

DECISIONS

APPEALS CHECK LIST

C. N. Egan 20/1

REG. REF. NO. 91A 281

| | | |
|---|---|---|
| 1 | ENTERED IN OBJECTORS REGISTER | <input checked="" type="checkbox"/> |
| 2 | ENTERED IN BLUE FOLDER | <input checked="" type="checkbox"/> |
| 3 | ENTERED IN APPEALS REGISTER | <input checked="" type="checkbox"/> |
| 4 | ENTERED IN PLANAPS: I.E.: Appeal Decision: A.D Appeal Date: 13/4/92 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> |
| 5 | COPY OF DECISION FOR WEEKLY LIST (LAURA/MARY) | <input checked="" type="checkbox"/> |
| 6 | DECISION CIRCULATED TO LISTED PERSONS | <input checked="" type="checkbox"/> |
| 6 | TO BONDS & CONTRIBUTIONS FOR FINANCIAL ASSESSMENT | <input type="checkbox"/> |
| 7 | TO E. DOYLE FOR NOTING | <input type="checkbox"/> |
| | | |

GRANGE STATUS IN PLANAPS:

REFUSAL:.....55
 GRANT:.....62
 WITHDRAWN:.....54
 CONDITIONS:.....53

DECISIONS
APPEALS CHECK LIST

C. Ni. Egan 20/1

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| 1 | ENTERED IN OBJECTORS REGISTER | <input checked="" type="checkbox"/> |
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| 4 | ENTERED IN PLANAPS: I.E.: | <input checked="" type="checkbox"/> |
| | Appeal Decision: A.O | <input checked="" type="checkbox"/> |
| | Appeal Date: 13/4/92 | <input checked="" type="checkbox"/> |
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| | | |


CHANGE STATUS IN PLANAPS:

REFUSAL:.....55
 GRANT:.....62
 WITHDRAWN:.....54
 CONDITIONS:.....53

Reg. Ref. No. 91A/0281

RE: Outline Permission for Nursing Home at St. Theresa's,
Esker, Lucan, for Mr. and Mrs. J. Foley.

I am of the opinion this proposal ~~constitutes~~ ~~does not constitute~~ a
Material Contravention of the County Development Plan.


Acting Senior Planner
Senior Executive Development Controller.

17th April 1991.

rec. 17/4/91

As: 100 / MA / SE / WMA / NRP / JB / me
COMHAIRLE CHONTAE ATHA CLIATH

Phone: 727777

P. Kennedy

P.O. Box 174,
46/49 Upper O'Connell Street
Dublin 1. *P. Dringdale*

15th April, 1991.

To Each Member of the County Council:

Dear Councillor,

Proposed resolution pursuant to Section 4 of the City and County Management (Amendment) Act 1955, submitted by Councillors L. Lawlor, F. Hanrahan and B. Fleming for consideration at the monthly meeting of the County Council to be held on 13th May, 1991:-

"We the members of Dublin County Council pursuant to Section 4 of the City and County Management (Amendment) Act 1955, hereby require and direct the Dublin City and County Manager or any Assistant Manager, having delegated powers, to grant planning application number 91A/0281 in the name of Mr. & Mrs. James Foley. This planning application is for outline planning permission for a nursing home at St. Theresa's, Esker, Lucan, Co. Dublin."

Yours faithfully,

B.P. Clarke,
Senior Administrative Officer.

91A/0281

CERTIFICATE NO:

24451

PROPOSAL:

Nursing Home

LOCATION:

St James Esker, Leicestershire

APPLICANT:

Mrs M. J. Foley

| 1 | 2 | 3 | 4 | 5 | 6 | 7 |
|---------------------------------|---|------------------|---------------|-------------|-------------|------------------|
| Dwellings/AREA LENGTH/STRUCT | RATE | AMT. OF FEE REQD | AMOUNT LODGED | BALANCE DUE | BALANCE DUE | DATE/ RECEIPT NO |
| Dwellings | £252 | | | | | |
| | £216 | | | | | |
| | £500 per M ² in excess of 300M ² Min. £40 | | | | | |
| Other trees 464.0m ² | £21.75 per M ² or £40 | £609 | £609 | | | |
| x .1 hect. | £225 per hect. or £250 | | | | | |
| x .1 hect. | £225 per hect. or £250 | | | | | |
| x .1 hect. | £225 per hect. or £250 | | | | | |
| x metres ² | £210 per M ² or £40 | | | | | |
| x 1,000m ² | £15 per 1,000m ² or £40 | | | | | |
| x .1 hect. | £25 per hect. or £40 | | | | | |

Column 1 Certified: Signed: *J. Gurney* Date: *2/12* Date: *8/3/91*

Column 1 Endorsed: Signed: _____ Date: _____

Columns 2,3,4,5,6 & 7 Certified Signed: *R. J. ...* Grade: *S.O* Date: *8/3/91*

Columns 2,3,4,5,6 & 7 Endorsed: Signed: _____ Date: _____

LOCATION GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1982

ASSESSMENT OF FINANCIAL CONTRIBUTION

REG. REF.: *9/11/287*

CONT. REG.:

SERVICES INVOLVED: WATER/FOUL SEWER/SURFACE WATER

AREA OF SITE:

FLOOR AREA OF PRESENT PROPOSAL:

4995 FT²

MEASURED BY:

*J. Y.
8/3/91.*

CHECKED BY:

METHOD OF ASSESSMENT:

TOTAL ASSESSMENT

MANAGER'S ORDERED NO: P/ /
DATED

ENTERED IN CONTRIBUTIONS REGISTER:

DEVELOPMENT CONTROL ASSISTANT GRADE

DUBLIN COUNTY COUNCIL

PLANNING DEPARTMENT

Register Reference : 91A/0281

Date Received : 4th March 1991

Applicant : Mr. and Mrs J. Foley

Appl.Type : OUTLINE PERMISS

Development : Nursing home

LOCATION : St.Theresa's, Esker, Lucan

O.S.REFS.

| | | | |
|------|--|--|--|
| 17/6 | | | |
|------|--|--|--|

AREA REFERENCE

| | | | | | |
|---|---|---|---|---|---|
| L | C | 0 | 3 | 0 | 4 |
|---|---|---|---|---|---|

HISTORY

| | | | | |
|---------|----------|--|--|--|
| 85A/509 | 888/1141 | | | |
| | | | | |

FEE CERTIFICATE NO. _____

FEE CLASS

| | | | |
|--|--|--|--|
| | | | |
|--|--|--|--|

MEASUREMENT FOR FEES

| | | | |
|--|--|--|--|
| | | | |
|--|--|--|--|

SIGNED DATE
SENIOR EXECUTIVE DRAUGHTSMAN

| FEE PAID | FEE ASSESSED | BALANCE DUE |
|----------|--------------|-------------|
| | | |

CERTIFIED _____ GRADE _____ DATE _____

209891
 FINANCIAL CONTRIBUTION :-
 AMOUNT & Will
 F | be raised at approved
 - Stage

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

BELGARD

Proposed Nursing home at St. Theresa's, Esker, Lucan for Mr. & Mrs. J. Foley By order P/4743/91 dated 17th October, 1991 the Council made a decision to refuse outline permission for this proposal. On Appeal, An Bord Pleanála made the following order on 15th April, 1992:-

PL6/5/87352

AN BORD PLEANÁLA

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS 1963 TO 1990

County Dublin

Planning Register Reference Number: 91A/0281

APPEAL by Josephine and James Foley care of JB Consultants of 9 Ballyowen Road, Lucan, County Dublin against the decision made on the 17th day of October, 1991 by the Council of the County of Dublin to refuse outline permission for development comprising the construction of a nursing home at Saint Theresa's, Esker, Lucan, County Dublin in accordance with plans and particulars lodged with the said Council:

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 to 1990, it is hereby decided, for the reason set out in the First Schedule hereto, to grant outline 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 outline permission is hereby granted subject to the said conditions.

FIRST SCHEDULE

Having regard to the location and extent of the site and to established development in the vicinity it is considered that, subject to compliance with the conditions set out in the Second Schedule hereto, the proposed development would be in accordance with the proper planning and development of the area.

SECOND SCHEDULE

- The developer shall pay a sum of money to Dublin County Council as a contribution towards expenditure incurred by the said Council in the provision of public services which will facilitate the proposed development. The amount of the contribution and the arrangements for payment shall be as agreed between the developer and the Council or, in default of agreement, shall be determined by An Bord Pleanála.

Reason: It is considered reasonable that the developer should contribute towards the expenditure incurred by the Council in the provision of public services which will facilitate the proposed development.

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

PL 6/5/87352

SECOND SCHEDULE (CONTD.)

2. The developer shall pay a sum of money to Dublin County Council as a contribution towards expenditure proposed to be incurred by the said Council in the provision of a satisfactory road network which will facilitate the proposed development. The amount of the contribution and the arrangements for payment shall be as agreed between the developer and the Council or, in default of agreement, shall be determined by An Bord Pleanála.

Reason: It is considered reasonable that the developer should contribute towards the expenditure proposed to be incurred by the Council in the provision of a satisfactory road network which will facilitate the proposed development.

3. This outline permission relates to the principle of the erection of a nursing home on this site and not to the level or extent of accommodation to be provided.

Reason: To ensure a proper standard of development.

4. Land required by the planning authority for road improvements within the boundaries of the site shall be reserved free from development and shall be marked out on site in consultation with the planning authority before the development is commenced.

Reason: In the interest of orderly development.

5. The developer shall construct a 1.5 metre footpath and a 1.85 metre grass verge along the western frontage of the site. The access to the proposed development shall be from the road on the western side of the site.

Reason: To ensure a proper standard of development in the interest of public safety.

6. The plans to be submitted at approval stage shall provide for the retention of a portion of the site as part of the curtilage of the existing house at the south-east corner of the site.

Reason: In the interest of residential amenity.

7. Water supply and drainage arrangements, including disposal of surface water, shall comply with the standards of Dublin County Council for such works and services.

Reason: In the interest of public health, and to ensure a proper standard of development.

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

PL 6/5/87352

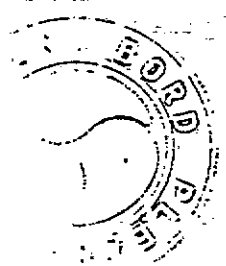
SECOND SCHEDULE (CONTD.)

8. All public services for the development including electrical, communal television and telephone cables, shall be located underground throughout the site.

Reason: In the interest of visual amenity.

9. The plans to be submitted at approval stage shall include a scheme for the landscaping of the site.

Reason: To ensure a high standard of development in the interest of visual amenity.



Ann Lw. Quinn

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

Dated this 15th day of April, 1992.

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

2

PL6/5/87352

AN BORD PLEANÁLA

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS 1963 TO 1990

County Dublin

Planning Register Reference Number: 91A/0281

| | |
|--|---|
| Order Made: | <u>L.D.</u> |
| Dated: | <u>June 92</u> <u>JULY</u> <u>ASST. COUNTY MANAGER</u> |
| to whom the appropriate powers have been delegated by order of the Dublin City and County Manager. | |
| Dated | <u>29</u> <u>th</u> day of <u>JUNE</u> 19 <u>92</u> |

L.D.

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

Register Reference : 91A/0281

Date Received : 4th March 1991

TIME EXT: up to + incl 31/10/91. //

Correspondence : Mr. and Mrs. J.Foley
Name and : St. Theresa's
Address : Esker,
Lucan,
Co. Dublin

Development : Nursing home

Location : St. Theresa's, Esker, Lucan

Applicant : Mr. and Mrs J. Foley

App. Type : Outline Permission

Zoning : To preserve and provide for open space and recreational amenities.

Floor Area : Sq. metres

(MG/BB)

Report of Dublin Planning Officer dated 9th October, 1991.

This is an application for OUTLINE PERMISSION for a Nursing Home at St. Theresa's, Esker Lane, Lucan for Mr. and Mrs. J. Foley.

The proposed site which has a stated area of 0.6 acres is located in an area zoned 'F' "to preserve and provide for open space and recreational amenities".

The proposed site is also zoned in the 1991 Draft County Development Plan. The site of the proposal is located off Esker Lane to the south of the Lucan By Pass and south of the junction between the Lucan/Clondalkin Road and Haydens Lane. The Griffeen River forms the south western boundary to the site. The proposed site is centrally located in an area zoned for open space purposes which extends along the Griffeen River to the south, east and north-west. It is in private ownership and ~~(the county has no plans to acquire this land.~~

Reg. Ref. No. WA. 1605 refers to a refusal of permission for boundary walls and extension of open air storage area.

Temporary permission for a two year period was granted in 1985 for the retention of an extension of a Builders Providers Yard at this location under Reg. Ref. No. 85A 509. It was a requirement of this permission that the use of the site cease prior to 1st August, 1987 and the site to be cleared, soiled and seeded within 3 months of that date. The site is currently in use for this purpose.

The current application is for outline permission for a nursing home and no detailed drawings have been submitted. In the application however the applicant states that the proposal is for a 20 bedroom nursing home with dayroom, dining and kitchen facilities (single storey).

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

Reg.Ref: 91A/0281

Page No: 0002

Location: St.Theresa's, Esker, Lucan

The Roads Engineer reports that there is an acute bend in the Lucan/Clondalkin Road and to the east of the site. He also reports that the site is affected by a road improvement line and recommends appropriate conditions in the event of a decision to grant outline permission.

The Sanitary Services Engineer has no objection subject to it being established that the applicant can demonstrate to the Council's satisfaction that the adjacent and intervening watercourse can be successfully crossed without an obstruction.

As stated the proposed site is located in an area zoned for open space. The proposed development would conflict with zoning objective and is considered to represent a material contravention of the Dublin County Development Plan. *Public notice of the Council's intention to consider a decision to grant outline planning permission was given in the Press - Paris on the 20/1/91. The attached report was noted at the Dublin Council meeting on 1/2/91. I recommend that a decision to REFUSE OUTLINE PERMISSION be made under the Local Government (Planning and Development) Acts, 1963-1990 for the following*
(2) Reasons:-

REASONS FOR REFUSAL

- 01 The proposed development is located in an area zoned "F" "to preserve and provide for open space and recreational amenities". The proposed development would materially contravene ^{or development indicated in the County Dublin Development Plan 1977} that objective and so be ^{contrary to the proper planning and development of the area.} *and so be contrary to the proper planning and development of the area.*
- 02 The proposed development would leave the existing cottage with inadequate facilities. *In this regard inadequate information has been submitted regarding applicant's intentions relative to existing cottage & out building.*

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

Reg.Ref: 91A/0281

Page No: 0003

Location: St.Theresa's, Esker, Lucan

cf
MS
.....
for Dublin Planning Officer

.....
Endorsed:-.....
for Principal Officer

Order: A decision pursuant to Section 26(1) of the Local Government (Planning and Development) Acts, 1963-1990 to REFUSE OUTLINE PERMISSION for the above proposal for the (2) reasons set-out above is hereby made.

Dated : 17th OCTOBER 1991

.....
ASSISTANT CITY AND COUNTY MANAGER

ms
to whom the appropriate powers have been delegated by order of the Dublin City and county Manager dated 16th October 1991.

NOTED

MATERIAL CONTRAVENTION OF THE COUNTY DEVELOPMENT PLAN 1983

Application for outline planning permission 91A/0281 for Nursing Home at St. Theresa's, Esker, Lucan, for Mr. and Mrs. J. Foley.

REPORT:

Planning application Reg. Ref. 91A/0281 is an application for outline permission for a nursing home at St. Theresa's, Esker, Lucan on a site of approximately 0.6 acres. The applicants are Mr. and Mrs. James Foley whose stated interest in the site is 'freehold'.

The site is located in an area zoned in the Development Plan 'F' "to preserve and provide for open space and recreational amenities".

A motion pursuant to Section 4 of the City and County Management (Amendment) Act, 1955, seeking to direct that a decision to grant outline planning permission be made was submitted by Councillors E. Lawlor, P. Hanrahan and B. Fleming for consideration at the meeting of the County Council held on 13th May, 1991. As the proposal would be a material contravention of the Development Plan an order was made directing that the procedures necessary prior to considering making a decision which would be a material contravention of the Development Plan be initiated. Notice of the Council's intention appeared in the Irish Press on Friday 26th April, 1991. Following that notice no representations have been received.

The site of the proposal is located off Esker Lane to the south of the Lucan By Pass and south of the junction between the Lucan/Clondalkin Road and Haydens Lane. The Griffeen River forms the south western boundary to the site.

The proposed site is centrally located in an area zoned for open space purposes which extends along the Griffeen River to the south, east and north-west. It is in private ownership and the Council has no plans to acquire this land.

Temporary permission for a two year period was granted in 1985 for the retention of an extension of a Builders Providers Yard at this location. It was a requirement of this permission that the use of the site cease prior to 1st August, 1987 and the site be cleared, soiled and seeded within 3 months of that date.

The current application is for outline permission for a nursing home and no detailed drawings have been submitted. In the application however the applicant states that the proposal is for a 20 bedroom nursing home with dayroom, dining and kitchen facilities (single storey).

Roads Engineer reports that there is an acute bend in the Lúcan/Clondalkin Road and to the east of the site. He also reports that the site is affected by a road improvement line and recommends appropriate conditions in the event of a decision to grant outline permission.

The Sanitary Services Engineer has no objection subject to it being established that the applicant can demonstrate to the Council's satisfaction that the adjacent and intervening watercourse can be successfully crossed without causing an obstruction.

While the site is zoned for open space purposes the Council has no plans to acquire the site for such purposes. In view of the existing use of the lands there would be no objection to a grant of outline permission subject to conditions including the incorporation of the site of the existing house and outbuilding into the proposed re-development of the site, the provision of adequate landscaping for the site and subject to the reservation of the necessary land for road improvements. Such a development would be an improvement on the present use of the site.

The file is available for inspection at the meeting.

Mr. N. Prendergast,
Senior Executive
Development Controller.

91A/0281

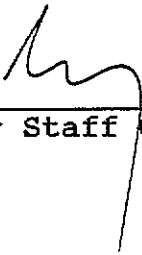
17 July 1991

RE: Material Contravention - Outline Permission for
proposed Nursing Home at St. Theresa's, Esker, Lucan,
for Mr. and Mrs. J. Foley.

Material Contravention was noted at the County Council Meeting held on 16th July, 1991.

A decision must now be made.

Please let me have your recommendation as early as possible.



Senior Staff Officer.

NOTED

ITEM NO. 4(f)

MATERIAL CONTRAVENTION OF THE COUNTY DEVELOPMENT PLAN 1983

Application for outline planning permission 91A/0281 for Nursing Home at St. Theresa's, Esker, Lucan, for Mr. and Mrs. J. Foley.

REPORT:

Planning application Reg. Ref. 91A/0281 is an application for outline permission for a nursing home at St. Theresa's, Esker, Lucan on a site of approximately 0.6 acres. The applicants are Mr. and Mrs. James Foley whose stated interest in the site is 'freehold'.

The site is located in an area zoned in the Development Plan 'F' - "to preserve and provide for open space and recreational amenities".

A motion pursuant to Section 4 of the City and County Management (Amendment) Act, 1955, seeking to direct that a decision to grant outline planning permission be made was submitted by Councillors L. Lawlor, F. Hanrahan and B. Fleming for consideration at the meeting of the County Council held on 13th May, 1991. As the proposal would be a material contravention of the Development Plan an order was made directing that the procedures necessary prior to considering making a decision which would be a material contravention of the Development Plan be initiated. Notice of the Council's intention appeared in the Irish Press on Friday 26th April, 1991. Following that notice no representations have been received.

The site of the proposal is located off Esker Lane to the south of the Lucan By Pass and south of the junction between the Lucan/Clondalkin Road and Hayden's Lane. The Griffeen River forms the south western boundary to the site.

The proposed site is centrally located in an area zoned for open space purposes which extends along the Griffeen River to the south, east and north-west. It is in private ownership and the Council has no plans to acquire this land.

Temporary permission for a two year period was granted in 1985 for the retention of an extension of a Builders Providers Yard at this location. It was a requirement of this permission that the use of the site cease prior to 1st August, 1987 and the site be cleared, soiled and seeded within 3 months of that date.

The current application is for outline permission for a nursing home and no detailed drawings have been submitted. In the application however the applicant states that the proposal is for a 20 bedroom nursing home with dayroom, dining and kitchen facilities (single storey).

The Roads Engineer reports that there is an acute bend in the Lucan/Clondalkin Road and to the east of the site. He also reports that the site is affected by a road improvement line and recommends appropriate conditions in the event of a decision to grant outline permission.

The Sanitary Services Engineer has no objection subject to it being established that the applicant can demonstrate to the Council's satisfaction that the adjacent and intervening watercourse can be successfully crossed without causing an obstruction.

While the site is zoned for open space purposes the Council has no plans to acquire the site for such purposes. In view of the existing use of the lands there would be no objection to a grant of outline permission subject to conditions including the incorporation of the site of the existing house and outbuilding into the proposed re-development of the site, the provision of adequate landscaping for the site and subject to the reservation of the necessary land for road improvements. Such a development would be an improvement on the present use of the site.

The file is available for inspection at the meeting.

COMHAIRLE CHONTAE ATHA CLIATH
MEETING OF THE COUNTY COUNCIL - 10/6/91

ITEM NO. 18 (g)

4(F)

not
Reached

MATERIAL CONTRAVENTION OF THE COUNTY DEVELOPMENT PLAN 1983

Application for outline planning permission 91A/0281 for Nursing Home at St. Theresa's, Esker, Lucan, for Mr. and Mrs. J. Foley.

REPORT:

Planning application Reg. Ref. 91A/0281 is an application for outline permission for a nursing home at St. Theresa's, Esker, Lucan on a site of approximately 0.6 acres. The applicants are Mr. and Mrs. James Foley whose stated interest in the site is 'freehold'.

The site is located in an area zoned in the Development Plan 'F' - "to preserve and provide for open space and recreational amenities".

A motion pursuant to Section 4 of the City and County Management (Amendment) Act, 1955, seeking to direct that a decision to grant outline planning permission be made was submitted by Councillors L. Lawlor, F. Hanrahan and B. Fleming for consideration at the meeting of the County Council held on 13th May, 1991. As the proposal would be a material contravention of the Development Plan an order was made directing that the procedures necessary prior to considering making a decision which would be a material contravention of the Development Plan be initiated. Notice of the Council's intention appeared in the Irish Press on Friday 26th April, 1991. Following that notice no representations have been received.

The site of the proposal is located off Esker Lane to the south of the Lucan By Pass and south of the junction between the Lucan/Clondalkin Road and Haydens Lane. The Griffeen River forms the south western boundary to the site.

The proposed site is centrally located in an area zoned for open space purposes which extends along the Griffeen River to the south, east and north-west. It is in private ownership and the Council has no plans to acquire this land.

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The file is available for inspection at the meeting.

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

Proposed OUTLINE PERMISSION for nursing home at St. Theresa's, Esker, Lucan for Mr. and Mrs. J. Foley.

Mr. & Mrs. F. Foley,
St. Therasas,
Esker, Lucan,
Co. Dublin.

Reg. Ref. 91A-0281
Appl. Rec'd: 04.03.1991
Time Ext. let. rec'd: 21.06.1991
Time Ext. up to: 31.10.1991
Mat. Cont. Not. dated: 26.04.1991

J. B. Consultants,
9, Ballyowen Road,
Lucan,
Co. Dublin.

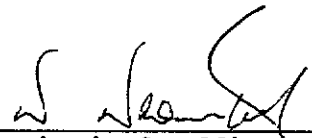
Report of the Dublin Planning Officer, dated 24 June 1991

This is an application for outline permission for nursing home at St. Therasas, Esker, Lucan.

In accordance with Section 26(4A) of the Local Government (Planning and Development) Act, 1963, as amended by Section 39(F) of the Local Government (Planning and Development) Act, 1976, the applicant has furnished his consent in writing to the extension by the Council of the period for considering this application within the meaning of subsection (4A) of Section 26, up to and including 31st October, 1991.

I recommend that the period to be extended accordingly.

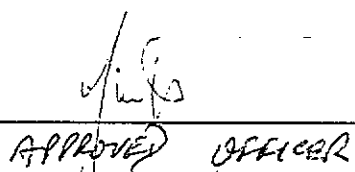
Reason: To facilitate full consideration of the application.



for Principal Officer.

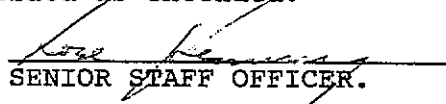
Order: A decision pursuant to Section 26(4A) to extend the period for considering the application as recommended is hereby made.

Dated: 24 June, 1991.



to whom the appropriate powers have been delegated by order of the Dublin City and County Manager dated 19 June, 1991.

NOTE: I have checked that the necessary entry has been made recording details of the period as extended.



DUBLIN COUNTY COUNCIL

REG. REF: 91A/281.

LOCATION: St. Theresa's, Esker, Lucan.

APPLICANT: Mr & Mrs J. Foley.

PROPOSAL: Nursing home.

DATE LODGED: 4.3.91.

MG

| | |
|--------------------------|---------|
| PLANNING DEPT. | |
| DEVELOPMENT CONTROL SECT | |
| Date | 15.4.91 |
| Time | 5.00 |

The site is currently used as a builders providers yard. The entire site frontage is affected by a road improvement line and proposed roundabout. There is an acute bend in the "Lucan Clondalkin" road and to the east of the site.

If permission is granted it should be subject to:-

1. Access to site to be from the road to the west of the site.
 2. New front boundary on both roads to be set back to the road reservation shown on RPS. 3458.
 3. Land required for road widening to be made available to the Council when required and kept free of development.
 4. Applicant to construct a new 1.5 metre footpath and 1.85 metre grass verge and kerb on the western frontage, at his own expense along the new boundary.
- Applicant to make a contribution towards road improvements on the east of the site, this amount to be determined at approval stage.

lcC
91.

J. Foley
15/4/91

ENDORSED: [Signature]
DATE: 15/4/91

SS only

Register Reference : 91A/0281

Date : 12th March 1991

Development : Nursing home

LOCATION : St. Theresa's, Esker, Lucan

Applicant : Mr. and Mrs J. Foley

App. Type : OUTLINE PERMISSION

Planning officer : M.GALVIN

Date Recd. : 4th March 1991

Attached is a copy of the application for the above development .Your report would be appreciated within the next 28 days.

Yours faithfully,

| | |
|--|--|
| DUBLIN CO. COUNCIL 4 APR 1991 SAN SERVICES | DUBLIN CO. COUNCIL SANITARY SERVICES PRINCIPAL OFFICER 29 APR 1991 Returned. <i>J.F.</i> |
|--|--|

Date received in Sanitary Services

FOUL SEWER

Available - levels permitting, on condition that the applicants can demonstrate to the Councils satisfaction that the adjacent & interconnecting watercourse can be successfully crossed without causing an obstruction.

SURFACE WATER

Acceptable proposal to be lodged.

| |
|---|
| PLANNING DEPT. DEVELOPMENT CONTROL SECT Date 30/4/91 Time 3 pm |
|---|

SENIOR ENGINEER,
SANITARY SERVICES DEPARTMENT,
46/49 UPPER O'CONNELL STREET,
DUBLIN 1

J. Rice,
18/4/91

Register Reference : 91A/0281

Date : 12th March 1991

.....
ENDORSED _____

DATE _____

WATER SUPPLY..... No objection provided usual conditions
Re Colony to water supply are complied
with. Term of EE 12/4/91

.....
Blunt 12/4/91

ENDORSED [Signature] DATE 24/4/91

DUBLIN COUNTY COUNCIL

MR

REG. REF:

91A/281.

LOCATION:

St. Theresa's, Esker, Lucan.

APPLICANT:

Mr & Mrs J. Foley.

PROPOSAL:

Nursing home.

DATE LODGED:

4.3.91.

| | |
|--------------------------|---------|
| PLANNING DEPT. | |
| DEVELOPMENT CONTROL SECT | |
| Date | 24.4.91 |
| Time | 2.30 |

The site is currently used as a builders providers yard. The entire site frontage is affected by a road improvement line and proposed roundabout. There is an acute bend in the "Lucan Clondalkin" road and to the east of the site.

If permission is granted it should be subject to:-

1. Access to site to be from the road to the west of the site.
2. New front boundary on both roads to be set back to the road reservation shown on RPS. 3458.
3. Land required for road widening to be made available to the Council when required and kept free of development.
4. Applicant to construct a new 1.5 metre footpath and 1.85 metre grass verge and kerb on the western frontage, at his own expense along the new boundary.
5. Applicant to make a contribution towards road improvements on the east of the site, this amount to be determined at approval stage.

TR/BMcC
15.4.91.

SIGNED: _____

J. Rogers

DATE: _____

15/4/91

ENDORSED: _____

C.P. K

DATE: _____

15/4/91

M. G.

Register Reference : 91A/281

Date : 15th March '91

Development : Nursing Home

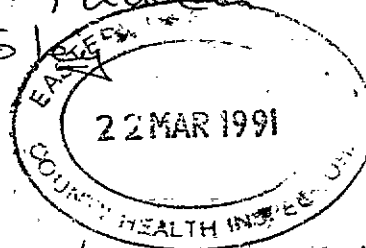
LOCATION : St. Theresa's, Esker, Lucan

Applicant : Mr. + Mrs. J. Foley

App. Type : Outline

Planning Officer :

Date Recd. : 4/3/91



Attached is a copy of the application for the above development. Your report would be appreciated within the next 28 days.

Yours faithfully,

.....
PRINCIPAL OFFICER

No objection in principle provided that the Food Hygiene Regulations and Act and Regulations made thereunder are complied with.

PLANNING DEPT.
DEVELOPMENT CONTROL SECT
Date 28/3/91
Time 4.00

for *Sta Devine*
John O'Kelly
SUPER. ENVIRON. HEALTH OFFICER,
33 GARDINER PLACE,
DUBLIN 1.

25/3/91

MEETING OF THE COUNTY COUNCIL -

ITEM NO.

MATERIAL CONTRAVENTION OF THE COUNTY DEVELOPMENT PLAN 1983.

Application for (outline) planning permission for.....
a Nursing home at St. Theresa's, Esker, Wickon
for Mr. + Mrs. J. Foley.....

REPORT:

Planning Application Reg. Ref. No. 91A/281 is an application for
(outline) permission for a nursing home.....
on a site comprising 4.04 acres on lands at Esker, Wickon
for Mr. + Mrs. J. Foley. The applicants interest in the site is stated to
be freehold.

The site is located in an area zoned in the Development Plan 7....
to preserve and provide for open space...
and recreation amenities

A proposed Motion pursuant to Section 4 of the City and County
Management (Amendment) Act 1955, seeking to direct that a decision to
grant (outline) permission be made, was submitted by Councillors
for consideration at the Meeting of the County Council. Since
the proposal is a Material Contravention of the Development Plan, an
Order was made directing that the procedures for considering making
a decision which would be a Material Contravention of the Development
Plan be initiated. Public Notice of the Councils' intention appeared
in the Irish Press on the During the twenty-one days
following that notice representations/objections was/were
received.

The Roads Engineer reports that the site is affected by...
a road reservation and states conditions in
the event of permission issuing

The Sanitary Services Engineer reports no objection.....

The Environmental Health Officer reports no objection.....

The Parks Section reports were contacted. They are anxious
that in view of the zoning the site be retained as
open space. They also noted that the site adjoins
an old bridge across the Grifteen known as
The Planning Officer reports

Mr. W. Murray,
Dublin Planning Officer.

91A/0281

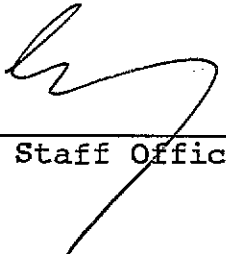
23 May 1991

RE: Outline Permission for Nursing Home at St. Theresa's, Esker,
Lucan, for Mr. and Mrs. J. Foley.

I should be obliged if you would have a report prepared on the attached planning application 91A/0281 for the Meeting of the County Council to be held on the 10th June, 1991. Would you please arrange also to have slides prepared on this planning application.

It has already been agreed with you that typed reports on Section 4 and Material Contravention Items would be available for discussion at the Monday Morning Development Control Meeting prior to the County Council Meeting day.

Therefore the report in this case should be submitted by 30th May, 1991, to enable it to be typed in advance of the Development Control Meeting which will be held on Monday, 3rd June, 1991, at 10.00am.



Senior Staff Officer.

NOTED

MEETING OF THE COUNTY COUNCIL - 13th May, 1991.

ITEM NO. 7

Proposed resolution pursuant to Section 4 of the City and County Management (Amendment) Act 1955, submitted by Councillors L. Lawlor, F. Hanrahan and B. Fleming.

"We the members of Dublin County Council pursuant to Section 4 of the City and County Management (Amendment) Act 1955, hereby require and direct the Dublin City and County Manager or any Assistant Manager having delegated powers, to grant planning application number 91A/0281 in the names of Mr. & Mrs. James Foley. This planning application is for outline planning permission for a Nursing Home at St. Theresa's, Esker, Lucan, Co. Dublin."

REPORT

Planning application Reg. Ref. No. 91A/0281 is an application for outline permission for a Nursing Home at St. Theresa's, Esker, Lucan, for Mr. and Mrs. J. Foley.

The site referred to in the application is in an area zoned in the County Development Plan "F" - "to preserve and provide for open space and recreational amenities."

The proposal would materially contravene the County Development Plan.

Accordingly, as required by law, an Order has been made initiating the procedures necessary prior to considering making a decision to grant permission for this proposal. This Order having been made the proposed resolution pursuant to Section 4 of the City and County Management (Amendment) Act 1955, is null and of no effect.

Councillor L. Lawlor,
Somerton,
Lucan,
Co. Dublin.

91A/0281

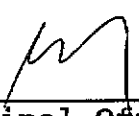
26 April 1991

RE: Outline Permission for Nursing Home at St. Theresa's,
Esker, Lucan, for Mr. and Mrs. J. Foley.

Dear Councillor Lawlor,

Please find enclosed statutory notice which appeared in the Irish Press on Friday, 26th April, 1991, in connection with the above.

Yours faithfully,



for Principal Officer.

Encl.

Councillor F. Hanrahan,
"Ardagh",
Main Road,
Lucan,
Co. Dublin.

91A/0281

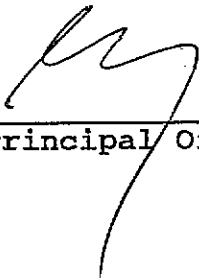
26 April 1991

RE: Outline Permission for Nursing Home at St. Theresa's,
Esker, Lucan, for Mr. and Mrs. J. Foley.

Dear Councillor Hanrahan,

Please find enclosed statutory notice which appeared in the Irish Press on Friday, 26th April, 1991, in connection with the above.

Yours faithfully,



for Principal Officer.

Encl.

Councillor B. Fleming,
22 Lr. Kennelsfort Road,
Palmerstown,
Dublin 20.

91A/0281

26 April 1991

RE: Outline Permission for Nursing Home at St. Theresa's,
Esker, Lucan, for Mr. and Mrs. J. Foley.

Dear Councillor Fleming,

Please find enclosed statutory notice which appeared in the Irish Press on Friday, 26th April, 1991, in connection with the above.

Yours faithfully,



for Principal Officer.

Encl.

Mr. T. McManus,
Administrative Officer,
General Purposes,
46/49 Upper O'Connell St.,
Dublin 1.


91A/0281

24 April 1991

For Attention of Ms. Mary Riordan.

RE: Material Contravention of the Development Plan.

Please arrange to have the attached public notice inserted in the Irish Press for the 26th April, 1991, (Friday), under the heading "Material Contravention".



Senior Staff Officer.

Encl.

For charging purposes, it should be coded to 4.1.3.

COMHAIRLE CHONTAE ATHA CLIATH

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 - 1990

MATERIAL CONTRAVENTION OF THE DEVELOPMENT PLAN FOR COUNTY DUBLIN

Reference No. in Register: 91A/0281

Notice is hereby given pursuant to Section 26(3) of the Local Government (Planning and Development) Act, 1963, as amended by Section 39 (d) of the Local Government (Planning and Development) Act, 1976 that Dublin County Council intend to consider deciding to grant outline permission for:-

Nursing Home at St. Theresa's, Esker, Lucan, for
Mr. and Mrs. J. Foley.

Such development would contravene materially the Development Plan referred to above. Particulars of the development proposed may be inspected at the Council's Planning Office, Irish Life Centre, Lower Abbey Street, Dublin 1, during office hours. Any objections or representations received not later than twenty-one days after the 26th April, 1991, will be duly considered by the Planning Authority.

A. Smith,
Principal Officer.

Date: 26th April, 1991.

Councillor B. Fleming,
22 Lr. Kennelsfort Road,
Palmerstown,
Dublin 20.

91A/0281

19 April 1991

RE: Outline Permission for Nursing Home at St. Theresa's, Esker,
Lucan, for Mr. and Mrs. J. Foley.

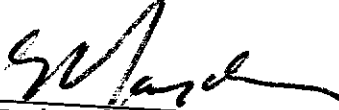
Dear Councillor Fleming,

In accordance with Section 39 (d) of the Local Government (Planning and Development) Act, 1976, I am attaching a copy of an Order made pursuant to that Section in relation to the above proposal.

The effect of this Order is that the motion submitted under Section 4 of the City and County Management (Amendment) Act, 1955 shall cease to have effect and that the planning application shall be processed in the manner provided for under the Local Government (Planning and Development) Act, 1976 when a proposal materially contravenes the Councils' Development Plan.

In this connection arrangements are being made to insert a notice in the Irish Press advising of the Councils' intention to consider deciding to grant outline planning permission for this proposal.

Yours faithfully,


for Principal Officer.

Encl.

Councillor F. Hanrahan,
"Ardagh",
Main Road,
Lucan,
Co. Dublin.

91A/0281

19 April 1991

RE: Outline Permission for Nursing Home at St. Theresa's, Esker,
Lucan, for Mr. and Mrs. J. Foley.


Dear Councillor Hanrahan,

In accordance with Section 39 (d) of the Local Government (Planning and Development) Act, 1976, I am attaching a copy of an Order made pursuant to that Section in relation to the above proposal.

The effect of this Order is that the motion submitted under Section 4 of the City and County Management (Amendment) Act, 1955 shall cease to have effect and that the planning application shall be processed in the manner provided for under the Local Government (Planning and Development) Act, 1976 when a proposal materially contravenes the Councils' Development Plan.

In this connection arrangements are being made to insert a notice in the Irish Press advising of the Councils' intention to consider deciding to grant outline planning permission for this proposal.

Yours faithfully,



for Principal Officer.

Encl.

Councillor L. Lawlor,
Somerton,
Lucan,
Co. Dublin.

91A/0281

19 April 1991

RE: Outline Permission for Nursing Home at St. Theresa's, Esker,
Lucan, for Mr. and Mrs. J. Foley.

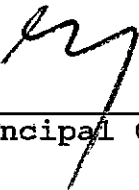
Dear Councillor Lawlor,

In accordance with Section 39 (d) of the Local Government (Planning and Development) Act, 1976, I am attaching a copy of an Order made pursuant to that Section in relation to the above proposal.

The effect of this Order is that the motion submitted under Section 4 of the City and County Management (Amendment) Act, 1955 shall cease to have effect and that the planning application shall be processed in the manner provided for under the Local Government (Planning and Development) Act, 1976 when a proposal materially contravenes the Councils' Development Plan.

In this connection arrangements are being made to insert a notice in the Irish Press advising of the Councils' intention to consider deciding to grant outline planning permission for this proposal.

Yours faithfully,



for Principal Officer.

Encl.

Reg. Ref. 91A/0281.

St. Teresa's,
Essex,

Lucan

Co. Dublin

10/4/91

17/4.

Mr. Dermot Drumgoole.

Dear Sir,

Please find enclosed for your attention, re outline permission for nursing home, letter signed by three councillors copy of letter from Mr. Foley, & map showing site.

Thanking you

Yours truly

Josephine & James Foley.

P. Kenny
Associate with file

✓





Bloc 2, Ionad Bheatha na hEireann,
Block 2, Irish Life Centre,
Sraid na Mainistreach Iacht,
Lower Abbey Street,
Baile Atha Cliath 1,
Dublin 1.
Telephone: (01) 724755
Fax: (01) 724896

Mr. Colm McLoughlin,
The Bungalow,
Tandy's Lane,
Lucan,
County Dublin.

Our Ref. RON/03

Your Ref.

Date 15th March, 1990.

Dear Mr. McLoughlin,

Re: A.G.P. Supplies Ltd. Mr. James Foley, St. Teresa's, Esker, Lucan

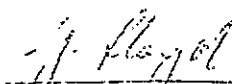
I refer to your letter concerning the above, received in this Department on 5th January. I regret the delay in replying to your letter.

The Planning Department would be sympathetic to the redevelopment of Mr. Foley's site, provided the redevelopment improved the appearance of the area, and did not detract from the amenities of surrounding properties. However, as you may be aware the site is at present zoned for open space purposes in the Council's Development Plan, and any proposed redevelopment would have to have regard to the zoning and to the uses which are permitted in such a zone. It should also be noted that the Council is at present reviewing its Development Plan; and Mr. Foley may wish to make representations in relation to zoning of the site.

Apart from zoning there may be difficulties with the site in relation to foul drainage. The nearest public sewer is on the south side of the Griffeen River. Whilst there is a new pumping station at Esker Lane it is at a higher level than Mr. Foley's site. I would suggest, therefore, that you first investigate the drainage situation, in consultation with the Council's Sanitary Services Section, to see if any development on the site could be drained and at what cost. You may then wish to discuss the matter further with the development control planner for the area of this Department.

Assuming the above difficulties can be overcome, it is likely that the most acceptable uses for the site from a Planning Department viewpoint would be residential type uses such as a small town house or apartment scheme, or nursing home.

Yours sincerely,


G. LLOYD,
Senior Planner

GL:BR

Building Control Department,
Liffey House,
Tara Street,
Dublin 1.
Telephone:773066



Blac 2, Ionad Bheatha na hEireann,
Block 2, Irish Life Centre,
Sraid na Mainistreach Iacht,
Lower Abbey Street,
Baile Atha Cliath 1.
Dublin 1.
Telephone. (01)724755
Fax. (01)724896

Register Reference : 91A/0281

Date : 5th March 1991

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1990

Dear Sir/Madam,

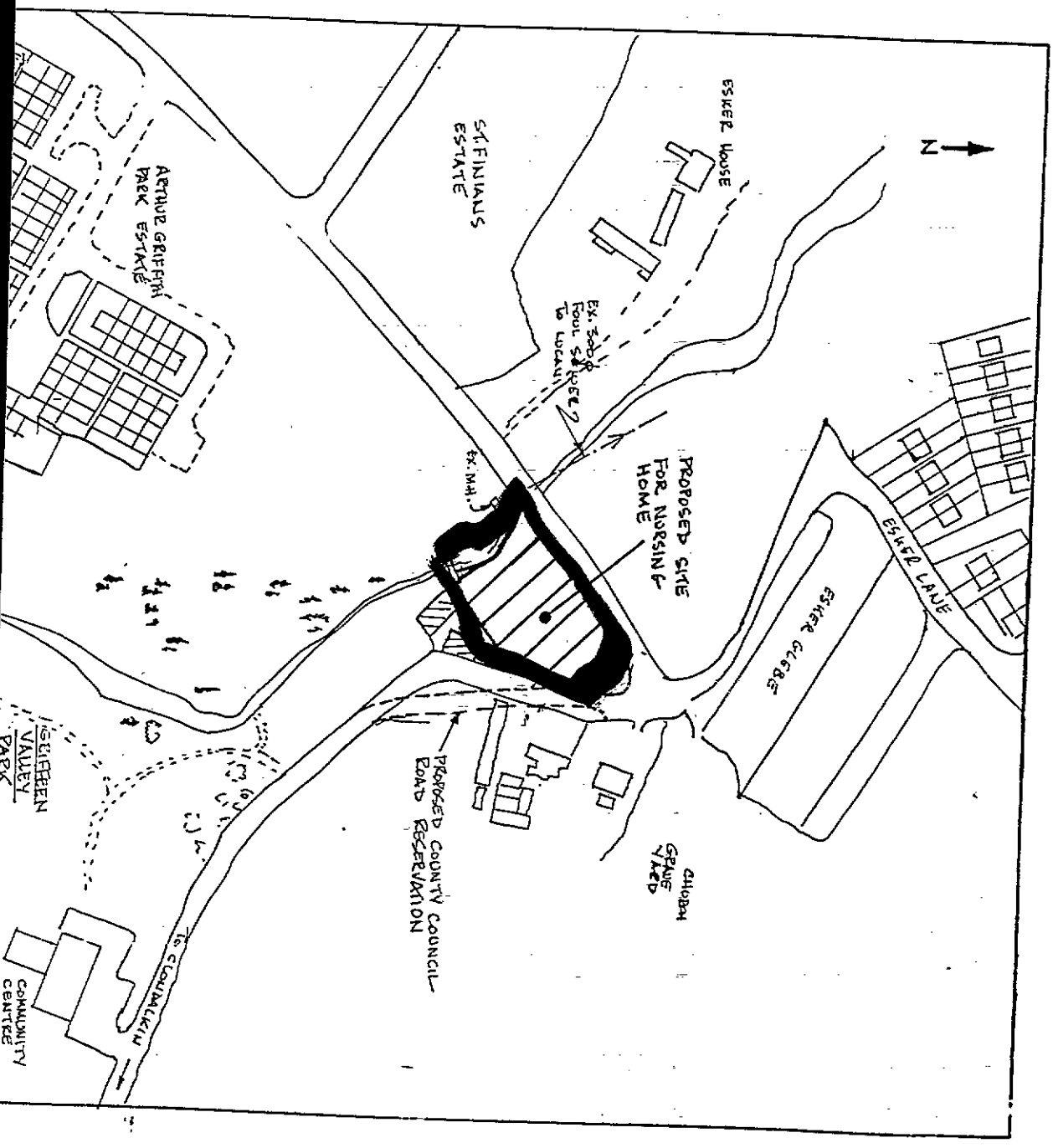
DEVELOPMENT : Nursing home
LOCATION : St.Theresa's, Esker, Lucan
APPLICANT : Mr. and Mrs J. Foley
APP. TYPE : OUTLINE PERMISSION

With reference to above, I acknowledge receipt of your application received on 4th March 1991.

Yours faithfully,

.....
PRINCIPAL OFFICER

Mr. and Mrs. J.Foley
St.Theresa's
Esker,
Lucan,
Co.Dublin



P/1415/91

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

RE: Outline Permission for Nursing Home at St. Theresa's, Esker, Lucan, for Mr. and Mrs. J. Foley.

The following resolution pursuant to Section 4 of the City and County Management (Amendment) Act, 1955, was submitted by Councillors L. Lawlor, F. Hanrahan and B. Fleming for consideration at the meeting of the County Council to be held on Monday, 13th May, 1991.

"We the Members of Dublin County Council pursuant to Section 4 of the City and County Management (Amendment) Act, 1955, hereby require and direct the Dublin City and County Manager or any Assistant Manager having delegated powers to grant planning application No. 91A/0281 in the name of Mr. & Mrs. James Foley. This planning application is for outline planning permission for a Nursing Home at St. Theresa's, Esker, Lucan, Co. Dublin."

The planning application referred to in the resolution is 91A/0281 submitted on the 4th March, 1991, in respect of a Nursing Home at St. Theresa's, Esker, Lucan. The site of the proposed development is zoned "F" - "to preserve and provide for open space and recreational amenities" in the 1983 Development Plan.

The planning application the subject of the Resolution would be a Material Contravention of the Council's Development Plan.

I recommend that in accordance with Section 39 (d) of the Local Government (Planning and Development) Act, 1976, you make an Order requiring that the provisions of sub-paragraphs (I), (II), (III) of Paragraph (a) of sub-section 3 of Section 26 of the Local Government (Planning and Development) Act, 1963, as amended, be complied with in this case and that a copy of the Order be furnished to each of the signatories to the proposed resolution.

CONTD.....



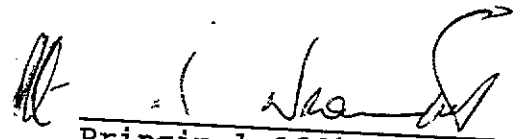
P/1715/91

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

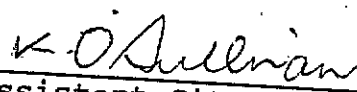
RE: Outline Permission for Nursing Home at St. Theresa's, Esker, Lucan, for Mr. and Mrs. J. Foley.

(PK/CM)


Principal Officer.

Order: I hereby direct that the provision of Section 26(3) (a) (I), (II), (III), of the Local Government (Planning and Development) Act, 1963 as amended, be complied with in respect of Planning Application 91A/0281 for Nursing Home at St. Theresa's, Esker, Lucan, and that a copy of this Order be furnished to the signatories to the proposed resolution pursuant to Section 4 of the City and County Management (Amendment) Act, 1955 relating thereto.

DATED: 18 April, 1991.


Assistant City & County Manager

to whom the appropriate powers have been delegated by Order of the Dublin City and County Manager dated 8th April, 1991.

P/1715/91

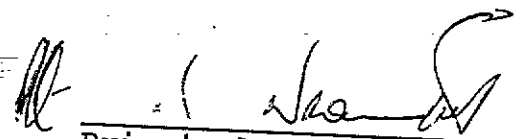
COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

RE:

Outline Permission for Nursing Home at St. Theresa's, Esker, Lucan, for Mr. and Mrs. J. Foley.

(PK/CM)

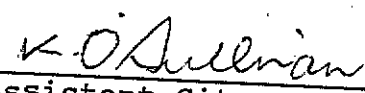

Principal Officer.

Order:

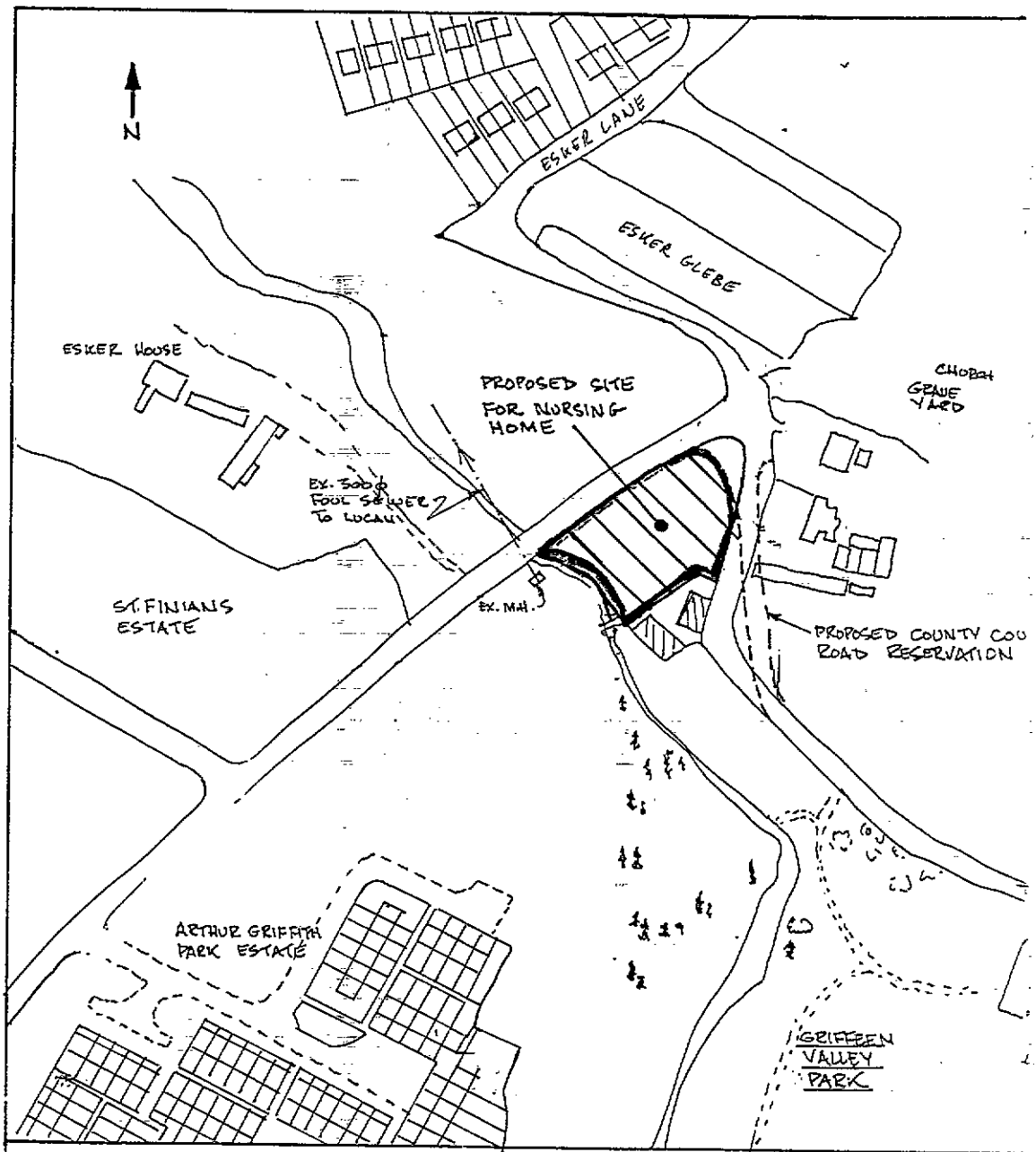
I hereby direct that the provision of Section 26(3) (a) (I), (II), (III), of the Local Government (Planning and Development) Act, 1963 as amended, be complied with in respect of Planning Application 91A/0281 for Nursing Home at St. Theresa's, Esker, Lucan, and that a copy of this Order be furnished to the signatories to the proposed resolution pursuant to Section 4 of the City and County Management (Amendment) Act, 1955 relating thereto.

DATED:

18 April, 1991.


Assistant City & County Manager

to whom the appropriate powers have been delegated by Order of the Dublin City and County Manager dated 8th April, 1991.



SITE LOCATION

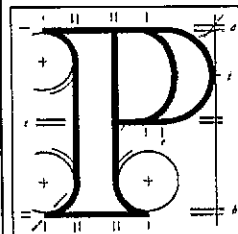
SCALE 1:2500

Our Ref: PL 6/5/87352
P.A. Ref: 91A/281

EOH/5e

Dublin County Council,
Planning Department,
Block 2,
Irish Life Centre.

An Bord Pleanála



Floor 3 Blocks 6 & 7
Irish Life Centre
Lower Abbey Street
Dublin 1
tel (01) 728011

Date: 15 APR 1992

Appeal re: Construction of a nursing home at Saint
Theresa's, Esker, Lucan, County Dublin.

Dear Sir,

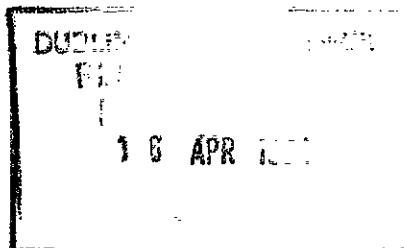
An order has been made by An Bord Pleanála
determining the above-mentioned appeal under the
Local Government (Planning and Development) Acts,
1963 to 1990. A copy of the order and a copy of the
notification to the applicant are enclosed.

Yours faithfully,


Miriam Baxter.

Encls.

BP 352A



Our Ref: PL 6/5/87352
P.A. Ref: 91A/281

JB Consultants,
Engineers and Project Managers,
9 Ballyowen Road,
Lucan,
County Dublin.

Date:

Appeal re: Construction of a nursing home at Saint
Theresa's, Esker, Lucan, County Dublin.

Dear Sir/Madam,

An order has been made by An Bord Pleanála determining the above-mentioned appeal under the Local Government (Planning and Development) Acts, 1963 to 1990. A copy of the order is enclosed.

The order made by the Board grants an outline permission which is subject to the subsequent approval of the planning authority. To obtain approval a detailed application will have to be made to the planning authority and the usual public notice will have to be given. Until approval has been obtained, the proposed development is not authorised.

It should be noted that the duration of the outline permission granted commences on the date of the Board's order and sufficient time should be allowed to enable approval to be obtained.

Yours faithfully,

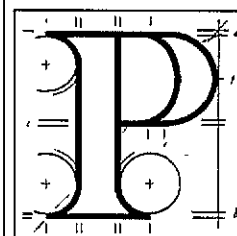


Miriam Baxter.

Encl.

BP 353

An Bord Pleanála



Floor 3 Blocks 6 & 7
Irish Life Centre
Lower Abbey Street
Dublin 1
tel (01) 728011

AN BORD PLEANÁLA

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1990

County Dublin

Planning Register Reference Number: 91A/281

APPEAL by Josephine and James Foley care of JB Consultants of 9 Ballyowen Road, Lucan, County Dublin against the decision made on the 17th day of October, 1991 by the Council of the County of Dublin to refuse outline permission for development comprising the construction of a nursing home at Saint Theresa's, Esker, Lucan, County Dublin in accordance with plans and particulars lodged with the said Council:

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 to 1990, it is hereby decided, for the reason set out in the First Schedule hereto, to grant outline 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 outline permission is hereby granted subject to the said conditions.

FIRST SCHEDULE

Having regard to the location and extent of the site and to established development in the vicinity it is considered that, subject to compliance with the conditions set out in the Second Schedule hereto, the proposed development would be in accordance with the proper planning and development of the area.

SECOND SCHEDULE

1. The developer shall pay a sum of money to Dublin County Council as a contribution towards expenditure incurred by the said Council in the provision of public services which will facilitate the proposed development. The amount of the contribution and the arrangements for payment shall be as agreed between the developer and the Council or, in default of agreement, shall be determined by An Bord Pleanála.

Reason: It is considered reasonable that the developer should contribute towards the expenditure incurred by the Council in the provision of public services which will facilitate the proposed development.

SECOND SCHEDULE (CONTD.)

2. The developer shall pay a sum of money to Dublin County Council as a contribution towards expenditure proposed to be incurred by the said Council in the provision of a satisfactory road network which will facilitate the proposed development. The amount of the contribution and the arrangements for payment shall be as agreed between the developer and the Council or, in default of agreement, shall be determined by An Bord Pleanála.

Reason: It is considered reasonable that the developer should contribute towards the expenditure proposed to be incurred by the Council in the provision of a satisfactory road network which will facilitate the proposed development.

3. This outline permission relates to the principle of the erection of a nursing home on this site and not to the level or extent of accommodation to be provided.

Reason: To ensure a proper standard of development.

4. Land required by the planning authority for road improvements within the boundaries of the site shall be reserved free from development and shall be marked out on site in consultation with the planning authority before the development is commenced.

Reason: In the interest of orderly development.

5. The developer shall construct a 1.5 metre footpath and a 1.85 metre grass verge along the western frontage of the site. The access to the proposed development shall be from the road on the western side of the site.

Reason: To ensure a proper standard of development in the interest of public safety.

6. The plans to be submitted at approval stage shall provide for the retention of a portion of the site as part of the curtilage of the existing house at the south-east corner of the site.

Reason: In the interest of residential amenity.

7. Water supply and drainage arrangements, including disposal of surface water, shall comply with the standards of Dublin County Council for such works and services.

Reason: In the interest of public health, and to ensure a proper standard of development.

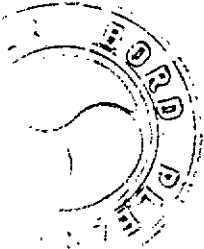
SECOND SCHEDULE (CONTD.)

8. All public services for the development including electrical, communal television and telephone cables, shall be located underground throughout the site.

Reason: In the interest of visual amenity.

9. The plans to be submitted at approval stage shall include a scheme for the landscaping of the site.

Reason: To ensure a high standard of development in the interest of visual amenity.



Ann Cos. Quinn

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

Dated this 15th day of April, 1992.

COMHAIRLE CHONTAE ATHA CLIATH

Tel.: 724755
Ext. 268/269

Planning Department,
Irish Life Centre,
Lr. Abbey Street,
Dublin 1.

Your Ref.: PL6/5/ 87352

Our Ref.: 91A/287

An Bord Pleanala,
Blocks 6 and 7,
Irish Life Centre,
Lr. Abbey Street,
Dublin 1.

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

Proposal: Erection of nursing home

Applicant: Mr. & Mrs. J. Tokey

Dear Sir,

With reference to your letter dated 20/11/91 I enclose herewith:-

- (1) & (2) A copy of the application which indicated the applicant's interest in the land or structure.
- (3) A copy of the public notice given, i.e. Irish Times 1/13/91.
- (4) The plan(s) received from the applicant on 4/3/91.
- (6) & (7) A certified copy of Manager's Order P/4743/91, DATED, 17/10/91 together with technical reports in connection with the application.
- (8) Histories to follow.

Yours faithfully,

R. Farrell.

for Principal Officer.
Encls.

Your Ref: PL 6/5/87352
Your Ref: 91A/281

The Secretary,
Dublin County Council,
Planning Department,
Block 2,
Irish Life Centre.

Date: 20th November 1991.

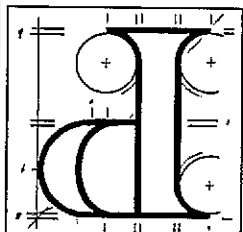
Planning authority decision re: Erection of Nursing Home at St. Theresa's, Esker, Lucan, County Dublin.

Dear Sir/Madam,

Enclosed is a copy of an appeal under the Local Government (Planning and Development) Acts, 1963 to 1990, in relation to the above-mentioned decision. So that consideration of the appeal may proceed, you are requested to forward to the Board within two weeks:

- (1) The application made to the planning authority.
- (2) Particulars of the applicant's interest in the land or structure, as supplied to the planning authority.
- (3) A copy of the public notice, whether published in a newspaper or on the site.
- (4) Any drawings, maps, particulars, information, evidence or written study received or obtained from the applicant, including the ordinance survey number.
- (5) Copies of requests (if any) to the applicant for further information relating to the application under appeal and copies of reply and documents (if any) submitted in response to such requests.
- (6) A certified copy of the relevant Manager's Order.
- (7) Copies of any technical or other reports relevant to the decision on the application.
- (8) Particulars and relevant documents relating to previous decisions affecting the same site or relating to applications for similar development close by.

Handwritten signature
22 NOV 91



An Bord Pleanála

Floor 3 Blocks 6 & 7
Irish Life Centre
Lower Abbey Street
Dublin 1
Tel (01) 728011

DEVELOP
25 NOV 91
COMMUNICATIONS

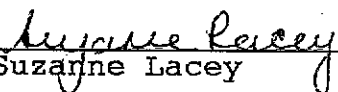
Please note that the other party to the appeal are being notified that copies of the planning authority documents relevant to the decision which gave rise to the above-mentioned appeal will be available for inspection at your offices after the expiration of a period of fourteen days from the date of this letter. It would be appreciated if parties could be facilitated in this regard.

Copies of the representations or observations made to the planning authority in relation to the application should not be sent to the Board. It is assumed that the planning authority has notified observers of the decision made and of the right of appeal.

The planning authority may make to the Board, in writing, such observations on the appeal as it thinks fit. Where practicable, any such observations should be submitted with the documents listed above but the furnishing of the documents should not be held up until observations are available. In any event, to ensure that they will be taken into account in the determination of the appeal, any such observations should be furnished within one month of the date of this letter.

Please quote the above appeal reference number in any further correspondence.

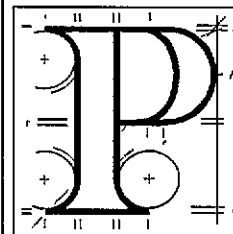
Yours faithfully,


Suzanne Lacey

Encl.

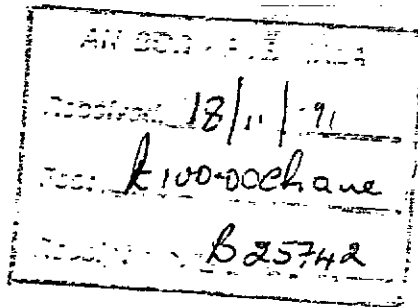
BP 005

An Bord Pleanála



Floor 3 Blocks 6 & 7
Irish Life Centre
Lower Abbey Street
Dublin 1
tel: (01) 728011

An Bord Pleanála,
Blocks 6 & 7,
Irish Life Centre,
Lower Abbey Street,
DUBLIN 1.



9 Ballyowen Road
Lucan
Co. Dublin
Tel./Fax. 6241736

November 15, 1991

RE: St. Theresa, Esker, Lucan, Co. Dublin. Ref 91A/0281

Dear Sirs,

On behalf of my clients Mr. & Mrs G. Foley St. Therasas, Esker, Lucan, Co. Dublin we wish to appeal the refusal of outline planning permission for a nursing home at the above dated 17th October, 1991 and received by my Clients 21st October, 1991. We enclose our Clients cheque for £100 which is the required fee.

The area in question is aprox. 6 acre s and has at the south western boundary the Griffeen River with the old Lucan/Clondalkin Road and Haydens Lane forming the other 2 sides.

My Client have carried on a builders providers business in this location for some time and are currently in the process of running down their business which was a condition of the temporary permission granted in 1985 and also due to the decline in demand for my Clients products.

Having examined all the options open to my Clients to earn a living from their property they decided to apply for outline permission for a nurses home.

The area in question is zon ed 'F' in the current Development Plan. Following a section 4 motion the statutory public notice was published in the Irish Press on Friday 26th April, 1991. The County Council received no objections. Unfortunately the required number of Councillars were not present when the motion was taken in the Council Chambers and the motion was noted with the subsequent decision by the Council to refuse permission.

The existing house on the site is connected to the nearest L.A. foul sewer by a crossing of the river Griffeen (Bye Law Approval BBL/2576/1986 dated 13/5/1986) and as the Lucan Low Level Pumping Station is soon to come on stream we believe no problem arises in the disposal of foul sewage.

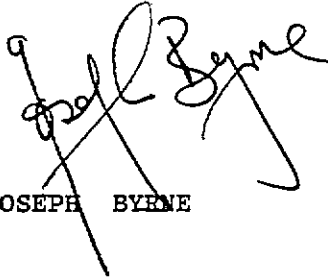
RECEIVED
18 NOV 1991

The Councils road reservation on the east of the site has been taken into consideration for the proposed development. It is the intention of my Clients to landscape the area to a very high standard.

We believe that this development would be an improvement on the present use of the site and would considerably enhance the area and also provide a much needed facility for the Lucan area together with employment both in construction and in the day to day operation of the nursing home.

We would therefore ask for a decision in our Clients favour and look forward to hearing from you.

Yours faithfully



JOSEPH BYRNE



Bloc 2, Ionad Bheatha na hEireann,
Block 2, Irish Life Centre,
Sraid na Mainistreach Iacht,
Lower Abbey Street,
Baile Atha Cliath 1.
Dublin 1.
Telephone. (01)724755
Fax. (01)724896

NOTIFICATION OF DECISION TO REFUSE OUTLINE PERMISSION
LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS 1963-1990.

Decision Order Number : P/ 4743 /91 Date of Decision : 17th October 1991

Register Reference : 91A/0281 Date Received : 4th March 1991

Applicant : Mr. and Mrs J. Foley

Development : Nursing home

Location : St. Theresa's, Esker, Lucan

Floor Area : Sq. Metres

Time Extension(s) up to and including :

Additional Information Requested/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 dated as above make a decision to REFUSE OUTLINE PERMISSION in respect of the above proposal.

For the Reasons set out on the attached Numbered Pages.

NUMBER OF REASONS:- 2.....ATTACHED.

Signed on behalf of the Dublin County Council.....
for Principal Officer

Date: 1.8.91.....

Mr. and Mrs. J. Foley
St. Theresa's
Esker,
Lucan,
Co. Dublin

Reg.Ref. 91A/0281
Decision Order No. P/ 4743 /91
Page No: 0002



Bloc 2, Ionad Bheatha na hEireann,
Block 2, Irish Life Centre,
Sraid na Mainistreach Iacht,
Lower Abbey Street,
Baile Atha Cliath 1.
Dublin 1.
Telephone. (01)724755
Fax. (01)724896

REASONS FOR REFUSAL

- 01 AMEMDEDposed development is located in an area zoned "F" "to preserve and provide for open space and recreational amenities". The proposed development would materially contravene a development objective indicated in the County Dublin Development Plan 1983 for the use primarily of this site for open space purposes.
- 02 The proposed development would leave the existing cottage with inadequate facilities. In this regard inadequate information has been submitted regarding applicant's intentions relative to existing cottage and outbuilding.

JB CONSULTANTS

ENGINEERS AND PROJECT MANAGERS
 9 BALLYOWEN ROAD, LUCAN Co. DUBLIN
 TEL / FAX 6241736

TELEFAX MESSAGE

Nr. of pages (including this) |

TO: The Principal Officer Date 19th August 1991
Dublin City Council Planning Dept
Attn: Mrs Mary Galvin
 RE: St Theresa's, Ennis Avenue Co Dublin Ref 91A/0281

Due to the Material Contravention Notice only been noted at the July Meeting of the County Council, we understand that the O.P.P. for the above will be refused.

As my clients are anxious to pursue the matter further by appealing to An Bord Pleanála we would be obliged if you could issue the refusal right away rather than wait until 31st October 1991.

Your co-operation in this matter would be greatly appreciated.

Regards.

Signed

Jeff Byrne

If you do not receive all the pages,
 or they are not legible please
 telephone

Mr. & Mrs. F. Foley,
St. Therasas,
Esker, Lucan,
Co. Dublin.

Reg. Ref. 91A-0281

24 June 1991


Re: Proposed outline permission for nursing home at St. Theresa's,
Esker, Lucan for Mr. & Mrs. J. Foley.

Dear Sir/Madam,

With reference to your outline planning application received here on
4th March, 1991, (letter for extension period received 24th June,
1991), in connection with the above, I wish to inform you that:-

In accordance with Section 26(4A) of the Local Government (Planning
and Development) Act, 1963, as amended by Section 39(F) of the Local
Government (Planning and Development) Act, 1976, the period for
considering this application within the meaning of subsection (4A) of
Section 26 has been extended up to and including 31st October, 1991.

Yours faithfully,


for Principal Officer.

J. B. Consultants,
9 Ballyowen Road,
Lucan,
Co. Dublin.

Reg. Ref. 91A-0281

24 June 1991

Re: Proposed outline permission for nursing home at St. Theresa's,
Esker, Lucan for Mr. & Mrs. J. Foley.

Dear Sir/Madam,

With reference to your outline planning application received here on 4th March, 1991, (letter for extension period received 24th June, 1991), in connection with the above, I wish to inform you that:-

In accordance with Section 26(4A) of the Local Government (Planning and Development) Act, 1963, as amended by Section 39(F) of the Local Government (Planning and Development) Act, 1976, the period for considering this application within the meaning of subsection (4A) of Section 26 has been extended up to and including 31st October, 1991.

Yours faithfully,


for Principal Officer.



Consultants

Engineers and Project Managers

9 Ballyowen Road
Lucan
Co. Dublin
Tel./Fax. 6241736

Our Ref: JB/hb.

21st June, 1991.

The Principle Officer,
Planning Department,
Dublin County Council,
Irish Life Centre,
Lower Abbey Street,
Dublin 1.

Re: Outline Permission for Nursing Home at St. Theresa's, Esker,
Lucan, for Mr. and Mrs. J. Foley. Ref: 91A/0281.

Attn: Dermot Drumgoole/Rose Kenny.

Dear Sirs,

On behalf of my clients we would request a time extension in accordance with Section 26(4a) of the Local Government (Planning and Development) Act, 1963 as amended by Section 39(f) of the Local Government(Planning and Development) Act, 1976, to the 31st October, 1991.

Yours faithfully,

Joseph Byrne

2930



Consultants

Engineers and Project Managers

9 Ballyowen Road
Lucan
Co. Dublin
Tel./Fax. 6241736

Our Ref: JB/hb.

21st June, 1991.

The Principle Officer,
Planning Department,
Dublin County Council,
Irish Life Centre,
Lower Abbey Street,
Dublin 1.


Re: Outline Permission for Nursing Home at St. Theresa's, Esker,
Lucan, for Mr. and Mrs. J. Foley. Ref: 91A/0281.

Attn: Dermot Drumgoole/Rose Kenny.

Dear Sirs,

On behalf of my clients we would request a time extension in accordance with Section 26(4a) of the Local Government (Planning and Development) Act, 1963 as amended by Section 39(f) of the Local Government(Planning and Development) Act, 1976, to the 31st October, 1991.

Yours faithfully,



Joseph Byrne

Mr. & Mrs. J. Foley,
St. Theresa's,
Esker,
Lucan,
Co. Dublin.

91A/0281

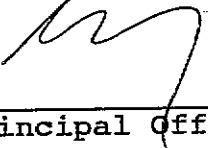
26 April 1991

RE: Outline Permission for Nursing Home at St. Theresa's,
Esker, Lucan, for Mr. and Mrs. J. Foley.

Dear Sir/Madam,

Please find enclosed statutory notice which appeared in the Irish Press on Friday, 26th April, 1991, in connection with the above.

Yours faithfully,



for Principal Officer.

Encl.

B. Consultants,
9 Ballyowen Road,
Lucan,
Co. Dublin.

91A/0281


26 April 1991

RE: Outline Permission for Nursing Home at St. Theresa's,
Esker, Lucan, for Mr. and Mrs. J. Foley.

Dear Sir,

Please find enclosed statutory notice which appeared in the Irish Press on Friday, 26th April, 1991, in connection with the above.

Yours faithfully,



for Principal Officer.

Encl.

778888

18

Government Notices

**EUROPEAN COMMUNITIES
(TRADE WITH IRAQ AND
KUWAIT) (No. 2)
REGULATIONS, 1991
(S.I. No. 100 of 1991)**

The Minister in exercise of the powers conferred on him by section 3 of the European Communities Act, 1972 (No. 27 of 1972) has made the following order entitled: "European Communities (Trade with Iraq and Kuwait) (No. 2) Regulations, 1991." The effect of this Order is to extend the scope of medical products intended for humanitarian purposes which may be exported to Iraq, under licence.

Copies of the Order are now on sale and may be purchased from the Government Publications Sales Office, Molesworth Street, Dublin 2, (price 40p., postage 30p. extra).

JOHN DORGAN,
Secretary,

Department of Industry and Commerce,
24th April, 1991.

Legal Notices

**APPLICATION FOR A LICENCE
TO THE MINISTER FOR
INDUSTRY AND COMMERCE**

NOTICE is hereby given that in pursuance of Section 24 of the Companies Act, 1963, application has been made for a licence of the Ministry for Industry and Commerce directing that a company to be formed under the name of The Institute for the Conservation of Historic and Artistic Works in Ireland to be registered with limited liability without the addition of the word "limited" to its name.

The objects of the proposed company are principally:

**TO PROMOTE THE
CONSERVATION OF HISTORIC
AND ARTISTIC WORKS
IN IRELAND**

The other objects of the company are set out in extenso in the Memorandum of Association, a copy of which may be inspected at the address hereunder.

Any notice of objection to the application should be lodged with the Secretary, Department of Industry and Commerce, Dublin, on or before the 10th day of May 1991.

Dated this 26th day of April, 1991.
EUGENE F. COLLINS
61 Fitzwilliam Square,
Dublin 2.

NOTICE OF MARRIAGE

To: **R. V. H. DOWNEY LL.B.**,
Registrar of Marriages for the District of Dublin.

I. NICHOLAS ALEXANDER of 43 Nth. St. Georges St., D.I. Shopkeeper, aged over twenty-one years of age, give Notice that I intend to marry by Licence **MARY CONWAY**, of 3 Rochestown Ave., Dun Laoghaire, student, aged over twenty-one years of age, at your Office, 31 Molesworth Street, Dublin 2.

Dated this 24th day of April, 1991.

**Public Notices
Notices**

**comhairle chontae
acha diach**

**DUBLIN COUNTY COUNCIL
Temporary Closing Of
Roads Regulations 1956
TEMPORARY CLOSURE**

**Public Notices
Notices**

**DONEGAL COUNTY COUNCIL
Temporary Closing of Roads
Regulations, 1956**

TAKE Notice that Pursuant to Article 3 of the above Regulations, the Council has made an order closing part of the Main Street of Buncrana from the junction with Cockhill Road/Castle Avenue to the junction with St. Uran's Road/Millbrae from 8th May, 1991 to 30th April, 1992, to facilitate road improvements. The alternative routes for traffic in operation are as follows.

Traffic approaching Upper Main Street, Market Square, Lower Main Street and Maginn Avenue from a southerly direction is diverted on to St. Mary's Road. Traffic approaching Upper Main Street, Market Square, Lower Main Street and Maginn Avenue from a northerly direction continues to be able to proceed along Upper Main Street and on to the remaining destinations.

Mr. S. O'DONNELL,
A/County Secretary.

County House,
Lifford,
Co. Donegal.

**comhairle chontae
acha diach**

DUBLIN COUNTY COUNCIL

**LOCAL GOVERNMENT
(PLANNING AND
DEVELOPMENT) ACTS,
1963-1990**

**MATERIAL CONTRAVENTION
OF THE DEVELOPMENT PLAN
FOR COUNTY DUBLIN**

Reference No. In Register:
91A/0261

NOTICE is hereby given pursuant to Section 26 (3) of the Local Government (Planning and Development) Act, 1963, as amended by Section 39 (d) of the Local Government (Planning and Development) Act, 1976 that Dublin County Council intend to consider deciding to grant outline permission for:

Nursing Home at St. Theresa's, Esker, Lucan, for Mr. and Mrs. J. Foley.

Such development would contravene materially the Development Plan referred to above. Particulars of the development proposed may be inspected at the Council's Planning Office, Irish Life Centre, Lower Abbey Street, Dublin 1, during office hours. Any objections or representations received not later than twenty-one days after the 26th April, 1991, will be duly considered by the Planning Authority.

A. SMITH,
Principal Officer.
Date: 26th April, 1991.

**BUNDORAN URBAN DIS-
TRICT COUNCIL
CLOSING OF PROMENADE
AND PART OF CENTRAL
LANE**

The Council intends to close the above road to public traffic for the period 24/5/91 - 2/9/91. Alternative routes: via Main Street, Single Street, Sea Road and Atlantic Way. Any objections thereto should be lodged with the Town Clerk, Bundoran, not later than 12 noon on 10th May, 1991.

**comhairle chontae
acha diach**

**DUBLIN COUNTY COUNCIL
Temporary Closing Of
Roads Regulations 1956
TEMPORARY CLOSURE
OF CRUAGH ROAD**

Dublin County Council has now made an order for the temporary closure of Cruagh Road from Featherbed Junction, Blakes Road to the Three Roads at Pine Forest Cross on the Main Ballyboden Road between the hours of 10.00 a.m. and 7.00 p.m. on Sunday 5th May 1991 for the purpose of holding an annual Car Hillclimb.

An alternative route is available via Military Road, Mount Venus Road and Ballyboden Road.

**GARRISTOWN AND DELVIN
JOINT DRAINAGE COMMITTEE
PUBLIC NOTICES
NOTICE PUBLISHING TIME
AND PLACE OF AUDIT**

Notice is hereby given that the audit of accounts of the above named public body for the financial years ended 31st December, 1989 and 31st December 1990 will be opened at the offices of Dublin County Council, Conference Room, 2nd Floor, 48/49 Upper O'Connell Street, Dublin 1, by Mr. A.P. Doherty Local Government Auditor on 6th day of May, 1991 at the hour of 11.00 a.m., when and where objections to any matter contained in the said several accounts will be heard. The accounts will be opened during office hours for the inspection of all persons interested for seven days before the audit.

Dated this 26th day of April, 1991
Dara Monaghan
Secretary to the Committee.

**COMHAIRLE CHONTAE MHAIGH EO
(MAYO COUNTY COUNCIL)**

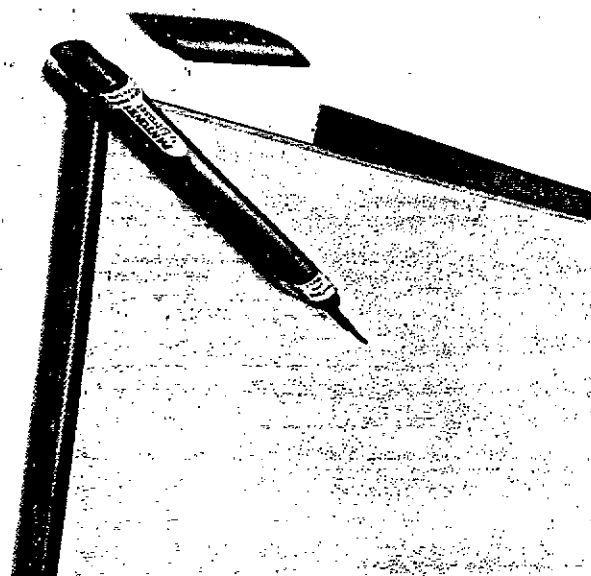
CLOSING OF ROADS FOR STAGES OF MOTOR RALLY

Notice is hereby given that it is our intention to close the roads hereunder for the period indicated in order to facilitate the holding of a stages Car Rally.

| TIME & DATE | ROADS TO BE CLOSED | ALTERNATIVE ROUTES |
|---|--|--------------------------------|
| STAGE 1: 19/5/1991 11.45 a.m. to 6.30 p.m. | From Killavally to Bohoun to Tanglee to Mace Road Nos. 906, 905, 1110, 1112 and 1011N. | No suitable alternative routes |
| STAGE 2: 19/5/1991 11.45 a.m. | From Cooloughra to Garraw to Knappabeb to Lankill to Lisacraw to Bohou | Bollinvooy, Deepark, Ach... |

THE POWER OF PRESS ADVERTISING

You're looking at an ad that says "Yet."



£50,000 worth of newspaper space could be yours - free of charge. Yours to turn into powerful, persuasive press advertising. All you have to do is win the 'Speculative' Section in the 1991 Power of Press Advertising Awards. Yes, the National Newspapers of Ireland competition to select honour and reward the best press advertising in the business is once again under way. With a fund of over £250,000 in prizes. Ads appearing in any of the newspapers listed below between 1st September 1990 and 31st August 1991 are eligible in five major categories; the 'Speculative' section is for work that has been approved by the client but not yet published. In entry that is just outstanding or special NNI C up to £100,000 space for the Not to me cash awards for winning team and attractive the relevant o

Sunday Independent, Sunday Press, Sunday Tribune, Sunday World, Cork Examiner, The Irish Times, The Star, Cork Evening Echo, Evening Herald, Evening Press

THE POWER OF PRESS ADVERTISING

**Notice is hereby given that
GROUND RENTS SECTION
OF THE LAND REGISTRY**

will move to:
ORMOND HOUSE,
Ormond Quay, Dublin 7.
on Monday, 29th April, 1991
Tel: 01/732233. Fax: 01/728654

CHANGE OF NAME



A. G. P.

PK

Wall Pier
Chimney Capping
Keenest Prices
Prompt Delivery
C. O. D.

BUILDING SUPPLIES
ESKER, LUCAN.
Phone 6283128

Concrete Blocks
Bricks
Sand Cement
Gravel Mortar
Paving Slabs
Rockface Blocks
Timber Chipboard

M. Dublin Co. Council

Planning Dept.

Block 2. Irish Life Centre Dublin 1.

Reg V.A.T. No 9F56420B

March 6th 1991

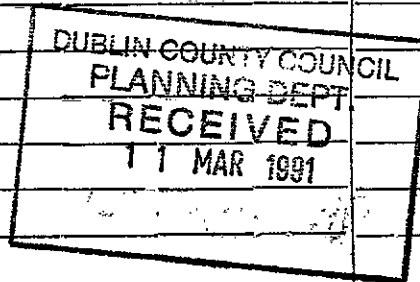
Register Ref. 91A/0281

Outline P.P. for Nursing Home.

Dear Sir,

In reply to your query
re legal interest in the property
concerned I wish to state that it
is freehold.

Yours faithfully
James Foley.



Building Control Department,
Liffey House,
Tara Street,
Dublin 1.
Telephone:773066



Bloc 2, Ionad Bheatha na hEireann,
Block 2, Irish Life Centre,
Sraid na Mainistreach Iacht,
Lower Abbey Street,
Baile Atha Cliath 1.
Dublin 1.
Telephone. (01)724755
Fax. (01)724896

Register Reference : 91A/0281

Date : 5th March 1991

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1990

Dear Sir/Madam,

DEVELOPMENT : Nursing home
LOCATION : St.Theresa's, Esker, Lucan
APPLICANT : Mr. and Mrs J. Foley
APP. TYPE : OUTLINE PERMISSION

With reference to above, I acknowledge receipt of your application received on 4th March 1991.

Yours faithfully,

.....

PRINCIPAL OFFICER

Mr. and Mrs. J.Foley
St.Theresa's
Esker,
Lucan,
Co.Dublin



1716

PLEASE READ INSTRUCTIONS AT BACK BEFORE COMPLETING FORM. ALL QUESTIONS MUST BE ANSWERED.

1. Application for Permission Outline Permission Approval Place in appropriate box.
Approval should be sought only where an outline permission was previously granted. Outline permission may not be sought for the retention of structures or continuances of uses.

2. Postal address of site or building ST. THERESAS,
(If none, give description
sufficient to identify) ESKER, LUCAN, CO DUBLIN

3. Name of applicant (Principal not Agent) MR & MRS James Foley
Address St Theresas Esker Lucan Co Dublin Tel. No. 6241736

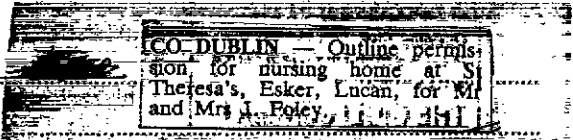
4. Name and address of B Consultants
person or firm responsible 9 Ballyowen Road, Lucan Co Dublin
for preparation of drawings Tel. No. 6241736

5. Name and address to which MR & MRS JAMES FOLEY
notifications should be sent ST. THERESAS' ESKER LUCAN CO DUBLIN

6. Brief description of 20-BED NURSING HOME WITH DAY ROOM
proposed development DINING KITCHEN FACILITIES (SINGLE STOREY)

7. Method of drainage L/A 8. Source of Water Supply L/A

9. In the case of any building or buildings to be retained on site, please state:
(a) Present use of each floor ~~XXXXXXXXXXXXXXXXXXXX~~
or use when last used.
(b) Proposed use of each floor



10 Does the proposal involve demolition, partial demolition or change of use of any habitable house or part thereof? NO

11.(a) Area of Site 2600 m² plus 150 m² set aside for future road elevation Sq. m.

(b) Floor area of proposed development 464 Sq. m.

(c) Floor area of buildings proposed to be retained within site Sq. m.:

12.State applicant's legal interest or estate in site (i.e. freehold, leasehold, etc.) 609 4/3

13.Are you now applying also for an approval under the Building Bye Laws? Yes No Place in appropriate box. N 34057

14.Please state the extent to which the Draft Building Regulations have been taken in account in your proposal: N/A

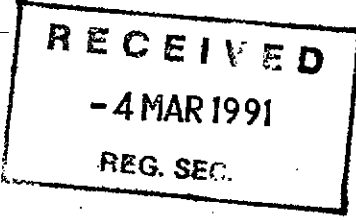
15.List of documents enclosed with application. Press advertisement and 4 copies of dng no A/140

16.Gross floor space of proposed development (See back) 464 Sq. m.

No of dwellings proposed (if any) Class(es) of Development No 4
Fee Payable £ 609 Basis of Calculation MS/8/1.75 per m²
If a reduced fee is tendered details of previous relevant payment should be given

X Signature of Applicant (or his Agent) James Foley Date 1/3/91

Application Type OUTLINE FOR OFFICE USE ONLY
Register Reference 91A/0281
Amount Received £ 14.0
Receipt No
Date



James
1/3/91

LOCAL GOVERNMENT (PLANNING & DEVELOPMENT) REGULATIONS 1977 to 1984.

Outline of requirements for applications for permission or Approval under the Local Government (Planning & Development) Acts 1963 to 1983. The Planning Acts and Regulations made thereunder may be purchased from the Government Publications Sales Office, Sun Alliance House, Molesworth Street, Dublin 2.

1. Name and Address of applicant.
2. Particulars of the interest held in the land or structure, i.e. whether freehold, leasehold, etc.
3. The page of a newspaper, circulating in the area in which the land or structure is situate, containing the required statutory notice. The newspaper advertisement should state after the heading Co. Dublin.
 - (a) The address of the structure or the location of the land.
 - (b) The nature and extent of the development proposed. If retention of development is involved, the notice should be worded accordingly. Any demolition of habitable accommodation should be indicated.
 - (c) The name of the applicant.

NB. Applications must be received within 2 weeks from date of publication of the notice.
4. Four (4) sets of drawings to a stated scale must be submitted. Each set to include a layout or block plan, proposed and existing services to be shown on this drawing, location map, and drawings of relevant plans, elevations, sections, details of type and location of septic tank (if applicable) and such other particulars as are necessary to identify the land and to describe the works or structure to which the application relates (new work to be coloured or otherwise distinguished from any retained structures). Buildings, roads, boundaries and other features bounding the structure or other land to which the application relates shall be shown on site plans or layout plans. The location map should be of scale not less than 1: 2500 and should indicate the north point. The site of the proposed development must be outlined in red. Plans and drawings should indicate the name and address of the person by whom they were prepared. Any adjoining lands in which the applicant has an interest must be outlined in blue.
5. In the case of a proposed change of use of any structure or land, requirements in addition to 1, 2, & 3 are.
 - (a) a statement of the existing use and the proposed use, or, where appropriate, the former use and the use proposed.
 - (b) (i) Four (4) sets of the drawings to a stated scale must be submitted. Each set to consist of a plan or location map (marked or coloured in red so as to identify the structure or land to which the application relates) to a scale of not less than 1:2500 and to indicate the North point. Any adjoining lands in which the application has an interest must be outlined in blue.
 - (ii) A layout and a survey plan of each floor of any structure to which the application relates.
 - (c) Plans and drawings should indicate the name and address of the person by whom they were prepared.
6. Applications should be addressed to: Dublin County Council, Planning Department, Irish Life Centre, Lr. Abbey Street, Dublin 1, Tel. 724755.

SEPTIC TANK DRAINAGE: Where drainage by means of a septic tank is proposed, before a planning application is considered, the applicant may be required to arrange for a trial hole to be inspected and declared suitable for the satisfactory percolation of septic tank effluent. The trial hole to be dug seven feet deep at or about the site of the septic tank. Septic tanks are to be in accordance with I.I.R.S. S.R. 6:75.

INDUSTRIAL DEVELOPMENT:

The proposed use of an industrial premises should, where possible, be stated together with the estimated number of employees, (male and female). Details of trade effluents, if any, should be submitted.

Applicants to comply in full with the requirements of the Local Government (Water Pollution) Act, 1977 in particular the licencing provisions of Sections 4 and 16.

PLANNING APPLICATIONS

BUILDING BYE-LAW APPLICATIONS

| CLASS NO. | DESCRIPTION | FEE |
|-----------|--|---|
| 1. | Provision of dwelling — House/Flat. | £32.00 each |
| 2. | Domestic extensions/other improvements. | £16.00 |
| 3. | Provision of agricultural buildings (See Regs.) | £40.00 minimum |
| 4. | Other buildings (i.e. offices, commercial, etc.) | £1.75 per sq. metre (Min. £40.00) |
| 5. | Use of land (Mining, deposit or waste) | £25.00 per 0.1 ha (Min £250.00) |
| 6. | Use of land (Camping, parking, storage) | £25.00 per 0.1 ha (Min. £40.00) |
| 7. | Provision of plant/machinery/tank or other structure for storage purposes. | £25.00 per 0.1 ha (Min. £100.00) |
| 8. | Petrol Filling Station. | £100.00 |
| 9. | Advertising Structures. | £10.00 per m ² (min £40.00) |
| 10. | Electricity transmission lines. | £25.00 per 1,000m (Min. £40.00) |
| 11. | Any other development. | £5.00 per 0.1 ha (Min. £40.00) |

| CLASS NO. | DESCRIPTION | FEE |
|-----------|---|---|
| A | Dwelling (House/Flat) | £55.00 each |
| B | Domestic Extension | £30.00 each |
| C | (improvement/alteration) Building — Office/ Commercial Purposes | £3.50 per m ² (min. £70.00) |
| D | Agricultural Buildings/Structures | £1.00 per m ² in excess of 300 sq. metres (min. - £70.00) (Max. - £300.00) |
| E | Petrol Filling Station | £200.00 |
| F | Development or Proposals not coming within any of the foregoing classes. | £9.00 per 0.1 ha (£70.00 min.) |
| | | Min. Fee £30.00 Max. Fee £20,000 |

Cheques etc. should be made payable to: Dublin County Council.

Gross Floor space is to be taken as the total floor space on each floor measured from the inside of the external walls.

For full details of Fees and Exemptions see Local Government (Planning and Development) (Fees) Regulations 1984.

COMHAIRLE CHONTAE ÁTHA CLIAITH

RECEIPT CODE

PAID BY

DUBLIN COUNTY COUNCIL

CASH

CHEQUE

M.O.

B.L.

I.T.

46/49 UPPER O'CONNELL STREET
DUBLIN 1.

This receipt is not an acknowledgement that the sum tendered is the prescribed application fee.

N 34057

£ 607.00

Received this

11th

day of

March

1991

from

Arthur Griffith Park Building Supplies

the sum of

607 hundred and nine

Pounds

Pence, being

no pence application at St. Theresa's Estate

Maureen Deane

Cashier

S. CAREY

Principal Officer



Bloc 2, Ionad Bheatha na hEireann,
Block 2, Irish Life Centre,
Sraid na Mainistreach Iacht,
Lower Abbey Street,
Baile Atha Cliath 1.
Dublin 1.
Telephone. (01)724755
Fax. (01)724896

Register Reference : 91A/0281

Date : 5th March 1991

Dear Sir/Madam,

Development : Nursing home

LOCATION : St. Theresa's, Esker, Lucan

Applicant : Mr. and Mrs J. Foley

App. Type : OUTLINE PERMISSION

Date recd. : 4th March 1991

I refer to your planning application in connection with the above.
You have omitted to state your/your client's legal interest in this
property, (i.e. whether freehold, leasehold etc.).
This information is required to comply with Article 17 of the Local
Government (Planning and Development) Regulations 1977.

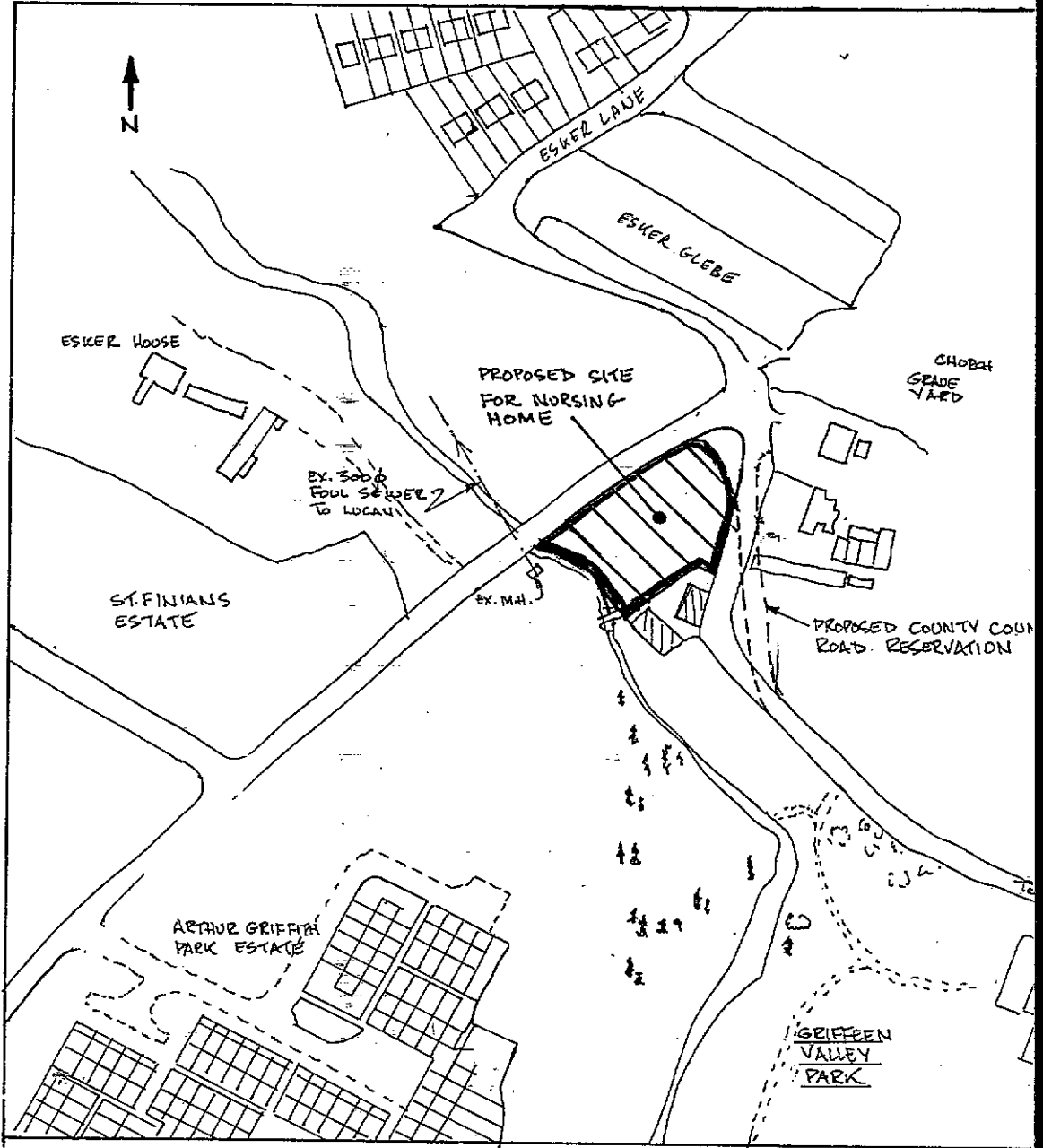
Please submit this information at your earliest convenience.

Yours faithfully,

.....

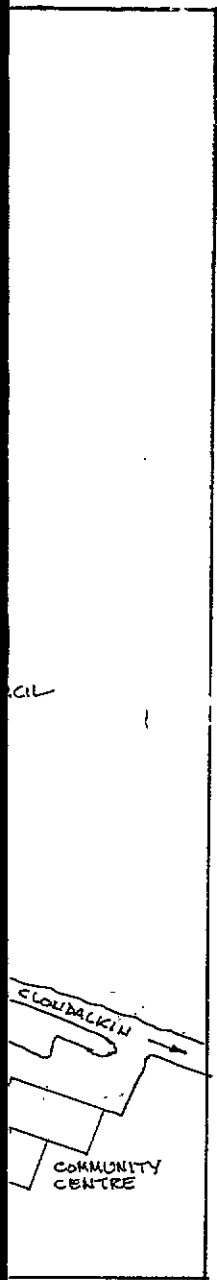
PRINCIPAL OFFICER

Mr. and Mrs. J. Foley
St. Theresa's
Esker,
Lucan,
Co. Dublin



SITE LOCATION
SCALE 1:2500

DUBLIN COUNTY COUNCIL
 Planning and Development Section
 04 MAR 1991
 41A/0281



B CONSULTANTS,
 9 BALLYOWEN ROAD,
 LUCAN, CO. DUBLIN.
 TEL 6241736

TITLE
 PROPOSED NURSING HOME AT ST.
 THERESA'S, ESKER, LUCAN, CO. DUBLIN.

CLIENT
 MR & MRS JAMES FOLEY,
 ST THERESAS,
 ESKER, LUCAN, CO. DUBLIN.

| | | |
|--------------|----------|------|
| Scale 1:2500 | Drg. Nr. | Rev. |
| Date FEB '91 | A/140 | |