

COMHAIRLE CHONTAE ÁTHA CLIATH

File Reference P.C. 7885	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 PLANNING REGISTER		REGISTER REFERENCE M.1278
1. LOCATION	Knocklyon Road, Dublin, 14.		
2. PROPOSAL	1 house and garage		
3. TYPE & DATE OF APPLICATION	TYPE D.P.	Date Received 23rd May, 1977	Date Further Particulars (a) Requested 1. _____ 2. _____ (b) Received 1. _____ 2. _____
4. SUBMITTED BY	Name McDonnell and Dixon, Address 20, Ely Place, Dublin, 2.		
5. APPLICANT	Name Mount Bally Limited, Address 33, Lr. Baggot St., Dublin, 2.		
6. DECISION	O.C.M. No. Date	P/2543/77 21/7/77	Notified 21st July, 1977 Effect Outline Permission Refused
7. GRANT	O.C.M. No. Date		Notified Effect
8. APPEAL	Notified Type	10/8/77 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

Checked by

Copy issued by Registrar.

Date

Grid Ref.

O.S. Sheet

Co. Accts. Receipt No.

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:

.....McDonnell & Dixon,
20, Ely Place,
Dublin 2.

Register Reference No: M.1278

Planning Control No 7885

Application received 23/5/77.

APPLICANT: Mount Bally Ltd.

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/2543/77, dated 21st July, 1977, decide to refuse:

OUTLINE PERMISSION:

~~PERMISSION~~~~APPROVAL~~

for proposed house and garage at Knocklyon Road, Dublin 14.

for the following reasons:

1. The proposed development would infringe the existing building line for Knocklyon Road, would not be in accordance with the proper planning and development of the area and would seriously injure the amenities of the properties in the vicinity.
2. The site proposed is seriously affected by the Council's Road Reservation for the Knocklyon Improvement Scheme new Distributor Road and the development proposed for residential purposes could not be adequately accommodated on this site taking into account the necessity for adequate provision for the rear garden depths set out in the Development Plan.
3. The development proposed would contravene materially conditions attached to an existing permission, i.e. Conditions No. 1 & 13 of Order No. P/63/73, dated 12/1/73, (Reg. E.1822) whereby a decision to grant permission for the erection of a residential estate on the adjoining lands was made by the Council.
4. The proposed development, in close proximity to the existing residential properties at the west boundary of the site, would not be in accordance with the proper planning and development of the area and would seriously injure the amenities of properties in the vicinity.

Signed on behalf of the Dublin County Council:

Date: 21st July, 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 6/5/39738

AN BORD PLEANÁLA

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

COUNTY DUBLIN

Planning Register Reference Number: M.1278

APPEAL by Mount Bally Limited of 33 Lower Baggot Street, Dublin, against the decision made on the 21st day of July, 1977, 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 Knocklyon Road:

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 reasons set out in the Schedule hereto.

SCHEDULE

1. The entire site is likely to be required to facilitate road works envisaged by Dublin County Council.
2. By order dated 12th January, 1973 the planning authority decided to grant a permission for housing development on land which included the site (Planning Register Reference Number E.1822). Condition number 13 attached to that order required that land required by the planning authority for road improvement works should be reserved for that purpose. This condition is considered reasonable and the proposed development would materially contravene it.

BRENDAN O'DONOGHUE

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

Dated this 21st day of July 1978

L. S.