

3. Compensation Claims/Purchase Notices

(i) Lehaunstown Lane - Compensation Claim (Dean Properties)

Noted that a compensation claim had been received in respect of lands at Lehaunstown Lane on which An Bord Pleanala refused planning permission for 112 single house sites on separate septic tanks.

Agreed the Council would refute the claim on the basis that the claim was not made within the required statutory period.

4. Litigation against the Council

Noted that there was no business under this heading.

5. Footpath at Oakcourt, Palmerstown

Noted that the estimated cost of the provision of the footpath is £27,000 and that the Minister for Education has agreed to pay only £10,000. - Agreed to fund the balance from the development levy and that in future Section 84 applications the applicants be conditioned to provide footpaths.

6. Planning applications

(i) 91A/1474 - P.V. Doyle Construction Ltd. - Site off Rathfarnham By-Pass (behind Rathfarnham Village) - Palisade fence enclosing site off Rathfarnham By-Pass (behind Rathfarnham Village).

(ii) 91A/1475 - P.V. Doyle Construction Ltd. - Site off Rathfarnham By-Pass (behind Rathfarnham Village) - Protective barrier of large boulders along boundary of site off Rathfarnham By-Pass (behind Rathfarnham Village).

Noted that Roads Department would require a set-back to allow for sight-distances on the northern end of the site and that the boulders may not be appropriate.

(iii) 91A/1367 - Construction work on Dunlaoire Water Supply Improvement Scheme

Noted that the elected representatives were concerned that this work be carried out prior to or during the improvement of any roads affected.

Noted also that a report submitted to the Dunlaoire Rathdown District Committee on the 18th instant regarding the temporary letting of lands at Brewery Road to Dunlaoire

PLANNING APPLICATION FEES

Reg. Ref. 91A/1475 Cert. No. 26578
 PROPOSAL Protective Beluse to endose site
 LOCATION Bye Pass Rathfean Lane Village
 APPLICANT P. U. Doyle Construction Ltd

CLASS	DWELLINGS/AREA LENGTH/STRUCT.	RATE	AMT. OF FEE REC.	AMOUNT LODGED	BALANCE DUE	BALANCE PAID
1	Dwellings	@£32				
2	Domestic	@£16				
3	Agriculture	@50p per m2 in excess of 300m2. Min. £40				
4	Metres	@£1.75 per m2 or £40				
5	x .1 hect.	@£25 per .1 hect. or £250				
6	x .1 hect.	@£25 per .1 hect. or £40				
7	x .1 hect.	@£25 per .1 hect. or £100				
8		@£100				
9	x metres	@£10 per m2 or £40				
10	x 1,000m	@£25 per £1000m or £40				
11	x .1 hect.	@£5 per .1 hect. or £40		<u>40</u>	<u>40</u>	<u>—</u>

Column 1 Certified: Signed: Grade: Date:

Column 1 Endorsed: Signed: Grade: Date:

Columns 2, 3, 4, 5, 6 & 7 Certified: Signed: [Signature] Grade: SO Date: 12/9/91

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

LOCATION GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1983 TO 1982

ASSESSMENT OF FINANCIAL CONTRIBUTION

REG. REF.: _____

CONT. REG.: _____

SERVICES INVOLVED: WATER/POUL SEWER SURFACE WATER _____

AREA OF SITE: _____

FLOOR AREA OF PRESENT PROPOSAL: _____

MEASURED BY: _____

CHECKED BY: _____

METHOD OF ASSESSMENT: _____

TOTAL ASSESSMENT _____

MANAGER'S ORDER NO: P/ /
DATED _____

ENTERED IN CONTRIBUTIONS REGISTER: _____

DEVELOPMENT CONTROL ASSISTANT (SCALE)

DUBLIN COUNTY COUNCIL

REG. REF: 91A/1475.
DEVELOPMENT: Protective barrier of large rock boulders.
LOCATION: Off Rathfarnham By-Pass.
APPLICANT: P.V. Doyle Construction.
DATE LODGED: 9.9.91.

This application is for full permission for protective barrier at Rathfarnham.

Upon site investigation some boulders seem already to be in place behind the fence line and a trench is dug for the remaining.

The boulders in this position do not affect site lines.

No Roads objection.



MA/BMcC
7.10.91.

SIGNED: Michael Adkins

DATE: 9-10-91

ENDORSED: E. Madigan

DATE: 14th Oct '91

P/4944/91

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

Register Reference : 91A/1475

Date Received : 9th September 1991

Correspondence : Ambrose Kelly Group,
Name and : Architects,
Address Fleming Court,
Flemings Place,
Dublin 4.

Development : Protective barrier of large rock boulders measuring 1 m. in any cross sectional direction and at 2 m. centres along boundary to site

Location : Off Rathfarnham Bye Pass behind Rathfarnham Village

Applicant : P.V. Doyle Construction

App. Type : Permission

Zoning :

Floor Area : Sq.metres

^{6 M}
(~~100~~/BB)

Report of Dublin Planning Officer dated 21st October, 1991.

This is an application for PERMISSION. The proposed development consists of protective barrier of large rock boulders measuring 1 metre in any cross sectional direction and at 2 metre centres along boundary to site off Rathfarnham Bye Pass behind Rathfarnham Village. The applicant is P.V. Doyle Construction.

Dublin County Council made a decision to grant permission for the erection of a 2.1 metre high palisade boundary fence enclosing this site by Decision Order P/4545/91 dated 30th September, 1991 (Reg. Ref. 91A/1474).

This site has been the subject of recent high court proceedings by the County Council for the removal of Scrap Cars and Caravans together with a dismantled crane, concrete blocks and granite stones (Enf. File No. ENF. 5855 refers).

The unauthorised scrap cars, caravans and cranes have now been removed.

I noted that while on site (16.10.91) that a trench approximately 3 ft. deep had been dug just inside the road side boundary of the site for most of its length. A number of boulders were also stacked along part of the site boundary.

The Roads Department has no objection to the proposed development (report dated 14th October, 1991).

The purpose of this application and the one lodged under Reg. Ref. 91A-1474 is to enable the applicant to adequately secure the site and prevent trespass

<u>CONTRIBUTION</u>	
Standard:	<i>Nil</i>
Roads:	<i>NO add</i>
S. Servs:	<i>Services</i>
Open Space:	
Other:	
<u>SECURITY:</u>	
Bond / C.I.F.:	
Cash:	<i>[Signature]</i>

COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

Reg.Ref: 91A/1475

Page No: 0002

Location: Off Rathfarnham Bye Pass behind Rathfarnham Village

occurring.

The erection of a 2.1 metre high palisade fence as approved under Reg. Ref. 91A-1474 should ensure that the site is adequately secured. However, until that can be achieved there is no objection to the proposed boulders.

As an interim measure ^{they would be acceptable.} as a longer term solution they would however be visually objectionable.

I recommend that a decision to GRANT PERMISSION be made under the Local Government (Planning and Development) Acts, 1963-1990 subject to the following (2) conditions:-

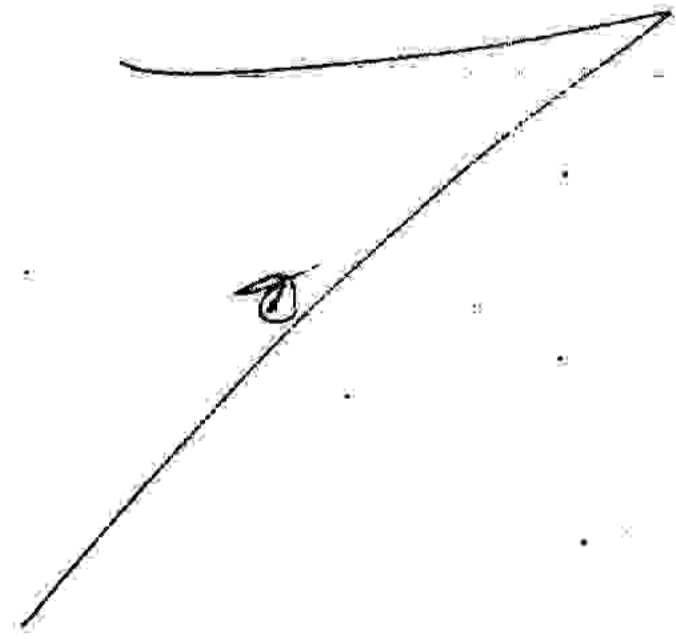
CONDITIONS / REASONS

01 The development to be carried out in its entirety in accordance with the plans, particulars and specifications lodged with the application save as may be required by the other conditions attached hereto.

REASON: To ensure that the development shall be in accordance with the permission and that effective control be maintained.

02 That the boulders the subject of this decision to grant permission be removed within 6 months of a grant of permission unless permission for their retention has been granted by the Planning Authority or An Bord Pleanála on appeal.

REASON: In order to allow sufficient time for the erection of the proposed palisade fence which was the subject of a decision to grant permission under Reg. Ref. 91A/1474.



COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

Reg.Ref: 91A/1475

Page No: 0003

Location: Off Rathfarnham Bye Pass behind Rathfarnham Village

Endorsed:
for Principal Officer

.....
for Dublin Planning Officer

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

Dated : 7th NOVEMBER 1991

.....
ASSISTANT COUNTY MANAGER/~~APPROVED OFFICER~~

to whom the appropriate powers have been delegated by order of the Dublin City and County Manager dated 6th November 1991.

Marjorie O'Shea.

DUBLIN COUNTY COUNCIL

REG. REF: 91A/1475.
 DEVELOPMENT: Protective barrier of large rock boulders.
 LOCATION: Off Rathfarnham By-Pass.
 APPLICANT: P.V. Doyle Construction.
 DATE LODGED: 9.9.91.

This application is for full permission for protective barrier at Rathfarnham.

Upon site investigation some boulders seem already to be in place behind the fence line and a trench is dug for the remaining.

The boulders in this position do not affect site lines.

No Roads objection.

MA/BMCC
7.10.91.

PLANNING DEPT.
 DEVELOPMENT CONTROL SECT
 Date 15.10.91
 Time 12.30

SIGNED: Michael A. O'Shea
 DATE: 9.10.91

ENDORSED: E. W. O'Shea
 DATE: 14th Oct '91

DUBLIN COUNTY COUNCIL

Tel. 724755 (ext. 262/264)

PLANNING DEPARTMENT,
BLOCK 2,
IRISH LIFE CENTRE,
18 ABBEY STREET,
DUBLIN 1.

Notification of Decision to Grant Permission/

Local Government (Planning and Development) Acts, 1963-1983

To **Ambrose Kelly Group,** Decision Order **P/4944/91 07.11.91**
Fleming Court, Number and Date
Flemings Place, Register Reference No. **91A/1475**
Dublin 4. Planning Control No.
Application Received on **09.09.91**

Applicant **P.V. Doyle Construction**

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 grant Permission/ for:
protective barrier of large rock boulders measuring 1m. in any cross-sectional direction and at 2m. centres along boundary to site off Rathfarnham Bye-Pass behind Rathfarnham Village.

SUBJECT TO THE FOLLOWING CONDITIONS

CONDITIONS	REASONS FOR CONDITIONS
1. The development to be carried out in its entirety in accordance with the plans, particulars and specifications lodged with the application, save as may be required by the other conditions attached hereto.	1. To ensure that the development shall be in accordance with the permission and that effective control be maintained.
2. That the boulders, the subject of this decision to grant permission, be removed within 6 months of a grant of permission unless permission for their retention has been granted by the Planning Authority or An Bord Pleanala on appeal.	2. In order to allow sufficient time for the erection of the proposed palisade fence which was the subject of a decision to grant permission under Reg. Ref. 91A/1474.

Signed on behalf of the Dublin County Council



For Principal Officer

7 November 1991

Date

IMPORTANT: Turn overleaf for further information

CONDITIONS

REASONS FOR CONDITIONS

NOTE:

If there is no appeal to An Bord Pleanala against this decision PERMISSION/APPROVAL will be granted by the Council as soon as may be after the expiration of the period for the taking of such appeal. If every appeal made in accordance with the Acts has been withdrawn, the Council will grant the PERMISSION/APPROVAL after the withdrawal.

An appeal against the decision may be made to An Bord Pleanala. The applicant may appeal within one month from the date of receipt by him of this notification. ANY OTHER PERSON may appeal within twenty-one days beginning on the date of the decision.

An appeal shall be in writing and shall state the subject matter and grounds of the appeal. It should be addressed to:—
An Bord Pleanala, Blocks 6 and 7, Irish Life Centre, Lower Abbey Street, Dublin 1.

(1) An appeal lodged by an applicant or his agent with An Bord Pleanala will be invalid unless accompanied by a fee of £36 (Thirty-six Pounds). (2) A party to an appeal making a request to An Bord Pleanala for an Oral Hearing of an appeal must, in addition to (1) above, pay to An Bord Pleanala a fee of £36 (Thirty-six Pounds). (3) A person who is not a party to an appeal must pay a fee of £10 (Ten Pounds) to An Bord Pleanala when making submissions or observations to An Bord Pleanala in relation to an appeal.

Approval of the Council under Building Bye-Laws must be obtained and the terms of the approval must be complied with in the carrying out of the work before any development which may be permitted is commenced.

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/1475

Date : 11th September 1991

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

Dear Sir/Madam,

DEVELOPMENT : Protective barrier of large rock boulders measuring 1 m. in any cross sectional direction and at 2 m. centres along boundary to site

LOCATION : Off Rathfarnham Bye Pass behind Rathfarnham Village

APPLICANT : P.V. Doyle Construction

APP. TYPE : PERMISSION

With reference to the above, I acknowledge receipt of your application received on 9th September 1991.

Yours faithfully,

.....
for PRINCIPAL OFFICER

Ambrose Kelly Group,
Architects,
Fleming Court,
Flemings Place,
Dublin 4.



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 Bye-pass Rathfarnham village
(If none, give description sufficient to identify) Co. Dublin

3. Name of applicant (Principal not Agent) P.V. Doyle Construction Ltd.
Address St. Brigid's Clonskeagh Tel. No. 2694744

4. Name and address of Ambrose Kelly Group Architects
person or firm responsible Fleming court, Flemings Place, Dublin 4. Tel. No. 607511
for preparation of drawings

5. Name and address to which Ambrose Kelly Group
notifications should be sent

6. Brief description of proposed development Protective barrier to enclose site

7. Method of drainage 8. Source of Water Supply

9. In the case of any building or buildings to be retained on site, please state:-
(a) Present use of each floor or use when last used. 4/10 9/9
(b) Proposed use of each floor 1/47/52

ear
hen
7/9/91

10. Does the proposal involve demolition, partial demolition or change of use of any habitable house or part thereof?

11. (a) Area of Site 0.2 Hectares Sq. m.
(b) Floor area of proposed development 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 Freehold
(i.e. freehold, leasehold, etc.)

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

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

15. List of documents submitted with application: 4 copies of plan 4 copies of map showing site and location
Cheque for £40.00 Published Notice to Planning Authority
DUBLIN 14 permission is sought from Dublin County Council for protective barrier of large rock boulders measuring 1 m in any cross sectional direction, and at 2 m centres along boundary to site of Rathfarnham bye pass behind Rathfarnham village, by P.V. Doyle Construction.

16. Gross floor area of development (See back) Sq. m.

No of dwellings proposed (if any) Class(es) of Development 11
Fee Payable E. 40.00 Basis of Calculation Any other development
If a reduced fee is tendered details of previous relevant payment should be given

RECEIVED
11
09 SEP 1991
Reg. Sec.

Signature of Applicant (or his Agent) Ambrose Kelly Group Date 6th September 1991

Application Type FOR OFFICE USE ONLY
Register Reference 91A/1475
Amount Received E. 1.8.0 9/9
Receipt No 22-6
Date

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

Outline of requirements for applications for permission or Approval under the Local Government (Planning & Development) Acts 1983 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 floor 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.
8. 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.L.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	CLASS NO	DESCRIPTION	FEE
1	Provision of dwelling - House/Flat.	£32.00 each	A	Dwelling (House/Flat)	£55.00 each
2	Domestic extensions/other improvements.	£16.00	B	Domestic Extension (improvement/alteration)	£30.00 each
3	Provision of agricultural buildings (See Regs.)	£40.00 minimum	C	Building - Office/Commercial Purposes	£3.50 per m ² (min. £70.00)
4	Other buildings (i.e. offices, commercial, etc.)	£1.75 per sq. metre (Min. £40.00)	D	Agricultural Buildings/Structures	£1.00 per m ² in excess of 300 sq. metres (min. - £70.00) (Max. - £300.00)
5	Use of land (Mining, deposit or waste)	£25.00 per 0.1 ha (Min. £250.00)	E	Petrol Filling Station	£200.00
6	Use of land (Camping, parking, storage)	£25.00 per 0.1 ha (Min. £40.00)	F	Development or Proposals not coming within any of the foregoing classes.	£9.00 per 0.1 ha (£70.00 min.)
7	Provision of plant/machinery/tank or other structure for storage purposes.	£25.00 per 0.1 ha (Min. £100.00)			Min. Fee £30.00
8	Petrol Filling Station.	£100.00			Max. Fee £20,000
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)			

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.

COMPTROLLER CHONTAE ÁTHA CLIAITH

DUBLIN COUNTY COUNCIL

46/49 UPPER O'CONNELL STREET

DUBLIN 1.

Issue of this receipt is not an acknowledgment that the fee tendered is the prescribed application fee. N 47752

£40.00

PAID BY
CASH
CHEQUE
M.O.
B.L.
I.T.

Received this

9th day of September 1951

from PV Doyle construction
St Brigid's, Clonskeagh

the sum of forty Pounds

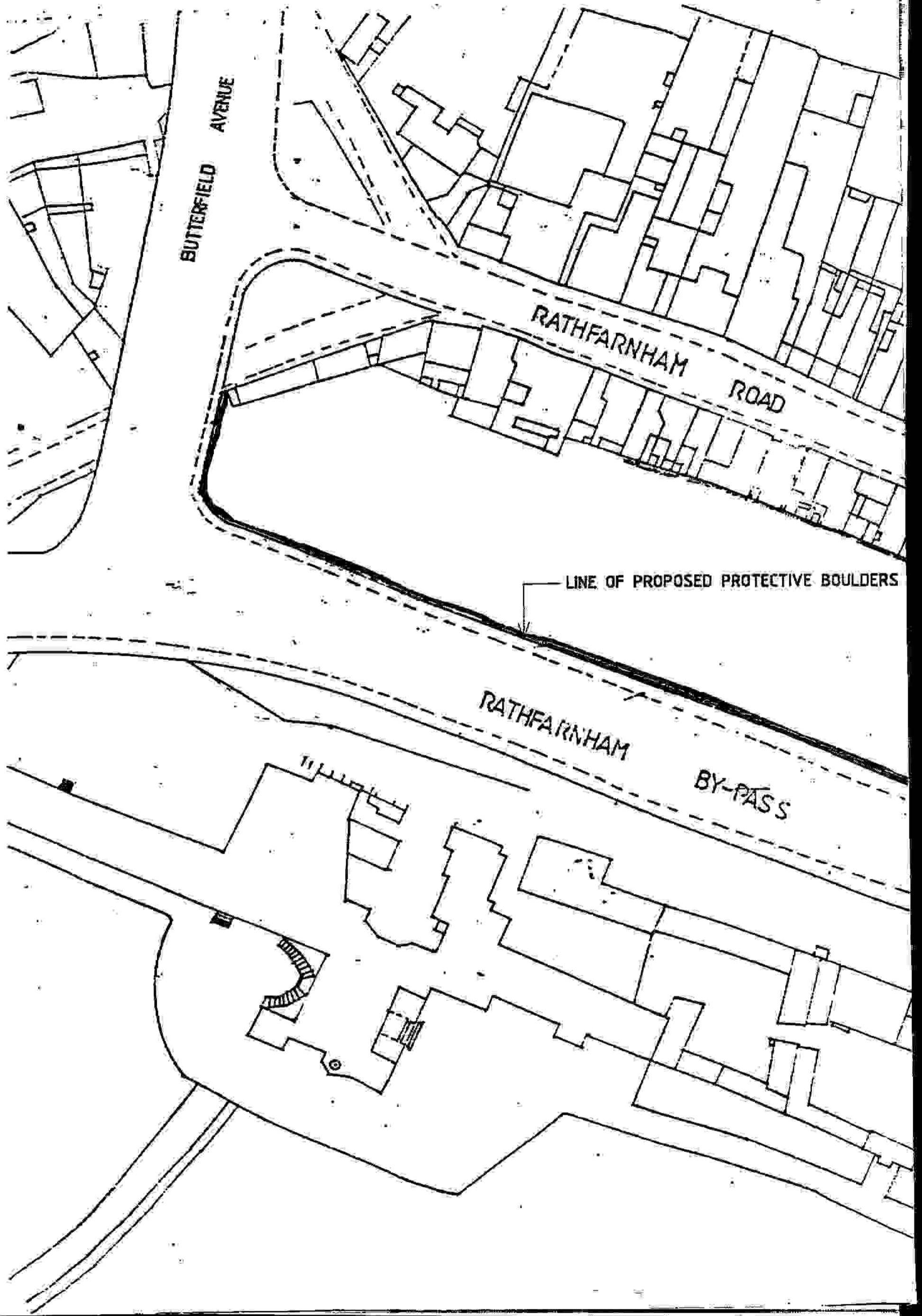
Pence being two

application at Bye Pass, Rabbittown Village

Michael O'Ha Cashier

S. CAREY
Principal Officer

Class



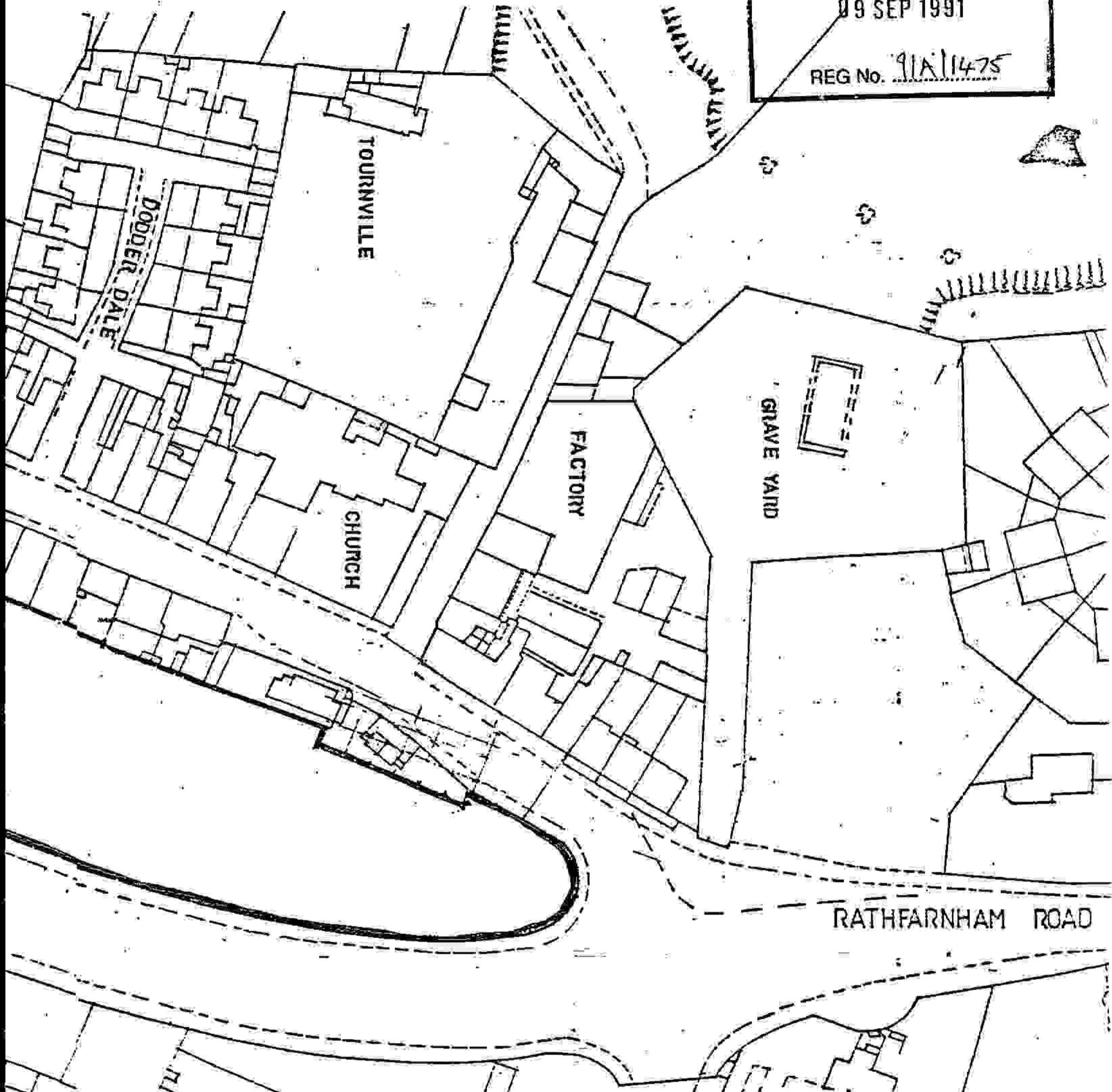
BUTTERFIELD AVENUE

RATHFARNHAM ROAD

LINE OF PROPOSED PROTECTIVE BOULDERS

RATHFARNHAM BY-PASS

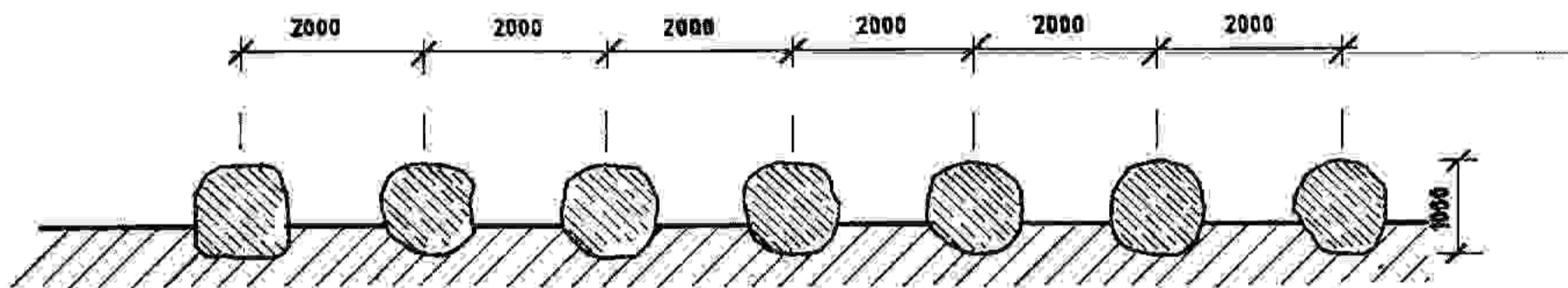
DUBLIN COUNTY COUNCIL
 Planning Dept Registry Section
 APPLICATION RECEIVED
 09 SEP 1991
 REG No. 91A/1475



Date.	SEPT. '91	Drawing Number. A052 HC2	Copyright Reserved.
Drawn.		SITE LOCATION MAP.	© 19
Scale.	1 : 1000		

The Ambrose Kelly Partnership
 Architects

Fleming's Court, Fleming's Place, Dublin 4.
 Telephone 607511 Fax: 607620



- * BOULDERS TO BE SET IN EXISTING SITE SURFACE AT 2.0m CENTRE TO CENTRE.
- * EACH BOULDER TO BE NOT LESS THAN 1.0m IN CROSS SECTIONAL DIRECTION.
- * BOULDERS TO BE SITED IMMEDIATELY INSIDE FOOTPATH.

DUBLIN COUNTY COUNCIL
 Planning Dept. Registry Section
 APPLICATION RECEIVED
 09 SEP 1991
 REG No. 91A/1475

project	PROPOSED BOULDERS ENCLOSING SITE AT RATHFARNHAM BYE PASS.			a r c h i t e c t s the ambrose kelly group Fleming Court, Fleming's Place, Dublin 4 Telephone 01 607511 Fax 01 607620	
client	P.V. DOYLE CONSTRUCTION LTD.				
title	ELEVATION OF BOULDERS.				
drawing no	A052				
drawn	LK.	date	SEPT. '91	scale	1:100