



Comhairle Cathrach
& Contae **Luimnigh**

Limerick City
& County Council

Dúiche Bardais an Chaisleáin Nua Thiar,
Comhairle Cathrach agus Contae Luimnigh,
Áras William Smith O'Brien,
Gortbúí,
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

Eircode: V42EH73

t: +353 (0) 69 62100

28th February, 2020

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

Re: Declaration of Public Roads: Brewery 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 Brewery 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, 17th January to Friday, 14th February, both days inclusive. The period for submissions extended until Friday, 28th February.

2. Extent of proposed road

Total length of road to be taken in charge is 86m extending from Market Yard to Maiden Street.

3. Submissions with respect to proposal

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

(i) Culhane, Judge & Co., Solicitors, on behalf of Jeremiah and Diane Scanlan.

Has no objection to the laneway being taken over by the Council and the public having access to same during the hours of 9 a.m. and 7 p.m., in the winter time and 9 a.m. to 9 p.m., in the summer time, with access being locked at both entrances after that time

due to concerns with antisocial behaviour and security. Noted that they had advised of this verbally to Council representative previously. Also noted that access only through the laneway to carry out works to buildings.

(ii) Robert and Wayne Cronin

Supports the Council in its efforts to improve the town of Newcastle West including the proposed taking in charge of Brewery Lane. However wishes to point out that over the years the laneway had to be secured by way of locked gates at both entrances every evening at approximately 9pm to ensure no antisocial behaviour. Requests that the process of the laneway been gated and locked every night and re-opened every morning would continue.

(iii) Marie Dooley and Patrick Dooley

Broadly in support of the laneway being taken in charge and that the laneway should be kept open to facilitate pedestrian access from Market Yard to Maiden Street Newcastle West but has concerns with the laneway remaining open at night time as it is unlit and there will be antisocial behaviour.

(iv) Mr. Pat Dooley, Westpharm Limited, Dooley's Pharmacy

Welcomed the development by the Council for the declaration of Brewery Lane to be made a public road but has concerns with regard to the laneway being opened to the public outside of business hours. Noted that the laneway has always been closed in the evenings and opened in the mornings and stated that by having the area opened full-time it will encourage antisocial behavior.

(v) Ian Scanlan

Objects to the declaration of Nash's Lane being declared a public road due to security concerns, anti-social behavior and health and safety concerns. Also notes that access only through the laneway to carry out works to buildings and family have parked on the laneway since the 1930s. Also states that no site notice was erected with regard to the declaration process and also mentions lack of correspondence with stakeholders.

4. Council Response

The Council notes the submissions received and also the request that some submissions wished to remain private. This was not possible as the Declaration of a Public Road is a public process. Also the intention to Declare a Public Road has to be publicly advertised in local newspapers and a Site Notice is not required. The Council wish to proceed with the Declaration of a Public Road at Brewery Lane without restrictions.

5. **Recommendation**

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

Is mise le meas,



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