

## COMHAIRLE CHONTAE ÁTHA CLIATH

File Reference P.C. 9459	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER		REGISTER REFERENCE RA.581
1. LOCATION	196, Belgard Heights, Tallaght, Co. Dublin. <b>S</b>		
2. PROPOSAL	Change of use from garden store to newsagent's shop.		
3. TYPE & DATE OF APPLICATION	TYPE P.	Date Received 12th April, 1978	Date Further Particulars (a) Requested 1. _____ 2. _____ (b) Received 1. _____ 2. _____
4. SUBMITTED BY	Name Esmond McConville, Esq., Architect, Address Oakfield House, Oakfield Road, Sligo.		
5. APPLICANT	Name Mr. Peter Burke, Address 196, Belgard Heights, Tallaght, Co. Dublin.		
6. DECISION	O.C.M. No. P/2017/78 Date 7/6/78	Notified 8th June, 1978 Effect Permission Refused	
7. GRANT	O.C.M. No. Date	Notified Effect	
8. APPEAL	Notified 4th July, 1978 Type 1st Party	Decision 14th 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 _____		Copy issued by _____ Registrar	
Checked by _____		Date _____	
Grid Ref.	O.S. Sheet	Co. Accts. Receipt No. _____	

PL 6/5/42607

AN BORD PLEANÁLA

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

County Dublin


Planning Register Reference Number: R.A. 581

APPEAL by Peter Burke, of 196, Belgard Heights, Tallaght, County Dublin, against the decision made on the 7th day of June, 1978, by the Council of the County of Dublin deciding to refuse to grant a permission for development consisting of the change of use of a structure described as a garden store to a newsagent's shop on a site to the rear of 196 Belgard Heights, Tallaght.

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

SCHEDULE

1. The proposed commercial development located in the rear garden of a house on a residential estate would be seriously injurious to the amenities of adjoining property and contrary to the proper planning and development of the area.
2. The proposed development would endanger public safety by reason of traffic hazard as the kerb side parking which it would generate would restrict sight distances at the junctions at both ends of the short link road on which it fronts and thereby interfere with the safety and free flow of traffic.

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

Dated this 14<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: Desmond MacConville Esq.,  
Architect,  
Oakfield House, Oakfield Road,  
Sligo.

Register Reference No: R.A. 581.

Planning Control No: 9459

Application received 12/4/78

APPLICANT: Mr. Peter Burke

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/2017/78, dated 7th June, 1978, decide to refuse:

~~OUTLINE PERMISSION~~; PERMISSION; ~~APPROVAL~~.

for proposed change of use from garden store to newsagent's shop at 196,  
Belgard Heights, Tallaght,  
for the following reasons:

1. The proposed commercial development on this residential site would be contrary to the proper planning and development of the area and would be seriously injurious to the amenities of the adjoining properties.
2. The proposed development would endanger public safety by reason of traffic hazard.
3. The proposed development would contravene materially a condition attached to an existing permission, i.e. Condition No. 1 of decision to grant outline permission for the residential development at Belgard Heights by order of the Minister for Local Government, dated 16/7/69.

Signed on behalf of the Dublin County Council: OK

Date: 8th 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.