



An
Coimisiún
Pleanála

Commission Order
ABP-320910-24

Planning and Development Act 2000, as amended

Planning Authority: Carlow County Council

Planning Register Reference Number: 24/60073

Appeal by John and Jeanette Keogh of Riverbank House, Park, Carlow, County Carlow against the decision made on the 30th day of August 2024 by Carlow County Council to grant, subject to conditions, a permission to Paul Walshe care of Peter Bolger Consulting of Newtown House, Bachelor's Walk, Bagenalstown, County Carlow in accordance with plans and particulars lodged with the said Council.

Proposed Development: Retention permission for the as constructed storage/collection area extension to south elevation of permitted commercial unit. Planning permission is sought for the construction of (a) extension consisting of a covered loading area to the north elevation of existing commercial unit, (b) extension consisting of covered loading area to the east elevation existing commercial unit and (c) all associated site development works, at Park, Tinryland, County Carlow.

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 design, character and scale of the proposed development and the development for retention, the policies and objectives of the Carlow County Development Plan 2022-2028, and the nature and layout of the established development in the subject site, it is considered that, subject to compliance with the conditions set out below, the proposed development would be acceptable in terms of access and services infrastructure and 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, as amended by the further plans and particulars received by the planning authority on the 25th day of March 2024, 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 prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. Apart from any departures specifically authorised by this permission, the development shall comply with the conditions of the previous permissions granted for the site unless the conditions set out hereunder specify otherwise.

Reason: In the interest of clarity.

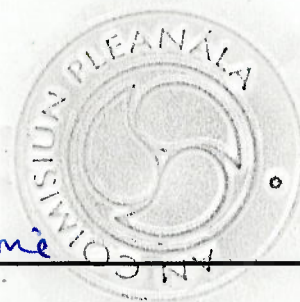
3. The disposal of surface water shall comply with the requirements of the planning authority for such works and services. Prior to the commencement of development, the developer shall submit details for the disposal of surface water from the site for the written agreement of the planning authority.

Reason: In the interest of sustainable drainage.

4. Site development and building works shall be carried out only between the hours of 0700 to 1900 Mondays to Friday inclusive, between 0800 to 1400 hours on Saturdays and not at all on Sundays and public holidays. Deviation from these times will only be allowed in exceptional circumstances where prior written approval has been received from the planning authority.

Reason: In order to safeguard the residential amenities of property in the vicinity.

5. 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 three 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 Coimisiún 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



Mary Gurrie

Mary Gurrie

**Planning Commissioner of An Coimisiún
Pleanála duly authorised to authenticate
the seal of the Commission.**

Dated this *19* day of *September* 2025