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**Planning and Development Acts 2000 to 2019**

**Planning Authority: Cork County Council**

**Planning Register Reference Number: 19/04856**

**Application for Leave to Appeal** against the decision of the planning authority by James Lynch of Ebony Lodge, Upper Carrigadrohid, County Cork having an interest in land adjoining the land in respect of which Cork County Council decided on the 1<sup>st</sup> day of November, 2019 to grant subject to conditions permission to Milaqua Limited care of Gerald McCarthy Architects Limited of 72 Main Street, Macroom, County Cork.

**Proposed Development:** The demolition of existing commercial unit and construction of new 16 unit housing development consisting of six number three bedroom semi-detached dwellinghouses, four number three bedroom townhouses, two number two bedroom semi-detached dwellinghouses and four number two bedroom townhouses, entrance and estate driveway, storm and surface water sewers including attenuation system, public lighting, boundary walls, footpath together with all other ancillary site works at a premises formerly known as Aquatico Limited, Millstreet Road, Gurteenroe, Macroom, County Cork.

## **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.

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**John Connolly**  
**Member of An Bord Pleanála**  
**duly authorised to authenticate**  
**the seal of the Board.**

**Dated this            day of            2019.**