

Armstrong Fenton Associates
Unit 13, The Seapoint Building
44/45, Clontarf Road
Dublin 3

Date : 17-Aug-2023

Reg. Ref. : SDZ22A/0010/C16-3
Proposal : Kelland Homes Ltd. intends to apply for permission for development on a site area of 6.3Ha, on lands within the townland of Cappagh, Dublin 22. The proposed development is located west of the Ninth Lock Road, south of the Dublin-Cork railway line, north of Cappaghmore housing estate and Whitton Avenue, and east of an existing carpark / park & ride facility at the Clondalkin Fonthill train station and the R113 (Fonthill Road). The proposed development is located within the Clonburris Strategic Development Zone (SDZ), within the development areas of (I) Clonburris South East (i.e. CSE-S1 & CSE-S2) and (ii) part of Clonburris Urban Centre (i.e. CUC-54), as identified in the Clonburris SDZ Planning Scheme 2019. The proposed development consists of the construction of 294 no. dwellings, creche and retail / commercial unit, which are comprised of: 118 no. 2, 3 & 4 bed, 2 storey semi-detached and terraced houses, 104 no. 2 & 3 bfd duplex units accommodated in 10 no. 3 storey buildings, 72 no. f' & 2 bedroom apartments in 2 no. 4 & 6 storey buildings, 1 no. 2 storey creche (c.520.2m²), 1 no. 2 storey retail /commercial unit (c.152.1m²). Access to the development will be via the permitted road network (under Ref. SDZ20A/0021) which provides access from the Ninth Lock Road to the east and the R113 (Fonthill Road) to the west. The proposed development will connect into the permitted Infrastructural works as approved under the Clonburris Strategic Development Zona Planning Scheme (2019) and permitted under Ref. SDZ20A/0021, with the proposed development connecting into the permitted surface water drainage attenuation systems i.e. 1 no. pond, 3 no. modular underground storage systems and 1 no. detention basin combined with modular underground systems. The proposed wastewater infrastructure will connect into a permitted foul pumping station and pipe network within proposed road corridors to facilitate drainage connections to future wastewater drainage infrastructure within the adjoining SOZ lands (Including future Irish Water pumping

station permitted under SDZ21A/0006). The proposed development also provides for all associated site development works above and below ground, public & communal open spaces, hard & soft landscaping and boundary treatments, surface car parking (401 no. spaces), bicycle parking (797 no. spaces), bin & bicycle storage, public lighting, plant (M&E), utility services & 4 no. ESB sub-stations. This application is being made in accordance with the Clonburris Strategic Development Zone Planning Scheme 2019 and relates to a proposed development within the Clonburris Strategic Development Planning Scheme Area, as defined by Statutory Instrument No. 604 of 2015.

Condition 16:

Prior to the commencement of development the applicant/developer shall submit, for the written agreement of the Planning Authority, following consultation with the Roads Department where necessary, the following, unless otherwise agreed:

All items and areas for taking in charge shall be undertaken to a taking in charge standard (Appendix 6 of the SDCC Taking in Charge standards). Prior to development the applicant shall submit construction details of all items to be taken in charge. No development shall take place until these items have been agreed.

Location : The proposed development is located west of the Ninth Lock Road, south of the Dublin-Cork railway, line, north of Cappaghmore housing estate and whitton Avenue, and east of an existing carpark/park, & ride facility at the Clondalkin, Fonthill train statio

Applicant : Kelland Homes Ltd

Application Type: Compliance with Conditions

Dear Sir/Madam,

I refer to your submission received on 21-Jun-2023 to comply with Condition No 16 (d) (Taking -in-charge) of Grant of Permission No. SDZ22A/0010, in connection with the above.

In this regard I wish to inform you that the submission received is deemed **not** compliant.

Comments:

“Condition No. 16 states:

16. (d) All items and areas for taking in charge shall be undertaken to a taking in charge standard (Appendix 6 of the SDCC Taking in Charge standards). Prior to development the applicant shall submit construction details of all items to be taken in charge. No development shall take place until these items have been agreed.

Documents provided by Applicant:

The Applicant has provided the following information to demonstrate compliance with Condition No. 16(d)

- Cover Letter prepared by Armstrong Fenton Associates dated 21st June 2023.
- Drawing No. 2004-PL-002 – Owner Management Plan + Taking in Charge prepared by Davey Smith Architects.

Assessment:

The Applicant has provided Drawing No. 2004-PL-002 – Owner Management Plan + Taking in Charge prepared by Davey Smith Architects. The drawing demonstrates the areas for taking in charge and the areas to be under the control of a management company.

The Roads Department have assessed the Applicant’s submission, with their Report indicating that the Applicant’s submission is compliant with item (d).

Conclusion:

Having regard to the requirements laid out in Condition No. 16(d), the information provided by the Applicant and the Report of the Roads Report, the Planning Authority considers that the information submitted is sufficient to satisfy the requirements of this condition. That being said, this condition cannot be compliant until C17 and other conditions regarding layout changes have been agreed.”

Yours faithfully,

M.C.

for Senior Planner