



Planning and Development Acts 2000 to 2019

Planning Authority: Limerick City and County Council

Planning Register Reference Number: 19/393

Appeal by Antoinette Dwyer of Old Kildimo, Kildimo, County Limerick against the decision made on the 8th day of August, 2019 by Limerick City and County Council to grant subject to conditions a permission to Donal Neville care of Design and Drafting Solutions of Unit 3 Saint Mary's Terrace, Askeaton, County Limerick in accordance with plans and particulars lodged with the said Council.

Proposed Development: An agricultural entrance and all associated site works at Old Kildimo, Kildimo, County Limerick.

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 layout and function of the proposed development and the established nature of the agricultural land use, it is considered that, subject to compliance with the conditions set out below, the proposed development would improve vehicular access into the lands, would not seriously injure the amenities of the area or of property in the vicinity and would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars submitted on the 16th day of July, 2019, except as may otherwise be required in order to comply with the following conditions. Where such conditions require 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 and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. Drainage arrangements, including the disposal of surface water, shall comply with the requirements of the planning authority for such works and services.

Reason: In the interest of public health.

3. A five-metre wide strip of land shall be retained for ongoing access and maintenance along the channel to the south of the proposed frontage. The strip shall be accessible to mechanical plant and shall not be landscaped, paved or otherwise developed in a manner that would prevent access to the channel.

Reason: In the interests of flood prevention and orderly development.

Stephen Bohan

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this day of 2019.