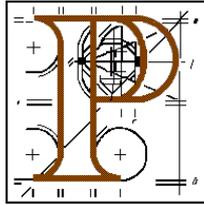


# An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

**Wexford County**

**Planning Register Reference Number: 20160111**

An Bord Pleanála Reference Number: PL 26.246500

**APPEAL** by Sean Doyle Entertainment Limited care of Molloy Architecture of McCurtain Street, Gorey, County Wexford against the decision made on the 30<sup>th</sup> day of March, 2016 by Wexford County Council to refuse permission.

**PROPOSED DEVELOPMENT:** Retention of a beer garden with associated works and also permission for the erection of acoustic barrier measures at Gorey Corporation Lands, Gorey Urban, County Wexford.

## **DECISION**

**REFUSE** permission for the above proposed development based on the reasons and considerations set out below.

## **MATTERS CONSIDERED**

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

## **REASONS AND CONSIDERATIONS**

Having regard to the outdoor location of the subject use, the overall design of the beer garden and its proximity to residential properties, together with the intensity of use that is involved and the late opening hours, it is considered that the development for which retention is sought would seriously injure the residential amenities, and depreciate the value, of property in the vicinity by reason of noise and general disturbance. Furthermore, it is considered that the proposed acoustic barrier and associated measures would not be sufficient to mitigate this disamenity. The development for which retention is sought and the proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

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**Member of An Bord Pleanála  
duly authorised to authenticate  
the seal of the Board.**

**Dated this                      day of                      2016.**