



Planning and Development Acts 2000 to 2018

Planning Authority: Wicklow County Council

Planning Register Reference Number: 18/1064

Appeal by Fergus Holt of 161 Edwin Street North, Croydon, Sydney, Australia against the decision made on the 12th day of November, 2018 by Wicklow County Council to grant subject to conditions a permission to Avoca Building Company care of Theo Phelan Design Limited of 5 Wentworth Place, Wicklow in accordance with plans and particulars lodged with the said Council.

Proposed Development: Change of house type, relocation of houses and access drives on sites, revised fence to part of north-east site boundary for development previously granted permission under planning register reference number 08/1496, An Bord Pleanála reference number PL 27.231988, all at Killacoran, Aughrim, County Wicklow.

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.

Reasons and Considerations

Having regard to the provisions of the Aughrim Town Plan 2016-2022, the planning history of the site, the residential zoning of the site and the nature of the proposed modifications to the previously permitted development, it is considered that, subject to compliance with the conditions set out below, the proposed development would 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.

2. The applicant shall comply with all conditions attached to the previous parent permission granted under planning register reference number 08/1496, An Bord Pleanála reference number PL 27.231988 and planning register reference number 14/1086 except as may otherwise be required in order to comply with the conditions attached to this permission.

Reason: In the interest of clarity.

3. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid prior to commencement of development or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to An Bord Pleanála to determine the proper application of the terms of the Scheme.

Reason: It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.

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

Dated this day of 2019.