

COMHAIRLE CHONTAE ÁTHA CLIATH

P. C. Reference	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER		REGISTER REFERENCE 85A/403
1. LOCATION	2 Ascaill Phaire na Chreige, Baile Atha Cliath		
2. PROPOSAL	Change of use from bicycle shop to Radio & Television Shops,		
3. TYPE & DATE OF APPLICATION	TYPE	Date Received	Date Further Particulars (a) Requested (b) Received
	P.	27.3.85	1. 2. 1. 2.
4. SUBMITTED BY	Name	P. Giblin,	
	Address	1, Beechfield Ave., Walkinstown, Dublin 12	
5. APPLICANT	Name	Sean O' Tailliuir,	
	Address	2 Ascaill Phaire na Chreige, Baile Atha Cliath 12	
6. DECISION	O.C.M. No. P/1801/85	Notified 23rd May, 1985	
	Date 23rd May, 1985	Effect To refuse permission	
7. GRANT	O.C.M. No.	Notified	
	Date	Effect	
8. APPEAL	Notified	Decision	
	Type	Effect	
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

Copy issued by Registrar.

Checked by

Date

Co. Accts. Receipt No

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: ~~REFUSAL~~

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

85A/403

To..... **Sean O'Tailliuir,**
..... **2, Ascaill Phairc na Chreige,**
..... **Baile Atha Cliath 12.**

Register Reference No.

Planning Control No.

Application Received*** **27/3/85**

Additional Information Received.....

Applicant..... **Sean O'Tailliuir:**

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/ **1801/85** dated **23/3/85** decided to refuse:

~~OUTLINE PERMISSION~~

PERMISSION

~~APPROVAL~~

For..... **Proposed change of use from bicycle shop to radio and television shop at 2,**
Ascaill Phairc na Chreige (2 Rockfield Avenue), Dublin 12;
.....
for the following reasons:

1. The proposed development would materially contravene condition no. 1, of the permission granted by Order dated 26/9/77, Ref. P16/5/37608, (Reg. Ref. K 2448). The reason given by An Bord Pleanála for its decision was as follows:-

"Provided the conditions set out in the Second Schedule are complied with, it is considered that the proposed development would not be injurious to the amenities of the area and that a refusal on grounds of traffic hazard would not be warranted due to the minor nature of the development".

Condition no. 1 provided as follows:-

"The shop shall be used solely as a cycle and accessory shop and the rest of the building shall be used solely for residential purposes".

The reason for the condition given was: "to preserve the residential amenities of the area".

The proposed development, therefore, would represent a departure from the restricted development permitted and would not be in accordance with the proper planning and development of the area.

2. The proposal for a retail shop for television and radio machines and accessories and for the repair of these items in an area zoned in the County Development Plan "to protect and or improve residential amenity" would contravene materially this objective, would not be in accordance with the proper planning and development of the area and would be seriously injurious to the residential amenity of residential properties in the vicinity.

Signed on behalf of the Dublin County Council

for PRINCIPAL OFFICER

Date..... **23rd May, 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 agent 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.