



Planning and Development Acts 2000 to 2019

Planning Authority: Dún Laoghaire-Rathdown County Council

Planning Register Reference Number: D19A/0498

Application for Leave to Appeal against the decision of the planning authority by Cathal O'Connor care of Future Analytics Consulting Limited of 23 Fitzwilliam Square (South), Dublin having an interest in land adjoining the land in respect of which Dún Laoghaire-Rathdown County Council decided on the 29th day of October, 2019 to grant subject to conditions a permission to Ashveer Thulseeperasad and Tracey Singleton care of Fergus Flanagan of Crescent Quay, Wexford Town, County Wexford.

Proposed Development: Retention of alteration to windows on north and west elevations. Alteration to roof angle on west elevation and all associated site works at Laurel Road, Churchtown, Dublin, within the curtilage of Enderley, Sweetmount Avenue, Dundrum, Dublin which is a Protected Structure.

Decision

REFUSE leave to appeal under section 37 (6) of the Planning and Development Act, 2000, as amended, 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

Having regard to the submissions and documents received in connection with the application for leave to appeal and the conditions set out in the planning authority's decision, it is considered that -

- (i) while it has been shown that the development, in respect of which a decision to grant permission has been made, will differ materially from the development as set out in the application for permission by reason of condition numbers 1, 4 and 5 imposed by the planning authority to which the grant is subject,
- (ii) it has not been shown that the imposition of these conditions will materially affect the applicant's enjoyment of the land adjoining the land in respect of which it has been decided to grant permission or reduce the value of the land.

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

Dated this day of 2019.