



Planning and Development Acts 2000 to 2018

Planning Authority: Waterford City and County Council

Planning Register Reference Number: 19/52

Application for Leave to Appeal against the decision of the planning authority by Siobhan Fitzgerald of Upper Piltown, Kinsalebeg via Youghal, County Waterford having an interest in land adjoining the land in respect of which Waterford City and County Council decided on the 28th day of March, 2019 to grant subject to conditions permission to Murty Barron care of Harrington O'Flynn Limited of 16 Roselane, Ballinacurra, Midleton, County Cork.

Proposed Development: Construction of a new overground permastore storage tank and associated new access road at Kilmaloo East, Kinsalebeg, Youghal, County Waterford.

Decision

REFUSE 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 not been shown that 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 conditions imposed by the planning authority to which the grant is subject.

Dave Walsh

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this day of 2019.