

1 Clós Na hEaglaise,
Kilfenora,
Co. Clare.

21st September 2021

AN BORD PLEANÁLA	
LDG-	<u>043829-21</u>
ABP-	_____
22 SEP 2021	
Fee: €	<u>220</u> Type: <u>Cheque</u>
Time: _____	By: <u>Regpost</u>

The Secretary
An Bord Pleanála
64 Marlborough Street,
Dublin 1.
D01V902

Section 5 Declaration Referral

A Chara,

I wish to refer for review a section 5 declaration made by Galway City Council under reference number **P/DC/3/18/21** issued on the 27th day of August 2021 a copy of which is appended hereto.

In my opinion Galway City Council did not apply itself or properly apply itself to my query posed in part 4 of my section 5 request to it. To be explicit, in my opinion, this issues turns on whether the professional fitness service provided can be considered professional services (other than health or medical services). This service involves remote instruction to customers who exercise in individual pods within the building.

I include herein;

- Declaration of Galway City Council dated 27th August 2021.
- A copy of my section 5 request to Galway City Council.
- A copy of the site location map.
- 2 No. images of training pods.
- Cheque in the sum of €220 payable to An Bord Pleanála.

I respectfully request the Bord to determine the following;

Is the conversion from permitted use as a betting office to use for the provision of a professional fitness service to visiting members of the public development, and if so, is it exempt development?

Yours Sincerely,

A handwritten signature in blue ink, appearing to read "Michael Duffy", written over a horizontal line.

Michael Duffy.

The report is a summary of the findings of the research project. It is intended to provide a clear and concise overview of the work that has been done. The report is organized into several sections, including an introduction, a literature review, a methodology section, a results section, and a conclusion. The introduction provides an overview of the project and its objectives. The literature review discusses the current state of knowledge in the field and identifies the gaps that the project aims to address. The methodology section describes the research design and the methods used to collect and analyze the data. The results section presents the findings of the study, and the conclusion summarizes the main points and discusses the implications of the research.

Yours sincerely,

Michael



Comhairle Cathrach na Gaillimhe
Galway City Council

**Declaration of Exempted Development
Form (S.5 of Planning and
Development Act 2000)**

IMPORTANT: ALL QUESTIONS MUST BE ANSWERED.

1. Postal Address of Site or Building: Unit 7 Tuam Road Retail Centre, Tuam Road, Galway.

Plan Ref. No. 01/248

2. Name of Applicant in full: Michael Duffy

Address if different from No. 1 above) 1 Clés Na hEaglaise, Kilfenora, Co. Clare.

Tel No. 065 7088088; 086 2557258

Email address duffycivileng@gmail.com

3. (a) State applicants interest in site if any (freehold, leasehold etc)

Development interest.

Leaseholder Hotworx Studios Ireland Ltd. Address as item 1 above.

4. (a) Brief description of proposed development:

Conversion from permitted use as a betting office to use for the provision of a professional fitness service to visiting members of the public in accordance with Article 10(1) of S.I. 600/2001 - Planning and Development Regulations 2001 (as amended) and Part 4 Class 2 therein.

(b) Additional Information if the development involves an extension to a house:

Floor Area of (i) Proposed extension Sq. M. No Change to floor area proposed

(ii) Any existing extensions to the property Sq. M. As permitted in 01/248

(iii) ~~Amount of private open space remaining to the rear of the house - ie excluding garages/stores - Sq. M.~~

(c) Additional Information if the development involves the Erection of garages / stores etc within the garden of a house N/A - non-residential development

N.B. (i), (ii) and (iii) must be individually and clearly defined on submitted drawings for each of the above categories

N/A - no material alterations proposed to permission 01/248

5 In the case of any building or buildings to be retained on site, or for a change of use of the property, please state:

(a) Present use of each floor or use when last used: current permitted use as a telephone/internet call centre and bookmakers office. Only applies to ground floor.

(b) Proposed use of each floor: Unit 7 is confined to the ground floor.

I HEREBY DECLARE that the information given in this form is correct

Signature of Applicant:

Date: 13th August 2021

STATE OF TEXAS
COUNTY OF [illegible]
[illegible]



[Faint, mostly illegible text, likely the beginning of a legal document or contract.]

[Faint, mostly illegible text, possibly a signature line or a specific clause.]

[Faint, mostly illegible text, continuing the document's content.]

[Handwritten signature or initials]

[Faint, mostly illegible text at the bottom of the page.]

List of drawings in metric required with application – tick box: *Site Location plan (1:1000)* ✓
 Layout Plan (1:200 or 1:500) Plans and Elevations (1:50 or 1:100) Appropriate Fee €80.00

Fees can be paid by cash, cheque, debit card or credit card at the cash office in City Hall. Payment can also be made by phoning Customer Service on (091) 536960.

The Law Governing the Planning System is set out in the Planning and Development Act 2000 and the Planning and Development Regulations 2001 and 2002. These may be accessed by way of a link with the Department of the Environment <http://www.environ.ie/devindex.html>

The Acts and the Regulations can also be purchased from the Government Publications Sale Office. Sun Alliance House, Molesworth Street, Dublin 2. Telephone 01 647 6834/35/36/37

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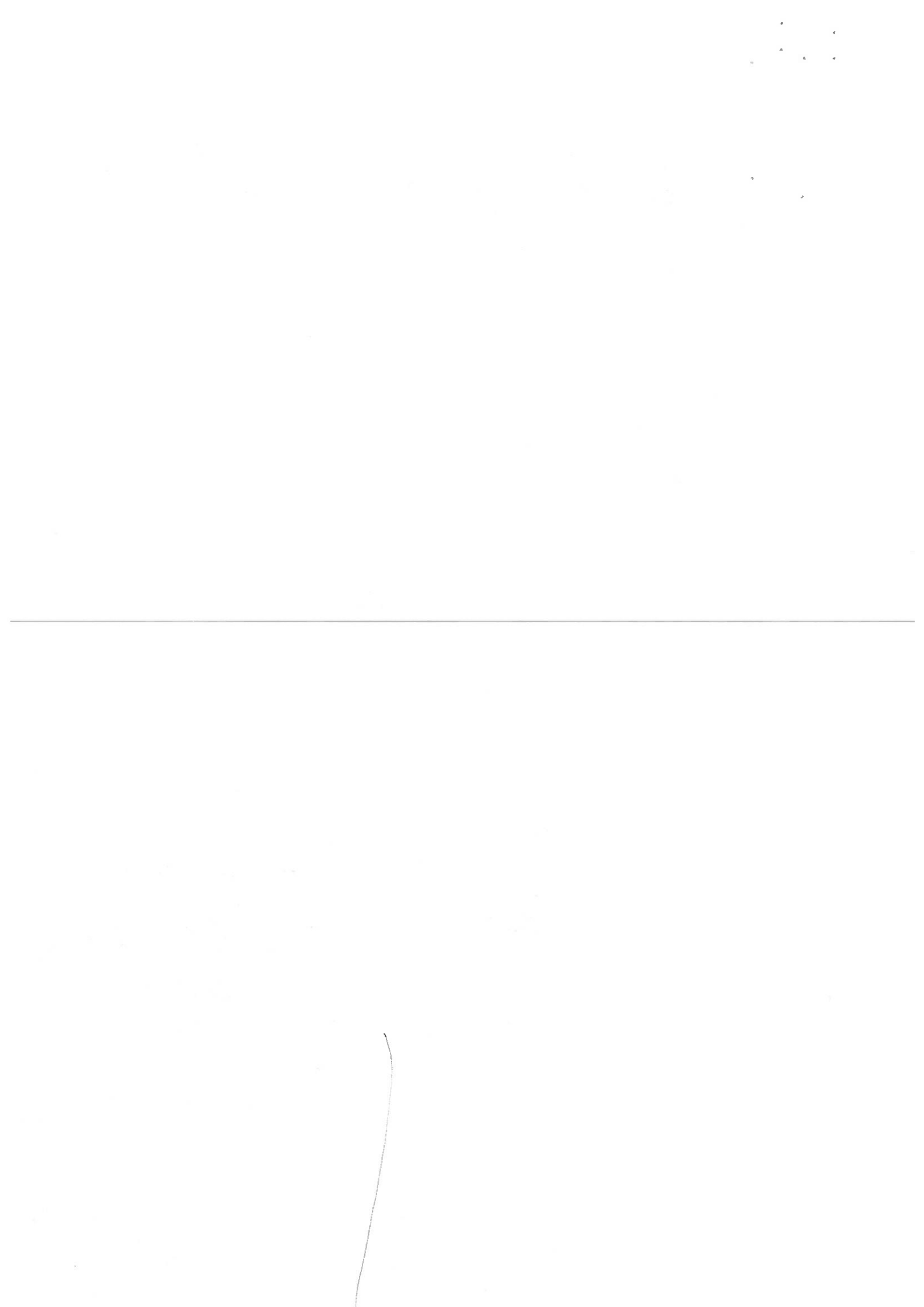
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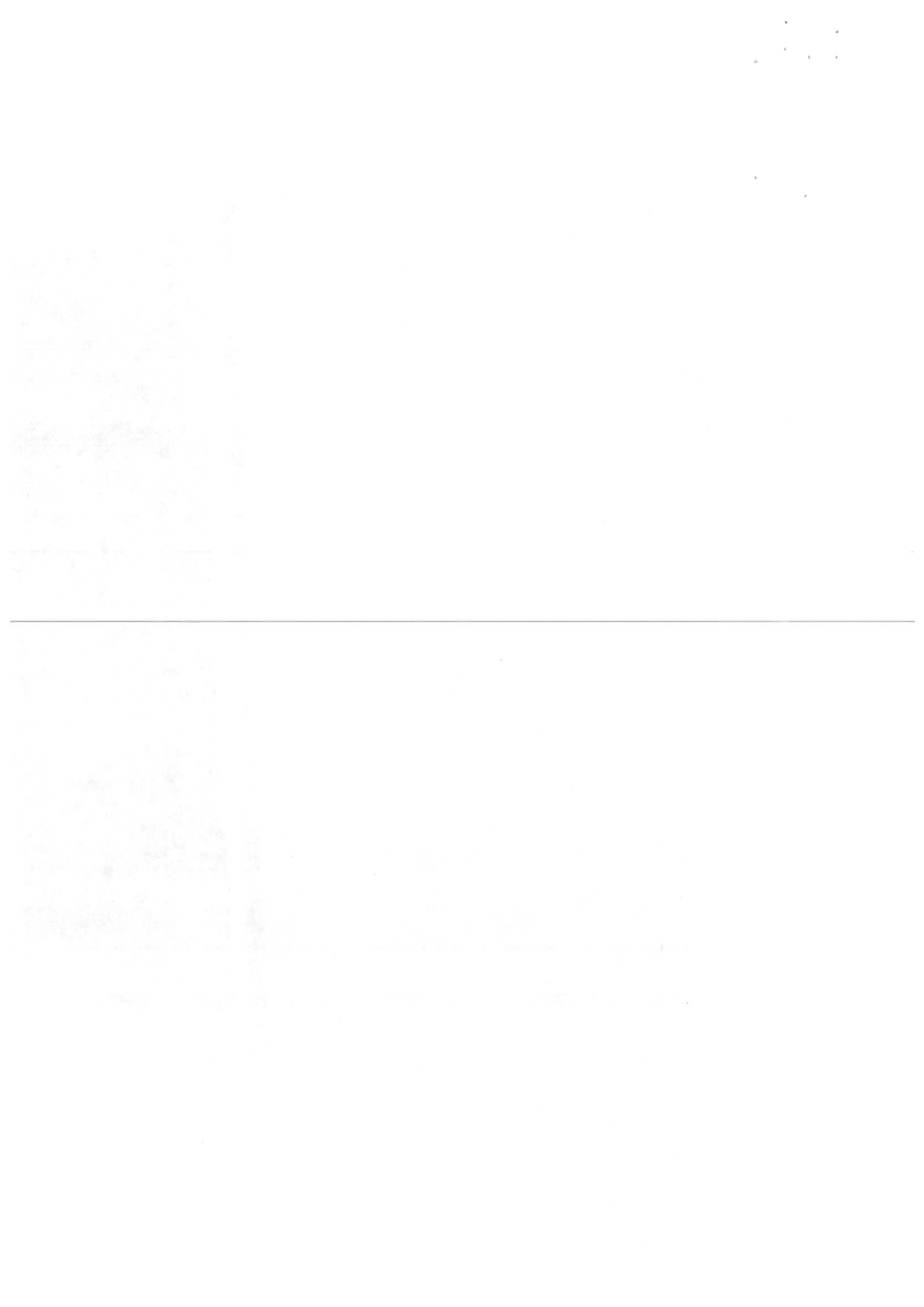
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Land Registry Compliant Map

729471

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728471

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National Mapping Agency

CENTRE COORDINATES:
 ITM 530856,726385

PUBLISHED: 13/08/2021

MAP SERIES: 1:1,000

ORDER NO.: 50213223_1

MAP SHEETS: 3345-24

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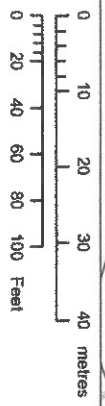
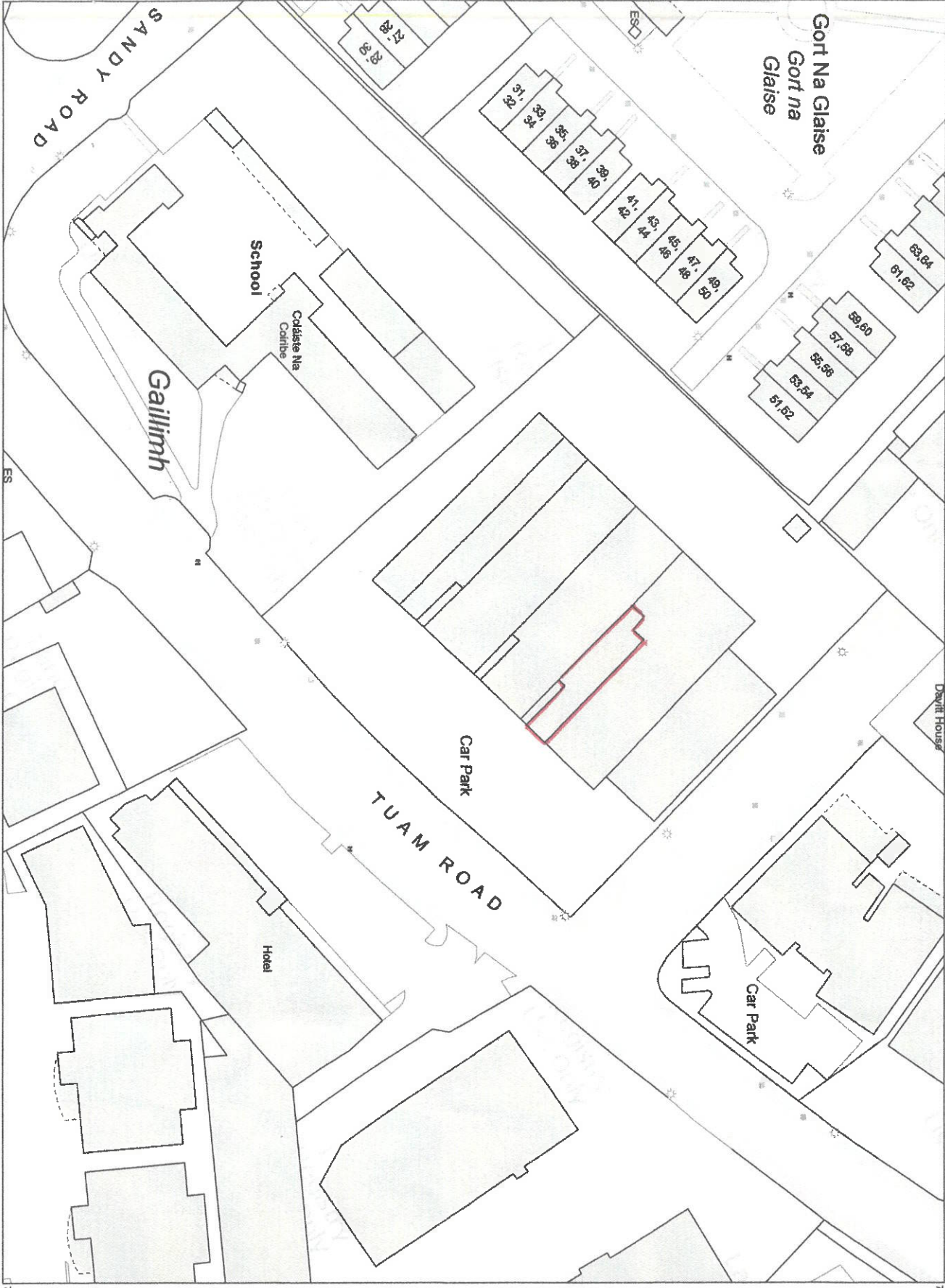
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