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**Planning and Development Acts 2000 to 2018**

**Planning Authority: Meath County Council**

**Planning Register Reference Number: AA/171432**

**APPEAL** by Helen O'Connor and others care of Marston Planning Consultancy of 23 Grange Park, Foxrock, Dublin against the decision made on the 19<sup>th</sup> day of June, 2018 by Meath County Council to grant subject to conditions a permission to Cairn Homes Properties Limited care of McGill Planning of 1<sup>st</sup> Floor, 7 Fitzwilliam Street Upper, Dublin.

**Proposed Development:** Modifications to permitted applications, planning register reference numbers AA/141073 and AA/170488 to include provision of a two-storey crèche (circa 369 square metres) in lieu of the permitted crèche granted under planning register reference number AA/141073. All associated site development works, services provision/drainage works, open space, car/bicycle parking, set-down area, landscaping and boundary treatment works all within the development known as "Churchfields", located south-west of Ashbourne Town Centre in the townland of Killegland, Ashbourne, County Meath. Further public notices were received by the planning authority on the 24<sup>th</sup> day of May, 2018.

## **Decision**

**REFUSE permission for the above proposed development in accordance with the reasons and considerations 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 planning history of the site, it is considered that the proposed development would contravene materially specific conditions attached to an existing planning permission, that is, conditions numbers 2 and 18 of planning permission register reference number AA/141073, which require the subject site area be used for active public open space and to be kept free of any development, in the interest of the proper planning and sustainable development of the area and in order to ensure the proper development of the public open space areas, and their continued use for this purpose. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

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**Philip Jones**

**Member of An Bord Pleanála**

**duly authorised to authenticate**

**the seal of the Board.**

**Dated this            day of            2019.**