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**Board Direction**  
**BD-013864-23**  
**ABP-317222-23**

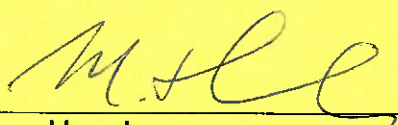
The submissions on this file and the Inspector's report were considered at a Board meeting held on the 21/09/2023.

The Board decided to refuse a Section 254 Licence generally in accordance with the Inspector's recommendation, for the following reasons and considerations.

### **Reasons and Consideration**

Having regard to the provisions of Section 254 of the Planning and Development Act 2000 (as amended), to the nature and extent of the development, to the poor pedestrian environment and restricted footpath width that would result from the proposed placement of the outdoor furniture in the vicinity of the site, it is considered that the proposed development would obstruct the public footpath and force pedestrians onto the public road, thereby causing a potential conflict between pedestrians and vehicular traffic. The Board is not satisfied, therefore, that the proposed placement of street furniture and associated structures at this location would not endanger pedestrian safety and interfere with the free movement of pedestrians in the vicinity of the site, which would give rise to a traffic hazard, and would not be in accordance with the policy objectives of the Dublin City Development Plan 2022-2028 which seek to create high-quality streets and public spaces in the city centre which are accessible and inclusive in accordance with the principles of universal design. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

**Board Member**

  
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Mary Henchy

**Date:** 25/09/2023