

Minutes of Monthly Meeting of East Cork Municipal District Held on 12th December, 2017 at 11.00 a.m. at Pearse Memorial Chambers, Midleton, Co. Cork.

I Lathair: Cathaoirleach Susan McCarthy presided.
Cllrs. Hegarty, Collins, Linehan Foley & Twomey.

Ag Freastal Mr. Dave Clarke, Senior Executive Engineer
Mr. Joe McCarthy, Municipal District Officer.
Ms. Jeanette Kenny, Executive Engineer.
Mrs. Helen Mulcahy, Senior Staff Officer.
Mrs. Geraldine O' Connell, Clerical Officer.

Leathscéal: Mr. Sean O' Callaghan, Senior Executive Officer.
Mr. Paul Murray, Executive Engineer

Cllr. Twomey Leas Cathaoirleach presided at the start of the meeting as Cathaoirleach Susan McCarthy was delayed.

Cllr. Linehan Foley requested permission to suspend Standing Orders to discuss light nos. 46 & 48 on Killeagh Road, Youghal which have been switched off due to the provision of LED Lighting on ESB Poles at the opposite side of the road. Cllr. Linehan Foley stated that she has contacted the ESB Office in Mallow regarding this situation and requested the support of her fellow Councillors to have these lights switched back on in the interest of health and safety issues and also as a deterrent for anti social behaviour.

The Members unanimously supported Cllr. Linehan Foley on this issue and proposed that Dermot Kelleher, Public Lighting Engineer be invited to attend the next Municipal District Meeting to discuss the issue of having these lights switched on as soon as possible and to report on public lighting generally in the Municipal District.

Confirmation of Minutes of Municipal District Meeting held on 6th November, 2017.

The Minutes of the Municipal District Meeting held on 6th November, 2017 were unanimously adopted on the proposal of Cllr. Collins and seconded by Cllr. Hegarty

Matters arising from the Minutes of Meeting Held on 3rd April, 2017.

- 1.1 Cllr. Linehan Foley raised the issue of potholes on the road in Kilcounty and requested that they be filled in without delay as the residents cannot access the road. Mr. Dave Clarke, Senior Executive Engineer informed the Members that this road is on a list of proposed works and stated that every effort is being made to repair the road. Cllr. Hegarty seconded this request.
- 1.2 Cllr. Hegarty raised the issue regarding the completion of road works in Killeagh and asked that T.I.I. and the associated contractors be requested to host an official opening

celebration for the businesses, local community and commuters that were inconvenienced during the carrying out of the Killeagh Enhancement Works Project. Mr. Joe McCarthy, Municipal District Officer informed the Members that he had written to the relevant office and stated that businesses and residents in Killeagh had organised celebration events regarding the reopening of the village. The Municipal District Officer agreed to contact the relevant officials once again.

- 1.3 Cllr. Hegarty raised the issue of the Bridge at Ballybane. Mr. Dave Clarke, Senior Executive Engineer informed the Members that structural works need to be carried out on the Bridge and stated that he will follow up this matter and revert back to the Members.

2. Consideration of Reports and Recommendations:

Cork County Council Arts Funding 2018.

Mr. Joe McCarthy, Municipal District Officer gave the following press release to the Members regarding the Cork County Council Arts Funding 2018.

New arts funding measures for 2018 announced by Cork County Council

Cork County Council has announced details of its Arts funding opportunities for 2018 and is now accepting applications to the following schemes

- ARTS GRANT SCHEME
- ARTISTS IN SCHOOLS SCHEME
- IRISH LANGUAGE ARTS
- ARTISTS' FUNDING SCHEMES (open to practicing artists only)
 - ARTISTS' CREATIVE BURSARY
 - INTERNATIONAL TOURING AND EXHIBITION
 - TYRONE GUTHRIE CENTRE BURSARY
 - BALLINGLEN ARTS FOUNDATION BURSARY

The purpose of the Arts Grant Scheme is to support the practice and enjoyment of the arts throughout Cork County. The type of arts activity that is supported is wide ranging and includes arts festivals and events, the work of voluntary arts groups such as pipe and brass bands, traditional music groups, local arts centres, writers groups, theatre makers etc. The scheme also supports access to the arts for more marginalised groups such as people with disability, the elderly, those living in remote areas and young people. Individual artists can apply for funding to help cover costs of developing a new body of work or to spend time working at either the Tyrone Guthrie Centre or the Ballinglen Arts Foundation. Primary and post-primary schools wishing to work with an artist on a specific project can seek support through the Artist in Schools Scheme

A number of new arts funding opportunities have been introduced by Cork County Council in 2018. These include a new fund specifically designed to promote more arts activity using the

Irish language and a new strand International Touring and Exhibition that aims to support international performances or exhibitions by County based artists.

The Municipal District Officer informed the Members that the closing date for applications was Friday last December 8th.

2.2 Request that deputation from Glebe manor be heard at January 2018 Meeting.

Mr. Joe McCarthy, Municipal District Officer circulated the following report to the Members from the Senior Planner in reply to representations and responses to concerns raised by the Residents Association of Glebe Manor.

There has been considerable correspondence on this matter over a lengthy period. Specific comments to the points made by the residents shown in red below. However, by way of background, the following observations are made:

Addressing the unfinished housing developments can take time and is about finding ways to get the owners of sites to resolve the outstanding building and construction works to the satisfaction of residents and the local authority and in a way that makes financial sense. In this case, a Site Resolution Plan (SRP) was prepared by the receiver for the original developer and, in line with Government guidance, it was intended that this should provide a long term framework to bring the estate to a satisfactory state of completion. However, all involved need to be clear that the SRP document is not a statutory or legally binding document but it does represent a helpful framework to guide the completion of the estate.

Parts of the Glebe Manor Estate, now finished and occupied, were not constructed fully in line with the original planning permission which is a complicating factor in preparing proposals for the completion of the estate. Nevertheless, the SRP document makes proposals for the completion of the public infrastructure of the estate (the roads, footpaths and areas proposed as public open space in the original planning application). It also makes proposals for the future uses of some areas that were not originally proposed to be part of the public infrastructure of the estate but were to have been developed for housing or other private built development.

It is also relevant to note that the present owner of the estate was not the owner of the estate at the time the SRP was prepared and did not contribute to its preparation. However, in selling the estate to the new owner, the receivers drew attention to the need for a new owner to work with the other parties in its implementation. The new owner has provided the County Council with a financial security in relation to the SRP proposals.

The Glebe Manor estate, although not fully completed, is in a reasonable condition and there are very few, if any, short term priority issues involving the safety or security of the residents that are outstanding at this stage.

At the site meeting held last Thursday (30th November), it was agreed with the residents that an update would be issued to them on 30th January 2018 when we have had an opportunity to initiate the bond claim process in respect of any outstanding works. The proposed deputation to the Municipal District Committee is somewhat premature to these arrangements for an update at the end of January which was made in good faith with them.

Concerns made by the Residents and responses in red:

Residents met with Cork County Council and the Developer on site on Thursday, 30th November. This date was the twelve month deadline the developer had to complete all of the works in the Site Resolution Plan. None of the works have been completed.

The County Council does not accept the assertion that 'None of the works have been completed'. Following the site visit on Thursday 30th November the following works are considered to have been completed:

1. Surfacing and 'lining' of the parking area close to the site entrance;
2. 'lining' and 'signing' of the estate generally;
3. Re-profiling of the open space near houses 22 – 34 (subject to landscaping to be carried out in an appropriate season).

Furthermore, it was noted during the site visit that site works would be completed within 7/10 days.

It should be noted that it was agreed on site with the residents that the footpath build-out near houses 4/5 is no longer required and e-mail from the residents conforming this was received.

The owner of the estate has also submitted an application for planning permission to carry out works which amount to a revision of the SRP proposals for the site entrance, the 'Mound Area A' open space and the crèche site. If planning permission of granted then he has indicated that it is his intention out these revised works rather than the SRP works in these areas.

Despite this, Cork County Council remains incredibly reluctant to draw down the Bond and complete the estate. It was only after intense argument that Cork County Council agreed to begin the process. We have been informed that it will take a long time and be contested in court. We are entering into another open ended process that the Council must bear responsibility for.

The arrangements made with the receiver for the original developer were that any new developer acquiring the site would have 12 months to complete the SRP works. These arrangements were made by the County Council after consultation with the residents and the

period for the completion of the works expired on 30th November, 2017. The residents have been requesting that the County Council commence the claim against the bond prior to expiration of the period for the completion of the SRP agreed with the previous developer's receiver. The County Council has refused to initiate the claim procedure until after the 30th November 2017 because to have done so would have breached the understanding with the receiver.

In any event, even if the County Council had claimed fully against the bond, it does not have the power to enter the site and carry out the works without the agreement of the owner. It remains the County Council's view that the most effective way to secure the implementation of the SRP is with the co-operation of the developer rather than in conflict with him.

The entrance to the estate and the landscaping of the 'mound' area to a play area for the children, have been deferred. At present our children play on the roads. GMRA believes that Cork County Council has facilitated Mr. Hennessy making these areas part of a planning application. These areas form a crucial part of the Site Resolution Plan and are entirely separate from future planning. Cork County Council should insist on the completion of these areas immediately but refuse to do so.

The owner of the lands, is entitled to make applications for planning permission to carry out development. When such applications are received by the County Council, the Planning & Development Act 2000 provides opportunities for the interested members of the public to make observations and submissions. The County Council as the planning authority must give fair and proper consideration to the application and to any submissions or observations made in making its decision.

We face into our eleventh Christmas with no resolution in sight. The indifference and inaction of CCC has led us to this point. The frustration and anger of the residents is palpable, evidenced by last Thursday's meeting. We have had enough of empty promises and weasel words. It is time CCC stopped abdicating its responsibilities and stood up for the taxpaying residents of Glebe Manor.

Whilst the County Council are sympathetic to the residents, Council staff have been far from 'indifferent' or 'inactive' on this matter and the residents' complaints set out in their e-mail are rejected.

Cllr. Collins stated that this estate is in a complete mess and further action will have to be taken in relation to the concerns highlighted by the residents.

Cllr. Hegarty stated that a Site Resolution Plan is not a legally binding document and also stated that part of the Glebe Manor Estate is not constructed fully in line with planning compliance.

The Members stated that this is a very complicated situation as a live planning application is underway presently to carry out further works at this estate and proposed that they await the outcome of the update due to the residents on the 30th January next. The Members proposed that an opinion from the Council's Legal Department be sought to confirm that the Council can ensure that the necessary works will be carried out.

2.3 Disposal of Property.

Before Notice is given to the Members of Cork County Council in relation to the proposed disposal of property in East Cork the matter is brought to the attention of the Members for the East Cork Municipal District for their consideration. Details set out in the attached draft notice.

2.3.1 Substation including 2 no. wayleaves at Dunns Park, Youghal, Co. Cork.

Situation: Transfer of substation together with 2 no. Wayleaves measuring (160m x 2m and 181.6 x 2m) at Dunns Park, Youghal, Co. Cork.

From Whom Acquired: Property registered to Cork County Council since 1985.

To Whom It Is Proposed
To Dispose: Electricity Supply Board (ESB)

Consideration: €1.00

On the proposal of Cllr. Hegarty which was seconded by Cllr. Linehan Foley the Members had no objection to the proposal.

2.3.2 Serviced site at 14 Maigh na Greine, Killeagh. (Deferred from previous meeting)

Location: Disposal of Serviced site at No. 14 Maigh na Greine, Killeagh, Co. Cork.

Area: Site measuring c. 0.0596 hectares

From Whom Acquired: Housing land residual.

To Whom It Is Proposed
To Dispose: Mr. Patrick Durkin, Windmill Hill, Youghal, Co. Cork.

Consideration: €40,000.00

On the proposal of Cllr. Hegarty which was seconded by Cllr. Linehan Foley the Members had no objection to the proposal.

2.4 Progress Report on 2017 Roads Programme.

East Cork Municipal District – Roads Programme 2017- Progress Report 11 th December 2017						
Funding Category	Grant	Road Class	Road Number	Road Name and/or Townland Name	Length of Work (m)	% Completed
Regional Surface Dressing	Roads	R	-	-	3,000	100%
Local Surface Dressing	Roads	L	-	-	20,470	100%
Community Involvement Scheme		LT	L-36102	Elfordstown	850	Deferred to 2018
Community Involvement Scheme		LT	L-78141	Garryduff, Dungourney	640	100%
Community Involvement Scheme		LT	L-36041	Clash Leamlara*	1,135	100%
Restoration Improvement		R	R-633-0	East Cork – Redbarn Cross to Ballymadog Cross	1,471	100%
Restoration Improvement		R	R-633-0, R633-31	East Cork – Ballymadog Cross to Clonpriest West	1,585	100%
Restoration Improvement		LP	L3601-85	East Cork – Castlelyons Road at Knocknamouragh	2,000	100%
Restoration Improvement		LP	L-3600-0	East Cork – Coolnedane South to Two Pot X Rds	1,200	100%
Restoration Improvement		LS	L-7617-0	East Cork – Walshtown More East	400	100%
Restoration Improvement		LT	L-7649-0, L76492-0	East Cork – Ballyvodock East	1,230	100%
Restoration Improvement		LS	L-7815-0	East Cork – Monalyre X to Gurteen	1,390	100%
Restoration Improvement		LS	L-7814-0	East Cork - Gurteen X to Gurteen	1,500	100%
Restoration Improvement		LP	L-3639-0	East Cork – Ballydavid Road (part)	1,300	100%
Restoration Improvement		LP	L-3804-0	East Cork – Mount Uniacke to Dangan Bridge (part)	900	100%
Restoration Improvement		LS	L-7826-0	East Cork – Corbally to Ballyre (part)	1,500	100%

Restoration Improvement	LP	L-3810	East Cork – Upper Cork Hill (part)	300	100%
Restoration Improvement	LS	L-7820-0	East Cork – Ballyard*	1,000	100%
Restoration Improvement	LP	L-3658-0	East Cork – Upper Aghada*	300	100%
Restoration Improvement	LP	L-3636-0	East Cork – Chapel Road Ballycotton*	400	100%
Own Funds	LS	L-9543-0	East Cork – Summerdale Lawn*	150	100%

Road schemes marked * are additional projects funded from a combination of savings or reallocated funding from deferred schemes.

Cllr. Linehan Foley requested an update on Clashadunna. Mr. Dave Clarke, Senior Executive Engineer informed the Members that three works would be considered in the works programme for 2018. The Engineer agreed to investigate the works at this location.

Cllr. Hegarty informed the Members that he had received an email stating that extra funding was announced for Community Involvement Schemes and asked what Minister is responsible for the provision of this funding. Mr. Dave Clarke informed the Members that Minister Ring is the Minister responsible.

Cllr. Hegarty raised the issue of an undersized culvert at Ballyling and informed the Members that John Laphorne's office did an assessment which stated that the culvert needed replacement. Cllr. Hegarty stated that there has been a lot of flooding at this location recently.

Mr. Dave Clarke, Senior Executive Engineer informed the Members that Cork County Council commissioned a report to examine some of the culverts downstream on the N25, some of which are on private lands, and stated that the report recommended that the culverts on the N25 need to be upsized. The Engineer will endeavour to circulate a copy of this report to the Members. The Engineer also stated that both lack of resources and slashing of funding are hindering road works.

The Members stated that Dail Eireann Members should be requested to attend a Meeting of the Municipal District in order to allow the Members air their grievances on the horrendous condition of the roads in the East Cork Area.

2.5 Progress Report on 2017 Footpath Programme.

Project #	Location	Type of Works	Completed Length (m)	% Completed
1	Ballinacurra – Castleredmond Estate to Lakeview Roundabout	Localised repairs	95	100%
2	Ballycotton – Main Street	Reinstatement and localised repairs	75	100%
3	Cloyne – extend new footpath up to Cois na hAbhann estate entrance	Replacement and widening of ex. Footpath	-	Deferred
4	Cloyne – St. Colemans Terrace, adjacent to grotto	Replacement of damaged footpath	25	100%
5	Cloyne – replace footpath from cross roads to garage heading north	Replacement of damaged footpath	40	100%
6	Cloyne – main street general repairs	Replacement of damaged footpath	20	100%
7	Ladysbridge – connecting two sections of existing footpath in front of monument in village	New footpath + drainage works	40	0%
8	Ladysbridge – uncontrolled crossing and build outs – Garryvoe Road 120	New footpath	50	100%
9	Midleton – Broomfield Ridge	Reinstatement and localised repairs	120	100%
10	Midleton, Cork Road, junction adjacent to Keary’s Garage	Reinstatement	50	100%
11	Midleton – Elsinore Estate	Localised repairs	105	100%
12	Mogeely – Vicinity of junction with Killeagh road (Sportsman Inn)	Localised repairs	70	100%
13	Youghal – Dysart Grove Estate	Localised repairs	68	100%
14	Youghal – R634,	Reinstatement	50	60%

	Opposite footpath to Clancy's Bar			
15	Youghal – R634, Adjacent to Amber Garage	Reinstatement and localised repairs	65	50%
16	Youghal – Cork Hill, connectivity from existing footpath to Blackwater Heights estate via green field space	New footpath	-	Deferred
17	Youghal – Windmill Hill	Localised repairs	45	0%
18	Youghal – Cork Hill, replace footpath between Dun Coran and Blackwater Heights on North side of road	Reinstatement	-	Deferred

The above works are being completed under funding under a Countywide budget of €1,000,000. The budget is allocated on a per head of population basis with East Cork Municipal District receiving an allocation of €108,968.

*Note: It is necessary to defer some of the works as tendered cost was in excess of pretender estimate/allocated budget.

Note: The above does not include the substantial footpath works carried out in Upper Aghada and CBS and Aishlin Roads and ETNS Midleton, which were funded under a combination of Low Cost Safety/Special Development Contributions/Upgrade to School Warden Crossings.

Note: A new footpath from Junction of Youghal Landfill Road towards Millennium Park to be completed in early 2018 funded under Approach to Towns Funding.

The Members congratulated everyone involved in this report.

2.6 Report of Cloyne Deputation:

Ms. Jeanette Kenny, Executive Engineer circulated the following report to the Members on issues raised by Deputation from Cloyne Community Council at the July 2017 Meeting of the East Cork Municipal District.

A Deputation on behalf of Cloyne Community Council gave a presentation to members on a number of matters in the Cloyne area, in the main reference was made to the village enhancement plan 2013, Road Conditions, Traffic & Car Parking. The Deputation also referred to a wish list from tidy town's report 2016.

1. Roads:

The deputation highlighted issues with regard to road Conditions in the area as well as the junction of the R629 and the Cois na Crainn/Bohermore roads.

Significant improvements have been made to road and footpath infrastructure in recent years. Works include:

- Road Restoration Maintenance on 2.2km of the R629 from Knockgorm into Cloyne Village (July 2016).
- Replacement of footpaths and resurfacing of Rover Street.
- Resurfacing of Rock Street.
- Footpath replacement works (2016 & 2017 programmes)
- Completion of Relief Road complete with traffic calming.

Council's next priority is the completion of the new junction of the R629 and the Cois Na Crainn/Bohermore Road. As the junction works have not been completed as required under the grant of planning by the developer, Cork County Council has called in the bond and will proceed to advance in 2018.

2. Traffic:

Traffic speed in "Cloyne Meadows" housing estate was highlighted as an issue.

Cloyne Meadows was one of 5 pilot estates selected in East Cork for a special reduced speed limit of 30 kph and combi children at play/speed limit signs erected. Post implementation speed surveys have reported 85%ile speeds of 43 kph. In accordance with Cork County Councils Traffic Calming Policy for Residential Estates a scheme to passively reduce speed is being deigned. The proposed scheme will be ranked and prioritised for funding under the DTTAS Low Cost Safety Scheme in accordance with the Policy.

3. Car Parking:

The deputation identified that issues are arising due to Car Parking at Chapel Street and also at River Street where there is double parking outside Centra. The deputation also highlighted how both streets are on the Emergency Diversion Route for the R630 Whitegate Road.

The Chapel Street area was examined in detail in 2017 and again in response to the concerns of the deputation. It is noted that numerous cars (up to 16) are parking daily, during school hours, on the footpath opposite Cloyne National School. It is considered for the most part that these vehicles are not residents and are likely those of people working nearby. Parking on footpaths is unacceptable as it blocks the path for vulnerable road users such as wheelchair users, elderly, visually impaired as well as young children, forcing them out onto the

carriageway. As well as the tangible effects of parking up on footpaths there is also the issue of the structural damage which is caused to the footpath and resulting requestes to repir said footpaths. Enforcement of parking on footpaths may be a matter that could be raised directly with An Garda Síochána. Consideration may be given to the installation of bollards.

River Street Car Park is currently being upgraded at a cost of c. €40,000 under the “Village Enhancement Fund 2017”. Works to the car park include surface water drainage, kerbing, resurfacing, road markings., disabled car parking provision and signage. River Street Car Park is within walking distance (30m) of Centra. Enforcement of double parking is a matter for An Garda Síochána and a letter has been sent raising this issue.

4. Footpaths:

The deputation consider that there are footpaths in the Cloyne area in need of repairing, such as Castlemary footpath as well at Kilboy Footpath which needs surface completion to Commons walk. Also the footpath along the R629 was highlighted where weed control plastic is in need of replacement. The deputation also noted that there are utility poles in middle of footpath at Castlemary Road.

The footpaths detailed in the new table below were completed in Cloyne as part of the Footpath Programme 2017. The areas highlighted by the deputation will be examined and considered for the 2018 programme.

Cloyne – St. Coleman’s Terrace, adjacent to Grotto	Replacement of damaged footpath
Cloyne – replace footpath from cross roads to garage heading north	Replacement of damaged footpath
Cloyne – Rock Street general repairs	Replacement of damaged footpath

The issue of utility poles at Castlemary is referred to the utility provider.

5. Signage

The Deputation identified that issues are arising with regard to signage at Cloyne Cross and the replacement of missing signs was recommended under the road signage programme. These signs have not been replaced. The speed limit signs at the R629 were repaired but have again been knocked. The locus is narrow but proposals are to change to a cranked pole in 2018 which may mitigate against the re-occurring issue.

6. Public Lighting

The deputation detailed that public lighting in the Castlemary area us sub-standard and needs 2 more lights

A review of public lighting in Castlemary is recommended and has been referred to the public lighting department of Cork County Council.

7. Litter Bins

The Deputation highlighted the desire for Litter Bins (heritage bin) with a small opening and a Dog Fouling Bin outside the school.

The provision of four heritage type has been funded at a cost of €2046 + VAT from the Village Enhancement Fund 2017.

8. Other Items Raised.

Painting of Derelict/Vacant Buildings.

Concerns were also raised by the deputation with regard to Painting Derelict and Vacant Buildings.

The Community Council was advised that the Council would provide funding for the supply of paint and some buildings have since been painted.

School Warden:

The desire for additional School Wardens is widespread. Employment of additional School Wardens is subject to constraints in resources and recruitment is processed through the Personnel Department.

Bus Stop:

The provision of Bus Stops is a matter for Bus Éireann and has been referred to them for attention.

The Members thanked the Engineer for the report and stated that a lot of work has been done in the area but stated that there is still a problem with people parking on footpaths in particular around the school area. Cllr. Hegarty informed the Members that a piece of land has been gifted to the school for the provision of a car park and proposed that the Members investigate same.

Mr. Dave Clarke, Senior Executive Engineer informed the Members that he will investigate the provision of a footpath from Cloyne Cross to the school and informed the Members that further footpaths will be provided in Cloyne in 2018.

Cllr. Twomey stated that she welcomed the proposed scheme for speed limit implementations in Cloyne Meadows and looks forward to the rolling out of same.

Cllr. Twomey also welcomed the provision of four heritage style bins from the Village Enhancement Fund.

Mr. Dave Clarke, Senior Executive Engineer also informed the Members that the Bond has been called in for works at Ballymaloe Road which is in dire need of attention and stated that Cork County Council will be looking to complete the design works at this location.

3. Business prescribed by Statute, Standing Orders or Resolutions of the Municipal District Members for transaction at Meeting.

None

4. Other Business set forth in the Notice convening the Meeting.

None

5. Notices of Motion

5.1.1 Cllr. Noel Collins, received 8th November, 2017

“In the interest of road safety and the protection of human life, Cork County Council approve the appointment of a school warden at Covent Cross, Midleton”.

Cllrs. Hegarty and Twomey seconded this motion.

It was agreed that Mr. Dave Clarke, Senior Executive Engineer will assess all primary schools in the Municipal District area with Caroline Casey, Road Safety Officer and revert back with recommendations.

5.1.2 Cllr. Noel Collins, received 8th November, 2017

“Progress report from landlord on what proposals are envisaged to resurface the Pontoon Walkway from Kennedy Park to Dwyer Road, Midleton plus tree surgery to facilitate young and old who frequent this tranquil area”.

The Members fully supported this motion and it was agreed to write to the landowners.

5.1.3 Cllr. Noel Collins, received 8th November, 2017

“Immediate repairs to roads in Ballinascarthy, Greenlands, Midleton and Carriganassa, Killeagh, now a danger to life and limb”.

The Members fully supported this motion. The Senior Executive Engineer had corresponded with residents regarding the matter.

5.1.4 Cllr. Noel Collins, received 8th November, 2017

“That a report be made available from the Piers and Harbours Section of Cork County Council on a now very dangerous condition of the Sluice at Rostellan Lake, Co. Cork and the need for immediate repairs, where human life is now in danger”.

Mr. Dave Clarke, Senior Executive Engineer informed the Members that the area has been inspected and control measures are in place. The Senior Executive Engineer suggested that the concerned party contact him. Cllr. Collins thanked the Engineer for his co-operation.

5.1.5 Cllr. Danielle Twomey, received on 13th November, 2017

“New footpath be constructed on the North Road, Shanagarry and for these works to be included in the 2018 Footpath Programme”.

Cllr. Hegarty fully supported this motion and stated that he has concerns regarding the width of the road at this location.

Mr. Dave Clarke. Senior Executive Engineer informed the Members that the difficulty at this location is that there is no room for the provision of a footpath as the width of the road is too tight and would cause hazardous conditions for drivers. The Engineer also informed the Members that drainage would also have to be taken into consideration. The matter could be revisited in 2018 if residents were willing to set back road boundaries and cede land for road widening.

5.1.6 Cllr. Danielle Twomey, received on 13th November, 2017

“Waste Bins be provided at the off road walk in Lower Aghada”.

Cllr. Twomey informed the Members that she has been contacted by numerous residents who frequently clean this area. Cllr. Twomey requested the provision of dog fouling bins and anti litter signs at this location.

Mr. Joe McCarthy, Municipal District Officer informed the Members that the onus is on the owner of the dog to dispose of dog droppings, and stated that providing a drop off area for the collection of rubbish would lead to dumping by irresponsible people. The resources available in the Municipal district would not allow for collections from the maintenance of additional bins.

Cllrs. Collins and McCarthy supported this motion.

5.1.7 Cllr. Danielle Twomey, received on 13th November, 2017

“Lighting to be provided at the open area where seating is provided at the Ballyannon Walkway”.

Mr. Joe McCarthy, Municipal District Officer will refer this to the Public Lighting Section.

5.1.8 Cllr. Danielle Twomey, received on 13th November, 2017

“Traffic Calming Measures to be implemented on the Upper Road, Ballinacurra”.

Cllr. Collins supported this motion.

Mr. Dave Clarke, senior Executive Engineer, stated that he was of the opinion that this area was lightly trafficked but stated if the old mill site at the location was developed, it might present an opportunity to resolve the problem.

Cllr. Twomey asked if a speed survey could take place at this location. The Engineer agreed to do so.

5.1.9 Cllr. Mary Linehan Foley, received on 20th November, 2017

“Asking East Cork Municipal District to fix road at Barnavidane, Inch which is impassable for 7 residents that live on that road, potholes etc”.

Cllr. Linehan Foley thanked the Engineer for carrying out these works.

5.1.10 Cllr. Mary Linehan Foley, received on 20th November, 2017

“After speaking with residents in Shanavine could we please proceed with the cutting back of hedging ASAP rather than removal to make safe the entrance/exit”.

Helen Mulcahy, Senior Staff Officer informed the Members that a landscaper has been instructed to cut back the hedging at Shanavine for the short term and stated that the long term issue will be addressed in the New Year.

5.1.11 Cllr. Mary Linehan Foley, received on 20th November, 2017

“Could we please look at temporary measure on Cork Hill, Youghal – speed ramps or something to help the residents on left going up as cars are being damaged with speeding cars”.

Mr. Dave Clarke, Senior Executive Engineer informed the Members that he was of the opinion there was no options available to the Council to remedy the issues here

5.1.12 Cllr. Mary Linehan Foley, received on 20th November, 2017

“Could we have an update on Ballinscartha Upper on resurfacing and CIS and possible guarantee that with this scheme they have a reassurance that it will be looked at following resurfacing also could I tie in Dees Road in Ballinascartha for update on drainage”.

It was noted that where such works are carried out an annual inspection would be carried out.

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5.1.13 Cllr. Susan McCarthy, received on 26th November, 2017

“That Council carry out repairs to roads at Carriganassa, Killeagh, particularly the L78123 and the L78122, which have completely fallen away due to recent bouts of flooding. Residents request that attention be given to these roads having regard to the drainage and the potential for ongoing damage to vehicles, as well as access for emergency services when required”.

Cllr. Hegarty supported this motion.

Mr. Dave Clarke, Senior Executive Engineer informed the Members that the road has been inspected and he had responded to the residents with a full report on 20th November last. The Engineer informed the Members that the L7812 will be considered as a candidate for road surface improvements for 2018.

5.1.14 Cllr. Susan McCarthy, received on 26th November, 2017

"That issues at Regional road R632 Ballylongane towards Shanagarry be addressed. The road has been compromised by potholes and there are also issues with drainage. There is also a need for hedgecutting in the area".

Mr. Dave Clarke, Senior Executive Engineer will put this on a list of works.

5.1.15 Cllr. Susan McCarthy, received on 26th November, 2017

"To carry out repairs at the bridge at Ballhylongane which is a danger to drivers and pedestrians as there is a significant drop to the river which is currently exposed.

Cllr. Twomey seconded this motion.

Mr. Dave Clarke, Senior Executive Engineer will review this matter with the Non National Roads Design Office.

5.1.16 Cllr. Susan McCarthy, received on 26th November, 2017

"Is there a possibility of a guarantee of ongoing basic maintenance to roads where communities have undertaken a CIS scheme in their area?"

This motion was considered with motion 5.1.12

5.1.17 Cllr. Michael Hegarty, received on 27th November, 2017

"Repairs to the school flashing sign at Ballycotton National School and also the road from Barrack Hill to Roman Catholic Church and back down to the L3630 Road".

Cllr. Collins seconded this motion.

Janette Kenny, Executive Engineer has forwarded same onto the Traffic Lights Contractor to investigate.

5.1.18 Cllr. Michael Hegarty, received on 27th November, 2017

"Re-paint yellow marking road lines at Ballintotis National School".

Cllrs. McCarthy and Collins fully supported this motion.

Mr. Dave Clarke, Senior Executive Engineer informed the Members that this is on a list of works.

5.1.19 Cllr. Michael Hegarty, received on 27th November, 2017

“That over hanging trees and hedging at Quay Road, Ballinacurra at junction of the regional road R629 be cut back”.

Cllr. Collins seconded this motion.

Mr. Dave Clarke, Senior Executive Engineer will investigate same.

5.1.20 Cllr. Michael Hegarty, received on 27th November, 2017

“Repairs to roads at Ballinvarrig, Youghal and Chapel Road, Ballymacoda”.

This was seconded by Cllr. Mary Linehan Foley.

Mr. Dave Clarke, Senior Executive Engineer will investigate same.

5.1.21 Cllr. Michael Hegarty received on 12th December, 2017.

Cleaning of gullies at Jackos Bar, Ballinacurra.

Noted.

5.1.22 Cllr. Michael Hegarty received on 12th December, 2017.

Provision of signage at the Montessori School in Mogeely Road, Castlemartyr.

Cllr. Twomey seconded this motion.

5.1.23 Cllr. Michael Hegarty received on 12th December, 2017.

Dangerous trees at Templeboden Cemetery.

5.1.24 Cllr. Michael Hegarty received on 12th December, 2017.

Drainage programme at Knockglass. The Engineer agreed to investigate same with Cllr. Hegarty in the New Year.

6. Correspondence:

Mr. Joe McCarthy, Municipal District Officer informed the Members that he has received the following correspondence:

1. Reply from the Department of Housing, Planning and Local Government in response of email in relation to the designation of Middleton and Youghal as Rent Pressure Zones:

The Planning and Development (Housing) and Residential Tenancies Act 2016 amends the Residential Tenancies Act 2004 to provide that the Housing Agency, in consultation with housing authorities, may make a proposal to the Minister that an area should be considered as a Rent Pressure Zone.

Following receipt of such a proposal, the Minister requests the Director of the Residential Tenancies Board (RTB) to conduct an assessment of the area to establish whether or not it meets the criteria for designation and to report to the Minister on whether the area should be designated as a Rent Pressure Zone.

For an area to be designated a Rent Pressure Zone, it must satisfy the following criteria set out in section 24A(4) of the Residential Tenancies Act 2004 (as amended by section 36 of the Planning and Development (Housing) and Residential Tenancies Act 2016):

- (i) The annual rate of inflation in the area must have been 7% or more in four of the last six quarters; and
- (ii) The average rent for tenancies registered in the area with the RTB in the last quarter must be above the average national rent (the National Indicative Rent in the RTB's Rent Index Report) in the last quarter.

On 19 September the RTB published the Rent Index Report in relation to Quarter 2 2017, which includes a summary of the data used as the criteria for designating Rent Pressure Zones in relation to all Local Electoral Areas in the country. This allows all interested parties to see exactly where their area stands in relation to average rent levels and increases and possible designation. In the Local Electoral Area of East Cork, while rent inflation has been 7% or greater in 5 of the last 6 quarters, the average monthly rent is €819.20 (which is below the average national standardised rent of €1017 per month). Therefore, the Local Electoral Area of East Cork does not meet the criteria for designation at this time.

The Minister has no further role or discretion in proposing areas for designation as Rent Pressure Zones or in deciding whether they should be designated. The designation process is independent and based on clear objective criteria and quantifiable evidence.

The Housing Agency will continue to monitor the rental market and may recommend further areas for designation. Where, following the procedures set out in the Act, it is found at a future date that additional areas meet the criteria, they will be designated as rent pressure zones.

Cllr. Twomey stated that she is not accepting this letter and requested that the Municipal District Council write back to the Residential Tenancies Board requesting that they conduct an assessment for both Middleton and Youghal.

Mr. Joe McCarthy, Municipal District Officer informed the Members that the Minister for Housing requested this information from the Residential Tenancies Board and suggested that Cllr. Twomey takes the matter up directly with the Minister to express her dissatisfaction with the reply.

2. Letter from the Road Safety Authority in relation to the provision of a driving test centre in the county.

I refer to your letter dated 2nd November 2017, referring to the minutes of a Meeting of East Cork Municipal District held on 20th September, 2017 at which the Council requested that the RSA open a driving test centre in the county, east of the city, as it would benefit to the area as the waiting lists for driving tests was too long.

The RSA concurs with the view that waiting times for driving tests are too long at present. The driver testing service has seen increased waiting times nationally over the past year. This is due to sustained level of applications being received, alongside a reduction in driver tester numbers due to retirements that has been experienced over the past 18 months.

As this is the case nationally, and as it is due to a current lack of capacity generally, rather than any more localised infrastructural or capacity issue, the RSA is seeking to address the issue nationally. To meet increased demand nationally, the RSA is undertaking a review of our longer term needs in the driver testing service to ensure sufficient capacity in future.

The RSA continues to monitor waiting times closely and is constantly reviewing and adjusting the deployment of driver testers in order to meet demand as much as possible at the centres where the need is greatest.

In addition to this, where possible the RSA will prioritise any urgent requests for a test and will also use cancellations that arise in the test schedule to facilitate urgent requests.

The increase in tester numbers will help reverse the upward trend in wait times, but it is accepted that it will take some time before the wait times return to normal.

This letter was marked as noted.

3. Letter from Coillte in relation to illegal dumping at Castlemartyr, Ballygannon and Glenbower Woods.

Coillte, Ireland's commercial forestry company, manages a total of 440,000 hectares of forestry comprising of 6,000 individual sites. Coillte operate an open forest policy and every year receives 12 million visits to its 12 Forest parks and 150 recreation sites.

Due to the vast and isolated nature of the Coillte estate, illegal dumping is a major issue for the company, with sites close to urban centres of particular risk to this criminal activity. Since 2013, Coillte has spent approximately €2m in clean-up operations alone. Illegal dumping is an environmental hazard and an eyesore causing serious problems to habitats, species, and human health. It can pollute rivers and drinking water sources, damage biodiversity and is a threat to both the people who live in the area and recreational users.

Coillte is committed to ensuring that visitors can enjoy visiting its forest parks and trails without the distressing site of illegally dumped rubbish. In order to deter illegal dumping, Coillte has installed signage at illegal dumping hotspots and investigates all reports of dumping. When any evidence is found of those responsible for dumping, it is passed on to litter wardens in local authorities who issue fines and pursue prosecutions. Coillte have an excellent works relationship with Cork County Council's litter warden who we regularly liaise with to address the issue of fly tipping at Castlemartyr, Ballygannon and Glenbower Woods.

Despite regular monitoring by our staff, these areas remain illegal dumping hotspots and Coillte put considerable resources into removing rubbish from these sites and surrounding areas. Nonetheless Coillte are committed to making every effort to ensure that all litter is removed from Castlemartyr, Ballygannon and Glenbower Woods.

In addition Coillte will continue to work closely with Cork County Council to address the issue of illegal dumping on Coillte property by persons who have no respect or care for the natural environment.

Cllr. Twomey stated that three bags of rubbish which were removed from Castlemartyr Woods 3 months previous and inspected by the Litter Warden have still not been collected. Mr. Joe McCarthy, Municipal District Officer will investigate this matter.

Mr. Joe McCarthy, Municipal District Officer informed the Members that the Senior Executive Officer, Personnel Department has informed him that it is proposed to recruit a Harbour Master in the East Cork Area in the new year.

4. Cllr. Linehan Foley informed the Members that the Secretary of the Youghal Twinning Committee wishes to extend an invite to all Councillors of the East Cork Municipal District to accompany them on the bi-annual trip to Larmor-Plage, Brittany, France.

It is currently anticipated that they will travel to France on 3rd April 2018 next, returning on 7th April, 2018.

The Mayor and Councillors of Larmor-Plage wishes to outline the management and administrative practices within their Municipal region and compare their operations with that of the East Cork Municipal region.

The Youghal/Larmor Plage twinning process has been operating for over thirty years and they believe that their April trip represents a unique opportunity for the Members.

Cllr. Hegarty will raise this with the CPG.

7. Votes of Sympathy:

The Members proposed a vote of sympathy to Mr. Tom Stritch, Director of Roads Services on the death of his mother.

8. Any Other Business.

1. Cllr. Linehan Foley requested that a Civic Reception be held to honour Fr. Cotter, SMA Missions for his service and dedication to the people of Youghal and the surrounding areas. The Members were in full agreement with this request.

2. The Members proposed that a Civic Reception be held to honour Tracey Kennedy in recognition of her recent position as Chairman of Cork GAA for the next 3 years. Tracy is the first female Chairperson of Cork GAA in Cork and Munster and the 2nd in Ireland.
3. Cllr. Linehan Foley requested that the Board of Management of Pobalscoil Na Tríonóide be written to seeking an update on the offer of land from private landowners for the provision of a footpath on the New Line between Summerfield Cross and the road adjacent to Pobalscoil Na Tríonóide. Mr. Dave Clarke, Senior Executive Engineer agreed to investigate same.
4. Cllr. Collins paid tribute to Aaron O' Sullivan on his resignation from public duties and wished him good health and happiness with his legal profession and also on his recent marriage to his wife Laura. All Members were associated with this tribute.
5. The Mayor wished the Members and Staff of the East Cork Municipal district a very Happy Christmas.

The Members agreed that the next meeting of the Municipal District take place on January 2nd at 2.30 p.m. at Mall House, Youghal.

This concluded the business of the Meeting.