



An  
Bord  
Pleanála

**Board Direction**  
**BD-002005-18**  
**ABP-302468-18**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 18/12/2018.

The Board decided to grant permission generally in accordance with the Inspector's recommendation, for the following reasons and considerations, and subject to the following conditions.

### **Reasons and Considerations**

Having regard to the zoning objective for the area as set out in the Dublin City Development Plan 2016-2022 and the pattern of development in the area, it is considered that subject to the conditions set out below, the proposed development would not seriously impact on the character and visual amenities of the streetscape or the residential amenities of adjoining property. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

### **Conditions**

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars lodged with the planning authority on the 11th day of July, 2018 as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details with the planning

authority prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

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

2. The window in bedroom no.3 shall be in accordance with the plans and particulars submitted with the application. An angled window shall not be provided.

**Reason:** In the interests of residential amenity.

3. Details of the materials, colours and textures of all the external finishes, to the proposed development including samples shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development

**Reason:** In the interest of visual amenity.

4. The site shall be landscaped in accordance with a landscaping scheme to be submitted to and agreed in writing with the planning authority prior to the commencement of the development. The scheme shall include the following;

(a) details of all boundary treatment including heights, materials and finishes,

(b) the provision of a hedgerow using indigenous species only (e.g. holly, hawthorn, beech etc) planted for the full length of the southern boundary and along the rear boundary as appropriate,

(c) details of the location, type and spacing of all species proposed.

Cupressus x leylandii shall not be used on any part of the site.

**Reason:** In the interests of residential and visual amenity.

5. Water supply and drainage arrangements including the attenuation of surface water shall comply with the detailed requirements of the planning authority for such works and services.

**Reason:** In the interests of public health.

6. Prior to commencement of development, a Construction Management Plan shall be submitted to, and agreed in writing with the, planning authority. The plan shall include details of the intended construction practice, including proposals for traffic management, noise management and measures for off-site disposal of construction/demolition waste.

**Reason:** In the interest of amenities, public health and safety.

7. Site development and building works shall be carried out only between the hours of hours of 0700 to 1800 Mondays to Fridays inclusive, between 0800 to 1400 hours on Saturdays and not at all on Sundays and public holidays. Deviation from these times will only be allowed in exceptional circumstances where written approval has been received from the planning authority.

**Reason:** In order to safeguard the residential amenities of property in the vicinity.

8. All service cables associated with the proposed development (such as electrical, telecommunications and communal television) shall be placed underground. Ducting shall be provided by the developer to facilitate the provision of broadband infrastructure within the proposed development.

**Reason:** In the interests of visual and residential amenity.

9. Development described in Classes 1 or 3 of Part 1 of Schedule 2 of the Planning and Development Regulations, 2001 or any statutory provision modifying or replacing them, shall not be carried out within the curtilage of the dwelling without a prior grant of planning permission.

**Reason:** In the interests of residential amenity.

10. The developer shall pay to the planning authority a financial contribution in

respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act, 2000, as amended. The contribution shall be paid prior to commencement of development or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to An Bord Pleanála to determine the proper application of the terms of the Scheme.

**Reason:** It is a requirement of the Planning and Development Act, 2000, as amended that a condition requiring a contribution in accordance with the Development Contribution Scheme made under Section 48 of the Act be applied to the permission.

**Board Member**

**Date:** 18/12/2018

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Michelle Fagan