

COMHAIRLE CHONTAE ÁTHA CLIATH

File Reference	LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976 PLANNING REGISTER	REGISTER REFERENCE SA.1767
1. LOCATION	Castelkelly, Tallaght, Co. Dublin. S	
2. PROPOSAL	Restaurant,	
3. TYPE & DATE OF APPLICATION	TYPE	Date Received
	OP	15th Oct. 1979
		Date Further Particulars
		(a) Requested
		(b) Received
		1.
		2.
4. SUBMITTED BY	Name	H. C. O'Rourke,
	Address	Gorse Hill, Cottage, Castlekelly, Tallaght,
5. APPLICANT	Name	AS ABOVE,
	Address	
6. DECISION	O.C.M. No.	PA/3830/79
	Date	6th Dec. 1979
		Notified 6th Dec. 1979
		Effect To refuse O. Permission
7. GRANT	O.C.M. No.	
	Date	
		Notified
		Effect
8. APPEAL	Notified	17th Jan, 1980
	Type	1st Party
		Decision Permission refused
		Effect 16th May 1980
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: S.A. 1767

APPEAL by Hugh O'Rourke, of Gorse Hill Cottage, Castlekelly, Tallaght, County Dublin, against the decision made on the 6th day of December, 1979, by the Council of the County of Dublin deciding to refuse to grant an outline permission for the erection of a restaurant on a site at Castlekelly, Tallaght:

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

SCHEDULE

1. The site is in the Dublin Mountain zone, an area of high scenic amenity which it is the policy of the planning authority, as expressed in the development plan, to preserve free from development not related to the area's amenity potential or its use for mountain or hill farming. This policy is considered reasonable and the proposed development would be in conflict with it.
2. The proposed development would endanger public safety by reason of traffic hazard because of the generation of additional traffic movements on the substandard road network serving the area.



JOHN S. CONWAY

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

Dated this 16th day of May, 1980.

DUBLIN COUNTY COUNCIL

Phone 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:

... Mr. H.C. O'Byrke, Register Reference No. S.A. 1767
... Gorse Hill Cottage, Planning Control No.
... Castlekelly, Application Received 15/10/79
... Tallaght, Co. Dublin, Additional Inf. Recd.
APPLICANT ... H.C. O'Rourke,

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/3830/79 dated ... 6th December, 1979 decide to refuse:

OUTLINE PERMISSION

~~PERMISSION~~
XXXXXXXXXX

~~APPROVAL~~
XXXXXXXXXX

For .. proposed restaurant at Castlekelly, Tallaght, Co. Dublin,
.....
for the following reasons:

1. The site is located in an area zoned to preserve an area of high amenity in the Development Plan. The proposal to develop a restaurant on this site would contravene materially the above 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 is served by a narrow and substandard country road and would, therefore, endanger public safety by reason of traffic hazard because it would generate additional traffic on the substandard road network in the area.
3. Public piped services are not available to serve the proposal.
4. The proposed development would be premature by reason of the said deficiency in the provision of public piped services and the period within which such deficiency may reasonably be expected to be made good.
5. Evidence to prove the suitability of the soil for septic tank drainage or to prove the ability to provide a potable water supply have not been submitted.

Signed on behalf of the Dublin County Council
for PRINCIPAL OFFICER

Date.....6th December, 1979.....

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 must 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.