



With reference to the proposed grant of a further Licence of the Clontarf Road Car Park, Dublin 3 to C oras Iompair  ireann and Iarnr od  ireann

Under Licence dated 13th May 2010, The Clontarf Road Car Park, Dublin 3, as shown coloured in pink on Map Index SM-2021-0734 was demised by Dublin City Council to Coras Iompair Eireann and Iarnrod Eireann for a term of 20 years from 26th April 2000 for 30 car parking spaces for Clontarf Dart Station.

The Licence expired on the 25th April 2020 and the Licensee has requested a new licence.

Accordingly it is now proposed to grant a further licence to C oras Iompair  ireann and Iarnr od  ireann of the Clontarf Road Car Park, Dublin 3, subject to approval of the following terms and conditions:

1. That the subject property, an overflow short term parking area, is shown outlined in red on the attached map SM-2021-0734.
2. The Licensee shall grant to Dublin City Council a Right Of Way over the area coloured in yellow on Map Index SM-2021-0734. The Licensee shall maintain the plot and allow the Council and its nominees to use/access the area at any time. There is also a Wayleave in favour of the ESB shown coloured in blue on Map Index SM-2021-0734 traversing the site.
3. That the licensee holds a license from Dublin City Council for a term of 20 years from 26th April 2000, which is now expired.
4. That the new licence shall be for a term of 20 (twenty) years commencing from 26th April 2020.
5. That the licensee shall pay the licensor 10% of all income derived from the 30 car parking spaces (net of running costs), backdated from 26th April 2020.
6. That the licensee shall provide a Certified Declaration of Income for the car park at the end of each financial year to the Council's Property Management Department.
7. That the subject area shall be used by the licensee solely for the purposes of vehicle parking for the adjacent Clontarf Dart Station.
8. That the licensee shall be responsible for the payment of all outgoings including rates, charges, fees, bills, etc. that may become due on the licenced area during the period of the licence.
9. That the licensee shall be responsible for keeping the entire property (land, and boundaries) in good repair and shall carry out all necessary maintenance/repairs to the Council's written satisfaction.
10. That the licensee shall keep the subject property area free from soil contamination.

11. That the subject property shall not be used for any loan or mortgage purposes.
12. That the licensee shall not sell, assign, sublet, sub-divide, alienate or part with the possession of the property.
13. That the licensee shall not carry out any development of the licenced area or erect any signage, structure or mast without prior consent of Dublin City Council.
14. That the licensee shall at all times ensure the licenced area is not used in such a way to be a nuisance to the public or adjacent occupiers.
15. That the licensee shall ensure that it's use and occupation of the property shall at all times comply with all necessary statutory requirements.
16. That the licensee shall ensure that the subject property is adequately secured and kept clean at all times.
17. That the licensee shall indemnify the Council against all claims as a result of their use and occupation of the demised property and shall arrange for insurance cover as follows: Public Liability Insurance (minimum of €6.5 million) and Employers Liability insurance (minimum of €13 million).
18. That the licensee shall sign a Deed of Renunciation.
19. That the licence shall contain such other terms and conditions as contained in licenses of this type and as are deemed appropriate by the Law Agent.
20. That each party shall be responsible for their own legal fees in this matter.
21. That no agreement enforceable at law is created or intended to be created until exchange of contracts has taken place.

The site to be disposed of was acquired from Frances .T. Donnelly and the Vernon Estate on the 18th May 1953 and 15th April 1954 respectively.

No agreement enforceable at law is created or intended to be created until an exchange of contracts has taken place.

This proposal was approved by the North Central Area Committee at its meeting on the 17th October 2022.

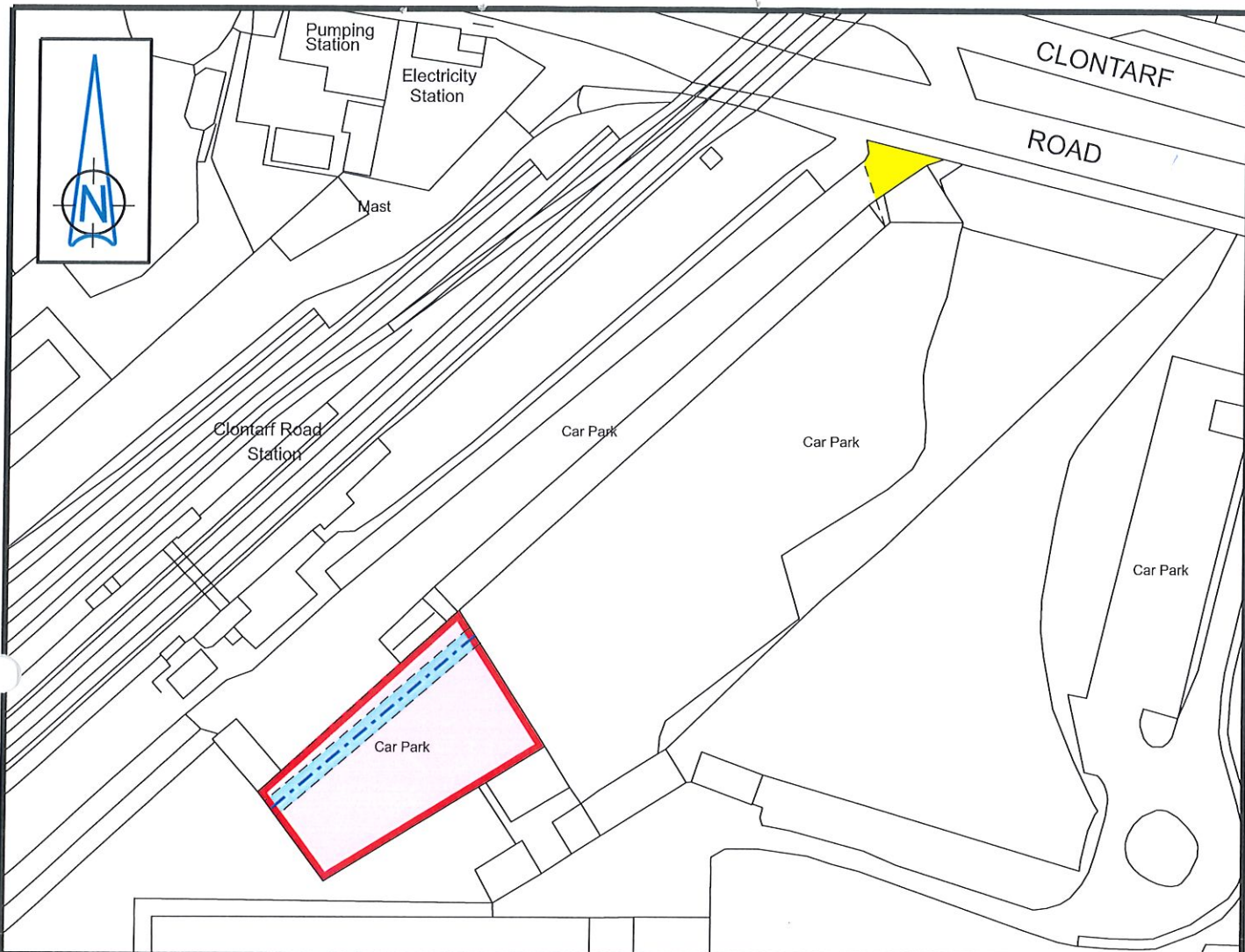
This report is submitted in accordance with the provisions of Section 183 of the Local Government Act, 2001.

Resolution:

That Dublin City Council notes the contents of this report and assents to the proposal outlined therein.

Dated this the 22nd day of November 2022.

Máire Igoe
A/Executive Manager



CLONTARF ROAD - Lands at

Dublin City Council with Coras Iompair Eireann

- DCC to CIE - Grant of Licence of Car Park (898m²) shown thus
- CIE to DCC - Grant of Right of Way (99m²) over area shown thus
- Wayleave for ESB cable shown thus



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

An Roinn Comhshaoil agus Iompair
Rannán Suirbhéireachta agus Léarscáilithe
Environment and Transportation Department
Survey and Mapping Division

O.S REF 3198-13, -18	SCALE 1:1000
DATE 20-10-2021	SURVEYED / PRODUCED BY T. Curran

INDEX No	DWG No	REV
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THIS MAP IS CERTIFIED TO BE COMPUTER GENERATED BY
DUBLIN CITY COUNCIL FROM ORDNANCE SURVEY DIGITAL MAPBASE
SURVEY, MAPPING AND RELATED RESEARCH APPROVED

APPROVED _____
THOMAS CURRAN
ACTING MANAGER LAND SURVEYING & MAPPING
DUBLIN CITY COUNCIL

INDEX No.
SM-2021-0734

Dr JOHN W. FLANAGAN
CEng FIEI FICE
CITY ENGINEER