



Planning and Development Acts 2000 to 2019

Planning Authority: Waterford City and County Council

Planning Register Reference Number: 18/880

Appeal by Rosie Dobbin of Tommy Hallinan's, Kilgobnet, Dungarvan, County Waterford against the decision made on the 21st day of February, 2019 by Waterford City and County Council to grant subject to conditions a permission to Michael Kennedy care of Enda Kirwan of Fruithill, Dungarvan, County Waterford in accordance with plans and particulars lodged with the said Council.

Proposed Development: Indefinite retention of a pedestrian gateway access to existing graveyard grounds and planning permission for a traffic bollard. The works being applied for fall within the curtilage of a protected structure under RPS Number 88 and NIAH Number 22903103. All at Saint Abigail's Church, Kilgobnet, Dungarvan, County 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 location and objectives pertaining to the site of the development, the pattern of development in the area, the design and layout of the development proposed for retention and proposed, it is considered that, subject to compliance with the conditions set out below, the development proposed for retention and the proposed development would not adversely impact on the integrity of the protected structure, national monuments, or seriously injure the residential or visual amenities of property in the vicinity or character of the area, and would be acceptable in terms of traffic safety and convenience. The development proposed for retention and 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, completed and retained in accordance with the plans and particulars lodged with the application, except as may otherwise be required in order to comply with the following condition. Where such condition requires 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, completed and retained in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. Two number bollards shall be placed forward of the two entrance piers on the roadway to the west. Details of the location, materials and finishes of the bollards shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

Reason: In the interest of traffic management.

John Connolly

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this day of 2019.