

An  
Coimisiún  
Pleanála

**Commission Order  
PL-500284-KY-25**

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**Planning and Development Act 2000, as amended**

**Planning Authority: Kerry County Council**

**Planning Register Reference Number: 2560779**

**Appeal** by Margaret Anne O'Sullivan against the decision made on the 29<sup>th</sup> day of October, 2025 by Kerry County Council to grant, subject to conditions, a permission to Anne Marie Horgan in accordance with plans and particulars lodged with the said Council.

**Proposed Development:** Retention of the domestic shed and the adjoining roofed patio and the pump sum constructed at the rear of house in Finet Without, Fenit, County Kerry.

## **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 location of the site within the development boundary of Fenit village, the modest scale and ancillary nature of the retained development, the conditions imposed restricting its use, and the absence of significant impacts on residential amenity, traffic, or the environment, it is considered that, subject to compliance with the conditions set out below, 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 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 and completed in accordance with the agreed particulars.

**Reason:** In the interest of clarity.

2. The detached garage/home office shall be used solely for purposes incidental to the enjoyment of the dwellinghouse. They shall not be used for human habitation, nor sold, rented, or leased independently, nor used for any trade or business other than a 'Home Office'.

**Reason:** In the interest of orderly development.

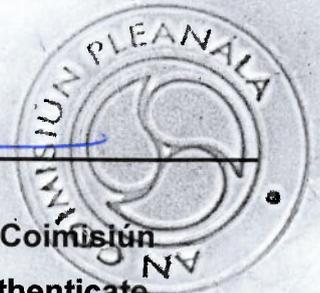
3. The disposal of surface water shall comply with the requirements of the planning authority for such works and services. The developer shall submit details for the disposal of surface water from the site for the written agreement of the planning authority within three months from the date of this Order.

**Reason:** In the interest of public health.



**Paul Caprani**

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



Dated this 26<sup>th</sup> day of March 2026.