



An
Bord
Pleanála

Board Order ABP-313526-22

Planning and Development Acts 2000 to 2022

Planning Authority: Limerick City and County Council

Planning Register Reference Number: 21/1065

Appeal by David Dillane care of Frank Ross of Blossom Hill, Kilcornan, County Limerick against the decision made on the 13th day of April, 2022 by Limerick City and County Council to grant subject to conditions a permission in accordance with plans and particulars lodged with the said Council.

Proposed Development: Construction of dwellinghouse, detached garage, new entrance and installation of on-site treatment plant and percolation area together with all associated site works, all at Rooska East, Carrigerry, County Limerick.

Decision

Having regard to the nature of the condition the subject of the appeal, the Board is satisfied that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted and, based on the reasons and considerations set out below, directs the said Council under subsection (1) of section 139 of the Planning and Development Act 2000, as amended, to ATTACH condition number 3 and the reason therefor.

Reasons and Considerations

In the interest of the proper planning and sustainable development of the area, it is considered that that the said condition number 3 is necessary and appropriate.

The Board did not agree with the Planning Inspector that a de novo consideration of the planning application was necessarily required and chose to confine its considerations to the appeal of condition number 3 only.



Liam Bergin

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

Dated this 25th day of  2024.