



An  
Bord  
Pleanála

**Board Order**

**ABP-314649-22**

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**Planning and Development Acts 2000 to 2022**

**Planning Authority: Limerick City and County Council**

**Planning Register Reference Number: 22/784**

**Appeal** by Aoife Kiely and Darlene O'Carroll care of Adam Kearney Associates of Millside, Mill Road, Corbally, County Limerick against the decision made on the 8<sup>th</sup> day of September, 2022 by Limerick City and County Council to refuse permission.

**Proposed Development:** Retention of a painting of a mural on the gable wall of the dwellinghouse at 3 The Lane, Nicker, Old Pallas, County Limerick.

## **Decision**

**REFUSE** permission for the above development for the reasons and considerations set out below.

## Reasons and Considerations

Having regard to the siting of the mural on a prominent elevation of a vernacular dwelling along the main road in the village in close proximity to a protected structure, it is considered that the development proposed to be retained would introduce a feature which would detract from the character of the dwelling, the setting of the adjacent protected structure and the streetscape, and would seriously injure the visual amenity of the area. The development proposed to be retained would be contrary to the provisions of the Limerick County Development Plan 2022-2028, would create an undesirable precedent, and 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 had regard to the determination of the planning authority and the planner's report, and the Board took the view that the mural for which retention is sought is a visually discordant feature in the streetscape and, in particular, when viewed from the curtilage of the protected structure.

  
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**Stephen Brophy**

**Member of An Bord Pleanála**

**duly authorised to authenticate**

**the seal of the Board.**

Dated this 9<sup>th</sup> day of November 2023.