

**Monthly Meeting of Dún Laoghaire Rathdown County Council**

**09 December 2024**

**Taking in Charge of Open Space, Roads, Footpaths, Public Lighting, Surface Water Sewer, Foul Sewer, and Watermains Bishops Gate, at Enniskerry Road, Kiltarnan, Co. Dublin (as detailed in drawing number BC-1810-TIC-01)**

**As per Section of 180 of the Planning and Development Act 2000 (as amended) the procedures were initiated under Section 11 of the Roads Act 1993 (as amended)**

At the Dundrum (CHEPP) Area Committee Meeting held on the 23<sup>rd</sup> of September 2024, Members were notified that the taking in charge process was to commence to take in charge the open space, roads, footpaths, public lighting, surface water sewer, foul sewer and watermains at:

- **Bishops Gate, Enniskerry Road, Kiltarnan, Co. Dublin**

On the 26<sup>th</sup> of September 2024, a Statutory Notice was published in the Irish Independent newspaper with details of Dun Laoghaire Rathdown County Council's intention to take in charge the open space, roads, footpaths, public lighting, surface water sewer, foul sewer and watermains at this development (as detailed in Drawing Number (BC-1810-TIC-01). The map and report were available on public display for inspection for a period of six weeks. During this period, we received seven submissions of which one was an objection to the proposal. A summary of the issues raised are provided with the Council's response in the table below:

<b>Objections &amp; Representations</b>	<b>Council Response</b>
Request for traffic calming measures and speed limit changes within the development.	This development has been completed as per the planning permission and certified by the developer's design team and agreed with the DLR Road Maintenance Dept. A request can be made to the Traffic Dept. once this development is taken in charge.
Requests for traffic calming measures and interventions in areas outside the area being taken in charge	This is outside the scope of the area which is being considered for taking in charge. A request can be made to the Traffic Dept. in relation to these matters.

<p>Request for parking limitations and enforcement within the development.</p>	<p>This development has been completed as per the planning permission and certified by the developer's design team and agreed with the DLR Road Maintenance Dept. A request can be made to the Traffic Dept. once this development is taken in charge.</p> <p>Any enforcement of parking offences should be reported to An Garda Siochana. This is outside the remit of the taking in charge of this development</p>
<p>General objection to the taking in charge process and Local Authority and government spending.</p>	<p>This objection does not relate specifically to the taking in charge of this development but rather and overall objection to the process. This is outside the remit of the taking in charge of this development.</p>
<p>Requests in relation to alternative construction access routes for neighbouring developments and highlighting degradation of the road surface</p>	<p>Construction traffic management and construction routes are assessed as part of the planning process and construction stage of new developments. This is outside the remit of the taking in charge of this development</p>
<p>Requests for enhanced maintenance of green areas and additional play equipment.</p>	<p>Maintenance of the green space is the responsibility of the residents until the development is taken in charge. The level of maintenance provided will include grass cutting but not regular weeding of the green area. A request for play equipment can be made to the Parks Dept. once this development is taken in charge.</p>
<p>Requests for works to be carried out to increase cycle and pedestrian permeability through the development to neighbouring areas</p>	<p>There will be a forthcoming Local Area Plan for the Kiltarnan Area, this issue can be raised as a submission to the public consultation. This is outside the remit of the taking in charge of this development.</p>

Accordingly, it is recommended that the following resolution be passed by the Council:

**RESOLUTION:**

"The foregoing report of the Executive is **APPROVED** and it is hereby **RESOLVED** that, in accordance with Section 11 of the Roads Act 1993 (as amended), that the open space, roads, footpaths, public lighting, surface water sewer, foul sewer and watermains at Bishops Gate, Enniskerry Road, Kilternan, Co. Dublin (**as detailed in Drawing Number (BC-1810-TIC-01)**) be taken in charge by Dún Laoghaire Rathdown County Council."

**Owner:** Anthony Fitzpatrick, Senior Executive Officer, Planning Department