

An
Coimisiún
Pleanála

Commission Order
PL-501107-DR-26

Planning and Development Act 2000, as amended

Planning Authority: Dún Laoghaire-Rathdown County Council

Planning Register Reference Number: D26B/0035/WEB

Appeal by Mark and Alison Whelan against the decision made on the 11th day of March, 2026 by Dún Laoghaire-Rathdown County Council to grant subject to conditions a permission to Daniel Inacu and Catherine Mooney in accordance with plans and particulars lodged with the said Council.

Proposed Development: (1) Demolition of existing single storey lean-to extensions to rear of house and removal and raising of existing flat roof to rear of house, (2) alterations to fenestration to the rear and side of the existing house, (3) construction of new single storey flat roof extension to the rear, with one and a half height section over the dining area, and (4) all associated site works required to facilitate the development all at 75 Patrick Street, Dun Laoghaire, County 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 design, and the appearance of both the existing structure on the site and the proposed rear annex, it is considered that, subject to compliance with conditions set out below, the proposed development would not seriously injure the visual amenities of the area or residential amenities of property in the vicinity and would not adversely impact on the character of the area. The proposed development, 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. The existing dwelling and extension shall be used as a single dwelling unit apart from such use as may be exempted development for the purposes of the Planning and Development Regulations

Reason: In the interests of clarity and to ensure the proper and sustainable development of the area.



3. For the avoidance of doubt, this permission shall relate to the extension to the rear of the premises only and shall not be construed as approving any development shown on the plans, particulars and specifications, the nature and extent of which has not been adequately stated in the statutory public notices. The development hereby authorised relates to the development listed as per the statutory notices only.

Reason: To comply with permission regulations.

4. The rear extension shall be finished in painted render to harmonise with the render finish of the existing dwelling.

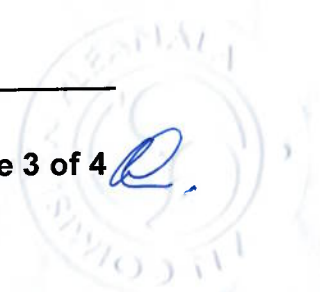
Reason: In the interest of visual amenity.

5. Drainage arrangements, including the attenuation and disposal of surface water, shall comply with the requirements, in writing where necessary, of the planning authority for such works and services.

Reason: In the interest of public health.

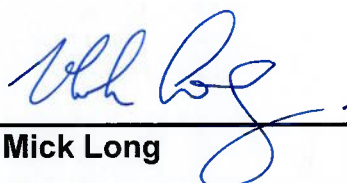
6. Prior to commencement of works, the developer shall submit to, and agree in writing with the planning authority, a Construction Management Plan, which shall be adhered to during construction. This plan shall provide details of intended construction practice for the development, including noise and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

Reason: In the interest of public safety and amenity.



7. 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.



Mick Long

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

Dated this 7th day of August 2026