

**An  
Bord  
Pleanála**

**Board Direction  
BD-009627-21  
ABP-310016-21**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 09/12/2021.

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:

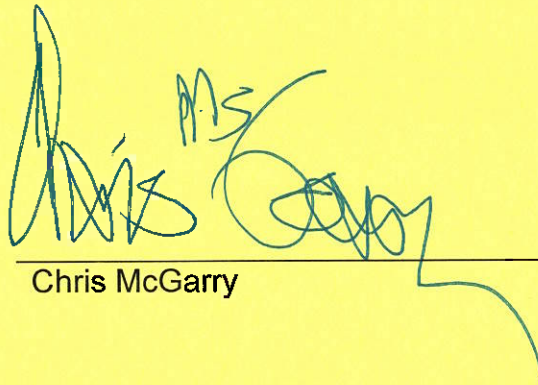
Attach condition no. 19

Reasons and Considerations, as follows.

Condition No. 19 as set out in the decision of the planning authority, constitutes the proper application of the terms of the Contribution Scheme adopted by the planning authority in November 2015, by reference to the contribution rate applicable for Commercial Development, calculated on the gross floor area of the development, in the case of the permitted development of 5,627 square metres.

In deciding not to accept the recommendation of the Inspector, the Board considered the totality of the documentation on file and the content of the applicable development contribution scheme. The Board concluded that the interpretation of the Scheme as set out by the planning authority is correct and there is no supportable evidence within the Scheme that the listed gross floor contributions for commercial development are intended to be applied on a graduated rate.

**Board Member:**

A handwritten signature in blue ink, appearing to read 'Chris McGarry', is written over a horizontal line. The signature is stylized and includes a large, sweeping flourish at the end.

Chris McGarry

**Date:** 09/12/2021