



Planning and Development Acts 2000 to 2018

Planning Authority: Cork County Council

Planning Register Reference Number: 18/5274

Application for Leave to Appeal against the decision of the planning authority by Liz Hughes of Tamleys, Boulaling, Riverstick, County Cork, having an interest in land adjoining the land in respect of which Cork County Council decided on the 6th day of December, 2018 to grant subject to conditions a permission to Centmont Limited care of Doyle McDonagh Nash of 21 Saint Patrick's Hill, Cork.

Proposed Development: Demolition of an existing 243 square metres farm building and construction of 57 number two-storey and two number single storey dwellinghouses consisting of 11 number four/five bed detached units, 20 number four bed semi-detached units, 22 number three bed semi-detached units, two number two bed single storey semi-detached units, four number two/three bed terraced unit and associated site works at Boulaling, Riverstick, County Cork.

Decision

GRANT leave to appeal under section 37 (6) of the Planning and Development Act, 2000, as amended, based on 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 submissions and documents received in connection with the application for leave to appeal and the conditions set out in the planning authority's decision, it is considered that it has been shown that -

- (i) the development, in respect of which a decision to grant permission has been made, will differ materially from the development as set out in the application for permission by reason of condition number 6 imposed by the planning authority to which the grant is subject, and
- (ii) the imposition of condition number 6 will materially affect the applicant's enjoyment of the land adjoining the land in respect of which it has been decided to grant permission or reduce the value of the land.

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

Dated this day of 2019.