# An Bord Pleanála



#### PLANNING AND DEVELOPMENT ACTS 2000 TO 2017

# **Clare County Council**

Planning Register Reference Number: P17/661

An Bord Pleanála Reference Number: ABP-300187-17

**Appeal** by Aiden and Natalie Fitzgerald of Doolin, County Clare in relation to the inclusion of special contribution condition number 18 of previous planning register reference number P13-298 by Clare County Council in its decision made on the 19<sup>th</sup> day of October, 2017.

**Proposed Development:** Development consisting of (a) alterations to the development granted under parent planning register reference number P13-298 to include (1) change of use from museum/visitor centre to art gallery/craft demo area/retail and (2) the removal of condition number 18 from the parent planning permission, (b) extension to existing building consisting of a display window and (c) changes to fenestration of existing building to include a new door and window to the rear together with ancillary site works at Doolin Townland, Doolin, County Clare.

## **Decision**

The Board, in accordance with section 48 of the Planning and Development Act, 2000, as amended by section 30 of the Planning and Development Act, 2010, based on the reasons and considerations under, directs the said Council, under section 48 (13) of the 2000 Act, to ATTACH condition number 18 and the reason therefor.

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#### **Reasons and Considerations**

Having regard to the nature of the proposed development, the likely level of usage and associated volumes of pedestrian movement associated with the proposed development, it is considered that the provision of a suitable and safe pedestrian linkage between the site and the central area of Doolin is necessary and will benefit the proposed development. Accordingly, it is considered that the imposition of a financial levy as a special financial contribution pursuant to section 48(2)(c) of the Planning and Development Act, 200), as amended, towards the funding of such pedestrian linkage/footpath is appropriate in this instance.

### **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 2018

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