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Reg. Reference:	SD22A/0314	Application Date:	26-Jul-2022
Submission Type:	New Application	Registration Date:	26-Jul-2022
Correspondence Name and Address:		Geoffrey Whelan Architects - GWA 145, Benmadigan Road, Drimangh, Dublin 12	
Proposed Development:		Provision for a louvre feature panel wall enclosure and access door to front elevation recess porch area, provision for a recycling bin enclosure utilizing one designated car parking space to creche; creche signage on the west & south elevations; metal clad fascia and soffit at the entrance to match existing finishes; safety louvre enclosure to air to water unit on the north elevation; new fall arrest system to the existing roof including all associated site works and internal works to layout to accommodate creche facility requirements within the existing grey box construction.	
Location:		Creche Building, 33, D24 NYP9	Dodderbrook Rise, Dublin 24,
Applicant Name:		Tiger Time Limited -	- Tiger Childcare
Application Type:		Permission	

(NM)

Description of Site and Surroundings:

Site Area: Stated as 0.05 ha.

Site Description:

The application site is located in Dodderbrook Rise, a relatively new residential development consisting of units of similar design and form with a relatively uniform building line. The subject property is a two-storey childcare facility on a corner site with a flat roof.

Proposal:

Permission is sought for the following:

- Provision for a louvre feature panel wall enclosure and access door to front elevation recess porch area,
- Provision for a recycling bin enclosure utilizing one designated car parking space to creche;
- Creche signage on the west & south elevations;

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- Metal clad fascia and soffit at the entrance to match existing finishes;
- Safety louvre enclosure to air to water unit on the north elevation;
- New fall arrest system to the existing roof including all associated site works;
- Internal works to layout to accommodate creche facility requirements within the existing grey box construction.
- Total area of works 10.8sqm

Zoning:

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

Consultations:

Water Services – No objection subject to standard conditions. *Irish Water* - No report received at the time of writing. *Roads* - Request Additional Information.

Submissions/Observations /Representations

None

Relevant Planning History

Subject

ED22/0018 – **Declared Not Exempt** for development consisting of recycling bin enclosure utilising one designated car parking space to creche; Provision for Louvre feature panel wall for visitor buggy temporary storage; Provision for signage creche logo; Provision for zinc facia and soffit to entrance to match existing finishes; Provision for safety Louvre enclosure to air to water unit.

SD17A/0121 - **Permission granted by SDCC and upheld by ABP** for residential development consisting of 133 dwellings and a crèche on a site area of 4.64 hectares (11.4ac) located south of Oldcourt Cottages and north of the ESB wires in the townland of Bohernabreena, Oldcourt, Ballycullen. Access to the development will be via an adjoining residential development known as Dodderbrook (permitted under Reg. Ref. SD14A/0180) which is accessed from Oldcourt road. The development is in accordance with the Ballycullen Oldcourt Local Area Plan 2014 (being amended). The proposed development is comprised of 3 x 4 bed, 2 storey detached houses, 90 x 3 & 4 bed, 2 storey semi-detached houses, 27 x 3 bed, 2 storey terraced houses and 6 x 3 bed duplexes with 3 x 2/3 bed duplex apartments in a 3 storey building and 4 x 2 bed apartments over 2 floors and a 2 storey crèche (423sq.m). The proposed development also includes all associated site development and infrastructural works, surface water with attenuation, piped and wired services, car parking, open spaces and landscaping etc.

Relevant Enforcement History

No current relevant enforcement.

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Pre-Planning Consultation

None recorded for subject site.

Relevant Policy in South Dublin County Council Development Plan 2022 - 2028

Chapter 3 Natural, Cultural and Built Heritage Policy NCBH3 Natura 2000 Sites NCBH3 Objective 3 (Appropriate Assessment)

Chapter 4 Green Infrastructure

Policy GI1 Overarching

GII Objective 4: To require development to incorporate GI as an integral part of the design and layout concept for all development in the County including but not restricted to residential, commercial and mixed use through the explicit identification of GI as part of a landscape plan, identifying environmental assets and including proposals which protect, manage and enhance GI resources providing links to local and countywide GI networks.

Policy GI2 Biodiversity

GI2 Objective 4: To integrate GI, and include areas to be managed for biodiversity, as an essential component of all new developments in accordance with the requirements set out in Chapter 12: Implementation and Monitoring and the policies and objectives of this chapter.

Policy GI4 Sustainable Drainage Systems

GI4 Objective 1: To limit surface water run-off from new developments through the use of Sustainable Drainage Systems (SuDS) using surface water and nature-based solutions and ensure that SuDS is integrated into all new development in the County and designed in accordance with South Dublin County Council's Sustainable Drainage Explanatory Design and Evaluation Guide, 2022.

Chapter 7 Sustainable Movement Section 7.10 Car Parking Policy SM7 Car Parking and EV Charging SM7 Objective 1 Maximum car parking standards

Chapter 8 Community Infrastructure and Open Space Section 8.4.3 Universally Accessible Social / Community Facilities Policy COS2: Social / Community Infrastructure

Section 8.9 Early Childhood Care and Education Facilities Policy COS7: Childcare Facilities Support and facilitate the provision of good quality and accessible childcare

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facilities at suitable locations within the County in consultation with the County Childcare Committee.

COS7 Objective 5:

To support the provision of small-scale childcare facilities in residential areas subject to appropriate safeguards to protect the amenities of the area, having regard to noise pollution and traffic and parking management

Chapter 10 Energy Section 10.2 Energy Measures Policy E3 Energy Performance in Existing and New Buildings

Chapter 12 Implementation & Monitoring

Section 12.3 Natural, Cultural and Built Heritage

Section 12.3.1 Appropriate Assessment

Section 12.3.3 Environmental Impact Assessment

Section 12.5.7 Signage – Advertising, Corporate and Public Information

Development proposals that include signage should take account of the following:

- In general, signs on a building should only advertise goods or services that are associated with the premises and no more than two advertising signs should be erected on any elevation;
- Signs should generally be limited to the ground floor of a building unless located directly over the entrance to a major commercial or retail building;
- Signs should be simple in design and integrate with the architectural language of the building and not obscure any architectural features;
- Signs should be proportionate to the scale of the building to which they are attached and sensitive to the surrounding environment;
- Signs attached to Protected Structures and in Architectural Conservation Areas should be in keeping with the character of the building and adhere to best practice conservation principles (see Section 12.3.8 Architectural Conservation Areas);
- Any sign or associated structure should not create an obstruction to pedestrian or cyclist movement or create a traffic hazard;
- Careful consideration should be given to the materials used in the construction of a sign and the methods used to light it.

Table 3.19: Signage

- Fascias and Box Signs Generally appropriate. Should not be internally illuminated. Lettering should be no more than 400mm in height.
- Backlit Signs Generally appropriate. Lettering should be no more than 400mm in height.

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- Projecting Signs Generally not appropriate. Must be positioned no lower than 2.4m above pavement level (but not on upper floors). Maximum of one per unit. Should not be internally illuminated.

Relevant Government Guidelines and Policy

Project Ireland 2040 National Planning Framework, Government of Ireland (2018).

Regional, Spatial & Economic Strategy 2020-2032 (RSES), Eastern & Midlands Regional Assembly (2019) Section 5 – Dublin Metropolitan Area Strategic Plan, in Regional, Spatial and Economic

Strategy 2019 – 2031.

Urban Design Manual, Department of the Environment, Heritage and Local Government, (2008).

Design Manual for Urban Roads and Streets Department of the Environment, Community and Local Government and Department of Transport, Tourism and Sport (2013).

Appropriate Assessment of Plans and Projects in Ireland – Guidance for Planning Authorities, Department of the Environment, Heritage and Local Government, (2009).

Circular PL 3/2016 - Childcare facilities

- Childcare facilities operating under the Early Childhood Care and Education (ECCE) Scheme.
- Childcare Facilities Guidelines for Planning Authorities (2001)

Assessment

The main issues for assessment concern the following:

- Zoning and Council policy
- Residential and Visual Amenity
- Roads
- Drainage
- Green Infrastructure
- Appropriate Assessment
- Environmental Impact Assessment

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Zoning and Council Policy

The site is subject to zoning objective 'RES' - 'To protect and/or improve residential amenity'. Childcare Facilities are 'Open for Consideration' under this zoning objective. A development comprising of works to an existing childcare facility would be consistent in principle with zoning objective 'RES' – 'To protect and/or improve residential amenity', subject to the relevant provisions in the County Development Plan **2022-2028**.

Residential and Visual Amenity

Louvre feature panel wall enclosure and access door to front elevation recess porch area including metal clad fascia and soffit at the entrance to match existing finishes

The existing building line is recessed where the louvre feature panel wall enclosure is proposed and forms a buggy storage area. The panel consists of galvanised steel struts that would allow natural light into the west facing window is considered acceptable. The metal clad fascia and soffit would match the existing zinc façade of the first floor and would be visually harmonious with the established architectural character. It is proposed that a new access door to the area formed by the louvre panel will be incorporated which would allow for the safe storage of buggies and is therefore considered appropriate.

Overall, the proposed buggy enclosure and associated external finishes would not be overly injurious to the residential and visual amenities of the area.

Creche signage on the west & south elevations

The lettering appears to be a maximum of 300mm in height on the **western** elevation and would be halo lit which is consistent with the Development Plan. It would be situated above the main entrance and includes a Tigers Childcare motif that may appear somewhat jarring in the context of the overall development but is considered to be consistent with the branding of the childcare providers and is therefore acceptable in this instance.

The signage on the southern elevation is located on the first floor near the top of the parapet. Typically, this would not be acceptable, however considering that the creche will occupy the entire building and that only one sign is proposed on this elevation, this is considered to be acceptable, in this instance. Furthermore, the lettering of this signage appears to be approximately 480mm which is not aligned with table 3.19 of the development and it should be **conditioned** that the maximum height of the lettering is 400mm and the height of the insignia should be reduced accordingly.

Overall, the proposed signage is visually acceptable subject to conditions and would not be overtly harmful to the residential amenity of the area.

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Provision for a recycling bin enclosure utilizing one designated car parking space to creche

The applicant has submitted confirmation from the landlord of the property that the site includes 7 car spaces as highlighted on the site location map (PA-001) as provided. It is further confirmed that this exceeds the minimum requirement of 2 spaces for a childcare facility of this nature. Notwithstanding this, there are concerns regarding the potential impact on the functionality of the adjoining spaces as a consequence of providing bin storage at this location, but given there are a further 6 spaces available, this is acceptable.

The materials proposed for the bin storage is timber cladding affixed to a steel frame which is consistent with similar development in the immediate vicinity and is therefore not visually injurious.

Safety louvre enclosure to air to water unit on the north elevation

The proposed safety louvre enclosure is located on the northern elevation to the rear of the property and will not be visible from the street. The materials proposed will match that of the louvre on the western elevation and is considered acceptable.

New fall arrest system to the existing roof

The new fall arrest system would not be visible and consists of low-lying brackets, posts and cables and is consequently deemed appropriate.

Overall, the proposed development is acceptable subject to conditions.

Roads

The Roads Department recommend that Addition Information is sought and submitted the following:

1. Carparking/Bin storage

As per SD17A/0121, and in accordance with the CDP 2016-28 tables, a maximum number of spaces can be provided. There are two classrooms provided and the maximum rate for creches in Zone 1 is 1no. space per classroom. Therefore, the max parking provision is 2no. spaces. 7no have been provided. Therefore, a reduction from 7no. to 6no. is acceptable to SDCC Roads Department.

Roads have concerns that the proposed Bin Storage unit will hinder drivers who park alongside the unit. Unit will have to be recessed into the allocated space. Detailed drawing to be submitted showing how carpark users can open doors when parked beside the proposed unit.

10% of spaces must be allocated and equipped for Electrical Vehicle charging (1no space to be allocated).

5% of spaces must be allocated as mobility impaired (1no space to be allocated).

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2. Bicycle parking

Bicycle parking has not been provided for. As per CDP 2016-28 tables, a minimum number of spaces must be provided. 1 per 5 members of staff and 1 per 10 children. Applicant to provide staff and child numbers, calculations and detailed drawing by way of AI.

All outdoor bicycle parking must be covered and constructed as per the National Cycling Manual 2010.

3. Creche signage Creche signage is proposed with no mention of illumination.

Roads recommend that additional information be requested from the applicant:

- 1. Detailed drawing to be submitted showing:
 - a. bin storage unit recessed back into the carpark space's extents
 - b. how carpark users would open car doors when parked beside the proposed unit, and
 - c. door locations/swept path when opening/closing.
- 2. Applicant to submit a revised drawing showing a minimum provision of 1no mobility impaired spaces, and a minimum of 1no. spaces for EV (Electrical Vehicle) charging.
- 3. Applicant to submit information regarding the provision of bicycle parking:
 - a. Numbers of children and staff who will use the facility
 - b. Revised drawing showing the minimum required number of bicycle spaces as per SDCC CDP 2022-28. All outdoor bicycle parking must be covered and constructed as per the National Cycling Manual 2010.
 - c. Bicycle EV charging points to be provided as per SDCC CDP 2022-28 and this must be indicated on the drawing as per 3(b) above.

Should the permission be granted, the following conditions are suggested:

- 1. The level of illumination of the lighting for illuminated signs shall be reviewable at any time by the Roads Department in the interests of traffic safety, and adjustments shall be made by the applicant at their own expense if required to do so by South Dublin County Council.
- 2. All items and areas for taking in charge shall be undertaken to a taking in charge standard.

The above is noted from the Roads Department and it is considered appropriate that the further information request items 1, 2 and 3 are attached as conditions in the event of a grant of permission. It is further considered appropriate that the conditions suggested regarding illumination of signage and taking in charge standard are attached also in the event of a grant of permission.

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Drainage

<u>Water Services</u> have no objection to the proposed development and the following report was received:

Surface Water Report: No objection subject to:

Flood Risk No Objection

• The Developer shall ensure that there is complete separation of the foul and surface water drainage for the proposed development.

• All works for this development shall comply with the requirements of the Greater Dublin Regional Code of Practice for Drainage Works.

The conditions as received from the Water Services Department are considered appropriate.

No report was received from <u>Irish Water</u> at the time of writing, but it is considered appropriate that the standard conditions be attached in the event of a grant of permission.

Green Infrastructure

The subject application provides for a relatively small development of the subject childcare facility on an established suburban residential site. The site is not located within a Primary GI Corridor or Secondary GI Link as identified in the Green Infrastructure Strategy Map (Figure 4.4 and fully detailed in Appendix 4 of the South Dublin County Development Plan 2022-2028).

Given the size, scale and nature of the proposed development, a full GI assessment for the proposed development is not required.

Screening for Appropriate Assessment

The subject site is not located within nor within close proximity to a European site. The proposed development is located within an established residential area and comprises of works to an existing childcare facility.

Having regard to:

- the small scale and domestic nature of the development,
- the location of the development in a serviced urban area, and
- the consequent absence of a pathway to the European site,

it is considered that the proposed development would not be likely to have a significant effect individually, or in-combination with other plans and projects, on the Natura 2000 network and appropriate assessment is not therefore required.

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 real likelihood of significant effects on the environment arising from the proposed development. The need for environmental impact

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assessment can, therefore, be excluded at preliminary examination and a screening determination is not required.

Development Contributions

Planning Reference Number	SD22A/0314
	External changes to façade of childcare facility including signage and
Summary of permission granted:	creating of new non fully enclosed external buggy storage area
Are any exemptions applicable?	No
If yes, please specify:	
Is development commercial or residential?	Commercial
Standard rate applicable to development:	98.76
% Reduction to rate, if applicable (0% if N/A)	0
Rate applicable	98.76
Area of Development (m2) Amount of Floor area, if any,	10.8
exempt (m2)	0
Total area to which development contribution applies (m2)	0
Vehicle display areas/ Open storage spaces	0
Rate applicable	€9.88
Contribution	€0.00
Total development contribution due	€0.00

Conclusion

Having regard to the provisions of the South Dublin County Development Plan 2022 - 2028 and the overall design and scale of the development proposed it is considered that, subject to the conditions set out below, the proposed development would not seriously injure the amenities of the area or of property in the vicinity and would, therefore, be in accordance with the proper planning and sustainable development of the area.

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Recommendation

I recommend that a decision be made pursuant to the Planning & Development Act 2000, as amended, for the reasons set out in the First Schedule hereto, to Grant Permission for the said development in accordance with the said plans and particulars, subject to the condition(s) specified in the Second Schedule hereto, the reasons for the imposition of the said condition(s) being as set out in the said Second Schedule.

FIRST SCHEDULE

It is considered that the proposed development accords with the policies and objectives of South Dublin County Council, as set out in the South Dublin County Council Development Plan 2022 - 2028 and subject to the conditions set out hereunder in the Second Schedule is hereby in accordance with the proper planning and sustainable development of the area.

SECOND SCHEDULE

Conditions and Reasons

1. Development in accordance with submitted plans and details.

The development shall be carried out and completed in its entirety fully 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.

2. Amendments.

Prior to the commencement of development the applicant, owner or developer shall submit the following for the written agreement of the Planning Authority:

Revised plans that incorporate all of the following amendments-

(a) The lettering on the signage shall be a maximum of 400mm and the company insignia shall be reduced accordingly;

REASON: To protect the amenities of the area and in the interests of the proper planning and sustainable development of the area.

3. Drainage - Surface Water.

The disposal of surface water, shall fully comply with all of the technical requirements of the Council's Water Services Section. In this regard, prior to the commencement of development, the applicant/developer shall submit the following for the written agreement of the Planning Authority:

(a) Fully detailed foul and surface water drainage plans for the proposed development as approved showing location of all manholes, AJs etc located within the site boundary up to and including point of connection to the public sewer that fully accords with the requirements Council's Water Services Section and or Irish Water,

(b) There shall be complete separation of the foul and surface water drainage systems,

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both in respect of installation and use. All new precast surface water manholes shall have a minimum thickness surround of 150mm Concrete Class B.

(c) All drainage works for this development shall comply fully with the Greater Dublin Regional Code of Practice for Drainage Works.

(d) The soakaway design to be submitted shall be certified to BRE Digest 365 standard by a suitably qualified person carrying professional indemnity insurance and shall include documented evidence of infiltration test results to demonstrate that the soakaway complies with the requirements of BRE Digest 365.

The revised plans shall provide for a soakaway to be located within the curtilage of the property and this shall be:

(i) at least 5m from any buildings, public sewers or structures and not in such a position that the ground below foundations is likely to be adversely affected.

(ii) at least 5m from the nearest road boundary and not within 3m of the boundary of the adjoining site.

(iii) a minimum of 10m from any sewage treatment percolation area.

(iv) at least 10m from any stream / river / flood plain.

In addition only rainwater shall be discharged to soakaways.

REASON: In the interests of public health, safety, the proper planning and sustainable development of the area and in order to ensure adequate and appropriate surface water drainage provision.

4. Roads

1. The level of illumination of the lighting for illuminated signs shall be reviewable at any time by the Roads Department in the interests of traffic safety, and adjustments shall be made by the applicant at their own expense if required to do so by South Dublin County Council.

2. All items and areas for taking in charge shall be undertaken to a taking in charge standard.

REASON: In the interest of appropriate planning and sustainable development.

5. Parking

Prior to the commencement of development the applicant, owner or developer shall submit revised drawings for the written agreement of the Planning Authority which include the following:

i) The bin storage shall be recessed, so as to occupy one parking space only.

ii) 1 mobility impaired car space and 1 space for EV (Electrical Vehicle) charging.

iii) The minimum required number of bicycle spaces as per the South Dublin County Development Plan 2022-28. All outdoor bicycle parking shall be covered and constructed as per the National Cycling Manual 2010.

iv) Bicycle EV charging points to be provided as per South Dublin County Development Plan 2022-28 and this shall be indicated on the drawing.

REASON: In the interest of public safety, proper planning and sustainable development.

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6. Minimise Air Blown Dust.

During the construction and or demolition phase of the development, Best Practicable Means shall be employed to minimise air blown dust being emitted from the site. This shall include covering skips and slack-heaps, netting of scaffolding, daily washing down of pavements or other public areas, and any other precautions necessary to prevent dust nuisances. The applicant/developer shall comply with British Standard B.S. 5228 Noise Control on Construction and Open sites and British Standard B.S. 6187 Code of Practice for demolition.

REASON: In the interest of public health and to uphold the Council's policies set out in the South Dublin County Council Development Plan.

7. Construction Noise and Hours.

To control, limit and prevent the generation of unacceptable levels of Environmental Noise Pollution from occurring during construction activity, no Equipment or Machinery (to include pneumatic drills, on-site construction vehicles, generators, etc.) that could give rise to unacceptable levels of noise pollution as set out generally for evening and night-time in S.I. No. 140/2006 - Environmental Noise Regulations 2006 shall be operated on the site before 7.00 hours on weekdays and 9.00 hours on Saturdays nor after 19.00 hours on weekdays and 13.00 hours on Saturdays, nor at any time on Sundays, Bank Holidays or Public Holidays.

Any construction work outside these hours that could give rise to unacceptable levels of noise pollution shall only be permitted following a written request to the Planning Authority and the subsequent receipt of the written consent of the Planning Authority, having regard to the reasonable justification and circumstances and a commitment to minimise as far as practicable any unacceptable noise outside the hours stated above. In this respect, the applicant or developer shall also comply with BS 5228:2009 Noise and Vibration Control on Construction and Open Sites, and have regard to the World Health Organisation (WHO) – Guidelines for Community Noise (1999).

The applicant or developer shall also endeavour to engage in local consultation in respect of any noise sensitive location within 30 metres of the development as approved prior to construction activity commencing on site. Such noise sensitive locations should be provided with the following:

- Schedule of works to include approximate timeframes
- Name and contact details of contractor responsible for managing noise complaints

- Hours of operation- including any scheduled times for the use of equipment likely to be the source of significant noise.

REASON: In the interest of public health by the prevention of unacceptable levels of noise pollution which could interfere with normal sleep and rest patterns and/or when people could reasonably expect a level of quietness, the proper planning and sustainable development of the area and to uphold the Council's amenity policies set out in the South Dublin County Council Development Plan.

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NOTE: The applicant is advised that under the provisions of Section 34 (13) of the Planning and Development Act 2000 (as amended) a person shall not be entitled solely by reason of a permission to carry out any development.

NOTE: The applicant or developer should ensure that all necessary measures shall be taken by the contractor to prevent the spillage or deposit of clay, rubble or other debris on adjoining roads during the course of the works and to ensure that any such instances arising are remedied immediately.

NOTE: Waste, arising from the site, must be kept to a minimum, segregated where appropriate, and disposed in accordance with the Waste Management Regulations 2007, as amended. Transport of such waste, must be by an authorised waste permit holder. Waste disposal records must be maintained and made available, for inspection by Authorised Persons appointed under the Waste Management Act 1996, as amended. A Waste Transfer Form shall accompany the transportation of all hazardous waste arising from the construction works.

NOTE: The applicant is advised to ascertain and comply with the requirements of Tusla, the Child and Family Agency, in relation to matters such as floorspace, playspace and staff/child ratios, etc.

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REG. REF. SD22A/0314 LOCATION: Creche Building, 33, Dodderbrook Rise, Dublin 24, D24 NYP9

Colm Harte

Colm Harte, Senior Executive Planner

ORDER: A decision pursuant to Section 34(1) of the Planning & Development Act 2000, as amended, to Grant Permission for the reasons set out in the First Schedule above, in accordance with the said plans and particulars, subject to the condition(s) specified in the Second Schedule above, the reasons for the imposition of the said condition(s) being as set out in the said Second Schedule is hereby made.

Date: 19/09/2022

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Deirdre Kirwan, Senior Executive Planner