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**Planning and Development Acts 2000 to 2018**

**Planning Authority: Cork County Council**

**Planning Register Reference Number: 18/4936**

**APPEAL** by Brian Motherway care of TPlan Planning Consultants 10a South Ring Business Park, Kinsale Road, Cork against the decision made on the 5<sup>th</sup> day of September, 2018 by Cork County Council to grant subject to conditions a permission to John Dolphin care of Harrington O'Flynn Limited, Consulting Engineers, 16 Roselane, Ballinacurra, Midleton, County Cork.

**Proposed Development:** Retention of existing industrial unit, concrete yard area and associated site works at Sheanliss, Midleton, County Cork.

## **Decision**

**REFUSE permission for retention of the above 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 close proximity of the industrial unit to a dwelling in this rural area and to the nature of the industrial operations carried out within the unit, it is considered that the proposed retention of this industrial unit would seriously injure the residential amenities of this rural area and would thus be contrary to the proper planning and sustainable development of the area.

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**Terry Ó Niadh**

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

**Dated this            day of            2018.**