



An
Bord
Pleanála

Board Direction
BD-000448-18
ABP-300457-17

The submissions on this file and the Inspector's report were considered at a Board meeting held on 1st June 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:

Amend condition number 4 as follows.

4. The developer shall pay to Limerick City & County Council a financial contribution of €120,000.00 (one hundred and twenty thousand euro) 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 the 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.

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.

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

Reasons and Considerations

The terms of the Limerick City & County Council Development Contribution Scheme 2017-2021 require a development contribution for renewable energy developments based upon a rate charged at €15,000 per each 1MW above an installed capacity of 0.5MW. It is considered that the terms of the development contribution scheme have, thereby, not been properly applied with regard to the exemption for 0.5MW of proposed installed capacity and the development contribution condition should be revised in this instance.

Board Member:

Date: 11/06/2018

Michelle Fagan