

## Eoin O'Sullivan

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**From:** Bord  
**Sent:** Friday 30 July 2021 11:26  
**To:** Appeals2  
**Subject:** FW: Our Ref: FS5W/010/21: Your Ref ABP-310767-21  
**Attachments:** scan.pdf

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**From:** Derek Kavanagh <Derek.Kavanagh@fingal.ie>  
**Sent:** Friday 30 July 2021 11:05  
**To:** Bord <bord@pleanala.ie>  
**Subject:** FW: Our Ref: FS5W/010/21: Your Ref ABP-310767-21

Dear Sir/Madam,

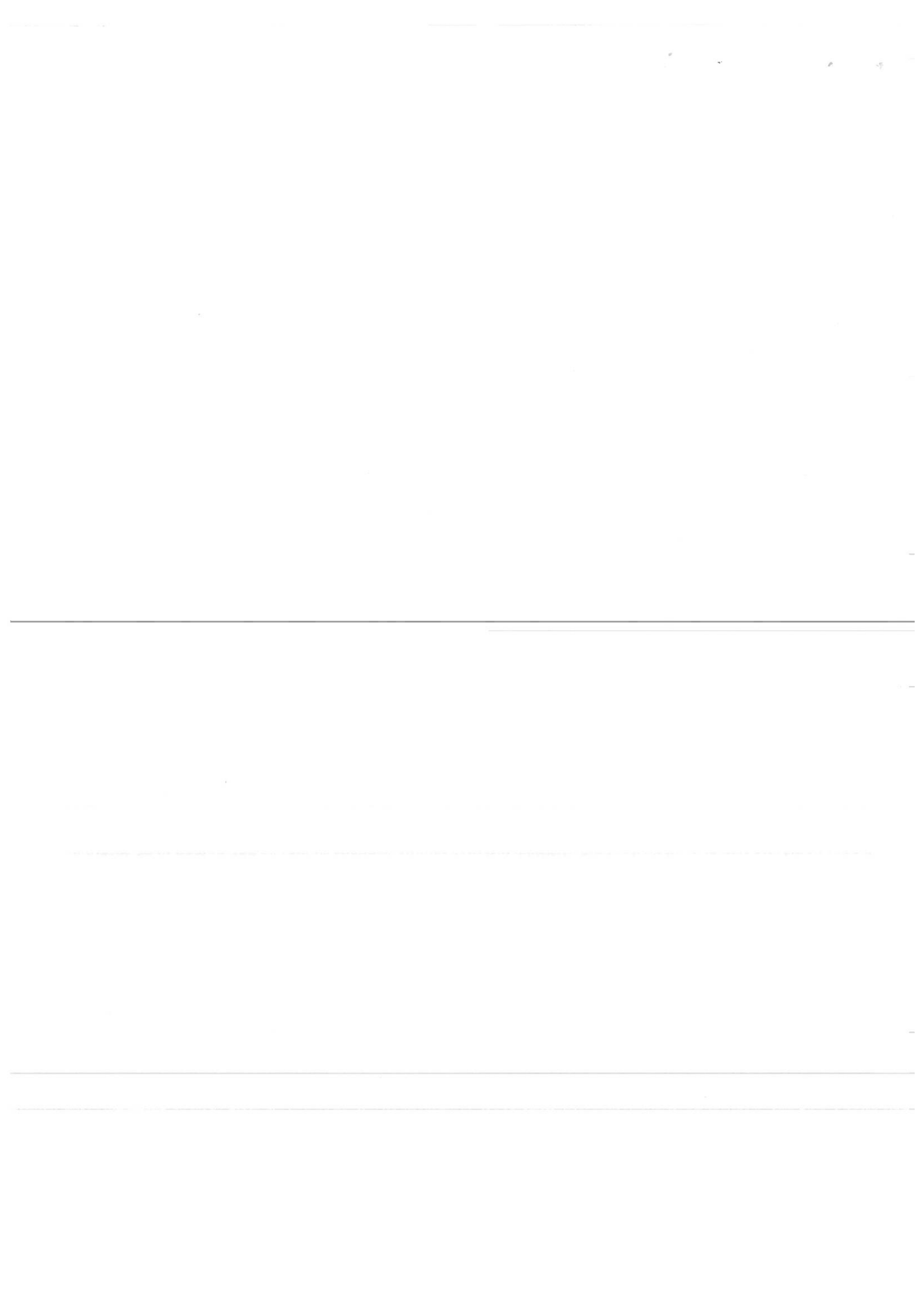
Please find attached response to correspondence received in respect of the above application.

Yours faithfully,

**Derek Kavanagh**  
**Staff Officer.**

Planning and Strategic Infrastructure Department | Fingal County Council | County Hall | Main Street | Swords | Co. Dublin, K67X8Y2  
Tel. 01 8905750, [derek.kavanagh@fingal.ie](mailto:derek.kavanagh@fingal.ie)

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The Secretary,  
An Bord Pleanála,  
64 Marlborough Street,  
Dublin 1.

Our Ref. FS5W/010/21

Your Ref. ABP-310767-21

29<sup>th</sup> July, 2021

Re: Whether the weatherproofing of a structure which fronts the Lower Lucan Road at Strawberry Beds, Castleknock is or is not development or is or is not exempted development.  
Lower Road, Strawberry Beds, Castleknock, Dublin 15

Dear Sir/Madam,

I refer to your correspondence dated 7<sup>th</sup> July, 2021 regarding the above application.

The Planning Authority's comments are as follows:

The Planning Authority would refer An Bord Pleanála to the Chief Executive's Order for this Section 5 application which detailed the considerations on the case. In respect of any use of the structure, the Chief Executive's Order clearly states that "the question in this declaration relates to works alone and does not propose any future use" and the proposal was assessed on that basis. As stated in the Order, the works were deemed not to be exempted development because "The proposed works would materially alter the external appearance of the structure such that they would render the appearance inconsistent with the character of the structure. The works would not therefore come within the scope of section 4(1)(1) of the Planning and Development Act 2000, as amended, and would constitute development which is not exempted development".

The Planning Authority does not have further comment to make. The Board is respectfully requested to uphold the decision of the Authority.

Yours faithfully,

Colm McCoy  
Colm McCoy,  
Senior Planner.

Date: 29.07.21