

An
Bord
Pleanála

Board Direction
BD-010588-22
ABP-309081-21

The submissions on this file and the Inspector's report were considered at a Board meeting held on 27/04/2022.

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 location of the application site on lands zoned for residential development in the Greystones/Delgany and Kilcoole Local Area Plan 2013 - 2019 (lifetime extended), to the development permitted under PL 27.248401, to the pattern of development in the area and subject to the conditions set out below it is considered that the proposed development would not seriously injure the amenity of residential or other property in the area, would accord with the provisions of the current Wicklow County Development Plan and 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 submitted on the 8th day of October 2020 and the 10th day of November 2020, except 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 in writing 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 interest of clarity.

2. This order permits the development of 93 houses and associated works.

Reason: In the interests of clarity.

3. Prior to commencement of development the details of the finish of roads 6 and 7 at the northern boundary shall be submitted to and agreed in writing with the planning authority.

Reason: in the interest of public safety and orderly development.

4. The proposed development shall be carried out in accordance with the plans and particulars and subject to conditions imposed in the grant of permission reference number PL27.248401 except where amendments permitted under this permission apply.

Reason: In the interests of clarity.

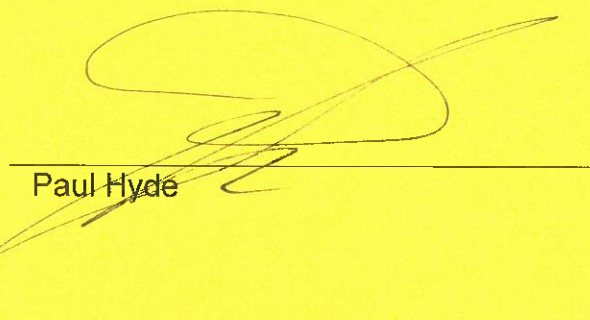
5. Prior to commencement of development, the applicant or other person with an interest in the land to which the application relates shall enter into an agreement in writing with the planning authority in relation to the provision of social and affordable housing in accordance with the requirements of section 96 of the Planning and Development Act 2000, as amended, unless an exemption certificate shall have been applied for and been granted under section 97 of the Act, as amended. Where such an agreement is not reached within eight weeks from the date of this order, the matter in dispute (other than a matter to which section 97(7) applies) may be referred by the planning authority or any other prospective party to the agreement to the Board for determination.

Reason: To comply with the requirements of Part V of the Planning and Development Act 2000, as amended, and of the housing strategy in the development plan for the area.

6. 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 by or 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. The contribution shall be paid prior to the 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 the Board to determine the proper application of the terms of the Scheme.

Reason: It is a requirement of the Planning and Development Act 2000 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



Paul Hyde

Date: 28/04/2022

