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**With reference to a proposal for the Extinguishment of the Public Right of Way over a section of the road and path that forms part of Bella Street (otherwise known as Rutland Cottages), Dublin 1**

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**Proposal**

A request to have the public right of way extinguished over a section of the road and path that forms part of Bella Street (otherwise known as Rutland Cottages), Dublin 1 has been made.

The reason for this extinguishment is to eliminate anti-social behaviour and waste dumping over that part of the road and path that forms part of Bella Street. The extent of this proposed extinguishment is shown on the attached Drawing R.M. 37369.

The Central Area Committee, at its meeting on the 10<sup>th</sup> December 2019, agreed to initiate the statutory procedure to extinguish the public right of way over the section of the road and path under the provisions of Section 73 of the Roads Act 1993.

**Statutory**

By public advertisement, on the 18<sup>th</sup> of October 2019, representations or objections were invited to be received by or before the 29<sup>th</sup> day of November 2019. The site notices were erected on the 18<sup>th</sup> of October 2019.

No objections were received.

**Service Check**

A service check has been carried out and no service provider will need to alter the current services on or under the referred section of Bella Street. Accessibilities arrangements, for such service providers, shall be made through the Central Area Office or those private customers that are engaged with that service provider(s).

**Recommendation**

I recommend that the extinguishment of the public right of way over the area shown on Drawing No. R.M. 37369 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 section of the road and path that forms part of Bella Street (otherwise known as Rutland Cottages), Dublin 1, as shown on the attached Drawing No. R.M. 37369, is no longer required for public use, extinguish the public right of way in accordance with Section 73 of the Roads Act 1993”.

**Karl Mitchell**

**Area Manager**

**22<sup>nd</sup> January 2020**



Comhairle Cathrach  
Bhaile Átha Cliath  
Dublin City Council

ENVIRONMENT & TRANSPORTATION DEPARTMENT,

CIVIC OFFICES,

WOOD QUAY, DUBLIN 8.

Dr John W. Flanagan CEng FIEI FICE  
City Engineer

Proposed extinguishment of public r.o.w  
over Bella Street (part of)

ROADS MAINTENANCE DIVISION

R.M.37369

C.A.D. BY	DATE	REVISED	SCALE
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