

COMHAIRLE CHONTAE ÁTHA CLIATH

File Reference P.C. 10490	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER		REGISTER REFERENCE RA.245
1. LOCATION	Badger Hill, Kill, Co. Dublin..		
2. PROPOSAL	Dwellinghouse		
3. TYPE & DATE OF APPLICATION	TYPE DP	Date Received 17.2. '78	Date Further Particulars (a) Requested 1. 2. (b) Received 1. 2.
4. SUBMITTED BY	Name Wlick Moran, Esq., Address Badger Hill, Kill, Naas, Co. Kildare.		
5. APPLICANT	Name DO. Address		
6. DECISION	O.C.M. No. P/1133/78 Date 13/4/78	Notified 13th April, 1978 Effect Outline Permission Refused	
7. GRANT	O.C.M. No. Date	Notified Effect	
8. APPEAL	Notified 3rd May, 1978 Type 1st Party	Decision 30th November 1978 Permission refused by Effect An Bord Pleanala	
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.....	

FL 6/5/42010

AN BORD PLEANÁLA

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

County Dublin

Planning Register Reference Number: RA 245

APPEAL by Ulick Moran, Senior, of Badger Hill, Kill, Naas, County Kildare 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 house on a site at Badger Hill, Kill, County Dublin:

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

SCHEDULE

It is an objective of the planning authority, as expressed in the development plan, to reserve the area in which the site is located for the further development of agriculture. This objective is considered reasonable and the construction of a house on the site would be in conflict with it and would militate against the preservation of the rural environment.

A. DENIS PRINGLE

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

Dated this 30th day of November 1978.



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.

B.A. 245

To: Ulick Moran, *Sub*
Badger Hill,
Kill, Naas, Co. Kildare.

Register Reference No:

Planning Control No: 10490

Application received: 17/2/78

APPLICANT: Ulick Moran.

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 dated 13/4/78 refuse:

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

for Dwellinghouse and septic tank at Badger Hill, Kill, Naas, Co. Kildare.

for the following reasons:

1. The site is located in an area zoned "to provide for the further development of agriculture" 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. The proposed development would contravene materially an existing permission viz. permission granted on 27.9.65 which provided that an area of 10 acres including the site of the current application be sterilized against further non-agricultural development.
3. There are no public piped sewerage facilities available to serve the proposed development.
4. 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.
5. No evidence has been submitted to prove the suitability of the soil for septic tank drainager.

Signed on behalf of the Dublin County Council:

for Senior Administrative Officer

13th ~~XXXX~~ April, 1978.

Date:

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.