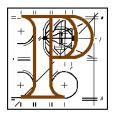
# An Bord Pleanála



## PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

# **Cork County**

Planning Register Reference Number: 16/04501

An Bord Pleanála Reference Number: 04.LV.3297

**APPLICATION FOR LEAVE TO APPEAL** against the decision of the planning authority by Kieran Hyland care of John Morrisson of Kilclare Upper, Conna, County Cork having an interest in land adjoining the land in respect of which Cork County Council decided on the 27<sup>th</sup> day of April, 2016 to grant subject to conditions permission to Hamid Butt care of Patrick O'Brien of "Saint Jude", Rathmacullig West, Farmer's Cross, Ballygarvan, County Cork.

**PROPOSED DEVELOPMENT:** Change of use of permitted development of ground floor Unit Number 4 from coffee/tea/sandwich bar into Apache Pizza Takeaway at 'Ashdale House' Shean Lower, Blarney, County Cork.

#### **DECISION**

REFUSE leave to appeal under section 37 (6) of the Planning and Development Act, 2000, as amended, based on the reasons and considerations set out below.

#### MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

## **REASONS AND CONSIDERATIONS**

Having regard to the submissions and documents received in connection with the application for leave to appeal and the conditions set out in the planning authority's decision, it is considered that it has not been shown that the development in respect of which a decision to grant permission has been made will differ materially from the development as set out in the application for permission by reason of conditions imposed by the planning authority to which the grant is subject.

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

Dated this day of 2016.

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