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**Planning and Development Acts 2000 to 2018**

**Planning Authority: Waterford City and County Council**

**Planning Register Reference Number: 18/242**

**Appeal** by Gianncarla and Michael Alen Buckley care of Reid Associates of 2 Connaught Place, Crofton Road, Dun Laoghaire, County Dublin against the decision made on the 31<sup>st</sup> day of May, 2018 by Waterford City and County Council to grant subject to conditions a permission to Joan McCarthy care of Harrington O'Flynn of 16 Roselane, Ballinacurra, Middleton, County Cork of in accordance with plans and particulars lodged with the said Council:

**Proposed Development:** Construction of a new vehicular entrance to facilitate forestry works access, all at Toor North, Mount Stuart, Waterford.

**Decision**

**GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions 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 agricultural zoning objective for the area and the pattern of development in the area which is characterised by existing forestry plantations, it is considered that, subject to compliance with the conditions set out below, the proposed development would not seriously injure the visual amenities of the area, would not have an adverse impact on ecology and would be acceptable in terms of traffic safety and convenience. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

## **Conditions**

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 authority prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

**Reason:** In the interest of clarity.

2. Details of the design of the proposed access, including drainage, shall be submitted to, and agreed in writing with, the planning authority prior to the commencement of development.

**Reason:** In the interest of traffic safety.

3. The permitted access shall be used solely in connection with timber haulage, plantation management and landowner use connected to forestry or agriculture.

**Reason:** In the interest of clarity.

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**Eugene Nixon**

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

**Dated this            day of            2018.**