

Planning and Development Acts 2000 to 2022

Planning Authority: Kildare County Council

Planning Register Reference Number: 22/91

APPEAL by Kildare and West Wicklow Society for the Prevention of Cruelty to Animals care of Farry Town Planning Limited of Suite 180, 28 South Frederick Street, Dublin against the decision made on the 17th day of January, 2023 by Kildare County Council to refuse permission.

Proposed Development: Retention of use of corrugated agricultural shed, masonry agricultural store and site as an animal shelter, retention of wooden hoarding/fence at the entrance to the premises along the Athgarvan-Twomilehouse County Road and retention of vehicular access to cottage along the Athgarvan-Twomilehouse County Road, all at Oldtown, Athgarvan, Newbridge, County Kildare.

Decision

GRANT permission for the above development based on the reasons and considerations under and subject to the conditions set out below.

Reasons and Considerations

Having regard to the rural location, the pattern of permitted development in the area, the planning history of the site, the provisions of the Kildare County Development Plan 2023-2029, and the nature and scale of the development proposed to be retained, it is considered that, subject to compliance with the conditions set out below, the development proposed to be retained would not give rise to traffic hazard, would not seriously injure the residential or visual amenities of the area and would, therefore, be in accordance with the proper planning and sustainable development of the area.

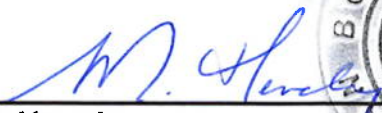

Conditions

1. The development shall be retained and completed in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars received by the planning authority on the 19th day of December, 2022, except as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority within six months from the date of this order and the development shall be retained and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. Water supply and drainage arrangements, including the disposal of uncontaminated surface water and solid waste, shall comply with the requirements of the planning authority for such works and services.

Reason: In the interest of public health and to ensure a proper standard of development.

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

Dated this *20th* day of *February* 2024.