An Coimisiún Pleanála

Commission Order
PL-501515M-CE-26

Planning and Development Act 2000, as amended

Amendment of Commission Order

Planning Authority: Clare County Council

Planning Register Reference Number: P26-60185

Development Concerned: (a) Variations and modifications to the building elevations and site boundaries as granted permission under P17-18; (b) the existing use of the building as a workshop for servicing/repair of vehicles and plant hire machinery and for storage of plant and machinery, and the existing use of the site for the storage of plant and machinery and associated site cabins; (c) hardstanding/concrete and gravel surfaced yard areas for the storage and associated use of plant and machinery; (d) two number storage containers; (e) temporary portaloo; (f) retention of the existing entrance and access road from the public road; (g) provision of secure boundary treatment, screening and all associated works; (h) provision/retention of a petrol interceptor, surface water drainage/attenuation works, connection to water supply, and all associated ancillary site works at Lismulbreeda, Darragh, Ennis, County Clare.

P. C.

WHEREAS the Commission made a decision to refuse permission in relation to the above-mentioned development by order dated the 1st day of October, 2026:

AND WHEREAS it has come to the attention of the Commission that due to an administrative error in Reasons and Considerations Number 1 of the Order, the wording 'plant and machinery storage yard associated with a floor screeding business' should have more properly read 'workshop for servicing/repair of vehicles and plant hire machinery and for the storage of plant machinery',

AND WHEREAS the Commission considered that the correction of the above-mentioned error would not result in a material alteration of the terms of the decision,

AND WHEREAS having regard to the nature of the issue involved, the Commission decided not to invite submissions in relation to the matter from persons who had made submissions or observations in relation to the appeal the subject of this amendment,

NOW THEREFORE in accordance with section 146A(1) of the Planning and Development Act 2000, as amended, the Commission hereby amends the above-mentioned decision so that Reasons and Considerations Number 1 of the Order shall read as follows:

P.C.

1. It is the policy of the planning authority, as set out in the Clare County Development Plan 2023 - 2029, to permit development proposals for employment and enterprise in the open countryside, only where there are strong location factors (section 6.15 - Availability of Land and Infrastructure) and proposals for small scale enterprises in rural areas will be considered on their individual merits, including among other factors, the nature of the activity and evidence that its scale is appropriate to a rural area (section 6.21- Rural Enterprise). The applicant has not demonstrated tangible locational links to this specific rural area or sufficient justification as to why this proposal for a workshop for servicing/repair of vehicles and plant hire machinery and for the storage of plant and machinery could not be accommodated on more appropriately zoned land closer to/edge of the settlement of Ennis. Furthermore, it is considered that, the storage yard proposed to be retained including hardcore base, storage containers, fencing and signage, taken together with the cumulative impacts of adjoining areas of hardstanding, storage yards and hardcore access route, would not be at a scale considered appropriate to a rural area. The proposed development and the development proposed to be retained would, therefore, be contrary to the proper planning and sustainable development of the area.

Patricia Calleary

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

Dated this 07 **day of** October **2026.**