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Bord  
Pleanála

**Board Direction**  
**PL.04.249218**

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The submissions on this file and the Inspector's report were considered at a Board meeting held on January 3<sup>rd</sup> 2018.

The Board treated this case under section 48 of the Planning and Development Act, 2000, as amended. The Board also decided that the planning authority be directed, as follows:

Remove condition 3

Reasons and Considerations, as per the Inspector's recommendation as follows.

### **Reasons and Considerations**

The Board, in accordance with section 48 of the Planning and Development Act, 2000, as amended by section 30 of the Planning and Development Act, 2010, considered that the figure imposed under condition 3 (€75,000.00 (seventy five thousand euro)) as a special development contribution towards the cost of repairs to, and replacement of, road surface / junctions / entrance between the site Pewterhole Cross Roads does not accord with the provisions of Section 48(2)(c) of the Planning and Development Act, 2000, as it has not been established that this constitutes a specific exceptional cost in relation to this particular development.

**Board Member**

**Date:** 03.01.18

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Paul Hyde