



An  
Bord  
Pleanála

Board Order  
ABP-321189-24

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## **Planning and Development Acts 2000 to 2022**

**Planning Authority: Louth County Council**

**Planning Register Reference Number: 2460348**

**Appeal** by Gerry Malone of Tara, Rock Road, Blackrock, Dundalk, County Louth and by others against the decision made on the 11<sup>th</sup> day of October 2024 by Louth County Council to grant subject to conditions a permission to Clodagh McClean care of Emmet Holland of 15 Park Villas, Dundalk, County Louth in accordance with plans and particulars lodged with the said Council.

**Proposed Development:** Construction of a single storey detached dwellinghouse along with all associated site development works, all at Rock Road, Blackrock, County Louth, as revised by the further public notices received by the planning authority on the 23<sup>rd</sup> day of September 2024 which included the provision of a new site access.

## **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 residential land use zoning of the site, the pattern and scale of development in the surrounding area, the nature, scale and location of the proposed development, the condition and nature of Rock Road, including the need to ensure traffic safety associated with the proposed development, and the provisions of the Louth County Development Plan 2021-2027, it is considered that, subject to compliance with the conditions set out below, the proposed development would not be out of character with existing development in the area, would not seriously injure the visual or residential amenities of the area or of property in the vicinity, and would not give rise to a traffic hazard. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

## Conditions

1. The proposed 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 23<sup>rd</sup> day of September 2024, 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 proposed development shall be carried out and completed in accordance with the agreed particulars.

**Reason:** In the interest of clarity.

2. The vehicular entrance serving the dwelling and the roadside boundary treatment shall be as indicated in the 'Proposed Site Layout Plan', drawing number 2405-PP03, Rev. A, received by the planning authority on the 23<sup>rd</sup> day of September 2024.

**Reason:** In the interest of clarity, traffic safety and the proper planning and sustainable development of the area.

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

**Reason:** In the interest of visual amenity.

4. The disposal of surface water shall comply with the requirements of the planning authority for such works and services. Prior to commencement of development, the developer shall submit details for the disposal of surface water from the site for the written agreement of the planning authority.

**Reason:** To prevent flooding and in the interest of sustainable drainage.

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

**Reason:** In the interest of public health.

6. Site development and building works shall be carried out only between the hours of 0700 to 1900 Mondays to Fridays, inclusive, between 0800 to 1400 hours on Saturdays and not at all on Sundays or public holidays. Deviation from these times shall only be allowed in exceptional circumstances where prior written approval has been received from the planning authority.

**Reason:** In order to safeguard the amenities of property in the vicinity.

7. If during the course of site works any archaeological material is discovered, the planning authority shall be notified immediately. The developer shall also notify the National Monuments Service in this regard.

**Reason:** In the interest of preserving or preserving by record archaeological material likely to be damaged or destroyed in the course of the development.

8. All service cables associated with the proposed development (such as electrical, telecommunications and communal television) shall be located underground.

**Reason:** In the interest of visual and residential amenity.

9. 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.



**Tom Rabbette**

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

Dated this 13<sup>th</sup> day of May 2025.