

## COMHAIRLE CHONTAE ÁTHA CLIATH

File Reference P.G. 11326	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER		REGISTER REFERENCE R. A. 726 <b>S</b>
1. LOCATION	Commons Road, Brownsbarn, Baldonnell		
2. PROPOSAL	New Gate and Access (to Store Agricultural Plant)		
3. TYPE & DATE OF APPLICATION	TYPE P.	Date Received 4th May, 1978	Date Further Particulars (a) Requested 1. .... 2. .... (b) Received 1. .... 2. ....
4. SUBMITTED BY	Name Brouder King Partnership, Address Wilton House, 7 Wilton Place, Dublin 2.		
5. APPLICANT	Name B. Tobin, Esq., Address C/o 7 Wilton Place, Dublin 2.		
6. DECISION	O.C.M. No. P/2502/78 Date 29/6/78		Notified 30th June, 1978 Effect Permission Refused
7. GRANT	O.C.M. No. Date		Notified Effect
8. APPEAL	Notified 31st July, 1978 Type 1st Party		Decision 15th December 1978 Effect Permission refused by An Bord Pleanála
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.			
16.			

Prepared by .....

Checked by .....

Grid Ref.

O.S. Sheet

Copy issued by ..... Registrar.

Date .....

Co. Accts. Receipt No. ....

PL 6/5/42917

AN BORD PLEANÁLA

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 AND 1976

County Dublin

Planning Register Reference Number: R.A. 726

APPEAL by P. Toland, care of Brocuder King Partnership,  
7 Wilton House, Wilton House, Dublin, against the decision made on  
the 29th day of July, 1978, by the Council of the County of Dublin,  
deciding to refuse to grant a permission for the use of a site for  
the temporary storage of agricultural machinery and the erection of a  
gate to provide access to the said site at Commons Road, Brownsbarn:

DECISION: Pursuant to the Local Government (Planning and Development)  
Acts, 1963 and 1976, permission is hereby refused for the said use  
of the site and the erection of the said gate for the reasons set  
out in the Schedule hereto.

SCHEDULE

1. It is an objective of the planning authority, as expressed in  
the County Development Plan, that the area in which the site  
is located be reserved to provide for the further development  
of agriculture. This objective is considered reasonable and the  
proposed development would be in conflict with it.
2. Having regard to the nature of the use proposed and the prominence  
of the site when viewed from the nearby National Primary Road,  
the proposed development would be obtrusive, would militate  
against the preservation of rural environment and be injurious  
to the visual amenities of the area.

A. DENIS O'NEILL

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

Dated this 15<sup>th</sup> day of December 1978.



DUBLIN COUNTY COUNCIL

TELEPHONE: 42951 (EXT. 131)

Planning Department,  
46-49 Dame Street,  
Dublin 2.

NOTIFICATION OF A DECISION TO REFUSE:  
~~OUTLINE PERMISSION~~ PERMISSION: ~~APPROVAL~~  
LOCAL GOVERNMENT (PLANNING & DEVELOPMENT) ACT, 1963.

To: **Brouder King Partnership,**  
**Wilton House,**  
**7 Wilton Place,**  
**Dublin 2.**

Register Reference No: **R.A. 726**

Planning Control No: **11326**

Application received **4/5/78**

APPLICANT: **B. Tobin.**

In pursuance of its functions under the above mentioned Act the Dublin County Council, being the Planning Authority for the County Health District of Dublin, did by order **P/2502/78** dated **29th June 1978** decide to refuse:  
~~OUTLINE PERMISSION~~; PERMISSION; ~~APPROVAL~~.

for **Proposed new gate and access at Commons Road, Brownsbarn,**  
**Baldonnell, Co. Dublin.**

for the following reasons:

1. It is an objective of the Planning Authority as expressed in the Development Plan that the area in which this site is located be reserved "to provide for the further development of agriculture". The proposed development is incompatible with the use zoning provision of the Development Plan and would militate against the preservation of the rural environment.
2. The site of the proposed development is located in a rural area adjacent to the Naas/Dublin dual carriageway from which it would be clearly seen and would be visually obtrusive. It is the policy of the Planning Authority to preserve the rural amenities along the National Primary Route. This development would be in conflict with this policy.
3. The proposed development would endanger public safety by reason of traffic hazard due to the generation of heavy vehicular traffic on a substandard road and due to the creation of additional turning movements at a junction on the Naas Road dual carriageway.

Signed on behalf of the Dublin County Council: 

Date: **30th June 1978.**

NOTE: An appeal against the decision may be made to the Minister 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 the Secretary, (Planning Appeals Section), Department of Local Government, Custom House, Dublin 1. When an appeal has been duly made and has not been withdrawn the Minister for Local Government will determine the application for permission as if it had been made to him in the first instance.