



An
Bord
Pleanála

Board Order ABP-313290-22

Planning and Development Acts 2000 to 2021

Planning Authority: Wicklow County Council

Planning Register Reference Number: 21/912

Application for Leave to Appeal against the decision of the planning authority by Anthony and Shirley Quinn and Gavin and Alison Martin care of 4 Oaklawn, Newcastle, County Wicklow, having an interest in land adjoining the land in respect of which Wicklow County Council decided on the 25th day of March, 2022 to grant subject to conditions a permission to Ray Finlayson care of McAulay Rice Architects of Green Tree House, Fitzwilliam Square, Wicklow Town, County Wicklow.

Proposed Development: Five number new dwellings. The works will include the provision of a new vehicular entrance off existing public road, a new access road, new boundaries, connections to services, secondary treatment systems including percolation areas to current EPA guidelines for all five dwellings and all associated site works at Newcastle Middle, County Wicklow.

Decision

GRANT 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.

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 it has been shown that -

- (i) 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 conditions numbered 11 and 13 imposed by the planning authority to which the grant is subject, and
- (ii) the imposition of conditions numbered 11 and 13 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.


Michelle Fagan

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

Dated this 9th day of May 2022