

# COMHAIRLE CHONTAE ÁTHA CLIATH

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P. C. Reference	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER	REGISTER REFERENCE YA/372
1. LOCATION	Ballymount Great , Co. Dublin.	
2. PROPOSAL	Industrial/warehouse development	
3. TYPE & DATE OF APPLICATION	TYPE	Date Received
	OP	2nd March, 1983
	(a) Requested	Date Further Particulars (b) Received
	1. ....	1. ....
	2. ....	2. ....
4. SUBMITTED BY	Name O'Malley & Bergin, Address 33, Fitzwilliam Place, Dublin 2.	
5. APPLICANT	Name M. B. Investments Ltd., Address c/o 33, Lower Baggot St., Dublin 2.	
6. DECISION	O.C.M. No. PA/953/83	Notified 18th April, 1983
	Date 18th April, 1983	Effect To refuse o. permission
7. GRANT	O.C.M. No.	Notified
	Date	Effect
8. APPEAL	Notified 6th May, 1983	Decision O. Permission refused by An Bord Pleanala
	Type 1st Party	Effect 14th Dec., 1983
9. APPLICATION SECTION 26 (3)	Date of application	Decision
		Effect
10. COMPENSATION	Ref. in Compensation Register	
11. ENFORCEMENT	Ref. in Enforcement Register	
12. PURCHASE NOTICE		
13. REVOCATION or AMENDMENT		
14.		
15.		

Prepared by .....	Copy issued by ..... Registrar.
Checked by .....	Date .....
	Co. Accts. Receipt No .....

AN BORD PLEANÁLA  
LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1983

County Dublin

Planning Register Reference Number: Y.A. 372

APPEAL by M.B. Investments Limited, care of 33, Lower Baggot Street, Dublin against the decision made on the 18th day of April, 1983, by the Council of the County of Dublin to refuse an outline permission for industrial/warehouse development on a 6 acre site at Ballymount Great, Clondalkin, County Dublin:

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 to 1983, outline permission is hereby refused for the said development for the reasons set out in the Schedule hereto.

SCHEDULE

1. The site is seriously affected by major road proposals for the area and the proper planning and development of the area require that the site be reserved free from development for that purpose.
2. In any event, the proposed development could not be immediately permitted by reason of the existing deficiency in the provision of surface water drainage facilities in the area.
3. The site is seriously affected by a National Monument site which is the subject of a preservation order made by the Commissioners of Public Works and it is an objective of the planning authority, as expressed in the Dublin County Development Plan, to secure the preservation of the building and structures on the site. The Board considers the provisions of the Plan reasonable in this case.

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

Dated this <sup>14<sup>th</sup></sup> day of December 1983.

# DUBLIN COUNTY COUNCIL

phone 724755  
Ext. 262/264

PLANNING DEPARTMENT  
Block 2  
Irish Life Centre  
Lower Abbey Street  
Dublin 1

## NOTIFICATION OF A DECISION TO REFUSE:

OUTLINE PERMISSION: ~~XXXXXXXXXXXXXXXXXXXX~~

LOCAL GOVERNMENT (PLANNING & DEVELOPMENT) ACTS, 1963-1982

To:

O'Malley & Bergin,  
33 Fitzwilliam Place,  
DUBLIN 2.

Register Reference No. **YA 372**  
Planning Control No. **10961**  
Application Received **1.3.83**  
Additional Inf. Recd.

APPLICANT **H.B. Investments Ltd.**

In pursuance of its functions under the above mentioned Acts the Dublin County Council, being the Planning Authority for the County Health District of Dublin, did by order, **A/953/83** dated **18th April, 1983.** decide to refuse:

OUTLINE PERMISSION

~~XXXXXXXXXXXX~~

~~XXXXXXXXXXXX~~

For **40,000 sq. ft. industrial/warehouse development on a 6 acre site.**

for the following reasons:

1. The site is located within an area zoned "to preserve open space amenity" in the Development Plan. The industrial development proposed would contravene materially this objective and would not be in accordance with the proper planning and development of the area.
2. Public piped sewerage facilities are not available to serve the proposed development due to lack of capacity in the outfall sewers and streams.
3. The proposed development would be premature by reason of the said existing deficiency in the provision of public piped sewerage facilities and the period within which such deficiency may reasonably be expected to be made good.
4. The proposed development would be premature because a road layout for the area has not been approved by the Planning Authority or on appeal.
5. The major portion of the land is likely to be seriously affected by the Council's future major road proposals for this area.
6. The site is seriously affected by a National Monument site which is the subject of a preservation order made by the Commissioners of Public Works and is thereby included in List I (Items for Preservation and Conservation) of the 1983 Development Plan.

Signed on behalf of the Dublin County Council .....  
for PRINCIPAL OFFICER

Date **18th April, 1983.**

NOTE: An appeal against the decision may be made to An Bord Pleanala by the applicant within one month from the date of receipt by the applicant of this notification or by any other person within twenty-one days of the date of the decision. The appeal shall be in writing and shall state the subject matter of the appeal and grounds of the appeal and should be addressed to An Bord Pleanala, Irish Life Centre, Dublin. When an appeal has been duly made and has not been withdrawn, An Bord Pleanala will determine the application for permission as if it had been made to them in the first instance.