



An
Bord
Pleanála

Board Order ABP-315849-23

Planning and Development Acts 2000 to 2022

Planning Authority: Kildare County Council

Planning Register Reference Number: 22/1183

Appeal by Pierce Molony care of Delahunty and Harley of 11A Sydney Terrace, Blackrock, County Dublin in relation to the application by Kildare County Council of the terms of the Development Contribution Scheme made for the area in respect of condition number 6 of its decision made on the 24th day of January, 2023.

Proposed Development: Retention of amended apartment layouts at first and second floors and the re-designation of permitted one-bed apartment at first floor level as a two-bed apartment (bedroom 2 previously omitted by condition 2 of planning register reference number 18/11) at 9 North Main Street, Naas, County Kildare (a protected structure).

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 been properly applied in respect of condition number 6 and directs the said Council to ATTACH condition number 6 and the reason therefor.

Reasons and Considerations

Having regard to the decision of the planning authority to grant permission for retention of the development on the 24th day of January, 2023, and to the adopted Kildare County Development Contributions Scheme 2023-2029 (superseding the Kildare County Development Contributions Scheme 2015-2019) which came into effect on the 1st day of January, 2023, specifically noting Section 9 which sets out that no exemptions or waivers shall apply to any developments subject to retention permission, the Board is satisfied that, in attaching condition number 6, the planning authority correctly applied the terms of the Kildare County Development Contributions Scheme 2023-2029.

Patricia Calleary



Patricia Calleary

Member of An Bord Pleanála

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

Dated this *15* day of *Februas*. 2024.