

	South Dublin County Council Local Government (Planning & Development) Acts 1963 to 1993 Planning Register (Part 1)	Plan Register No.  S97A/0062	
1. Location	9 Culmore Road, Palmerstown, Dublin 20.		
2. Development	Retention of garage and temporary continuance of use as engineering workshop for a period of 2 years.		
3. Date of Application	11/02/97	Date Further Particulars (a) Requested (b) Received	
3a. Type of Application	Permission	1. 26/02/97 2.	1. 07/03/97 2.
4. Submitted by	Name: Don Harrold, Address: 18 Old Rectory Park, Taney Road, Dublin 14.		
5. Applicant	Name: K. Whelan, Address: 9 Culmore Road, Palmerstown, Dublin 20.		
6. Decision	O.C.M. No. 0750  Date 24/04/97	Effect AP GRANT PERMISSION	
7. Grant	O.C.M. No.  Date	Effect AP GRANT PERMISSION	
8. Appeal Lodged	20/05/97	Written Representations	
9. Appeal Decision	19/09/97	Refuse Permission.	
10. Material Contravention			
11. Enforcement		Compensation	Purchase Notice
12. Revocation or Amendment			
13. E.I.S. Requested	E.I.S. Received	E.I.S. Appeal	
14. .... Registrar	..... Date	..... Receipt No.	

# AN BORD PLEANÁLA

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1993

County South Dublin

Planning Register Reference Number: S97A/0062

**APPEAL** by Louise Kelly of 12 Palmerstown Drive, Palmerstown, Dublin and others against the decision made on the 23rd day of April, 1997 by the Council of the County of South Dublin to grant subject to conditions a permission to K. Whelan care of Don Harrold of 18 Old Rectory Park, Taney Road, Dublin for retention of garage and temporary continuance of use as engineering workshop for a period of two years at 9 Culmore Road, Palmerstown, Dublin:

**DECISION:** Pursuant to the Local Government (Planning and Development) Acts, 1963 to 1993, permission is hereby refused for the retention of the said garage and temporary continuance of the said use for the reasons set out in the Schedule hereto.

## SCHEDULE

1. It is considered that the proposed use for industrial purposes located in the rear garden of a house in a residential area would seriously injure the amenities of property in the vicinity and would, therefore, be contrary to the proper planning and development of the area.
2. The proposed development would contravene materially a condition attached to an existing permission for development namely, condition number 4 attached to the permission granted under planning register reference number S95B/0153 and would, therefore, be contrary to the proper planning and development of the area.

*Danah A. Murphy*

Member of An Bord Pleanála  
duly authorised to authenticate  
the seal of the Board.

Dated this 19<sup>th</sup> day of September 1997.

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

Bosca 4122,  
Lár an Bhaile, Tamhlacht,  
Baile Átha Cliath 24.

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**NOTIFICATION OF DECISION TO GRANT PERMISSION  
LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1993**

<b>Decision Order Number 0750</b>	<b>Date of Decision 24/04/97</b>
<b>Register Reference S97A/0062</b>	<b>Date 11th February 1997</b>

**Applicant** K. Whelan,

**Development** Retention of garage and temporary continuance of use as engineering workshop for a period of 2 years.

**Location** 9 Culmore Road, Palmerstown, Dublin 20.

**Floor Area** Sq Metres

**Time extension(s) up to and including**

**Additional Information Requested/Received** 26/02/97 /07/03/97

In pursuance of its functions under the above mentioned Acts, the South Dublin County Council, being the Planning Authority for the County Health District of Dublin, did by Order dated as above make a **DECISION TO GRANT PERMISSION** in respect of the above proposal.

Subject to the conditions ( 11 ) on the attached Numbered Pages.  
signed on behalf of the South Dublin County Council.

.....  
for SENIOR ADMINISTRATIVE OFFICER

24/04/97

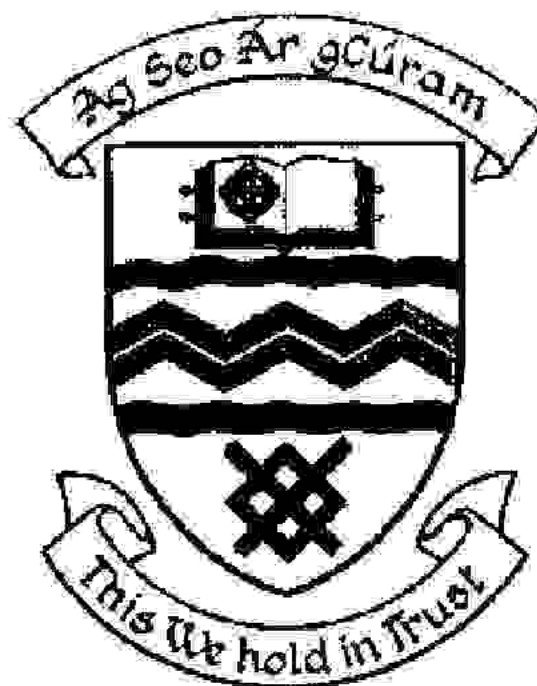
Don Harrold,  
18 Old Rectory Park,  
Taney Road,  
Dublin 14.



SOUTH DUBLIN COUNTY COUNCIL  
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**Conditions and Reasons**

- 1 The development to be carried out in its entirety in accordance with the plans, particulars and specifications lodged with the application, save as may be required by the other conditions attached hereto.  
REASON:  
To ensure that the development shall be in accordance with the permission and that effective control be maintained.
  
- 2 Unless a planning permission has been granted for a further period, that within two years of the date of the grant of this permission the workshop shall revert to garage/playroom use as <sup>was</sup> granted permission under planning permission Ref. S95B/0153. The structure shall be used for purposes ancillary to the enjoyment of the dwelling house as such.  
REASON:  
In the interests of the proper planning and development of the area.
  
- 3 The workshop shall not operate outside the following hours on each day : Monday to Friday 9:00 hrs. to 18:00 hrs; Saturday 9:00 hrs to 13:00 hrs. In particular the workshop shall not operate on bank/public holidays or on Sundays.  
REASON:  
In the interests of the proper planning and development of the area and residential amenity.
  
- 4 No goods or other materials shall be left, kept or stored other than within the workshop building itself. In particular the hardstanding area and laneway to the rear of the premises and the garden area of the dwelling shall not be used for such purposes.  
REASON:  
In the interest of the proper planning and development of the area.

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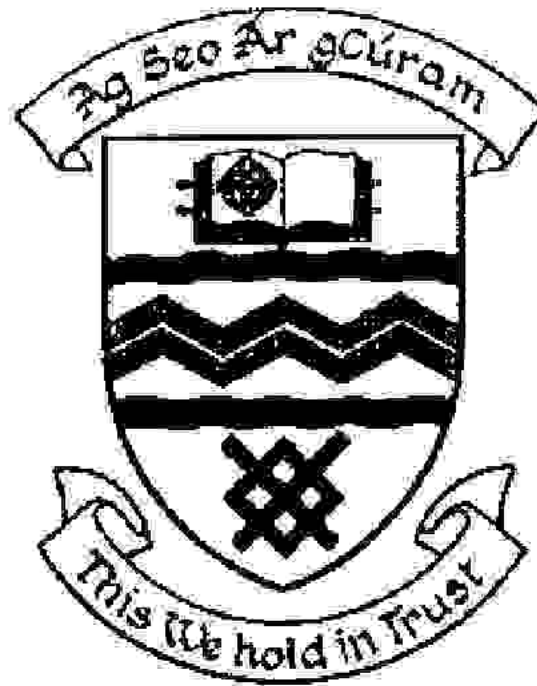
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- 5 The laneway to the rear of the premises shall not be used for keeping or parking of cars or vehicles related to the premises.  
REASON:  
In the interests of the proper planning and development of the area and the interest of residential and visual amenity.
- 6 No advertising signs or devices shall be painted or erected on the premises without first receiving a separate planning permission from South Dublin County Council or An Bord Pleanála on appeal, whether or not such advertising signs or devices might otherwise constitute exempted development.  
REASON:  
In the interests of the control of advertising with respect to the visual and residential amenities of the area.
- 7 Noise generated from the site shall not result in the noise level outside any residence:
- (a) containing any pure tones;
  - (b) exceeding the ambient by 10dB(A) or more;
  - (c) notwithstanding (b) above the noise level shall not exceed 65dB(A) during operating hours such hours shall be as required under Condition No. 3 above.
- REASON:  
In the interests of residential amenity.
- 8 That the water supply and drainage arrangements, including the disposal of surface water, be in accordance with the requirements of the South Dublin County Council.  
REASON:  
In order to comply with the Sanitary Services Acts, 1878 - 1964.
- 9 That no industrial effluent be permitted without prior approval from Planning Authority.  
REASON:  
In the interest of health.



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- 10 That a financial contribution in the sum of £675 (six hundred and seventy five pounds) be paid by the proposer to South Dublin County Council towards the cost of provision of public services in the area of the development and which facilitate this development; this contribution to be paid on receipt of final grant of permission.

REASON:

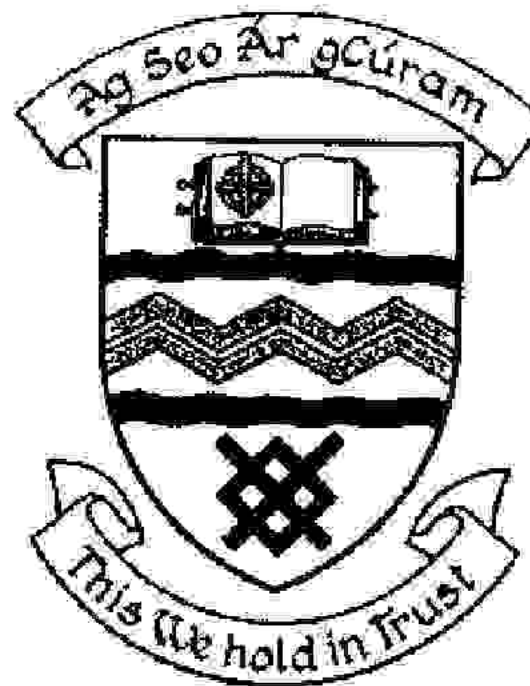
The provision of such services in the area by the Council will facilitate the development. It is considered reasonable that the developer should contribute towards the cost of providing the services.

- 11 That a financial contribution in the sum of money equivalent to the value of £400 (four hundred pounds) as on 1st January, 1991, updated in accordance with the Wholesale Price Index - Building and Construction (Capital Goods) as published by the central statistics office to the value pertaining at the time of payment shall be paid by the proposer to South Dublin County Council towards the cost of roads improvements and traffic management in the area of the proposed development and which facilitate this development; this contribution to be paid on receipt of final grant of permission.

REASON:

It is considered reasonable that the developer should contribute towards the expenditure that was incurred and/or that is proposed to be incurred by the Council on road improvement works and traffic management schemes facilitating the development.

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LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1993

Order Number 0379	Date of order 26/02/97
Register Reference S97A/0062	Date 11th February 1997

**Applicant** K. Whelan,  
**Development** Retention of garage and temporary continuance of use as engineering workshop for a period of 2 years.  
**Location** 9 Culmore Road, Palmerstown, Dublin 20.

Dear Sir/Madam,

An inspection carried out on 20/02/97 has shown that the site notice erected in respect of your planning application does not comply with the requirements of the Local Government (Planning and Development) Regulations, 1994 as the site notice in the front porch is not legible. Before this application can be considered, you must re-erect a new notice on the site or structure, and submit the following to this Department:

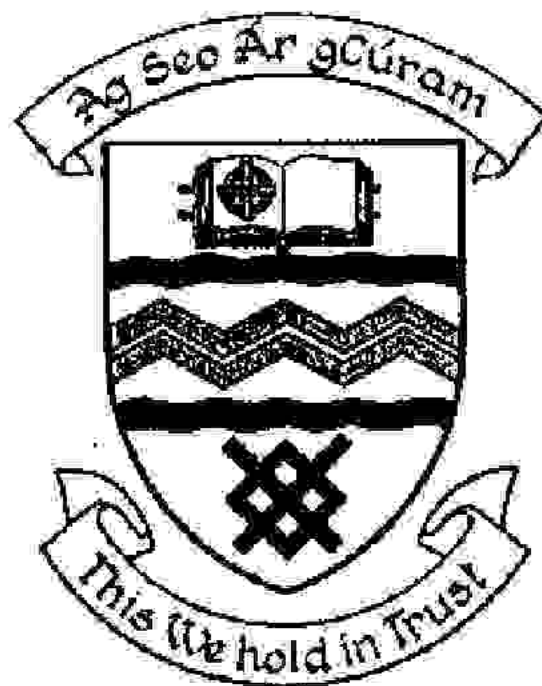
- (a) two copies of the text of the notice
- (b) two plans showing the position of the notice on the land or structure
- (c) a statement of the date on which the notice is erected

The notice must be maintained in position for at least one month and must fulfil the following conditions:-

1. Must be durable material
2. Must be securely erected in a conspicuous position easily visible and legible by persons using the public road
3. Must be headed "Application to Planning Authority."
4. Must state:
  - (a) Applicant's name
  - (b) whether application is for Permission, Outline Permission, or Approval.

Don Harrold,  
18 old Rectory Park,  
Taney Road,  
Dublin 14.

SOUTH DUBLIN COUNTY COUNCIL  
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- (c) nature and extent of development including number of dwellings (if any)
- (d) that the application may be inspected at the Planning Department, South Dublin County Council, Town Centre, Tallaght, Dublin 24.

No further consideration will be given to this application until you comply with these requirements.

Yours faithfully,

.....  
for Senior Administrative Officer.

26/02/97