

Comhairle Chontae Atha Cliath Theas

Record of Executive Business and Chief Executive's Order

PR/1468/21

Reg. Reference: SD21A/0259 **Application Date:** 21-Sep-2021
Submission Type: New Application **Registration Date:** 21-Sep-2021

Correspondence Name and Address: Peter Nickels The Willows, Sunbury Gardens, Dartry, Dublin 6

Proposed Development: Demolition of existing dwelling house (99.1sq.m), outbuildings to rear and boundary walls to front and side. Construction of a 3 storey dwelling house (224.7sq.m), single storey garden room (16.2sq.m), new garden walls, driveway, landscaping and associated site works.

Location: 1, Beverly Drive, Scholarstown Road, Dublin 16

Applicant Name: Mark and David Renwick

Application Type: Permission

(COS)

Description of Site and Surroundings

Site Area: stated as 0.315 Hectares on the application.
Site Visit: 20th of October 2021

Site Description

The subject site is located at the corner of Scholarstown Road and Beverly Drive in Schollarstown. This site is slightly sloping from south downwards to north. The site consists of a two storey, detached dwelling with a pitched roof. The streetscape comprises of semi-detached dwellings of a different form.

Proposal

Permission is being sought for the demolition of existing dwelling house (99.1sq.m), outbuildings to rear and boundary walls to front and side. Construction of a 3 storey dwelling house (224.7sq.m), single storey garden room (16.2sq.m), new garden walls, driveway, landscaping and associated site works.

Zoning

The subject site is subject to zoning objective RES – *'To protect and/or improve residential amenity'*.

Consultations

Water Services – recommend refusal.

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Irish Water – no objection subject to conditions.
Roads Department – further information requested.
Public Realm Department – no comments or conditions to add.

SEA Sensitivity Screening – no overlap is recorded in the SEA monitoring system.

Submissions/Observations /Representations

None.

Relevant Planning History

None traced to subject site.

Relevant Enforcement History

None recorded for subject site according to APAS.

Pre-Planning Consultation

None recorded for subject site according to APAS.

Relevant Policy in South Dublin County Council Development Plan 2016 – 2022

2 Housing

Section 2.3.0 Quality of Residential Development

Section 2.4.0: Residential Consolidation – Infill, Backland, Subdivision & Corner Sites

Policy H17 Residential Consolidation

Policy H17 Objective 3:

To favourably consider proposals for the development of corner or wide garden sites within the curtilage of existing houses in established residential areas, subject to appropriate safeguards and standards identified in Chapter 11 Implementation.

7 Infrastructure & Environmental Quality

Policy IE 1 Water & Wastewater

Policy IE 2 Surface Water & Groundwater

Policy IE 3 Flood Risk

Policy IE 7 Environmental Quality

8 Green Infrastructure

Policy G1 Overarching

Policy G5 Sustainable Urban Drainage Systems

9. Heritage, Conservation & Landscapes

Policy HCL2 Natura 2000 sites

11 Implementation

Section 11.2.7 Building Height

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Section 11.3.1 Residential

Section 11.3.1 (iv) Dwelling Standards

Table 11.20: Minimum Space Standards for Houses

Section 11.3.1 (v) Privacy

Section 11.3.2 Residential Consolidation

Section 11.3.2 (i) Infill Sites

Section 11.3.2 (ii) Corner/Side Garden Sites

Section 11.4.2 Car Parking Standards

Table 11.24 Maximum Parking Rates (Residential Development)

Section 11.4.4 Car Parking Design and Layout

Section 11.6.0 Infrastructure and Environmental Quality

Section 11.7.2 Energy Performance in New Buildings

Section 11.8.1 Environmental Impact Assessment

Section 11.8.2 Appropriate Assessment

Relevant Government Guidelines

- Project Ireland 2040 National Planning Framework, Government of Ireland, (2018).
- Regional Spatial & Economic Strategy 2019 - 2031, Eastern & Midlands Regional Assembly, (2019).
- Section 5 – Dublin Metropolitan Area Strategic Plan, in Regional Spatial and Economic Strategy 2019 – 2031.
- Sustainable Residential Development in Urban Areas - Guidelines for Planning Authorities, Department of the Environment, Heritage and Local Government (2009).
- Urban Design Manual: A Best Practice Guide, A Companion Document to the Guidelines for Planning Authorities on Sustainable Residential Development in Urban Areas, Department of the Environment, Heritage and Local Government, (2009).
- Quality Housing for Sustainable Communities-Best Practice Guidelines, Department of the Environment, Heritage and Local Government, (2007).
- Appropriate Assessment of Plans and Projects in Ireland – Guidance for Planning Authorities, Department of the Environment, Heritage and Local Government, (2009).

Assessment

The main issues for assessment relate to:

- Land Ownership;
- Zoning and Council Policy;
- Residential Amenity;
- Visual Amenity;
- Services and Drainage;
- Access and Parking;
- Environmental Impact Assessment; and
- Appropriate Assessment.

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Land Ownership

In terms of the legal interest of the applicant in the site they state in the application form and in a solicitor's letter that the property owner is deceased, and the applicants are the joint executors of the estate. On this basis the Planning Authority considers that the applicant has sufficient legal interest in the site to make the application.

Zoning and Council Policy

The proposed development is consistent in principle with zoning objective RES – '*To protect and/or improve residential amenity*'. The development of a dwelling is Permitted in Principle subject to its accordance with the relevant provisions in the Development Plan with specific reference to Section 11.3.2 (i) which relates to Infill Sites and (ii) Corner/Side Garden Sites.

Residential Amenity

Demolition of existing dwelling

The existing dwelling and rear structures would be demolished to allow for the construction of a new dwelling. The applicant states that the standard of accommodation of the existing house is poor (in terms of room size, layout, daylighting etc.) as is the construction quality. The existing structures are not noted as having any significance in terms of architectural conservation. The demolition of these structures is therefore considered acceptable.

Existing residential amenity

The proposed dwelling would be three storeys with a single storey rear and side extension. There would also be front and rear dormer windows. The dwelling would align with the front building line of the adjacent dwellings. The single storey projection would extend approx. 5.1m from the rear of the dwelling and approx. 2.3m to 3.2m to the side. This projection would extend up to the side boundary along Scholarstown Road. It would be setback approx. 8.0m from the rear boundary. An approx. 16.2sq.m single storey structure is proposed to the rear, which is labelled as a studio/gym.

The site is sloping so the proposed dwelling would appear slightly higher on the front elevation than the rear. The dwelling would be approx. 6.7m in height at the gable and approx. 9.5m in overall height when viewed from the front. At the rear the dwelling would be approx. 6.5m in height at the gable and approx. 9.3m in overall height. The dwelling would be higher than the adjacent dwellings which sit at approx. 7.8m in overall height (No. 3 Beverly Drive).

The dwelling would be approx. 0.9m from the boundary with No. 3 Beverly Drive and approx. 2.1m from the dwelling at this neighbouring property. It is considered due to the height, scale and design of the proposed dwelling it would have a significant negative impact on the existing residential amenity of the streetscape and area. The dwelling would be located on a prominent, highly visible site. It is visibly higher than the adjacent dwellings and would appear out of scale with these dwellings.

The proposed materials would be fibre cement roof slates, zinc cladding for the dormer extensions, and a combination of render and brick on the external walls. The use of render and brick is keeping

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with the existing residential development. Concerns are raised in relation to the visual impact. **The applicant should be requested to revise the height and design of the dwelling so that it is sensitive to the local context. The height of the proposed dwelling should be reduced to match the adjacent dwellings. The applicant should also consider removing or redesigning the front dormer extension so that the front elevation is more in keeping with existing residential development.**

Standard of proposed accommodation

The proposed dwelling would be approx. 224.7sq.m in size, which significantly exceeds the 110sq.m minimum floorspace requirement for a four or more bedroom house under the County Development Plan. In addition to this is the approx. 16.2sq.m studio/gym, which would provide for a total area of approx. 240.9sq.m for the proposed development. The application form and proposed drawings state a total area of 230.8sq.m. **The applicant should be requested to clarify the areas and total area via additional information.** The proposed bedrooms would meet the minimum floorspace requirements of the CDP. Sufficient internal storage would be provided. Bin storage would be provided to the rear of the dwelling and a side passage provides external access to this.

In terms of private amenity space, approx. 71.4sq.m of rear amenity space would be provided. This calculation appears to include part of the side passage and bin store and utility areas, which does not seem necessary given the size of the site and ability to accommodate a sufficiently sized dwelling with quality amenity space. The Planning Authority and Water Services have concerns in regard to the design and setback of the proposed development along the eastern boundary. **A revised proposal in response to these concerns could also allow for the quality of the rear amenity space to be improved.**

Visual Amenity

The area is characterised by two-storey semi-detached dwellings with hipped roofs. The proposed development would involve the construction of a two-storey detached house with a pitched roof. Section 11.3.2 (ii) sets out a number of criteria in relation to residential development within corner/side garden sites that include:

- the size of the site and its ability to accommodate a dwelling,
- the designed and sited to match the building line and respond to roof profile,
- the architectural language should respond to character and create a sense of harmony,
- the building line and height,
- and the inclusion of a dual frontage

The criteria are addressed as follows:

- The site currently consists of a three bedroom dwelling and is considered to be of a sufficient size to accommodate a dwelling. The proposed dwelling would be located approx. 2.1m from the existing dwelling at No. 3 Beverly Drive. While it is noted that this is a similar separation distance between the existing dwelling onsite and No. 3, and between houses along this streetscape, the proposed dwelling is of a higher height than existing.

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- The proposed dwelling would align with the front building line of the dwelling at No. 3 and houses along this streetscape (except for the bay window). The dwelling would have a pitched roof with gable ends to the sides as opposed to the predominantly hipped roofs of the adjacent dwellings. This would be especially visible given the proposed height of the dwelling. **The applicant should be requested to address this via additional information.**
- The proposed dwelling is of a different form and character to adjacent dwellings. The front boundaries (north and east) would be demolished and replaced. A contemporary design at this location may be acceptable if it responded to the local context. The Planning Authority has serious concerns in regard to the design of this dwelling and does not consider it sufficiently responds to local context. **The applicant should be requested to address this via additional information.**
- The proposed dwelling would be higher than the adjacent dwellings which sit at approx. 7.8m in overall height (No. 3 Beverly Drive). Given the corner location and proximity to adjacent dwellings, the height of the proposed dwelling would make it appear out of scale with existing development. **The applicant should be requested to reduce the overall height of the dwelling to promote a sense of integration with the adjacent dwellings.**
- The proposed dwelling is located on a corner site. The proposed development would provide for windows at the ground and first floors of the eastern side elevation of the proposed development. The side extension and rear structure for the studio/gym would extend along the eastern boundary and present a lengthy blank brick façade along this boundary. This would extend up to approx. 3.0m to 3.7m in height along this boundary. This is not considered acceptable in terms of visual impact and does not allow for proper dual frontage. **The applicant should be asked to revise the development along the eastern elevation to provide for a dual frontage. This should include setting back the side extension and studio/gym so that a boundary wall is provided. The boundary wall should not exceed 1.2m where it would line up with the proposed dwelling so as to allow for passive surveillance of the public domain. The applicant might consider further windows on the eastern side elevation.**

Services and Drainage

Water Services has reviewed the proposed development and recommend refusal:

1.1 The proposed development is too close to existing 225mm surface water main at 2m setback distance. There should be a minimum of 3m setback distance to the existing 225mm surface water sewer East of Site.

As per GSDSDS (Greater Dublin Strategic Drainage Study) requirements, Clear distances for public drainage must have minimum widths of 3m from the centreline of the pipe to adjacent building structures.

1.2 There is no SuDS (Sustainable Drainage systems) show on a drawing or in a report for proposed development.

Water services recommend refusal of the development because a minimum of 3m setback distance is required for maintenance purposes of existing 225mm surface water sewer.

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The development would also be prejudicial to public health and proper planning.

The report from Water Services is noted. The side extension extends to the eastern boundary and therefore does not allow for a sufficient setback from the existing surface water main. Considering that the floorspace of the proposed dwelling exceeds the minimum floorspace requirements of the CDP, there is sufficient room to setback the building to accommodate a minimum of a 3 m setback from this water main and still comply with the minimum floorspace requirements. **This should be addressed via additional information.**

Irish Water has reviewed the proposed development and has no objection subject to conditions relating to connection agreements. This report is noted and should be conditioned in the event of a grant of permission.

Access and Parking

The Roads Department has reviewed the proposed development and requests further information: *This application proposed to reorientate an existing vehicular entrance. The proposed dwelling is an end house located adjacent to the junction of Beverly Drive with the Scholarstown Road. The applicant is proposing to reorientate the vehicular entrance eastward towards the junction with the Scholarstown Road with a approx. 4000m wide vehicular access.*

The proposed reorientation of the existing vehicular access is towards the junction which increases the difficulty for drivers turning in and out of the property, especially as the driveway is running over the pedestrian tactile pavement. The proposed new access orientation also reduces the reaction time for drivers who are turning into the estate have to see vehicles coming out of the property. The Scholarstown Road is a busy road, and the applicant has provided no justification for the reorientation. Roads are of the opinion that the proposal increases the risk of an accident at the junction.

Roads Department would support this application subject to a relocation of the vehicular access further to the west as far as possible (away from the junction) with vehicular access points of 3500m.

Roads recommend that additional information be requested from the applicant:

- 1. The applicant shall submit a revised layout showing an alternative location for the vehicular access further to the West as far as possible (away from the junction), with vehicular access width of maximum 3500m wide.*
- 2. The applicant shall submit a revised layout showing a workable car parking arrangement. Parked vehicles shall be able to turn on curtilage and exit in forward direction (car must not be allowed to reverse onto the public road).*
- 3. The applicant is requested to submit a revised layout in plan and elevation view showing, boundary walls at vehicle access points limited to a maximum height of 0.9m, and any boundary pillars limited to a maximum height of 1.2m, in order to improve forward visibility for vehicles exiting from the proposed development.*

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4. *The applicant is requested to submit a revised layout showing a swept path analysis showing how the two cars can safely access and egress from the proposed development.*

5. *The applicant shall submit accurate plans demonstrating the provision of a visibility splay of 2.0m x 45m in both directions from the entrance. Sightlines should be shown to the near side edge of the road to the right-hand side of entrance and to the centreline of the road to the left hand side of the entrance (when exiting).*

The report from the Roads Department is noted and should be requested via **additional information**. Item 2 is acknowledged; however, the Planning Authority should revise this to require a layout that demonstrates that there would be sufficient space to park cars onsite (6 m).

Screening for Environmental Impact Assessment

Having regard to the modest nature of the proposed development, and the distance of the site from nearby sensitive receptors, there is no likelihood of significant effects on the environment arising from the proposed development. The need for environmental impact assessment can, therefore, be excluded at preliminary examination and a screening determination is not required.

Screening for Appropriate Assessment

The applicant has not provided information to assist the screening for Appropriate Assessment. Having regard to the nature of the development, connection to public services and the distance from the Natura 2000 sites the proposed development would not require a Stage 2 Appropriate Assessment.

Conclusion

Having regard to the:

- provisions of the South Dublin County Development Plan 2016-2022,
- the established character of the area, and
- the nature and scale of the proposed development,

it is considered that **Additional Information** is required to ensure the proposed development would be in compliance with Council policy, would not seriously injure the amenities of the area or of property in the vicinity, would meet infrastructure requirements, and would, therefore, be in accordance with the proper planning and sustainable development of the area.

Recommendation

I recommend that **ADDITIONAL INFORMATION** be requested from the applicant with regard to the following:

1. The side extension and rear structure for the studio/gym would extend along the eastern boundary and present a lengthy 3.0m to 3.7m in height blank brick façade along this boundary. This is not considered acceptable in terms of visual impact and does not allow for proper dual frontage. The applicant is requested to revise the development along the eastern elevation to provide for a dual frontage. This should include setting back the side extension and studio/gym so that a boundary wall is provided. The boundary wall should

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not exceed 1.2m where it would line up with the proposed dwelling so as to allow for passive surveillance of the public domain. The applicant might consider further windows on the eastern side elevation. A revised proposal in response to these concerns could also allow for the quality of the rear amenity space to be improved.

2. The Planning Authority has concerns about the proposed dwelling in terms of height, scale and design. The applicant is requested to revise the height and design of the dwelling so that it is sensitive to the local context. The height of the proposed dwelling should be reduced to be closer to the adjacent dwellings. The applicant should also consider removing or redesigning the front dormer extension so that the front elevation is more in keeping with existing residential development.
3. The total area of the proposed development is stated as 230.8sq.m when it appears it should be 240.9sq.m. The applicant is requested to clarify the areas and total area of the proposed development. If necessary an updated application form and drawings correctly showing/stating the areas should be submitted.
4. SDCC Water Services have raised concerns in regard to the setback of the proposed development from the existing surface water main and lack of information on sustainable drainage systems (SuDS). The applicant is requested to submit the following information:
 - (1) A revised full set of drawings showing the proposed development revised so that it is sufficiently setback from the existing surface water main to the east of the site.
 - (2) Information on the proposed SuDS for the proposed development.
5. The Roads Department requests that the applicant be requested to submit the following information:
 - (1) A revised layout showing an alternative location for the vehicular access further to the west as far as possible (away from the junction), with vehicular access width of maximum 3500m wide. Any revisions to the layout should ensure a distance of at least 6 m in length from the house to the front boundary is provided to park cars onsite.
 - (2) A revised layout in plan and elevation view showing, boundary walls at vehicle access points limited to a maximum height of 0.9m, and any boundary pillars limited to a maximum height of 1.2m, in order to improve forward visibility for vehicles exiting from the proposed development.
 - (3) A revised layout showing a swept path analysis showing how the two cars can safely access and egress from the proposed development.
 - (4) Accurate plans demonstrating the provision of a visibility splay of 2.0m x 45m in both directions from the entrance. Sightlines should be shown to the near side edge of the road to the right-hand side of entrance and to the centreline of the road to the left hand side of the entrance (when exiting).

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REG. REF. SD21A/0259

LOCATION: 1, Beverly Drive, Scholarstown Road, Dublin 16

jjohnston

**Jim Johnston,
Senior Executive Planner**

ORDER: I direct that **ADDITIONAL INFORMATION** be requested from the applicant as set out in the above report and that notice thereof be served on the applicant.

Date: 18/4/21



Eoin Burke, Senior Planner