



To the Chairperson and Members of the
Central Area Committee

**Proposed Extinguishment of Public Right of Way over laneway to the rear of
1-53 Marguerite Road, Drumcondra, Dublin 9.**

Proposal

At its meeting held in May 2020, the Central Area Committee agreed to initiate the statutory procedure to extinguish the public right of way under the provisions of Section 73 of the Roads Act 1993. The laneway is outlined on Drawing No. RM 37447. The laneway is positioned to the rear of 1-53 Marguerite Road, the entrance is located between 1 Marguerite Road and runs to the rear of 77-83 Botanic Road, Dublin 9.

Statutory Requirement

The proposal was advertised in the national press on 2nd June 2020 and signs were erected on site in accordance with Section 73 of the Roads Act 1993. The latest date for receipt of submissions regarding this proposal was 14th July 2020.

The residents living at 77-83 Botanic Road objected to the extinguishment of the public right of way over the laneway as they use it frequently for parking etc.

The owners of 13, 37, 53 and 53a Marguerite Road, objected to the closure as they have raised concerns regarding public liability insurance, water and drainage concerns and cost implications for the future maintenance of the laneway and of any gates erected.

Service Checks

A service check survey to establish the extent of the services located on this area was conducted amongst utility providers.

Irish Water and Eir requested a key to a gate if one is erected. No other objections were received.

Recommendation

Having considered the above issues raised by residents I do not recommend the extinguishment of the public right of way of the area shown on Drawing RM 37447.

Coilin O'Reilly
Executive Manager