

North Central Area Office, Kilbarrack,  
Unit 18/19 Greendale Shopping Centre, Greendale Road, Dublin 5.

Oifig Cheantar an Lárthuaiscirt, Cill Bharróg,  
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**Ref: MR/00593/2014**

**Date: 12<sup>th</sup> May 2014**

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

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**With reference to a proposal to extinguish the Public Right of Way over underpass at Oscar  
Traynor Road, Northside Shopping Centre.**

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### **Proposal**

A request to have the public right of way extinguished over the underpass at Oscar Traynor Road, Northside Shopping Centre was received from N1 Property Developments Limited. The extent of the proposed extinguishment is shown on Drawing No R.M. 26252 (copy attached). The North Central Area Committee at its meeting on 18<sup>th</sup> November, 2013, agreed to initiate the statutory procedures to extinguish the Public Right of Way over the above area.

### **Statutory Requirement**

By public advertisement on 21<sup>st</sup> November, 2013 representations or objections were invited by 6<sup>th</sup> January, 2014. No residential objections were received within this period.

### **Service Checks**

A service check was carried out and the following were received:

### **Drainage and Waste Water Services Division**

There is a 300mm pipeline and a manhole located within the underpass. The developer has given commitment that a 900mm steel door will be included in the reinforced concrete wall to which Drainage and Waste Water Services Division will be given a key in order to facilitate access.

### **Gardai, Traffic**

"While there is no objection from a traffic point of view to the extinguishing of this right of way, the issue of pedestrian safety needs careful consideration and liaison should take place with the DTU, DMR North".

### **Parks**

"The proposal to close the right of way by backfilling and closing the underpass will have significant drainage implications.

The walk ways and grassed area south of the underpass drain towards a manhole located mid way along the underpass which is then connected to a manhole located on Oscar Traynor Road, approximately 75M west of the underpass. Blocking off and backfilling the underpass would effectively prevent access to the manhole located in the underpass and would prevent the City Council dealing with flooding in the park land area directly adjacent to the underpass."

The applicant has agreed to meet the requirements of Parks by provision of a steel door to give drain access. Additionally the provision of a reinforced and rendered concrete wall on the south side of the Oscar Traynor Road along with appropriate landscaping highlighted by Parks would meet the requirements outlined by Parks.

### **Roads Maintenance, DCC**

“Recommended by Parks Department that the proposed method of closure would be by way of reinforced concrete wall and not “a rendered block wall” at the park entrance, due to the risk of proposed block wall being vandalised and a long term maintenance issue”.

### **UPC**

“UPC does not have services within the area of the proposal, however we do have underground services in the pavement above the underpass and that the services indicated contains live fibre, transmitting data traffic of a highly sensitive nature”. Any work to be carried out in the vicinity of this ducting will necessitate that a UPC Plant Protection Officer be present during the work.

### **Recommendation**

I recommend that the Committee approve the extinguishment of the public right of way over the area as shown on Drawing No. R.M. 26252 for consideration later by the City Council.

**Dave Dinnigan**

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**Executive Manager**

## **PROPOSED EXTINGUISHMENT OF PUBLIC RIGHT OF WAY - UNDERPASS NORTHSIDE SHOPPING CENTRE**

Dublin City Council are recommending a request to have the public right of way extinguished over the underpass at Oscar Traynor Road, Northside Shopping Centre subject to the requirements of the Parks Department for appropriate landscaping. For more details see [www.seankenny.ie/news](http://www.seankenny.ie/news)