



Planning and Development Acts 2000 to 2019

Planning Authority: Limerick City and County Council

Planning Register Reference Number: 19/478

Appeal by Lawrence Choi of 33 Oakfield, Monaleen, Castletroy, Limerick against the decision made on the 13th day of November, 2019 by Limerick City and County Council to grant subject to conditions a permission to the said Lawrence Choi in accordance with plans and particulars lodged with the said Council:

Proposed Development: Retention of (a) an extension to the side and rear of the dwelling, (b) a shed, (c) two pigeon lofts at the rear of the existing dwellinghouse and (d) a canopy over a fish pond at the rear of the existing dwellinghouse. The permission for retention is being sought for an unspecified period of time. The proposed development will consist of an extension and alteration to an existing unauthorized shed for use as a pigeon loft; all at 33 Oakfield, Monaleen, Castletroy, 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 residential zoning of the site, and to the nature, form, scale and design of the structures to be retained, it is considered that, subject to compliance with the conditions set out below, the development proposed to be retained would not seriously injure the residential or visual amenities of the area and would not be prejudicial to public health and would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be retained in accordance with the plans lodged with the application as amended by the further plans and particulars submitted to the planning authority on the 12th day of August, 2019 and the 18th October, 2019, except as may otherwise be required in order to comply with the following conditions.

Reason: In the interest of clarity.

2. The shed to be retained as detailed on drawing number S-05 submitted to the planning authority on the 14th day of May, 2019 shall not be extended. It shall be used for purposes ancillary to the main dwelling, only, and shall not be used for the housing of pigeons.

Reason: In the interest of clarity and to protect the residential and visual amenities of adjoining property.

3. Pigeon Lofts numbers 1 and 2 as delineated on drawing number S-01 received by the planning authority on the 14th day of May, 2019 are not permitted and shall be removed from the site within six months of the date of this Order and no new loft structure is hereby permitted.

Reason: In the interest of visual and residential amenity.

Maria FitzGerald
Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.

Dated this day of 2020.