



An  
Coimisiún  
Pleanála

Commission Order  
ABP-322346-25

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**Planning and Development Acts 2000 to 2025**

**Planning Authority: Dublin City Council**

**Planning Register Reference Number: WEB1187/25.**

**Appeal** by Bambino Merrio Limited care of Noonan Moran Architecture of 139 Baggot Street Lower, Dublin against the decision made on the 24<sup>th</sup> day of March 2025, by Dublin City Council to refuse a permission for the proposed development.

**Proposed Development:** Permission for retention of four high dining tables, located on a private landing to the front of Bambino Pizza at Number 18 Merrion Street Upper, Dublin.

## **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 nature and scale of the development proposed to be retained, the planning history pertaining to the site, to the location of the dining tables on private property and not on the public footpath, and to the land use zoning objective for the site as indicated in the Dublin City Development Plan 2022-2028, it is considered that, subject to compliance with the conditions as set out below, the development for which retention is sought will not adversely impact on the character or setting of the Protected Structure on the site (reference RPS number 5212) or adversely impact on the Conservation Area in which it is located, and would be acceptable in terms of pedestrian safety and convenience. The development proposed for retention would, therefore, be in accordance with the proper planning and sustainable development of the area.

## Conditions

1. The development shall be retained in accordance with the plans and particulars lodged with the application unless otherwise amended by conditions set out below.

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

2. The total number of high dining tables permitted within the private landing area shall not exceed three. The size/dimensions of the tables shall not exceed those indicated in the plans and particulars submitted with the application. No seating shall be permitted within the private landing area and the tables shall not be permitted within the public footpath area.

**Reason:** To ensure that the development does not impinge upon the public footpath.



3. The tables and refuse bin shall be removed from the private landing area when the commercial unit they are serving is closed to the public.

**Reason:** To help preserve the character of the building and the area.

4. 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 Coimisiún 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

Planning Commissioner of An Coimisiún  
Pleanála duly authorised to authenticate  
the seal of the Commission.

Dated this 5<sup>th</sup> day of August 2025.

