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**With reference to the proposed Extinguishment of the Public Right of Way over 2 footpaths located at Belcamp Avenue, Moatview Gardens and Moatview Avenue, Darndale, Dublin 17**

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**Proposal**

A request to have the public right of way extinguished over 2 footpaths located at Belcamp Avenue, Moatview Gardens and Moatview Avenue, Darndale, Dublin 17 was received from Dublin City Council Housing Development Department. It is proposed to construct 38 Rapid Delivery Homes on a green space that runs between Belcamp Avenue and Moatview Estate. There is currently a footpath at both ends of the site linking Moatview Gardens and Moatview Avenue with 73A and 74 Belcamp Avenue. As part of the construction it is proposed to close both of these pathways by incorporating them into the site of the proposed Rapid Delivery Houses. The extent of the proposed extinguishment is shown on Drawing RM 36601 (copy attached). The North Central Area Committee at its meeting on 20<sup>th</sup> June, 2016 agreed to initiate the statutory procedures to extinguish the Public Right of Way over the 2 footpaths at the above location.

**Statutory Requirement**

By public advertisement on 27<sup>th</sup> June 2016, representations or objections were invited by 16<sup>th</sup> August 2016. No residential objections were received within this period.

**Service Check**

A service check was carried out and the following requirements were highlighted on behalf of Drainage Department, ESB Networks & Public Lighting & Electrical Services. Brendan Sullivan Senior Architect DCC has confirmed that all of the issues raised will be dealt with during the construction program

**Drainage**

There is a 10m long Surface Water Sewer located in the South Western corner of the site which may need to be diverted. The Housing Development Department were notified on the 8th July that they should contact the Senior Executive Engineer in the Drainage Division Planning and Development Control Department prior to submission of the Planning Permission application to reach an agreement on this issue. The Development Department passed the letter from the Drainage Department onto Mr. Brendan Sullivan Senior Architect on the 11th July 2016. Brendan has confirmed that the contractor for the project will be executing all site drainage works, and will when appointed be in contact with the Drainage Department to liaise regarding the connections required.

### **ESB Networks**

Advice from ESB- ( "An existing 400kVA transformer (Belcamp Avenue 066792Z) located on Eastern edge of this site and existing cable routes to the eastern and northern edges of the site. The cable routes are required to feed the electricity network locally and the transformer is currently feeding approximately 200 customers in the immediate vicinity. If this transformer and / or cable routes impinge on site development they can be realigned and located within the new development. If the transformer and cables have to be relocated separate to the new housing development, we would require suitable sites be acquired / provided locally and the full cost of such relocation would be approximately €65,000. This cost would be greatly reduced should the relocation become part of the new housing development with the client installing plinths, ducting etc.")

Brendan has arranged to meet with the ESB on site and will agree what works are required with them. This may involve the relocation of the transformer as the Housing Development Department do not want to leave a laneway between the houses. The cost of any ESB works will be included in the cost of the building works.

### **Public Lighting & Electrical Services Division**

"Public Lights Engineering Section have stated a requirement to remove the two light poles on the footpath at 70 Moatview Avenue – 74 Belcamp Avenue. These are already disconnected/no lights, but would have to be removed in advance of the full extinguishment of the Public Right of way. Additionally, there are 2 lights along the path that runs from 66a Moatview Gardens – 70 Moatview Avenue (poles 8 & 9). Advisory is that if these poles are to be affected by the proposed Housing Development they would need be included in the estimate costs for removal".

Housing Development have confirmed that public lighting works required will be done as part of the building works

### **Recommendation**

This item was discussed at the North Central Area Committee meeting held on 19th September 2016 and the committee members decided to recommend extinguishment to the City Council, as shown on Drawing RM 36601.

**Dave Dinnigan**  
**Executive Manager.**

**20<sup>th</sup> September 2016**



**Proposed extinguishment of public right of way over footpaths adjoining  
Nos 66a Moatview Gardens to 73a Belcamp Avenue  
& 70 Moatview Gardens to 74 Belcamp Avenue, Dublin 17. As shown.**



**DUBLIN CITY COUNCIL**

Comhairle Chathair Bhaile Átha Cliath

ENVIRONMENT & TRANSPORTATION DEPARTMENT,

CIVIC OFFICES,

WOOD QUAY, DUBLIN 8.

**John W. Flanagan**

PHD CEng Eur Ing FIEI FICE

Acting City Engineer

**ROADS MAINTENANCE DIVISION**

REVISION	DESCRIPTION	DATE
		1/20
		1/20
		1/20
		1/20
		1/20

LEGEND

Roads Act 1993 Section 73(1)

Proposed extinguishment of public r.o.w.  
over footpaths at 66a Moatview Gardens  
73a Belcamp Ave, 70 Moatview Gdns  
& 74 Belcamp Ave, as shown

CAD. BY

CHECKED BY

APPROVED BY

SCALE 1:1000

DRAWING NO.

DATE 10/06/2016

R.M. 36601