



Planning and Development Acts 2000 to 2018

Planning Authority: Kilkenny County Council

Planning Register Reference Number: 17/613

APPEAL by Patrick Hartley of Weatherstown, Glenmore, County Kilkenny against the decision made on the 26th day of January, 2018 by Kilkenny County Council to grant permission to Bill Fitzgerald care of Peter J. McDonald Engineering Limited of Rathwell House, Terrerath, New Ross, County Wexford.

Proposed Development: Construction of an extension to an existing agricultural building to house a milking parlour, dairy and holding area with concrete aprons and associated works with the same farm yard complex at Weatherstown, Glenmore, County Kilkenny.

Decision

REFUSE permission for the above proposed development in accordance with 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 proximity of the proposed development to residential property, to the lack of clarity with regard to potential alternative layouts on site and the absence of any detailed assessment of existing and likely future noise generation, it is considered that, notwithstanding the use of more modern equipment, to permit the proposed development would result in a likely significant adverse impact on the residential amenities of adjoining property by reason of noise and general disturbance. The proposed development would, therefore, seriously injure the residential amenities of adjoining property and would be contrary to the proper planning and sustainable development of the area.

Philip Jones

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this day of 2018.