



An
Bord
Pleanála

Board Direction
BD-003787-19
ABP-304399-19

The submissions on this file and the Inspector's report were considered at a Board meeting held on 13/08/2019.

The Board decided to treat this case under section 139 of the Planning and Development Act, 2000. The Board also decided, based on the Reasons and Considerations set out below, that the planning authority be directed, as follows:

RETAIN condition number 4

REMOVE condition number 5

Reasons and Considerations

- (a) Having regard to the nature of the development for which retention permission is sought and of the proposed development, and to the nature of the existing office use on the second floor and the fact that the terms of condition no. 4 match the operating hours stated in writing by the applicant in further information submitted to the planning authority on the 16th of October 2018, it is considered that the restriction of operating hours as set out in condition no. 4 is appropriate, in order to protect the amenities of the adjoining uses within the existing building.

- (b) Having regard to the nature of the development for which retention permission is sought and of the proposed development and to the nature of adjoining uses within the existing building and to the terms of condition no. 4, it is considered that the restriction in the duration of the permission as set out in condition no. 5, is unnecessary in this instance.

Board Member:

Date: 14/08/2019

Chris McGarry