

COMHAIRLE CHONTAE ÁTHA CLIATH

P. C. Reference	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER		REGISTER REFERENCE 85A/1049
1. LOCATION	Cappagh House, Lucan Road, Clondalkin, S		
2. PROPOSAL	200 houses and site development works		
3. TYPE & DATE OF APPLICATION	TYPE P	Date Received 6th Aug., 1985	Date Further Particulars
			(a) Requested Time ext. up to & incl., 1/11/85 2.
(b) Received 1. 2.			
4. SUBMITTED BY	Name Sean R. Dempsey Address		
5. APPLICANT	Name McInerney Construction Ltd., Address Old Naas Road, Bluebell, Dublin 12.		
6. DECISION	O.C.M. No. P/3826/85		Notified 31st Oct., 1985
	Date 31st Oct., 1985		Effect To refuse permission
7. GRANT	O.C.M. No.		Notified
	Date		Effect
8. APPEAL	Notified 27th Nov., 1985		Decision Permission refused by An Bord Pleanála
	Type 3rd Party		Effect 17/2/87
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

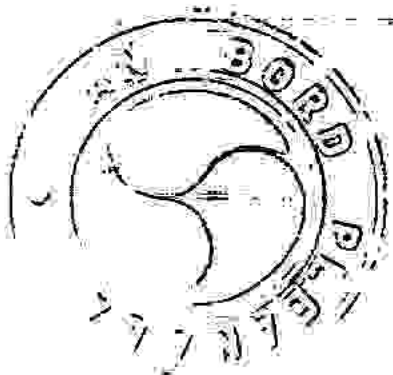
Planning Register Reference Number: 85A/1049

APPEAL by Collins Doorly Associates, of 5, Farmhill, Roebuck, Dublin, on behalf of W. Casey Limited, P.H.I. Investments Limited and Matchless Products Limited, and by McInerney Construction Limited, of Bluebell, Inchicore, Dublin, against the decision made on the 31st day of October, 1985, by the Council of the County of Dublin, to refuse permission for development comprising the erection of two hundred houses and associated site development works at Cappagh House, Clondalkin, County Dublin, to McInerney Construction Limited.

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 to 1983, permission is hereby refused for the said development for the reasons set out in the Schedule hereto.

SCHEDULE

1. The additional traffic movements generated as a result of the proposed development, which is located with access onto the heavily trafficked Ninth Lock Road, would endanger public safety by reason of traffic hazard.
2. The proposed development would be premature pending the provision of a new traffic route by the extension, northwards from the New Nangor Road, of the Newlands/Fonthill Road which would result in a reduction of the volumes of traffic using the Ninth Lock Road.



Ann Cw. Quinn

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

Dated this 17th day of February, 1987.

DUBLIN COUNTY COUNCIL

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..... **McInerney Construction Ltd.,**..... Register Reference No. **351-1049**

..... **Old Naas Road,**..... Planning Control No.

..... **Bluebell,**..... Application Received **6/8/85**

..... **Dublin 12.**..... Time Ext. up to: **1/11/85**

Applicant **McInerney Construction Ltd.**..... 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/ **3826/85** dated **31/10/85** decided to refuse:

~~OUTLINE PERMISSION~~

PERMISSION

~~APPROVAL~~

For **construction of 200 houses and associated site development works at Cappagh House,**.....

..... **Clendalkin,**.....

for the following reasons:

1. Increased turning movements onto the heavily trafficked substandard Ninth Lock Road would endanger public safety by reason of a traffic hazard.
2. The junction of the proposed access roads into Cappaghmore Estate would create a traffic hazard within the estate with conflicting movements being generated and long queues formed.
3. The developer has not shown that he has the right to construct these link roads across open space in Cappaghmore Estate.
4. The proposed development would be premature pending extension of the Newlands/Fenthill Road northwards from the New Manger Road to serve this site.
5. The introduction of the traffic from the proposed development into the Cappaghmore Housing Estate would be seriously injurious to the residential amenities of Cappaghmore Estate.
6. The proposed development would materially contravene planning permission, Reg. Ref. SA 90, in that it would entail the construction of an access roadway over an area of approved as public open space for Cappaghmore Estate under that permission.
7. The site over which the access road referred to in Reason No. 6, is zoned 'F' in the Development Plan - "to preserve and provide for open space and recreational amenities". The use of this land as a roadway would diminish the amount of public open space available to the residents of Cappaghmore Estate and would be contrary to the proper.....

Signed on behalf of the Dublin County Council

for PRINCIPAL OFFICER

Date **31st October, 1985.**

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.