



An
Bord
Pleanála

Board Direction
BD-004672-19
ABP-305360-19

The submissions on this file and the Inspector's report were considered at a Board meeting held on 05/12/2019.

The Board decided in accordance with the Inspector's recommendation, to allow the appeal and direct the planning authority to grant a licence, for the following reasons and considerations, and subject to the following conditions.

Reasons and Considerations

Having regard to the specific site location where the proposed street furniture is to be located, the area of the footpath required to remain available for pedestrian use after the street furniture has been positioned and the limited scale of the development, it is considered that, subject to the conditions set out below, the proposed street furniture would be in accordance with the proper planning and sustainable development of the area.

Conditions

1. This licence is for the use of 2 no. tables and 4 no. chairs only in an area which shall not extend more than 1 metre beyond the façade of the building, including the wind break screens and support stands.

Reason: In the interests of orderly development and pedestrian safety.

2. A clear footpath distance of 1.8 m shall be maintained beyond the street furniture at all times.

Reason: In the interest of pedestrian safety.

3. The wind break screens shall be of a plain or neutral colour and shall not be more than 1 metre high. No advertising, apart from the name of the premises, shall be used on the screens without the prior written agreement of the planning authority.

Reason: In the interest of visual amenity.

4. This licence shall be valid for a period of three years only from the date of grant by the planning authority.

Reason: To enable the impact and acceptability of such street furniture at this location to be re-assessed and in the interest of amenity and public safety.

5. The appropriate rental and table charges shall be paid to Dublin City Council within 3 months of the date of this Order.

Reason: It is considered reasonable that the applicant contributes to Dublin City Council for the use of the public pavement.

Board Member

Date: 06/12/2019

Chris McGarry