Development Department
Civic Offices.

The Chairperson and Members
South Central Area Committee.

With reference to the proposed grant of a wayleave to existing services situated in the laneway at Kimmage Road West, Dublin 12.

Dublin City Council is the owner the fee simple to the area of the laneway shown coloured yellow on map index No. 11877 attached. Ben Dunne has made an application to the Council for the grant to Ben Dunne of a wayleave to any existing services situated in the area coloured yellow on Map Index No. 11877.

It is proposed to grant a wayleave to Ben Dunne, (the Applicant), to existing services situated in the laneway at Kimmage Road West, Dublin 12 subject to the following terms and conditions which the Chief Valuer considers fair and reasonable:

1. That the Applicant shall pay the Council the sum of €3,000 (three thousand euro), plus VAT, if applicable.

2. That the Council shall grant the Applicant a wayleave to any existing services situated in the area coloured yellow on the attached drawing no.11877.

3. That the Applicant holds the freehold interest in the area shown coloured pink and a right of way over the area coloured yellow on the attached drawing no.11877.

4. That the Council holds the freehold interest in the area coloured yellow on the attached drawing no. 11877.

5. That should the Applicant require access to services situated in the area coloured yellow on drawing no. 11877 he shall notify the Council and agree details of the proposed works. The Applicant should he carryout works shall reinstate the area to the satisfaction of the Council.

6. That the wayleave agreement is subject to terms and conditions to be drafted by the Council's Law Agent.

7. That the Applicant shall pay the Councils valuers fees of €1,500 (one thousand five hundred euro) plus VAT and the Council legal costs which shall be agreed with the Council's Law Agent.

No Agreement enforceable at law is created or intended to be created until an exchange of contracts has taken place.

Paul Clegg
Executive Manager