



An  
Bord  
Pleanála

**Board Order**  
**ABP-305396-19**

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**Planning and Development Acts 2000 to 2019**

**Planning Authority: Wicklow County Council**

**Planning Register Reference Number: 19/714**

**Appeal** by Bryan Keaveny care of O'Neill Associates of Domus, Kilpedder, County Wicklow in relation to the application by Wicklow County Council of the terms of the Development Contribution Scheme made for the area in respect of condition number 2 of its decision made on the 16<sup>th</sup> day of August, 2019.

**Proposed Development:** Retention of awning to existing terrace at rear of dwelling. Permission for removal and repositioning of existing detached shed to facilitate construction of a detached granny flat (47.13 square metres) including taping into existing mains services (serving existing dwelling) and associated site works including wheelchair ramp at Greenlawn, Dublin Road (Tiknock Townland), Arklow, County Wicklow.

## **Decision**

**The Board, in accordance with section 48 of the Planning and Development Act, 2000, as amended, considered, based on the reasons and considerations set out below, that the terms of the Development Contribution Scheme for the area had not been properly applied in respect of condition number 2 and directs the said Council to REMOVE condition number 2 and the reason therefor.**

## **Reasons and Considerations**

Having regard to the submissions made on the file, and to the nature of the development to be retained, the Board considered that the terms of the Wicklow County Council Development Contribution Scheme, 2015 had not been properly applied in that the erection of the awning to the existing terrace at the rear of the dwellinghouse did not constitute reckonable floor area for the purposes of the Scheme.

## **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.

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**Terry Ó Niadh**

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

**Dated this            day of            2019.**