



An
Bord
Pleanála

Board Direction
06D.RL.3550

The submissions on this file and the Inspector's report were considered at a Board meeting held on 09/08/2018.

The Board decided, as set out in the following Order, that

Board Order as follows:-

WHEREAS a question has arisen as to whether the erection of a motorized backlit sign, measuring 3.45m x 3.2m, and two illuminated static signs in a shelter, measuring 1.35m x 1.95m, at Seapoint Dart Station, Blackrock, County Dublin constitute development and whether they constitute exempted development

AND WHEREAS the said question was referred to An Bord Pleanála by Dominic Sheehan on the 20th day of February, 2017:

AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to -

- (a) sections 2, 3 and 4 of the Local Government (Planning and Development) Act, 1963,
- (b) articles 9 and 10 of the Local Government (Planning and Development) Regulations 1994

- (c) Class 8 of Part II of the Second Schedule to the said Regulations and the conditions and limitations to this Class
- (d) sections 2, 3 and 4 of the Planning and Development Act, 2000,
- (e) articles 6 and 9 of the Planning and Development Regulations, 2001,
- (f) Class 23 of Part 1 of Schedule 2 to the said Regulations and the conditions and limitations to this Class, and
- (g) Class 8 of Part 2 of Schedule 2 to the said Regulations and the conditions and limitations to this Class

AND WHEREAS An Bord Pleanála has concluded that -

- (a) the advertising motorized sign and static signs constitute replacement advertisement structures,
- (b) the replacement of the original signage by the advertising motorized sign and static signs constituted works which would come within the scope of Section 3(1) of the Planning and Development Act, 2000,
- (c) the advertisements are exhibited within Seapoint railway station, and
- (d) the advertisement structures were not readily visible from outside the premises at the time of their replacement and would come within the scope of the exemption provided in Class 8 of Part 2 of Schedule 2 of the Planning and Development Regulations, 2001:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5 (3) (a) of the 2000 Act, hereby decides that the said motorized backlit sign, measuring 3.45m x 3.2m, and two illuminated static signs in a shelter, measuring 1.35m x 1.95m, at Seapoint Dart Station, Blackrock, County Dublin is development and is exempted development.

Board Member

Date: 09/08/2018

John Connolly