

COMHAIRLE CHONTAE ÁTHA CLIATH

P. C. Reference	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER		REGISTER REFERENCE 85A/1278								
1. LOCATION	Adjacent No. 16 Meadow Close, Rathfarnham S										
2. PROPOSAL	Retention of aerial tower and buildings										
3. TYPE & DATE OF APPLICATION	TYPE	Date Received	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="2" style="text-align: center;">Date Further Particulars</th> </tr> <tr> <th style="width: 50%;">(a) Requested</th> <th style="width: 50%;">(b) Received</th> </tr> <tr> <td>1. 27th Nov., 1985</td> <td>1. 18th July, 1986</td> </tr> <tr> <td>2.</td> <td>2.</td> </tr> </table>	Date Further Particulars		(a) Requested	(b) Received	1. 27th Nov., 1985	1. 18th July, 1986	2.	2.
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(a) Requested	(b) Received										
1. 27th Nov., 1985	1. 18th July, 1986										
2.	2.										
4. SUBMITTED BY	Name Dublin Cable Systems Ltd., Address Pembroke Place, Ballsbridge, Dublin 4										
5. APPLICANT	Name As above Address										
6. DECISION	O.C.M. No. P/3423/86 Date 16th Sept., 1986		Notified 16th Sept., 1986 Effect To grant permission								
7. GRANT	O.C.M. No. Date		Notified Effect								
8. APPEAL	Notified 13th Oct., '86 Type 3rd Party 2nd Party, 1986		Decision Permission granted by An Bord Pleanála Effect 18th Dec., 1986								
9. APPLICATION SECTION 26 (3)	Date of application		Decision Effect								
10. COMPENSATION	Ref. in Compensation Register										
11. ENFORCEMENT	Ref. in Enforcement Register 3839 - Section 35										
12. PURCHASE NOTICE											
13. REVOCATION or AMENDMENT											
14.											
15.											

Prepared by

Checked by

Copy issued by Registrar.

Date

Co. Accts. Receipt No

ENFORCEMENT SECTION

PLANNING DEPARTMENT

DUBLIN COUNTY COUNCIL

Ref. ENF 3839

Date: 23/8/89

Administrative Officer
Registry Section
Planning Department
Dublin County Council:

RE:

Reg. Ref. No. 85A/1278

Adjoining 16 Meadow Close, Rathfarnham

A Warning/Enforcement Notice (Section 35), has been served on the above lands. Please amend statutory Planning Register if necessary.

Details are in Part III.



Staff Officer
Enforcement Section:

AN BORD PLEANALA

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

County Dublin

Planning Register Reference Number: 85A/1278

APPEAL by Carmel Scott, of 18, Weston Road, Churchtown, Dublin, on behalf of Churchtown Residents' Association, against the decision made on the 16th day of September, 1986, by the Council of the County of Dublin, to grant subject to conditions a permission for development comprising the retention of an aerial tower and buildings located adjacent to 16, Meadow Close, Rathfarnham, Dublin, to Dublin Cable Systems Limited, (now Cablelink Limited) of Pembroke Place, Ballsbridge, 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 reason set out in the First Schedule hereto, to grant permission for the said development in accordance with the said 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

It is considered that subject to compliance with the conditions set out in the Second Schedule hereto, the retention of the structures for a limited period would be consistent with the proper planning and development of the area.

SECOND SCHEDULE

1. The aerial tower and ancillary buildings and equipment shall be removed not later than 31st August, 1987 unless before that date a permission for their retention for a further period has been granted by Dublin County Council or by An Bord Pleanála on appeal.

Reason: To enable the position regarding the structures to be reviewed having regard to the conditions then obtaining.

SECOND SCHEDULE (CONTD.)

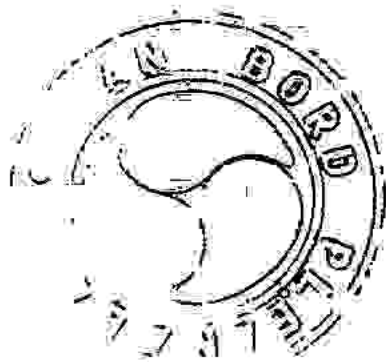
2. When the system is de-commissioned, the aerial, plant house and ancillary equipment shall be removed within four months from the date of de-commission. The area thus released shall be reinstated within the said four month period, to the satisfaction of the planning authority.

Reason: To protect the amenities of the area.

Ann Chr. Quinn

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

Dated this 18th day of December, 1986.



DUBLIN COUNTY COUNCIL

tel. 724755 (ext. 262/264)

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

Notification of Decision to Grant Permission/Approval
Local Government (Planning and Development) Acts, 1963-1983

To... **Dublin Cable Systems Ltd.,**
18 Pembroke Place,
Ballsbridge,
Dublin 4.

Decision Order
Number and Date... **P/3423/86, 16/9/86**

Register Reference No. **834/1278**

Planning Control No.

Application Received on **30/9/85**

Applicant **Dublin Cable Systems Ltd.** Add. Info. rec. **18/7/86**

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 dated as above make a decision to grant Permission/~~Approval~~ for:-

Proposed retention of aerial tower and buildings located adjacent to 16 Mendon
Close, Rathfarnham, Dublin 16.

SUBJECT TO THE FOLLOWING CONDITIONS

CONDITIONS	REASONS FOR CONDITIONS
<p>1. The development in its entirety to be in accordance with the plans, particulars and specifications lodged with the application, save as may be required by the other conditions attached hereto.</p> <p>2. The aerial and ancillary buildings and equipment shall be removed not later than 2 years from the date of grant of permission unless before that time a permission for their retention for a further period has been granted by the Planning Authority or An Bord Pleanála on appeal.</p> <p>3. The existing fencing which encloses the site is unacceptable as it encloses an area of public open space to the west of the installations. Revised fencing, enclosing the aerial and ancillary buildings alone to be provided as follows: within one month of the grant of permission the existing fence to be terminated approximately 6m. from the eastern site boundary and from there a new fence continued in a southerly direction for approx. 15m. and then in an easterly direction for c.4.7m. until it meets the existing wall which runs along the eastern boundary of the site. This fencing to be 2m. high and to consist of:</p>	<p>1. To ensure that the development shall be in accordance with the permission and that effective control be maintained.</p> <p>2. To enable the position regarding the structures to be reviewed having regard to the conditions then obtaining.</p> <p>3. In the interest of residential amenity.</p>

Signed on behalf of the Dublin County Council

[Signature]
For Principal Officer

Date **16th September, 1986.**

IMPORTANT: Turn overleaf for further information

CONDITIONS

REASONS FOR CONDITIONS

Condition No. 3 continued/.....

a) vertical steel supports of 2 inch tubular and angle iron section with adequate lateral support so as to support the said fence and (b) cladding to consist of green plastic covered chain - Link steel mesh.

4. A scheme of sporadic tree/shrub/screening to be provided in accordance with the requirements of the Planning Authority.

5. In the event of the system being de-commissioned the aerial, plant house and ancillary equipment shall be removed within three months from the date of the system being de-commissioned. The area thus released shall be retained as grassed open space.

6. The specific details of the new boundary fencing and landscaping, referred to in Conditions (3) and (4), together with the applicants specific proposals for access and periodic maintenance arrangements are to be the subject of consultation and agreement with the Planning Authority within one month of the grant of permission.

4. In the interests of visual and residential amenity.

5. To protect the amenities of the area.

6. In the interest of the proper planning and development of the area.

NOTE:

If there is no appeal to An Bord Pleanala against this decision PERMISSION/APPROVAL will be granted by the Council as soon as may be after the expiration of the period for the taking of such appeal. If every appeal made in accordance with the Acts has been withdrawn, the Council will grant the PERMISSION/APPROVAL after the withdrawal.

An appeal against the decision may be made to An Bord Pleanala. The applicant may appeal within one month from the date of receipt by him of this notification. ANY OTHER PERSON may appeal within twenty-one days beginning on the date of the decision.

An appeal shall be in writing and shall state the subject matter and grounds of the appeal. It should be addressed to: An Bord Pleanala, Blocks 6 and 7, Irish Life Centre, Lower Abbey Street, Dublin 1.

(1) An appeal lodged by an applicant or his agent with An Bord Pleanala 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 Pleanala for an Oral Hearing of an appeal must, in addition to (1) above, pay to An Bord Pleanala 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 Pleanala when making submissions or observations to An Bord Pleanala in relation to an appeal.

Approval of the Council under Building Bye-Laws must be obtained and the terms of the approval must be complied with in the carrying out of the work before any development which may be permitted is commenced.

Dublin Cable Systems Ltd.,
Pembroke Place,
Ballsbridge,
Dublin 4.

834-1278

27th November, 1985.

Re: Proposed retention of aerial tower and buildings located adjacent to 16 Meadow Close, Rathfarnham, Dublin 14, for Dublin Cable Systems Ltd.

Dear Sirs,

With reference to your planning application, received here on 30th September, 1985, in connection with the above, I wish to inform you, that before the application can be considered under the Local Government (Planning and Development) Acts, 1963-1983, the following additional information must be submitted in quadruplicate:-

1. Applicants to submit full details of their interest in the site and the extent of the site in which they hold an interest.
2. Applicants to submit proposals for the proposed enclosure of the site and details of boundary treatment and landscaping of the site. These matters are to be subject of consultation and agreement with the Council's Parks Department before the submission of any additional information.

Please mark your reply "Additional Information" and quote the Reg. Ref. No. given above.

Yours faithfully,

