

COMHAIRLE CHONTAE ÁTHA CLIATH

File Reference P.C. 17235	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 PLANNING REGISTER	REGISTER REFERENCE M.1472
1. LOCATION	Beside 70, Limekiln Road, Dublin, 12.	
2. PROPOSAL	2 dwellinghouses	
3. TYPE & DATE OF APPLICATION	TYPE	Date Received
	P.	13th June, 1977
	(a) Requested	Date Further Particulars (b) Received
	1.	1.
	2.	2.
4. SUBMITTED BY	Name P. C. O'Grady, Esq., Architect, Address 29/30 Dame Street, Dublin, 2.	
5. APPLICANT	Name Mr. William Walsh, Address 70, Limekiln Road, Walkinstown, Dublin, 12.	
6. DECISION	O.C.M. No. P/2806/77	Notified 11th August, 1977
	Date 10/8/77	Effect Permission Refused
7. GRANT	O.C.M. No.	Notified
	Date	Effect
8. APPEAL	Notified 23/8/77	Decision 15th March, 1978
	Type 1st Party	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.		

S

Prepared by	Copy issued by.....Registrar	
Checked by	Date.....	
Grid Ref.	O.S. Sheet	Co. Accts. Receipt No.....

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: P.C. O'Grady Esq.,
.....
29/30 Dame Street,
.....
Dublin 2.
.....

Register Reference No: M.1472

Planning Control No: 17235

Application received: 13/6/77

Mr. W. Walsh

APPLICANT:

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/2806/77 dated 10th August, 1977, decide to refuse:

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

for proposed 2 houses at 70, Limekiln Road, Dublin 12,

for the following reasons:

1. The site is located in an area zoned to preserve open space amenity and to provide for recreational open space and ancillary structures together with the preservation of trees and woodlands. The residential development now proposed would contravene materially this 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 development proposed would contravene materially an existing permission, i.e. the permission granted on appeal by the Parliamentary Secretary to the Minister for Local Government, dated 9/3/77, for the laying out of the site as a garden centre, P1/6/5/34726.

Signed on behalf of the Dublin County Council: *ASB*

Date: 11th August, 1977.

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 6/5/39820

AN BORD PLEANÁLA

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

County Dublin

Planning Register Reference Number: M. 1472 *pc 17235*

APPEAL by William Walsh, of 70 Limekiln Road, Dublin, against the decision made on the 10th day of August, 1977, by the Council of the County of Dublin deciding to refuse to grant a permission for the erection of two houses on a site adjoining 70, Limekiln Road, Dublin, 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 erection of two houses on the said site, 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

Having regard to the location and awkward shape of the site, to existing development in the area and to the public open space already provided in the vicinity, it is considered that housing development on the site would form the logical termination of housing development on Limekiln Road and would accord with the proper planning and development of the area provided the conditions set out in the Second Schedule are complied with.

SECOND SCHEDULE

Column 1 - Conditions	Column 2 - Reasons for Conditions
<p>1. Development shall not be commenced until revised plans have been submitted to the planning authority and have been approved by that authority or by An Bord Pleanála on appeal. Such plans shall provide for:-</p> <p>(a) Wide-fronted house types, a more rational distribution of garden space and rear gardens of adequate depth;</p> <p>(b) The house sites to be built up above flood level;</p>	<p>(a) The narrow fronted deep houses proposed are unacceptable because they would encroach on to the bank of the River Poddle and its floodplain and because gardens of adequate depth and suitable layout would not be provided.</p> <p>(b) To prevent flood damage.</p>

Contd.../

SECOND SCHEDULE (Contd.)

Column 1 - Conditions	Column 2 - Reasons for Conditions
<p>(c) The provision of a public footpath and grass verge along the entire frontage of the site by the developer to the standard required by the planning authority and</p> <p>(d) The retention of existing trees and hedges on the site as far as practicable.</p> <p>2. The developer shall pay a sum of money to the Dublin County Council as a contribution towards 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 An Bord Pleanála.</p>	<p>(c) In the interests of public safety and orderly development.</p> <p>(d) In the interests of visual amenity.</p> <p>2. 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>

L. S.

STENDAN O'DONOGHUE

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

Dated this 15th day of March 1978.