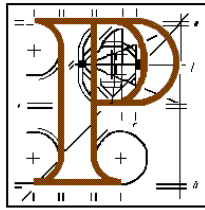


# An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2018

**Dublin City Council**

**Planning Authority Reference Number: SF 553**

An Bord Pleanála Reference Number: ABP-300938-18

**APPEAL** by Paul Kelly of 40 Mountshannon Road, Kilmainham, Dublin against the decision made on the 17<sup>th</sup> day of January, 2018 by Dublin City Council to refuse to grant a licence.

**APPLICATION:** Licence for the placement of three tables and nine chairs in a screened area of public footpath measuring in total 10 square metres (1.5 metres long by 6.8 metres wide) outside number 74 Talbot Street, Dublin.

## DECISION

**In exercise of the powers conferred on it under section 254 of the Planning and Development Act, 2000, as amended, An Bord Pleanála, based on the reasons and considerations under, directs the planning authority to grant a licence subject to the condition set out below.**

## REASONS AND CONSIDERATIONS

It is considered that, subject to compliance with the condition set out below, the proposed provision of street furniture would be in accordance with the land use zoning objectives for the area, Z5 'To consolidate and facilitate the development of the central area, and to identify, reinforce, strengthen and protect its civic design character and dignity, and with the provisions of the Dublin City Development Plan 2016-2022, under section 16.30, concerning such development.

### CONDITION

- (a) The licence hereby granted is for three number tables and nine number chairs within a 6.8 metre by a 1.5 metre space running parallel to the Talbot Street façade for the period from 1000 hours to 1900 hours only.
- (b) The outdoor seating space, inclusive of any enclosing screens, shall not be greater than 6.8 metres in length, shall not extend greater than 1.5 metres in depth from the front building line and shall not accommodate more than three tables and nine chairs.
- (c) The outdoor seating area shall be screened off with a free-standing screen (or screens) with a maximum height of one metre above ground level and the screens shall include no advertising other than the name of the premises.
- (d) The street furniture and screens shall be stored indoors during times outside the operational period of 1000 hours to 1900 hours.

**Reason:** In the interest of the proper planning and sustainable development of the area and in the interest of the visual amenities of the street.

