

An  
Bord  
Pleanála

**Board Order**  
**ABP-314045-22**

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**Planning and Development Acts 2000 to 2021**

**Planning Authority: Cork County Council**

**Planning Register Reference Number: 22/04909**

**Appeal** by Amarenco Solar Inniscarra Limited care of McCutcheon Halley of 6 Joyce House, Barrack Square, Ballincollig, County Cork in relation to the inclusion of special contribution condition number 15 by Cork County Council in its decision made on the 15<sup>th</sup> day of June, 2022.

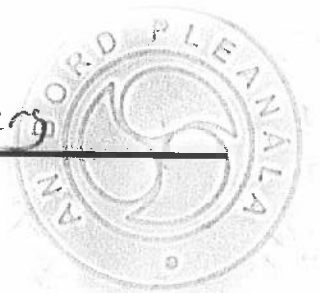
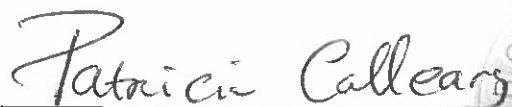
**Proposed Development:** Modification to the solar farm permitted under planning register reference number 15/6625 and extended under 21/4505. The modifications consist of changes to the dimensions of the permitted photovoltaic panels, replacement of the two transformer stations with one smaller transformer station and one smaller storage unit, changes to the design of the delivery station and associated layout changes. All modifications are within the boundary of the permitted development, all at Curraleigh, Inniscarra, County Cork.

## Decision

The Board, in accordance with section 48 of the Planning and Development Act, 2000, as amended by section 30 of the Planning and Development Act, 2010, based on the reasons and considerations under, directs the said Council, under section 48 (13) of the 2000 Act, to REMOVE condition number 15 and the reasons therefor.

## Reasons and Considerations

The proposed development relates to minor modifications and revisions to an extant planning permission, which is subject to conditions requiring the reinstatement of local roads serving the site to their original condition, and the payment of security in respect thereof. It is considered that the planning authority has not demonstrated that specific exceptional costs in terms of works to the local road network would arise from this proposed development or would benefit the development in this instance. It is, therefore, considered that the special financial contribution as proposed by the planning authority for such works does not come within the scope of section 48(2)(c) of the Planning and Development Act, 2000 and accordingly, would not be warranted.



**Patricia Calleary**

**Member of An Bord Pleanála**

**duly authorised to authenticate**

**the seal of the Board.**

Dated this 25<sup>th</sup> day of November 2022