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Bord  
Pleanála

**Board Direction**

**PL29S.246669**

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The submissions on this file and the Inspector's report were considered at a Board meeting held on October 3<sup>rd</sup> 2016.

The Board decided to make a split decision, in accordance with the Inspector's recommendation, to

(1) grant permission for the amendment of previous permission condition 3 of register reference 2379/98, for the reasons and considerations and subject to the conditions set out under (1) below,

and

(2) refuse permission for the amendment of previous permission condition 4 of register reference 2379/98, for the reasons and considerations set out under (2) below

### **(1) Reasons and Considerations**

Having regard to the pattern of development in the vicinity and the planning history of the subject site, it is considered that the proposal to amend condition no. 3 of planning permission register reference 2379/98 to permit later closing hours on Saturday and Sunday mornings only by 30 minutes from the limits set out that permission would not seriously injure the amenities of properties in the vicinity.

### **Conditions**

1. The development shall be carried out and completed in accordance with the particulars lodged with the application, except as may otherwise be required in order to comply with the following conditions.

**Reason:** In the interests of clarity.

2. The premises shall not be open to the public, nor shall members of the public be on the premises between the hours of 0030 and 0800 on Mondays to Fridays, and between the hours of 0100 and 0800 on Saturdays and Sundays.

**Reason:** In order to protect the residential amenities of nearby properties.

3. The terms and conditions of the planning permission for the original development, which were issued under register reference 2379/98, including condition 4 of that permission, shall be fully complied with, except where modified by condition 2 of this permission.

**Reason:** In the interest of clarity and to provide for an acceptable level of development.

## **(2) Reasons and Considerations**

The proposed amendment to condition no. 4 of planning permission register reference 2379/98 would be contrary to the Z2 residential zoning objective as set out in the current development plan for the area, and would seriously injure the residential amenities of property in the vicinity. The use of the premises for functions would, therefore, be contrary to the proper planning and development of the area.

Board Member: \_\_\_\_\_  
Philip Jones

Date: 3<sup>rd</sup> October 2016