An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

South Dublin County

Planning Register Reference Number: SD16B/0059

An Bord Pleanála Reference Number: PL 06S.246600

APPEAL by Michael Thompson care of Vincent Galligan of Monaghanoose, Bailieborough, County Cavan against the decision made on the 19th day of April, 2016 by Cavan County Council to grant subject to conditions a permission in accordance with plans and particulars lodged with the said Council.

PROPOSED DEVELOPMENT: Demolish existing garage and boiler-house and construct dormer style extension to the rear and south east facing elevations and a new dormer window and two ground floor bay windows to the front elevation at number 1 Shelton Park, Kimmage, Dublin.

DECISION

Having regard to the nature of the conditions the subject of the appeal, the Board is satisfied that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted and, based on the reasons and considerations set out below, directs the said Council under subsection (1) of section 139 of the Planning and Development Act, 2000 to REMOVE condition number 3 and the reason therefor.

REASONS AND CONSIDERATIONS

Having regard to the nature, scale and design of the proposed development and to the existing pattern of development in the vicinity of the site, it is considered that the development as indicated in the documentation submitted to the planning authority could be satisfactorily accommodated on the site without serious injury to the visual amenities of the area or to the residential amenities of surrounding dwellings. Accordingly, the Board considered that condition number 3 as attached to the planning authority notification of decision to grant planning permission would be unwarranted.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

Member of An Bord Pleanála duly authorised to authenticate the seal of the Board.

Dated this day of 2016.