

COMHAIRLE CHONTAE ÁTHA CLIATH

File Reference	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER		REGISTER REFERENCE TA.766
1. LOCATION	Ballinascorney Upper Quarry S.		
2. PROPOSAL	Mixing Plant		
3. TYPE & DATE OF APPLICATION	TYPE P.	Date Received 23.4.80	Date Further Particulars (a) Requested 1. _____ 2. _____ (b) Received 1. _____ 2. _____
4. SUBMITTED BY	Name Mr. J. Barnett & Co., Address Quarryview, Barnhill Grove, Dalkey, Co. Dublin		
5. APPLICANT	Name Mr. J. Fitzpatrick, Address Coblgreine, Rushbrook, Co. Cork		
6. DECISION	O.C.M. No. PA/1286/80 Date 19th June 1980		Notified 20th June 1980 Effect To refuse permission,
7. GRANT	O.C.M. No. Date		Notified Effect
8. APPEAL	Notified 21st July 1980 Type 1st Party,		Decision Permission refused by Effect An Bord Pleanala, 6th April, 1981
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.			
16.			
Prepared by _____		Copy issued by _____ Registrar.	
Checked by _____		Date _____	
Grid Ref.	O.S. Sheet	Co. Accts. Receipt No. _____	

AN BORD PLEANALA

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 AND 1976

County Dublin

Planning Register Reference Number: T.A. 766

APPEAL by John Fitzpatrick, of Coolgreine, Rushbrook, County Cork, against the decision made on the 19th day of June, 1980, by the Council of the County of Dublin deciding to refuse permission for the installation of a mixing plant for bituminous materials on a site at Ballinascorney Upper, Brittas, County Dublin:

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 and 1976, permission is hereby refused for the installation of the said mixing plant for the reasons set out in the Schedule hereto.

SCHEDULE

Having regard to the fact that the permission for quarrying operations on the site (Planning Register Reference Number: H.2603) is a temporary one which expires on 30th June, 1981, the Board considers that it would be contrary to the proper planning and development of the area and inconsistent with the principles of orderly planning to grant permission for a substantial plant which is expressly stated to be related to the said quarrying and ancillary thereto.



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

Dated this 6th day of April, 1981

DUBLIN COUNTY COUNCIL

Telephone 724755
Ext.: 262/264

PLANNING DEPARTMENT
Block 2
Irish Life Centre
Lower Abbey Street
Dublin 1

NOTIFICATION OF A DECISION TO REFUSE:

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

LOCAL GOVERNMENT (PLANNING & DEVELOPMENT) ACTS, 1963 & 1976

To;

John Barnett & Co.,
Quarryview,
Barnhill Grove,
Dalkey,
Co. Dublin.

Register Reference No. T.A. 766/80.

Planning Control No. 15310.

Application Received.. 23/4/80.

Additional Inf. Recd.

APPLICANT John Fitzpatrick

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/ A/1286/90, dated 19/6/80, decide to refuse:

~~OUTLINE PERMISSION~~

PERMISSION

~~APPROVAL~~

For proposed mixing plant for Bituminous Materials at Ballinascorney Upper, Quarry.

for the following reasons:

1. The site is located in an area zoned "high amenity open Space" in the Development Plan. Industry now proposed would contravene materially this objective, would not be in accordance with the proper planning and development of the area and would seriously injure the amenities of the area.
2. The proposed development would contravene materially condition Nos. 1 and 2 of Order No. P/1885/76, dated 18/6/76 (Reg. Ref. H. 2603) where a decision to grant temporary permission for the re-opening of an existing stone quarry on these lands was made by the Council, would not be in accordance with the proper planning and development of the area.
3. The proposed industrial development would endanger public safety by reason of traffic hazard because of the generation of additional heavy vehicular traffic movements to and from the site onto the adjoining substandard road network.

Signed on behalf of the Dublin County Council

for PRINCIPAL OFFICER

Date 20th June, 1980.

NOTE: An appeal against the decision may be made to An Bord Pleanala by the applicant within one month from the date of receipt by the applicant of this notification or by any other person within twenty-one days of the date of the decision. The appeal should be in writing and shall state the subject matter of the appeal and grounds of the appeal and should be addressed to An Bord Pleanala, Holbrook House, Holles Street, Dublin 2 and accompanied by a deposit of £10. When an appeal has been duly made and has not been withdrawn An Bord Pleanala will determine the application for permission as if it had been made to them in the first instance.