|  |
| --- |
| **1.1 Statutory Basis** |
| **Section 36 of Road Traffic Act 1994, as amended**  **Section 199 & 200, Local Government Act 2001** |
| **Period of Public Consultation Process**     1. The statutory consultation period on the Draft Bye Laws ran from **25th July, 2020 to 11th September, 2020.** 2. A proposed Material Alteration for Monastery Park/Monastery Drive Clondalkin ran from **Thursday 14th January 2021 until Friday 5th February, 2021.** 3. A proposed Material Alteration for Newcastle and Saggart Villages ran from **Thursday 25th February 2021 until Friday 26th March, 2021.** |
| **Outcome of Public Consultation** |

A total of 213 submissions were received during the initial public consultation period with some submissions being composite in nature, referencing in total 262 observations.

All submissions were read, analysed, and summarised. A list of all the submissions made within the public consultation period is provided in Table 1 below, together with a reference number. The submissions can be viewed on the Council’s online consultation portal <https://consult.sdublincoco.ie>

**Table 1: Submission Received**

|  |  |
| --- | --- |
| Person/organisation | Ref |
| Paul O’Keeffe | SD-C145-1 |
| Jennifer Begley | SD-C145-2 |
| Elaine Collins | SD-C145-3 |
| Laura Mooney | SD-C145-4 |
| Sinead Harrington | SD-C145-5 |
| Maria O’Toole | SD-C145-6 |
| Damien Mills | SD-C145-7 |
| Andrew Tully | SD-C145-8 |
| Andrew Tully | SD-C145-8 |
| Dave Russell | SD-C145-9 |
| Rupert Fuller | SD-C145-10 |
| Joseph Dolan | SD-C145-11 |
| Danielle Hudson-Murphy | SD-C145-12 |
| Deirdre Munnelly | SD-C145-13 |
| Mark Jones | SD-C145-14 |
| Hazel Jewell | SD-C145-15 |
| Holly Duggan | SD-C145-16 |
| Joseph Peck | SD-C145-17 |
| Niamh Sherwood | SD-C145-18 |
| Brían Ó'Donnaile | SD-C145-19 |
| Sarah Barry | SD-C145-20 |
| Trevor Baker | SD-C145-21 |
| Sheila Tumelty | SD-C145-22 |
| Maeve Broughal | SD-C145-23 |
| Leslie Deacon | SD-C145-24 |
| Shengjie Xu | SD-C145-25 |
| Joe Deegan | SD-C145-26 |
| John Brennan | SD-C145-27 |
| Andrew Keating | SD-C145-28 |
| Andrew Keating | SD-C145-28 |
| Andrew Keating | SD-C145-28 |
| Connor Dean | SD-C145-29 |
| Michael Walsh | SD-C145-30 |
| Nuala Hayden | SD-C145-31 |
| Jeni Ringland | SD-C145-32 |
| Tom Fennell | SD-C145-33 |
| Knocklyon Network | SD-C145-34 |
| Hermitage Residents Association , Rathfarnham | SD-C145-35 |
| Cllr Yvonne Collins | SD-C145-36 |
| KOBRA Residents association | SD-C145-37 |
| Claire O’Reilly | SD-C145-38 |
| Bernie Keogh | SD-C145-39 |
| David Dillon | SD-C145-40 |
| Robyn Lawlor | SD-C145-41 |
| Louise Sykes | SD-C145-42 |
| Mary Gallagher | SD-C145-43 |
| Tallaght Community Council | SD-C145-44 |
| Rathfarnham Castle Residents Association | SD-C145-45 |
| Dave Sheehan | SD-C145-46 |
| Stonepark Abbey and Longwood Park Residents' Committee | SD-C145-47 |
| Bernadette Wyer | SD-C145-48 |
| Fiona Baldwin | SD-C145-49 |
| Una Mc Donald | SD-C145-50 |
| Rose Murray | SD-C145-51 |
| Rose Murray | SD-C145-51 |
| Brian Hunt | SD-C145-52 |
| Deirdre Fagan | SD-C145-53 |
| Trevor Connolly | SD-C145-54 |
| Helen Duffy | SD-C145-55 |
| Chris King | SD-C145-56 |
| Terence Loane | SD-C145-57 |
| Terence Loane | SD-C145-57 |
| Tara McMorrow-McKenzie | SD-C145-58 |
| Anna Nolan | SD-C145-59 |
| Joseph Maher | SD-C145-60 |
| Patrick O'Donnell | SD-C145-61 |
| Scott Doherty | SD-C145-62 |
| Stephen Roy | SD-C145-63 |
| Cora Molloy | SD-C145-64 |
| Louise McKeon | SD-C145-65 |
| Vera Winters | SD-C145-66 |
| Patrick Fowler | SD-C145-67 |
| Laura Cahill | SD-C145-68 |
| Peter Coleman | SD-C145-69 |
| Dolores Dunne | SD-C145-70 |
| Paul Homan | SD-C145-71 |
| Ben Malone | SD-C145-72 |
| Gino Kenny T.D. | SD-C145-73 |
| Jacqueline Gentile | SD-C145-74 |
| Garret Weldon | SD-C145-75 |
| Brigid | SD-C145-76 |
| Margaret Lynch | SD-C145-77 |
| Ashley Sands | SD-C145-78 |
| Jean Doherty | SD-C145-79 |
| Darina O Connor | SD-C145-80 |
| David Marten | SD-C145-81 |
| David Marten | SD-C145-81 |
| David Marten | SD-C145-81 |
| Annette O Connor | SD-C145-82 |
| Kathryn Smith | SD-C145-83 |
| Louise McKenna | SD-C145-84 |
| Elaine Harman | SD-C145-85 |
| Anthony Corcoran | SD-C145-86 |
| Newcastle Community Group | SD-C145-87 |
| Fergal Britton | SD-C145-88 |
| Eibhín Mc Loughlin | SD-C145-89 |
| Sean Walsh | SD-C145-90 |
| Fonthill Residents Association | SD-C145-91 |
| Fonthill Residents Association | SD-C145-91 |
| Fonthill Residents Association | SD-C145-91 |
| Kieran Webster | SD-C145-92 |
| Green Party Tallaght | SD-C145-93 |
| Green Party Tallaght | SD-C145-93 |
| Rathfarnham Wood Residents Association | SD-C145-94 |
| Declan Murphy | SD-C145-95 |
| Noel Nolan | SD-C145-96 |
| Elizabeth O'Donoghue | SD-C145-97 |
| Jennifer Kelly | SD-C145-98 |
| Vivienne Rooney | SD-C145-99 |
| Sarah Stokes | SD-C145-100 |
| Philomena Stokes | SD-C145-101 |
| Lian Brady | SD-C145-102 |
| Sinead Hanna | SD-C145-103 |
| Rathfarnham Active Retired Association | SD-C145-104 |
| Cllr Francis Timmons | SD-C145-105 |
| Michael Ryan | SD-C145-106 |
| Carole Doody | SD-C145-107 |
| Tony Joyce | SD-C145-108 |
| Tom Young | SD-C145-109 |
| E Col | SD-C145-110 |
| Sarah Delaney | SD-C145-111 |
| Marie Quigley | SD-C145-112 |
| John Staunton | SD-C145-113 |
| Laura Candon | SD-C145-114 |
| Gillian Eggleston | SD-C145-115 |
| Ann Fitzsimons | SD-C145-116 |
| Mary Kelly | SD-C145-117 |
| Kathy Cahill | SD-C145-118 |
| Kevin Reid | SD-C145-119 |
| Kevin Reid | SD-C145-119 |
| Julie Coates | SD-C145-120 |
| Sue McDonagh | SD-C145-121 |
| Barry Keegan | SD-C145-122 |
| Roy Thomas | SD-C145-123 |
| Alan Caffrey | SD-C145-124 |
| Heather Edge | SD-C145-125 |
| Diarmuid O'Riordan | SD-C145-126 |
| Patrick Murphy | SD-C145-127 |
| Liam Marnane | SD-C145-128 |
| Anne Woulfe | SD-C145-129 |
| Aidan Furlong | SD-C145-130 |
| Larry Halpin | SD-C145-131 |
| John Kelly | SD-C145-132 |
| John Lahart T.D. | SD-C145-133 |
| Ann Myler | SD-C145-134 |
| William Lavelle | SD-C145-135 |
| Cllr Ronan McMahon | SD-C145-136 |
| Maurice Barrett | SD-C145-137 |
| Melissa Garza | SD-C145-138 |
| Criofan Shannon | SD-C145-139 |
| Criofan Shannon | SD-C145-139 |
| Criofan Shannon | SD-C145-139 |
| Robin Boyd | SD-C145-140 |
| Dorothy Vard | SD-C145-141 |
| James Fogarty | SD-C145-142 |
| Pat Hanratty | SD-C145-143 |
| Ronan Allen | SD-C145-144 |
| Patrick O'Donnell | SD-C145-145 |
| Tom Young | SD-C145-146 |
| Tony O'Connor | SD-C145-147 |
| John O'Brien | SD-C145-148 |
| Lorraine Allen | SD-C145-149 |
| Jenni Harrison | SD-C145-150 |
| Catherine White | SD-C145-151 |
| Tina Douglas | SD-C145-152 |
| Paul Gilbride | SD-C145-153 |
| Main Street Clinic | SD-C145-154 |
| Tumon Ltd T/A Lynch's Centra Lucan | SD-C145-155 |
| Lucan Village Pharmacy | SD-C145-156 |
| Lucan Village Pharmacy | SD-C145-156 |
| Lucan Village Pharmacy | SD-C145-156 |
| Lucan Village Pharmacy | SD-C145-156 |
| Lucan Village Pharmacy | SD-C145-156 |
| Rosaleen Tyrrell | SD-C145-157 |
| Kevin Reid | SD-C145-158 |
| Kevin Reid | SD-C145-158 |
| Kevin Reid | SD-C145-158 |
| Ann Reid | SD-C145-159 |
| Ann Reid | SD-C145-159 |
| Edel Banks | SD-C145-160 |
| Monastery Estate Residents Association | SD-C145-161 |
| Tara O'Reilly | SD-C145-162 |
| Emmett Rogers | SD-C145-163 |
| James Roche | SD-C145-164 |
| James Roche | SD-C145-164 |
| Andrew Buckley | SD-C145-165 |
| Donal Lynch | SD-C145-166 |
| Cllr Alan Hayes | SD-C145-167 |
| Cllr Alan Hayes | SD-C145-167 |
| Cllr Alan Hayes | SD-C145-167 |
| Cllr Alan Hayes | SD-C145-167 |
| Cllr Alan Hayes | SD-C145-167 |
| Cllr Alan Hayes | SD-C145-167 |
| Monastery Rise Residents Association | SD-C145-168 |
| Edie MacGarry (Mrs) | SD-C145-169 |
| John Casley | SD-C145-170 |
| Anne Lewis Flood | SD-C145-171 |
| Sarsfield Park and District Residents Association | SD-C145-172 |
| Clare Mcclean | SD-C145-173 |
| Clare Mcclean | SD-C145-173 |
| Sylvia and Jonathan Wigham | SD-C145-174 |
| Mrs Pat Bradley | SD-C145-175 |
| Patricia Tully | SD-C145-176 |
| Elizabeth Allen | SD-C145-177 |
| Brendan Byrne | SD-C145-178 |
| Noeleen Dowling | SD-C145-179 |
| Joe Clancy Solicitors | SD-C145-180 |
| Noel Maguire | SD-C145-181 |
| Noel Maguire | SD-C145-181 |
| Noel Maguire | SD-C145-181 |
| Kevin Burke | SD-C145-182 |
| Cllr Ed O'Brien | SD-C145-183 |
| Cllr Ed O'Brien | SD-C145-183 |
| Cllr Ed O'Brien | SD-C145-183 |
| Cllr Ed O'Brien | SD-C145-183 |
| Damien Burke | SD-C145-184 |
| Deputy Emer Higgins | SD-C145-185 |
| Cllr David McManus | SD-C145-186 |
| Angela O'Connor | SD-C145-187 |
| Cllr Shane Moynihan | SD-C145-188 |
| Cllr Pamela Kearns | SD-C145-189 |
| Senator Mary Seery Kearney | SD-C145-190 |
| Cllr Eoin Ó Broin | SD-C145-191 |
| Cllr Yvonne Collins | SD-C145-192 |
| Marion Lenehan | SD-C145-193 |
| Marion Lenehan | SD-C145-193 |
| Marion Lenehan | SD-C145-193 |
| Marion Lenehan | SD-C145-193 |
| Marion Lenehan | SD-C145-193 |
| Laura Fletcher | SD-C145-194 |
| Eoin Cairns | SD-C145-195 |
| Blanaid Cleary | SD-C145-196 |
| Kevin Cleary | SD-C145-197 |
| Siobhan Cleary | SD-C145-198 |
| Siobhan Cleary | SD-C145-198 |
| David O'Connor | SD-C145-199 |
| Austin Cleary | SD-C145-200 |
| Michael Cleary | SD-C145-201 |
| Niamh Cleary | SD-C145-202 |
| Tara Gaffney | SD-C145-203 |
| Andrea Blackshields | SD-C145-204 |
| Ian O’Doherty | SD-C145-205 |
| Adrian Blackshields | SD-C145-206 |
| Aoife Carney | SD-C145-207 |
| Conor Chase | SD-C145-208 |
| Mark Rooney | SD-C145-209 |
| Stephen Burke | SD-C145-210 |
| Eoghan O' Sullivan | SD-C145-211 |
| Maurice Barrett | SD-C145-212 |
| R/T/F/B Area Committee Motion passed 8th Sept 2020 | SD-C145-213 |

**Table 2 – Submission Received** **on Proposed Material Alteration, Monastery Park/ Drive, Clondalkin**

A total of 21 submissions were received during the consultation period.

|  |  |
| --- | --- |
| **Person/Organisation** | **Reference** |
| Tom Dillon | SD-C176-1 |
| Mia Colgan | SD-C176-2 |
| Ronan Duffy | SD-C176-3 |
| Elaine Homan | SD-C176-4 |
| Laura Pisani | SD-C176-5 |
| Beatrice Fagan | SD-C176-6 |
| Cáit Fitzpatrick | SD-C176-7 |
| Rosaleen Byrne | SD-C176-8 |
| Rhona Kerins | SD-C176-9 |
| Monastery Estate Residents Association | SD-C176-10 |
| Aoife Myler Herlihy | SD-C176-11 |
| Eileen Healy | SD-C176-12 |
| Sandra Healy | SD-C176-13 |
| Carol Barr | SD-C176-14 |
| Una Heffernan | SD-C176-15 |
| Regina Mahony | SD-C176-16 |
| Shauna Mahony | SD-C176-17 |
| Bridget Murphy | SD-C176-18 |
| Peter Pardoe | SD-C176-19 |
| Mark Kerins | SD-C176-20 |
| Deirdre Ryan | SD-C176-21 |

**Table 3 – Submissions Received on Proposed Material Alteration Newcastle & Saggart Villages**

A total of 77 submissions were received during the consultation period, 11 of which were composite referencing both locations.

|  |  |
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| **Person/Organisation** | **Reference** |
| Newcastle Community Group | SD-C180-1 |
| Niall Power | SD-C180-2 |
| Paul Kelly | SD-C180-3 |
| Sinead Staszak | SD-C180-4 |
| Sinead Staszak | SD-C180-5 |
| Sarah O’Neill | SD-C180-6 |
| Andrea Olin | SD-C180-7 |
| Jurgita Vigeliene | SD-C180-8 |
| Thomas Meade | SD-C180-10 |
| Anita Maher | SD-C180-11 |
| Angelika Szac | SD-C180-12 |
| Roy O’Rourke | SD-C180-13 |
| Gemma Slevin | SD-C180-14 |
| Gerard Barry | SD-C180-15 |
| Sarah Cullen | SD-C180-16 |
| Tanya Marum | SD-C180-17 |
| Amanda Brennan | SD-C180-18 |
| RAMS | SD-C180-19 |
| Janet Walsh | SD-C180-20 |
| Centra Saggart | SD-C180-21 |
| Aoife Murphy | SD-C180-22 |
| Cathy Herbert | SD-C180-23 |
| Joseph Grogan | SD-C180-24 |
| Belinda Allen | SD-C180-25 |
| Catherine Gorevan | SD-C180-26 |
| Louise Connolly | SD-C180-27 |
| Gillian Shanley | SD-C180-28 |
| Tracy Walsh | SD-C180-29 |
| Susan McBennett | SD-C180-30 |
| Eugene Wisely | SD-C180-31 |
| Alison Golding | SD-C180-32 |
| Niamh Wisely | SD-C180-33 |
| Hanan McNally | SD-C180-34 |
| Oliver McNally | SD-C180-35 |
| Cllr Francis Timmons | SD-C180-36 |
| Andrea Janicka | SD-C180-37 |
| Siobhan Kane | SD-C180-38 |
| David McDonnell | SD-C180-39 |
| Pramod Kumar Agarwal | SD-C180-40 |
| Liz Maguire | SD-C180-41 |
| Gavin Hickey | SD-C180-42 |
| Mark Higgins | SD-C180-43 |
| Chris Sheehan | SD-C180-44 |
| Eimear Ring | SD-C180-45 |
| Therese Ring | SD-C180-46 |
| Angelika Gertz | SD-C180-47 |
| Grainne GLEESON | SD-C180-48 |
| Danni Freek | SD-C180-49 |
| Bridget Breen | SD-C180-50 |
| Dan Lehane | SD-C180-51 |
| Johanne Treacy | SD-C180-52 |
| Roy Thomas | SD-C180-53 |
| Helen Gill | SD-C180-54 |
| Wayne Stewart Stewart | SD-C180-55 |
| Edyta Czyzowska | SD-C180-56 |
| Lorraine Grogan | SD-C180-57 |
| Izabela Dobiech | SD-C180-58 |
| Agata Czaja | SD-C180-59 |
| Ciara Sheehan | SD-C180-60 |
| Cian Dowling | SD-C180-61 |
| Anna Ryan Dowling | SD-C180-62 |
| Olive Roache | SD-C180-63 |
| Caroline Lawlor | SD-C180-64 |
| Newcastle Lyons Development Trust | SD-C180-65 |
| Philip Devlin | SD-C180-66 |
| Cora and Ciaran Dowling | SD-C180-67 |
| Helen Kelly | SD-C180-68 |
| Kathleen Devlin | SD-C180-69 |
| Eileen and Noel Dunne | SD-C180-70 |
| Cllr Trevor Gilligan PC | SD-C180-71 |
| Mairéad O'Connor | SD-C180-72 |
| Carol O'Reilly | SD-C180-73 |
| Denise Flannery | SD-C180-74 |
| Shirley O'Hara | SD-C180-75 |
| Deputy Emer Higgins | SD-C180-76 |
| Edwin Keane | SD-C180-77 |

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| Summary of Issues Raised |

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|  | Breakdown of Main Issues Raised by Category |  |
|  | Category | Issues raised |
|  | Retention of 30 minutes free parking | 133 |
|  | Pay and display in Newcastle ((61 against – 1 for) | 62 |
|  | Pay and display in Rosemount SC (30 against – 8 for) | 38 |
|  | Pay and display in Saggart Village (26 against) | 26 |
|  | Pay and display in Monastery Drive/Park, Clondalkin (21 against) | 21 |
|  | Saturday application (9 for and 9 against) | 18 |
|  | Opposed to increase in cost of annual residential Parking Permits | 15 |
|  | Request for more than 30 minutes free parking I,e, more than 1 hour | 15 |
|  | Traffic issues – signing and lining | 12 |
|  | Pay and display Barton Drive, Rathfarnham (10 against/2 in favour) | 12 |
|  | P&D Monastery Rise (incl around Lexington Nursing Home) (6 against and 4 in favour) | 10 |
|  | In favour of draft proposed charges for Pay and display | 5 |
|  | Pay and Display Beaufort Villas (Against 4) | 4 |
|  | Against Pay and display in Airton Road, Tallaght | 1 |
|  | No parking charges at all | 1 |
|  | Introduce commercial parking at The Piggery, Templeogue | 1 |

* It is evident from above that the key issue of concern and raised most frequently was in relation to the retention of the 30 minutes free parking, particularly in the Rathfarnham areas from which 62% of submissions were received.
* The second biggest issue of concern relates the proposals for Pay & Display in Newcastle.
* The third area of concern was the proposal for Pay & Display at Rosemount Carpark.
* The fourth issue was the proposed Pay & Display at Saggart.
* The fifth issue was the proposed Pay & Display at Monastery Drive / Park
* The sixth issue of most comment was in relation to Saturday application of P & D
* Next issues of similar concerns were in relation to
  + the proposed increased costs for residents’ permits, and
  + similarly, several submitters requested extended free parking time, and to have more than 30 minutes free parking
* Submissions relating to general traffic matters e.g signing / lining are not relative to the draft Bye Laws and will be examined separately
* Submissions received were opposed to Pay & Display at Beaufort Villas
* Commercial parking provision in Templeogue Village (Piggery Car park) was also highlighted.

All issues referred to in observations are addressed hereunder

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| CE Report on observations |

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| **The retention of the 30 minutes free parking** |

**Current arrangement**

* If a motorist presses the green button on the parking meter without putting any money into the machine, they will be issued with a ticket for 30 minutes parking free of charge.
* If the traffic warden comes along after the expired 30 minutes and no money has been put in the machine, a fine is issued.
* There currently is no grace period after expiry of valid ticket.
* The maximum stay in a parking bay is 3 hours,

**Draft ByeLaw Proposal**

* The proposal is for a €1.00 hourly charge.
* There will be no free 30 minutes from the outset.
* There will be a 15 min grace period after the expiry of a valid ticket
* The motorist must purchase a ticket for a minimum of €0.50 for half hour stay.
* The maximum stay is 3 hours at cost of €3.00
* The warden can determine from the issued ticket when the ticket expired and will apply the 15 grace period.

**Response to Consultation**

* There were 133 responses to retain the 30 minutes free parking, mainly from the Rathfarnham area (62%), most of the other submissions were from Lucan area.

**CE Response**

* The 30 minutes free parking was introduced on a Pilot Basis in 2016 at the request of the Elected Members. It was never given statutory basis within the ByeLaws in the absence of any review of the 2010 ByeLaws.
* The current arrangement is very difficult to enforce and leads to abuse i.e. repeat tickets being used for one visit or all-day parking.
* A key objective of introducing paid parking is to discourage those people who currently drive short distances to their local centre from driving and instead to encourage these people to walk or cycle. There is a perception that parking restrictions impacts negatively on retail. Appendix 1, attached to this CE report is an evidence paper produced by Transport for London. The paper provides a summary of a relevant research undertaken in recent years in relation to the important role, and often underestimated role, that walking and cycling play in maintaining a healthy high street. The Appendix sets out the benefits that further promoting this approach can have for local people and local businesses. Many shoppers will choose to frequently visit and spend more time in those places that offer a greater sense of safety, place and wellbeing.
* For those people who must, or continue to choose to, drive they are permitted to do so, but the paid parking restrictions will ensure that the system is not open for abuse and does result in a regular turnover of cars parked.
* The minimum price is €0.50 which is not considered to be a unreasonable charge.
* There would be a 15-minute grace period after the expiry of a valid paid ticket. Draft ByeLaw 7 (1) (d) refers

**CE Recommendation**

**No change proposed to Draft Bye Laws.**

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| **Newcastle Village** |

**Current Arrangement**

There is currently no Pay & Display in Newcastle Village.

A proposal to introduce paid parking in Newcastle was included in the Draft Bye Laws in 2009 but was not included in 2010 Bye Laws made by the Council.

**Draft Bye Law Proposals**

To introduce pay and display to the village **area from Main Street, Newcastle from its junction with Newcastle Boulevard via the R120 to its junction with the Peamount Road and then via the R405 to its junction with the Hazelhatch Road.**

**Response to Consultation**

62 submissions received. 61 against and 1 in favour. The main issue as submitted was that Newcastle did not have a parking issue, and did not warrant paid parking.

A report was presented on the consultation to the Clondalkin Area Committee who recommended that Pay & Display NOT be introduced at this location.

**CE Response**

* There are circa 20 car paces in this location.
* Since the last Bye Laws review the Newcastle Local Area Plan was adopted by the Elected Representatives of South Dublin County Council on the 12th November 2012 and came into operation on the 10th December 2012. The Plan, which provides for significant levels of local development over its lifetime, was subsequently extended by the Elected Members in October 2017 for further period to 9th December 2022.
* A significant amount of residential development and an element of commercial development has taken place in the intervening period.
* The CSO figures have a population in 2011 of 2,657 and in 2016 of 3,093 representing a 16% increase in population growth in 5 years.
* Newcastle will be part of Phase 2 of BusConnects Orbital Route service upgrades, which would provide for more frequent bus service in the area. The provision of the orbital services is scheduled to be provided after the core bus corridors have been delivered. The core bus corridors are due to start construction in late 2021**.**

**CE Recommendation**

No change to proposed Draft Bye Laws**.**

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| **Rosemount Car Park, Rathfarnham** |

**Current Arrangement**

There is no pay and display currently in Rosemount Car Park. Representations over a period of time were received from residents and public representatives requesting introduction of Pay and display measures at this location.

**Draft Byelaw Proposals**

To introduce Pay and display at Rosemount Car Park

**Response to Consultation**

38 Submissions were received, 30 against the introduction of Pay & Display and 8 in favour.

Residents’ Associations were primarily against payment of charge at car park, citing it would drive shoppers to Dundrum or Rathfarnham Shopping Centres. Many submissions also referenced negative implications for attendees at religious ceremonies at the local Church.

A report was presented on the consultation to the RTFB Area Committee Members who recommended the introduction of Pay and Display at this location, with a caveat that enforcement would be eased during religious ceremonies at the local Church.

**CE Response to Consultation**

* This car park is well used and there is a lot of commercial activity with shops, cafes hairdressers, green grocers etc breasting the car park.
* Some customers are parking for long periods.
* There is evidence of other motorists parking for excessive periods of time.
* This location would benefit from greater regulation with an imbalance of use evident: extensive demand at the commercial end of the Car Park
* The introduction of pay and display would allow for better turnover of cars and greater balance of use
* The issue of religious ceremonies can be easily addressed by the enforcement section.

**CE Recommendation**

NO change to the draft ByeLaws - introduction of Pay & Display at this location

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| **Saggart Village** |

**Current Arrangement**

There is no pay and display in this village. The location was included as a proposal in the Draft Bye Laws in 2009 but was not approved in 2010 Bye Laws made by the Council.

**Draft Byelaw Proposal**

To introduce pay and display in the Village from **Garters Lane south to Fortunestown Lane**

**Response to Consultation**

* 26 submissions were received in opposition to the Saggart proposals. Most submissions suggested paid parking would negatively impact on the local economy and discourage shoppers from the village.
* A report was presented on the consultation to the Area Committee recommended introduction of Paid Parking. The Area Committee recommended NOT to proceed with the introduction of Pay and display in Saggart Village at the current time due to the limited public transport in the area.

**CE Response**

* Proposals to implement parking restrictions and prohibitions in Saggart were published in the draft 2009 Parking ByeLaws and were not included in the 2010 ByeLaws at the recommendation of the Area Committee.
* Since that time Saggart has grown and the Council carried out an upgrade to Saggart Village which has now been completed. The scheme has brought significant improvements to Saggart by providing more space for people to enjoy this important historic village.
* A key objective of introducing paid parking is to discourage those people who currently drive short distances to their local centre from driving and instead to encourage these people to walk or cycle. There is a perception that parking restrictions impacts negatively on retail. Appendix 1, attached to this CE report is an evidence paper produced by Transport for London. The paper provides a summary of a relevant research undertaken in recent years in relation to the important role, and often underestimated role, that walking and cycling play in maintaining a healthy high street. The Appendix sets out the benefits that further promoting this approach can have for local people and local businesses. Many shoppers will choose to frequently visit and spend more time in those places that offer a greater sense of safety, place and wellbeing.
* Saggart will be part of Phase 2, of BusConnects Orbital Route service upgrades, which would provide for more frequent bus service in the area. The provision of the orbital services is scheduled to be provided after the core bus corridors have been delivered. The core bus corridors are due to start construction in late 2021**.**
* The CSO figures have a population of 2011 at 2144 and 2016 at 3133 representing a 46% increase in population growth in 5years.

**CE Recommendation**

NO change to draft Bye Laws - introduce Pay & Display at this location

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| **Monastery Drive / Park, Clondalkin** |

**Current Arrangement**

There is no paid parking at this location, but representation was made in more recent times to have Pay & Display introduced in the area.

**Response to Initial Public Consultation 2020**

During the initial public consultation period representation were made by the residents of this location to have Pay & Display introduced in the area. A report was presented to Area Committee who recommended introduction of Pay & Display at this location and to consult in this matter.

**Draft Byelaw Proposal (Material Alteration)**

Introduction of pay and display at Monastery Drive/Park

**Response to Consultation**

21 submissions were received objecting to the introduction of pay and display at this location. It became apparent that there had been parking issues during the construction of the Lexington Nursing Home but this had ceased once construction was complete.

A further report was presented to the Area Committee, after which members recommended **NOT** to proceed with Pay and display at this location

**CE Response**

There is no evidence of all-day parking in this estate, no warrant for Pay & Display and any issues can be addressed through statutory signing and lining.

**CE Recommendation**

Change to Draft ByeLaws – NOT to introduce Pay and Display parking at this location.

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| **Saturday Arrangements** |

**Current Arrangement**

There are a number of hours of application across round the county, some locations operate Pay & Display on Monday to Saturday 8.00 – 18.00 incl while others operate P & D on Monday to Friday 8.00 – 18.00 incl.

**Draft Byelaw Proposal**

**Hours of application**

Monday to Saturday 8.00 – 18.00 at all locations

**Response to Consultation**

18 submissions were received. 9 were in favour of the Saturday Parking and 9 against the Saturday parking. Residents in some areas cited that free parking on Saturday in certain areas causes issues for them in finding parking in their local areas. Some retail outlets welcomed the proposals citing that pay and display charges on a Saturday allows for turnover of spaces bringing more business to the high street.

**CE Response**

The draft Bye laws proposed an equalisation of hours of operation across the county, supporting equitable economic and commercial opportunity through a uniform approach across the County and recommends that P & D apply Monday to Saturday

**CE Recommendation**

NO change to Draft Bye Laws Appendix 2 – Hours of application to include Saturday for the county at large

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| **Increase in cost of Residential Parking Permit – New and Existing** |

**Current Arrangement**

1. Residents Permits €20 p.a/€40 for two year permit.
2. Visitors Permits - €30 for one year permit/€50 for two year permit
3. Replacement Permit €5.00
4. Commercial Permits - €60 per calendar month

**Draft Byelaw Proposals**

1. Residents €40
2. Visitors €60
3. Carer Permit to **NON Resident / NON family members** €40

This (3) is a new permit proposed for issue to **for non-resident, non-family members** who act as carers for the resident whose normal dwelling place is in a pay parking area, subject to certification from the resident’s doctor / PHN. This is a new permit and a new charge.

1. Replacement permit €10
2. Commercial permits €60 per calendar month (no change)

**Response to Consultation**

15 submissions received were opposed to the increase in the residential and visitor parking permits as they considered the rate of increase excessive.

**CE Response**

The proposed increase was considered broadly in keeping with other Local Authority Permit charges, and there has not been an increase since 2010. Some Local Authorities have opted for disc parking and the opportunity to buy in blocks minimum of 10, maximum of 50

A full reassessment was taken, and amendments proposed as set out hereunder

**CE Recommendation**

CHANGE to DRAFT ByeLaws as follows:

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| **Existing Permits/Proposed Permits** |
| **Type of permit** **Current Fee Draft ByeLaw Prevised revised Fee** |
| Residents Permits €20 p/a €60 p/a each, max 2 €30 p/a each, max 2 |
| Visitors Permits €30 p/a €60 p/a each,max 2 €40 p/a each , max 2 |
| NON Resident Non Family Carer €40 p/a €20 p/a |

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| **Request for more that 30 minutes free parking - ie more than 1 hr** |

**Current Arrangement**

* If a motorist presses the green button on the parking meter without putting any money into the machine, they will be issued with a ticket for 30 minutes parking free of charge.
* If the traffic warden comes along after the expired 30 minutes and no money has been put in the machine, a fine is issued.
* There currently is no grace period. The maximum stay in a parking bay is 3 hours, but must be paid for. Only the first 30 minutes are free.

**Draft Bye Laws Proposal**

* The proposal is for a €1.00 hourly charge. There will be no free 30 minutes from the outset.
* The motorist must purchase a minimum of €0.50 for a half hour stay.
* The maximum stay is 3 hours = €3.00
* If the motorist does not get back to the car after the expiry of the purchased ticket, there will be a 15 minute grace period. The warden can determine from the issued ticket when the ticket expired.

**Response to Consultation**

* There were 15 responses to provide longer that 30 minutes free parking, mainly from the Rathfarnham area (62%), most of the other submissions were from Lucan area.

**CE Response**

* The 30 minutes free parking was introduced on a Pilot Basis in 2016 at the request of the Elected Members. It was never given a statutory basis within the ByeLaws in the absence of any review of the 2010 ByeLaws.
* Current arrangement is very difficult to enforce and leads to abuse i.e. repeat tickets being used for one visit or all-day parking.
* A key objective of introducing paid parking is to discourage those people who currently drive short distances to their local centre from driving and instead to encourage these people to walk or cycle. There is a perception that parking restrictions impacts negatively on retail. Appendix 1, attached to this CE report is an evidence paper produced by Transport for London. The paper provides a summary of a relevant research undertaken in recent years in relation to the important role, and often underestimated role, that walking and cycling play in maintaining a healthy high street. The Appendix sets out the benefits that further promoting this approach can have for local people and local businesses. Many shoppers will choose to frequently visit and spend more time in those places that offer a greater sense of safety, place and wellbeing.
* For those people who must, or continue to choose to, drive they are permitted to do so, but the paid parking restrictions will ensure that the system is not open for abuse and does result in a regular turnover of cars parked.
* The minimum price is €0.50 which is not considered to be a unreasonable charge.
* There would be a 15-minute grace period after the expiry of a valid paid ticket. Draft ByeLaw 7 (1) (d) refers

**CE Recommendation**

No change proposed to Draft Bye Laws.

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| **Barton Drive at the shops, Rathfarnham** |

**Current Arrangement**

There is no paid parking at this location. It was included in the Draft ByeLaws due to a level of representations made by residents and public representatives over a period of time.

**Draft Byelaw Proposal**

The introduction of paid parking in Barton Drive - the spaces at the shops only.

**Response to Consultation**

* 12 submissions were received. 10 were against the introduction of paid parking at this location and 2 were in favour
* It was generally felt that if parking was introduced at the shops, visitors would park in the neighbouring residential areas
* A report was presented to the RTFB Area Committee recommending not to proceed with Pay and Display at this location, and members supported this recommendation

**CE Response**

There is a level of commercial activity at this location. Most commercial outlets would be patronised by short stay customers, although it was observed that a limited number could attract customers that would require longer parking periods i.e. Beautician and Hairdressers.

There is a crèche nearly which attracts short term parking at specific times. Pay & Display is not warranted at this location.

**CE Recommendation**

**CHANGE** to Draft ByeLaws - **NOT** to introduce Pay and Display parking at this location

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| **Monastery Rise, Clondalkin** |

**Current Position**

This location is not included in the current parking Bye Laws. Requests were received over a period of time from the residents living in Monastery Rise to introduce Paid Parking for the estate in its entirety.

**Draft Bye Law Proposal**

To introduce Pay & Display in Monastery Rise in its entirety

**Response to Consultation**

10 submissions received. Six in favour and 4 against

A report on the consultation was presented to the Clondalkin Area Committee meeting recommending not to proceed with paid parking at this location.

The Clondalkin Area Committee members recommended that Pay and Display be introduced in this estate in its entirety.

**CE Response**

There was no evidence of all-day parking on inspection, however as inspection took place during Covid it was agreed that the reported need may well be more evident in normal (NON COVID) times

**CE Recommendation**

No change to the draft bye laws – include Pay & Display

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| **Beaufort Villas, Rathfarnham** |

**Current Position**

This location is included as a Pay & Display area in the current 2010 ByeLaws, although not implemented.

**Draft Bye Law Proposal**

To include it in the Draft Bye Laws

**Response to Consultation**

* Four submissions received against the introduction of paid parking at this location from residents living in estate beside the car park.
* A report was presented to the RTFB Area Committee recommending not to proceed with Pay and Display at this location, and members recommended NOT to proceed with paid parking at this location

**CE Response**

This location demonstrated minimal number of spaces where safe parking access and egress could be provided

**CE Recommendation**:

CHANGE to Draft ByeLaws - NOT to include Beaufort Villas in the Bye Laws

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| **Butterfield Crescent, Rathfarnham** |

**Current position**

There is NO Pay & Display parking at this location. The location was included in the Draft Bye Laws on foot of a petition received from some residents in Butterfield Crescent

**Draft Bye Law Proposal**

To introduce Pay & Display at Butterfield Crescent

**Response to consultation**

7 submissions received, 5 against and 2 in favour. Residents on one side of the road had requested them whilst the other side did not want them. There were suggestions that the location was being used by patrons of Rathfarnham SC.

**CE Response**

* There was no evidence of the area being used as a parking area for the nearest commercial area of Rathfarnham S.C. No long stay parking was observed either.
* The road is not of a sufficient width to accommodate Pay and Display on both sides of the road and therefore cannot provide equitable opportunity to residents on both sides
* A report was presented to the RTFB Area Committee recommending not to proceed with Pay and Display at this location, and members recommended NOT to proceed with paid parking at this location.

**CE Recommendation**

CHANGE to ByeLaws - Not to include Butterfield Crescent,

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| **Airton Road, Tallaght** |

**Current Position**

* Airton Road is currently included as a Pay & Display area in the 2010 ByeLaws, although not implemented.

**Draft Proposed Bye Laws**

Pay & Display at Airton Road

**Response to Consultation**

One submission received objected to the proposal.

**CE Response**

* This is primarily a commercial area with high levels of parking available in c 300 spaces.
* The road is sufficient in width to facilitate parking on both sides
* Pay and Display parking assists with turnover of spaces, management of illegal parking and delivery of safe sightlines.
* A report was presented to the Tallaght Area Committee recommending to proceed with Pay and Display at this location, and members recommended NOT to proceed with paid parking at this location.

**CE Recommendation:**

NO CHANGE - To include Airton Road in the Parking Bye Laws

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| **Kennelsfort Road Upper - Public Car Park** |

**Current position**

This location is currently included as a Pay & Display area in the current 2010 ByeLaws, although not implemented.

**Draft ByeLaw Proposal**

Pay and display in Kennelsfort Road Upper – public car park with 10 commercial spaces

**Response to consultation**

One Submission received suggested excessive number of designated Commercial Parking Permits in Kennelsfort Road Upper public car park .

**CE Response**

A report was presented to the Lucan/Palmerstown/North Clondalkin ACM recommending the introduction of pay and display with a reduction of the number of commercial spaces from 10 to six.

The members concurred with the CE recommendation

**CE Recommendation:**

CHANGE - Amend the draft Bye Law to reflect a reduction in commercial spaces from 10 to 6

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| **Non Enforcement of Parking in Lucan Village** |

1. Submission regarding non enforcement of parking in Lucan

**CE Response**

The Council’s contractor enforces parking in Lucan Village in accordance with the current Bye Laws and the Road Traffic Acts

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| **Excessive enforcement of Parking in Lucan Village** |

1 submission regarding too much enforcement in Lucan

**CE Response -**

The Council’s Enforcement Contractor enforces parking in Lucan in accordance with the current Bye Laws and the Road Traffic Acts

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| **Cycle Lane Enforcement not included in the Draft Bye Laws** |

1 submission stating that cycle lane enforcement was not included in Bye Laws

**CE Response**

There is provision for enforcement of cycle lane parking in the Draft Bye Laws under Part VIII - General Regulations of parking of vehicle restrictions and Prohibitions regarding enforcement of the Road Traffic Acts.

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| **Against Parklets in Villages in particular in Lucan (removing 1 parking space)** |

1 submission was opposed to the provision of parklet in Lucan

**CE Response**

While this is not a matter for ByeLaws research has found that that high street walking, cycling and public realm improvement, increase retail sales by up to 30%

Cycle parking delivers 5 times the retail spend per m2 than the same area of car parking

Over a month, people who walk to the high street spend up to 40% more than people who drive to the high street.

Parklets are a relatively new concept supported by central government, particularly in response to COVID 19 and can provide short-term measures which can be quickly implemented to help create safe urban public spaces where people can walk, cycle and gather outdoors this Summer as society opens up in line with the expected easing of COVID-19 restrictions.

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| **Other proposed Chief Executive amendments to Bye Laws** |

Following internal review of Appendix 3 the following amendments are proposed by the Executive:

* Provide for Resident Permits at Main Street, Tallaght (not included in Draft)
* Provide for Residents permits at Old Greenhills Road (not included in Draft)
* Provide for Commercial permits (6) at the Piggery – (in current ByeLaws but omitted from Draft)

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| **Summary of New Locations as per Draft ByeLaws** |

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| --- | --- | --- | --- | --- | --- |
| **ACM** | **New Location** | **Draft ByeLaws** | **Remain** | **Remove** | **Spaces**  **c** |
| Clondalkin | Monastery Rise (Entirety) | Yes | Yes | NO | 80 |
|  | Monastery Park / Drive | Yes (MA) | No | Yes |  |
|  | Newcastle Village | Yes (MA) | Yes | No | 20 |
|  | Saggart Vge | Yes (MA) | Yes | No | 35 |
| Tallaght | Fourth Ave (Back of HSp() | Yes | Yes | No | 20 |
|  | Tallaght Courthouse | Yes | Yes | No | 70 |
|  | Cookstown  PnR | Yes | Yes | No | 30 |
| RTFB | Barton Dr Shops | Yes | NO | Yes | 12 |
|  | Rosemount Car Park | Yes | Yes | No | 100 |
|  | Whitehall Rd West | Yes | Yes | No | 9 |
|  | Butterfield Crescent | Yes | NO | Yes |  |
|  |  |  |  |  |  |

**Resolution**

The making of ByeLaws is a reserved function in accordance with Section 200 Local Government Act 2001. The Local Authority may

* make the ByeLaws either in accordance with the draft ByeLaws, or subject to such changes as the Local Authority may make at its discretion, or
* Not make the ByeLaws

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The following resolution will be required:

**“It is hereby resolved that the County Council of South Dublin (hereafter referred to as ‘the Council’) in exercise of the powers conferred by Section 200, Local Government Act 2001 and Section 36 of the Road Traffic Act 1994 as amended and Section 101 of the Road Traffic Act 1961, having consulted with the Commissioner of the Garda Síochána, hereby make the Control of Parking ByeLaws 2021, as amended in the foregoing report and as per the attached draft Bye Law.”**

If the resolution is passed the Bye Laws will come into operation on not less than 30 days after its making.