

COMHAIRLE CHONTAE ÁTHA CLIATH

8

File Reference P.C. 6923/7176	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 PLANNING REGISTER		REGISTER REFERENCE M. 3215
1. LOCATION	Mayfair Ballroom, Killians Park, Clondalkin		
2. PROPOSAL	Alterations to approved Extension and Change of use to Supermarket		
3. TYPE & DATE OF APPLICATION	TYPE P. ,	Date Received 14th Dec. 1977	Date Further Particulars (a) Requested 1. _____ 2. _____ (b) Received 1. _____ 2. _____
4. SUBMITTED BY	Name P. M. Dargan and Partners, Address 24 Lower Leeson Street, Dublin 2.		
5. APPLICANT	Name J. Kennedy, Esq., Address Forest Seasons, Kill, Co. Kildare		
6. DECISION	O.C.M. No. P/486/78 Date 13/2/78	Notified 13th February, 1978 Effect Permission Refused	
7. GRANT	O.C.M. No. Date	Notified Effect	
8. APPEAL	Notified 2nd March, 1978 Type 1st Party	Decision 29th November 1978 Effect permission granted 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 _____		Copy issued by _____ Registrar. Date _____ Co. Accts. Receipt No. _____	
Grid Ref.	O.S. Sheet		

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.**

M.3215

To: **P. W. Dargan & Partners, Architects,
24, Lower Leeson Street,
Dublin 2.**

Register Reference No:.....

Planning Control No: **6923/7176**

Application received **14/12/77**

APPLICANT: **J. Kennedy Esq.**

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/486/78** dated **13/2/78** refuse:

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

for **Alterations to approved extension and change of use to Supermarket at Mayfair,
Ballroom, Killians Park, Clondalkin.**

for the following reasons:

1. The proposed development would endanger public safety by reason of traffic hazard because of the volume of traffic likely to be generated by it would be excessive having regard to the location of the site on a narrow residential road in close proximity to a junction.
2. The scale of the proposed development is considered to be excessive having regard to the likely shopping requirements for the area. It would also give rise to over-loading of the road system in the village with consequent congestion and traffic hazard.
3. The proposed development is premature pending the determination of an overall road network for the area.
4. The proposed development is not acceptable to the Chief Medical Officer for the following reasons:-
 - (a) Evidence to show compliance with Food Hygiene Regulations has not been submitted
 - (b) Evidence of compliance with the Offices Premises Act 1958 has not been submitted
 - (c) Evidence of compliance with the Shops conditions of Employment Act 1938 has not been submitted
 - (d) Evidence of compliance with the Control of Atmospheric Pollution Regulations 1978 has not been submitted.

igned on behalf of the Dublin County Council:

AB
for Senior Administrative Officer

15th February, 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.

PL 6/5/41527

AN BORD PLEANALA

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

County Dublin

Planning Register Reference Number: M.3215

APPEAL by James Kennedy of Forest Seasons, Kill, County Kildare against the decision made on the 13th day of February, 1978 by the Council of the County of Dublin deciding to refuse to grant a permission for alterations to an approved extension to and the change of use of a ballroom to use as a supermarket at Mayfair Ballroom Killians Park, Clondalkin, in accordance with plans and particulars lodged with the said Council:

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 and 1976, it is hereby decided, for the reasons set out in the First Schedule hereto, to grant permission for the said alterations and change of use in accordance with the said plans and particulars, subject to the conditions specified in column 1 of the Second Schedule hereto, the reasons for the imposition of the said conditions being as set out in column 2 of the said Second Schedule and the said permission is hereby granted subject to the said conditions.

FIRST SCHEDULE

The proposed development would accord with the use-zoning provisions of the development plan, which are considered reasonable. It is not considered that the additional traffic movements generated by the increased floor area involved in the proposal would seriously aggravate the traffic position in Clondalkin or that the proposed development would be otherwise contrary to the proper planning and development of the area.

SECOND SCHEDULE

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Column 1 - Conditions	Column 2 - Reasons for Conditions
1. Planted strips, not less than 10 feet wide, shall be provided along the eastern, northern and western boundaries, and trees shall be planted in the strips to provide a screen between the adjoining residential areas and the development site.	1. and 2. In the interests of the visual amenities of the area.

(Schedule/Contd.....)

(Schedule/Contd.....)

Column 1 - Conditions	Column 2 - Reasons for Conditions
<p>2. The row of trees running east-west across the site shall be preserved.</p> <p>3. Details of the proposed access opening shall be as agreed with the planning authority or, failing agreement, shall be as determined by An Bord Pleanála.</p> <p>4. The developer shall pay a sum of money to the Dublin County Council as a contribution towards the said Council's expenditure on the provision of a public water supply and piped sewerage facilities in the area. The amount to be paid and the time and method of payment shall be agreed between the developer and the said Council before the development is commenced or, failing agreement, shall be as determined by the An Bord Pleanála.</p>	<p>3. In the interests of traffic safety.</p> <p>4. The provision of such services in the area by the Council will facilitate the proposed development. It is considered reasonable that the developer should contribute towards the cost of providing the services.</p>

BRENDAN O'DONOGHUE

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

Dated this 29th day of November 1978.

