



An
Bord
Pleanála

Board Order
ABP-317222-23

Planning and Development Acts 2000 to 2022

Planning Authority: Dublin City Council

Planning Register Reference Number: SF678

Appeal by Erol Basak of 23 Liffey Park, Liffey Valley Park, Lucan, County Dublin against the decision made on the 28th day of February, 2023 by Dublin City Council North Council to refuse a licence for the proposed development.

Licence Application:

Section 254 street furniture license for seating area at 18 Liffey Street Upper, Dublin.

Decision

In exercise of the powers conferred on it under section 254 of the Planning and Development Act, 2000, as amended, An Bord Pleanála, directs the planning authority to **REFUSE TO GRANT** a licence, based on the reasons and considerations under and subject to the conditions set out below.

REASONS AND CONSIDERATIONS

Having regard to the provisions of Section 254 of the Planning and Development Act 2000, as amended, to the nature and extent of the development, to the poor pedestrian environment and restricted footpath width that would result from the proposed placement of the outdoor furniture in the vicinity of the site, it is considered that the proposed development would obstruct the public footpath and force pedestrians onto the public road, thereby causing a potential conflict between pedestrians and vehicular traffic. The Board is not satisfied, therefore, that the proposed placement of street furniture and associated structures at this location would not endanger pedestrian safety and interfere with the free movement of pedestrians in the vicinity of the site, which would give rise to a traffic hazard, and would not be in accordance with the policy objectives of the Dublin City Development Plan 2022-2028 which seek to create high-quality streets and public spaces in the city centre which are accessible and inclusive in accordance with the principles of universal design. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.



Mary Henchy

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this *29* day of *September* 2023.