

Oifig an Lárcheantair,
97 Bothar Nua na Cabraí,
An Chabhrach,
Baile Átha Cliath 7.

**The Chairman and Members of
Central Area Committee**

11th July 2023

**With reference to the Extinguishment of the Public Right of Way at O'Devaney
Gardens, Dublin 7.**

Proposal

A request to have the public right of way extinguished over lands known as Phase 2 development site, O'Devaney Gardens, Dublin 7 has been made. The Developer has requested the extinguishment of the public right-of-way as part of the redevelopment of O'Devaney Gardens. The improved interface with surrounding areas will contribute to local regeneration. The extent of this proposed extinguishment is shown outlined in red on the attached map Index No.SM 2023-0248.

The Central Area Committee, at its meeting on the 17th May 2023, agreed to initiate the statutory procedure to extinguish the public right of way over the indicated roads on the attached map under the provisions of Section 73 of the Roads Act 1993.

Statutory

By public advertisement on the 24th May 2023, representations or objections were invited by the 6th July 2023. The site notices were erected on the 24th May 2023 for a period of 4 weeks. A total of 5 submissions were received by the closing date of 6th of July objecting to the proposed extinguishment. The submissions received relate to the loss of permeability due to the extinguishment of the public rights of way.

The proposed roads extinguishment is required as part of the redevelopment of O'Devaney Gardens Phase 2 in order to realign and relocate the roads to new positions. On completion these new roads will be place, will reinstate and accommodate all the existing permeability through the site to surrounding estates. The extinguishment of the existing rights of way through O'Devaney Gardens is a temporary measure only and is for the purpose of carrying out the works. The proposed development will provide new passively supervised, safe and secure streets with generous new landscaped public realm including footpaths and cycle lanes. The existing access from Stoneybatter through O'Devaney Gardens will be reinstated and enhanced.

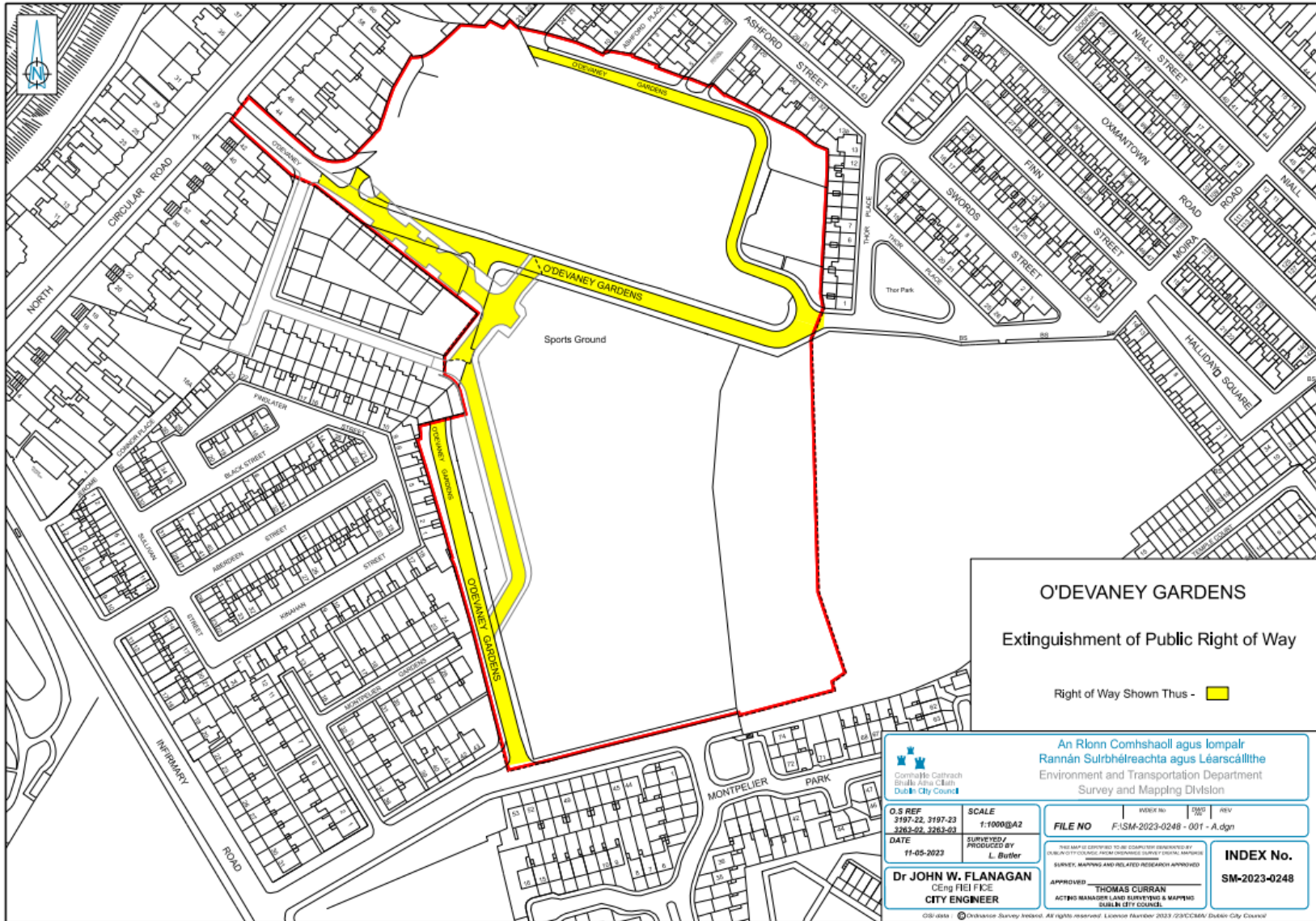
Service Check

A service check has been carried out and no service provider will need to alter the current services on or under or over that part of the referred lane.

Recommendation

I recommend that this Committee approve the extinguishment of the public right of way over the area shown on Map SM-2023-0248 as is no longer required for public use, in accordance with Section 73 of the Roads Act 1993.

Marie Kavanagh
Area Manager
Cabra/Glasnevin



O'DEVANEY GARDENS
Extinguishment of Public Right of Way

Right of Way Shown Thus -

<p>An Rionn Comhshaoil agus Iompar Rannán Suirbhéireachta agus Léarscáilithe Environment and Transportation Department Survey and Mapping Division</p>			
O.S REF 3197-22, 3197-23 3263-02, 3263-03	SCALE 1:1000@A2	FILE NO F:\SM-2023-0248 - 001 - A.dgn	INDEX No. SM-2023-0248
DATE 11-05-2023	SURVEYED / PRODUCED BY L. Butler	<small>THIS MAP IS COPYRIGHTED TO BE COMPLETELY FINANCED BY DUBLIN CITY COUNCIL. NO OTHER PERSONS, FIRMS, COMPANIES, SURVEY, MAPPING AND RELATED RESEARCH APPROVED</small>	
Dr JOHN W. FLANAGAN Ceng FEI FCE CITY ENGINEER		<small>APPROVED</small> THOMAS CURRAN ACTING MANAGER LAND SURVEYING & MAPPING DUBLIN CITY COUNCIL	

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