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## **Planning and Development Acts 2000 to 2019**

**Planning Authority: Dublin City Council**

**Planning Register Reference Number: SF/520**

**Appeal** by Declan Doyle care of ABA Architects of 17 Londonbridge Road, Sandymount, Dublin against the decision made on the 3<sup>rd</sup> day of October, 2019 by Dublin City Council to refuse to grant a licence.

**Application:** Licence for the placement of street furniture (eight tables and 16 chairs) surrounded by wind-breaker screens with a parasol over on an area of 25.12 square metres (6.89 square metres of which is in private ownership) on the public footpath between D'Olier Street building line and Westmoreland Street Building line, at The Pillar Bar, 24-25 Westmoreland Street, Dublin.

## **Decision**

**In exercise of the powers conferred on it under section 254 of the Planning and Development Act, 2000, An Bord Pleanála hereby DISALLOWS the said appeal based on 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**

The proposal to place street furniture in close proximity to the Westmoreland Luas Stop would reduce the width of the footpath at this location along the pedestrian desire line so as to impact of the primary function of the street to provide for passage of movement and would represent a barrier/obstacle at the junction of Westmoreland Street and D'Olier Street and cause an obstruction to pedestrians in this area using bus stops, Luas stops and Dart stations. The proposal would also represent a visual intrusion at this location in a designated Architectural Conservation Area, would adversely affect the character and setting of a Protected Structure and would be contrary to Section 16.30 of the Dublin City Development Plan 2016-2022. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

## **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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**Paul Hyde**

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

**Dated this            day of            2020.**