



Planning and Development Acts 2000 to 2017

Planning Authority: Limerick City and County Council

Planning Register Reference Number: 17/523

Appeal by Denise and Noel Sheehy care of Planning Solutions of Mountshannon Road, Lisnagry, Limerick against the decision made on the 31st day of January, 2018 by Limerick City and County Council to refuse permission to the said Denise and Noel Sheedy:

Proposed Development

A) Retention planning permission for single storey domestic store at rear of the residence, (B) permission to erect a boundary wall to enclose area of land north of the residence now used as open space to incorporate part of this area into the site and to prevent young people congregating and causing nuisance at 10 Abbey Lock Corbally, Limerick.

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

1. Having regard to the pattern of development in the area and the scale of the 'shed', it is considered that the 'shed' proposed to be retained would seriously injure the residential amenities by reason of visual obtrusion and overbearing impact and by reason of its scale, form and design, and proximity to site boundaries. The development would, therefore, seriously injure the amenities of the area and of property in the vicinity and would be contrary to the proper planning and sustainable development of the area.

2. It is considered that the proposed erection of a boundary wall to enclose lands currently used as public open space to form part of a private side and rear garden would set an undesirable precedent in terms of non-compliance with planning conditions of the original permission for the estate, would be contrary to Zoning Objectives ZO.6 and ZO.6(A) in relation to the open space and amenity policy set out in the Limerick City Development Plan 2010 – 2016, as extended and would, therefore, be contrary to the proper planning and sustainable development of the area.

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

Dated this day of 2018.