



An
Bord
Pleanála

Board Direction
BD-000823-18
ABP-301377-18

The submissions on this file and the Inspector's report were considered at a Board meeting held on 31/07/2018.

The Board treated this case under section 48 of the Planning and Development Act, 2000, as amended. The Board also decided that the planning authority be directed, as follows:

Amend condition number 12

Reasons and Considerations

Having regard to:

(a) The provisions of the Kildare County Development Contribution Scheme 2015-2022 which includes a Development Contribution for Retention Applications and Miscellaneous Developments , and

(b) the submission made in this appeal, and

(c) the scale of the domestic garage/shed and outhouses, and limitations on the use of the structures under condition number 3 of the planning permission which does not allow their use for residential purposes, and accordingly the contribution payable shall be based on the “miscellaneous rate” rather than the “residential rate”,

the Board considered, based on the evidence submitted, that the terms of the Development Contribution Scheme have not been properly applied and the total amount payable as per Condition No. 12 should be reduced from €10,600 to €7,204,

Board Member:

Date: 01/08/2018

Stephen Bohan