

An
Bord
Pleanála

Board Direction
ABP-308601-20

The submissions on this file and the Inspector's report were considered at a Board meeting held on 05/05/2021.

The Board decided, as set out in the following Order, that

Board Order as follows:-

WHEREAS a question has arisen as to whether the construction of a cattle shed with a gross external area of 120sqm, a hay & feed shed with a gross external area of 170sqm, a machinery shed with a gross external area of 170sqm and a workshop with a gross external area of 66sqm is or is not development or is or is not exempted development:

AND WHEREAS Seamus Lonergan requested a declaration on this question from Meath County Council and the Council issued a declaration on the 13th day of October, 2020 stating that the matter was development and was not exempted development:

AND WHEREAS Seamus Lonergan referred this declaration for review to An Bord Pleanála on the 6th day of November, 2020:

AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to –

- (a) Section 2(1) of the Planning and Development Act, 2000, as amended,
- (b) Section 3(1) of the Planning and Development Act, 2000,

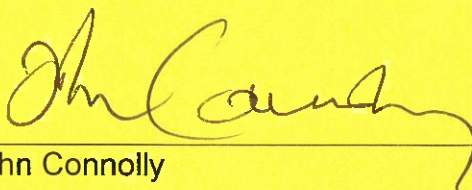
- (c) Article 6(1) and article 9(1) of the Planning and Development Regulations, 2001, as amended,
- (d) Part 3 of Schedule 2 to the Planning and Development Regulations, 2001, as amended,
- (e) The site's planning history,
- (f) The pattern of development in the area:

AND WHEREAS An Bord Pleanála has concluded that:

- (a) The construction of a cattle shed with a gross external area of 120sqm would come generally within the scope of the exempted development provisions of Class 6 of Part 3 of Schedule 2 of the said Regulations,
- (b) The construction of a hay & feed shed with a gross external area of 170sqm, a machinery shed with a gross external area of 170sqm and a workshop with a gross external area of 66sqm would come generally within the scope of the exempted development provisions of Class 9 of Part 3 of Schedule 2 of the said Regulations, and
- (c) The construction of the sheds would not endanger public safety by reason of traffic hazard or obstruction of road users and would not be restricted by any other provision of article 9 of the Regulations:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5 (3) (a) of the 2000 Act, hereby decides that the construction of a cattle shed with a gross external area of 120sqm, a hay & feed shed with a gross external area of 170sqm, a machinery shed with a gross external area of 170sqm, and a workshop with a gross external area of 66sqm is development and is exempted development.

Board Member:


John Connolly

Date: 06/05/2021