



Planning and Development Acts 2000 to 2021

Planning Authority: Cork County Council

Planning Register Reference Number: 21/06144

Application for Leave to Appeal against the decision of the planning authority by Cork Co-Operative Marts Limited care of Butler O'Neill Total Planning Solutions of Old Thompson's Bakery, Thompson House, MacCurtain Street, Cork, having an interest in land adjoining the land in respect of which Cork County Council decided on the 25th day of January, 2022 to grant subject to conditions to Damien Garde care of Harrington O'Flynn Limited Consulting Engineers of 16 Rose Lane, Ballincurra, Midleton, County Cork.

Proposed Development: Permission to demolish a single storey existing domestic garage and construct a new two-storey one bed dwelling house and all associated site works at New Cork Road, Knockgriffin, Midleton, County Cork.

Decision

GRANT 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

It is considered that it has been shown that –

- (i) 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 condition number 1 imposed by the planning authority to which the grant is subject, and
- (ii) the imposition of condition number 1 will materially affect the applicant's enjoyment of the land adjoining the land in respect of which it has been decided to grant permission or reduce the value of the land.


Paul Hyde

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

Dated this 16th day of March 2022.