

An
Bord
Pleanála

Board Order
ABP-311267-21

Planning and Development Acts 2000 to 2021

Planning Authority: Limerick City and County Council

Planning Register Reference Number: 21/426

Appeal by Thomas Ryan care of M. Burke Associates of Main Street, Pallaskenry, County Limerick against the decision made on the 5th day of August, 2021 by Limerick City and County Council to grant subject to conditions a permission to T. Nolan and Sons Limited care of S.J.K. Engineering and Surveying Limited of Dún Mara, Schoolfield, The Spa, Tralee, County Kerry in accordance with plans and particulars lodged with the said Council:

Proposed Development: (A) Revised design of an industrial building for use as a proposed service garage, incorporating ancillary office and storage areas located on Site "A" from what was previously granted under planning register reference number 19/763; (B) An Environmental unit located at rear of Site "A"; (C) Signage on façade of proposed industrial building and free-standing signage and flag poles to front of Site "A" and all associated site works, all at Raheen Industrial Estate, Raheen, County Limerick, as revised by the further public notice received by the planning authority on the 13th day of July, 2021.

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.

Reasons and Considerations

Having regard to the planning history and the zoning objective of the subject site, its location within the existing Raheen Business Park, and the nature and scale of the proposed development, it is considered that, subject to compliance with the conditions set out below, the proposed development would be acceptable and would not seriously injure the amenities of the area. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The proposed 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 received by the planning authority on the 13th day of July, 2021, 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 proposed development shall be carried out and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. All relevant conditions attached to the previous planning permission granted under planning register reference number 19/763, shall be strictly adhered to, except where departure from said conditions is authorised by this permission.

Reason: In the interest of clarity, proper planning and orderly development.

3. Prior to the commencement of any development on site, the developer shall submit for the written agreement of the planning authority full details of the surface water disposal system plan in line with the planning authority's Operations and Maintenance Section.

Reason: In the interest of proper planning and orderly development.

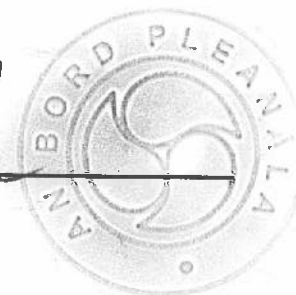
4. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid prior to commencement of development or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to An Bord Pleanála to determine the proper application of the terms of the Scheme.

Reason: It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.



Dave Walsh

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



Dated this 3rd day of November 2022.