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**Planning and Development Acts 2000 to 2018**

**Planning Authority: Kildare County Council**

**Planning Register Reference Number: 18/920**

**APPEAL** by Lilly Fusion Limited care of Vincent JP Farry and Company Limited, Planning and Development Consultants of Suite 180, 28 South Frederick Street, Dublin against the decision made on the 12<sup>th</sup> day of November, 2018 by Kildare County Council to refuse permission.

**Proposed Development:** Retention of prefabricated sales office structure, floodlights and CCTV cameras and all ancillary site works at Blackhill, Kill, County Kildare.

**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**

Based on the submissions made in connection with the planning application and appeal, the Board considers that the proposed development for retention relates to a site, the use of which is unauthorised for the carrying on of motor sales and repair and that the proposed development for retention would facilitate the consolidation and intensification of this unauthorised use. Accordingly, it is considered that it would be inappropriate for the Board to consider the grant of permission for the proposed retention of development in such circumstances.

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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            2019.**