**COMHAIRLE CHONTAE ÁTHA CLIATH THEAS
SOUTH DUBLIN COUNTY COUNCIL**

**MEETING OF SOUTH DUBLIN COUNTY COUNCIL**

**Monday, 26 September 2016**

**ITEM NO. H-I 7 (a)**

**Proposed disposal of land adjacent to John and Jean Berns, Gerard Berns and Ciaran Reilly at Mill Road, Saggart, Co. Dublin.**

By resolution of the Council dated 22/09/2014, minute reference H7F)0914, approval was granted for the disposal of the areas shown outlined red on Drawings LA/30/14 to John and Jean Berns, LA/31/14 to Gerard Berns and LA/32/14 to Ciaran Reilly at Mill Road, Saggart following the completion of the Saggart/Rathcoole Link Road works.

The solicitor acting for the Berns has pointed out that the entrance to John and Jean Bern’s property is excluded on Drawing No. LA/30/14 and similarly that the entrance to Gerard Bern’s property is excluded on Drawing No. LA/31/14. The Council has not taken these areas in charge thus in order to ensure the claimants access to their properties the aforementioned disposal drawings have been revised to include the entrances.

Thus, I recommend that the drawings and nett areas for disposal as outlined below;

John and Jean Berns, Drawing No. LA/30/14 having a nett area of 0.0145 hectares.

Gerard Berns, Drawing No. LA/31/14 having a nett area of 0.0143 hectares.

Ciaran Reilly, Drawing No. LA/32/14 having a nett area of 0.0026 hectares.

Be amended to the following;

John and Jean Berns, Drawing No. LA/30/14 Rev A having a nett area of 0.0160 hectares.

Gerard Berns, Drawing No. LA/31/14 Rev A having a nett area of 0.0155 hectares.

Ciaran Reilly, Drawing No. LA/32/14 having a nett area of 0.0026 hectares.

In accordance with Section 211 of the Planning & Development Act, 2000 and subject to the provisions of Section 183 of the Local Government Act, 2001.

The lands being disposed of were acquired from John and Jean Berns in February 1993, in accordance with the Dublin County Council (Saggart/Rathcoole Link Road and Open Space) Order, 1984.

**Daniel McLoughlin**

**Chief Executive**