



Comhairle Cathrach
& Contae **Luimnigh**

Limerick City
& County Council

Seirbhísí Pleanála agus Comhshaoil,
Comhairle Cathrach agus Contae Luimnigh,
Tuar an Daill,
Luimneach

Planning and Environmental Services,
Limerick City and County Council,
Dooradoyle,
Limerick

EIRCODE V94 WV78

t: +353 (0) 61 556 000
f: +353 (0) 61 556 001

6th April, 2018.

TO: The Cathaoirleach and Each Member of the Metropolitan District of Limerick

**RE: Taking in Charge of Estates
Declaration of Roads to be public roads.**

A Chomhairleoir, a chara,

It is proposed that the estate listed below be taken in charge by Limerick City and County Council.

Ritaville, Old Cork Road

In accordance with Section 180 of the Planning and Development Acts 2000 (as amended) and Section 11 of the Roads Act 1993 public notice was given of the intention of the Council to consider the matter, drawings of the estate were put on public display and submissions were invited from the public on the proposed take-over of the estate and the declaration of the roads to be public roads.

One submission was received from Mr. Kieran Considine of 14 Ritaville objecting to the taking in charge – see submission attached.

Ritaville is a development of 14 houses which was granted planning permission under P03/423 and P06/9. Permission for a pumping station was granted under P09/329 as the developer was unable to achieve gravity fall to sewer. This permission stated that the Council would not take in charge the pumping station and it would remain the responsibility of the Management Company. Enforcement proceedings were taken against the developer in 2012 and the estate was completed to a reasonable standard.

The pumping station did cause some problems and as a once off having regard to health and safety the Council cleaned out the pumping station and replaced the pump. The pumping station has been operating satisfactorily since these works were carried out. The Council also investigated the possibility of removing the pumping station and discharging the foul water to the main sewer by gravity. This is not a financially viable option at present.

The Council did make a claim against the bond for this development but were unsuccessful as the bond does not cover the pumping station and the remainder of the estate was completed to a reasonable condition.

The developer has handed over the pumping station and the open spaces to the management company.

The Council now propose to take over the maintenance of the public roads, footpaths, open spaces, public lighting and surface water and once the estate is taken in charge we will enter into discussions with Irish Water regarding the pumping station.

When taken in charge the council will incur an annual cost of €344 for the operation of the public lighting in the estate.

Your approval is requested for the taking-in-charge of the above mentioned estate in accordance with Section 180 of the Planning and Development Act 2000 (as amended) and Section 11 of the Roads Act 1993.

Is mise le meas,

Gerrard Doherty,
S.E.E. Planning and Environmental Services.