

Board Order ABP-308246-20

Planning and Development Acts 2000 to 2020

Planning Authority: Fingal County Council

Planning Register Reference Number: F20B/0164

Appeal by Melanie Wright care of J. McSweeney Architects of against the decision made on the 27th day of August, 2020 by Fingal County Council to grant subject to conditions a permission in accordance with plans and particulars lodged with the said Council.

Proposed Development: External modifications to previously approved two storey detached dwelling granted under planning register reference number F19A/0108, namely: nw projecting window to front first floor elevation and change from monopitch roof to a parapet roof at front part of the house at a site between Lough Nevin and Pine Hill at Thormanby Road, Howth, Dublin.

Decision

Having regard to the nature of the condition number 2, the subject of the appeal, the Board is satisfied that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted and, based on the reasons and considerations set out below, directs the said Council under subsection (1) of section 139 of the Planning and Development Act, 2000 to REMOVE condition number 2 and the reasons therefor.

Reasons and Considerations

Having regard to the established residential nature of the site, to the development as permitted in the parent permission granted under planning register reference number F19A/0108, and to the pattern of development in the vicinity, it is considered that the inclusion of the 'pop out window' as a feature to the north west elevation, as shown on the plans and particulars submitted, will not represent an incongruous design feature and will not impact adversely on the residential amenities of adjacent properties or on the character of the area. The omission of Condition number 2 of the permission granted under planning register reference number F20B/0164 would not, 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.

> Michelle Fagan Member of An Bord Pleanála duly authorised to authenticate the seal of the Board.

Dated this day of 2021