

Planning and Development Acts 2000 to 2021

Planning Authority: Kilkenny County Council

Planning Register Reference Number: 21/228

APPEAL by Liam and Margaret Dalton of Mount Loftus, Goresbridge, County Kilkenny against the decision made on the 24th day of September, 2021 by Kilkenny County Council to grant subject to conditions a permission to Deirdre Dalton and Joseph Lawlor care of Aidan Kelly of Molough, Newcastle, Clonmel, County Tipperary.

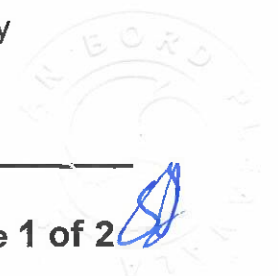
Proposed Development: Retention of (i) storage shed, (ii) two loose sheds, (iii) slatted feeding area, (iv) hardcore bale storage area, and all associated site works at Mount Loftus, Goresbridge, County Kilkenny.

Decision

REFUSE permission for the above proposed development in accordance with 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 information submitted with the planning application and appeal, the proximity of the development proposed for retention to the appellants neighbouring residential property to the north-west of the site, the Board considered that the applicant had not provided a satisfactory rationale to justify the current location of the development, or that adequate consideration had been given to alternative locations within the landholding. Notwithstanding the mitigation measures proposed, it is considered that the development proposed for retention would seriously injure the residential amenities of the appellants or other properties in the vicinity. The retention of the proposed development would, therefore, be contrary to the proper planning and sustainable development of the area

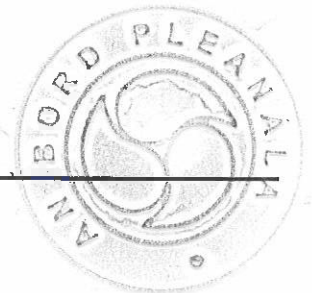
In deciding not to accept the Inspector's recommendation to grant permission, the Board did not agree with the Inspector that the location of the farm buildings represents the most practical siting for this development or that there is no obvious practical alternative location on the landholding.



Stephen Bohan

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**



Dated this *9th* day of *March*, 2022.