

**DO: GACH BALL DE CHEANTAR CATHRACH PHORT LÁIRGE
TO: EACH MEMBER OF THE METROPOLITAN DISTRICT OF WATERFORD**

**Roads Act 1993 – Section 73 Extinguishment of the Public Right of Way
over Ferrylane, Ferrybank, Waterford.**

Proposal

In pursuance of its function under Section 73 of the Roads Act 1993 Waterford City and County Council proposes to extinguish the public right of way at Ferrylane, Ferrybank. The extinguishment refers to a distance of approximately 90m which extends from the junction of Abbey Road with Ferrylane in a southerly direction as far as the Irish Rail boundary fence, bordering the northern side of the Rosslare-Waterford line. The public right of way is being extinguished to reflect the non-use of this section of road by the public in recent decades and to facilitate the development of adjacent property owned by Waterford City and County Council.

Public Consultation

The proposal was advertised for public consultation in the Waterford Today newspaper on 2nd March 2021 and Site Notices was also placed at the location. The deadline for submissions was the 12th April, 2021.

Submissions

One submission was received from ESB Networks stating that they had no objection to the extinguishment of the public right of way at the location but to notify the Council that they require 24/7 access to the ESB Networks Substation abutting the lane and the underground/feeding cables servicing it.

Response to Submission

The Council acknowledges and accepts the requirements of ESB Networks and can confirm that the planned works for the area will not conflict or impede ESB access to the Substation. Drawing JF-NQ-140421 showing the relationship between Ferrylane right of way extinguishment, the existing ESB substation and the proposed ESN way leave is attached for your information.

Recommendation

Your approval to the making of an Order pursuant to Section 73 of the Roads Act 1993 to extinguish the road as advertised is recommended for approval.

**Fergus Galvin,
Director of Services,
Roads, Water and Environment.
19th April, 2021.**