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**With reference to the proposed disposal of land to the front of 67 Balkill Park, Howth, County Dublin.**

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This report was previously listed as Report No. 214/2019 on the July City Council Agenda. Members agreed to defer to the report to the September Council meeting and amendments have been made in the interim. An application has been received from Alan and Gina Daly to purchase a plot of ground to the front of their property at No. 67 Balkill Park, Howth, Co. Dublin. The plot of ground in question, which is shown coloured pink on Map Index No. SM-2019-0319, has an area of approximately 56 square metres, and consists of their front garden.

It is proposed to dispose of the City Council's fee simple interest in this plot of ground to Alan and Gina Daly, the freehold owners of No. 67 Balkill Park, subject to the following terms and conditions:

1. The consideration shall be in the sum of €1,400 (one thousand and four hundred euro). i.e. €25 per square metre i.e. €25 x 56 square metres.
2. The purchasers shall be responsible for any costs involved in incorporating the plot into their garden.
3. The purchasers shall be responsible for their own legal costs in the matter and shall also pay approximately €1,500.00 (plus VAT) towards the Council's legal costs.
4. The plot is encumbered by sewers owned by Irish Water. The purchaser is deemed to purchase the property with full knowledge of its actual state, condition, and structure and shall take it as it stands subject to any right of way, water, light, drainage or other easement, right or privilege and be familiar with its boundaries, fences and walls.

This property was acquired from Coras Iompair Eireann in 1964.

This land is outside Dublin City Council's administrative boundary so therefore could not be brought before an appropriate Area Committee for approval.

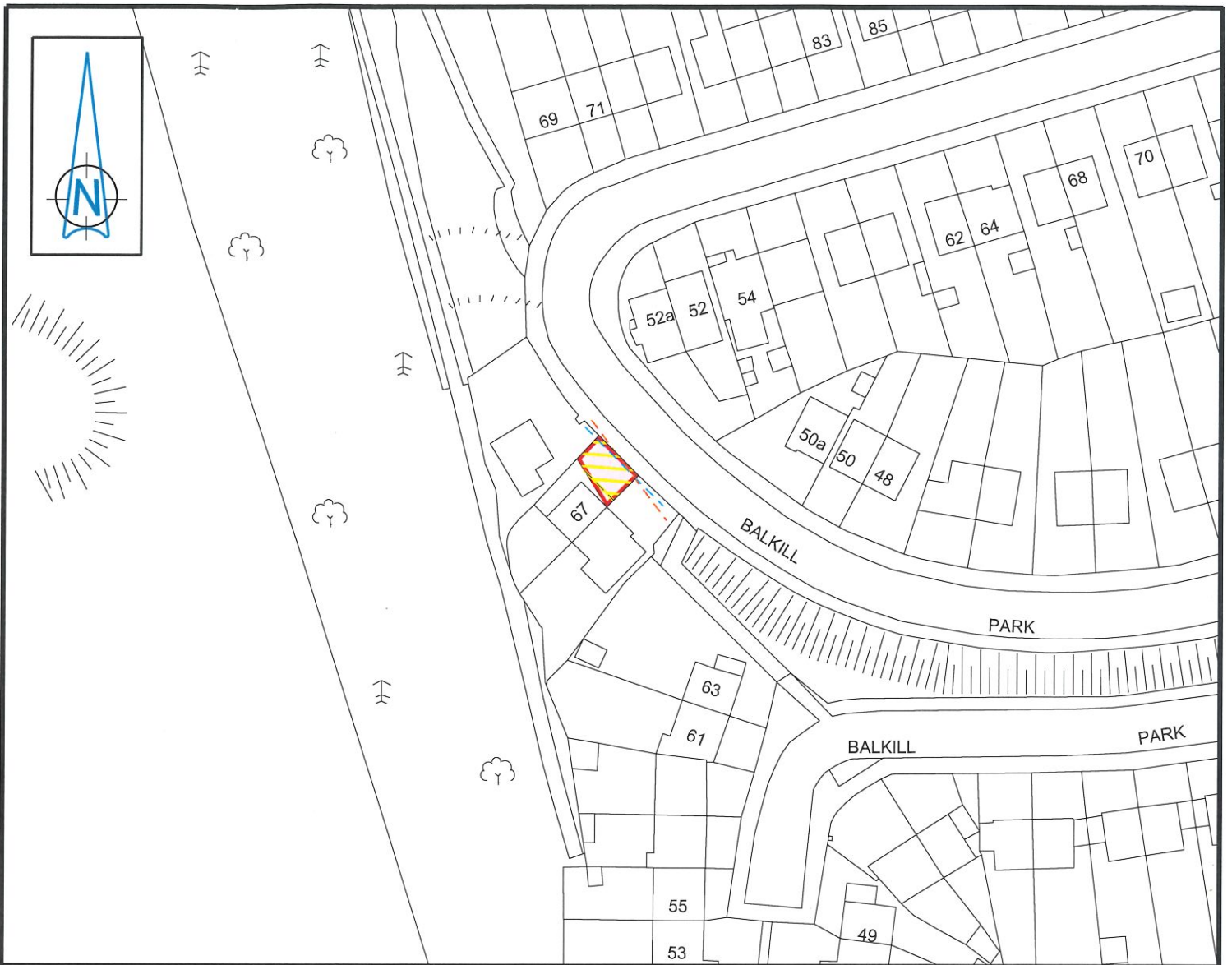
No agreement enforceable at law is created or intended to be created until an exchange of contracts has taken place.

The disposal shall be subject to any such covenants and conditions as the Law Agent in his discretion shall stipulate.

This report is submitted in accordance with the requirements of Section 183 of the Local Government Act, 2001.

**Resolution to be adopted**

"That Dublin City Council notes the contents of Report No. 252/2019 and assents to the proposal outlined therein".



# BALKILL PARK, HOWTH - No. 67

Lands at front

Dublin City Council to Alan & Gina Daly

Disposal of Fee Simple

Area: 56m<sup>2</sup>

I.W. Sewer Network shown thus --- I.W. Storm Water Network shown thus ---

NOTE: Wayleave over lands hatched Yellow



Comhairle Cathrach  
Bhaile Átha Cliath  
Dublin City Council

An Roinn Comhshaoil agus Iompair  
Rannán Suirbhéireachta agus Léarscáilithe  
Environment and Transportation Department  
Survey and Mapping Division

O.S REF

3135-21

SCALE

1:1000

DATE

28-05-2019

SURVEYED /  
PRODUCED BY

T. Curran

**Dr JOHN W. FLANAGAN**

CEng FIEI FICE  
CITY ENGINEER

INDEX No

FOLDER  
No

CODE

DWG  
No

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**FILE NO**

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THIS MAP IS CERTIFIED TO BE COMPUTER GENERATED BY  
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SURVEY, MAPPING AND RELATED RESEARCH APPROVED

APPROVED

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ACTING MANAGER LAND SURVEYING & MAPPING  
DUBLIN CITY COUNCIL

**INDEX No.**

**SM-2019-0319**