



An
Bord
Pleanála

Board Direction
BD-014230-23
ABP-314735-22

The submissions on this file and the Inspector's report were considered at a Board meeting held on 23/10/2023.

The Board decided to grant permission generally in accordance with the Inspector's recommendation, for the following reasons and considerations, and subject to the following conditions.

Reasons and Considerations

Having regard to the use of the subject site for agricultural purposes, the lack of direct access to the landholding from the public road, the design and scale of the farm entrance and the adequate sightlines available in both directions at the proposed entrance along the Regional Road (R393), it is considered the proposed development would be acceptable in traffic safety terms and would be in accordance with the proper planning and sustainable development of the area.

Note: Section 34(13) of the Planning and Development Act 2000 as amended, 'A person shall not be entitled solely by reason of a permission under this section to carry out any development'.

Conditions

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| 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 |
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| | <p>authority prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.</p> <p>Reason: In the interest of clarity.</p> |
| 2. | <p>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 Bord Pleanála to determine the proper application of the terms of the Scheme.</p> <p>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.</p> |
| 3. | <p>All uncontaminated surface water shall be collected and discharged within the subject site and shall not discharge onto the public road.</p> <p>Reason: In the interests of traffic safety</p> |

Board Member

Joe Boland

Date: 23/10/2023