

An
Bord
Pleanála

Board Order ABP-320218-24

Planning and Development Acts 2000 to 2022

Planning Authority: Wexford County Council

Planning Register Reference Number: 20240505

Appeal by Patrick O'Mahoney and Ann O'Mahoney of Lower Caim, Enniscorthy, County Wexford against the decision made on the 28th day of June, 2024 by Wexford County Council to grant subject to conditions a permission to Mark and Natasha Slevin care of Des Redmond of Misterin, Adamstown, Enniscorthy, County Wexford in accordance with plans and particulars lodged with the said Council.

Proposed Development: The retention of a horse walker together with all associated site works at Caim, Kiloughrum, County Wexford.

Decision

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

Reasons and Considerations

Having regard to the policies and objectives of the Wexford County Development Plan 2022-2028, the location of the development within an established farm complex, the use of the subject site as an agricultural farmyard and the specific form and design of the development which is a horse walker, it is considered that, subject to compliance with the conditions set out below, the development proposed to be retained would not seriously injure the residential amenities of the area or of property in the vicinity and would constitute an acceptable form of development at this location. The development proposed to be retained would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be retained, carried out and completed in accordance with the plans and particulars lodged with the application, 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 and the development shall be retained, carried out and completed in accordance with the agreed particulars.



Reason: In the interest of clarity.

2. All storm water from the roof of the structure shall be diverted to a clean water outfall. Drawings and details in this regard shall be submitted to and agreed in writing with the planning authority and works shall be completed within six months of the date of this Order.

Reason: In the interest of environmental protection and public health.

3. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid within six months of the date of this Order or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to An Bord Pleanála to determine the proper application of the terms of the Scheme.

Reason: It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.



Chris McGarry

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board

Dated this 15th day of January 2025