



Comhairle Cathrach  
& Contae **Luimnigh**

**Limerick City**  
& County Council

Dúiche Bardais an Chaisleáin Nua Thiar,  
Comhairle Cathrach agus Contae Luimnigh,  
Áras William Smith O'Brien,  
Gortbui,  
An Caisleán Nua Thiar,  
Co. Luimnigh.

Newcastle West Municipal District,  
Limerick City and County Council,  
Áras William Smith O'Brien,  
Gortboy,  
Newcastle West,  
Co. Limerick.

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**28<sup>th</sup> February, 2020**

**TO: The Cathaoirleach and Each Member of the Municipal District of Newcastle West**

**Re: Declaration of Public Roads: Nash's Lane, Newcastle West, Co. Limerick.**

A Chomhairloir, A chara,

**1. Foreward**

In accordance with Section 11, Roads Act, 1993, Limerick City and County Council advertised its intention to consider the making of a Declaration that Nash's Lane be a public road, by way of Notification on Council website together with advertisements in the Limerick Leader and Weekly Observer.

The public consultation period was from Friday, 17<sup>th</sup> January to Friday, 14<sup>th</sup> February, both days inclusive. The period for submissions extended until Friday, 28<sup>th</sup> February.

**2. Extent of proposed road**

Total length of road to be taken in charge is 163m extending from the Town Square to the public road at the Demesne.

**3. Submissions with respect to proposal**

A total of six submissions/observations were received and are listed below:

**(i) Ms. Elma Hanley, Church Street, Newcastle West.**

Lives at above address and has rear access to building. Requests further details of proposal.

- (ii) **Mrs. Mary Magner, Grange House, Newcastle West.**  
Has a property at Church Street and highlights right of way for vehicular and pedestrian access to property. Requests a public meeting.
- (iii) **Mr. Niall O'Connor, Church Street, Newcastle West.**  
Has no objection to proposal to declaration of public road but highlights right of way which leads over Nash's Lane to his property.
- (iv) **Ms. Marie McCarthy, Church Street, Newcastle West.**  
Has a property at Church Street and highlights right of way for vehicular and pedestrian access to property. Requests a public meeting.
- (v) **Ms. Anne McElligott, Consultant Planner, Sandymount, Dublin 4 on behalf of Ms. Marie McCarthy, Church Street, Newcastle West.**  
Notes her client has a right of way across the laneway and wants the Council to confirm that once this private road is made a public road there will be no restriction to vehicular access and there will be no impediment to right of way across the laneway in accessing her property. Client also noted that the laneway should not be pedestrianised and allow for vehicular access at all times.
- (vi) **Mrs. Mary Magner, Grange House, Newcastle West**  
A further submission was received from Mrs. Magner on the 28<sup>th</sup> February, whereby she is objecting to the Council's proposal to take in charge Nash's Lane. She notes that she requested a meeting to be organized by Limerick City and County Council so that the proposal could be discussed but this has not taken place.


#### **Council Response**

All submissions are noted. The Council are considering making the laneway a public road for maintenance and surface upkeep. The Council notes that a number of adjoining property owners in the area have stated that they have an existing right of way through Nash's Lane.

#### **4. Recommendation**

In accordance with Section 11 of 1993 Roads Act, Nash's Lane shall be a public road.

Is mise le meas,

  
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**Gerard O'Connor**  
**Senior Executive Engineer**  
**Municipal District of Newcastle West**