

# COMHAIRLE CHONTAE ÁTHA CLIATH

P. C. Reference	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER		REGISTER REFERENCE 86A/79
1. LOCATION	Muldowneys Foodstore, Esker Lawns, Lucan		
2. PROPOSAL	Retention of flats		
3. TYPE & DATE OF APPLICATION	TYPE  P	Date Received  27 January '86	Date Further Particulars
			(a) Requested 1. .... 2. ....
4. SUBMITTED BY	Name Denis Field, Address "Dawn View", Ballyowen, Lucan		
	Name William Muldowney, Address 282 Beach Park, Lucan, Co. Dublin		
6. DECISION	O.C.M. No. P/924/86		Notified 25th March, 1986
	Date 25th March, 1986		Effect To refuse permission
7. GRANT	O.C.M. No.		Notified
	Date		Effect
8. APPEAL	Notified 23rd April, 1986		Decision Permission granted by
	Type 1st Party		Effect An Bord Pleanála 27th June, 1986
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 PLEANALA

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

County Dublin

Planning Register Reference Number: 86A/79

APPEAL by William Muldowney, of 282, Beech Park, Lucan, County Dublin, against the decision made on the 25th day of March, 1986, by the Council of the County of Dublin, to refuse permission for the retention of flats over Muldowneys Food Market, Esker Lawns, Lucan, County Dublin, in accordance with plans and particulars lodged with the said Council:

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 to 1983, it is hereby decided, for the reasons set out in the First Schedule hereto, to grant permission for flat usage at first floor level over the said premises in accordance with plans and particulars, 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 lack of garden space, it is considered that the existing first floor residential accommodation would be appropriate for flat usage, rather than for use by a family and that such flat usage would not conflict with the preservation of residential amenities in the area, provided the conditions set out in the Second Schedule hereto are complied with.

SECOND SCHEDULE

1. Only a single flat (maximum of three bedspaces) shall be retained at first floor level. Revised plans showing compliance with this requirement shall be submitted for the written agreement of the planning authority within three months from the date of this order.

Reason: The retention of two flats would represent over-intensive development on a restricted site, and would conflict with the preservation of residential amenity.

Contd./.....

SECOND SCHEDULE (CONTD.)

2. One parking space shall be reserved for the sole use of the occupants of the flat in the car park adjoining the ground floor shop.

Reason: In the interests of traffic safety.

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

Dated this 27<sup>th</sup> day of June, 1986.

# DUBLIN COUNTY COUNCIL

tel. 724755 (ext. 262/264)

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

## NOTIFICATION OF A DECISION TO REFUSE:

~~OUTLINE PERMISSION~~ PERMISSION: ~~APPROVAL~~

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

To Denis Field,  
Dawn View,  
Ballyowen,  
Lucan, Co. Dublin,  
Applicant W. Muldowney  
Register Reference No. 86A/79  
Planning Control No. ....  
Application Received 27.1.86  
Additional Information Received .....

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/924/86 dated 25th March, 1986 decided to refuse:

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

For retention of flats over Muldowneys Food Market, Esker Lawns, Lucan

for the following reasons:

1. The proposed development is located in an area in which it is an objective of the Planning Authority as expressed in the Development Plan "to protect and improve residential amenity". The proposed development would represent undesirable additional commercial sub-division of an existing single dwelling in an estate of single family dwellings, would not be in accordance with the proper planning and development of the area and would be seriously injurious to the amenities of residential property in the vicinity.

2. There is inadequate off-street car parking space to serve the proposed development. No car parking or garden space has been indicated on the submitted plans.

Signed on behalf of the Dublin County Council

for PRINCIPAL OFFICER

Date 25th March, 1986

### 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.