth Square and to maintain a high level of continuous vigilance over the coming months until Dartmouth Square is secured for the public"
54. Motion referred from the February meeting of the Arts, Culture, Leisure & Youth Affairs Strategic Policy Committee "That this Council recommends that local supermarkets and other convenient outlets provide a designated area at the rear of their stores for the purchase of alcohol and that no advertisement or alcohol beverages be on display in their front store windows" The motion, having been proposed by Councillor C. Byrne and seconded by Councillor b. Gillen, was put and carried.
55. At the request of Councillor D. Heney, the following motion standing in her name at Item no 29 on the Agenda Paper was deferred to the next Monthly Meeting of the City Council on 2nd April 2007 "That details of the City Council's views and submissions to Government and the Regional Authority on the proposed new regional transport authority be outlined and discussed"
56. It was moved by Councillor M. Rafferty and seconded by Councillor C. Burke "That Dublin City Council supports the Culture and Conflict Group project "Beyond the Green Line" in solidarity with the Palestinian Struggle and in the context of the Peace Process" The motion was put and carried.
57. It was moved by Councillor A O'Riordan and seconded by Councillor C. Burke "That this Council urges the Minister for Justice to introduce legislation to strengthen the law in relation to public urination. That this Council calls on the Minister to increase the current maximum fine for public urination from €2 to €500 and that this Council urges the Minister to make the act of public urination an arrestable offence. This Council also requests the Minister to fast track such legislation in view of the upcoming season in Croke Park which will result in an increased number of flood light matches and associated public order offences" The motion was put and carried.
58. It was moved by Councillor N. O'Muirí and seconded by Councillor R. Sargent "That this City Council calls for the Battle of Clontarf to be included as one of 6 Dublin battle sites in the Department of Environment's Irish Battlefields Project" The motion was put and carried.
59. It was moved by Councillor A. Montague and seconded by Councillor C. Byrne "That the Manager promote the setting up of an allotment scheme for City Council residents" The motion was put and carried.
60. It was moved by Councillor J. Collins and seconded by Councillor M. Conaghan "Over the last period of time a number of factories have closed and a number have announced that they will be closing, along the Davitt Road and Drimnagh area. Already Lyons has gone, Dulux paint factory, Unelever,

Easons. This has and will result in 100's of job losses. The proposed move from the Crumlin children's hospital could potentially mean serious job losses. In any other town or village a state of emergency would be called.

This Council calls on

1. The City planners to ensure that these commercial sites in any future developments remain commercial sites.
2. That the Minister for Trade, Enterprise and Employment urgently sets up an Employment Task Force for the Drimnagh area"

The motion was put and carried.

61. The City Council agreed to a request that a report be sent to Councillor J. Gallagher on the following motion standing in his name at Item No 35 on the Agenda Paper "That the Council engages in discussions with Dublin Bus and all other stakeholder agencies to address the chronic on-going traffic congestion in the Terenure/Templogue area; that the Council gives an update on the current status of the report commissioned jointly by Dublin City Council and South Dublin County Council on traffic management in that area"

62. The City Council agreed to a request that a report be sent to Councillor C. Burke on the following motion standing in his name at Item No 36 on the Agenda Paper "That this Area Committee calls on the Minister for Health and Children that inspections be carried out both public and privately on nursing homes in the city of Dublin."

The meeting concluded at 10pm in accordance with Standing Order No 8.

Correct.

LORD MAYOR

MEETINGS ADMINISTRATOR

APPENDIX A

QUESTIONS LODGED PURSUANT TO STANDING ORDER NO.16 FOR REPLY AT THE MONTHLY MEETING OF DUBLIN CITY COUNCIL TO BE HELD ON MONDAY, 05th MARCH, 2007.

Q1. COUNCILLOR LARRY O'TOOLE

To ask the Manager to clarify this applicants status on the housing list, **(details supplied)**.

CITY MANAGER'S REPLY:

Dublin City Council, Housing Allocations Section, Block 2 Ground Floor have contacted the applicant, **(details supplied)**, regarding her current housing situation. The applicant has been advised to call to the Housing Allocations Section to discuss her housing application.

Q2. COUNCILLOR ERIC BYRNE

To ask the Manager if it is his policy to pay the Annual Membership Fees for Professional Staff employed by Dublin City Council to bodies such as The Society of Chartered Surveyors/Royal Institution of Chartered Surveyors and other Professional organisations?

Will he say how much it is costing the City Council annually and the full range of such bodies this payment is made and will he make a statement on this issue?

CITY MANAGER'S REPLY:

The Annual Membership Fees for professional staff employed by Dublin City Council to such bodies as those mentioned in your question is paid by Dublin City Council where such membership is a requirement of their employment or on the basis of their continued professional development to keep abreast and ahead of best international practice.

Other professional bodies would include:

Chartered Institute of Public Finance & Accountancy
Certified Institute of Management Accountants
Association of Chartered Certified Accountants
Certified Public Accountants
Institute of Civil Engineers
Institute of Mechanical Engineers
Institute of Structural Engineers
Veterinary Council Statutory Body
Institute of Leisure and Amenity Management Ireland Ltd
The Psychological Society of Ireland
Irish Association of Alcohol and Addiction Counsellors
Irish Association for Alcohol and Addiction Counselling
Irish Association of Social Workers
Institute of Plumbing Heating Engineering
The Royal Institute of the Architects of Ireland
Irish Planning Institute

The cost of these payments amounted to €81,000 approx. in 2006

Q3. COUNCILLOR LARRY O'TOOLE

To ask the Manager to have sewage problems (toilet being regularly blocked) at, **(details supplied)**, dealt with.

CITY MANAGER'S REPLY:

The toilet at this dwelling has been unblocked, and is in working order. However, the Area Maintenance Officer will monitor the situation, and if it occurs further, will take appropriate action to remedy.

Q4. COUNCILLOR LARRY O'TOOLE

To ask the Manager to arrange a meeting between all interested groups and the relevant Council Departments regarding, **(details supplied)**.

CITY MANAGER'S REPLY:

Full consultation will take place with all interested parties prior to further development of proposals. A meeting will be scheduled in due course.

Q5. COUNCILLOR LARRY O'TOOLE

To ask the Manager to provide information on the following, **(details supplied)**.

CITY MANAGER'S REPLY:

Dublin City Council has not received a planning application for this address.

Q6. COUNCILLOR PADDY BOURKE

To ask the Manager to arrange to have trees on the footpath in the Ardmore Montrose Estate pruned so that tall people wont be injured as a result of colliding with low branches.

CITY MANAGER'S REPLY:

This work will be included in this years works programme and will be carried out before the end of the current dormant season.

Q7. COUNCILLOR ERIC BYRNE

To ask the City Manager to ensure that all our grass-cutting machines are equipped with the ability to gather/save the cut grass? The current situation, where the grass is allowed to scatter all over the footpaths and Roads thereby leaving a mess behind is totally unsatisfactory and will he make a statement on this request.

CITY MANAGER'S REPLY:

It is not practical to collect grass cuttings except from golf greens or fine lawns. With approximately 800 hectares to maintain it would not be desirable or necessary to collect and dispose of grass cuttings.

The maintenance contract for grass margins is structured so that grass is mowed to a regime that should not necessitate grass collection. Regular mowing of grass margins to the standard specified in our contract should obviate the need for grass collection. There will be stages in grass growth typically from April –May each year when it is difficult to meet the standards required and in these circumstances contractors are required to collect surplus grass. To insist that grass be collected would necessitate a complete change in the range of mowing equipment used and would involve a major increase in the cost of the contract. There would also be the huge disposal problem, grass cannot be sent to landfill and green waste composting within the city is not possible following An Bord Pleanala's decision to close the St Anne's Park Facility over a year ago.

In many locations, communities and local residents maintain grass margins themselves as part of their involvement in Tidy Districts Competition / Tidy Towns. Such local involvement is a major help to the City Council and is a very practical contribution towards presenting the local environment to a high standard. We will monitor closely the operation of the grass margins contract particularly during peak periods of grass growth so as to ensure there is not an issue with grass cuttings.

Q8. COUNCILLOR MICK RAFFERTY

To ask the City Manager if:

- 1) bollard installation,
- 2) grass area can be resown and
- 3) the footpath re-laid and will this work be carried out at, **(details supplied)**, where these houses adjoin the local shops and experience an excessive amount of illegal parking.

CITY MANAGER'S REPLY:

1. Due to the proximity the driveways of No. 159 and 161 to the shops and due to the lack of available parking spaces in their environs, two reflective lighthouse bollards are **recommended** outside house number 161, **(details supplied)**. These will be provided in the coming weeks.
2. This area has been reinstated.
3. This section of footpath will be considered for reconstruction when drawing up the 2008 works programme.

Q9. COUNCILLOR MICK RAFFERTY

To ask the City Manager to respond to each of the items raised in the attached correspondence from the Cabra Road Residents Association.

CITY MANAGER'S REPLY:

There are an extensive number of issues raised in the attached correspondence. Arrangements will be made by the Cabra Office to meet the Resident's Association concerned to discuss the items raised.

Q10. COUNCILLOR TOM BRABAZON

Can the Manager reply to the following, **(details supplied)**.

CITY MANAGER'S REPLY:

It is the policy of the Human Resources Department to encourage use of public transport and sharing of cars by staff undertaking official travel in the course of their duties.

See extracts from procedures below.

1. Where possible, scheduled mainline rail must be utilised.
2. Where a number of staff from the same work location are travelling to the same destination on official business, every attempt should be made to use one car if possible.

The Human Resources Department in partnership with the Planning Department is about to launch a pilot eworking program which will hopefully commence in April 2007. Seven staff are due to participate initially. It is anticipated that this pilot if successful, will reduce the mileage of the staff involved as they will no longer need to commute on the days they work from home.

With regard to the increased use of the Internet to reduce trips, the Council has a range of services available on line with regard to payments for services. An additional range of services will be added over the next twelve months to allow suitable services to be delivered over the Internet. The latest service added is the online HGV permitting system. The largest channel for the delivery of services and interactions is the telephony channel. This is now a strategic channel for the delivery of service and most on line services are also available via the contact centre.

Dublin City Council is continuing to facilitate the provision of improved public transport which will result in a reduction in use of private car transport. Fleet management have recently purchased bio fuel powered vehicles for the Dublin City Council fleet.

Electrical Use/ District Heating

Dublin City Council purchases approximately 20% of its electricity from Green sources. Most of the electricity consumed in the Civic Offices is produced from a Combined Heating and Power (CHP) Plant which is attached to a District Heating System and which is a highly sustainable energy producing facility. The City Council's Electrical Services Division also ensures that energy efficiency is a key element in the design of all City Council buildings/installations and that new energy saving technologies are incorporated at design stage.

The use of District Heating infrastructure is common practice in other European countries and in many instances it is derived from the incineration of waste. This reduces dependency on fossil fuels and results in a significant reduction in CO₂ and other emissions. The Waste to Energy Plant proposed for the Poolbeg Peninsula will provide District Heating to 60,000 homes in the city as well as generating electricity equal to the demand from 45,000 homes. SEI (Sustainable Energy Ireland) has approved the funding of a City Council sponsored District Heating Feasibility Study for the city.

Fuel Consumption

In October 2006 the City Council acquired 18 Ford Focus Flexi Fuel vehicles which operate on E85 bio-ethanol and are used by front line staff in Housing, Drainage and Waste Management. With the acquisition of these vehicles, 12% of the Council's car fleet now run on bio-ethanol. The City Council will also be initiating a pilot project on bio-diesel in 2007 and monitoring the outcome. If the project proves successful we will start operating a portion of our heavy goods fleet on bio-diesel. One of the constraints at present is the non-availability of bio-diesel on a commercial basis.

We are also initiating a separate pilot project under which an emissions reducing device will be installed in a number of our heavy goods vehicles and

the results will be monitored. If the results prove effective the use of the device can be extended to other vehicles.

A number of driver training initiatives have also been undertaken. Apart from the safety aspects, these initiatives are aimed at promoting good driving techniques which help reduce polluting emissions.

Payment of Household Waste Charges

A range of options have been given to our 166,000 customers in relation to the payment of household waste charges which considerably reduces unnecessary trips. These include an internet payment facility, a direct debit facilities, a Touchtone payment facility and an operator-assisted telephone facility. These facilities are extensively used by customers.

Q11. COUNCILLOR NICKY KEHOE

To ask the City Manager that the water pressure be checked at, **(details supplied)**.

CITY MANAGER'S REPLY:

The watermain and supply pipe feeding 73, **(details supplied)**, was inspected on 27/02/07. There were no leaks or defects found on inspection. A pressure and flow test needs to be carried out to establish the cause of the problem. A pressure and flow test form was issued and a card was left requesting the owner contact this section.

Our Inspector called to 35, **(details supplied)**, on 27/02/07 but received no reply. A contact card was left at the residence.

Q12. COUNCILLOR NICKY KEHOE

To ask the City Manager due to complaints about water pressure at, **(details supplied)**, that a report be given on what state the system that feeds it is in.

CITY MANAGER'S REPLY:

The Water Division have carried out pressure tests on the watermains within, **(details supplied)**, Estate. The water pressure in the watermains was found to be above the minimum required pressure of 10m head.

Any individual pressure problems at dwellings in these areas generally relate to old lead supplies, which have corroded due to age. If this supply is renewed, by ourselves on the public path and the householder within their private property, it will provide good working pressure to the house.

If the Councillor is aware of any specific problems at addresses in these areas arrangements can be made for our inspectors to call to the addresses and arrange for a Pressure and Flow Test to be carried out.

Q13. COUNCILLOR NICKY KEHOE

To ask the City Manager for a detailed report of the number of housing buy backs that have come under Council contract in the last eight years.

CITY MANAGER'S REPLY:

The number of buy backs during the period in question is 1,467.

Q14. COUNCILLOR NICKY KEHOE

To ask the City Manager could the hole in the road at, **(details supplied)**, be repaired as it is in a bad state of repair.

CITY MANAGER'S REPLY:

The road at, **(details supplied)**, was inspected and no significant pothole was found. Some works to the road have been recently carried out and other areas that show signs of deterioration will be considered for inclusion when drawing up the 2008 works programme.

Q15. COUNCILLOR ERIC BYRNE

To ask the City Manager would he confirm that it is now his intention to carry out the requested maintenance work for my constituent, **(details supplied)**, and would he make a statement on the matter?

CITY MANAGER'S REPLY:

On investigation by the Area Maintenance Officer, it was discovered that the fireplace in the sitting room had been blocked up, and the vents in the bedrooms sealed off, along with the installation of new PVC windows. This was the cause of the condensation being experienced by the tenant. Arrangements have been made with the tenant to install a vent in the sitting room, and re-open the vents in the bedrooms, to alleviate the problem. The tenants have replaced the front door recently, and as the alarm was fitted privately they should contact their alarm company to adjust the sensor on the new front door.

Q16. COUNCILLOR ERIC BYRNE

Would the Manager confirm that it is now his intention to have his inspector carry out a detailed examination of my constituents maintenance requirements, **(details supplied)**, and that all the necessary work will be carried out without further delay? And would he make a statement on the matter?

CITY MANAGER'S REPLY:

The attic in this house will be insulated. Contact has been made with the tenant and the work will proceed as soon as the tenant has made arrangements to clear out any possessions from the attic.

The repairs have been carried out to the gate.

The Area Depot will investigate the complaint in relation to the floorboards and ceilings and any necessary repairs will be carried out.

Q17. COUNCILLOR PADDY BOURKE

Could the City Manager make arrangements for the telephone pole outside, **(details supplied)**, to be moved immediately as it is causing an obstruction to the resident of, **(details supplied)**. The gentleman in question has already damaged two cars trying to reverse into his driveway as a result of the obstruction posed by the pole.

CITY MANAGER'S REPLY:

Dublin City Council cannot remove the pole outside, **(details supplied)**, as it is an Eircom pole. The resident should contact Eircom Head Office, St. Stephens Green West, Dublin 2, Freefone 1800 671444 regarding the removal of this pole.

Q18. COUNCILLOR PADDY BOURKE

Could the City Manager arrange for, **(details supplied)**, to be cleaned and swept as a matter of urgency.

CITY MANAGER'S REPLY:

This area has been inspected regularly over the past month and found to be in good condition.

(Details supplied), are swept every Tuesday following the bin collection and the Waste Management Division has agreed to monitor this area over the coming weeks.

If the residents wish to meet with Mr. Richard Cleary, Environmental Liaison Officer with any particular concerns, they should contact 8166710.

Q19. COUNCILLOR PADDY BOURKE

Could the City Manager ask the TAG to investigate the possibility of instituting a right turn ban on, **(details supplied)**.

CITY MANAGER'S REPLY:

I will refer the request to implement a right turn ban at, **(details supplied)**, to the Traffic Advisory Group, TAG, for investigation and a report will be forwarded to the Councillor upon completion.

Q20. COUNCILLOR DERMOT LACEY

To ask the Manager what elected members, in addition to the Lord Mayor, of Dublin City Council have been appointed to the Spire Trust, when the Trust last met, what income is within the competence of the Trust, if the Manager believes that a Board comprising one elected member, six City Council staff and three external members is sufficiently representative of Dublin City Council and finally if he will report generally on any matters relevant to this issue.

CITY MANAGER'S REPLY:

No other elected members in addition to the Lord Mayor have been appointed to the Spire Trust. The trust last met on the 22nd February 2006.

A meeting will be held shortly to examine the viability of the company and a further report will be issued to the Councillor. If the board of directors agree to continue with the company, the directors will consider any further nominations to the board from the city council.

Q21. COUNCILLOR DERMOT LACEY

To ask the Manager if he will respond to the issues referred to in the letter submitted with this question, **(details supplied)**.

CITY MANAGER'S REPLY:

The Quality Bus Network Project Office appointed DBFL Consulting Engineers together with Mr. Rob Kelly and Associates to carry out the Stage 3 Safety Audit Report on the Merrion Road Q.B.C. The Road Safety Audit was carried out in accordance with the Terms and Procedures as per the National Road Authority HD19/01. The consultants submitted the Stage 3 Report to the Quality Bus Network Project Office in October 2006 and the Quality Bus Network Project Office is currently preparing a Designer's Response Report on the issues raised by the Stage 3 Audit.

The Quality Bus Network Project Office takes account of the needs of all road users as part of the design of any Quality Bus Corridor and is very much aware of the need to take special account of vulnerable road users such as cyclists and pedestrians.

In relation to the specific items raised in, **(details supplied)**, letter the following is the Quality Bus Network Project Office response:-

1. Road Marking and Signage

Due to inclement weather some red surfacing for A.S.L. cycling facilities was not applied. This will be attended to in 2007.

2. Minimum cycle track widths

It is not possible on many city streets to provide 2.0m width cycle tracks. Where possible the best compromises for all road users are applied on the QBC designs.

3. Illegal parking and illegal driving in cycle lanes.

The Garda Síochána are aware of the implementation of the Merrion Road QBC Scheme. Enforcement on the prohibition of driving in mandatory cycle lanes is a matter for the Gardai. Our enforcement contractor has been instructed to give additional attention to enforcement of ban on parking in the cycle lanes.

4. Sub-standard vehicle lane and bus lane widths

As stated in 2 above it is not always possible to provide design standard specified widths for all road users. The minimum bus lane width is 3.0m as designed for the scheme. Special attention is given to the needs of cyclists on the approaches, across and the exits at junctions.

5. Condition of surface of cycle tracks

The road surface issue is being addressed by the Road Maintenance Division as part of the Annual Road Maintenance budget. The issue of the removal of litter and weeds has been forwarded to the Cleansing Department for action.

6. Junction Treatment

The issue raised in relation to the left-turn sweep into Pembroke Road has been brought to the attention of the Road Safety Auditor and we are awaiting a response.

In relation to the Cycle Campaign agenda for a meeting with Dublin City Council, this should take place as part of the Cycle Forum when the issues raised can be discussed. It should be noted that the Dublin Cycling campaign is represented on both the Traffic and Transportation Strategic Policy Committee and the Cycling Forum.

Q22. COUNCILLOR SEAN KENNY

To ask the Manager to say if funding has been provided by the DOE for the rebuilding of the senior citizens apartments at Greendale Court, Kilbarrack, and will he say when it is expected that work will commence.

CITY MANAGER'S REPLY:

It is intended to demolish the existing senior citizens' flats at Greendale Court and replace them with around 95-100 new senior citizens dwellings. A consultant architect has been appointed to the project and a number of meetings have taken place with him in order to further the design.

As part of the proposals the existing day care centre will be demolished and replaced with a new facility. We hope to meet with the Health Services Executive shortly in relation to the running of the new centre but it can be assumed that the following facilities will be provided: -

- Medical Care
- Dining and Catering (Meals on Wheels)
- Community Activities.
- Training Classes

Capital funding for the project will only be approved when we reach the stage where we can submit drawings and a cost plan to the Dept of the Environment, Heritage and Local Government. The scheme is included in our projected "housing starts" for 2008 and it is anticipated that work on site could commence around Autumn of that year.

Q23. COUNCILLOR ROBERT SARGENT

To ask the City Manager to have works carried out at, **(details supplied)**.

These works are to include:

- A) Replacing broken toilet bowl,
- B) Painting of the house that is in a very poor condition,
- C) Replacing or repair of a leaking hot water tap.

CITY MANAGER'S REPLY:

Arrangements have been made with this tenant to carry out the repairs to the bathroom at a suitable time.

The painting of houses is the responsibility of the individual tenant.

Q24. COUNCILLOR ROBERT SARGENT

To ask the City Manager to have works carried out at, **(details supplied)**, after works were carried out by a Dublin City Council builder who left waste in the garden but also damaged the pillar and gate on site.

CITY MANAGER'S REPLY:

The private contractor who carried out the work to this dwelling will remove the waste from the garden of this dwelling and the repairs to the pillar and gate will be completed within the next week.

Q25. COUNCILLOR ROBERT SARGENT

To ask the City Manager to have works carried out on the footpaths on, **(details supplied)**.

CITY MANAGER'S REPLY:

The footpaths on, **(details supplied)**, are generally in good condition. There are a few tar margins which could be replaced with concrete. These will be considered for replacement when formulating the 2008 Major Works Programme. It should be noted that the Gas Co. are working on, **(details supplied)**, at present. Their temporary reinstatements will be permanently reinstated in due course.

Q26. COUNCILLOR OISIN QUINN

Can the Manager indicate what residential developments D.C.C have carried out pursuant to Part VIII of the Planning Regulations on public open space since say 2001.

CITY MANAGER'S REPLY:

Please see attached report

Q27. COUNCILLOR GERRY BREEN

To ask the City Manager could the Council place double yellow lines at the corner of, **(details supplied)**, as trucks and cars park on this corner making it very dangerous.

CITY MANAGER'S REPLY:

The request to install double yellow lines at the corner of, **(details supplied)**, will be referred to the Traffic Advisory Group, TAG, for investigation and a report will be forwarded to the Councillor upon completion.

Q28. COUNCILLOR GERRY BREEN

To ask the City Manager to please reply to the following question, **(details supplied)**. In view of the tree being a hazard, would the Council consider removing it for the resident?

CITY MANAGER'S REPLY:

The tree in question is a large Poplar and is growing in a private garden. Therefore, removal is a matter for the resident. Dublin City Council cannot take on the responsibility that would be associated with the maintenance of trees on private property.

The names of suitable contractors can be supplied to the resident if required.

Q29. COUNCILLOR GERRY BREEN

The resident at, **(details supplied)**, has asked for the tree outside his house to be pruned. Could the Council arrange for this to be done.

CITY MANAGER'S REPLY:

This work will be scheduled into the current year's tree works programme.

Q30. COUNCILLOR GERRY BREEN

The resident at, **(details supplied)**, has requested the planting of a tree in the gap in the trees in the green space opposite her house. Can the Council arrange this.

CITY MANAGER'S REPLY:

The trees planted along this open space are planted in groups along its length. There are no plans to integrate these groups into one another.

Q31. COUNCILLOR BILL TORMEY

There is a green space between, **(details supplied)**, and residents there understood that railings were to be erected around it in an effort to stop anti-social behaviour. Can the Manager say if railings are planned for this green space and if so when will they be erected.

CITY MANAGER'S REPLY:

There are no plans in the current year's works programme to provide railings around this open space. It should be noted that erection of railings will not necessarily stop anti-social behaviour in this area. The local residents should contact our Kilbarrack Office and make arrangements for a site meeting to investigate what action is appropriate.

Q32. COUNCILLOR BILL TORMEY

(Details supplied), is increasingly being used as a rat run. It is getting worse now that all the new homes have been built in the Clongriffin Development. Can the Council implement a deterrent on this road in an effort to resolve this problem?

CITY MANAGER'S REPLY:

Following speed surveys carried out on, **(details supplied)**, dated 24/10/2003, the road did not meet the warrant for the provision of ramps.

However, given that over three years have passed, I will refer the request to re-examine the traffic volumes along, **(details supplied)**, to the Traffic Advisory Group, TAG, for investigation and a report will be forwarded to the Councillor upon completion.

Q33. COUNCILLOR BILL TORMEY

Can the Manager arrange for a proper right turning lane into, **(details supplied)**.

CITY MANAGER'S REPLY:

During the design of the Hole in the Wall re-alignment, consideration was given to the inclusion of a right turn filter to facilitate traffic entering, **(details supplied 1)**. The final design has accommodated the right turn filter and the works are currently being implemented.

As you are aware, a standard speed limit of 50kph exists in Dublin city except on certain roads where a higher speed limit applies. Speed limit signs are provided only at the points of entry to the speed limit zone and at the points of change from one speed limit to another. I will arrange for a Traffic Engineer to investigate the need for additional boundary speed limit signs at this location.

Q34. COUNCILLOR DERMOT LACEY

To ask the Manager if he can report on what measures are in place in Dublin City for mulching and disposal of green waste.

CITY MANAGER'S REPLY:

The City Council provides 4 Green Waste Reception Centres. Three are located at the Bring Centres at Oscar Traynor Road, Coolock; Windmill Road, Crumlin; Gulistan Terrace, Rathmines and a fourth is located at a site at Tolka Valley Road, Finglas. In 2006 the City Council introduced a Pilot Brown Bin Collection Service for organic waste to 8,000 households and the service will be extended to a further 10,000 households in 2007. The materials collected

include garden and kitchen waste. All materials are composted and used in Dublin City Council Parks.

Q35. COUNCILLOR CRÍONA NÍ DHÁLAIGH

To ask the City Manager to explain why the full Part V 20% Affordable/Social units were not procured by Dublin City Council at, **(details supplied)**. There are a 107 units in the development which should have given Dublin City Council 21 affordable/Social units but only 7 affordable and 5 social were procured under Part V and could he list for this Councillor the developments in, **(details supplied)**, where affordable/social units were procured by Dublin City Council under Part V and to also list the actual total number of units in each development.

CITY MANAGER'S REPLY:

It is Dublin City Council's policy, under part V of the Planning & Development Acts 2000-2002, to acquire 20% of the residential content in any given development within the city area, subject to costs and negotiations. The compensation costs to be paid to the developer are based on existing land use valuation as well as building and attributable costs, agreed between the developer and Dublin City Council, as specified in section 96(3)(d) of the Planning & Development (Amendment) Act 2002.

In the case of, **(details supplied)**, both the existing land use and the building costs were very high. This meant that Dublin City Council, in order to get the necessary discount and thereby keep the purchase price at an acceptable level for social and affordable housing, agreed to acquire a lesser number of units than the full 20%.

Part V procurement in the South West Inner City and Kilmainham/Inchicore Area:

<u>Development</u>	<u>No. of part V units.</u>	<u>No. of units in Development</u>
Hyde Square, South Circular Rd	12	82
Old Kilmainham Rd	10	70
Metropolitan 61-67 Inchicore Rd	14	118
Herberton Rd	6	30
McGoverns Corner Cork St/Marrowbone Lane	8	49
31-39 Tyrconnell Rd	6	29

Q36. COUNCILLOR CRÍONA NÍ DHÁLAIGH

To ask the City Manager to give this Councillor a report on the problems that residents have brought to the attention of Dublin City Council at, **(details supplied)**, including chimneys crumbling and fireplaces/surrounds over heating.

CITY MANAGER'S REPLY:

The Area Maintenance Officer has investigated the complaints in relation to the chimneys at this location. The sand and cement around the tiles at the top of the chimneystacks was faulty. It has been removed and is currently being replaced with PVC fascia. In the cases where complaints were received of fireplace surrounds overheating, the flues were cleaned, which has resolved the problem for the tenants.

Q37. COUNCILLOR CRÍONA NÍ DHÁLAIGH

To ask the City Manager to send out an Environmental Officer to, **(details supplied)**, to carry out an inspection of this property and if possible to ensure that no more applications for housing with Dublin City Council are accepted from this address.

CITY MANAGER'S REPLY:

An Environmental Health Officer attempted to carry out an inspection of, **(details supplied)**, under the Housing (Standards for Rented Houses) Regulations 1993, on Wednesday 21st and Monday 26th February. However, access to the property was not gained on either occasion.

An evening inspection is now being arranged, as the likelihood of gaining access through the tenants at this time would be greater. Appointment letters are being forwarded to the tenants stating the time and date of the intended inspection. This will be undertaken in the next seven days. The appropriate action will be taken following this inspection.

A reference report has been sought from the Property and Title Section of the Law Department to confirm ownership of the property.

Q38. COUNCILLOR CRÍONA NÍ DHÁLAIGH

To ask the City Manager to consider the following proposal, when a new tenant goes into Dublin City Council to sign their tenancy agreement for their new accommodation that they also are asked to fill in an electoral registration form witnessed and signed by the Dublin City Council official dealing with their tenancy signing. This would help to keep the electoral register up to date.

CITY MANAGER'S REPLY:

It is the practice of Dublin City Council that when tenants are signing their tenancy agreement for their new accommodation they are given an electoral registration form for completion with a copy of their new tenancy agreement.

Q39. COUNCILLOR SEAN PAUL MAHON

To ask the Manager to arrange to have the road at, **(details supplied)**, resurfaced.

CITY MANAGER'S REPLY:

The Roads Maintenance Division has commenced repairs to this carriageway and propose to complete the permanent reinstatement to this old utility opening at the junction of, **(details supplied)**, within the week.

Q40. COUNCILLOR SEAN PAUL MAHON

To ask the Manager how many emergency ambulances are available at weekends in Dublin City and how long since there has been an increase in the fleet.

CITY MANAGER'S REPLY:

Dublin Fire Brigade in conjunction with the Health Service Executive (HSE), provide the emergency ambulance service in Dublin City and County. Dublin Fire Brigade, at present, provide 12 emergency ambulances, while the HSE provide between 5 and 25 vehicles in the Dublin City Region depending on availability. The Fire Brigade increased the number of emergency ambulances from 11 to 12 on the 29th January, 2007 when Swords Fire Station was upgraded from retained to whole time. The previous increase to that, was when a second emergency ambulance was placed in Townsend Street in the early nineteen nineties.

Q41. COUNCILLOR SEAN PAUL MAHON

Can the Manger give an up to date report on the Bunratty Maisonettes and when will construction begin.

CITY MANAGER'S REPLY:

Tenders have been received for Phase 1 of the Bunratty Maisonettes project. Following receipt of Departmental Approval last week, work on site is expected to commence within the next 2 months.

Q42. COUNCILLOR SEAN PAUL MAHON

Can the Manager contact the NRA to have the M1 Motorway at the boundary with Aulden Grange and Woodlawn cleaned up, and could a meeting be arranged with the NRA, Local Councillors and Gardaí to discuss the anti-social behaviour along this stretch of motorway.

CITY MANAGER'S REPLY:

This office met with residents from Woodlawn Estate this week. Maintenance of the area outside the wall along the M1 rests between the NRA or Fingal County Council. This office will contact them and request they clean up the area outside the wall and make the wall difficult to scale. Once contact has been attained I will arrange a meeting with the relevant parties outlined above to try to resolve the anti social issue at this location.

Q43. COUNCILLOR ANNE CARTER

Will the Manager report on the current planning and development proposals for Belcamp College, on whether the ownership of Belcamp College has changed and if the City Planning Department has held any discussions with possible new owners and whether a Masterplan for Belcamp College is being prepared in consultation with Fingal County Council.

CITY MANAGER'S REPLY:

Application 6249/04 was withdrawn as it was considered premature, until road proposals and the overall Masterplan were prepared. We understand that Gannon Homes remains the owner of these lands. Road proposals are almost complete and the Masterplan will be prepared once the road layout is finalised. Fingal County Council and Dublin City Council are in regular contact in regard to these matters.

Q44. COUNCILLOR ANNE CARTER

Will the Manager (a) ensure that the request of residents at Newbrook Avenue, Donaghmede, Dublin 13 for traffic calming measures will be examined urgently by the TAG and (b) that the Manager will report on his liaison with St. Berach's Place residents in relation to traffic calming measures given the recent report of serious traffic accidents to children at the entrance to that estate.

CITY MANAGER'S REPLY:

(a) A speed survey carried out on Newbrook Avenue in May 2005 yielded an 85th Percentile speed of 45Km/hr, which does not meet the speed criteria for the warrant of ramps.

However, given that 2 years have passed, I will refer the request to re-examine the requirement for traffic calming on Newbrook Avenue to the Traffic Advisory Group, TAG, for investigation and a report will be forwarded to the Councillor upon completion.

(b) Representation was made by a local representative to investigate the possibility of installing a traffic calming measure at the entrance to St. Berach's Place as a result of recent accident reports. Due to the exceptional circumstances of the situation and the short sight lines, the Area Office in conjunction with the Traffic Department decided to install a speed ramp at the entrance to the estate. It is intended to install this ramp within the next 6 weeks.

Q45. COUNCILLOR ANNE CARTER

In view of the recent reports on the changes to the affordable housing proposal for Laragh Close, The Donaghies, Dublin 13 derelict open space, will the Manager make a statement on the matter and set out the new plans for this location.

CITY MANAGER'S REPLY:

Dublin City Council intends to develop an infill site in Laragh Close for affordable housing. It was envisaged in the original outline design proposal that this site could accommodate 12 affordable houses. However, subsequent site investigations has revealed that not all of the intended site could be developed and this necessitated the need to reduce the number of affordable houses to 10.

It is intended that construction will begin in late August 2007.

Q46. COUNCILLOR ANNE CARTER

Will the Manager ensure that the scorched patch of amenity open space (damaged in the Hallow'een fires) at Léin Park and bounding Harmonstown Road be urgently reseeded and restored.

CITY MANAGER'S REPLY:

As a policy, the Parks & Landscape Services Division does not reseed areas that have been damaged by bonfires where the fire occurs year after year.

Q47. COUNCILLOR DESSIE ELLIS

To ask the City Manager to arrange for the repainting of yellow box at junction of, **(details supplied)**, in front of, **(details supplied)**.

CITY MANAGER'S REPLY:

A Traffic Inspector will arrange for the remarking of the yellow box at the junction of, **(details supplied)**, as necessary.

Q48. COUNCILLOR DESSIE ELLIS

To ask the City Manager to arrange for the resident in, **(details supplied)**, to be informed and clearly shown where her boundary is to the side of house and as to whether a tall tree could be removed. This woman is a Senior Citizen and living alone.

CITY MANAGER'S REPLY:

The tree will be inspected to assess whether removal is a necessary requirement on grounds of safety.

The boundary of this property should be clearly shown on the deeds of the private property. An official will call to the resident within the next two weeks to clarify the boundary.

Q49. COUNCILLOR DESSIE ELLIS

To ask the City Manager to arrange for the proper reinstatement of pothole facing, **(details supplied)**, as this has been an ongoing problem.

CITY MANAGER'S REPLY:

This pothole will be made safe immediately, and permanently repaired within the next 6-8 weeks

Q50. COUNCILLOR DESSIE ELLIS

To ask the City Manager to arrange for the removal of tree stump outside, **(details supplied)**, as it is very dangerous.

CITY MANAGER'S REPLY:

The tree stump will be removed within the next couple of weeks.

Q51. COUNCILLOR RAY CORCORAN

To ask the City Manager to arrange for a pothole on road outside, **(details supplied)**, to be properly repaired and reinstated.

CITY MANAGER'S REPLY:

This will be permanently repaired within the next 8-10 weeks.

Q52. COUNCILLOR RAY CORCORAN

To ask the City Manager to as to why there are no main gates fitted at entrance into, **(details supplied)**, and also as to why no security gates where fitted at number 1 to 20.

CITY MANAGER'S REPLY:

Main gates will not be fitted as access must be maintained on health and safety grounds e.g. fire brigade, ambulance service.

This courtyard was not gated at the request of the residents last year when other courtyards were being gated. Recently residents indicated that they now wish to have the courtyard gated. The contractor has been instructed to carry out the works.

Q53. COUNCILLOR RAY CORCORAN

To ask the City Manager to arrange for a loose sink in bathroom of, (**details supplied**), to be repaired and also check if emersion is working.

CITY MANAGER'S REPLY:

The wash hand basin has already been repaired. The emersion will be checked and any repairs required carried out within the next two weeks.

Q54. COUNCILLOR RAY CORCORAN

To ask the City Manager to arrange for lights to be sorted out facing, (**details supplied**), as all others around them are working.

CITY MANAGER'S REPLY:

The following reply has been received by Ballymun Regeneration Limited.

“SIAC installed a new public lighting system in this estate, as part of the renewal of underground services in the estate. At present a number of lights in both the old system and the new system are not working. Some of the columns are not working due to vandalism and others due to faulty connection. Some of the newly installed columns have never been connected.

Ballymun Regeneration Limited carried out a night-time survey of public lighting in early February, which was forwarded to the contract administrator who has instructed SIAC to repair damaged lights and commission lights that have never been operational. SIAC are currently co-ordinating matters with ESB and Sabre Electric (the public lighting sub-contractor) and the works will be carried out in the next 4 to 6 weeks. The old public lighting system will be removed as part of the commissioning of the new system. “

Q55. COUNCILLOR KEVIN HUMPHREYS

To ask the Manager for the length of time to be extended for pedestrians to cross at the junction of Erne St and Pearse Street.

CITY MANAGER'S REPLY:

Timings at the above junction have been examined and found to be operating correctly.

It is worth mentioning that the green pedestrian aspect time is fixed at 6 seconds and is an invitation for pedestrians to start to cross the road. The amber pedestrian aspect varies with the width of the road allowing a second for each 1.2 metre of road width the pedestrian crosses; this is set to 15 seconds at the above junction giving the pedestrian a total of 21 seconds to complete their crossing. The amber aspect indicates that pedestrians can complete their crossing manoeuvre safely but should not start to cross.

We do not anticipate making further changes to this junction at this point in time.

Q56. COUNCILLOR KEVIN HUMPHREYS

To ask the Manager for a Dog Fouling sign to be erected in Longwood Avenue and surrounding streets.

CITY MANAGER'S REPLY:

The Anti-Litter Officer has arranged for anti-dog fouling signs to be erected in the following locations:

Longwood Avenue x 4
Windsor Terrace x 4
Bloomfield Avenue x 4
Victoria Street x 4
South Circular Road x 12

It is anticipated that the signs will be in place in the next 6 weeks

Q57. COUNCILLOR KEVIN HUMPHREYS

To ask the Manager that the pedestrian lights be erected on Rathmines Bridge on the Portobello Side and the Lower Rathmines side. This lack of facility for pedestrians at a very busy junction means that walking to school or City Centre is unpleasant and dangerous.

CITY MANAGER'S REPLY:

This has been referred to the Traffic Advisory Group and the Councillor will be contacted when a response is available.

Q58. COUNCILLOR BRONWEN MAHER

To ask the Manager to outline the decision making process regarding the introducing of the current HGV Cordon, to explain the role of Councillors and Officials in reaching the decision, and in particular to respond to media reports that the City Manager has the power to reverse the decision made by Dublin City Councils and lift the cordon and allow southern access to the port along the Seán Moore Road and Strand Road if he feels the ban is adversely affecting traffic.

CITY MANAGER'S REPLY:

The implementation of a HGV management strategy following the opening of the Dublin Port Tunnel was one of the recommendations of the DTI final report. This recommendation was incorporated into the Dublin City Development Plan 2005.

The details of the plan were the subject of extensive public consultation involving discussions between officials and the main parties. The cordon was discussed at the Traffic and Transport SPC and input from Members lead to modification of the cordon. It was the subject of a special meeting of the full City Council. The Members expressed an overwhelming wish to have a full closed cordon around the City Centre with no surface access to the Port during operational hours as was originally recommended by the officials.

The actual mechanism for implementation of the strategy is set out in regulations made under the Road Traffic Act, 1994. The necessary signs are regulatory signs and the provision of such signs is an executive function. There are no current proposals to amend the cordon.

Q59. COUNCILLOR BRONWEN MAHER

To ask the Manager to report on any discussions between Dublin City Council and Clontarf Golf Club on the possible sale of the Golf Club lands, and to outline any proposal put forward by the Golf Club for the sale and any plans

Dublin City Council may have regarding this land. Can the Manager explain if the lease could be transferred or sold by the current holders, and what conditions are attached to this lease and how the conditions could be altered.

CITY MANAGER'S REPLY:

No discussions have been held with Dublin City Council and Clontarf Golf Club on the possible sale of the Golf Club lands.

The land in question is leased to the Trustees of Clontarf Golf Club by way of Indenture of Lease dated 12th February 1998 for a period of 99yrs from 25th March 1991.

Among other covenants in the lease, the current Lessee's may only assign or sublet or part with possession of any or all of the property with the prior consent in writing of Dublin City Council.

A further covenant in the lease prohibits any alterations ... "further than as may be necessary for the laying out and maintaining the same as a proper playing golf course".

Q60. COUNCILLOR BRONWEN MAHER

To ask the Manager why the City Council are cutting down perfectly healthy trees on, **(details supplied)**, if the trees are interfering with overhead electric cables why cant they be topped rather than cut to the ground.

CITY MANAGER'S REPLY:

The pruning works at this location were not carried out as part of the annual Parks & Landscape Services pruning programme. Following requests from the E.S.B. regarding service line clearance in the Beaumont area, permission was granted for line clearance pruning works on safety grounds represented to us. However, ongoing problems had been encountered during inspections of the works. The Parks & Landscape Services Division has indicated the specific inappropriate pruning operations to this contractor on site and are awaiting a written response.

The five trees that were removed were done at our request as their shape was destroyed and they were also beneath street lights.

Replacement planting where appropriate will be carried out shortly.

Q61. COUNCILLOR BRONWEN MAHER

To ask the Manager for a list of individuals, organisations, sports clubs, who were interviewed by Murray & Associates consultants in preparation of the Draft Development Plan for St. Anne's Park. Also what was the fee paid to the Consultants for their report.

CITY MANAGER'S REPLY:

The following groups were consulted during the preparation of the Draft Management Plan for St. Anne's Park.

1. Dublin City Council, Parks and Landscaping Services Division.

2. Stake Holders and Interest Groups:

Irish Landscape Institute Royal Institute of Architects of Ireland

Duchas Heritage Service for Ireland
The Tree Council of Ireland
Local Residents Committees
Raheny Business Association
CARA Community Centre Committee
Clontarf Horticultural Society
Raheny Heritage Society
Raheny Tidy Village Group

3. Survey

Park users / visitors, over two days, total 100no.

4. St. Anne's Residents Committee.

5. Sports Clubs:

Raheny GAA
St Josephs/O'Connell Boys
Clontarf Celtic FC
Bocca Seniors
Nomadic Wanderers
Grace Park Athletic
Iona FC
Bacchus FC
Frankfort FC
Mid Sutton FC Seniors
Conwell Rovers
Beaumont Athletic FC
FC Ailesbury Seniors
Club Everton Atha Cliath
St Vincents Camogie SNR
Sporting DC
Red Star FC
St Gabriels FC
Kinsealy FC
St Anne's Celtic
Raheny united
Clontarf Athletic
St Vincents Hospital FC
Mid Sutton Schoolboys FC
Raheny Tennis Club

6. The staff of St. Anne's Park

The total fee paid for the management plan was €75,000. The preparation of the plan took approximately 12 months and involved 2 stages. Stage one involved field studies, data collection and analysis while stage 2 set objectives for the future management and development of the Park.

Q62. COUNCILLOR LIAM KELLY

That the Manager enter into discussions with the owners of the industrial estate, **(details supplied)**, to agree measures which would protect the property of householders in the area.

CITY MANAGER'S REPLY:

Contact will be made with the owners of the industrial estate in the coming weeks to discuss solutions to local difficulties.

Q63. COUNCILLOR LIAM KELLY

Will the Manager arrange to have the public lighting on St. Margaret's Road in the vicinity of Hampton Wood/Mayeston and Jamestown Road connected as this road is extremely dangerous at present.

CITY MANAGER'S REPLY:

This lighting is being installed by Dwyer Nolan Ltd as part of the Hampton housing development. Dublin City Council Public Lighting Services are awaiting the receipt of the ETCI electrical completion certificates from the developer. Upon receipt of these completion certificates DCC will be in a position to apply for the ESB connection. It is a requirement of the ESB that these certificates be forwarded with the connection application before the electrical supply will be connected.

Q64. COUNCILLOR LIAM KELLY

Will the Manager state when work on the Jamestown Road will be completed and when will the road be open for use.

CITY MANAGER'S REPLY:

Improvement works to Jamestown Road will be completed and the road opened to traffic from 12th March 2007.

Q65. COUNCILLOR LIAM KELLY

Will Manager arrange for urgent repairs to the kerb in front of, (**details supplied**), the tree has raised the path to dangerous level.

CITY MANAGER'S REPLY:

Damage to the footpath is being caused by tree roots. Roads Maintenance will meet with Parks Department to agree on and arrange works required.

Q66. COUNCILLOR PASCHAL DONOHOE

Can the Manager provide an update on plans to install a new footpath system in Martin Savage Park. When will this be in operation.

CITY MANAGER'S REPLY:

Subject to our meeting with the Clubs involved, the proposed footpath from Glendu to Martin Savage Estate was in conflict with the existing pitch layout. A new proposal will be put forward that will allow for the provision of a footpath network system throughout the park, landscaping and planting.

The new pitch layout will require major drainage works to be put in place as the existing pitches are in poor condition due to water logging. It is proposed to submit a detailed drawing of the new proposal to the April meeting of the Central Area Committee.

Q67. COUNCILLOR PASCHAL DONOHOE

Can the Manager provide an update on whether there are any plans to upgrade Longford Bridge and that the Garda be contacted to ensure the 3 tonne limit is better enforced.

CITY MANAGER'S REPLY:

There are currently no plans to upgrade Longford Bridge. This office will contact an Garda Síochána in connection with enforcement of the 3 Tonne Limit.

Q68. COUNCILLOR PASCHAL DONOHOE

What steps are Dublin City Council taking to ensure that grass cuttings are removed by contractors as the summer cutting period starts.

CITY MANAGER'S REPLY:

It is not possible for the Dublin City Council Parks Department to collect grass cuttings except from golf greens or fine lawns. With approximately 800 hectares to maintain it would not be desirable or necessary to collect and dispose of grass cuttings. The maintenance contract for grass margins is structured so that grass is mowed to a regime that should not necessitate grass collections. Regular mowing of grass margins to the standard specified in our contract should obviate the need for grass collection.

There will be stages in grass growth typically from April –May each year when it is difficult to meet the standards required and in these circumstances contractors are required to collect surplus grass.

Q69. COUNCILLOR AODHÁN Ó'RIORDÁIN

To ask the Manager as to the plans for the installation of cycle lanes for O'Connell Street which currently is the subject of a review by the Traffic Advisory Group.

CITY MANAGER'S REPLY:

This matter is currently being examined by the Traffic Advisory Group and a report will be prepared for the March 2007 Central Area Committee following discussion with the Cycle Forum.

Q70. COUNCILLOR AODHÁN Ó'RIORDÁIN

To ask the Manager for a detailed timetable for the rollout of Saturday openings for all Dublin City Council libraries with specific reference to Charleville Mall library, provision for which was made in the 2007 City Council estimates passed in November 2006

CITY MANAGER'S REPLY:

Saturday opening for Charleville Mall and Drumcondra libraries will commence on Saturday 24th March 2007.

Friday opening for Marino and Phibsboro libraries will commence on Friday 23rd March 2007.

The provision of Saturday opening for Kevin Street library and Friday opening for Ringsend and Inchicore libraries will commence after Easter, firm dates will be advised to April Council meeting.

Following roll out of this schedule for 7 named branches; all Dublin City Public libraries will provide 6-day service.

14 branch libraries currently provide 6-day service.

Q71. COUNCILLOR AODHÁN Ó'RIORDÁIN

To ask the Manager to give an update as to the provision of CCTV cameras on Charleville Mall in relation to the Royal Canal and ongoing anti-social behaviour at that location. Can the Manager commit to an upgrade of existing cameras and a possible realignment to improve their scope.

CITY MANAGER'S REPLY:

The CCTV camera provided at this location is part of the DCC Traffic Department CCTV network and is in place at a location that allows monitoring of the area at Charleville Mall adjacent to the library, school and the towpath beside the canal, as such it is not deemed necessary to upgrade or relocate this camera. This camera as part of the CCTV network has a live feed to DCC offices at Sean Mac Dermott Street and Civic Offices and also Harcourt Square Garda Station. The Central Area is currently pursuing a recording system for the cameras in this area so that archive footage may be obtained from the cameras.

Q72. COUNCILLOR AODHÁN Ó'RIORDÁIN

To ask the Manager to account for the number of families living in one bedroom council accommodation in the electoral ward of the North Inner City. A report was promised to this councillor last year and as of yet has not arrived.

CITY MANAGER'S REPLY:

We will examine the information requested by the Councillor within the next two/three weeks and forward the details directly to him.

Q73. LORD MAYOR, COUNCILLOR VINCENT JACKSON

To ask the City Manager that Dublin City Council ensure that the Blackditch Drive Road, Ballyfermot, Dublin 10 is re-opened without delay so as to ensure that the residents can once again move about in a safe manner, it is vital for the viability of some shop units on Claddagh Green that this road-way is re-opened without delay as they are experiencing severe trading difficulties with severe loss of business.

CITY MANAGER'S REPLY:

The roadway at Blackditch Drive has been closed for approximately 6 months. The temporary closure was approved following an application by the contractor who is constructing houses for the City Council. It was argued by the firm that the building site is narrow and tight and as a result the closure was necessary on health and safety grounds. While the road has been closed, pedestrian access has been maintained at all times.

Subsequent to the road closure, shopkeepers from Claddagh Green met with the Ballyfermot Area Office. At that meeting the shopkeepers indicated that the closure was having a very detrimental effect on their businesses. In order to ease the situation the City Council agreed to erect signs to direct motorists over the alternative route to the shops. The signs were erected as agreed.

An application has been received from the contractor for an extension of the closure from 5th March to 5th September, 2007. This was advertised in the press and interested parties had until 12.00 noon on 2nd March to lodge any objection to the City Council. The Area Office advised the shopkeepers of the application and the latest date for lodging of objections.

The main criterion for reopening a roadway is the health and safety of users of the roadway. Blackditch Drive can only be reopened when it is **safe** to do so. It would be completely unacceptable to bring traffic and pedestrians through the middle of a building site and possibly risk death and serious injury.

The application from the contractor is now being processed.

Q74. LORD MAYOR, COUNCILLOR VINCENT JACKSON

To ask the City Manager that Dublin City Council take into consideration serious issues relating to the proper sequences of Traffic Lights etc currently highlighted by the enclosed correspondence from, **(details supplied)**.

CITY MANAGER'S REPLY:

The provision of a right turn filter light at the junction of St Laurence Road and Lucan Road / Chapelizod Road is not recommended for the following reasons:

1. The traffic signals at this junction have been optimised to provide as equitable a situation as possible to all traffic whilst allowing buses on the Lucan QBC the maximum available priority. A yield sign cannot be installed where traffic lights are operating the junction.
2. The whole junction is at present over-saturated at peak time. The provision of a right turn filter light from St Laurence Road would further increase delays at the junction and would impact adversely on the operation of the QBC and the flow of traffic along the whole length of the main Lucan / Chapelizod Road;
3. There is insufficient road space available on St Laurence Road to provide a dedicated right turning lane at the junction. A reduction of footpath width would result in the footpath being below minimum standards.

Q75. LORD MAYOR, COUNCILLOR VINCENT JACKSON

To ask the City Manager to please write to the Dept of Education in relation to the proper funding required to operate the innovative services which were promised for St Ultans School, Cherry Orchard Area, Ballyfermot, Dublin 10. This beautiful new school was promised a whole host of additional services to help create a culture of learning & education I regret to say that whilst the capital cost was provided for this beautiful building no proper operating costs to date have being forthcoming It is essential for the regeneration of Cherry Orchard that this facility be properly funded.

CITY MANAGER'S REPLY:

The importance of St. Ultan's School to Cherry Orchard is recognised by the City Council. Practical assistance has been given to the school by the Council. In order to qualify for additional resources and supports from the Department of Education and Science, the school is seeking DEIS (Delivering Equality of Opportunity in Schools) status. Ballyfermot RAPID which is co-chaired by the City Council has written to the Department urging that St. Ultan's be given this status without delay. It is understood from recent correspondence from the Department that the school's application is being processed.

The City Council will write to the Department in support of the school. The Cherry Orchard Regeneration Forum will be asked to do likewise.

Q76. LORD MAYOR, COUNCILLOR VINCENT JACKSON

To ask the City Manager to initiative a policy in relation to the cutting down of trees within the City of Dublin. That The Parks Dept seek permission from all interested parties on the viability of trees to be cut down prior to felling example, recently City of Dublin V.E.C. College at Ballyfermot Road B.C.F.E. Cut down a beautiful tree due to a broken pipe underneath same many teachers & residents felt the tree could have being saved. I am asking that all interested parties who wish to cut down trees would have to seek permission from our Parks Dept to ensure that only in extreme circumstances would we lose a tree.

CITY MANAGER'S REPLY:

The 1946 Forestry Act requires that a felling licence must be obtained before any tree felling takes place, however the Act does not relate to trees in Urban areas such as Dublin City or to any tree within 100 feet of a dwelling or building. Unless the tree is question is subject to a planning condition there is little therefore we can do to prevent unforeseen tree removal. Tree preservation orders can be made for valuable trees, which are of significant amenity value but could not (in my view) be used as a practical method of protecting city trees, which may or may not be under threat.

I have no knowledge of the incident described by the Lord Mayor Cllr. Vincent Jackson. Trees have been known to disrupt essential services and the solution sometimes necessitates tree removal.

Q77. COUNCILLOR CHRIS ANDREWS

Will the City Manager have the shore/gully close to 40 Home Villas, Donnybrook repaired and have the pothole in front of 69 Home Villas, Donnybrook repaired also.

CITY MANAGER'S REPLY:

The gully at this location has been repaired by the Drainage Division.

Permanent repairs to the pothole at 69 Home Villas will be carried out within the next 12 weeks. In the meantime a temporary repair will be carried out.

Q78. COUNCILLOR CHRIS ANDREWS

Will the City Manager place a bollard on the footpath at the gable end of 1 Pembroke Cottages as there is a bend at this point and it would stop trucks mounting the footpath at this point.

CITY MANAGER'S REPLY:

The suitability of installing bollards at this location will be examined by the Area Traffic Engineer and the Councillor will be contacted directly.

Q79. COUNCILLOR CHRIS ANDREWS

Will the City Manager arrange to have the pedestrian sequence on the traffic lights on Gilford Road at the Veterinary surgeons extended to longer than the existing 5 seconds as this is not enough time to allow older people to cross.

CITY MANAGER'S REPLY:

We have examined the pedestrian lights in question and the times are set up correctly and in line with safety requirements. However, due to the location of the pedestrian crossing, we will arrange to have the green man time increased to facilitate pedestrians in the area.

Q80. COUNCILLOR CHRIS ANDREWS

Will the City Manager have a lay-by cut into the large footpath at 18A Adelaide Road in order to facilitate functions like funerals and weddings and also parents dropping children to the crèche, run by the Adelaide Road Presbyterian Church?

Parking is extremely difficult for users of the Church on these special occasions

CITY MANAGER'S REPLY:

This has been referred to the Traffic Advisory Group and the Councillor will be contacted when a response is available.

Q81. COUNCILLOR SEAN KENNY

To ask the Manager to state what area of the Blackbanks escarpment, and adjoining wooded areas, facing Bull Island at James Larkin Road are under the responsibility and management of Dublin City Council; will the Manager also make a statement on the removal of the escarpment ridge and trees at the rear of The Court apartment development at Bettyglen in violation of condition 11 of planning permission 2640/90 which unauthorized action has rendered that area of the escarpment unstable and prone to sliding downward towards the James Larkin Road.

CITY MANAGER'S REPLY:

The wooded areas and the embankment facing the James Larkin Road are under the charge of the Parks & Landscape Services Division. This Division has learned that Fora Property Management Ltd. is the management company for The Court and that they hired the company who cleared the embankment. Condition 11 and 19 attached to planning register reference 2640/90 both relate to the embankment. Condition 11 relates to maintaining the level of the embankment and that all sound trees are to be maintained. Condition 19 relates to dedicating to the Council the wooded area of land and the entire embankment along the James Larkin Road.

It appears that cracks have recently appeared at the top of a section of the embankment and this has been caused by the removal of vegetation from the embankment. The Parks and Landscape Division is in the process of replanting this bank with plants with a fibrous root system. This will help to improve soil stabilisation in the area.

The Planning Enforcement Department has written to the Management Company with regard to this matter.

Q82. COUNCILLOR CHARLIE ARDAGH

To ask the Manager to examine the feasibility of increasing the number of green bin collections from one to two per month, and to give a report thereon.

CITY MANAGER'S REPLY:

Dublin City Council is committed to supporting householders in recycling waste, and we are currently reviewing the frequency of the green bin collection with a view to extending the service to include plastic material. It is hoped to have a purpose built plastic sorting facility in place within the next 18 months to facilitate this collection.

Q83. COUNCILLOR CHARLIE ARDAGH

To ask the Manager to inform us, in relation to the plot of land, **(details supplied)**, what is the status of the land, who owns the land, has it be taken in charge, and are there any developments known or being suggest to the Council.

CITY MANAGER'S REPLY:

The plot of land in front of the houses on, **(details supplied)**, is not in the charge of Dublin City Council. A number of meetings took place with the, **(details supplied)**, Residents Association last year. The Secretary of the Residents Association confirmed to this office in May 2006 that the residents of, (details supplied), are the owners of this plot of land. I am not aware that there are any development proposals for this land.

Q84. COUNCILLOR CHARLIE ARDAGH

To ask the Manager for an updated report on when the dilapidated hoarding on Donore Avenue near Cork Street, will be taken down and removed.

CITY MANAGER'S REPLY:

At a meeting in December 2006 between officials of Dublin City Council and the HSE it was agreed that the HSE would prepare a structural engineering report and a conservation report on the condition of the wall at Bru Caoimhin and submit a proposal to the City Council in relation to the wall. The structural engineering report and the conservation report have just been completed. A further meeting will be arranged with the HSE to agree a proposal to ensure that the wall is safe and that the hoarding can be removed.

Q85. COUNCILLOR KILLIAN FORDE

On the 22nd February at 11am I counted 34 cars parked illegally on both sides of Harmonstown Road, between house numbers 87 and 135. On these at least 17 were cars for sale from Harmonstown Motors. According to residents on the street this is a routine occurrence. Can the manager supply the number of cars that have been clamped by Dublin City Council or its contractors at this part of the Harmonstown Road over the past 12 months? In addition can the manager indicate whether there has been any representation from any Politicians or the Garda to overlook the issues of illegal parking at this area? Can the manager clarify if it legal to advertise goods for sale on public streets, such as cars, without a licence.

CITY MANAGER'S REPLY:

Regular enforcement of the provisions of the Dublin City Council Parking Control Bye-Laws 2005 is undertaken by the Council's parking enforcement contractor throughout the city. In the course of the past twelve months (1st February 2006 to 31st January 2007) one vehicle which had been parked on Harmonstown Road was relocated and clamped.

Neither the City Council nor the Council's parking enforcement contractor has received any representation with regard to vehicles being parked at this location.

The erection, placing or retention of a sign or any caravan, vehicle or other structure or thing (whether on wheels or not) used for the purposes of advertising, the sale of goods, the provision of services or other similar

purpose on a public road is an offence in accordance with Section 71 of the Roads Act 1993.

The Council's parking enforcement contractor has been requested to monitor this particular location and to take any necessary enforcement action with a view to ensuring full compliance with the parking regulations.

A report on Harmonstown Motors is being prepared by the Planning Department and will be circulated to the North Central Area Councillors as soon as possible.

Q86. COUNCILLOR KILLIAN FORDE

Can the Manager send a letter to Fingal County Council asking them to carry out enforcement procedures against the illegal erection of containers at Unit 21a Baldoyle Industrial Estate, Baldoyle, Dublin 13. An Bord Pleanála made a decision on this in February, ref 28-2006, yet the containers remain in place.

CITY MANAGER'S REPLY:

A letter has been forwarded to Fingal County Council and a reply will issue directly to the Councillor.

Q87. COUNCILLOR KILLIAN FORDE

Can the Manager contact, **(details supplied)**, as the tenant has a number of concerns in relation to the condition of her house that she was granted a tenancy of. She feels that to date her concerns around dampness, blocked gutters and the garden have not been taken seriously.

CITY MANAGER'S REPLY:

The Area Maintenance Officer has inspected this dwelling, but there was no evidence of dampness present. The gutters will be cleared within the next week. The garden was cleared of glass left, subsequent to contractor works some time ago. A further clearing will be carried out by the area depot. However, the tenant must first make arrangements to remove old cars currently in the garden.

Q88. COUNCILLOR KILLIAN FORDE

Can the Manager arrange the pruning of low hanging branches at the green space between St Donaghs Road and Holywell in Donaghmede. This work was agreed to in writing in the autumn of 2006 but is still outstanding.

CITY MANAGER'S REPLY:

As previously reported this work is included in our programme of works and will be carried out before the end of the current pruning season, which will finish at the end of March.

Q89. COUNCILLOR MICK RAFFERTY

To ask the City Manager the reason the agreed children's play-area was not included in the redevelopment at Sheridan Court, Dublin 1 and what provision can now be made for a play area there.

CITY MANAGER'S REPLY:

Due to the large number of services and access covers in the courtyard, it was not possible to provide an adequate play area.

There is no suitable site available in the immediate vicinity to facilitate the provision of a play area.

Q90. COUNCILLOR MICK RAFFERTY

To ask the City Manager if he is considering the total demolition of Alfie Byrne House/Hill Street, Dublin 1 as an alternative to precinct improvement subject to the agreement of the tenants there.

CITY MANAGER'S REPLY:

Dublin City Council will consider all options available to it once the overall agreement of residents of the complex is received.

Q91. COUNCILLOR LUCINDA CREIGHTON

Can the Manager please investigate the removal of rubbish bins on Ranelagh Road, and make efforts to replace them. One was removed at end of September from the pavement outside Fr. Buchetto on Corner of Ashfield Rd., and one was recently removed from pavement on corner of Elmpark Ave. There are currently no bins on the street in Ranelagh South of the Triangle.

CITY MANAGER'S REPLY:

Waste Management Services have made arrangements to replace all the existing litterbins with new litterbins at the corner of Ashfield Road outside Fr. Bucchetto and at the corner of Elmpark Avenue. We also will examine the area in Ranelagh, South of the Triangle, with a view to providing some litterbins there. This work will be completed before the end of March 2007.

Q92. COUNCILLOR LUCINDA CREIGHTON

Will the Manager please review the state of rubbish and waste in the car park opposite church in Milltown.

CITY MANAGER'S REPLY:

The Parks Division has instigated a clean up of the open spaces adjoining the car park.

Waste Management services and Oxigen service the recycling banks at Milltown Car Park 3 times per week. Waste Management services also clean the Car Park 5 times per week and remove any litter, which may be in the Car Park.

Q93. COUNCILLOR LUCINDA CREIGHTON

Will the Manager review the work of the ESB and Bord Gas on Shrewsbury Park following a number of complaints about noise and waste pollution, and general irritation of the residents.

CITY MANAGER'S REPLY:

This matter is being investigated and the Councillor will be contacted when the investigation is complete.

Q94. COUNCILLOR LUCINDA CREIGHTON

Will the Manager please review the issue of anti-social behaviour in Ranelagh Gardens.

CITY MANAGER'S REPLY

The Parks Division has received no complaints in recent months from members of the public or local residents concerning anti-social activities in Ranelagh Gardens.

There have, on occasion, been incidents of alcohol consumption in the park and recently graffiti has been daubed on the temporary building hoarding adjoining the City Council's Housing Development Site at 6/6A Ranelagh Road.

The Park Warden Service will continue to visit the Park on a regular basis in order to deter drinking. The graffiti problem is temporary in nature, and will be painted over by the building contractor pending the erection of the housing site's permanent stub wall and railing.

Q95. COUNCILLOR BRENDAN CARR

To ask the Manager deal with the issues at, **(details supplied)**:

- a) to provide a recreation room,
- b) to widen the gates as the fire brigade has difficulty gaining access as the gates are too narrow,
- c) if he will consider providing electronic gates to ensure the security of the residents

CITY MANAGER'S REPLY:

- a) The provision of recreational facilities will be addressed in the context of the development Rowan Hamilton Phase 2. In the interim meetings can be facilitated in the Community Room in St. Finbar's Court and the Older Person's Liaison Officer can be contacted to make the necessary arrangements.
- b) This matter is being assessed for action if necessary.
- c) The Housing Maintenance Division has reported that based on experience to date the operation of electronic gates is not satisfactory and thus is not in favour of the provision of gates in City Council Housing complexes.

Q96. COUNCILLOR BRENDAN CARR

To ask the Manger to state if there are any proposals for the development of, **(details supplied)**, and what type of developments would be considered on these sites.

CITY MANAGER'S REPLY:

The, **(details supplied a)**, site is zoned as Z1 residential (general). At present, there are no live permissions or current applications pertaining to this site. A pre-application proposal was submitted to the Planning Authority and discussed with the perspective applicant's architect in December 2005. However, to date, this proposal, which was for the redevelopment of the site to provide apartments and a restaurant, has not proceeded to the application stage. Residential uses would be permissible and a restaurant would be open for consideration under the zoning.

The, **(details supplied b)**, site is zoned as Z10 inner suburban (mixed use).

This zoning envisages a mix of primarily residential, office and retail uses. Some demolition work has recently occurred on this site. This work was the subject of an enforcement enquiry: it was deemed to be exempted development. Redevelopment proposals for this site are anticipated but, to my knowledge, no pre-application consultations have occurred and no planning application has been received.

Q97. COUNCILLOR BRENDAN CARR

To ask the Manager to consider allowing right hand turn into, **(details supplied)**, at non peak hours as residents have to traverse 6 lights to access the road coming from the City and if he would survey, **(details supplied)**, to determine the level of interest in residential permit parking.

CITY MANAGER'S REPLY:

The right turn ban from, **(details supplied a)**, was introduced as part of the Ballymun QBC for safety reasons. It is not proposed that this ban be removed, even at off-peak times, unless changes to the road configuration are made.

Provision of pay and display / permit parking on, **(details supplied b)**, will be examined by the Traffic Advisory Group and a report will be prepared for a future Central Area Committee.

Q98. COUNCILLOR BRENDAN CARR

To ask the Manager to replace the trees which blew down in storm before Christmas at, **(details supplied)**, as soon as possible so they can grow and develop during the summer, and to protect the new plantings with wire mesh.

CITY MANAGER'S REPLY:

Replacement planting is scheduled as part of the 2006/2007 Tree Planting Programme. Protective tree guards will be put in place on new/replacement trees.

Replacement trees close to No.10, **(details supplied)**, will be other than Lime Trees.

Q99. COUNCILLOR EMER COSTELLO

To ask the Manager to state when the redevelopment of, **(details supplied)**, will take place and what the likely date for completion and if he will ensure that hole in the road at, **(details supplied)**, is repaired.

CITY MANAGER'S REPLY:

Circle Voluntary Housing Association prepared their final draft of the scheme to representatives from the Housing and Residential Services Department on the 1st March 2007. Circle Voluntary Housing Association now intend to make an application for planning permission. The likely date for completion of the scheme will not be known until the outcome of the planning application and the tendering process.

The road at St. Bricin's Park was inspected and no significant pothole was found. Some works to the road have been recently carried out and other areas that show signs of deterioration will be considered for inclusion when drawing up the 2008 works programme.

Q100. COUNCILLOR EMER COSTELLO

To ask the Manager to deal with the following issues at, **(details supplied)**:

- a) Repair the potholes on the road
- b) Repair the footpath
- c) Ensure that the entire area is swept
- d) Install public lighting
- e) Ask the management company of the apartments to either remove the letterboxes or reinstate them securely as they are a litter hazard
- f) To treat green bags dumped or left out in the area weeks before collection day in the same way as black bags and have them removed and to notify the residents of the time restrictions on putting out green and black bags
- g) If the mobile CCTV cameras have been installed at this area and if so what the outcome has been.

CITY MANAGER'S REPLY:

- a) Potholes on, **(details supplied a)**, will be repaired when a gang is next in the area.
- b) Sections of footpath on Phibsborough Avenue, Phibsborough and Norton's Avenue will be repaired when a gang is next in the area. As the footpaths on Castle Terrace is in reasonable condition, Roads Maintenance do not propose any works at this location.
- c) Waste Management Services will ensure that the Phibsborough Avenue, Phibsboro, Castle Avenue, Grove Mews and Norton's Avenue area is swept on a regular basis.
- d) The Public Lighting Section will investigate this matter and improve lighting if required.
- e) The Central Area Office will communicate this concern to the management company of these apartments. Litter Wardens will also investigate the dumping.
- f) Where the litter warden finds bags on the street containing dry recyclable materials on a non-collection day, he will remove and search the bags with a view to obtaining evidence. A survey is being carried out at present with a view to obtaining information on dry recyclable bags left out on a non-collection day and bags uncollected by the service provider.
- g) CCTV camera was installed in Phibsborough Avenue but no evidence was found that could lead to prosecution. It would be necessary to secure the registration number of a vehicle in order to have enough evidence to prosecute.

Q101. COUNCILLOR EMER COSTELLO

To ask the Manager to report on why waste is being stored in the open at the Grangegorman Depot as per the attached photograph despite previous assurances to the contrary, to give undertaking that this will not be repeated and to outline the timescale for when the Depot will be moving from Grangegorman.

CITY MANAGER'S REPLY:

The Grangegorman Depot was recently inspected by officers of the EPA who concluded that good work practices were in place in this busy working depot to minimise impacts to local residents and that the site demonstrated compliance with the Waste Management Acts and Regulations.

With regard to the practice of the temporary deposition of material onto the yard/ramp area, the Agency Inspectors noted in their report that the material is moved without undue delay into a closed compactor, and ultimately removed off the site daily for disposal. The Agency Inspectors noted that the yard area is generally well maintained and swept on a regular basis.

With regard to the relocation of the depot to Slaney Road, a consultant has been appointed by Waste Management Services to prepare tender drawings for the necessary alterations to the building. It is anticipated that the relocation will commence in late 2007.

Q102. COUNCILLOR EMER COSTELLO

To ask the Manager to provide markings (either road markings or a cat's eyes/lights) to denote the road indentations at, **(details supplied)**.

CITY MANAGER'S REPLY:

Approaching the junction with, **(details supplied)**, there is a taxi rank and a right turn lane, divided by a 5m build out.

Taxi rank signage clearly shows the start and the north end of the taxi rank and right turn lane road markings clearly indicate the right turn lane. Therefore, no changes are recommended to the layout.

Q103. COUNCILLOR CATHERINE BYRNE

Could the Manager have a survey carried out to allow more vehicles access the filter light at, **(details supplied)**.

CITY MANAGER'S REPLY:

An investigation will be carried out by the ITS Section of Roads and Traffic Department to the filter light at, **(details supplied)**, and a reply will issue directly to the Councillor.

Q104. COUNCILLOR CATHERINE BYRNE

Could the Manager have the yellow box finished at, **(details supplied)**.

CITY MANAGER'S REPLY:

The location will be examined and road markings finished as necessary.

Q105. COUNCILLOR CATHERINE BYRNE

Could the Manager give a report on who is in charge of cleaning, cutting of grass, and planting of trees at, **(details supplied)**.

CITY MANAGER'S REPLY:

This area is in the charge of Dublin City Council and is maintained by Parks and Landscape Services Division. There was some damage undertaken to the grassed area resulting from the erection and removal of the Christmas tree. This will be reinstated as soon as weather conditions allow.

Q106. COUNCILLOR CATHERINE BYRNE

Could the Manager have the footpaths repaired at, **(details supplied)**.

CITY MANAGER'S REPLY:

Arrangements will be made to carry out the repair to the footpath at, **(details supplied a)**, over the next 16 weeks.

There is a tree missing at, **(details supplied b)**. Parks and Landscape Services Division does not propose to replant a tree at this location on the grounds that the previous tree was growing under ESB cables and there are two trees in the near vicinity. It is therefore proposed to return the tree pit to the Roads Maintenance Division for reinstatement.

Q107. COUNCILLOR TERENCE FLANAGAN

Can the Manager please advise me as to whether there are any plans for, **(details supplied)**.

CITY MANAGER'S REPLY:

Plans to make improvements to this area are being made in conjunction with businesses and retailers. Some minor works have been completed and we will continue to do whatever is required regarding incremental improvements until a full plan can be formulated.

Q108. COUNCILLOR TERENCE FLANAGAN

Can the Manager please advise me of Dublin City Councils Waste Management policy regarding the payment of bin charge arrears.

CITY MANAGER'S REPLY:

Householders who have accumulated arrears are advised to contact the Customer Services Centre in the Civic Offices (tel: 01-2221000) with a view to making an arrangement to clear off those arrears. A reasonable approach is being adopted with such householders and they can enter into payment arrangements with the City Council that suit their individual circumstances.

Q109. COUNCILLOR TERENCE FLANAGAN

Can the Manager please advise me of the Councils plans to build on, **(details supplied)**.

CITY MANAGER'S REPLY:

It is intended to erect 5 x 2 bedroom dwellings and a scouts den on the site of, **(details supplied)**.

Following circulation of the detailed drawings of the proposed redevelopment of, **(details supplied)**, to all relevant departments for their observation and comments, it is expected that Part 8 planning will be submitted within the next two weeks. The preparation of the tender documentation will proceed during the Part 8 process in order to avoid any unnecessary delay. It is anticipated that construction on the site would commence in September 07

Q110. COUNCILLOR TERENCE FLANAGAN

To ask the Manager can the footpaths and trees be pruned back outside, **(details supplied)**.

CITY MANAGER'S REPLY:

Following an inspection of this area, the Parks & Landscape Services Division does not consider pruning necessary at the above locations.

Road Maintenance carried out repairs to the footpath outside Nos. 57, 45 and 47, **(details supplied)**, in January this year. Repairs outside No. 52 will be carried out this week.

Q111. COUNCILLOR DEIRDRE HENEY

Can the Manager please refer to, **(details supplied)**, and say:

- (1) if he can arrange to have the graffiti removed from all the buildings as soon as possible,
- (2) if he provide contact details for my constituents to report complaints of graffiti in the future,
- (3) give details of annual budget/funding for the removal of graffiti in the city and give breakdown for Dublin North Central.

CITY MANAGER'S REPLY:

(1) Contact has been made with, **(details supplied)**, and a meeting will be arranged to inspect the areas at, **(details supplied)**, with a view to removing the graffiti at these locations.

(2) Graffiti complaints can be forwarded to the North Central Area Office, telephone number 8166710.

(3) As the Councillor will be aware from a presentation on this subject at a recent area meeting, significant resources are being provided to the Central Unit in the Waste Management Services Division of the Engineering Department, which deals with graffiti removal.

In addition this area has been to the forefront of availing of the pilot project sponsored by the Departments of Justice, Equality and Law Reform, Environment, Heritage and Local Government and Community, Rural and Gaeltacht Affairs and up to the 31st December a total of 109 sites were tackled under this scheme which is funded by the Department of Justice, Equality and Law Reform. Full details of this scheme were outlined in reply to your motion of the 16th October.

The Department is providing a further €3 million in 2007 to allow for a continuation of this scheme to allow it to continue to tackle this problem, which it recognises as a scourge and a particular concern to urban communities. While initially targeted at the RAPID areas the scheme is being steadily extended to all parts of the North Central Area. Reports of instances of graffiti are coordinated in the Area Office and passed to the Department of Justice following inspection and recommendations on treatment. The Department appoints Contractors from its panel and the response times to date have been satisfactory. Following a number of inspections, over 50 further sites have been identified and have been referred to the Department.

The budget for 2007, for the Graffiti Removal Section of the Waste Management Division is € 288,750. This money will be relatively evenly spent between the five areas. Also available are the resources allocated by the Department of Justice programme, which is to continue this year.

We will continue to supply painting materials to residents associations, who request this in writing, to promote people maintaining their own areas. There is a proposal put forward to the Environmental SPC, to allocate areas for graffiti artists, to help reduce the incidence of graffiti vandalism and we await a reply from the Dept. of Justice, for funding towards graffiti removal kits. These kits will be specifically targeting business premises. However, some can be made available for residents associations also.

Q112. COUNCILLOR DEIRDRE HENEY

Can the Manager please refer un-emptied/over-flowing grey wheelie bins (5 or 6 in total) at, **(details supplied)**, which have not been emptied for over 6 months and are attracting rodents and say:

- (1) if he can arrange to have the offending bins emptied as soon as possible,
- (2) how many times have Dublin Council had to remove over-flowing beings from, **(details supplied)**, to date,
- (3) if he can provide me with details of the name and address of the owner of the property involved,
- (4) what enforcement has been carried out against the owner to date from an environmental health point of view,
- (5) what other action can be taken to prevent the recurrence of the current practice of leaving un-emptied wheelie bins in the front garden of, **(details supplied)**.

CITY MANAGER'S REPLY:

The Litter Warden has inspected, **(details supplied)**, on numerous occasions over the past 6 months.

1. Only one of the bins at, **(details supplied)**, has been registered by the owner of this address. However, this bin is never presented for collection on bin day. Therefore Dublin City Council cannot collect this bin or any unregistered bins. When inspected on the 1st March 2007, all bins were emptied and the place was cleaned.
2. Dublin City Council has not removed bins from, **(details supplied)**, as they are on private property and are not registered with Dublin City Council. The Litter Warden tried to make contact with the owner of the property on a number of occasions but was unsuccessful.
3. Details of the name and address of the owner of the property is available on request from the Anti-Litter Officer.
4. Environmental Health Officer visited this address on the 27th of February 2007. There were 5 Dublin City Council wheelie bins overflowing and some refuse sacks surrounding these bins. As the accumulation did not constitute a public health nuisance the environmental health section can take no action. However, as reported in number 1 above, an inspection carried out on the 1st March found the site to be clear.
5. Two Section 9's and 4 fixed penalties have been issued to this address under the Litter Act. This residence will be monitored on an ongoing basis by the Litter Warden.

Q113. COUNCILLOR DEIRDRE HENEY

To ask the Manager to refer to sewerage problem at dwelling, **(details supplied)**, where the lack of a 'broadstrap' having ever been fitted has led to continuous rodent infestation in the house and can he say:

1. what the City Council can/will do to rectify this serious problem,
2. will the City Council undertake to install the necessary broadstrap so as to prevent the continued presence of rodents in the immediate area and inside the house,
3. what advice can he give the householder and what measures/options are open to the him to resolve the problem,

4. if he will give me a detailed report on any investigations carried out to date on this issue and recommendations made,
5. say what duty of care the City Council are under in this instance where there is a serious health hazard both to the house owners, their very young children and the general public,
6. what action has the City Council taken in previous instances where there was no 'broadstrap' in place in any similar situation such at this one.

CITY MANAGER'S REPLY:

Drainage Maintenance investigated this matter and found it to be a private drain concern. It is suspected that a previous owner of the property altered the private drainage system on the premises due to extension works on the property and connected to the public system without putting in a "Broads Trap" which prevents the ingress of vermin. The resident concerned is aware of the problem and what is required to remedy same.

Q114. COUNCILLOR MARY FITZPATRICK

Will the Manager please advise how often and when has the dog warden patrolled, **(details supplied)**, in the last year? Will he arrange to have the dog warden patrol the area. Will he arrange to have signs erected on, **(details supplied A)**, advising dog owners to clean-up after their dogs. (this was requested last year also but only a couple of signs were erected and have since been removed). Will the Manager please arrange to have, **(details supplied B)**, swept

CITY MANAGER'S REPLY:

(Details supplied), is close to the Dog Pound and is on the route taken by the Dog Wardens at least 4 - 5 times per week. The Dog Wardens have not seen or seized any unaccompanied dogs on, **(details supplied)**, in the last year. The only complaints from this area on record are from Dunard Estate and this area is visited at least once weekly.

Arrangements have been put in place to have anti-dog fouling signs erected again at, **(details supplied a)**, along the park from, **(details supplied b)**. Signs can only be erected on Dublin City Council property, such as a Public Lighting pole.

Q115. COUNCILLOR MARY FITZPATRICK

Can the manager please provide a copy of the commercial contract between, **(details supplied)**, including the following:

- Term/duration of agreement
- Estimated revenue to be generated from advertising element
- Estimate revenue to be generated from bicycle element
- Annual maintenance cost of bicycles
- Penalties for failure to meet the contract obligations
- Net environmental impact of advertising i.e. how many less billboards will there be in the city
- Rationale behind incorporating bicycle provision with advertising
- Is city council disposing of sites to private company or under what terms are they being made available
- Why a section 8 planning permission does not apply
- how many planning applications have been lodged in which part of the city
- how many objections have been made

- how will the impartiality of Dublin City Council’s planning department be uncompromised in the planning decision making process if DCC is to benefit from the contract?

CITY MANAGER’S REPLY:

The agreement provides that,

“Both parties agree to keep all business etc confidential..... not to be disclosed to a third party. The provisions of this clause shall not prevent either party from disclosing confidential information where it is required to do so by law etc..... it shall notify the other party of such disclosure and allow that party a reasonable opportunity to object to such disclosure.”

JC Decaux have been advised that a copy of the agreement has been requested and that save for commercially sensitive information contained therein I wish to release the agreement. I await their reply.

The Dublin City Council and JC Decaux agreement in relation to outdoor advertising and enhancement of the public realm is for a period of fifteen years. The value of the contract, which includes the provision, and maintenance of the Bike Rental Scheme, four Automated Public Conveniences, The Way Finding System (directional signage etc) for inner city, Heritage Trail and Civic Information System is a minimum of €84million.

The Bike Rental Scheme is not being introduced to generate revenue. The Traffic Strategic Policy Committee will most likely agree the nominal charge for rental and monies generated will most likely be invested in the scheme by way of provision of further bikes.

It is estimated that 1800sq metres of present 48 sheets (i.e. large size predominant in the city) will be removed.

The rationale with regard to incorporating bicycle provision with advertising was outlined in a report to Council and SPC in March 2006 (copy attached).

There is no disposal, which comes within the provision of Section 183. All sites are owned by and remain in the ownership of Dublin City Council.

Each of the individual sites requires Planning under Section 34 of the Planning and Development Act, which allows for full engagement of the public in the planning process.

136 applications (14 of which were declared invalid) were lodged between 21st December 2006 and 13th February 2007. They breakdown as follows:

Area	No. of applications lodged
Area 1 – South East	29 (2 invalid)
Area 2 – South Central	21 (4 invalid)
Area 3 – Central	54 (3 invalid)
Area 4 – North West	13 (3 invalid)
Area 5 – North Central	19 (2 invalid)

To date there have been 183 third party objections ranging from 1 to 7 on some files.

The integrity of the Planning Process is unquestionable in that each application has to be determined on its merits taking all issues including objections into account. The decision making process here is no different to occasions when the City Council consents to a disposal subject to Planning. The Planning Process also provides for third party Objections and Submissions and an appeal procedure.

There is a full section within the agreement dealing with termination of same due to non-performance of its duties by the contractor.

Q116. COUNCILLOR MARY FITZPATRICK

Will the Manager please arrange to have trees that were damaged in, **(details supplied)**, replace with different species trees and protected with wire mesh when planted.

CITY MANAGER'S REPLY:

Trees on the green at, **(details supplied a)**, were damaged as a result of bonfire damage as was the green itself. This Division will arrange to plant replacement trees in, **(details supplied)**, as part of the 2006/2007 Tree Planting Programme including protective tree guards placed where necessary.

Q117. COUNCILLOR MARY FITZPATRICK

Will the Manager please advise when, **(details supplied)**, were last inspected for health and safety. Will the Manager write to the landlords and request they improve the maintenance of their properties. Will the Manager take action to get the owners of house no 1, 38, 28, 34,41,43,45, 71 and 73 to maintain and protect the structures. Will the Manager please provide an update on number 40, **(details supplied)**.

CITY MANAGER'S REPLY:

Records indicate that previous inspections of the properties listed above range from 2006 back to 2002. An inspection programme is currently being put in place to inspect all rented lettings within each of the properties. These inspections will commence in March. Where necessary the appropriate action will be taken under the Housing (Standards or Rented Houses) Regulations 1993

Q118. COUNCILLOR EIBHLIN BYRNE

Will the Manager please provide an update on, **(details supplied)**.

CITY MANAGER'S REPLY:

The City Canals project team propose that the Cross Guns/Shandon stretch of canal be the next improvement project. The current project is the Davitt Road stretch of the Grand Canal, which is currently out on public consultation. The draft design for the Cross Guns/Shandon project is underway and public consultation will be carried out this year.

Q119. COUNCILLOR EIBHLIN BYRNE

Can the Manager please advise on, **(details supplied)**.

CITY MANAGER'S REPLY:

- a. Ignatius Road and Lindsay Road were last swept on Wednesday 28th February 2007. Glenbeigh Road is scheduled to be swept every Friday after the refuse collection has taken place there. Cabra Road, Old Cabra Road and the Navan Road are scheduled to be swept five days a week, Monday to Friday. The areas in front of the shops on these roads are also cleaned during our weekend cleaning schedule.
- b. Two Litter Wardens patrol Cabra Road regularly. One litter Warden works from 6am to 2pm and one Litter Warden works from 8am to 5pm. A total of 3398 fines were issued in the Central Area for the year 2006 of which 1152 were paid. It is not possible to provide information with regard to each road in the Central Area.
- c. Dublin City Council does not collect the refuse from the Hampton Square apartments. These apartments are privately managed and the waste collection is provided by a private waste company. It is a requirement under the Waste Management Bye-Laws for all waste collectors who are providing a Black / Grey Bin Service to also provide a Green Bin Service. We will investigate the position regarding the Hampton Square apartments and will take appropriate action under the Bye-Laws.
- d. Waste Management Services will ensure that the litter bins outside Hampton Square Gates, on Hampton Green, the Navan Road are cleaned and emptied on a regular basis. Any damaged litter bins here will be replaced. We also will arrange to replace the bin at the junction of Navan Road/Kinvara Avenue.

Q120. COUNCILLOR EIBHLIN BYRNE

Will the Manager undertake a survey of the lighting on Ignatius Road, Glenariff Road and surrounding roads bordered by the NCR, Dorset Street and the Canal. Will the Manager please advise what steps he will undertake to improve the lighting.

CITY MANAGER'S REPLY:

The lighting on St. Ignatius Road is due to undergo lamp changing and lantern cleaning in 2007. Any further improvements that we may regard as being necessary will be considered for inclusion in the 2008 programme subject to the necessary finances being made available.'

Q121. COUNCILLOR EIBHLIN BYRNE

Can the Manager please provide a copy of the agreement, **(details supplied)**.

CITY MANAGER'S REPLY:

Under Indenture of lease dated 23rd September 1993, the former recreation centre at Fassaugh Avenue, Cabra was demised by Dublin City Council to the Trustees of St Finbars GAA Club for a term of 99 years at an abated rent, provided the premises is used as a GAA Club

Q122. COUNCILLOR DAITHI DOOLAN

Can the Manager please clearly outline the following:

- a) What are the exact details of the negotiations with DONG, the company that bought our Elsam, in relation to the proposed incinerator for the Poolbeg Peninsula?
- b) When did the negotiations start?
- c) Why were Councillors not informed of these developments?

- d) In the interest of transparency will the Manager ensure that the DONG recommence the process through which Elsam proceeded?
- e) Will the Manager convene a meeting as soon as possible with Minister for the Environment, Heritage and Local Government and local Councillors to discuss the matter in full?

CITY MANAGER'S REPLY:

- A. The negotiations with DONG relate to some of the commercial terms of the Public/Private Partnership.
- B. The takeover of Elsam was completed in July 2006 and the negotiations commenced around that time
- C. The discussions in relation to these issues have not yet been completed.
- D. As DONG have taken over Elsam there is no necessity to recommence the process unless the agreed terms are not accepted by DONG
- E. In relation to the Councillors request for a meeting with the Minister, the Department has indicated it would not be appropriate for the Minister or his officials to participate in such a meeting given that the project concerned is the subject of regulatory processes which are independent of the Minister and Department. Any such meeting could be construed as prejudicing these independent processes. In the circumstances I regret it is not possible to accede to the request.

Q123. COUNCILLOR DAITHI DOOLAN

To ask the Manager can the rubbish at the entrance to Cathedral View Court (behind the bars) be cleaned and the area maintained.

CITY MANAGER'S REPLY:

The Rubbish at the entrance to this complex will be removed within the next week.

Q124. COUNCILLOR DAITHI DOOLAN

Will the Manager ensure that an audit of signage is carried out in the City with a view to replacing illegible signs.

CITY MANAGER'S REPLY:

Dublin City Council carries out an inspection of all road signs each year and any signs which are damaged or defaced are replaced as soon as possible.

Q125. COUNCILLOR DAITHI DOOLAN

Can the Manager please ensure that the pedestrianisation of Crampton Court, Temple Bar proceeds as soon as possible.

CITY MANAGER'S REPLY:

The issue of the extinguishment of the public right of way through Crampton Court has been raised on a number of occasions including by way of two separate motions at the South East Area Committee meeting on 8th January 2007. The extinguishment of the right of way was being explored to address problems of anti-social behaviour in the area. In order to identify issues that would arise in relation to this proposal, a service check was commenced to ascertain the requirements of all the service providers in the area in the event of the extinguishment.

To date, the Planning Department have indicated that they consider that Crampton Court should remain as a public right of way. It was a central tenet of the 1991 Temple Bar Framework Plan to retain and enhance the various lanes and alleys to create an intricate network of permeability as part of the character and variety of the area. Crampton Court was specifically identified as part of this network linking the Quays (through the Clarence Hotel) with Palace Street and running along the Olympia Theatre. Dublin Fire Brigade has also objected to any proposed closure of Crampton Court mainly due to the fact that the Olympia Theatre has occupancy capacity of over 1500 persons who would need safe emergency exit through Crampton Court. In light of these comments, the possibility of closing the narrow part of the laneway during the night was also considered but it is felt that this would not address the problem and could in fact exacerbate it.

Recent development proposals in the immediate vicinity of Crampton Court should lead to increased footfall and thereby contribute significantly to a safer environment in the area of concern in the medium term. However, in order to address the immediate issues, the South East Area Public Domain Officer met with some of the traders in the Crampton Court area and staff from Temple Bar Cultural Trust on 1st February 2007 and subsequently outlined the current position in a letter dated 9th February. He suggested that in the short term, there is a need for a coordinated response to this problem and offered to facilitate a meeting between local traders, and the other interested parties in the area such as Temple Bar Cultural Trust, and The Gardaí. To date there has been no response to this proposal, but the Public Domain Officer will again make contact with the local traders to progress this issue.

Q126. COUNCILLOR JULIA CARMIAACHAEL

Could the Manager please reinstate the refuse bin at, **(details supplied)**, as there is an ongoing litter issue at this point.

CITY MANAGER'S REPLY:

Waste Management Services reinstated the litter bin near the phone box beside, **(details supplied)**, on the 27th February 2007.

Q127. COUNCILLOR JULIA CARMIAACHAEL

Could the manager please resurface and fill the potholes at the edge of the ramps beside the Garda Station on, **(details supplied)**, as these are becoming safety issues as drivers are swerving to the middle of the ramps to avoid damage to their vehicles.

CITY MANAGER'S REPLY:

These repairs will be carried out when a gang is next in the area.

Q128. COUNCILLOR JULIA CARMIAACHAEL

Will the Manager arrange for reinstatement/repair of the footpath at, **(details supplied)**, which has been dug up a number of times and has not been properly reinstated and where the very elderly resident has fallen on a number of occasions.

CITY MANAGER'S REPLY:

These repairs will be carried out when a gang is next in the area.

Q129. COUNCILLOR ANN MARIE MARTIN

There was an advertisement in the paper recently inviting applicants to apply for affordable housing. How is this going to be administered and who is going to decide who gets an affordable house?

CITY MANAGER'S REPLY:

The advertisement in question refers to units procured by the Affordable Homes Partnership through an initiative by the Department of the Environment, Heritage and Local Government.

Applicants have been invited to express their interest in these units to Dublin City Council. All applications will be assessed after the closing date 2nd March 2007 to ensure they satisfy the criteria laid down and the level of demand will determine how the units will be allocated.

At this stage it is expected that a draw will take place, which will be administered using Dublin City Councils Allocation Policy and Process for Affordable Housing.

Q130. COUNCILLOR ANN MARIE MARTIN

Can the Manager explain why the Legal Department of DCC are taking over 21 days to sign Contracts for Houses and Apartments under the shared ownership scheme? Why is it taking so long.

CITY MANAGER'S REPLY:

The query is non-specific. However, an outline of the procedures involved might assist the Councillor.

The Law Department does not act in isolation and cannot proceed with a purchase until it receives specific instructions (by way of manager's order) from the Housing Department. Once the instruction is received from the Housing Department the file is then allocated to a solicitor. The solicitor can only proceed with the acquisition once the documentation is received from the Vendor's solicitor. Once the contract documents are received the Council's solicitor then reviews the documentation and raises pre-contract title queries with the Vendor's solicitor. Only when the Council's solicitor is satisfied that the Vendor has good marketable title can he recommend that the contracts be sealed.

Q131. COUNCILLOR ANN MARIE MARTIN

Can the Audit Committee inform DCC how much money has been spent on the North side of the Liffey in comparison with the South side.

CITY MANAGER'S REPLY:

It is not feasible to provide the requested breakdown of the expenditure on a Northside/Southside basis as many of Dublin City Council's services operate on a citywide basis, not delineated between areas.

Q132. COUNCILLOR ANN MARIE MARTIN

Is the Southside of the city going to get a boardwalk, or is only the Taoiseachs constituency to get one.

CITY MANAGER'S REPLY:

The Liffey Corridor Study is ongoing. However no decisions have been made with regard to any further enhancement schemes at this stage. There are no proposals to construct a Boardwalk along the south quay wall. This is influenced by the orientation of this area which being north facing is in continuous shadow. The success of the existing boardwalk and its attraction to the public as a seating area lies in the fact that it benefits from continuous sunshine with south facing seating.

Q133. COUNCILLOR ANDREW MONTAGUE

To ask the Manager if works can be carried out at, **(details supplied)**, in order to tackle on-going anti-social behaviour.

CITY MANAGER'S REPLY:

The wall was repaired recently. Raising the wall will not prevent youths from congregating in this grassed area. Tree work will be undertaken within the next three months to improve visibility.

The Gardai have been asked to monitor the area and to take appropriate action against any persons involved in anti-social activities. Incidents of such behaviour should be reported to the Gardai.

Q134. COUNCILLOR ANDREW MONTAGUE

Will the Manager outline how it is proposed to spend the money raised from, **(details supplied)**.

CITY MANAGER'S REPLY:

An Bord Pleanala granted this planning application with a number of conditions attached. The exact amount of the contribution to be paid by the developer has not been agreed as per Condition 18. As no monies have been allocated no works programme has been drawn up.

Q135. COUNCILLOR ANDREW MONTAGUE

In relation to the escalating graffiti problem, will the Manager arrange for immediate cleaning at, **(details supplied)**.

CITY MANAGER'S REPLY:

(a) This graffiti was removed on Friday 23rd February 2006

(b) As the homes at details supplied are private, staff from the Area Office will call with waiver forms which in turn will be sent to the Department of Justice for graffiti removal. These will be prioritised once all waiver forms are received.

Q136. COUNCILLOR ANDREW MONTAGUE

Will the Manager arrange for a survey of the railings adjacent and opposite the Bishop's Palace in Drumcondra as they are in poor repair in some parts; will he establish the cost of replacing these railings; and indicate if this work can be accommodated in a future works program.

CITY MANAGER'S REPLY:

An extensive amount of repair work has already been carried out at this location over the last few months. Further work is planned within the next 6 weeks including straightening of steel pieces, welding etc.

Q137. COUNCILLOR MARY MURPHY

Will the Manager arrange for, **(details supplied)**, to be completely resurfaced in light of recent on-going works and to also look into the feasibility of installing a pedestrian footpath at this location for residents.

CITY MANAGER'S REPLY:

Plans for improvement to the section of, **(details supplied)**, from its junction with Kilshane Road to its junction with Ratoath Avenue (approx 650m) are currently on public display in accordance with the provisions of Part 8, Planning and Development Regulations 2001. The proposed works include:

1. The upgrading and realignment of 650 metres of, **(details supplied)**.
2. Provide new concrete footpaths on both sides along the full length of the road.
3. Provision of improved road drainage.
4. Provision of boundary wall and railing adjoining housing development.
5. Landscape the verge areas.
6. Modification and provision of public lighting and associated works.
7. Relocation of services where necessary.

It is hoped to have the above improvement works carried out this year. In addition surface improvement works will be carried out to the carriageway on, **(details supplied)**, between its junction with Scribblestown Road and Rathvilly Estate as part of the 2007 Road Works Programme. Any further works required to the remainder of the road to keep it in a safe condition will be considered having regard to the finance available for road maintenance works.

Q138. COUNCILLOR MARY MURPHY

In relation to, **(details supplied)**, will the Manager:

- a. Outline what enforcement action has been taken on foot of complaints by residents about the proliferation of illegal signage and banners on the road, and ensure that further enforcement takes place as the problem is as bad as ever.
- b. Arrange for a survey of the drainage on the road (particularly on both sides of the road opposite the bus terminus) as locals complain that there is quite bad pooling of water when it rains and drainage is inadequate and will he outline what remedial action he proposes and the timeframe for this.
- c. Outline how often the public bins are emptied as locals report they are quite regularly full and contribute to a litter problem in the area. Can the Manager arrange for these bins to be emptied more regularly.
- d. Outline what enforcement action is being taken to curb the problem of overnight illegal HGV parking on the street

CITY MANAGER'S REPLY:

- a. The litter wardens remove any illegal posters or banners attached to any street furniture, lamps, telegraph poles, trees or Dublin City Council property. Fines are issued for same. Posters displaying public meetings are exempt but can be removed if they are hazardous to either pedestrians or traffic.

- b. The area will be examined over the next 2 weeks or so and any necessary repairs will be scheduled as appropriate. A further reply will be issued to the Councillor when the survey is complete.
- c. Waste Management Services have the litter bins on, **(details supplied)**, emptied once a day, Monday to Friday. Since the introduction of waste charges, there can be a problem sometimes where residents stuff their domestic refuse into the mouths of these bins, which gives an appearance of overflowing bins. We will keep this situation under review and take whatever action is appropriate.
- d. Regular enforcement of the parking regulations, including the prohibition on the parking of Heavy Goods Vehicles (vehicles whose unladen weight is 3 tonnes or more) within the administrative area of Dublin City Council except in designated locations, is undertaken by the Council's parking enforcement contractor throughout the city. , **(Details supplied)**, is not a location where the parking of such vehicles is permitted.

The Council's parking enforcement contractor has been requested to monitor this particular location with a view to ensuring full compliance with the parking regulations including all applicable parking restrictions.

Q139. COUNCILLOR MARY MURPHY

In relation to, **(details supplied 1)**, will the Manager arrange for the repair of the footpath which is in a particularly bad state of repair; will he also outline the action he intends to take regarding anti-social behaviour at, **(details supplied 2)**, where a very serious incident recently took place, as outlined in the attached account, **(details supplied 3)**.

CITY MANAGER'S REPLY:

The structure of the footpath at, **(details supplied 1)**, is generally in good condition. Roads Maintenance do not propose to carry out works here. However carriageway improvement works are included along this section of carriageway as part of the 2007 Road Works Programme. These works will resolve any minor ponding that may be occurring due to normal wear and tear of the carriageway.

In the meantime the gulleys will be examined along this stretch of carriageway and cleared as required in order to prevent ponding of rainwater.

Waste Management Services will ensure that the footpath along the Finglas Road is cleaned at least twice a week and that particular attention is paid to the area in front of Premier Square.

Preliminary discussions have taken place with the Ardmore Hotel to examine the possibility of extending the boundary of the car park to take in this open space. The gap in the wall has been temporarily closed.

Q140. COUNCILLOR MARY MURPHY

Will the Manager set out the latest position in respect of the Tennis Ireland proposals for Albert College Park and the implications for public tennis courts in the park.

CITY MANAGER'S REPLY:

We have received no proposals from Tennis Ireland with regard to any further development at Albert College Park. Following their approval for funding from the department of Arts Sports and Tourism some months ago, there was a preliminary meeting with Tennis Ireland regarding their future plans. While they outlined in general terms that they hoped to up grade the outdoor courts to international standards they have not since come back with any definite proposals.

It was explained to Tennis Ireland at the prelim meeting that whatever proposals they had they must provide for full public access at agreed rates and that the Dublin Parks Tennis league must be facilitated.

As soon as definite proposals are received the Area Committee will be advised.

Q141. COUNCILLOR MAURICE AHERN

Will Manager please inspect and repair fences blown down in recent storms at house, **(details supplied)**, and other tenancies nearby

CITY MANAGER'S REPLY:

Dublin City Council's Maintenance Division are presently carrying out a detailed inspection of all the garden fences in this area with a view to replacement of damaged fences with more suitable fence panels.

Q142. COUNCILLOR MAURICE AHERN

Can the City Manager clarify whether the replacement of property damaged by natural elements (i.e. storm damage) is the responsibility of the tenant, or the City Council?

If responsibility lies with the City Council, can the City Manager arrange for the replacement of the garden fence at this property, **(details supplied)**.

CITY MANAGER'S REPLY:

Dublin City Council's Maintenance Division are presently carrying out a detailed inspection of all the garden fences in the, **(details supplied)**, area with a view to replacement of damaged fences with more suitable fence panels.

Q143. COUNCILLOR MAURICE AHERN

To ask the City Manager to have cover replaced on stop-cock on footpath at the corner of No. 2 Iveleary Road, Whitehall. It is missing for a number of weeks and is extremely dangerous. It will be the cause of an accident if immediate action is not taken.

CITY MANAGER'S REPLY:

This stop cock has been covered with a cone as a temporary measure. Waterworks will carry out a replacement within the next week.

Q144. COUNCILLOR MAURICE AHERN

That the Manager examine what was a grass verge at, **(details supplied)**, and say if it can be "concreted in" as it is non-viable and there is constant destruction of it due to car parking, etc.

CITY MANAGER'S REPLY:

The area immediately surrounding the phone kiosk has been provided with a hard surface. The grass verge outside, **(details supplied)**, is removed from the phone kiosk.

It is not the policy of Dublin City Council to concrete over grass verges as it encourages illegal parking.

The matter of illegal parking will be referred to the Gardai.

Q145. COUNCILLOR NAOISE O'MUIRÍ

Can the Manager deal with the following, **(details supplied)**.

CITY MANAGER'S REPLY:

I can confirm that the above applicant, **(details supplied)**, is currently on the Transfer List with a total of 42 points for Area B (Artane, Killester, Kilmore, Marino, Priorswood, Raheny, Beaumont, Clontarf, Coolock, Darndale, Donaghmede, Donnycarney, Edenmore, Kilbarrack). Applicants with a detenancing priority are considered for suitable vacancies arising in the area where they currently reside. The Project Estate Office for St Theresa's Gardens is aware of the applicant's current circumstances and have been in contact with staff in the Kilbarrack Area Office regarding the applicant's request to transfer to Area B. I would advise the applicant, **(details supplied)**, to maintain contact with staff in the St. Theresa's Gardens Office regarding her transfer request. Applicants who have a detenancing priority would not supersede applicants with an overall medical or welfare priority.

Q146. COUNCILLOR NAOISE O'MUIRÍ

Can the Manager give me an update (points total, status etc) on the case of, **(details supplied)**.

CITY MANAGER'S REPLY:

The applicant, **(details supplied)**, has informed the Housing Allocations Section that she has recently changed address from the above address to 34 The Square, Larch Hill, Santry, Dublin 9. This change has necessitated a reassessment by the City Council of the status of this family on the housing list. The applicant, **(details supplied)**, will be informed of their revised status on the housing list in due course.

Q147. COUNCILLOR NAOISE O'MUIRÍ

Can the Manager provide the following information in relation to Affordable Homes within the City Council area for 2005 and 2006:

- total number of units offered to applicants in each year
- numbers of these units where applications for re-mortgaging/onward sale have subsequently been received.

CITY MANAGER'S REPLY:

The number of units of accommodation under the Affordable Housing Scheme offered in 2005 was 295.
The number offered in 2006 was 290.
The number where applicants have remortgaged is 9

Q148. COUNCILLOR NAOISE O'MUIRÍ

Can the Manager provide me with the following information in relation to the new 'Free Trade' service on www.dublinwaste.ie

- number of items posted up in January 2007 and in February 2007,
- page-hits for January 2007 and February 2007,
- number of users who signed up by creating accounts in January 2007 and February 2007.

CITY MANAGER'S REPLY:

The "Free Trade" service on www.dublinwaste.ie is proving to be very successful. Since the launch of this service in August 2006 there have been in excess of 330,000 hits on the website.

The following represents the information relating to the Jan / Feb period:

No of items posted Jan: 900 approx
No of items posted Feb: 550 approx

Web Hits:

Jan: 76,147 (31 days)
Feb: 65,370 (28 days)

Members:

Total Number of current members: 6,376 (01/03/07)
New Members in Jan: 800
New Members in Feb: 526

Q149. COUNCILLOR SEAN KENNY

To ask the Manager to say when work on the rebuilding of Edenmore Scouts Den and the provision of Social Housing on the same site will commence.

CITY MANAGER'S REPLY:

It is intended to erect 5 x 2 bedroom dwellings and a scouts den on the site of the old scouts den at Edenmore, Raheny.

Following circulation of the detailed drawings of the proposed redevelopment of the Edenmore Scouts Den to all relevant departments for their observation and comments, it is expected that Part 8 planning will be submitted within the next two weeks. The preparation of the tender documentation will proceed during the Part 8 process in order to avoid any unnecessary delay. It is anticipated that construction on the site would commence in September 07

Q150. COUNCILLOR WENDY HEDERMAN

Could the Manager please explain how the works on O'Connell Street, which have taken considerable time and expense, have resulted in there being NO cycle lane for significant stretches of the street? And where there is a "cycle lane" it is road space shared with buses, which makes cycling on the capital's principal street a hazard? Are there any plans to rectify this problem?

CITY MANAGER'S REPLY:

This matter is currently being examined by the Traffic Advisory Group and a report will be prepared for the March 2007 Central Area Committee following discussion with the Cycle Forum.

Q151. COUNCILLOR WENDY HEDERMAN

With the recent announcement that Elsam is pulling out of the Poolbeg incinerator project, would the Manager agree that public procurement rules require that the process be started again, and that this puts the entire project in jeopardy?

Would the Manager agree that now that the proposal to build an incinerator has suffered a major setback, it is more important than ever that the 4 Dublin Councils have a "Plan B" for dealing with the Region's waste, as referred to and urged in my previous questions to the City Manager. Would the manager take the opportunity to review the technology proposed to be used, and the location of the proposed incinerator.

CITY MANAGER'S REPLY:

The selected Service Provider for the proposed WTE plant has been taken over by Danish Oil and Natural Gas (DONG) and that Company sought to renegotiate some of the commercial terms for the Project. Negotiations in relation to this aspect of the Project are ongoing and accordingly it is not correct to say that they are withdrawing from the Project.

The statutory processes in relation to the Project were commenced last year in the name of the City Council and these processes will continue independently of the PPP element of the Project. It is open to the Council to commence a new procurement procedure for a new Service Provider pending the determination of the statutory processes if the current procurement is not successful.

In so far as dealing with the Region's waste is concerned, it should be noted that Fingal County Council, on behalf of the four Dublin Local Authorities, has prepared an Environmental Impact Statement and submitted to An Bord Pleanála an application for a new regional landfill facility at Nevitt, Co. Dublin and it is expected, subject to the appropriate approvals, that this will be available in late 2009/2010.

Having regard to the statutory processes mentioned being in process, there is no proposal at this stage to review the technology or the location of the proposed Waste to Energy Project.

Q152. COUNCILLOR JOHN GALLAGHER

To ask the City Manager to specify what provision has been made to ensure that should DCC want to terminate, **(details supplied)**, they shall be able to do so without paying an untoward penalty under any termination clause in the contract with, **(details supplied)**.

CITY MANAGER'S REPLY:

The agreement provides that,

"Both parties agree to keep all business etc confidential..... not to be disclosed to a third party. The provisions of this clause shall not prevent either party from disclosing confidential information where it is required to do so by law etc..... it shall notify the other party of such disclosure and allow that party a reasonable opportunity to object to such disclosure."

JC Decaux have been advised that a copy of the agreement has been requested and that save for commercially sensitive information contained therein I wish to release the agreement. I await their reply.

Q153. COUNCILLOR JOHN GALLAGHER

To ask the City Manager to review the housing needs of, **(details supplied)**.

CITY MANAGER'S REPLY:

The applicants, **(details supplied)**, are currently on the Housing List with 40 points for Areas K (Crumlin, Kimmage, Drimnagh, Walkinstown) and N (Harold's Cross, Ranelagh, Rathmines, Terenure). These points are low. Unfortunately therefore it may be some time yet before the applicants, **(details supplied)**, are reached with an offer of accommodation in their areas of preference. If the applicants wish to have their housing application considered on medical grounds, I would advise them to submit a current letter from their G.P. outlining their current medical condition.

Q154. COUNCILLOR JOHN GALLAGHER

To ask the City Manager has the HSE been asked for back payments in respect of, **(details supplied)**, if the HSE has yet applied for a hoarding licence; whether or not enforcement proceedings against the HSE for having erected a wooden wall around, **(details supplied)**, without planning permission will be commenced; and if any concrete proposal has been received by Dublin City Council about fixing the protected structure that the wooden wall/hoarding surrounds.

CITY MANAGER'S REPLY:

At a meeting in December 2006 between officials of Dublin City Council and the HSE, it was agreed that the HSE would prepare a structural engineering report and a conservation report on the condition of the wall at, **(details supplied)**, and submit a proposal to the City Council in relation to the wall. The structural engineering report and the conservation report have just been completed. A further meeting will be arranged with the HSE to agree a proposal to ensure that the wall is safe and that the hoarding can be removed.

The Health Service Executive has been issued with a request for payment of the standard hoarding charges for the hoarding at Donore Avenue. In addition they have been requested to submit an application for renewal of the hoarding licence. I am unaware of any proposal for repairs to the structure at Donore Avenue.

Q155. COUNCILLOR JOHN GALLAGHER

To ask the City Manager to investigate the ongoing littering and rodent problem at, **(details supplied)**.

CITY MANAGER'S REPLY:

The Environmental Liaison Officer has made arrangements for any rubbish on the site at the corner of Donore Avenue and Cork Street to be removed. When this is done poison can be laid to deal with any rat infestation. However, it should be pointed out that when inspected, there was very little waste dumped on the site.

The local Waste Services supervisor has advised that residents of the surrounding roads regularly dump their rubbish on the street. Waste Services staff are engaged on a daily basis in removing this material. The local Litter Warden has confirmed this to be the case.

There are enforcement measures open to the City Council and the Litter Warden does issue fines when supporting evidence is found.

The local residents association were offered information on the possibility of introducing a wheeled bin service to the area. Wheeled bins are proven to reduce litter associated with domestic refuse.

APPENDIX B

LOCAL FUND FINANCIAL STATEMENT

LOCAL GOVERNMENT ACT 2001

30th December 2006 to 26th January 2007

Balance	Credit	45,865,437
Payments during period		116,483,123
Receipts during period		105,762,009
Difference	Debit	10,721,114
Balance	Credit	35,144,323
Revenue Account Balance	Debit	31,710,524
Capital Account Balance	Credit	66,854,847
	Credit	35,144,323

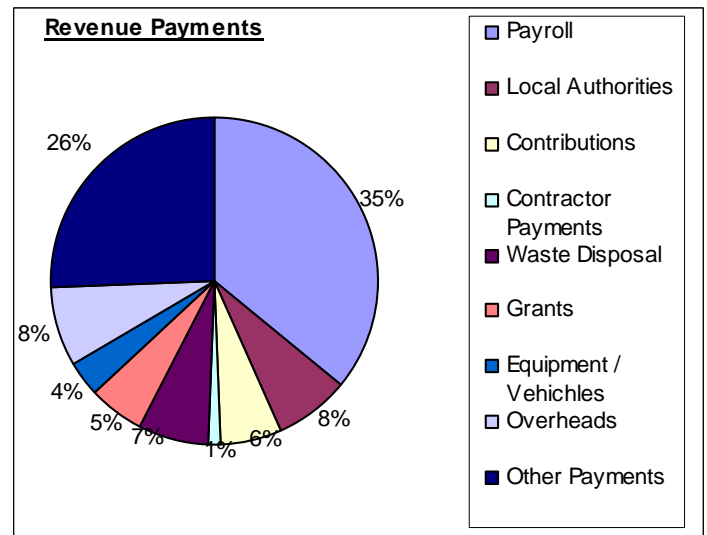
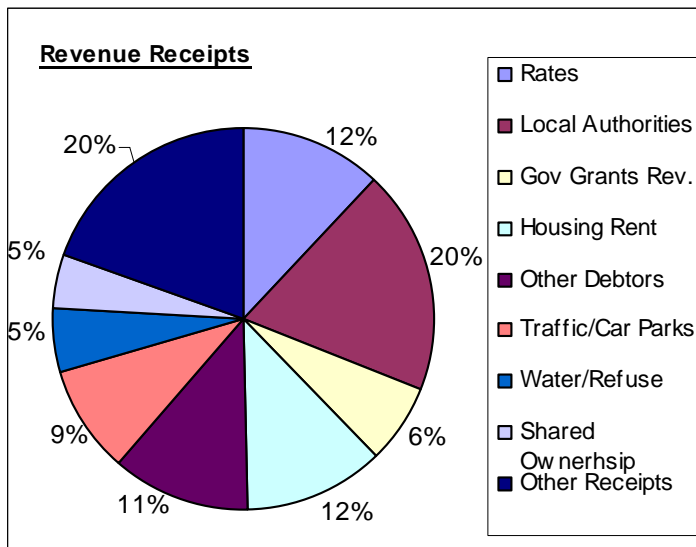
Analysis of Revenue Receipts & Payments January 2007

Receipts	%	This period	Cumulative to 26/01/07	Payments	%	This period	Cumulative to 26/01/07
Rates	11.91%	5,108,930	5,108,930	Payroll	35.89%	26,661,247	26,661,247
Housing Rent	12.21%	5,240,904	5,240,904	Contractor Payments	1.25%	925,437	925,437
Shared Ownership	4.69%	2,013,276	2,013,276	Local Authorities	7.58%	5,632,601	5,632,601
Other Housing Receipts	4.51%	1,935,371	1,935,371	Grants	5.36%	3,983,370	3,983,370
Gov Grants Rev.	6.47%	2,778,507	2,778,507	Rent/Rates	0.46%	340,359	340,359
Water/Refuse	5.31%	2,278,691	2,278,691	Fees Payable	0.59%	439,004	439,004
Local Gov Fund	0.00%	0	0	Overheads	7.71%	5,726,574	5,726,574
Traffic/Car Parks	9.30%	3,990,761	3,990,761	Computer Purch/Maint	0.83%	619,469	619,469
Local Authorities	19.30%	8,281,181	8,281,181	Contributions	5.97%	4,438,905	4,438,905
Superannuation	0.99%	423,583	423,583	Utilities	4.62%	3,433,762	3,433,762
Other Debtors	11.47%	4,921,314	4,921,314	Vehicle Equipment Hire	4.72%	3,505,545	3,505,545
Planning Fees	0.53%	227,164	227,164	Equipment Vehicle/Materials	3.78%	2,809,396	2,809,396
City Estate Rental	0.15%	65,818	65,818	Waste Disposal	6.90%	5,127,504	5,127,504
Administration	13.16%	5,647,092	5,647,092	Stores	2.30%	1,707,741	1,707,741
Total Receipts	100.00%	42,912,592	42,912,592	Personal/Property Awards	2.96%	2,202,577	2,202,577
				Site Clearance	0.97%	718,033	718,033
				Installations	1.81%	1,345,329	1,345,329
				Relocation of Utilities	0.32%	239,367	239,367
				Insurance	1.05%	781,698	781,698
				Clamping	0.94%	699,930	699,930
				Administration	3.98%	2,956,648	2,956,648
				Total Payments	100.00%	74,294,497	74,294,497

The above analysis sets out the movement between payments and receipts over the period 30th December 2006 to 26th January 2007. Total receipts amounted to €105.8m with payments of €116.5m, leaving a net Payments difference of €10.7m

Revenue receipts for the period amounted to €42.9m with Revenue Payments of €74.3m. Included in Revenue receipts are Government Grants of €2.8m; this amount includes €1.9m for the VEC recoupment and €6m for Disabled Persons Grants. Local Authorities receipts include €4.3m for Fire Brigade, €1.7m for Sewers and €1.6m for Water. Traffic receipts include €2.6m from Parking Meter Fees and €0.4m from Traffic enforcement.

Included in the Revenue Payments is €26.6m for Payroll.

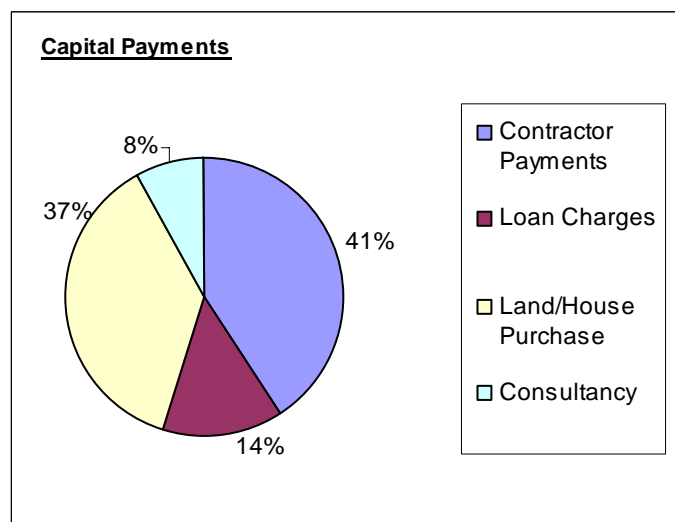
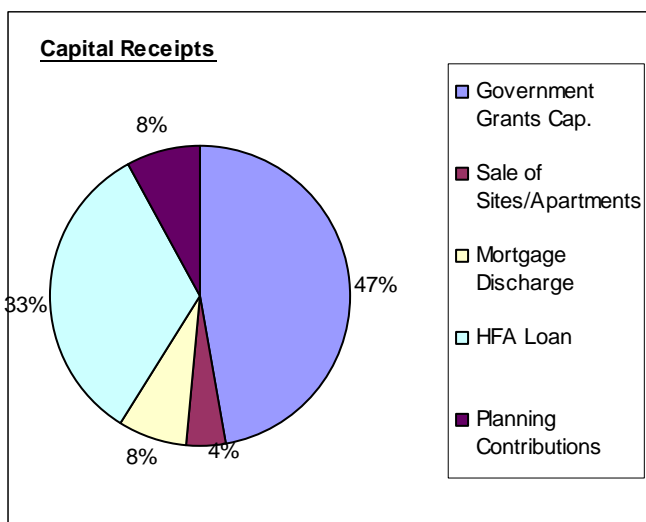


Analysis of Capital Receipts & Payments January 2007

Receipts	%	This period	Cumulative to 26/01/07	Payments	%	This period	Cumulative to 26/01/07
Mortgage Discharge	7.55%	4,746,931	4,746,931	Contractor Payments	40.89%	17,250,948	17,250,948
Government Grants Cap.	47.31%	29,733,548	29,733,548	Land/House Purchase	37.05%	15,631,483	15,631,483
Planning Contributions	8.12%	5,101,035	5,101,035	Consultancy	8.16%	3,442,700	3,442,700
HFA Loan	33.04%	20,767,376	20,767,376	Loan Charges/Redemptions	13.90%	5,863,496	5,863,496
Sale of Sites/Apartments	3.98%	2,500,526	2,500,526				
Total Receipts	100.00%	62,849,417	62,849,417	Total Payments	100.00%	42,188,626	42,188,626

Capital receipts for the period amounted to €62.9m with capital payments of €42.2m. Capital Grants received was €29.7m, of which €13.5m were for Housing Construction, €7.4m was for Water, €1m for Sports €900k for QBNS and €600k for the Port Tunnel. HFA loans were €20.8m with €15.2m for Voluntary Housing and €5.6m for Affordable

Capital payments to contractors totalled €17.25m; €6m is for Housing Construction, €2m is for Ballymun Regenerations and €1.4m is for Voluntary Housing. Land / House Purchase is €15.6m. Loan Redemptions for the period were €5.8m this relates to the redemptions of Shared Ownership Loans.



Kathy Quinn
Head of Finance