



An
Bord
Pleanála

Board Order

PL 29S.248284

Planning and Development Acts 2000 to 2017

Planning Authority: Dublin City Council

Planning Register Reference Number: WEB1020/17

Appeal by Cormack Manning and David O'Donoghue for Fresh Life Foods Limited care of MacCabe Durney Barnes of 20 Fitzwilliam Place, Dublin and by Donnybrook Fair care of MacCabe Durney Barnes of 20 Fitzwilliam Place, Dublin against the decision made on the 9th day of March, 2017 by Dublin City Council to grant subject to conditions a permission to Waterways Ireland of Floor 2, Block C, Ashtowngate, Navan Road, Dublin in accordance with plans and particulars lodged with the said Council:

Proposed Development: Permit temporary markets to operate in excess of the specified exemptions one day per week at Northern and Southern banks of the Grand Canal adjacent to Wilton Terrace and Mespil Road, Dublin.

Decision

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

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.

Reasons and Considerations

Having regard to the location of the site within the open space area along the Grand Canal, to the Z9 zoning objective, the temporary nature and scale of the proposed development, and the policies of the current Dublin City Development Plan 2016-2022, it is considered that, subject to compliance with the conditions set out below, the proposed development would contribute to the active use and enhancement of this open space area, would not seriously injure the residential or visual amenity of the area, have an adverse effect on the character and setting of the conservation area or endanger public safety by reason of traffic hazard. The proposed development would, therefore, be in accordance 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, 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.

