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**With reference to the extinguishment of the public right of way over a walkway/desire lines and carpark on the site known as Dominick Street (West) the site contains the now void properties 109-198 Dominick Street Lower, Dublin 1**

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The legal procedure to extinguish the public right of way at the above location was initiated under Section 73 of the Roads Act 1993

**Proposal**

A request was submitted to the Central Area Office by Dublin City Council's Housing Department, to have the public right of way extinguished over the laneway over a walkway/desire lines and carpark from 109-198 Dominick Street Lower and all areas contained within the site. The site contains the now void properties 109-198 Dominick Street Lower, Dublin 1. The reason for this extinguishment is due to the adverse antisocial behaviour, illegal parking and upcoming re-development of this site.

The site will be secured by hoarding at the front of the flat complex facing onto the Luas stop, the rear of the complex will be secured by steel fencing. It is intended that this extinguishment will facilitate the securing of the area from any further acts of antisocial behaviour and protect the public from any adverse effects from the vacant site. The security measures to secure the site will remain in situ for the duration of the re-development of 109-198 Dominick Street Lower Dublin 1. The extent of this proposed extinguishment is shown outlined in red on the attached map, SM 2023-0331.

The Central Area Committee, at its meeting on the 13th June 2023, agreed to initiate the statutory procedure to extinguish the public right of way over this laneway under the provisions of Section 73 of the Roads Act 1993.

**Statutory**

By public advertisement on the 7<sup>th</sup> July 2023, representations or objections were invited by the 25<sup>th</sup> August 2023. The site notice at this location was erected on the 7<sup>th</sup> July 2023. No objections or representations were received.

**Service Checks**

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 the extinguishment of the public right of way over the area shown on Drawing No. SM 2023-0331 be approved by the City Council. The extinguishment of a public right of way is a function reserved to the City Council.

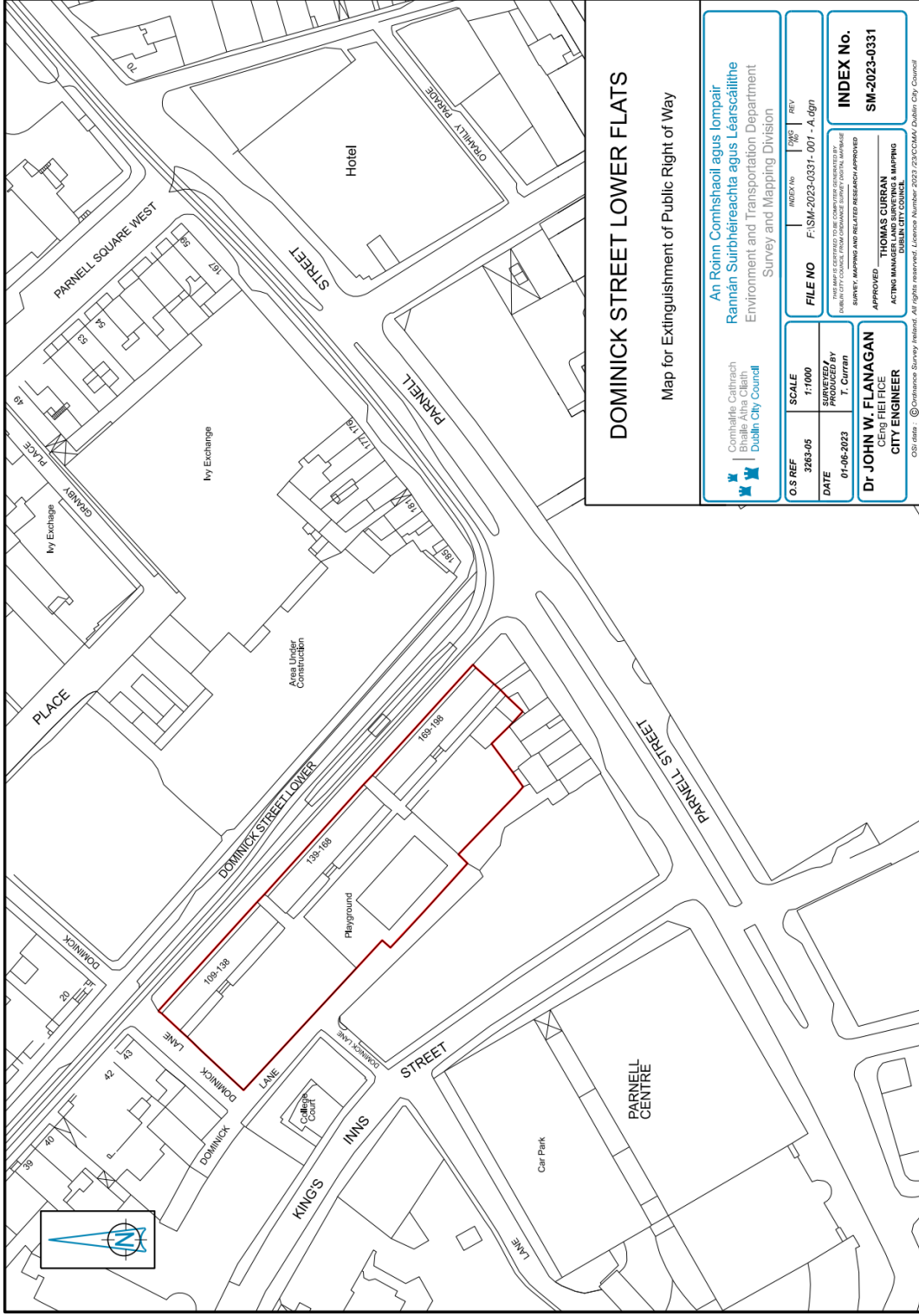
**Resolution**

That We, the Lord Mayor and Members of Dublin City Council, being the Roads Authority for the City of Dublin and being of the opinion that the public right of way over a walkway/desire lines and carpark on the site known as Dominick Street (West) The site contains the now void properties 109-198 Dominick street Lower, Dublin1 as shown on the attached Drawing SM 2023-0331 is no longer required for public use, extinguish the public right of way in accordance with Section 73 of the Roads Act 1993.

**David Forde**

**Area Manager North Inner City**

**12<sup>th</sup> September 2023**



# DOMINICK STREET LOWER FLATS

Map for Extinguishment of Public Right of Way

Comhairle Cathrach Bhaile Átha Cliath Dublin City Council		An Roinn Comhshaoil agus Iompair Rannán Suirbhéireachta agus Léarscálithe Environment and Transportation Department Survey and Mapping Division	
G.S. REF 3263-05	SCALE 1:1000	FILE NO F:\SM-2023-0331-001 - Adgn	INDEX No. SM-2023-0331
DATE 01-06-2023	PRODUCED BY T. Curran	<small>THIS MAP IS DERIVED FROM COMPUTER GENERATED DATA          OBTAINED FROM DUBLIN CITY COUNCIL'S DIGITAL MAPBASE          SURVEY, MAPPING AND RELATED RESEARCH APPROVED</small>	
DR JOHN W. FLANAGAN CEng FIEFICE CITY ENGINEER		<small>APPROVED</small> THOMAS CURRAN Acting Manager of Survey and Mapping DUBLIN CITY COUNCIL	
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