

Planning and Development Acts 2000 to 2021

Planning Authority: Fingal County Council

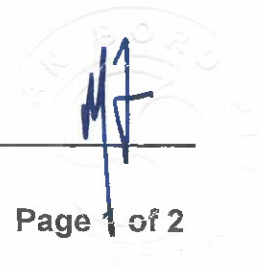
Planning Register Reference Number: FW21B/0158

Appeal by Richard and Mary Tucker of 75 Littlepace Drive, Clonee, Dublin in relation to the application by Fingal County Council of the terms of the Development Contribution Scheme made for the area in respect of condition number 8 of its decision made on the 7th day of December, 2021.

Proposed Development: The construction of a single storey garden room and new flat roof to the existing garden shed all to the rear of the existing house. The garden room will consist of a home gym and home office space and ancillary use to the main house. Plus all other associated site works, all at 75 Littlepace Drive, Clonee, Dublin.

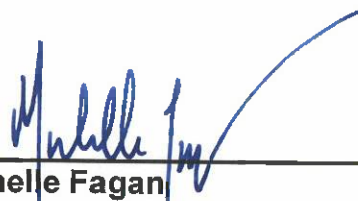
Decision

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 8 and directs the said Council to REMOVE condition number 8 and the reasons therefor.

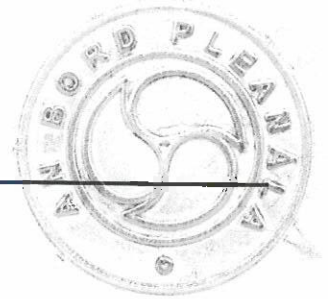


Reasons and Considerations

Having regard to the scale, location and use of the proposed development, as set out in the plans and particulars submitted with the application and condition number 8 of the planning authority's decision, including the absence of any habitable accommodation, it is considered that it would constitute a garage or garden shed that is exempt from the requirement to pay a levy under the Fingal County Council Development Contribution Scheme by virtue of section 11(i)(s) of that scheme.



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



Dated this 25th day of May 2022.