



Planning and Development Acts 2000 to 2019

Planning Authority: Limerick City and County Council

Planning Register Reference Number: 19/594

Appeal by Snowvale Limited care of Donal McNally Architects of 6 White Swan Business Centre, South Circular Road, Dublin in relation to the application by Limerick City and County Council of the terms of the Development Contribution Scheme made for the area in respect of condition number 2 of its decision made on the 24th day of October, 2019.

Proposed Development: Retention of the sub-division of a former single light industrial unit into the present two separate light industrial units each with a floor area of 2,950 square metres and 1,360 square metres at Units 16 and 17, Annacotty Business Park, Annacotty, County Limerick.

Decision

The Board, in accordance with section 48 of the Planning and Development Act, 2000, as amended, considered, based on the reasons and considerations set out below, that the terms of the Development Contribution Scheme for the area had not been properly applied in respect of condition number 2 and directs the said Council REMOVE condition number 2 and the reason therefor.

Reasons and Considerations

The Limerick City and County Development Contribution Scheme 2017-2021 provides for exemptions from the requirement to pay a development contribution in respect of internal layout changes where no additional floor area is proposed; a change of use where the development would not lead to a need for new/upgraded infrastructure/services or a significant intensification of demand for existing services; or where a development contribution has previously been paid in respect of the existing use.

While it was noted correctly by the planning authority at the time of the assessment of the application that no details had been submitted by the applicant indicating that contributions were ever paid with regard to this development, the applicant has since submitted documentation with the planning appeal received by An Bord Pleanála on the 19th day of November 2019, that a development contribution previously levied and relating to this development has been paid. The development, therefore, is exempt from a development contribution in accordance with the current Development Contributions Scheme.

