



Planning and Development Acts 2000 to 2019

Planning Authority: Limerick City and County Council

Planning Register Reference Number: 19/313

APPEAL by Martin Berkery care of Baxter Design of Knockumber, Navan, County Meath against the decision made on the 28th day of May, 2019 by Limerick City and County Council to refuse permission.

Proposed Development: Retention of alterations to site boundaries and gateway onto entrance at Carrowkeale, Mountshannon, Lisnagry, County Limerick.

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

1. The development proposed for retention would, by reason of the intensification of the use of the lands and of an existing entrance, contravene materially Condition number 1 attached to an existing permission granted by the planning authority under planning register reference number 15/575.
2. It is considered that the development proposed for retention which would intensify the use of an existing entrance where sightlines are restricted, would endanger public safety by reason of traffic hazard because the site is located alongside the heavily trafficked regional road R445 at a point where a speed limit of 80 kilometres per hour applies, and is situated within 100 metres of a major motorway junction and opposite an entrance to a busy commercial premises, and the traffic turning movements generated by the development would interfere with the safety and free flow of traffic on the public road. The proposed development would also contravene the objectives of the current Limerick City and County Development Plan, which are considered reasonable, to preserve the level of service and carrying capacity of the road at this location, and to protect the public investment in the national road network. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

Dave Walsh
Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board

Dated this day of 2019