

# COMHAIRLE CHONTAE ATHA CLIATH

P. C. Reference	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 <b>PLANNING REGISTER</b>		REGISTER REFERENCE 87B/833
1. LOCATION	20 Ballyboden Road, Rathfarnham		
2. PROPOSAL	Retention of garage and shed		
3. TYPE & DATE OF APPLICATION	TYPE	Date Received	Date Further Particulars (a) Requested (b) Received
	P.	21 July 1987	1. ....
			2. ....
4. SUBMITTED BY	Name James V. N. Looney Address 17 Prussia Street, Dublin 7.		
5. APPLICANT	Name Ms. M. Buckley Address 20 Ballyboden Road, Rathfarnham		
6. DECISION	O.C.M. No. P/3207/87		Notified 18/9/87
	Date 18/9/87		Effect To refuse permission.
7. GRANT	O.C.M. No.		Notified
	Date		Effect
8. APPEAL	Notified 16th Oct., 1987		Decision Permission granted by An Bord Pleanála
	Type 1st Party		Effect 27/5/88
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.			

Prepared by .....

Checked by .....

Copy issued by ..... Registrar.

Date .....

Co. Accts. Receipt No .....

## AN BORD PLEANÁLA

## LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1983

County DublinPlanning Register Reference Number: 87B/833

APPEAL by M. Buckley care of James V. N. Looney of 17 Prussia Street, Dublin against the decision made on the 18th day of September, 1987, by the Council of the County of Dublin to refuse permission for development comprising retention of modifications from approved plans and extensions to single-storey double-garage and store building to rear and store building to side of 20 Ballyboden Road, Rathfarnham, Dublin:

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 to 1983, it is hereby decided, for the reason set out in the First Schedule hereto, to grant permission for the said development in accordance with plans and particulars lodged with the said Council, subject to the conditions specified in the Second Schedule hereto, the reasons for the imposition of the said conditions being as set out in the said Second Schedule and the said permission is hereby granted subject to the said conditions.

FIRST SCHEDULE

Having regard to the extent of the rear garden area it is considered that the existing unauthorised buildings do not constitute overdevelopment of the site or otherwise cause serious injury to the amenities of this residential area and subject to compliance with the conditions set out in the Second Schedule hereto their retention would not be contrary to the proper planning and development of the area.

SECOND SCHEDULE

1. The existing use of the buildings for the temporary storage and display of commercial woodworking machinery shall be discontinued within three months from the date of this order. Any operation of the said machinery shall be solely for the purpose of display prior to sale, and shall not be used for commercial purposes.

Reason: In order to protect the amenities of residential property in the vicinity.

2. Subject to condition number one, the buildings to be retained shall be used solely for purposes incidental to the enjoyment of the dwellinghouse.

Reason: In the interest of residential amenity.

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SECOND SCHEDULE (CONTD)

3. The two projecting structures attached to the rear of the garage building shall be removed and their foundations dug out and reinstated with topsoil. The space between the garage building and the rear boundary wall shall be planted with suitable trees, the number and species of which shall be agreed with the planning authority or, in default of agreement, shall be determined by An Bord Pleanála.

Reason: In order to provide adequate screening of the garage building, in the interest of visual amenity.

4. Satisfactory evidence that adequate measures have been taken to protect the culverted watercourse, which is located below portion of the garage structure, shall be submitted to the planning authority. In the event of such evidence not being submitted within one month of the date of this order that portion of the structure which is deemed likely to interfere with the watercourse shall be agreed with the planning authority and removed forthwith. In default of agreement, the matter shall be determined by An Bord Pleanála.

Reason: In order to ensure the protection of an existing watercourse from blockage or other damage, in the interest of avoiding flooding on adjoining property.



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

Dated this 27<sup>th</sup> day of May

1988.

PLANNING DEPARTMENT,  
BLOCK 2,  
IRISH LIFE CENTRE,  
LR. ABBEY STREET,  
DUBLIN 1.

**NOTIFICATION OF A DECISION TO REFUSE:**

RETURNED TO SENDER: PERMISSION ADDRESS

## LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963-1983

In pursuance of its functions under the above-mentioned Acts, the Dublin County Council, being the Planning Authority for the County Health District of Dublin, did by order, P/ 3207/87..... dated.. 18/9/87..... decided to refuse:

**DUK KUNEX REPORTS STOCK**

## PERMISSION

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1. The use of the double garage/store to rear and the store to side of the site as joinery workshops would be contrary to the residential zoning of the area and would give rise to serious injury to the amenities of residential property in the vicinity.

Signed on behalf of the Dublin County Council .....  
for PRINCIPAL OFFICER

Date ... 18th September, 1987. ....

**IMPORTANT:**

**NOTE:** (1) An appeal against the decision may be made to An Bord Pleanála. The applicant may appeal within one month from the date of receipt by him of this notification. The appeal shall be in writing and shall state the subject matter of the appeal and grounds of appeal and should be addressed to *An Bord Pleanála, Irish Life Centre, Lower Abbey Street, Dublin 1*. An appeal lodged by an applicant or his agent with An Bord Pleanála will be invalid unless accompanied by a fee of £36. (Thirty-six pounds). (2) A party to an appeal making a request to An Bord Pleanála for an oral hearing of an appeal must, in addition to (1) above, pay to An Bord Pleanála a fee of £36. (Thirty-six pounds). (3) A person who is not a party to an appeal must pay a fee of £10 (Ten pounds) to An Bord Pleanála in relation to an appeal. When an appeal has been duly made and has not been withdrawn, An Bord Pleanála will determine the application for permission as if it had been made to them in the first instance.