

## COMHAIRLE CHONTAE ÁTHA CLIATH

File Reference P.C. 15310	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER		REGISTER REFERENCE RA.250
1. LOCATION	Ballinascorney Upper, Brittas, Co. Dublin.		
2. PROPOSAL	Bungalow		
3. TYPE & DATE OF APPLICATION	TYPE O.P.	Date Received 17.2.'78	Date Further Particulars (a) Requested 1. _____ 2. _____ (b) Received 1. _____ 2. _____
4. SUBMITTED BY	Name Mr. Patrick O'Shea, Address 29, Ardmore Crescent, Artane, Dublin, 5.		
5. APPLICANT	Name Mr. Patrick O'Shea, Address 29, Ardmore Crescent, Artane, Dublin, 5.		
6. DECISION	O.C.M. No. P/1140/78 Date 13/4/78		Notified 13th April, 1978 Effect Outline Permission Refused
7. GRANT	O.C.M. No. Date		Notified Effect
8. APPEAL	Notified 17th May, 1978 Type 1st Party		Decision 21st July, 1978 Effect Outline 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. ....

**DUBLIN COUNTY COUNCIL**

TELEPHONE: 742951 (EXT. 143 and 145)

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

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

To: **Patrick O'Shea Esq.,**  
.....  
**29, Ardmore Crescent,**  
.....  
**Artane, Dublin 5,**.....

Register Reference No. **R.A. 250**  
.....  
Planning Control No. **15310**  
.....  
Application received **17/2/78**....

APPLICANT: **Patrick O'Shea**.....

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/1140/78**, dated **13th April, 1978**,..... refuse:

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

for **proposed bungalow at Ballinascorney Upper, Brittas,**.....

.....  
for the following reasons:

1. The site is located in an area zoned "to preserve an area of high amenity open space" in the Development Plan. The residential development proposed in this area where piped water or sewerage services are not available and where the existing road network designed to serve rural needs is inadequate, would contravene materially the above objective, would not be in accordance with the proper planning and development of the area and would seriously injure the amenities of the area.
2. There are no public piped sewerage facilities available to serve the proposed development.
3. The proposed development would be premature by reason of the said existing deficiency in the provision of sewerage facilities and the period within which such deficiency may reasonably be expected to be made good.
4. No evidence has been submitted of the applicant's need to reside in the area.

Signed on behalf of the Dublin County Council: .....  
for **Principal Officer.**  
Date: **13th April, 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.

PL 6/5/42124

AN BORD PLEANÁLA

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

County Dublin

Planning Register Reference Number: R.A. 250

APPEAL by Patrick O'Shea of 29 Ardmore Crescent, Artane, Dublin, against the decision made on the 13th day of April, 1978, by the Council of the County of Dublin deciding to refuse to grant an outline permission for the erection of a bungalow on a site at Ballinascorney Upper, Brittas:

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

SCHEDULE

The site is in the Dublin Mountain zone in an area designated in the county development plan as one of high scenic amenity. It is the policy of the planning authority that any development in this area not directly related to its amenity potential or its use for agriculture, mountain or hill farming should be prohibited. This policy is considered reasonable and the proposed development would be in conflict with it and seriously injurious to the visual amenities of the area.

BRENDAN O'DONOGHUE

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



Dated this 21<sup>st</sup> day of July 1978