

An  
Coimisiún  
Pleanála

Commission Order  
ABP-322599-25

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**Planning and Development Act 2000, as amended**

**Planning Authority: Dublin City Council**

**Planning Register Reference Number: 3099/25**

**Appeal** by Peter and Norma Bodie of 416 Clogher Road, Dublin 12 and by Gary Delaney and Denise Doorly of 412 Clogher Road, Crumlin, Dublin 12 against the decision made on the 29<sup>th</sup> day of April 2025 by Dublin City Council to grant, subject to conditions, a permission to Paul and Mary Tully care of OC Architects and Design of 67 Ranelagh Village, Dublin 6 in accordance with plans and particulars lodged with the said Council:

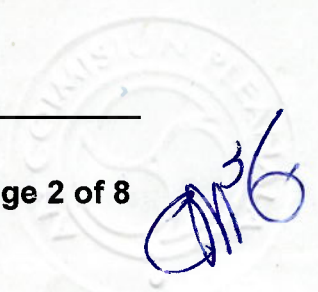
**Proposed Development:** The proposed works include :(i) demolition of existing workshop building and sheds with a total floor area of 163 square metres; (ii) construction of two number two-storey, three-bedroom, detached houses with flat roofs and rooflights; (iii) formation of a new shared vehicular entrance on Clogher Road; (iv) inclusion of designated bin areas serving each house; (v) three number car parking spaces; private open space, bicycle parking, new boundary wall positions to existing houses, landscaping, Suds drainage and all ancillary works necessary to facilitate the development, at a site to the rear of Numbers 404, 406, 408 and 410 Clogher Road, Crumlin , Dublin 12.

## **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 location of the application site on lands zoned for residential development, the infill nature of the site, the residential standards contained in the Dublin City Development Plan 2022-2028 and the pattern of development in the area, it is considered that the proposed development would be in keeping with the residential character of the area, would support Policy QHSN6 (Urban Consolidation) of the current development plan, which seeks to promote and support residential consolidation and sustainable intensification through the consideration of applications for infill development and backland development, would not give rise to the creation of a traffic hazard and would not seriously injure the amenities of neighbouring residential properties. The proposed development would be in accordance with the relevant provisions of the development plan and 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, 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. 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 and to ensure an appropriate high standard of development.

3. All rear gardens shall be bounded by block walls, not less than 1.8 metres and not greater than 2 metres in height, capped and rendered, on those side facing public/communal areas, to the written satisfaction of the planning authority.

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

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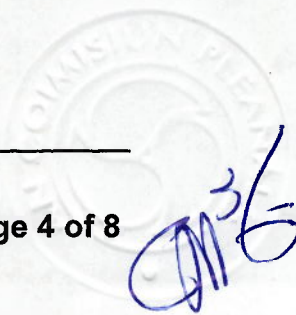
4. The proposed development shall be amended as follows:
- (a) The window to bedroom 2 within Dwelling 2 shall be angled or include a screening measure to reduce any potential overlooking to Bedroom 1 within Dwelling 1.
  - (b) A maximum of one number car parking space shall be provided for each dwelling.

Revised drawings showing compliance with these requirements shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

**Reason:** In the interests of residential amenity and of pedestrian and vehicular safety.

5. Prior to commencement of works, the developer shall submit to, and agree in writing with the planning authority, a Construction Management Plan, which shall be adhered to during construction. This plan shall provide details of intended construction practice for the development, including noise and dust management measures and off-site disposal of construction/demolition waste.

**Reason:** In the interest of public safety and amenity.

  
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6. Prior to commencement of development, a Resource Waste Management Plan (RWMP) as set out in the Environmental Protection Agency's Best Practice Guidelines for the Preparation of Resource and Waste Management Plans for Construction and Demolition Projects (2021) shall be prepared and submitted to the planning authority for written agreement. The RWMP shall include specific proposals as to how the RWMP will be measured and monitored for effectiveness. All records (including for waste and all resources) pursuant to the agreed RWMP shall be made available for inspection at the site office at all times.

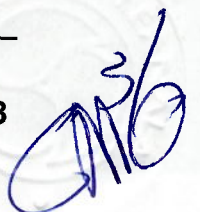
**Reason:** In the interest of reducing waste and encouraging recycling.

7. The management and maintenance of the proposed development following its completion shall be the responsibility of a legally constituted management company, or by the local authority in the event of the development being taken in charge. Detailed proposals in this regard shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

**Reason:** To ensure the satisfactory completion and maintenance of this development.

8. The disposal of surface water shall comply with the requirements of the planning authority for such works and services. Prior to the 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 interests of sustainable drainage

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9. All costs incurred by the local authority, including any repairs to the public road and services necessary as a result of the development, shall be at the expense of the developer.

**Reason:** In the interest of pedestrian and vehicular safety.

10. Prior to the commencement of development, the developer shall enter into Connection Agreements with Uisce Éireann (Irish Water) to provide for service connections to the public water supply and wastewater collection network.

**Reason:** In the interest of public health and to ensure adequate water/wastewater facilities.

11. Proposals for an estate/street name, house numbering scheme and associated signage shall be submitted to and agreed in writing with, the planning authority prior to commencement of development. Thereafter, all estate and street signs, and house numbers, shall be provided in accordance with the agreed scheme. No advertisements/marketing signage relating to the name(s) of the development shall be erected until the developer has obtained the planning authority's written agreement to the proposed name(s).

**Reason:** In the interest of urban legibility.

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

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

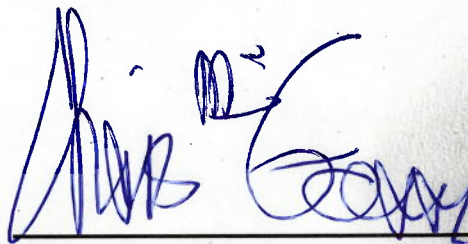
13. Prior to commencement of development, the developer shall lodge with the planning authority a cash deposit, a bond of an insurance company, or other security to secure the provision and satisfactory completion of roads, footpaths, watermains, drains, public open space and other services required in connection with the development, coupled with an agreement empowering the local authority to apply such security or part thereof to the satisfactory completion or maintenance of any part of the development. The form and amount of the security shall be as agreed between the planning authority and the developer or, in default of agreement, shall be referred to An Coimisiún Pleanála for determination.

**Reason:** To ensure the satisfactory completion of the development.

  
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14. 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.



**Chris McGarry**

**Planning Commissioner of An Coimisiún**

**Pleanála duly authorised to authenticate  
the seal of the Commission.**

Dated this 23<sup>rd</sup> day of September 2025.