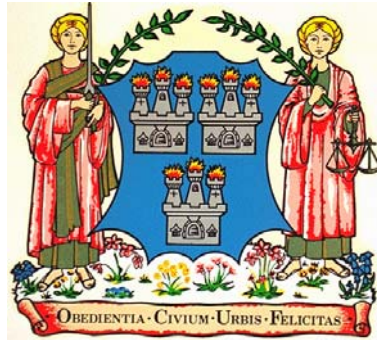


COMHAIRLE CATHRACH BHAILE ÁTHA CLIATH



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

I Láthair an tArdmheara, An Comhairleoir Paddy Bourke sa chathaoir.

Comhairleoir:

Maurice Ahern
Tom Brabazon
Gerry Breen
Christy Burke
Clare Byrne
Eibhlin Byrne
Eric Byrne
Julia Carmichael
Brendan Carr
Anne Carter
Joan Collins
Michael Conaghan
Ray Corcoran
Emer Costello
Pat Crimmins
Michael Donnelly

Comhairleoir :

Daithi Doolan
Dessie Ellis
Mary Fitzpatrick
Declan Flanagan
Killian Forde
Mary Freehill
John Gallagher
Deirdre Heney
Kevin Humphreys
Vincent Jackson
Deirdre Keane
Nicky Kehoe
Liam Kelly
John Kenny
Sean Kenny
Dermot Lacey

Comhairleoir

Bronwen Maher
Sean Paul Mahon
Anne Marie Martin
Paddy McCartan
Louise Minihan
Andrew Montague
Mary Murphy
Críona Ní Dhálaigh
Naoise O'Muirí
Aodhán Ó'Riordáin
Mary O'Shea
Larry O'Toole
Oisín Quinn
Tom Stafford
Bill Tormey
Edie Wynne

Apologies

Mick Rafferty
Charlie Ardagh

Oifigigh

John Tierney
Philip Maguire
Matt Twomey
Ciaran Murray
Michael Stubbs

Ciaran McNamara
Michael Phillips
Antoinette Power
Vincent Norton
Mary Pyne

John O'Shee
Liam O'Loughnan
Deirdre Ni Raghallaigh
Hugh Fitzpatrick

Gnó an t-Ardmheara

1. The Lord Mayor, on behalf of the City Council, paid tribute to the Emergency Services for their tremendous work over the Halloween period and he asked that the Council's gratitude be conveyed to the Dublin Fire Brigade, An Garda Síochana and the Ambulance Services.
2. Ceisteanna fé Bhuan Ordú Úimhir 16 – It was moved by Councillor C. Burke and seconded by Councillor D. Lacey "That Dublin City Council approves the Dublin City Manager answering the questions lodged". The motion having been put and carried, written answers to the 136 lodged for the City Council meeting of the 5th November 2007 were issued. The Questions and Answers are set out in Appendix A attached.
3. Submitted Letter dated 18th October 2007 from Association of Municipal Authorities of Ireland (AMAI) informing the Council that this document has been submitted to the Consultative Committee, whose remit is to advise the Minister on the forthcoming Green Paper. It was moved by Councillor M. Freehill and seconded by Councillor T. Stafford "That Dublin City Council notes the contents of this letter". The motion was put and carried.
4. The minutes of the Monthly Meeting of the City Council held on 1st October 2007, having been printed, certified by the Meetings Administrator, circulated and taken as read, were signed by the Lord Mayor.
5. Submitted Monthly Financial Statement circulated in accordance with the Local Government Act 2001. It was moved by Councillor D. Lacey and seconded by Councillor N. Kehoe "That the Financial Statement be entered into the minutes". The motion was put and carried.
6. To appoint a suitable person to replace former Chairperson of the Environment and Engineering Strategic Policy Committee to the Eastern River Basin District Advisory Council. It was moved by Councillor G. Breen and seconded by Councillor N. O'Muirí "That Councillor T. Stafford be appointed to the Eastern River Basin District Advisory Council". The motion was put and carried.
7. Appointment of a suitable person to be a member of the City Council to replace former Councillor Niamh Cosgrave, who is deemed to have resigned from membership of the City Council in accordance with the provisions of Section 18 (4) (a) of the Local Government Act 2001 and the appointment of a member to each of the following boards/committees:
 - Board of the Ringsend Bridge Limited
 - Environment and Engineering Strategic Policy Committee
 - LAMA (Local Authorities Members Association)
 - Protocol and Selection Committee

It was moved by Councillor G. Breen and seconded by Councillor N. O'Muirí "That Mr. Pat Crimmins be co-opted as a member of Dublin City Council and that he be appointed to the Board of Ringsend Bridge Limited, Environment & Engineering Strategic Policy Committee, Local Authorities Members Association and the Protocol & Selection Committee". The motion was put and carried. The Lord Mayor, Group Leaders and the City Manager welcomed

Councillor Pat Crimmins onto the Council and wished him well. The Council decided that a letter of thanks should be sent to former Councillor Niamh Cosgrave for her work on the City Council and particularly in respect of her period as Chairperson of the Environment and Engineering Strategic Policy Committee.

8. To appoint a member of Dublin City Council to replace Councillor Gerry Breen, following his resignation from the Economic Development, Planning and European Affairs Strategic Policy Committee. Councillor G. Breen informed the Council that Councillor A.M. Martin had resigned from the Financial Development and General Strategic Policy Committee and sought and obtained their consent to also deal with that vacancy under this Item He then proposed "That Councillor Anne-Marie Martin be appointed to the Economic Development Planning & European Affairs Strategic Policy Committee and that Councillor Edie Wynne be appointed to the Financial Development & General Strategic Policy Committee". The motion, having been seconded by Councillor N. O'Muirí, was put and carried.
9. To appoint a member of Dublin City Council to replace Councillor Paddy McCartan following his resignation from the City of Dublin Vocational Education Committee. It was moved by Councillor G. Breen and seconded by Councillor N. O'Muirí "That Councillor Edie Wynne be appointed to the City of Dublin Vocational Education Committee". The motion was put and carried.
10. To appoint a member of Dublin City Council to replace Councillor Gerry Breen following his resignation from the Dublin and North East Regional Health Forum. It was moved by Councillor G. Breen and seconded by Councillor D. Flanagan "That Councillor Mary O'Shea be appointed to the Dublin & North East Regional Health Forum". The motion was put and carried.
11. Submitted Report No. 443/2007 of the Dublin City Manager - Report on Temporary Overdraft Accommodation on Capital and Revenue Accounts for period 1/01/2008 – 31/12/2008. It was moved by Councillor V. Jackson and seconded by Councillor T. Stafford "That Dublin City Council notes the contents of Report No. 443/2007 and approves of the continued borrowing by way of temporary overdraft or other short term borrowing arrangements up to a maximum of €50 million for the period 1st January 2008 to the 31st December 2008 subject to the sanction of the Minister for the Environment, Heritage and Local Government". The motion was put and carried. Under this Item the issue of reimbursement of interest to Dublin City Council was raised, in the context of an overdraft situation arising due for example to (a) delay in payments by the Department of the Environment, Heritage and Local Government for capital projects (B) delay in payment by the HSE in respect of emergency Ambulance Service, etc. The City Manager responded that payments made in advance by the DOE&LG would also have to be taken into the equation and he suggested that the matter should be addressed in the context of "Productive use of Money" and he agreed to examine the matter in relation to Capital Projects and to bring a report, in the first instance, to the Housing, Social and Community Affairs Strategic Policy Committee.
12. Submitted Report No. 448/2007 of the Director of Traffic and City Engineer (*M. Phillips*) – With reference to a proposal to make bye laws entitled "Dublin City Council Appointed Stands (Street Service Vehicles) Bye-Laws 2007". It was moved by Councillor C. Ní Dhálaigh and seconded by Councillor S.

Kenny “That Dublin City Council notes the contents of Report No. 448/2007 and hereby resolves to make the “Dublin City Council Appointed Stands (Street Service Vehicles) Bye-Laws 2007”. The motion was put and carried.

13. Submitted Report No. 469/2007 of the Acting Assistant City Manager (*D. Wallace*) - Proposed Draft Variation (No. 22) Dublin City Development Plan 2005-2011 – Adding an Energy Policy in the Residential Chapter 4. It was moved by Councillor B. Maher and seconded by Councillor D. Doolan “That Dublin City Council notes the contents of Report No. 469/2007 and hereby approves Variation (No. 22) of the Dublin City Development Plan 2004-2011- Adding an Energy Policy in the Residential Chapter 4”. The motion was put and carried.
14. Submitted Report No. 483/2007 of the Executive Manager (*V. Norton*) - Business Improvement Districts (BIDS). It was moved by Councillor M. Donnelly and seconded by Councillor Eric Byrne “That Dublin City Council, having considered Report No. 483/2007 hereby establishes the area delineated on Maps No. 15479 and 15480 dated 27th June 2007 as a Business Improvement District and approves implementation of the Business Improvement District Scheme submitted by the Dublin City Centre Bid Company Limited within that area, which will operate for a period of five years from 1st January 2008 and will be financed in whole or in part by BID contribution levies.” The motion was put and carried unanimously (36 Councillors voted for the motion and no Councillor voted against the motion).
15. Submitted Report No. 445/2007 of the Executive Manager (*C. Reilly*) – With reference to the proposed extinguishment of the Public Right of Way over laneway to the rear of 73-81 Collins Park and 128-138 Collins Avenue, Dublin 9. It was moved by Councillor D. Heney and seconded by Councillor L. O’Toole “That Dublin City Council notes the contents of Report No 445/2007 and hereby decides not to extinguish the public right of way over laneway to the rear of 73-81 Collins Park and 128-138 Collins Avenue, Dublin 9, as shown on the attached Drawing No R.M. 24462, in accordance with the recommendation contained therein”. The motion was put and carried.
16. Submitted Report No. 446/2007 of the Executive Manager (*C. Reilly*) – With reference to the proposed extinguishment of the Public Right of Way over laneway to the rear of 4-50 Clonturk Park, 3-47 Ormond Road, 93-101 Church Avenue and adjacent to 1 Clonturk Gardens, Drumcondra, Dublin 9. It was moved by Councillor N. O’Muirí and seconded by Councillor G. Breen “That Dublin City Council notes the contents of Report No 446/2007 and hereby decides not to extinguish the public right of way to the rear of 4-5 Clonturk Park, 3-47 Ormond Road, 93-101 Church Avenue and adjacent to 1 Clonturk Gardens, Drumcondra, Dublin 1, as shown on the attached Drawing No R.M. 24664, in accordance with the recommendation contained therein” The motion was put and carried.
17. Submitted Report No. 438/2007 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 30 premises. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke “That Dublin City

Council assents to the proposal set out in Report No. 438/2007". The motion was put and carried.

18. Submitted Report No. 450/2007 of the Executive Manager (*D. Wallace*) – With reference to the proposed disposal of the fee simple in a site at (Unit 40) Baldoyle Industrial Estate, Dublin 13 to Torpedo Construction Limited c/o Michael J. Kennedy & Company Solicitors, The Parochial House, Baldoyle, Dublin 13. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 450/2007". The motion was put and carried.
19. Submitted Report No. 451/2007 of the Executive Manager (*D. Wallace*) – With reference to the proposed disposal of the fee simple in a site at 76G Bannow Road, Dublin 7 to Francis Mackey, Thomas Mackey and Alan Marjoram c/o MacGeehin Toale Nagle Solicitors, 10 Prospect Road, Glasnevin, Dublin 9. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 451/2007". The motion was put and carried.
20. Submitted Report No. 452/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the granting of a lease of a community building and car park at 31A Crumlin Road, Dublin 12 to Crumlin Lower Advancing Youth Group Ltd. It was moved by Councillor E. Byrne and seconded by Councillor K. Humphreys "That Dublin City Council defers consideration of Report No. 452/2007 for 1 month". The motion was put and carried.
21. Submitted Report No. 453/2007 of the Executive Manager (*D. Wallace*) – With reference to the proposed disposal of land at rear of No. 21 Croydon Park Avenue, Marino, Dublin 3 to Paula Byrne. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 453/2007". The motion was put and carried.
22. Submitted Report No. 454/2007 of the Acting Assistant City Manager (*D. Wallace*) – With further reference to the proposed development of a site at Finglas Road/Tolka Valley Road, Dublin 11 with Mc Cabe Builders Limited, Floor 2 St. John's House, Tallaght, Dublin 24. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 454/2007". The motion was put and carried.
23. Submitted Report No. 455/2007 of the Assistant City Manager (*M. Stubbs*) – With further reference to the proposed development of a site at Finglas Road/Tolka Valley Road, Dublin 11 with Mc Cabe Builders Limited, Floor 2 St. John's House, Tallaght, Dublin 24. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 455/2007". The motion was put and carried.
24. Submitted Report No. 456/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the disposal of 1 affordable apartment at Laburnam Court, Rathbourne Grove, Ashtown, Dublin 15. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City

Council assents to the proposal set out in Report No. 456/2007". The motion was put and carried.

25. Submitted Report No. 457/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the disposal of 1 Affordable apartment at Prospect Hill, Finglas Road, Dublin 11. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 457/2007". The motion was put and carried.
26. Submitted Report No. 458/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the disposal of 3 affordable apartments at Prospect Hill, Finglas, Dublin 11. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 458/2007". The motion was put and carried.
27. Submitted Report No. 459/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the disposal of an Affordable house at 97, Shangan Green, Ballymun, Dublin 11. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 459/2007". The motion was put and carried.
28. Submitted Report No. 460/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the proposed disposal of a site at St. Helena's Road, Finglas, Dublin 11 to the Paddocks Project Development Limited. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 460/2007". The motion was put and carried.
29. Submitted Report No. 461/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the disposal of 3 affordable apartments at Burnell Court, Northern Cross, Malahide Road, Dublin 17. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 461/2007". The motion was put and carried.
30. Submitted Report No. 462/2007 of the Acting Assistant City Manager (*D. Wallace*) – With further reference to the proposed disposal of a site at Ushers Street, Dublin 8 to P. Elliott and Company Limited. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 462/2007". The motion was put and carried.
31. Submitted Report No. 463/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the proposed disposal of a site at Ushers Street, Dublin 8 to P. Elliott and Company Limited. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 463/2007". The motion was put and carried.
32. Submitted Report No. 464/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the disposal of 1 affordable apartment at Timbermills, Artane, Dublin 5. It was moved by Councillor V. Jackson and

seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 464/2007". The motion was put and carried.

33. Submitted Report No. 465/2007 of the Executive Manager (*D. Wallace*) – With reference to the proposed disposal of a site at Tolka Valley to Respond Housing Association. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 465/2007". The motion was put and carried.
34. Submitted Report No. 466/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the proposed disposal of the fee simple in a site at Kylemore Road, Ballyfermot, Dublin 10 to Karl McEntire and Mary McEntire c/o P. Delaney & Company Solicitors, Parkside House, Main Street, Castleknock, Dublin 15. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 466/2007". The motion was put and carried.
35. Submitted Report No. 467/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the proposed disposal of the fee simple in the Residential Shop at No. 41 Castletimon Road, Dublin 5 Plus additional land adjacent to No. 41 Castletimon Road, Dublin 5 to Mr William Little. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 467/2007". The motion was put and carried.
36. Submitted Report No. 468/2007 of the Acting Assistant City Manager (*D. Wallace*) – With reference to the proposed disposal of the fee simple in the premises No. 11 Marino Mart, Fairview, Dublin 3 to Thomas & Kathleen Martin c/o Brady McGreevy Solicitors, 35 Upper Fitzwilliam Street, Dublin 2. It was moved by Councillor V. Jackson and seconded by Councillor C. Burke "That Dublin City Council assents to the proposal set out in Report No. 468/2007". The motion was put and carried.

37. Presentation on Review of GIS Community Mapping Project:

The Lord Mayor requested that future presentations to the Council should first have to be approved by the Protocol & Selection Committee.

Ms. Deirdre Ni Raghallaigh Senior Executive Officer, told the Council that the project had mapped a total of 4600 community facilities within the city such as churches, crèches, hospitals/medical centres, doctors surgeries, garda stations, playgrounds, schools (any sports halls/playing fields), etc. The system, she said, had been aimed primarily for Councillors/Management and would be a very useful tool in the future planning/prioritisation of decision-making, etc. It allows one, she added to see all Dublin City Council facilities at a glance and also facilities belonging to other agencies.

Mr. Liam O'Loughnan, GIS Unit, then brought the City Council through the interface and showed them how simple it was to navigate and he explained the different queries that could also be run on the system, either at a city/area/ded level or even at a very local level.

Ms. Ni Raghallaigh continued, by informing the Council that the system was in fact now available to them on their computers, over metaframe.

The Lord Mayor said it was a very impressive presentation and he then invited comments from Councillors.

Among the comments made were:

- (a) That it was very fitting to have received that presentation on GIS Community Mapping on the occasion of the first webcasting of a Dublin City Council Meeting.
- (b) That it could be used to have a more cohesive approach to the planning of the city.
- (c) Emphasised the need for the information to be kept up to date
- (d) That it was one of the best pieces of work to have come before the Council and that it would be very beneficial in the context of framework plans and review of the City Development Plan.

The City Manager paid tribute to Ms. D. Ni Raghallaigh and her staff on an excellent piece of work and for having completed the project on time and within budget. He told the Council that it would be very important to set parameters as to what information is put up on the system as its continued viability would be totally dependent on keeping information up to date. He said that the facility would be made available to the public when Dublin City Council's new website was launched early in the New Year.

38. Submitted Report No. 480/2007 of the Economic Development, Planning and European Affairs Strategic Policy Committee - Breviate of meeting held on 25th September 2007 - *Chairperson, Councillor Daithí Doolan*. It was moved by Councillor N. Kehoe and seconded by Councillor L. O'Toole "That Dublin City Council notes the contents of Report No. 480/2007". The motion was put and carried.
39. Submitted Report No. 441/2007 of the Environment and Engineering Strategic Policy Committee held on 27th September 2007 – *In the Chair, Councillor Bronwen Maher*. It was moved by Councillor T. Stafford and seconded by Councillor C. Ní Dhálaigh "That Dublin City Council notes the contents of Report No. 441/2007". The motion was put and carried.
40. The City Council decided to take the following two Items next and together - Submitted Report No. 479/2007 of the Housing, Social and Community Affairs Strategic Policy Committee held on 1st October 2007 – *Chairperson, Councillor Mary Murphy* and motion in the name of Councillor D. Lacey "That Dublin City Council notes the submission by TRUST in support of the provision of Public Shower Facilities in the City Centre and agrees to progress the implementation of the recommendations as a matter of urgency" standing at Item No. 21 and 53 respectively on the Agenda Paper. It was moved by Councillor A. Carter and seconded by Councillor Eibhlin Byrne "That Dublin City Council notes the contents of Report No. 479/2007" and it was moved by Councillor D. Lacey and seconded by Councillor K. Humphreys "That Dublin City Council notes the submission by TRUST in support of the provision of Public Shower Facilities in the City Centre and agrees to progress the implementation of the recommendations as a matter of urgency" Both motions were put and carried. Under this Item Councillor Eibhlin Byrne complained that the Breviate did not reflect the seriousness of the situation pertaining to Homelessness and she stated that the Policy was not working. Councillor A. Carter said that there were no facilities for the Homeless in the North Central Area and she asked for that fact to be recorded in the minutes. Mr. C. McNamara replied that a review of The Homeless Service was under way and that the review would also address "Value for Money"
41. Submitted Report No. 477/2007 of the Arts, Culture, Leisure and Youth Affairs Strategic Policy Committee held on 2nd October 2007 – *Chairperson,*

Councillor Gerry Breen. It was moved by Councillor G. Breen and seconded by Councillor L. O'Toole "That Dublin City Council notes the contents of Report No. 477/2007". The motion was put and carried.

42. Submitted Report No. 442/2007 of the Financial Development and General Strategic Policy Committee - Breviate of meeting held on 25th September 2007 - *Chairperson, Councillor Michael Donnelly.* It was moved by Councillor M. Donnelly and seconded by Councillor T. Stafford "That Dublin City Council notes the contents of Report No. 442/2007". The motion was put and carried. In presenting the Breviate Councillor M. Donnelly drew the attention of the Council in particular to (1) Junior Achievement and Volunteering Policy and (2) Workplace Skills Review.
43. Submitted Report No. 447/2007 of the Financial Development and General Strategic Policy Committee - Breviate of meeting held on 18th October 2007 - *Chairperson, Councillor Michael Donnelly.* It was moved by Councillor M. Donnelly and seconded by Councillor T. Stafford "That Dublin City Council notes the contents of Report No. 442/2007". The motion was put and carried. In presenting the Breviate to the Council, Councillor M. Donnelly drew their attention in particular to Item No. 4 –Trends in Commercial Valuations and requested them to read it, in the context of the forthcoming draft Budget.
44. Submitted Report No. 470/2007 of the North West Area Committee – Breviate for the month of October 2007 – *Councillor Ray Corcoran, Chairperson.* It was moved by Councillor D. Ellis and seconded by Councillor C. Ní Dhálaigh "That Dublin City Council notes the contents of Report No. 470/2007". The motion was put and carried.
45. Submitted Report No. 449/2007 of the Central Area Committee – Breviate for the month of October 2007 – *Councillor Christy Burke, Chairperson.* It was moved by Councillor E. Costello and seconded by Councillor C. Ní Dhálaigh "That Dublin City Council notes the contents of Report No. 449/2007". The motion was put and carried.
46. Submitted Report No. 475/2007 of the South Central Area Committee – Breviate for the month of October 2007 – *Councillor Vincent Jackson, Chairperson.* It was moved by Councillor J. Collins and seconded by Councillor C. Ní Dhálaigh "That Dublin City Council notes the contents of Report No. 475/2007". The motion was put and carried. Under this Item the issue of funding from the Minister for Arts, Sports and Tourism for Willie Pearse Park project was raised. The City Manager agreed to arrange a meeting with the Minister.
47. Submitted Report No. 481/2007 of the South East Area Committee – Breviate for the Special Meeting held on 1st October 2007 – *Councillor Mary Freehill, Chairperson.* It was moved by Councillor D. Lacey and seconded by Councillor D. Doolan "That Dublin City Council notes the contents of Report No. 481/2007". The motion was put and carried. Under this Item Councillor D. Lacey referred to recent death of Mr. Aidan Kelly, husband of the late Deirdre Kelly and he asked that a letter of sympathy be sent to the family. The City Council agreed that a letter of condolences be sent to the family.
48. Submitted Report No. 439/2007 of the South East Area Committee – Breviate for the month of October 2007 – *Councillor Mary Freehill, Chairperson.* It was moved by Councillor K. Humphreys and seconded by Councillor D. Lacey

“That Dublin City Council notes the contents of Report No. 439/2007”. The motion was put and carried.

49. Submitted Report No. 437/2007 of the North Central Area Committee – Breviate for the Special Meeting held on 8th August 2007 – *Councillor Gerry Breen, Vice-Chairperson*. It was moved by Councillor G. Breen and seconded by Councillor L. O’Toole “That Dublin City Council notes the contents of Report No. 437/2007”. The motion was put and carried.
50. Submitted Report No. 472/2007 of the North Central Area Committee – Breviate for the month of October 2007 – *Councillor Bronwen Maher, Chairperson*. It was moved by Councillor B. Maher and seconded by Councillor Eibhlin Byrne “That Dublin City Council notes the contents of Report No. 472/2007”. The motion was put and carried.
51. Submitted Report No. 474/2007 of the Protocol and Selection Committee – Further Breviate for the month of September 2007 – *Councillor Deirdre Heney, Chairperson*. It was moved by Councillor D. Heney and seconded by Councillor Eibhlin Byrne “That Dublin City Council adopts the contents of Report No. 474/2007”. The motion was put and carried.
52. Submitted Report No. 476/2007 of the Dublin City Joint Policing Committee – Breviate of meeting held on 24th September 2007 – *Chairperson, Councillor Michael Conaghan*. It was moved by Councillor M. Conaghan and seconded by Councillor C. Ní Dhálaigh “That Dublin City Council notes the contents of Report No. 476/2007”. The motion was put and carried.
53. Submitted Report No. 473/2007 of the South East Area Joint Policing Committee – Breviate of meeting held on 26th September 2007 – *Chairperson, Councillor Mary Freehill*. It was moved by Councillor K. Humphreys and seconded by Councillor D. Lacey “That Dublin City Council notes the contents of Report No. 473/2007”. The motion was put and carried. Under this Item Councillor Eibhlin Byrne proposed that the issue of “Prostitution” should be addressed by the Housing Community and Social Affairs Strategic Policy Committee rather than in the context of crime under the Joint Policing Committees.
54. The City Council decided to take the following 2 Items next and together - Submitted Report No. 440/2007 of the North Central Area Joint Policing Committee – Breviate of meeting held on 8th October 2007 – *Chairperson, Councillor Tom Brabazon Carmichael* and motion in the name of Councillor N. Muiri “That this City Council (a) move to change the current Intoxicating Liquor Bye-laws to increase the fixed fine for the offence of consuming intoxicating liquor on a road or in a public place to €100 with immediate effect and (b) sets a target for City Council Management to collect 80% of these fines for 2008” standing at Item Nos. 36 and 63 respectively on the Agenda Paper. It was moved by Councillor A. Carter and seconded by Councillor L. O’Toole “That Dublin City Council notes the contents of Report No. 440/2007” and it was moved by Councillor N. O.Muiri and seconded by Councillor M. O’Shea “That this City Council (a) move to change the current Intoxicating Liquor Bye-laws to increase the fixed fine for the offence of consuming intoxicating liquor on a road or in a public place to €100 with immediate effect and (b) sets a target for City Council Management to collect 80% of these fines for 2008” . Both motions were put and carried.

55. Submitted Report No. 478/2007 of the North West Area Joint Policing Committee – Breviate of meeting held on 15th October 2007 – Chairperson, Councillor Julia Carmichael. It was moved by Councillor J. Carmichael and seconded by Councillor T. Stafford “That Dublin City Council notes the contents of Report No. 478/2007”. The motion was put and carried. Under this Item Councillor J. Carmichael complained at the content of the Breviate which she described as being too brief and not adequately reflecting the Items discussed.
56. Submitted Report No. 482/2007 of the South Central Area Joint Policing Committee – Breviate of meeting held on 19th October 2007 – *Chairperson, Councillor Robert Sargent*. It was moved by Councillor C. Ní Dhálaigh and seconded by Councillor L. Minihan “That Dublin City Council notes the contents of Report No. 482/2007”. The motion was put and carried.
57. The following two emergency motions submitted by Councillors E. Costello and T. Stafford and Councillors M. Ahern and T. Stafford (Motion No.1 and Motion No.3) were adopted without debate in accordance with the recommendation from the Emergency Motions Vetting Group in that regard:
- (a) That this Council noting that Mountjoy Square is one of the finest Georgian Squares in the country and in the Dublin City Development Plan 2005-2011 has the special zoning objective as an Architectural Conservation Area which seeks “*To protect the existing architectural and civic design character*” deplores the recent decision of Dublin Bus to establish a bus parking depot on the Eastern side of the Square and calls on the City Manager to enter into talks with Dublin Bus and the Gardai with a view to removing the bus parking depot to restore the integrity of the Square.
 - (b) We propose that the Manager ascertain from Irish Rail/CIE how many bridge strikes have occurred within the city boundaries in the current calendar year and to report back to the Council with whatever realistic and inventive measures he proposes to implement to offset these strikes. As the reassurances we received to Council question (M. Ahern) last January re: passenger rail disruption continues to occur.
58. The City Council agreed that the following emergency motion “In noting Dublin City Council’s excellent report, ‘Successful Apartment Living 2’, City Council resolves, as a matter urgency, to carry out a Fire Risk Assessment of apartment complexes in Dublin City and an action plan to carry out identified work” submitted in the name of Councillor D. Doolan would be listed on the Agenda Paper for an adjourned monthly meeting, called by the Lord Mayor for Monday the 19th November 2007, to deal with motions on the Agenda Paper which would not be reached (at the meeting of the 5th November 2007) and the Council requested that a report on the motion be prepared by the City Manager.
59. The City Council agreed that a report be sent to Councillor Clare Byrne on the following motion standing in her name at Item No. 58 on the Agenda Paper: “Will the Manager confirm who determines the capacity of individuals using the nightclubs in the city centre on any given night and what measures are

taken by the Chief Fire Officer and the Garda in ensuring that these clubs do not exceed their capacity”.

The meeting concluded at 10.00 p.m. in accordance with Standing Order No. 8. The remaining Items on the Agenda Paper will be listed on the Agenda Paper for the adjourned meeting to be held on Monday 19th November 2007.

Correct.

LORD MAYOR

MEETINGS ADMINISTRATOR

APPENDIX A – MINUTES OF COUNCIL MEETING HELD ON 5th NOVEMBER 2007

LODGED PURSUANT TO STANDING ORDER NO.16 FOR REPLY AT THE MONTHLY MEETING OF DUBLIN CITY COUNCIL TO BE HELD ON MONDAY, 5th NOVEMBER, 2007

Q1. COUNCILLOR VINCENT JACKSON

To ask the City Manager to please ensure that Dublin City Council work with Tesco (Ireland) to ensure that the very poor store in Ballyfermot is up graded to a standard acceptable to the 21st century. From lack of care and detail in the store, poor displays, ongoing refuse problems in the car park shows how little effort Tesco Ireland) has shown to the people of Ballyfermot as part of the prime urban centre. This is a key site for Ballyfermot.

CITY MANAGER'S REPLY:

Ballyfermot has been designated as a Prime Urban Centre (P.U.C.) in the Dublin City Development Plan 2005-2011. The Tesco store site is within the designated area. A consultative group representing local interests has been established to input into the brief for the framework plan which will give definition to the P.U.C. Tesco Ireland has been invited to be part of the Group. A meeting will be held shortly with the Company to discuss its participation. The issues referred to in this question will be raised with the company at that meeting.

Once the brief has been agreed, a Consultant will be procured to complete the framework plan for the P.U.C.

Q2. COUNCILLOR DECLAN FLANAGAN

Can the Manager please contact (**Detail Supplied**) in relation to her query. Can toilet facilities be installed in (**Detail Supplied 2**) as a priority please for the following reasons:

- A) All the other parks locally have toilet facilities
- B) There are young children/parents who require the use of a toilet when visiting the park
- C) Football teams use the park on a regular basis and would benefit from toilet facilities
- (D) It would be a positive and welcome development for the park

CITY MANAGER'S REPLY:

Contact has been made with (**details supplied 1**) as requested regarding this issue. Toilet facilities available at the park are based at the playing pavilion which is mainly used by football teams and clubs with lettings at (**details supplied 2**). Due to the history of maintenance of such facilities and the level of resources required, it is not possible at this time to have a general public toilet facility available at (**details supplied 2**). Proposed improvements of the tennis court pavilion associated with modifications to the hard surfaced tennis court area will provide toilet facilities which will be in close proximity to the childrens playground and will be available subject to specific management arrangements of this facility, the detail of which has yet to be decided.

Q.3 COUNCILLOR DECLAN FLANAGAN

Can the Manager please contact **(Detail supplied)** in relation to his query.

CITY MANAGER'S REPLY:

Water Division Maintenance will attend to the above at **(details supplied)** week ending 2nd Nov 2007

Q.4 COUNCILLOR BRONWEN MAHER

To ask the City Manager what plans are there to build more playgrounds throughout the city, to give details of the locations of any new playgrounds to be built, and to give details of current projects under construction.

CITY MANAGER'S REPLY:

This Division has an ongoing rolling programme of new playgrounds provision and upgrade of existing playgrounds.

New playgrounds were provided in 2007 at Markievicz Park, Portland Place Park, Ringsend Park, Ellenfield Park and significant upgrading of the playground at Herbert Park.

During the next 12 Months the following works are planned :

New Playgrounds at Fr.Collins Park, Maypark (Donnycarney) and Belcame Park.

Existing playgrounds to be enhanced and upgraded including Stardust Park, Archbishop Ryan Park (Merrion Square), Broadstone Park, Eamonn Ceannt Park, St Annes Park and Griffith Park- all to be completed before the end of 2008

Regeneration Projects

The Project Management Unit are managing the development of 13 PPP's throughout the city. While Fatima Mansions is at an advanced stage of construction and play facilities are included, the rest of the projects are at an earlier stage of development. The City Council is fully committed to the provision of adequate and quality play facilities where required.

Play Development

In order to progress Dublin City Council's Policy of Children's Play and the National Play Policy 'Ready Steady Play' two pilot projects were identified by the City Council as follows:-

The development of a natural play area in conjunction with the community in Griffith Close, Finglas and the development of a child friendly neighbourhood in Cherry Orchard as part of the regeneration of the area. Consultation with children and young people is currently taking place on their opinions - where they play, how they play and what they think would make the area better for them.

The target for completion of both projects is end of 2008.

Rapid

In relation to the Playgrounds funded under the Rapid programme the following table outlines where playgrounds have been constructed or refurbished:

RAPID Area	LOCATION
North East Inner City	Diamond Park O'Brien Hall Annesley Close Poplar Row
South Inner City	Thomas Bawn Court/School Street
North West Inner City	Ormond Square
South West Inner City	Bernard Curtis House Dolphin House
South East Inner City	Tom Kelly Flats
Finglas	Avilla Park

The following table shows sites of proposed playgrounds in the Rapid Areas

Rapid Area	Location
Ballyfermot	Labre Park
North East Inner City	Mountjoy Park Sherrif Street
South Inner City	Marrowbone Lane
Crumlim/South West Inner City	Rutland Avenue Flats
South East Inner City	Markievicz House
Northside	Stardust Park or Darndale/Belcamp Village Centre
Ballymun	St Margaret's Halting Site

Q5. COUNCILLOR MICK RAFFERTY

To ask the City Manager if in view of the special circumstances at **(Details supplied)** that permanent bollards be installed to prevent parking on the grass verge at this location adjacent to shops where there is constant illegal parking.

CITY MANAGER'S REPLY:

Two bollards have been recommended outside **(details supplied)**. This matter will be referred to the Traffic Inspector for implementation.

Q.6 COUNCILLOR CRÍONA NÍ DHÁLAIGH

To ask the City Manager to list for this councillor the number of Housing agencies/Voluntary Housing Bodies who operate in Dublin and could he also list the amount of Dublin City Council land disposed of to them last ten years.

CITY MANAGER'S REPLY:

The following is a list of the Voluntary Bodies that have been assisted by Dublin City Council in the last number of years:

A.B.A.	Focus Housing Association	Royal Hospital, Donnybrook
A.L.O.N.E.	Focus Point	Salvation Army
Aids Fund	Fold	Simon Community
Alexandra Guild House	Fownrich Limited	Sisters of Charity
Aoibhneas	Gheel Training Group	Sisters of St. Paul de Charters

Arrupe Society	Green Street Housing Trust	Social Service Company
B.I.H. (Belfast Improve Homes)	H.A.M.	Sonas
Brabazon Trust	Habitat for Humanity	Sons of the Divine Providence
Bradog Trust	HAIL	Sophia Housing Association
Broughan's Coach Hire	Home Response	St. Columbas Care Association
Capuchin Day Centre	Hospitaller Order of St. John of God	St. John of God
CARA Housing Association	IARNROD EIREANN	St. Michael's House
Caring and Sharing Association Breakhouses Ltd.	Irish Wheelchair Association	St. Pancras Housing Association
Catholic Housing Aid Society	Iveagh Trust	St. Vincent de Paul
CAULFIELD'S HOTEL	Kiribati Limited	Stepping Stone
Cherish	Life Ireland	Sue Ryder Foundation
Cheshire Homes	Methodist Widows Home	Tabor Society
Circle	Miss Carrs Home Housing Association	Teenage Care Foundation
City of Dublin YCMA	Mr. Eugene Carlyle	Housing Association
Clanmil	Nabco	The Aids Fund
Clann Housing Association Ltd.	Newgrove Housing Association	The Big Issues Housing Association
Cluid/St. Pancras	O.N.E.	The Iveagh Trust
Conference of Immaculate Heart of Mary	Oaklee Housing Trust Ltd.	The Line Projects Housing Association
Cuan Mhuire Teo	PACE	Vergemount Housing Fellowship
Cunamh Teo	Poor Servants of Mother or God	Victory Christian Fellowship
Daisyhouse Housing Association	Protestant Aid	Walkinstown Association
Daughters of Charity of St. Vincent De Paul Service for people	Raftstone Limited	YCMA
Disestablishment Memorial Trust Glenindare	Rehab	
Don Bosco Teenage Care	Respond	
Dublin Simon Community	Round Tower Housing Association	

In relation to the amount of land disposed of to Housing Agencies/Voluntary Bodies in the last ten years, this information is being compiled and will be forwarded separately in the next few weeks.

Q.7 COUNCILLOR CRÍONA NÍ DHÁLAIGH

To ask the City Manager to report to this councillor on the following regarding **(details supplied)**

- Who decided to reopen this lane and were the local community consulted. The laneway was originally closed due to the level of anti-social behaviour

- The developer promised that he would provide security/cameras if the lane was reopened – to date this has not happened
- An elderly resident who has lived on **(details supplied)** for most of her life is living in fear due to the anti-social behaviour now taking place right outside her door (the houses have no gardens) on a daily basis. She could not go to the Mass last week as there was an obstacle course of rubbish for her to manoeuvre around and she has poor mobility.
- The laneway is now being used as a dumping ground, a motor bike was set alight there last week
- Residents state that the footpath outside their homes was private property yet the developer has taken it, can he do that?

CITY MANAGER'S REPLY:

a. This laneway was opened as a pedestrian route while Reuben Street is closed. This new temporary laneway is on the inside of the wall and is not the original laneway, which was closed. It was opened after an extensive consultation process with residents from both sides of the laneway. This process involved Dublin City Council, Residents, Residents Representatives and the Developer. While this laneway is not the most ideal route, it is the only alternative route available that pedestrians (which include many school going children and luas users) can avail of while Reuben St. remains closed;

b. This laneway is outside building site and not within the remit of the developer. No commitment was given regarding the provision of cameras/security. The developer has erected security fencing and barriers;

c. There have been some incidents of anti-social behaviour on the laneway. Recently, many of these relate to the collection/storage of bonfire material, some of which was set on fire. Measures have been taken to secure the laneway to keep the incidents of anti-social behaviour to a minimum. Security fencing has been erected and is monitored regularly. Residents representatives. and residents themselves liaise with the Project Office. Local Gardai have the laneway included on their beat. The rubbish which caused obstruction to the resident, came from one of the neighbouring houses on the road and this has been removed;

d. As a result of a fire in the laneway, due to Halloween activity, part of the wooden hoarding was burnt. This created an access point for a motorbike to enter which was subsequently burnt out. This hoarding will be replaced;

e. At the exit point of the laneway, as a result of representations made by local residents, palisade fencing was erected to divert pedestrians from walking directly in front of the houses (where this resident resides) and have the exit at a point away from the houses. This fence was erected opposite the houses on the other side of the road and is on public property.

Q.8 COUNCILLOR CRÍONA NÍ DHÁLAIGH

To ask the City Manager if anything can be done to assist **(details supplied)**.

CITY MANAGER'S REPLY:

The applicant (**details supplied**) applied to Dublin City Council for housing in November 2006 from an address in Mullhuddart, Dublin 15. In March 2007 the applicant presented as homeless and was advised that he should then register with Fingal County Council.

It is the standard procedure of the four Dublin Local Authority's that applicants who are registering as homeless must have been made homeless from an address within their administrative area. If an applicant's last address is in Fingal County Council's area they will therefore be required to register with Fingal County Council.

The majority of homeless services are concentrated within Dublin City Council's administrative area, however it is not necessary for applicants to be registered with Dublin City Council in order to access these services. It is therefore possible for the applicant (details supplied) to remain in Cara Housing, St. Catherine's Foyer and complete his course with the National Institute for the Blind whilst registered for housing with Fingal County Council. St. Catherine's Foyer, which is run by Cara Housing and funded by the City Council and the HSE, is a transitional accommodation service for young homeless people, allowing them to partake in and complete education and training opportunities. The Foyer is experienced in sourcing alternative housing options for its residents including private rented accommodation, sheltered housing etc., as well as social housing.

Q.9 COUNCILLOR CRÍONA NÍ DHÁLAIGH

To ask the city Manager to reconsider the planning rules applied to residents who wish to dish the footpath outside their homes to facilitate off street parking. The rules at present seem to me to be very bureaucratic and expensive for such a small request. Can Dublin City Council not simplify this process, carry out the dishing at minimal cost and when paths are being renewed offer all houses to carry out dishing at cost price.

CITY MANAGER'S REPLY:

It has been the policy of Dublin City Council for many years that the dishing of a footpath is not carried out to facilitate an unauthorised vehicular access. The fees for planning applications are set nationally and all other requirements for the making of a valid planning application are laid out in the Planning and Development Regulations 2000 –2007.

Q.10 COUNCILLOR DERMOT LACEY

To ask the City Manager if he will respond to the query submitted with this question (**details supplied**):

CITY MANAGER'S REPLY:

Reply to Councillor

Q.11 COUNCILLOR DERMOT LACEY

To ask the Manager if he has received any information from the Bank of Ireland as to their intentions regarding the former Arts Centre in Foster Place and if not if we will seek such information.

CITY MANAGER'S REPLY:

The loss of the Arts Centre, Foster Place was addressed by the Arts, Culture, Leisure & Youth Affairs SPC on the 6th June 2006 and Mr Dan Loughrey. Head of Group Corporate Communications from Bank of Ireland was invited to meet with the Arts, Culture, Leisure & Youth Affairs SPC but was unable to do so.

A letter was received from Bank of Ireland stating that they were developing an initiative to continue to support the Arts. They have for instance run a programme of art exhibitions in the Head Office in Baggot Street, which have been very successful.

We will follow up with Bank of Ireland and request them to outline in detail the Arts Programme they have put in place over the last 18 months to replace the Foster Place Arts Centre.

Q.12 COUNCILLOR SEAN KENNY

To ask the Manager to review traffic management arrangement to relieve severe congestion at **(details supplied)**.

CITY MANAGER'S REPLY:

Traffic flows along this section of **(details supplied 1)** were investigated in March 2006, which concluded in the following report:

I refer to the request to have double yellow lines installed on one side of the road at the junction of **(details supplied 1)** and **(details supplied 2)**. Following a site visit double yellow lines are not recommended as no obstruction to traffic flow was observed while on site. In addition, there is pay and display parking and sufficient parking restrictions in place at this junction.

I note that **(details supplied 1)** is a regional road, which joins Howth Road to James Larkin road and this possibly facilitates traffic heading towards the East-link Bridge. Also, there is a school located near the junction of **(details supplied 1)** and **(details supplied 2)**. All of this will increase traffic flows along **(details supplied 1)** during peak traffic hours. However unless the traffic movements or parking is in such a manner that the traffic is impeded or unsafe conditions arise, we do not consider that further measures are necessary at this time.

Q.13 COUNCILLOR GERRY BREEN

Can the manager please reply to the following query? **(Details Supplied)**

CITY MANAGER'S REPLY:

(1) It is unlikely that DART commuter parking is occurring at this location, but it is possible that some QBC commuter parking exists. However, **(details supplied)** appears to be an adequate width to accommodate parking as long as the parking is legal. It should be noted that it is illegal to block an entrance without the permission of the owner served by that entrance and therefore

any parking in front of driveways or laneways is illegal and must be reported to the Gardaí or to Dublin Street Parking Services on 6022500.

(2) Waste Management Services were in contact with (details supplied) and the laneway was inspected on Wednesday 24th October 2007. Any dumped items of rubbish were removed from this laneway on the same day.

Q.14 COUNCILLOR GERRY BREEN

Can the Manager please reply to the following letter (**Details Supplied**)

CITY MANAGER'S REPLY:

The property at (**details supplied**) was offered to Dublin City Council for purchase. The property was inspected and valued and the vendors accepted the price offered by the Council. When the title was being investigated by our Law Department, it was noted that the property forms part of an estate which is managed by a Management Company and is subject to an annual service charge.

On the advice of the Law Department, it was decided not to proceed with the purchase due to the fact that the property is part of an estate that is managed by a Management Company and is subject to an annual service charge. Contracts had not yet been returned by the Vendors Solicitors when the decision was made not to proceed.

Q.15 COUNCILLOR SEAN KENNY

To ask the Manager to state the amount of the bond held by Dublin City Council to ensure that the developer at (**details supplied**) bring the estate up to taking-in-charge standard.

CITY MANAGER'S REPLY:

The Planning Authority can confirm that a bond was submitted by Manor Park Homes to the value of 105,000 punts (€133,322.49) in compliance with the security condition attached to the planning permission relating to (details supplied)

The bond has not been released to the developers, as Drainage works remain outstanding.

Q.16 COUNCILLOR NICKY KEHOE

To ask the city manager that a meeting be set up with (**details supplied**) as soon as possible and the issues below be put on the meeting agenda (**details supplied**).

CITY MANAGER'S REPLY:

Due to a shortage of School Wardens in the area, the School Warden at (**details supplied**) was relocated to Cowper Street, as there are no pedestrian crossing controls near that school unlike (**details supplied**).

It is hoped that as part of the upcoming recruitment process that a replacement can be found by January 2008.

Provision of traffic calming and the provision of additional signage will be examined by the Traffic Engineer and a reply prepared for the Central Area Committee.

Q.17 COUNCILLOR NICKY KEHOE

To ask the city manager for the reinstatement of the litter bins on (**details supplied**).

CITY MANAGER'S REPLY:

The litter bins on (**details supplied**) at both ends of the shops were recently vandalised and burnt out. Waste Management Services removed these damaged litter bins and we will have them replaced in the coming weeks.

Q.18 COUNCILLOR NICKY KEHOE

To ask the city manager that further details be issued to this Councillor in relation to (**details supplied**).

CITY MANAGER'S REPLY:

Details issued to Councillor

Q.19 COUNCILLOR NICKY KEHOE

To ask the city manager that the wheelchair ramps beside (**details supplied**) be reinstated.

CITY MANAGER'S REPLY:

This work at **details supplied** will be carried out within the next month.

Q.20 COUNCILLOR CHRISTY BURKE

To ask the city manager how many housing applicants are on the housing list of Dublin City Council and for a breakdown in relation to figures on the homeless list and senior citizens list.

CITY MANAGER'S REPLY:

The table below sets out the current number of applications on the City Council's Housing, Older Persons and Homeless Persons Lists.

List	No.of Applications
Housing List	11936
Older Person List with Priority	81
Older Persons List with Points	701
Homeless Persons List	1170
Total	13888

Transfer applications have not been included.

Q.21 COUNCILLOR CHRISTY BURKE

To ask the city manager if funding is secured in relation to the re-development of housing projects in the (**details supplied**).

CITY MANAGER'S REPLY:

(a) We have received permission from the Department of the Environment, Heritage and Local Government to invite tenders for the project at Sean Treacy House and expect that tenders will be invited early in the New Year. We have also received approval in principle to capital funding for the scheme. A budget for the project will be determined when a tender is accepted.

(b) O'Devaney Gardens and Dominick Street are both PPP (Public Private Partnerships) whereby Dublin City Council enter into an agreement with a developer to build a mixture of social, affordable and private units dependent on the requirements of the Local Authority and the community. The matter of funding being in place therefore would not ordinarily arise as these projects are not direct build social housing schemes.

Q.22 COUNCILLOR CHRISTY BURKE

To ask the city manager what action has been taken by the Enforcement Section of DCC regarding the illegal restaurant and take away service at **(details supplied)**.

CITY MANAGER'S REPLY:

An Enforcement Notice was served on the owner and occupier of **(details supplied)** on the 12th of October 2007 requiring the cessation of the unauthorised use of the premises for restaurant and takeaway use.

The Enforcement Notice has been complied with and the restaurant and takeaway has ceased trading.

Q.23 COUNCILLOR CHRISTY BURKE

To ask the city manager what progress is been made with Senior Housing Officials and the residents of **(details supplied)** regarding the development of the area

CITY MANAGER'S REPLY:

The Assistant City Manager and his Senior Staff recently met with the residents and are currently exploring options with a view to meeting the residents again.

Q.24 COUNCILLOR DERMOT LACEY

To ask the Manager if he could clarify what role and presence the Gardai now have in the Traffic Control Centre in the Civic Offices, if and when this has changed in recent months and in general how co-ordination of traffic related controls between the City Council and the Gardai is conducted.

CITY MANAGER'S REPLY:

The Garda presence was removed from the Dublin City Council Traffic Control Centre by Garda management in December 2006. Co-ordination between Dublin City Council Traffic Division and Garda Traffic Division is now achieved by dedicated video link.

Q.25 COUNCILLOR JOHN GALLAGHER

To ask the City Manager what steps are being taken to promote alternatives to the private car as a school transport option in the light of the recent report published by the Dublin Transportation Office; and if he will make a statement on this matter.

CITY MANAGER'S REPLY:

Dublin City Council and the QBN Project Office are working to improve bus operations in the City and this will provide an alternative to the car. In addition Dublin City Council has commenced work on an on-road cycle training programme, which will seek to train school children in cycling and identify suitable routes to school. Traffic Division has also carried out a programme of installing cycle parking at schools to encourage the use of cycling for the school trip.

Q.26 COUNCILLOR JOHN GALLAGHER

To ask the City Manager for an update on the Terenure Traffic Review; and if he will make a statement on this matter.

CITY MANAGER'S REPLY:

A review of the traffic arrangements in Terenure, Kimmage, Templeogue, Rathfarnham, Rathgar and Rathmines areas was carried out by MVA consultants on behalf of the City Council in 2005. All the main recommendations of their report were rejected by residents and elected representatives alike. There are no proposals to carry out any further traffic reviews in the Terenure area.

Q.27 COUNCILLOR JOHN GALLAGHER

To ask the City Manager what, if any, steps are being taken to ensure that developers engage with the local community prior to any significant development; and if he will make a statement on this matter.

CITY MANAGER'S REPLY:

Developers are not under any legal obligation to engage with the local community prior to development. Although in some instances developers, at their own discretion, do engage with local communities prior to the lodgement of a planning application.

Irish Planning Legislation provides for generous third party rights within the planning process. As such, any person can make a submission on a planning application and has the right under Law (Planning & Development Acts 2000-2006 and the Planning & Development Regulations made thereunder) to subsequently appeal the decision of the Planning Authority to An Bord Pleanála

Q.28 COUNCILLOR JOHN GALLAGHER

To ask the City Manager to explain why new dressing rooms will not be available in Eamon Ceannt Park for at least 18 months, bearing in mind that there have been no facilities there for over a year; and if he will make a statement on this matter.

CITY MANAGER'S REPLY:

The design process for new changing rooms at Eamon Ceannt Park was protracted due to:

Resolutions of ownership issues on Part of the Park- DCC have now acquired the necessary title to allow the building to proceed.

Initial designs include provision for a third party arrangement, which did not materialise and a redesign was necessary. The Dublin District Schoolboy League were initially interested in a partnership arrangement with regard to the use of the building but subsequently withdrew thereby necessitating a reappraisal and design.

We hope to go to tender in Early 2008, be on site in late spring 2008 and the build period will be approximately 12 months.

Q.29 COUNCILLOR DECLAN FLANAGAN

With regard to **(detail supplied)**, please be advised that the residents living in Lorcan do not want pedestrian entrances setup from their area into the new development. There are many reasons as to why pedestrian entrances would cause problems in Lorcan. Please advise if this will be part of the **(details supplied)** application? Can you ensure that pedestrian entrances will not be granted and that I receive a copy of the full plans?

CITY MANAGER'S REPLY:

The Planning Authority has not yet received an application regarding the development of these lands and is unable to comment until an application has been lodged.

Q.30 COUNCILLOR DECLAN FLANAGAN

Can the Council please contact **(detail supplied)** and examine the possibility of putting ramps on this road due to the huge amount of speeding vehicles going through the estate? It would be an ideal location for putting ramps on due to the dangerous nature of the situation.

CITY MANAGER'S REPLY:

A request for the provision of ramps on **(details supplied)** was investigated in August 2007 and the following was reported:

Following a speed survey carried out on **(details supplied)**, dated 15/08/2007, between the times of 12:30 and 13:00, speed ramps are not recommended on **(details supplied)**, as the survey did not meet the warrant for the provision of speed ramps.

Therefore ramps are not recommended

Q.31 COUNCILLOR SEÁN KENNY

To ask the City Manager to list the addresses of the Dublin City Council housing units in Housing Area B which are vacant awaiting completion of repairs and to also say how long each unit as been vacant.

CITY MANAGER'S REPLY:

A report will be forwarded directly to the councillor.

Q.32 COUNCILLOR KEVIN HUMPHREYS

To ask the City Manager what enforcement measures were taken in relation to concerts in the RDS between the 25th May and 31st October 2007 (**details supplied**)

CITY MANAGER'S REPLY:

The RDS concerts were licensed by Manager's Order dated May 31st, 2007.

Section 231 of the Planning and Development Act 2000 provides for the granting of a licence subject to conditions. Condition 13 of this licence required the payment of a deposit of €20,000 as 'a surety for maintaining noise limits...'.

A report from the Environmental Health Section dated July 19th last sets out the level of exceedence of noise limits in the RDS, specifically on July 13th and 14th during the Rod Stewart concerts. The surety of €20,000 has been withheld in this case. The issue of the adequacy of the surety and our general procedures on prosecution is under review at present and should be completed prior to the licensing of any event in the RDS in 2008.

Q.33 COUNCILLOR KEVIN HUMPHREYS

To ask the City Manager to improve Public Lighting in Cathedral View Walk especially at (**details supplied**) also that the Manager make provision in the 2008 budget to improve street lighting in Bath Ave and Derrynane Gardens.

CITY MANAGER'S REPLY:

The public lighting at the above locations will be investigated and a report will be issued to the Councillor.

Q.34 COUNCILLOR KEVIN HUMPHREYS

Ask the Manager to clear the shores at (**details supplied**) as there strong odours coming from these locations.

CITY MANAGER'S REPLY:

The gullies at the listed addresses have been cleared. The tenants have been informed that this work has been carried out.

Q.35 COUNCILLOR KEVIN HUMPHREYS

To ask the City Manager to bring in bye-laws to control stencil imprint advertisements on the roads and footpaths of the City as a matter of urgency.

CITY MANAGER'S REPLY:

Under Section 13 (10) (a) of the Roads Act 1993 a person who, without lawful authority or the consent of a Road Authority defaces a public road by writing or by any other means shall be guilty of an offence. A person guilty of such an offence is liable on summary conviction to a fine not exceeding £1000 or,

at the discretion of the court, imprisonment for a term not exceeding 6 months or to both fine and imprisonment. These powers are considered adequate to deal with this nuisance and the making of byelaws is not considered necessary. Enforcement of this provision would be a matter for the Gardai.

Q.36 COUNCILLOR RAY CORCORAN

To ask the City Manager to arrange for front gates at **(detail supplied)** to be refitted.

CITY MANAGER'S REPLY:

The Area Maintenance Officer will inspect the gates and arrange any necessary repairs.

Q.37 COUNCILLOR RAY CORCORAN

To ask the City Manager to as to whether repairs are being carried out at **(detail supplied)**, which has been taken on contract by Dublin City Council under the RAS scheme.

- Could the City Manager outline the following:
- How much these repairs will cost the Council?
- Will the tenant be charged for these repairs?
- Will court proceedings be taken against this family?
- Has this tenant been re-housed by the City Council or some other statutory body?

CITY MANAGER'S REPLY:

The detailed property is not a City Council property and is not under contract to Dublin City Council in accordance with the RAS scheme, nor is it known to the RAS unit.

Q.38 COUNCILLOR RAY CORCORAN

To ask the City Manager to arrange for the removal of a large amount of fallen leaves outside of **(details supplied)**.

CITY MANAGER'S REPLY:

Waste Management Services had the fallen leaves outside ***** removed on Wednesday 31st October 2007.

Q.39 COUNCILLOR RAY CORCORAN

To ask the City Manager to look at the replacement and upgrading of rusted lamp posts on **(details supplied)** which have not been painted for many years and are now in need of replacement.

CITY MANAGER'S REPLY:

The Lampposts will be assessed for inclusion in a future painting programme in the context of finances available.

Q.40 COUNCILLOR GERRY BREEN

Can the City Manager please reply to the following question **(details supplied)**?

CITY MANAGER'S REPLY:

Data from our bin management software indicates that where the household waste charge is not waived, the householder presents their grey bin for residual waste, on average, every second week.

In the vast majority of cases where the charge is waived, the householder presents the wheeled bin for collection every week.

Q.41 COUNCILLOR GERRY BREEN

Can the City Manager please reply to the following question (**details supplied**)?

CITY MANAGER'S REPLY:

Waiver applicants are required to furnish income details for all adult occupants in a property for the year to which the waiver applies.

The Revenue Unit examines each application and accepts copies of form P60's and/or a statement from the Dept of Social & Family Affairs as evidence of earnings.

A spot check is conducted against the Register of Electors to verify the number of adults residing. When a discrepancy appears between the Register and the Waiver Application, supplementary information is requested by the Revenue Unit from the applicant.

In the case of Senior Citizens, waivers are renewed automatically in the first three years. To satisfy audit requirements, fresh information is sought after three years as circumstances may have changed.

Q.42 COUNCILLOR DESSIE ELLIS

To ask the City Manager to arrange for the pathways in (**details supplied**)
To be cleaned of all writing which appears to be chalk.

CITY MANAGER'S REPLY:

All chalk marks were removed last week.

Q.43 COUNCILLOR DESSIE ELLIS

To ask the City Manager to arrange for the following to be done on the North Road/Brookville area (**details supplied**)

CITY MANAGER'S REPLY:

a) & b) All openings at these locations will be repaired within 2 weeks

Q.44 COUNCILLOR DESSIE ELLIS

To ask the City Manager to arrange for the following to be done on the North Road/Brookville area (**details supplied**)

CITY MANAGER'S REPLY:

Following a public tender, consultants (Loci Urban Design Architecture & Planning) were recently appointed to prepare a plan as agreed with the local residents. When available the plan will be presented to the North West Area Committee for consideration.

Q.45 COUNCILLOR DESSIE ELLIS

To ask the City Manager to arrange for the following to be done on the North Road/Brookville area **(details supplied)**

CITY MANAGER'S REPLY:

The Planning Enforcement Officer for the area will carry out an up to date inspection and a report will issue directly to the Councillor.

Q.46 COUNCILLOR EDIE WYNNE

To ask the Manager to provide the Traffic Advisory Group with the resources and manpower to allow it to clear its backlog of issues, including allocating extra engineers if necessary.

CITY MANAGER'S REPLY:

A review of staff resources in Traffic Division is currently being carried out by The Roads and Traffic Department and Human Resources Department. Staff resources in the Traffic Advisory Group will be examined as part of this review.

Q.47 COUNCILLOR EDIE WYNNE

To ask the Manager why **(details supplied)** new planning permission was granted without first needing to apply for retention for work already done in breach of the original planning permission.

CITY MANAGER'S REPLY:

Report sent to Councillor

Q.48 COUNCILLOR EDIE WYNNE

To ask the Manager to ensure that the Council and their parking enforcement agents (DSPS) do everything within their power to enforce the parking regulations on Grove Park against cars parking without displaying a valid pay-and-display ticket.

CITY MANAGER'S REPLY:

The Council's parking enforcement contractor has been requested to have Grove Park patrolled regularly in order to ensure compliance with the parking regulations.

Q.49 COUNCILLOR LARRY O'TOOLE

To ask the City Manager to deal with the following issue **(details supplied)**

CITY MANAGER'S REPLY:

This request for cleaning has been passed on to our *enviro-crew* and **(details supplied)** will be swept today and monitored closely until the fruit has finished falling.

Fruiting is a feature of many species of roadside tree. In some cases the fruit are sizable and provide a significant aesthetic feature while still attached to the tree. They are also of significance to wildlife including birdlife and insect life in providing an important food source, and improving the diversity of

species in the environment. The provision of a variety of fruiting trees is in keeping with the city's Biodiversity Action Plan resulting in a significant food source for a dwindling but priority group of animals, namely birds. As a result of suitable weather conditions this particular season has been a good year for fruit production of many trees with ornamental fruit, including the roadside trees at **(details supplied)**. Where there is a volume of such fruit Parks & Landscape Services Division in cooperation with Waste Management Division maximise the frequency of path cleaning operations to help minimise the type of concerns raised. Unfortunately any object, which is a comfortable size, can be used by those who wish to involve themselves in such antisocial activity. Problems associated with any vegetation fruit/ leaves twigs, being present on the footpath are addressed by removal of this material to the extent that available resources allow. Dublin City Council also promotes co-operation and participation of individual residents in helping to minimise the problems. The benefits of having roadside trees, including those that have sizable ornamental fruit, are considered to outweigh any of the negative impacts indicated in the above concerns which are present for a relatively short duration.

Q.50 COUNCILLOR LARRY O'TOOLE

To ask Public Lighting to make safe the junction box at **(details supplied)**.

CITY MANAGER'S REPLY:

Public Lighting services carried out an inspection of the junction box located at **(details supplied)** and it is the property of NTL services. A letter will be forwarded to NTL asking them to make safe their junction box.

Q.51 COUNCILLOR LARRY O'TOOLE

To ask the City Manager to make provision for traffic-calming measures at **(details supplied)**

CITY MANAGER'S REPLY:

This will be referred to the Traffic Advisory Group for investigation.

Q.52 COUNCILLOR LARRY O'TOOLE

To ask the City Manager to have public lighting and footpaths repaired at **(details supplied)**

CITY MANAGER'S REPLY:

A night inspection of public lighting at **(details supplied)** was carried out on 23/10/07 and none of the lights were found to be out of order. If there is a light, which has an intermittent failure, the number of the pole can be reported directly to the public lighting department

The repair of the footpaths on **(details supplied)** will be considered for the 2008 Works Programme.

Q.53 COUNCILLOR LIAM KELLY

That the manager arrange for the erection of two street name signs at Oakwood Avenue, Finglas, Dublin 11. The original signs seem to have gone missing from their normal locations at numbers 62 and 1 and 2 Oakwood

Avenue and residents are concerned that emergency services cannot find the street in question.

CITY MANAGER'S REPLY:

Road maintenance will order new signs for this location immediately. The sign will be erected on delivery which normally takes 8 weeks.

Q.53 COUNCILLOR LIAM KELLY

That the manager arrange for the erection of two street name signs at Oakwood Avenue, Finglas, Dublin 11. The original signs seem to have gone missing from their normal locations at numbers 62 and 1 and 2 Oakwood Avenue and residents are concerned that emergency services cannot find the street in question.

CITY MANAGER'S REPLY:

Road maintenance will order new signs for this location immediately. The sign will be erected on delivery which normally takes 8 weeks.

Q.54 COUNCILLOR LIAM KELLY

Could the manager advise me of the status of the funds committed to parks works in the Glenhill area in Finglas for works such as increased lighting and restructuring of walls in order to tackle anti-social behaviour. The North West Area Park Superintendent advised me that such a provision exists following consultations with residents and councillors.

Could the manager further advise me as to what improvements will be made under the fund?

CITY MANAGER'S REPLY:

Provision has been made in the draft estimates for 2008 for upgrading work to Glenhill Estate green as agreed with the residents
Improvements to green at Glenhill Estate includes the following-

- repairs to pier
- removal of expanse of tarmac
- installation of ramp and handrails
- resurfacing of pedestrian path
- relocate public lighting to edge of resurfaced path

Following consultation with residents it was agreed not to remove the stub wall.

Q.55 COUNCILLOR LIAM KELLY

Could the manager advise me of what action has been taken by the environmental health department of DCC in relation to the following empty home (**details supplied**)?

CITY MANAGER'S REPLY:

This is a vacant end of terrace, double fronted house, previously occupied by two elderly people. Both are now being cared for in a nursing home.

An environmental health officer inspected the house on the 18 October 2007. The conditions found in the dwelling constituted a statutory nuisance and a Notice under Local Government (Sanitary Services) Acts 1878-2001 dated 22 October 2007 was served on the owner requiring the removal and proper disposal of all waste and refuse from the property within 14 days, i.e., on or by 05 November 2007.

Because of the conditions found in the dwelling the property has been referred to the Dangerous Buildings Section and Waste Water Division of the City Council and also to Bord Gais for their attention and appropriate action.

The house will be reinspected on the expiry of the Notice and appropriate action will be taken.

Q.56 COUNCILLOR LIAM KELLY

Could the City Manager advise me that provision for road widening in front of **(details supplied)** has been made in this year's budget. The residents requested same in 2006. It has become increasingly difficult to get parking alongside the road and planning permissions for recent end of terrace properties will increase the numbers of cars on the road.

CITY MANAGER'S REPLY:

There is no finance available in the current years estimates for road widening at details supplied. Having regard to the demands on available resources and the priority that this work could be afforded it is unlikely that the work will be included in the 2008 works programme.

Q.57 COUNCILLOR BILL TORMEY

Would the manager advise me as to who owns the laneway adjacent to number 20 Ballygall Road West and further advise me of the procedure involved in closing same.

Neighbouring residents have complained of drug use and antisocial behaviour in the lane.

CITY MANAGER'S REPLY:

Any person interested in establishing ownership of the lane should arrange a search in the Land Registry to establish the registered owners.

In order to close off the lane it would be necessary in the first instance to extinguish the right of way. The extinguishment of a public right of way is a reserved function of the City Council and the procedure is set out in Section 73 of the Roads Act, 1993.

Any person wishing to have the statutory procedure for the extinguishment of a public right of way initiated should submit evidence to the City Council of general support for such extinguishment.

Following the decision of the City Council to extinguish a public right of way the cost of the works involved in effecting the extinguishment is a matter for the person/persons requesting the extinguishment in the first instance.

Q.58 COUNCILLOR BILL TORMEY

Would the City Manager provide additional green bins for the residents of Brookville Court, Finglas at the request of their residents committee.

CITY MANAGER'S REPLY:

Oxigen will arrange for a green eurobin for recycling to be delivered to Brookville Court within the next three weeks.

Q.59 COUNCILLOR BILL TORMEY

Would the manager arrange for a full clean up of the front of Valeview Drive, Finglas. Arising from confusion, the road has not been cleaned for some time and is in a very littered state.

CITY MANAGER'S REPLY:

Waste Management Services carried out a clean up of the front of Valeview Drive on Tuesday 30th October 2007. We will ensure that Valeview Drive is cleaned every Wednesday after the refuse collection has taken place there.

Q.60 COUNCILLOR BILL TORMEY

Would the manager arrange for a full and immediate clean up of graffiti around the Pappins Road Shops area and specifically the following.

- Removal of graffiti on the DCC litter bin at the top corner of St Pappins Road/Dean Swift Road (beside Autotyre).
- Removal of graffiti on ESB pole beside 8 Dean Swift Road
- Removal of graffiti on bins outside the Centra Shop and Laundrette
- Removal of graffiti on gates to rear entrances at Autotyre, between Centra and Barbers shops and all other locations in the area.

CITY MANAGER'S REPLY:

Arrangements have been made to have the graffiti removed from these areas.

Q.61 COUNCILLOR DERMOT LACEY

To ask the City Manager to respond to the issues contained in the letter submitted with this question (**details supplied**) and in particular will the City Manager confirm that the promised improvement works involving Lighting upgrade and Pavement resurfacing to create an acceptable Cycle Way will be carried out soon.

CITY MANAGER'S REPLY:

Public Lighting Division have been notified in relation to the lighting at Herbert Park.

All of the cycle lanes in Dublin City Council are designed as per the Dublin Transportation Office guidelines.

The Morehampton Road/Waterloo Road/Appian Way junction was designed by the Quality Bus Network Project Office and will be the subject of a Road Safety Audit (RSA) Stage 3. Any actions required will be taken on foot of this RSA.

Dublin City Council has appointed a Cycling Officer, Mr Niall Gormley. All cycling facilities are to be Audited as a response to the ByPad Report. A plan of action, Audit 4 routes, has been agreed with the Cycling Forum for 2007.

Q62. COUNCILLOR MICHAEL CONAGHAN

To ask the Manager if the proposal to build and provide for a category of cable car to run at height adjacent to the Liffey Quays is still a “live project”. If that is the case when does it become part of the planning process so that the public – a great number of whom feel such a project would seriously detract from the amenity value of the river – may have an input to any planning decision.

CITY MANAGER’S REPLY:

The proposed cable car project is, I understand, being considered by An Bord Pleanala as a qualifying project under the provisions of the Strategic Infrastructure Act 2006.

If An Bord Pleanala determines that it is a qualifying project then under the provisions of this Act, Dublin City Council in conjunction with other statutory bodies will be notified and required to submit comments on the project.

Q63. COUNCILLOR MICHAEL CONAGHAN

To ask the Manager if Council have as yet contracted Consultants to expedite the final stages (tender document/processing, etc.) of the “Kylemore Park Upgrade Plan” and to ask when work will now commence.

CITY MANAGER’S REPLY:

The preparation of a consultancy brief and consultant procurement has commenced and the appointment of Consultants is due towards the end of November '07. Implementation works will commence in mid to late 2008.

Q64. COUNCILLOR MICHAEL CONAGHAN

To ask the Manager if he could secure and provide for members Data/Information/Speakers Presentation, etc. from the recent Regional Authority Conference on creative industries/creative cities.

CITY MANAGER’S REPLY:

Speakers presentations and a video recording of Dr. Richard Florida will be placed on the Dublin Regional Authority’s website soon. However, any member wishing to receive this information directly will be facilitated.

Q.65 COUNCILLOR DEIRDRE HENEY

To ask the Manager to refer to area at **(details supplied)** and arrange to have white delineating disk parking spaces repainted as they have been removed due to construction works in recent times; this is causing problems in the area as all day parking has now returned

CITY MANAGER’S REPLY:

This request will be forwarded to a Traffic Inspector to investigate and action taken as necessary.

Q.66 COUNCILLOR DEIRDRE HENEY

To ask the Manager to refer to the seriously hazardous piece of footpath at **(details supplied)** and arrange to have it repaired as soon as possible as the elderly resident at details attached is unable to use her walker to assist her to go to the shops etc due to the dangerous condition of the footpath; also another elderly resident fell and injured her head having tripped on this piece of footpath.

CITY MANAGER'S REPLY:

Road Maintenance will carry out permanent reinstatement of this path at **(details supplied)** in the next week.

Q.67 COUNCILLOR DEIRDRE HENEY

To ask the Manager to refer to trees at **(details supplied)** and say

- if he can arranged for continuous weekly sweeping up/cleansing of the area which is destroyed/strewn with rotting fruit which youngsters are picking up and using as missiles to throw at house alarms and windows etc, causing much upset and inconvenience to local residents, particularly senior citizens
- what efforts can be made to either reduce the problem or eliminate it altogether as numerous residents have contacted me complaining about the problem
- what assistance he can provide for the mostly elderly residents who seem to be the only people interested in clearing up the area on a daily basis
- if he will immediately carry out pruning of the tree at details (a) attached which is seriously blocking a street light, resulting in the area being dangerously dark
- if consideration can be given to removing and replacing the trees as residents are being seriously inconvenienced by the falling fruit

CITY MANAGER'S REPLY:

Waste Management Services had a clean up done of the fallen fruit on the roads throughout **(details supplied)** on Wednesday 31st October 2007.

We will ensure that fallen fruit is removed from these roads during the course of the weekly cleaning schedule for this area.

Residents who clean up some of the fallen fruit from the roads in this area and bag it, can contact our Area Supervisor, Mr. Patrick Bennett, Collins Avenue Waste Management Depot, Telephone 8373226, and he will arrange to have these bags taken away free of charge.

If the exact location is identified, the tree can be inspected by the Parks department

Fruiting is a feature of many species of roadside tree throughout the city. In some cases the fruit are sizable and provide a significant aesthetic feature while still attached to the tree. They are also of significance to wildlife including birdlife and insect life in providing an important foodsource, and improving the diversity of species in the environment. The provision of a variety of fruiting trees is in keeping with the city's Biodiversity Action Plan resulting in a significant food source for a dwindling but priority group of animals, namely birds. As a result of suitable weather conditions this particular season has been a good year for fruit production of many trees with ornamental fruit, including the roadside trees in the Marino area. Where there is a volume of such fruit on the public road Parks & Landscape Services

Division in cooperation with Waste Management Division maximise the frequency of path cleaning operations to help minimise the type of concerns raised. There have been a number of additional road cleaning operations carried out in this general area in the recent past. Unfortunately any object, which is a comfortable size, can be used by those who wish to involve themselves in antisocial activity such as using them as missiles against themselves or property. Problems associated with any vegetation fruit/leaves twigs, being present on the footpath are addressed by removal of this material to the extent that available resources allow. Dublin City Council also promotes co-operation and participation of individual residents in helping to minimise the problems. The Councillor is invited to forward detail of the exact location of the tree where pruning is requested arising from the conflict of the roadside tree and a public light for specific inspection and arrangement of any works considered to be required. The benefits of having roadside trees, including those with sizable ornamental fruit, are considered to outweigh any of the negative impacts indicated in the above concerns which are present for a relatively short duration, and therefore removal or replacement planting of this area is not being considered at this time.

Q.68 COUNCILLOR DEIRDRE HENEY

To ask the Manager to refer to location **(details supplied)** as per details attached and say

- if he will take immediate steps to eliminate the recurring sewerage overflow problem which flowing out onto the public roadway
- what interim and long term measures can be put in place to reduce and eliminate this problem once and for all as residents complain that the situation is unbearable
- when did Dublin City Council last clear the block sewerage mains/pipes
- how soon can Dublin City Council carry out works to resolve this health hazard

CITY MANAGER'S REPLY:

Members of Drainage Division inspected the sewers at details supplied on the 26th and 30th of October last and found them to be working satisfactorily on both occasions. We will monitor this area over the coming weeks, particularly during times of rain, to determine if any action is necessary. We have also left the contact details of our Maintenance Inspectors with residents along the road should they require any assistance.

Q.69 COUNCILLOR MICK RAFFERTY

To ask the City Manager if Reilly Bridge on Ratoath Road, Dublin 7 can sustain the increasing volumes of traffic using it, much of it heavy traffic despite the three-tonne limit, and if any alternative traffic management measure is being considered for that location.

CITY MANAGER'S REPLY:

It is accepted there is congestion problem on the Ratoath Road between The Tolka Valley Road and O'Reilly's Bridge due to high traffic volumes, which would be alleviated if the flyover and associated bypass were constructed. However, no progress can be made in this regard until a decision is made by Iarnrod Eireann on the proposed railway station at O'Reilly's Bridge and agreement is reached from Councillors and local residents, which would mean including the bridge as a road improvement in the Development Plan.

Currently a scheme to widen Ballyboggan Road from Ratoath Road to Broombridge Road at the developer's expense is being progressed. This will link Pelletstown development to the Finglas Quality Bus Corridor. The scheme will provide for bus priority in one direction and a higher capacity public transport link between the development and the city.

Q.70 COUNCILLOR MICK RAFFERTY

To ask the City Manager if the stagnant water in the Blessington Basin, Dublin 7 results from a defective pumping system there and if this will be rectified for this widely used local amenity.

CITY MANAGER'S REPLY:

The "algae bloom" occurring in the water in Blessington Basin is a natural occurrence due to high humidity and temperature over the summer months. This natural occurrence will recede over the winter months

Q.71 COUNCILLOR MICK RAFFERTY

To ask the City Manager for a definite timescale in line with the commitment already given to provide changing rooms and other facilities for teams using Fairview Park, Dublin 3.

CITY MANAGER'S REPLY:

The project is currently being undertaken and arranged by City Architects Department, who are currently preparing documentation for a tender which is understood to be planned for late early 2008. Following completion of that process and confirmation of the availability of the specific level of resources required it is understood that the onsite works will commence during 2008. Consideration is being given at present for inclusion of pitch surface improvement works at Fairview Park in the estimates for Parks & Landscape Services Division for 2008.

The contract documents are currently being prepared by:

- An in-house Architectural Team
- Consultant Structural and Civil Engineers,
- Consultant Mechanical and Electrical Engineers
- And with CODEMA (City of Dublin Energy Management Agency) as
- a grant for passive solar energy has been provided by the SEI (Sustainable Energy Ireland).

Meetings are held regularly with all team members to monitor progress and sustain momentum. Commitments have been given to have drawings and specifications completed by early December 07. Due to the new government contracts requirements, more detailed information is required for tendering purposes, which required additional time.

Quantity Surveyors advise that tenders will be sought via the Government web site in November 08. Bills of Quantities and tender documentation in conformity with Department of Finance Public Works Contracts will be prepared. It is considered that tender documents will be issued in Spring 08. Tenderers, bonds and approvals will take a further two to three months.

Q.72 COUNCILLOR DAITHÍ DOOLAN

Noting recent announcements on October 23rd by An Taoiseach that 'based on his (the Minister for Environment) examination of new technologies, perhaps we will not need 8 incinerators', and by the Minister for Environment John Gormley that 'Ireland requires no more than two incinerators to deal with waste' what plans do Dublin City Council have to replace the proposed Poolbeg incinerator with a different waste management technology other than incineration?

CITY MANAGER'S REPLY:

An application is being considered by the Environmental Protection Agency at present for a Waste Licence for the proposed Waste to Energy Project at Poolbeg Peninsula and a decision is expected shortly. A decision is also expected in the near future from An Bord Pleanála in respect of the Planning Application, the Environmental Impact Assessment and the Compulsory Purchase Order. In accordance with current legislative requirements both applications must comply with Best Available Techniques Requirements which includes high energy efficiency and heat recovery.

Q.73 COUNCILLOR DAITHÍ DOOLAN

To ask the Manager to ensure that Dublin City Council funds a proactive public awareness campaign highlighting the dangers of climate change and promoting what must be done to meet our commitments to the Kyoto Agreement.

CITY MANAGER'S REPLY:

The City Council is preparing a Climate Change Strategy for the next 5 years. The strategy is being progressed through the Environment & Engineering Strategic Policy Committee and will go to public consultation following consideration by the City Council. It is envisaged that a public awareness campaign promoting the strategy will be carried out during the consultation process and after the plan is adopted by the City Council.

Q.74 COUNCILLOR DAITHÍ DOOLAN

To ensure that Dublin Bus exclude Creighton Street from bus route numbers 74 & 74a as the street is inappropriate for buses? Can residents be informed and consulted with before any future bus routes are planned for this area? Are there any plans to put traffic lights on Creighton St?

CITY MANAGER'S REPLY:

Designation of bus routes is a matter for the Department of Transport. The Department has been advised of the Councillors concerns. There are no plans for traffic signals at Creighton Street.

In addition Dublin Bus has informed the Area Office that the route is being reviewed at present. The issues raised in relation to Creighton Street and the terminus in Macken Street will be considered as part of the review.

Q.75 COUNCILLOR DAITHÍ DOOLAN

Can the Manager give a full update on the Dublin Fire Risk Assessment that was being carried out, as agreed by Dublin City Council and can he confirm

that all Traveller halting sites have been fitted with fire alarms as agreed by Dublin City Council in December 2005?

CITY MANAGER'S REPLY:

Dublin City Council sought expressions of interest on the 6th July 2007, through the EU Restricted Procedure process for the Supply of Risk Analysis Utility Software". The closing date for the receipt of expressions of interest was 7th August, 2007. The Evaluation Committee short-listed all ten companies and tender documents will be issued to them shortly.

All Traveller specific houses have been routinely fitted with smoke alarms. However, on Traveller Halting Sites, the various caravans and trailers etc are owned by the individual Traveller families. In 2006 the City Council offered a gift of two battery powered smoke alarms to each family on our Halting Sites. This gift was offered to all families irrespective of whether they were official DCC tenants or families "doubling up" on sites. Obviously the installation and subsequent maintenance of these devices plus the replacement of batteries etc. would be a matter for the families themselves. It should be noted that in certain cases the offer of this gift was refused.

Q.76 COUNCILLOR VINCENT JACKSON

That all finances necessary to complete all the agreed improvements to the Croftwood Green area of Cherry Orchard to include the open spaces, footpaths, play area be included in the upcoming estimates. Residents have endured months of building, etc. with the construction of affordable housing.

CITY MANAGER'S REPLY:

The Ballyfemot Area Office has recently written to the Residents Association Croftwood Together outlining the agreed improvements. Dublin City Council is committed to delivering an environmental regeneration package to the Croftwood Green/Park area that will be completed in Summer 2008.

Q.77 COUNCILLOR VINCENT JACKSON

Could the Manager please seek from the Health Service Executive an update on the proposed redevelopment of Ballyfermot Health Centre up to the status of primary health service facility. I was told 4 or 5 years ago this would happen and still this valuable under utilised facility remains the same.

CITY MANAGER'S REPLY:

The Health Service Executive will be requested to give a briefing to local Councillors in relation to the re-development of the Health Centre.

Q.78 COUNCILLOR VINCENT JACKSON

Could the Manager please give me a full progress report on the delays to proceed with the Springvale site at Chapelizod Road to include time frames for commencement and completion of this project.

CITY MANAGER'S REPLY:

It was necessary to carry out a C.P.O. on this site in order to secure clean title. The C.P.O. process will be completed in December 2007.

The scheme is currently being reviewed to ensure compliance with new apartment standards. It is expected to dispose of this site in early 2008.

Timescale for completion will be agreed with the preferred developer at the appropriate time.

Q.79 COUNCILLOR NAOISE O'MUIRI

In relation to the report on collection of fixed intoxicating liquor fines for 2006 as presented to the North-Central JPC on 13/09/07 can the Manager please answer the following questions:

- Why were 23 fines withdrawn?
- How many of the 886 Final Reminders were subsequently collected?
- Why were 3 cases struck out?
- Have the Garda been contacted regarding their failure to attend on the original court dates as outlined?

Can the Manager also tell me how many Final Reminders were issued in 2005 and how many of these have subsequently been paid?

CITY MANAGER'S REPLY:

In relation to the report on the collection of fixed intoxicating liquor fines for 2006 :

23 fines were withdrawn for the following reasons:

One person was deceased, one was in prison and the remainder were false names and addresses given and the Gardai were unable to identify the correct offender.

Of the 886 Final Reminders issued 98 were subsequently paid.

The three cases struck out were because the Garda could not attend court in two cases and the alleged offender was in prison for the other case.

When cases are taken to court the Garda in question is informed of the court date in writing. This is followed up by this Department to ensure the Garda is available to attend court. It is at this stage that difficulties arise in relation to contacting the relevant Gardai to ensure attendance for the court case in question as they may be on different shifts/holidays/out on patrol etc. In no cases do the Gardai themselves contact our Department to state their availability to attend court cases.

717 Final reminders issued in 2005 of which 74 were subsequently paid.

Q.80 COUNCILLOR NAOISE O'MUIRI

In relation to Planning Enforcement cases actually heard in Court in 2006 can the Manager detail:

- How many of these cases were adjourned by the sitting judge on account of a retention application being submitted during the process
- How many of these enforcement cases with related retention applications were subsequently granted retention permission by City Council and what the legal outcome was including who bore costs
- How many court cases actually came to final conclusion and the proportion that actually resulted in convictions.

CITY MANAGER'S REPLY:

It will take some time to collate the information requested by Councillor O'Muirí as the Enforcement databases are not set up to produce the statistics requested.

The Planning Enforcement Manager will endeavour to produce as much of the information requested by the Councillor and will revert directly to Cllr. O'Muire as soon as possible.

Q.81 COUNCILLOR NAOISE O'MUIRI

In relation to Grace Park Avenue, can the Manager:

- confirm when the double-yellow road markings as previously approved will be installed on this Avenue
- organise to have some trees planted in the grass verge on each side of the Avenue.

CITY MANAGER'S REPLY:

A request for permit parking on Grace Park Avenue was investigated in May 2007 and the warrant for permit parking was met and the following report was issued:

Residential Parking Bays with Pay & Display plus Double Yellow Lines are recommended at the following locations;

Double Yellow Lines extending for 5m from the junction with Richmond road, on both sides of the entrance to Grace Park Avenue to facilitate visibility from the junction.

Residential Permit Parking with Pay & Display on Grace Park Avenue (parallel to kerb parking) on both sides of the road.

Double Yellow Lines across the entrance to both lanes as well as across the end of the cul-de-sac to enable access.

Dublin city council would recommend Disc Parking as shown in the attached drawing. The recommendations are subject to the agreement of the residents, which should be done by a survey. The operation hours for the permit parking should be (Mon-Sat 07:00-19:00, or Mon-Sun 07:00-19:00)

A plebiscite for the introduction of the permit-parking scheme was sent to all the residents along the road however the proposal was rejected at survey (July 07). 17 on register, 14 votes returned, 5 for, 9 against.

Therefore, the scheme will not be implemented.

Grace Park Avenue has been examined by Parks & Landscape Services Division for consideration for roadside tree planting. There are limitations on this roadway due to services and path width. Based on the examination undertaken it is proposed to carry out the planting of 4No. roadside trees at Grace Park Avenue, 2no. on either side close to the entrance, which will be included in the 2007/2008 planting season.

Q.82 COUNCILLOR NAOISE O'MUIRI

The round end of the green verge on Carberry Road, D9 (outside Number 6/the musical instruments shop) was never restored after recent works relating to water supplies. Can the Manager organise to have this repaired.

CITY MANAGER'S REPLY:

Waterworks have carried out the necessary repairs and the area will be tidied and all safety cones removed.

Arrangements are being put in place by Parks & Landscape Services Division to have the necessary reinstatement works carried out by mid November 2007.

Q.83 COUNCILLOR EMER COSTELLO

To ask the City Manager if he can/will carry out a survey and report on the water quality at **details supplied**, how regularly the water is changed and where the source water supply is located, and how often the water quality is monitored.

CITY MANAGER'S REPLY:

The "algae bloom" occurring in the water in **details supplied** is a natural occurrence due to high humidity and temperature over the summer months. This natural occurrence will recede over the winter months

Q.84 COUNCILLOR EMER COSTELLO

To ask the Manager if he will report on the following at **(details supplied)** :

- The failure of Oxigen to collect bags on the designated dates.
- The failure of Dublin City Council to collect waste bags on due dates.
- The level of illegal dumping in the area and that unlabelled black bags are left uncollected for days and sometimes weeks.
- A plan to ensure that uncollected waste will not be allowed to accumulate.
- Litter and Waste Management problems at **details supplied** most of which are rented apartments and action taken to ensure that apartment companies maintain apartments and ensure that the waste management and sewage problems are dealt with.
- How often the streets are swept and cleaned and what checks are in place to ensure that these have been carried out.
- If there are any plans for the development of **details supplied**.

CITY MANAGER'S REPLY:

The matter has been raised at the most senior level within Oxigen Environmental Ltd who have assured the City Council that the collection schedule will be adhered to in the future, despite there being issues in relation to access due to illegal parking. They have also confirmed that the bags were collected on the 1st November, the scheduled collection day.

Waste Management Services collect all the correctly labelled bags on Temple Cottages, every Wednesday which is the refuse collection day for this street.

The Litter Warden patrols the Phibsborough area on a regular basis and he would have the dumped unlabelled bags removed at least twice a week. A litter fine is issued to anyone found to be dumping these bags.

Our Litter Warden will continue in his efforts to ensure that uncollected waste is removed at least twice a week from this area.

Our Litter Warden will include Temple Court Apartments as part of his regular patrol and he will certainly take action against any litter issues there, which may come under his remit.

Temple Cottages and Upper Dominick Street are scheduled to be cleaned every Wednesday after the refuse collection has taken place there. They are also cleaned on Fridays. The Phibsborough Road is scheduled to be cleaned on a daily basis. Western Way is scheduled to be cleaned every Wednesday after the refuse collection has taken place there. The Area Supervisor monitors all streets in his area to ensure that they receive a proper cleaning.

This matter has been referred to the Planning Department and a reply will issue directly to the Councillor.

Q.85 COUNCILLOR EMER COSTELLO

To ask the City Manager to take responsibility for the cleansing and maintenance of **(details supplied)** to ensure that the children using the facility are not at risk and that it will continue to play an important role in the development of children in the area.

CITY MANAGER'S REPLY:

Currently Dublin City Council have a cleaner engaged for 24 hours per week at **(details supplied)**, however from time to time a major clean up is required to clear away litter and objects from the playground area and we engage with the maintenance section to do periodic clean ups and bring in the mechanically propelled street cleaning machine.

A meeting was held with some of the committee members on 30th October 2007 and a number of issues were discussed with them including cleaning. The Community Development Officer also suggested running environment friendly tours and talks with the children to encourage positive estate management and preventative measures regarding damaging the playground etc.

Q.86 COUNCILLOR EMER COSTELLO

To ask the City Manager when the tree pruning at **details supplied** will be completed and to prune the tree at **details supplied**.

CITY MANAGER'S REPLY:

Tree pruning on **details supplied** is continuing on an ongoing basis. However work is slow due to;
The nature of the work
The location of trees on this very busy road
Work time restrictions incurred due to Traffic Management requirements
The Parks and Landscape Services Division is fully committed to have the work completed as soon as possible in the interest of all concerned.
This Division shall arrange to clear the public lighting standard outside **(details supplied)** as part of the current tree pruning programme of works.

Q.87 COUNCILLOR BRENDAN CARR

To ask the City Manager if he is aware of the extent of anti-social behaviour taking place in the vicinity of anti-social behaviour taking place in the vicinity of **(details supplied)**; if he will liaise with the Gardaí on the issue; if he will state when laneway at the rear of the road **(details supplied)** will be closed.

CITY MANAGER'S REPLY:

The Area Office has been made aware of antisocial behaviour emanating from a number of private rented premises by local residents on **(details supplied)**. This has been reported to both the Gardai and the Private Rented Tenancies Board (PRTB). A property search will also be carried out to determine ownership of the properties and the owners will be alerted to the situation and their responsibilities.

The initiation of the lane closure is on the agenda for the Central Area Committee to deliberate on at it's November meeting. This procedure can take up to eight weeks if there are no objections. This is assuming no other unforeseen reason emerges not to ratify the closure.

Q.88 COUNCILLOR BRENDAN CARR

To ask the City Manager to provide a 'no left turn' from **(details supplied)** during the hours indicated as recommended by the Gardaí in the enclosed correspondence and when to ask the City Manager when the ramps will be installed at **(details supplied)**.

CITY MANAGER'S REPLY:

The provision of a traffic restriction from 8.15 am to 9.30am and from 1.15 pm to 2.45 pm will be examined by the Traffic Advisory Group and a reply prepared for the future Central Area Committee.

It should be noted that the provision of turn bans during very specific hours are difficult to enforce and will also apply to residents.

Q.89 COUNCILLOR BRENDAN CARR

To ask the City Manager if he will have ramps installed on **(details supplied)** to prevent accidents.

CITY MANAGER'S REPLY:

Provision of traffic calming on **(details supplied)** will be examined by the Traffic Advisory Group and reply prepared for the future Central Area Committee.

Q.90 COUNCILLOR BRENDAN CARR

To ask the City Manager if he will respond to the **enclosed documentation** and if he will liaise with the Garda Síochana to render safe the pathway referred to in the documentation.

CITY MANAGER'S REPLY:

This matter has been referred to an Garda Síochana for direct reply to the Councillor.

Q.91 COUNCILLOR BRONWEN MAHER

Regarding the recent fire at **(details supplied)** could the City Manager provide a detailed time-line for the reporting of the fire and the Fire Service's response. In addition could the Manager state what plans he has to:

- ensure that the Fire Service is not unduly delayed by the presence of locked emergency gates,
- provide a yellow box in the vicinity of the gates,
- provide alternate means of escape for the residents of the flats,
- rewire the flats to comply with current Codes of Practice,
- ensure that keys are provided so that the mains gas pipes can be turned off easily, and
- put in place an emergency evacuation policy and procedures, with the offer for training for residents?

CITY MANAGER'S REPLY:

A call was received in the Regional Control Centre on the 6th October 2007, at 00:03 a.m. requesting assistance at (details supplied). Two Fire Appliances, an Ambulance and the District Officer in a separate car were mobilised between 00:07a.m. and 00:08 a.m. The first vehicle to arrive at the scene was at 00:09 a.m. and the last vehicle to leave was 1:15 a.m.

The fire was extinguished and the Gas and ESB was isolated. The ESB, Gas Company and the Gardai were notified and attended.

Following a meeting with the residents of (details supplied) it was agreed that the gates will remain unlocked in future and a that the Traffic Department would be requested to install 2 yellow boxes at (details supplied). The dwelling is currently being examined by the Electrical Services Department in order to ascertain the cause of the fire and Bord Gáis have been asked to report on the general condition of the gas connections in (details supplied).

It is not feasible at the moment to provide a further means of escape from this flat complex however Dublin City Council will endeavour to provide a Fire Safety Consultant who will advise residents on emergency evacuation best practices.

Q.92 COUNCILLOR BRONWEN MAHER

To ask the Manager who is responsible for the upkeep of the River Liffey, and if the Manager can supply me with an outline of the proposed action plan for the River Liffey. Will the action plan address the current dumping problem particularly by Heuston station. At low tide the river bed is littered with traffic cones, car tyres and shopping trolleys etc. As this is the first impression some people get of our capital and it is a disgrace that our main river is left in such a state.

CITY MANAGER'S REPLY:

Drainage Operations are responsible for the removal of loose debris from river channels.

The removal of the debris referred to above will be carried out by Drainage Operations as early as possible. As the bed of the river is heavily silted, it is not possible for personnel to enter the river at low tide to remove the debris. The use of long reach equipment operated from the roadway adjoining the quay walls will therefore be necessary. Due to heavy traffic volumes on the quays, it is not possible to use this equipment during normal hours. Also the removal will have to take place during low tide. The opportunity to remove the dumped material is therefore restricted to low tides during off peak traffic flows.

The Drainage Division is not aware of any particular action plan for the River Liffey other than the routine maintenance of the river walls and removal of dumped materials as outlined above.

Q.93 COUNCILLOR BRONWEN MAHER

To ask the City Manager for an update of the joint study undertaken by Dublin City Council and Fingal County Council on rising sea levels and flood defence needs along the Dublin Bay area.

CITY MANAGER'S REPLY:

The coastal zone risk assessment study completed as part of the Dublin Flood Initiative identified capital investment in the order of 100 million euro. This was submitted to the Office of Public Works who co-ordinate national flood investment. Monies are now being made available for a variety of investments, e.g. Spencer Dock Flood relief scheme and Lower River Dodder, both currently at construction stage

Q.94 COUNCILLOR AODHAN O'RIORDAIN

To ask the manager to give a report on the following matter **(details supplied)**

CITY MANAGER'S REPLY:

The tenant applied to purchase this dwelling on 31st August 2000. She was informed by letter on 25th September 2000 that, under the Landlord and Tenants (Ground Rents) Act 1978, we were obliged to sell the house to her in Fee Simple but that there was a problem with the title held by "the Corporation" and that the sale could not be completed until this was resolved.

This property is one of a number of properties which were included in a C.P.O. and where the City Council will have to obtain the Fee Simple interests by way of Vesting Order. Unfortunately, this method of acquiring Fee Simple interests can involve lengthy delays but the process is already in train.

There was no contact with the tenant since February 2007 simply because there was no new information to impart to her.

We are still not in a position to sell this house but are making every effort to expedite the sale.

There will not be any provision made in relation to the rent the tenant has paid since she applied to purchase. However, the sale price will be based on the valuation of the property at the date the application to purchase was made.

Q.95 COUNCILLOR AODHAN O'RIORDAIN

To ask the City Manager to give a report on the following matter **(details supplied):**

CITY MANAGER'S REPLY:

Drainage Maintenance inspected the public combined sewer at the above address on the 31st of October last and found it to be in good working order. The sewerage problem at this address lies within the private network. Consequently this is a private matter and its resolution is the collective responsibility of the householders using the private drain.

Q.96 COUNCILLOR AODHAN O'RIORDAIN

To ask the manager to give a report on the following matter **(details supplied):**

CITY MANAGER'S REPLY:

Report to councillor

Q.97 COUNCILLOR AODHAN O'RIORDAIN

To ask the manager to investigate the gas leak at the following address **(details supplied)**:

CITY MANAGER'S REPLY:

A private contractor, on behalf of Dublin City Council, will install a new gas line in this dwelling, on a day suitable to the tenant. I can confirm that health & safety issues have been addressed in that the gas supply has been cut off. The Contractor has been on standby since last Thursday to carry out the work required and is awaiting a day that is suitable to the tenant.

Q.98 COUNCILLOR LOUISE MINIHAN

To ask the City Manager to arrange for the wall at the back of **(details supplied)** to be heightened to stop gangs throwing rubbish over and to hinder break ins into peoples homes and to ask what are the plans for this stretch of land at the back of these houses at **(details supplied)**.

CITY MANAGER'S REPLY:

The wall at the back of **(details supplied)** is approximately 8 feet high. It is unlikely that raising the height of the wall at **(details supplied)** will stop gangs throwing rubbish over or further improve the security for the householders. It is proposed that the open space at the back of these houses will be developed so that access would not be easily available. This proposal will require the re alignment of the road which will be dependant on service diversions at this location.

Q.99 COUNCILLOR LOUISE MINIHAN

To ask the City Manager to arrange a meeting between the Parks Dept and the 3 Councillors to discuss the ongoing situation at the Blackditch Road Green Spaces.

CITY MANAGER'S REPLY:

A representative from Parks and Landscape Services Division will be available to meet with the Councillors as requested to discuss the open spaces on Blackditch Road. This meeting will be arranged through the local Area Office.

Meeting to be arranged with the City Parks Superintendent to discuss the on going situation at Blackditch Road.

Q.100 COUNCILLOR LOUISE MINIHAN

To ask the City Manager why people cannot pay their **(details supplied)**:

CITY MANAGER'S REPLY:

Arrangements are being made*****. It is expected ****will be available early in 2008.

Q.101 COUNCILLOR LOUISE MINIHAN

To ask the City Manager why the sale of **(details supplied 1)** to **(details supplied 2)** has now been refused. The sale process was near completion but **(details supplied 3)** died. Now Dublin City Council refuse to go ahead with the sale.

CITY MANAGER'S REPLY:

The application to purchase this dwelling was cancelled as the applicant died before the sale was completed. Under the terms of the Sales Scheme, a City Council dwelling may only be sold to the tenant(s) of the dwelling.

Our records show that the late tenant was the sole occupant of the dwelling since 2004. For this reason, no-one is entitled to succeed to the tenancy and the keys should be returned to the Allocations and Transfers Section.

Q.102 COUNCILLOR CLARE BYRNE

To ask the Road Maintenance Department would they consider resurfacing at **(detail supplied)** where the road is currently collapsing.

CITY MANAGER'S REPLY:

Road Maintenance Services have carried out an inspection at this location and deem that the road surface here does not currently necessitate resurfacing. If the road surface deteriorates at this location, local repairs may be arranged.

Q.103 COUNCILLOR CLARE BYRNE

Could the Planning Department consider including the closing date for receipt of planning objections on the weekly planning list issued by the Planning Department.

CITY MANAGER'S REPLY:

The Planning Department will place a note on the weekly list to indicate that planning objections can be lodged within five weeks of the date of receipt of a planning application.

Q.104 COUNCILLOR CLARE BYRNE

Could the traffic department examine **(details supplied)** with a view to improving traffic visibility at this location.

CITY MANAGER'S REPLY:

The matter concerned has been referred to the Traffic Advisory Group. The Councillor will be informed of the recommendations of the group when these are available.

Q.105 COUNCILLOR CLARE BYRNE

Could the Manager give an update as to when the planting of trees will commence at the following location **(Details supplied)** and what funding will be made available for environmental improvements, i.e. pot plant containers?

CITY MANAGER'S REPLY:

Dublin City Council acknowledges that there is a need to address the issues of tree planting, open space provision as well as general public domain and environmental concerns along. **(Details supplied)**

It is the intention of the local Area Office in conjunction with our Parks and Landscape Services Division to plant trees along **(Details supplied)**. The proposal will initially involve planting trees along the city bound side of the street. Works are currently ongoing to construct granite build outs to accommodate the trees. Due to underground services there are a limited number of suitable locations that can accommodate these build outs. It is hoped to have thirteen locations completed shortly and the trees will be planted in February 2008.

As part of their planning conditions two developments on ***** have included tree planting in the public domain. 10 trees have been planted at the junction of ***** and 3 trees have been planted at the junction of ****

It is now intended to look at the outward bound side of the street to ascertain if there are any suitable locations for tree planting. It is also proposed to investigate the possibility of tree planting at a number of locations along *** where there is already a central median. There are still a number of sites to be developed along **** and it is possible that either tree planting or other environmentally friendly works will be proposed.

During 2006 and this year the public footpath has been upgraded at a number of locations by the laying of granite footpaths, either by way of planning permission conditions, negotiations with developers or through the Community Gain Scheme. It is intended to similarly upgrade other sections of the footpath.

The proposed redevelopment of Chamber / Weaver Court will include repaving the footpath on ***, possibly tree planting and a significant new urban space / park at the junction of ***

The proposed works at ***8 will include the creation of a public park and gardens. (Subject to part 8 application).

Pot plants/containers are usually put in place during the Summer / Autumn months and I will request our Parks and Landscape Services Division to assess this location for suitability for such planters next year.

Q.106 COUNCILLOR ANN-MARIE MARTIN

Can the manager please reply to the following question **(details supplied)**

CITY MANAGER'S REPLY:

Report to Councillor

Q.107 COUNCILLOR ANN-MARIE MARTIN

Can the City Manager please reply to the following question **(details supplied)**

CITY MANAGER'S REPLY:

There are approximately 166,000 households availing of the City Council's waste collection and disposal service.

Of these approx. 45,000 households avail of the Waiver Scheme and are deemed to have paid the charge.

A further 113,000 households pay the charge on an ongoing basis.

Q.108 COUNCILLOR ANN-MARIE MARTIN

Can the City Manager please reply to the following question (**details supplied**)

CITY MANAGER'S REPLY:

Report To Councillor

Q.109 COUNCILLOR JOAN COLLINS

The four lights surrounding the playground in "Jim Mitchell" park in Dublin 8 have been broken for the last number of months. Will the Manager ensure that they are fixed as soon as possible and that an unbreakable covering to be placed on the lights.

CITY MANAGER'S REPLY:

The light fixtures in this Park have been vandalised on a number of occasions and have been replaced on each occasion.

It is proposed to have the fixture replaced over the coming months with toughened glass.

Q.110 COUNCILLOR JOAN COLLINS

The small wall surrounding the green patch on Walkinstown Parade and facing the School has been broken for the last month or two. Many people are tripping over it, particularly young school children. Will the Manager ensure that this section is replaced.

CITY MANAGER'S REPLY:

The damaged kerb surrounding the open space at Walkinstown Parade has been removed. It is proposed to construct a replacement kerb over the coming weeks.

Q.111 COUNCILLOR JOAN COLLINS

Will the Manager intervene with a matter of urgency to locate the deeds of the boundary wall at Balfe Road East? It is over a year, June/July 2006, since the initial request was submitted to DCC. It appears to be a problem in SDCC /Fingal. This is an urgent issue as clarification is very important as to the ownership of this wall in relation to a recent planning permission by DCC. I would suggest that arrangements be made with SDCC to allow DCC staff to access the archives.

CITY MANAGER'S REPLY:

The Development Department cannot resolve this query, as the Property Registry Section does not hold the necessary records. The query was

forwarded to Tom Kennedy, Chief Property and Title Research Officer in the Law Department. When the Property and Title Research Section have concluded their investigation a report will be forwarded to the Development Department. Until the Property and Title Research Section issue a report the Development Department cannot progress the query.

Q.112 COUNCILLOR JOAN COLLINS

Will the Manager make a statement to the recent use by DCC of Intrum Justitia Ireland Ltd. How many bills have been handed over to this debt collection company, what is the cost to DCC? Does the Manager stand over the tactics of this company threatening householders with a visit from a debt collection agent when the company has not followed through with legal requirements?

CITY MANAGER'S REPLY:

A file of 880 outstanding waste charge accounts was passed to Intrum Justitia Ltd for collection in September 2007.

The City Council pays a handling charge on each account and thereafter Intrum Justitia are paid commission on charges collected.

The City Council has instructed that householders should not be visited in their homes.

Q.113 COUNCILLOR MAURICE AHERN

To ask the City Manager to clarify situation in relation to extinguishment of rights to way over laneways generally.

- Say who takes over legal ownership of the lanes
- If all property owners backing onto lane establish legal rights
- If an organised co-op, arrangement or body has to be established for management of same and if City Council insist on same.
- If normal rules re planning apply thereafter
- If any legal advice or model is given to residents when taking lane in charge
- If conditions supplied to residents when taking lane **as per details supplied**, can be provided

CITY MANAGER'S REPLY:

Under the provisions of the Section 73 (5) of the Roads Act 1993 where a public right of way over a public road or part thereafter is extinguished then the Road Authority shall no longer be responsible for the maintenance of such road or part thereof with effect from the date on which the extinguishment of the public right of way comes into effect.

The Section goes on to provide, inter alia, that after the public right of way has been extinguished the Local Authority shall ensure the carrying out of any works necessary to ensure the safety of road users arising from the extinguishment of the public right of way and as far as reasonably practicable that the land over which the public right of way has been extinguished does not become an eyesore.

The above comprises the extent of the duties on a Local Authority following the extinguishment of a public right of way. It is not up to the Authority to

ascertain the ownership of the lands or who should look after them in the future. It is normal that where the extinguishment of a public right of way is sought by residents in relation to laneways to the rear of their houses that they ascertain the ownership of that laneway and take it in charge after the public right of way has been extinguished.

Q.114 COUNCILLOR MAURICE AHERN

To ask the City Manager that parking in the vicinity of **(details supplied 1)** be examined and measures brought forward to prevent or control same, particularly in Road as mentioned hereunder and

If double yellow line, single yellow line, centre markings or whatever can be recommended to manage matters.

If parking can be banned as per new arrangement with **(details supplied 2)** Croke Park, if this would apply to third level college etc. and if this can be clarified.

CITY MANAGER'S REPLY:

Regarding details supplied 1:

Following an initial investigation it was observed that commuters take up a substantial amount of the parking spaces outside the church.

In February 07 it was recommended that Pay and Display parking should be introduced for the parking bays on the north side of the carriageway between the hours of 11.00-17.00 Mon to Sat. in order to combat all day parking.

Recently we have been requested to investigate the possibility of introducing Permit parking on the southern side of the carriageway. This has been recommended subject to a plebiscite of the residents.

Regarding Details supplied 2:

In August 2007, this road was investigated. Following examination, no problems were observed at this junction.

Moreover under The Road Traffic (Traffic & Parking) Regulations, Section 36 paragraph(2) c, it is illegal to park "within 5 meters of a road junction"; or opposite a continuous white line.

Infringements of the Act should be reported to the Gardaí or Dublin Street Parking Services Ph.6022500 for enforcement under the law.

Therefore parking restrictions are not recommended.

Regarding the proposed parking arrangements for Croke Park:

Under the provisions of the 2007 Road Traffic Act, a Local Authority may make Bye Laws to control parking in the vicinity of major events.

At the Transportation and Traffic SPC it was agreed that DCC would draft Bye Laws.

At present the advise of the Law Agent on certain technical matters are awaited. Following this advise, Draft Bye Laws will be prepared for public consultation.

Daily parking issues near a Third level College would not be classed as a major event and will not be restricted under the Bye laws.

Q.115 COUNCILLOR MAURICE AHERN

To ask the City Manager that the condition of Senior Citizens Flat **(Details supplied)** be inspected and reported on with particular reference to rising

dampness, crumbling walls, etc., and that timetable for repairs be given or if tenant can be moved to more habitable accommodation.

CITY MANAGER'S REPLY:

The works required to details supplied are significant and could not be carried out with the Tenant in situ. A unit in the same complex is being prepared at the moment in order for the Tenant to move into on a temporary basis while his home is repaired. It is expected that the Tenant will move to temporary accommodation this week and arrangements will then be made to have all necessary repairs carried out to details supplied. The Tenant will then be offered the choice of returning to details supplied or remaining in the temporary accommodation on a permanent basis.

Q.116 COUNCILLOR MAURICE AHERN

To ask the City Manager please report on frequency of cleansing in estate **as per attached**, arrange for it to be done weekly and give special attention to green area at entrance to estate and put this on daily schedule as per shopping area as it is affected by litter from nearby commercial areas

CITY MANAGER'S REPLY:

Waste Management Services have ***8 cleaned every Thursday after the refuse collection has taken place there. We had the green area at the entrance to the *** cleaned up on Friday 26th October 2007. We will arrange to have this green area at the entrance to *** cleaned twice a week from now on.

Q.117 COUNCILLOR MARY O'SHEA

To ask the City Manager if he will arrange for the pruning of the tree outside **(details supplied)**

CITY MANAGER'S REPLY:

The street tree at this location is a mature Cherry Tree, it is in satisfactory condition and provides an important visual amenity in the area.

This Division shall arrange to prune back the lower and side branches during the dormant season.

Q.118 COUNCILLOR MARY O'SHEA

To ask the City Manager to provide details of any consultations which he has had with the Board of Glasnevin Cemetery in relation to the refurbishment works being carried out at the Cemetery in particular **(details supplied)**

CITY MANAGER'S REPLY:

(a) Planning permission was granted for redevelopment of the Heritage Centre for cemetery under Planning Register Reference 4221/07. A final grant of permission was issued on the 17th of October 2007. Condition No 5 of the said permission related to **details supplied** and stated;

5. The following requirements of Roads and Traffic Planning Division shall be complied with:

(a) All costs incurred by Dublin City Council, including any repairs to the public road and services necessary as a result of the development, shall be at the expense of the developer.

(b) Footpath and kerb to be dishd and provided to the requirements of Roads Maintenance Department.

(c) The developer shall be obliged to comply with the requirements set out in the Code of Practice.

(d) Cycle Parking to Development Plan standards shall be provided throughout the development. This shall be secure, conveniently located, sheltered and well lit.

(e) The relocation of the bus stop on the Finglas Road shall be subject to the joint agreement of Dublin City Council, Dublin Bus and An Garda Siochana.

Reason: To ensure a satisfactory standard of development.

(b) There will be no discernable impact on the heritage and architectural value of **details supplied**

Q.119 COUNCILLOR MARY O'SHEA

To ask the City Manager to provide details of any plans in being to remove the grass surface from Prospect Square and to replace the surface on the Square.

CITY MANAGER'S REPLY:

Parks and Landscape Services are unaware of any proposals in the above regard.

Q.120 COUNCILLOR MARY O'SHEA

To ask the City Manager if he will provide more public lighting on **(details supplied)** to help deal with anti social behaviour in the area.

CITY MANAGER'S REPLY:

Public Lighting have investigated the existing lighting at **(details supplied)** and consider the levels to be to an acceptable standard.

There are no plans at present for any further improvements.

Q.121 COUNCILLOR JOHN KENNY

Is the City Manager aware of the increase in seaweed and sea algae on Sandymount Strand? Is it possible to arrange a clean up of the beach?

CITY MANAGER'S REPLY:

Importance of the beaches along South Dublin Bay:

The coastal walkway from Merrion Gates to the South Bull Wall is adjacent a highly designated and protected area. Sandymount Strand, the beaches at Sean Moore Park and Irishtown Nature Park and along Shellybanks form part

of South Dublin Bay candidate Special Area of Conservation (cSAC). This is a designated site under the EU Habitats Directive which lists specific habitats and species that must be strictly protected. Although it is candidate site, it receives the same protection as non-candidate SACs under the legislation. The protected habitat at Sandymount Strand is Sand and Mud Flats (EU protected habitat code 1140). Sandymount Strand is also a Special Protection Area (SPA), which is a protected bird site under the European Birds Directive. It is designated for birds as a number of bird species occur here at internationally important numbers (e.g. Brent Geese). A number of birds listed on Annex I of this Directive (require total protection) occur on the strand (Bar-tailed Godwit, Mediterranean Gull and terns). The sand and mud flats at Sandymount Strand also have the largest stand of Eelgrass (*Zostera noltii*) on the east coast. Eelgrass communities are diagnostic of the habitat Mudflats and Sandflats, for which South Dublin Bay is designated thus this plant species must be protected and encouraged to grow here. This plant is also what attracts the Brent Geese to the strand as they feed almost solely on Eelgrass when they arrive to Ireland in the Autumn from Canada.

At Seán Moore Park and at Merrion Gates, embryonic dunes are forming. This is a habitat also listed under the Habitats Directive. This embryonic dune system is hugely important in natural coastal defence as it is the first stage in the succession of dune formation and supports unique plants. Natural Vegetation of drift lines, a habitat listed under the Habitats Directive occurs on a number of the beaches along this coastline.

Thus, the beach area along the South Dublin Bay area is part of two strictly protected designated sites; South Dublin Bay is listed in Europe for its Sand and Mud Flats and also for its bird life which thrives on the eelgrass. It also supports a number of habitats which are unique.

Algae on beaches

At certain times of year, algae get washed up on the beaches. These consist of a mix of green species (mostly *Enteromorpha* and *Ulva lactuca*) and a brown alga; *Ectocarpus siliculosus* which is found washed up on the intertidal flats and beaches. The latter grows profusely in shallow, relatively sheltered waters, such as in Dublin Bay. Wave action can disturb the *Ectocarpus* plants from their anchorages and these are then cast ashore on the beaches. Accumulations of algae in Dublin Bay beaches can be considered as an annual summer event, reflecting the favourable physical and environmental conditions in the bay for algal growth.

A report on the Management of Beaches in South Dublin Bay, commissioned by DCC in 2006, recommends that this beach material is left *in situ* for conservation purposes. The build up of beach material, including the algae, is necessary for the process of beach development. The detritus accumulates along the High Water Mark (HWM) and drift line vegetation, which is transitory in nature, develops in areas between the reach of the High Spring Tides and the lower HWM of summer. It is here that early beach development takes place, as the seeds of the beach and dune plants are distributed on the tides and come to settle on the deposited material, such as the algae. This provides a rich environment in they can germinate and establish and the removal of the accumulated detritus, e.g. algae, not only removes this environment but also the seeds and young plants which initiate and maintain beach and dune development. Consequently, the main impact

of removing beach material is the inhibition of beach and dune development. Thus this effects the habitats that are protected under European legislation.

Removal of algae:

Due to the importance of the South Dublin Bay area for nature conservation and the strict protection status of the habitats, Dublin City Council manages the site in a way that does not harm the habitats or birds for which the site is designated.

Dublin City Council recognises the importance and value of having such highly protected habitats and bird sites within its boundary and manages the site in a way that protects its conservation value. A strategy of the DCC Climate Change Document (*in prep.*) is to ensure the absolute protection of Natura 2000 sites (a site protected by the Birds Directive or the Habitats Directive e.g. South Dublin Bay). The draft Dublin City Biodiversity Action Plan (2008-2012) also states the continued protection of Natura 2000 sites within the city as being a target of the plan. The DCC Development Plan (2005-2011) specifies in Policy H42 that it is a policy of the Council to protect flora, fauna and habitats which have been identified by the Habitats Directive, Birds Directive.

Dublin City Council would like to minimise any attempts at mechanically removing the accumulated algae for the aforementioned reasons and anticipates that the next storm or high tide event will naturally remove much of the recent build-up on the coast. Dublin City Council has recently erected interpretation signs along the South Dublin Bay promenade to draw attention to the important and protected status of the Bay and its birds.

Q.122 COUNCILLOR JOHN KENNY

Could the City Manager please provide details of what, if any, financial support is available for businesses to come together and arrange Christmas lights and decorations for their area?

CITY MANAGER'S REPLY:

There is no financial support being made available by the Central Area to businesses in respect of Christmas decorations

No budgetary provision has been made in the North Central Area estimates to financially support businesses to provide Christmas lights and decorations. Local area staff will however assist groups in liaising with relevant City Council departments if they propose erecting Christmas lights and decorations.

The Crumlin Area Office and the local communities have organised for Christmas tree lights to be switched on in Crumlin, Terenure and Drimnagh on 5th, 7th and 10th December respectively. Businesses can contact this office with any proposals they may have for further lighting or decorations.

The City Council sponsors the erection and provision of Christmas trees and lights at Inchicore, Blubell and Chapelizod.

The Ballyfermot Area Office is not aware of any available support for business to arrange Christmas light and decorations in the Ballyfermot area.

Trees will be placed at Dolphin's Barn, Pimlico and St. Catherine's Church. Any contributions or proposals that businesses would like to make for Christmas lights and decorations should be notified to this office.

Christmas Trees complete with lighting will be erected in the North West Area at Ballymun, Finglas and Santry for the Christmas period 2007. The costs of these works will be funded from the North West Area estimate provision

Dublin City Council works closely with Dublin City Business Association (DCBA) in developing plans for Christmas lighting in the city centre. This is partially funded by Dublin City Council. It is intended to develop this further in the coming years.

In addition DCC provides over 40 Christmas trees at various locations throughout the city and arranges for the illumination of many of these trees.

Q.123 COUNCILLOR MARY FITZPATRICK

Will the manager please arrange for **(details supplied)**

CITY MANAGER'S REPLY:

This Division shall arrange to prune the tree at this location over the current dormant season.

Q.124 COUNCILLOR MARY FITZPATRICK

Will the manager please arrange for **(details supplied)**

CITY MANAGER'S REPLY:

Provision of school road marking and signage will be examined by the Traffic Engineer and a reply sent directly to the Councillor.

The trench crossing the carriageway at no. 3 will be temporarily reinstated within one week. All of the trenches/openings at nos. 41,58,66,79 will be reinstated within 6 weeks

Waste Management Services operate a programme for the removal of leaves during the Autumn and Winter months. Priority is given to the tree lined streets and areas which are particularly prone to flooding. We will ensure that **(details supplied)** and the adjoining roads are cleared of leaves as often as we can during the course of this schedule.

Q.125 COUNCILLOR MARY FITZPATRICK

Will the manager please provide a report on **(details supplied)**

CITY MANAGER'S REPLY:

Section 49 of the Planning & Development Act 2000 provides for the making of a Supplementary Development Contribution Scheme.

Report No: 390/2006 which outlined proposals in relation to a Draft Scheme for Metro North was noted at the November 2006 meeting of the City Council and the Draft Scheme was adopted by resolution of the City Council on the 5th February 2007.

In determining the appropriate rates of levy for the Scheme, consideration was given to the quality of service to be provided by the Metro, to the objective of avoiding the diversion of development from the area due to excessive rates of levy and to the estimated benefit to different classes of development. Regard had also been had to the estimated cost of the Project.

A scheme may make provision for payment of different contributions in respect of different classes or descriptions of development. Three different classes of development were identified requiring the payment of contributions, namely Residential, Commercial and Retail. The rate of levy to be applied to each class of development reflects the relative benefits which accrue to that class.

In the Dublin City Area it was considered that, given the inherent attractiveness of the city centre for investment, it was appropriate to formalize the levy in terms of a rate per unit of residential development, and in the case of retail and commercial development, in terms of rates per square metre.

Accordingly the following rates of supplementary development contributions were proposed and agreed for the specified land uses (expressed in January 2007 prices)

Residential:	€2,540 per unit
Commercial:	€22.35 per square metre
Retail:	€32.20 per square metre

These amounts will increase on the 1st January each year at the compound interest rate of 5% per year.

If construction of the project does not proceed, the contributions received under the Scheme will be returned to those who paid them. The agreement with the RPA will have provision for repayment in this event.

Q.126 COUNCILLOR MARY FITZPATRICK

Will the manager please advise on (**details supplied**)

CITY MANAGER'S REPLY:

Dublin City Council does not charge Dublin Bus for the use of street space for bus stops. The total income from paid parking on Mountjoy Square was €170,221 in the last 12 months. No loss of revenue is expected as a result of the designation of spaces for public transport use as displaced parking can be accommodated in other parking bays both on the Square and adjoining streets. The set down area requested for the creche on Mountjoy Square North could not be provided as there is no provision for such set down areas in legislation.

Q.127 COUNCILLOR ANDREW MONTAGUE

Will the manager work with Church of Holy Child on Sword Road to put similar hanging baskets outside the Church as are found outside Corpus Christi church on Griffith Avenue?

CITY MANAGER'S REPLY:

No budgetary provision has been made in the North Central Area estimates to put hanging baskets outside churches. However the Public Domain Officer

will carry out an inspection at Corpus Christi church and consider the possibility of involvement of the North Central Area in the placement of hanging baskets at the church of the Holy Child, Swords Road as requested.

Q.128 COUNCILLOR ANDREW MONTAGUE

Will the manager place suitable signage on Balbutcher Lane North, heading eastwards to highlight the entrance to Balbutcher Way?

CITY MANAGER'S REPLY:

The matter has been referred to TAG for investigation and recommendation.

Q.129 COUNCILLOR ANDREW MONTAGUE

The amount of space taken on Temple Bar Square by commercial companies has increased over the last year, leaving less and less space for the public. Will the City Manager curtail the amount of space given to commercial companies and give the public back their access to the square?

CITY MANAGER'S REPLY:

The Planning Enforcement Officer for the area will be carrying out an inspection and a report will issue directly to the Councillor.

Q.130 COUNCILLOR ANDREW MONTAGUE

Will the City Manager ask the management company that runs Northside Civic Centre (where the North Central Area committee meets) to restore the Sheffield bike stands that used to be available to the public. The bike stands have been replaced by unsuitable bike racks that only allow the front wheel to be locked. The new bike shelter at the location is welcome.

CITY MANAGER'S REPLY:

The Management Company Hochtief Ltd. operate the Northside Civic Centre on behalf of the Office of Public Works. (OPW). They have agreed to re-examine the possibility of restoring some of the Sheffield bike stands. Currently there are three separate bike stands available to members of the public to use.

Q.131 COUNCILLOR ANN-MARIE MARTIN

Can the City Manager please reply to the following question **(details supplied)**

CITY MANAGER'S REPLY:

Report to Councillor.

Q.132 COUNCILLOR KILLIAN FORDE

Can the City Council contact Enterprise Liverpool Plc who are carrying out the replacement contract for Bord Gais piping, officially requesting them to remove the two pieces of yellow pipe lying on the green space in front of **(details supplied)**. One of these pieces is over 20 metres long. I have rang in the complaint on three occasions and it still has not been removed.

CITY MANAGER'S REPLY:

Parks & Landscape Services Division has been in contact with Bord Gais who have indicated that the piping has been on the ground at this location for a period as their planned operation has been delayed because of an unforeseen requirement of the EBS who have a nearby service at the site of the work. Bord Gais have been made aware of the Councillor's and the City Council's concern with regard to the delay and have undertaken to complete the works at this site by 9th November 2007.

The Public Domain Officer for the North Central Area carried out an inspection at **(details supplied)** on 31-10-07 and the pipes had been removed.

Q.133 COUNCILLOR KILLIAN FORDE

Can the manager report on whether the pace of completions of accommodation units in the North Fringe is in line with the DCC and Fingal projections as indicated on http://www.dublincity.ie/Images/Draft%20Construction%20Programme_tcm35-42347.doc

CITY MANAGER'S REPLY:

The projected number of units planned for completion for year ending 2005, 2006 and 2007 are given in the attached table together with the actual number of units that will be completed by the end of this year. The pace of completions is broadly in line with what was predicted.

Developer	Development	No. of Units End 2005	No. of Units End 2006	No. of Units End 2007	Total Projected to End of 2007	Actual Completed by end of 2007
Ballymore Homes	Stapolin Village		700	139	839	611
Gannon Homes	Clongriffin	700	300		1000	997
Gannon Homes(DCC)	Belcamp College					
Gannon Homes(FCC)	Belcamp College					
Shannon Homes(DCC)	Belmayne		300	300	600	600
Shannon Homes(FCC)	Balgriffin	225			225	225
Walls/Spectrum Dev.	Hilton Hotel	103	107	118	328	429
Albany (Tesco)	Malahide Rd			350	350	200
Albany (Greenwood)	The Orchard	90			90	90
Dublin City Council	Belcamp Lane					
Nabco	Newtown Court	170			170	172
Vallely	Hole in the Wall		199		199	199

Ballymore Homes(FCC)	Mayne Rd/Strand					
Totals		1288	1606	907	3801	3523

Q.134 COUNCILLOR KILLIAN FORDE

Can the manager indicate when TAG (Traffic Advisory Group) will relook at Carndonagh Park in relation to the all day commuter parking. It was agreed at the most recent North Central Area meeting that TAG would contact the effected households asking them to remove the traffic cones outside their homes with a view to TAG being able to fully assess the parking situation at this site.

CITY MANAGER'S REPLY:

The Traffic Advisory Group has sent out a letter to the residents detailing our need to take an objective investigation of the road. It is intended that a Traffic Engineer will re-examine the road in the near future.

Q.135 COUNCILLOR KILLIAN FORDE

Can the manager outline the impact the ending of the funding for the Special Graffiti Initiative funded by the Dept of Justice will have on the ability of DCC to remove graffiti from public spaces in the city.

CITY MANAGER'S REPLY:

Dublin City Council's expenditure on graffiti removal is estimated at €750,000 for 2007. With a similar figure provided in the 2008 Budget, the level of graffiti removal carried out by the Dublin City Council will be maintained at 2007 levels.

The Department of Justice graffiti scheme was introduced in three pilot areas – Dublin City, Galway and Bray. It was initially intended to focus on RAPID areas, however the scope of the scheme was subsequently extended to all areas in the city.

In 2007, the total amount of funding available to cover the 3 pilot areas was €3m. Dublin City Council understands that a review of the scheme is being carried out at present. Until this review is completed it is not possible to assess the impact on graffiti removal in the city.

In addition to removing graffiti the City Council has used the scheme to inform owners and occupiers of their responsibilities to maintain their property in a clean and graffiti free condition. Wherever possible, we also worked closely with the Gardai in trying to target those responsible for this activity.

Q.136 COUNCILLOR MARY FREEHILL

Could the City Manager state the number of applicants on the Housing List for Area N, separating the senior citizens from the general list? Also, please break down the numbers who require 1 bedroom, 2 bedroom and 3 bedroom (or higher) accommodation.

CITY MANAGER'S REPLY:

The following table gives a breakdown of the number of applicants currently listed on the Housing List with a first preference for Area N (Harold's Cross,

Ranelagh, Rathmines, Terenure) and a breakdown of the accommodation requirements.

	1 bed	2 bed	3 bed	4 bed
Housing List	973	577	98	18
Transfer List	44	65	45	8
Housing List Medical Priorities	31	13	16	
Transfer List Medical Priorities	4	2	7	
Housing List Welfare Priorities	0	0	0	0
Transfer List Welfare Priorities	1		1	
Older Persons Housing List	178	2		
Older Persons Transfer List	73			
Older Persons Housing List Medical Priorities	16	2		
Older Persons Housing List Welfare Priorities	2			
Older Persons Transfer List Medical Priorities	7			
Older Persons Transfer List Welfare Priorities	2			

APPENDIX B – MINUTES OF COUNCIL MEETING HELD ON 5th NOVEMBER 2007

LOCAL FUND FINANCIAL STATEMENT

LOCAL GOVERNMENT ACT 2001

31st August to 28th September 2007

Balance	Credit		19,247,809
Payments during period		139,865,528	
Receipts during period		159,380,817	
Difference	Credit		19,515,289
Balance	Credit		38,763,098

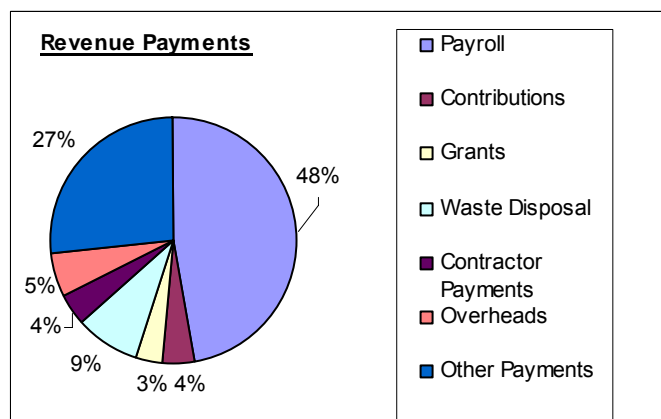
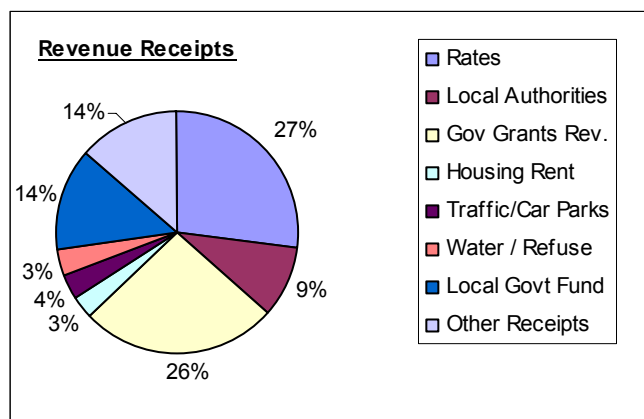
The above analysis sets out the movement between payments and receipts over the period 1st September 2007 to 28th September 2007. Total receipts amounted to € 159.4m with payments of €139.9m, leaving a net Receipt difference of €19.5m.

Analysis of Revenue Receipts & Payments September 2007

Receipts	%	This period	Cumulative to 28/09/07	Payments	%	This period	Cumulative to 28/09/07
Rates	27.30%	20,785,286	233,810,052	Payroll	47.21%	34,480,388	329,533,812
Housing Rent	3.15%	2,398,771	34,894,939	Contractor Payments	4.29%	3,130,972	25,743,917
Shared Ownership	2.61%	1,986,719	20,093,047	Local Authorities	7.23%	5,277,549	30,443,948
Other Housing Receipts	1.38%	1,048,999	25,352,560	Grants	3.34%	2,436,427	22,998,958
Gov Grants Rev.	25.99%	19,787,939	77,711,938	Rent/Rates	2.05%	1,497,899	14,467,046
Water/Refuse	3.16%	2,409,264	25,831,347	Fees Payable	1.25%	910,620	11,738,993
Local Gov Fund	13.95%	10,617,926	104,856,368	Overheads	5.44%	3,971,704	46,144,955
Traffic/Car Parks	3.50%	2,665,437	28,455,927	Computer Purch/Maint	0.88%	640,647	9,041,707
Clamping	0.52%	393,871	3,201,726				
Local Authorities	9.35%	7,118,103	84,368,348	Contributions	4.25%	3,105,077	36,413,391
Superannuation	1.96%	1,491,375	8,001,315	Utilities	2.11%	1,544,528	18,443,860
Other Debtors	1.48%	1,128,182	33,601,515	Vehicle Equipment Hire	2.09%	1,523,372	17,870,789
Planning Fees	0.40%	303,924	3,604,105	Equipment Vehicle/Materials	3.05%	2,227,185	22,706,742
City Estate Rental	0.57%	437,448	4,054,175	Waste Disposal	8.50%	6,204,143	39,366,273
Administration	4.68%	3,565,940	39,850,951	Stores	2.07%	1,512,808	13,548,111
Total Receipts	100.00%	76,139,184	727,688,313	Personal/Property Awards	1.52%	1,113,317	17,145,237
				Site Clearance	0.97%	711,452	5,133,659
				Installations	1.47%	1,070,565	13,360,580
				Relocation of Utilities	1.07%	782,190	3,871,724
				Insurance	0.06%	41,377	5,719,329
				Clamping	0.96%	699,907	5,595,664
				Administration	0.20%	148,168	28,433,327
				Total Payments	100.00%	73,030,297	717,722,022

Revenue receipts for the period amounted to €76.1m with Revenue Payments of €73.0m. Included in Revenue receipts are Government Grants of €19.7m including Homeless Policy €4.7, Higher Education Grants €3.0m Dept of Education re VEC Recoupment €7.7m and Dept of Environment €1m. Receipts from the Local Govt Fund were €10.6m . Local Authority receipts relate to Fire Brigade Services.

Included in the Revenue Payments is €34.5 for Payroll .



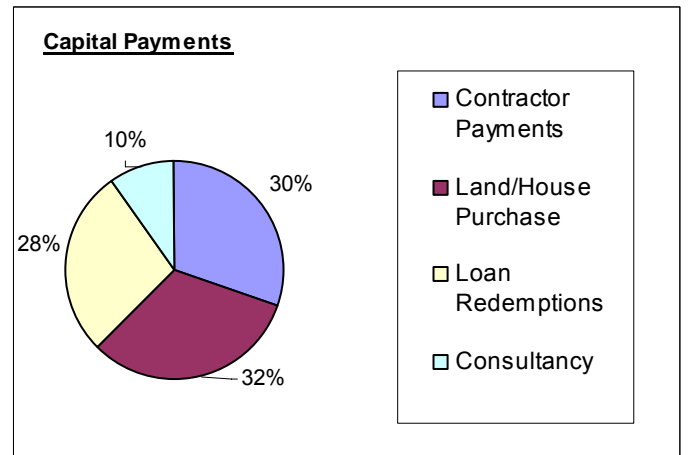
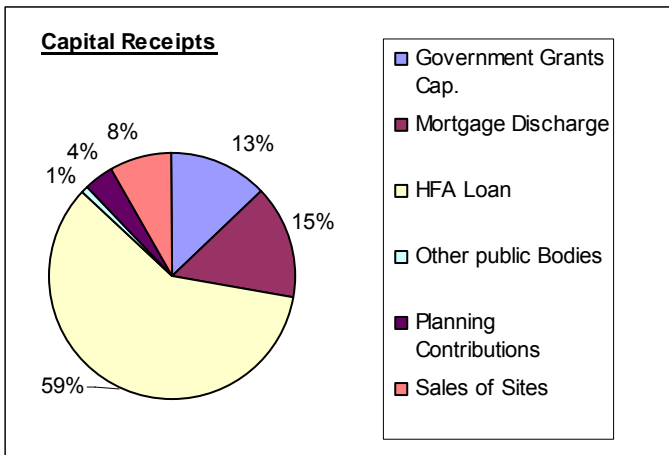
Analysis of Capital Receipts & Payments September 2007

Receipts	%	This period	Cumulative to 28/09/07	Payments	%	This period	28/09/2007
Mortgage Discharge	14.82%	12,336,447	51,019,923	Contractor Payments	30.37%	20,300,923	209,832,102
Government Grants Cap.	12.93%	10,760,603	209,960,466	Land/House Purchase	31.82%	21,269,094	206,185,097
Other Public Bodies	0.65%	540,291	13,541,340				
Planning Contributions	4.34%	3,615,482	36,203,986	Consultancy	9.83%	6,569,621	38,302,464
HFA Loan	59.29%	49,352,162	230,668,714	Loan Charges/Redemptions	27.97%	18,695,592	126,697,499
Sale of Sites/Apartments	7.97%	6,636,649	23,408,308				
Total Receipts	100.00%	83,241,633	564,802,737	Total Payments	100.00%	66,835,230	581,017,162

0.00

Capital receipts for the period amounted to €83.2m with capital payments of €66.8m. Capital Grants received were €10.7m, and related to grants under Housing Schemes. HFA Loan receipts were above average at €49.3m.

Capital payments to contractors totalled €20.3m and related primarily to the construction of Housing.



Kathy Quinn
Head of Finance