

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

Reg. Reference: SD22B/0397 **Application Date:** 06-Sep-2022
Submission Type: New Application **Registration Date:** 06-Sep-2022
Correspondence Name and Address: Liam Baker 19, Aranleigh Gardens, Rathfarnham, Dublin 14
Proposed Development: Two storey extension to the side; single storey extension to the side and rear with courtyard; Extension of the existing single storey shed in the back garden for storage and gym area.
Location: 18, Drumcairn Park, Dublin 24
Applicant Name: Michael McMahon
Application Type: Permission

(NM)

Description of Site and Surroundings:

Site Area

Stated as 0.0442 Hectares.

Site Description

The application site is located in Drumcairn Park, within close proximity of the N81. The property is a semi-detached, two-storey dwelling with a side and rear garden and a gable pitched roof. The area predominantly residential in nature with a relatively uniform architectural design approach and building line.

Proposal:

The development will consist of:

- Two storey extension to the side.
- Single storey extension to the side and rear with courtyard.
- Extension of the existing single storey shed in the back garden for storage and gym area.
- Total area of works 119sqm.

Zoning:

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

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

Consultations:

Irish Water - No report received at time of writing.

Water Services – No report received at time of writing.

Roads Department – No objections subject to conditions.

SEA Sensitivity Screening

No overlap with relevant layers.

Submissions/Observations /Representations

None

Relevant Planning History

Subject Property

None

Adjacent sites:

SD18B/0357 - 18, Drumcairn Gardens, Tallaght, Dublin 24 – **Permission Granted** for construction of a flat roof dormer extension to rear of existing attic space for storage room; dormer roof to remain below the existing ridge tile to the existing two-storey dwelling.

SD18B/0303 - 14, Drumcairn Gardens, Dublin 24 – **Permission Granted** for new family ancillary accommodation, including - Conversion of existing garage area with new pitched roof over, provision of dormer type window to new roof at front, internal modifications and associated site works.

Relevant Enforcement History

None recorded.

Pre-Planning Consultation

None

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

6.8.2 Residential Extensions

Policy H14: Residential Extensions Support the extension of existing dwellings subject to the protection of residential and visual amenities.

H14 Objective 1: To favourably consider proposals to extend existing dwellings subject to the protection of residential and visual amenities and compliance with the standards set out in Chapter 13 Implementation and Monitoring and the guidance set out in the South Dublin County Council House Extension Design Guide, 2010 (or any superseding guidelines).

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

Policy GII: 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.

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.

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.

Section 11.2.1 Sustainable Urban Drainage Systems (SuDS)

Policy IE3: Surface Water and Groundwater

Manage surface water and protect and enhance ground and surface water quality to meet the requirements of the EU Water Framework Directive.

Chapter 12 Implementation and Monitoring

Section 12.5.8 Residential Consolidation

Extensions

The design of residential extensions should have regard to the permitted pattern of development in the immediate area alongside the South Dublin County Council House Extension Guide (2010) or any superseding standards.

National Guidelines & Policy relevant to Development Management

The design of residential extensions should accord with the South Dublin County Council House Extension Guide (2010) or any superseding standards.

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

Relevant Government Guidelines

Guidelines for Planning Authorities on Sustainable Residential Development in Urban Areas, Department of the Environment 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, (2008).

Quality Housing for Sustainable Communities: Best Practice Guidelines, Department of the Environment, Heritage and Local Government, (2007).

Assessment

The main issues for assessment are

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

Zoning and Council Policy

A development comprising of a two-storey side extension; single storey extension to the side and rear with courtyard and an extension of an existing single storey shed in the back garden 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** and the House Extension Design Guide.

Residential and Visual Amenity

Two Storey Side Extension

The proposed two-storey side extension has a width of approximately 4.26m leaving a gap of approximately 900mm to the boundary of the neighbouring unit to the east. The House Extension Design Guide indicates a gap of at least 1m per 3m in height but this is considered acceptable in this instance given the orientation and distance to the neighbouring units.

There will be one first floor window leading on to a habitable room replacing an existing window on the gable end that overlooks the rear amenity space of the units to the east. The distance between the first-floor habitable rooms of the subject dwelling and No. 19 to the east would be approximately 11m and it is considered reasonable that this window is removed by way of **condition** as both proposed first floor bedrooms will have windows to the front and rear

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

respectively. The roof will continue the ridgeline of the existing roof which is considered appropriate.

Overall, the proposed side extension is acceptable subject to **conditions**.

Single Storey Extension to the Rear with Courtyard

The application proposes a single storey rear extension incorporating an internal courtyard. The proposed development will follow the proposed eastern elevation at a width of approximately 3.6m and a depth of 2.9m before extending out to a width of 9.8m and depth of 4.6m thus creating an internal courtyard which is acceptable. The depth of the rear extension overall is extensive but is acceptable in the site context given the size of the rear garden. The ridge height to the top of the parapet will be 3.6m which would not lead to any overshadowing to any neighbouring units to the east or west.

The proposed rear extension is not overly injurious to the visual or residential amenities of the area.

Extension of the Existing Single Storey Shed

The proposed extension to the rear shed increases spans the entire width of the rear garden leaving an awkward plot of land to the northern boundary but is accessible from the rear for maintenance purposes. The proposed development will have a pitched roof with a ridge height of 3.53m which would not lead to any additional overshadowing and is therefore acceptable. The depth of the existing shed is 6m which remains unchanged and will be widened by 5.1m to 8.6m overall which is acceptable. It should be **conditioned** that there is no foul water connection to the shed in order to confirm it will not be used as a separately habitable dwelling in the event of a grant of permission.

Overall, the proposed extended shed is acceptable subject to **conditions**.

Drainage

No report was received from Water Services or Irish Water at the time of writing. The applicant has provided details of water butts, permeable paving, a soakaway and green roof which is considered an acceptable approach to the treatment of surface water and drainage. It is noted that the proposed development is located within an acceptable distance of any existing Irish Water infrastructure as per the Irish Water maps.

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

Roads

The roads department have **no objections** to the proposed development subject to conditions and the following report was received:

1. *The vehicular access points shall be limited to a width of 3.5 meters.*
2. *Any gates shall open inwards and not out over the public domain.*
3. *All vehicles parked in the driveways must exit the site in a forward direction. No vehicles to reverse onto the public roadway at any time.*

From the plans as submitted by the applicant, it appears that there will be no change to the parking or access and egress arrangements on site and therefore the above conditions are not applicable.

Green Infrastructure

The subject application provides for a relatively small increase in the footprint of the subject house on an established suburban residential site. The site is not located within a Primary GI Corridor but appears to be in Secondary GI Tallaght-Urban 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 a two storey side extension; single storey extension to the side and rear with courtyard and an extension of an existing single storey shed in the back garden.

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.

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

Environmental Impact Assessment (EIAR)

Having regard to the modest nature of the 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 assessment can, therefore, be excluded at preliminary examination and a screening determination is not required.

Development Contributions

Planning Reference Number	SD22B/0397
Summary of permission granted & relevant notes:	Residential Extension - 119sqm. No previous extension.
Are any exemptions applicable?	Yes
If yes, please specify:	The first 40 square metres of an extension to a house (including garages and conversion of attic to habitable areas) shall be exempt (subsequent extensions or extensions above 40 square metres to be charged at the residential rate per square metre). This exemption will not apply to development for which retention permission is sought.
Is development commercial or residential?	Residential
Standard rate applicable to development:	104.49
% reduction to rate, if applicable (0% if N/A)	0
Rate applicable	€104.49
Area of Development (m2)	119
Amount of Floor area, if any, exempt (m2)	40
Total area to which development contribution applies (m2)	79
Total development contribution due	€8,254.71

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

SEA Monitoring Information

Building Use Type Proposed:

Floor Area: 119sqm

Land Type: Urban Consolidation.

Site Area: 0.0442Hectares.

Conclusion

Having regard to the provisions of the South Dublin County Development Plan 2022 – 2028 and the overall design and scale of the proposed development, 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.

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. (a) External Finishes.

All external finishes shall harmonise in colour or texture that is complementary to the house or its context.

REASON: In the interest of visual amenity.

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

(b) Restriction on Use.

The house and the proposed extension shall be jointly used as a single dwelling unit for residential purposes and shall not be sub-divided or used for any commercial purposes, and the extension shall not be sold, let (including short-term letting), leased or otherwise transferred or conveyed, by way of sale, letting or otherwise save as part of the single dwelling unit.

REASON: To prevent unauthorised development.

(c) Drainage - Irish Water.

(i) The water supply and drainage infrastructure, shall comply with the requirements of Irish Water.

(ii) There shall be complete separation of the foul and surface water drainage systems, both in respect of installation and use. All new precast surface water manholes shall have a minimum thickness surround of 150mm Concrete Class B.

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

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

(d) 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.

(e) Construction Noise and Hours.

To control, limit and prevent the generation of unacceptable levels of Environmental Noise Pollution from occurring during construction activity, 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 only be operated on the site between 7.00 hours and 19.00 hours weekdays and between 9.00 hours and 13.00 hours on Saturdays. No works shall take place 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

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

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.

3. 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 removal of the first floor window on the eastern elevation;

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

4. Foul Connection

No toilet and no foul water connection shall be installed in the shed.

REASON: In the interests of proper planning and sustainable development of the area, and to ensure that the structure is not use for separate habitable accomodation.

5. Financial Contribution.

The developer shall pay to the Planning Authority a financial contribution of €8,254.71 (Eight Thousand, two hundred and fifty-four euro and seventy-one cent), in respect of public infrastructure and facilities benefiting development within the area of the Planning Authority, that is provided, or intended to be provided by or on behalf of the authority, in accordance with the terms of the Development Contribution Scheme 2021 - 2025, made under Section 48 of the Planning and Development Acts 2000-2011 (as amended).

The contributions under the Scheme shall be payable prior to commencement of development or as otherwise agreed in writing by the Council. Contributions due in respect of permission for retention will become payable immediately on issue of the final grant of permission. Contributions shall be payable at the index adjusted rate pertaining to the year in which implementation of the planning permission is commenced.

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

REASON: The provision of such facilities will facilitate the proposed development. It is considered reasonable that the payment of a contribution be required, in respect of public infrastructure and facilities benefiting development in the area of the Planning Authority and that is provided, or that is intended will be provided, by or on behalf of the Local Authority.

NOTE RE: CONDITION - Please note that with effect from 1st January 2014, Irish Water is now the statutory body responsible for water services. Further details/clarification can be obtained from Irish Water at Tel. 01 6021000 or by emailing customerservice@water.ie.

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: Adequate provision should be made to facilitate access to and the use of the development, buildings, facilities and services by disabled persons, including sanitary conveniences. The minimum requirements should be as per Part M of the Building Regulations.

NOTE: The applicant/developer of these lands is advised that in the event of encroachment or oversailing of adjoining property, the consent of the adjoining property owner is required.

NOTE: Notwithstanding any grant of planning permission; if an applicant requires permission to access local authority land (e.g. public footpaths, public open space or roadways) in order to access utilities, or for any other reason; the applicant should apply via <https://maproadroadworkslicensing.ie/MRL/> for a licence from the Local Authority to carry out those works.

Comhairle Chontae Atha Cliath Theas

PR/1353/22

Record of Executive Business and Chief Executive's Order

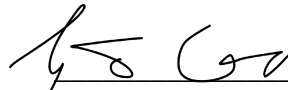
REG. REF. SD22B/0397
LOCATION: 18, Drumcairn Park, Dublin 24



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: 28/10/22



Gormla O'Corrain, Senior Planner