



An
Bord
Pleanála

Board Order ABP-314409-22

Planning and Development Acts 2000 to 2022

Planning Authority: Offaly County Council

Planning Register Reference Number: PL2/22/159

Appeal by Thomas Reilly of Puttaghaun, Tullamore, County Offaly against the decision made on the 5th day of August, 2022 by Offaly County Council to grant subject to conditions a permission to Aisling Molloy care of Michael Middleton of Hawkswood, Killeigh, County Offaly in accordance with plans and particulars lodged with the said Council.

Proposed Development: Erection of a new two-storey dwelling with connection to the public mains, the partial demolition of existing agricultural shed and all ancillary works at Tyrrells Road, Puttaghan, Tullamore, County Offaly, as revised by further public notices received by the planning authority on the 11th day of July, 2022.

Decision

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

Reasons and Considerations

Having regard to the objectives of the Offaly County Development Plan 2021-2027 and the nature and design of the development, it is considered that subject to compliance with the conditions set out below, the proposed development would not impact on the amenities of properties in the area. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars received by the planning authority on the 9th day of June, 2022, except as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. Prior to commencement of development, the developer shall enter into a water and wastewater connection agreements with Uisce Éireann.

Reason: In the interest of public health.

3. Drainage arrangements, including the attenuation and disposal of surface water, shall comply with the requirements of the planning authority for such works and services. Surface water from the site shall not be permitted to drain onto the adjoining public road.

Reason: In the interest of traffic safety.

4. Details of the materials, colours and textures of all the external finishes to the proposed dwellings shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

Reason: In the interest of visual amenity.

5. (a) Concrete block capped walls 1.8 metres high shall be erected along the site boundaries, behind the front building line.

(b) Boundary treatments erected forward of the front building line of the proposed dwelling shall be concrete block walls capped and plastered and these walls shall not exceed the height of the existing walls along the relevant site boundary.

Reason: In the interests of adjoining privacy and orderly development.

6. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid prior to commencement of development or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to An Bord Pleanála to determine the proper application of the terms of the Scheme.

Reason: It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.



Mary Henchy

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this 22nd day of November 2023