



Comhairle Cathrach
& Contae **Luimnigh**

Limerick City
& County Council

Stiúrthóireacht Forbartha Eacnamaíochta,
Comhairle Cathrach & Contae Luimnigh,
Cé na gCeannaithe,
Luimneach.

Economic Development,
Limerick City and County Council,
Merchant's Quay,
Limerick.

EIRCODE V94 EH90

t: +353 (0) 61 556 000
e: forwardplanning@limerick.ie

19th August 2022

Re: Proposal to revoke the Castletroy Local Area Plan 2019 – 2025

A Chomhairleoir, a chara,

I enclose herewith a copy of the Chief Executive's Report on the proposal to revoke the Castletroy Local Area Plan 2019 – 2025 for your consideration.

The proposal to revoke Castletroy Local Area Plan was placed on public display from Saturday 4th June 2022 to Monday 11th July 2022 inclusive. During the statutory display period for the proposal to revoke the Castletroy Local Area Plan a total of 1 submission was received. A report consisting of a summary of the submission received, together with my recommendation is attached as required by Section 20 of the Planning and Development Act 2000 (as amended) The submission can be inspected on <https://mypoint.limerick.ie> and in the Forward Planning Section of Limerick City and County Council during normal office hours.

At the meeting of the Metropolitan District of Limerick in September 2022, the Elected Members shall consider the Chief Executive's Report and decide whether to revoke or not revoke the Castletroy Local Area Plan 2019 – 2025.

If you have any queries on the report please contact Ms. Karen Burke, Senior Executive Planner, on 061-557480.

Mise le meas,

Dr. Pat Daly
Chief Executive

CASTLETROY LOCAL AREA PLAN 2019 – 2025 Proposed Revocation

Section 20(3)(c) Chief Executive's Report to Elected Members

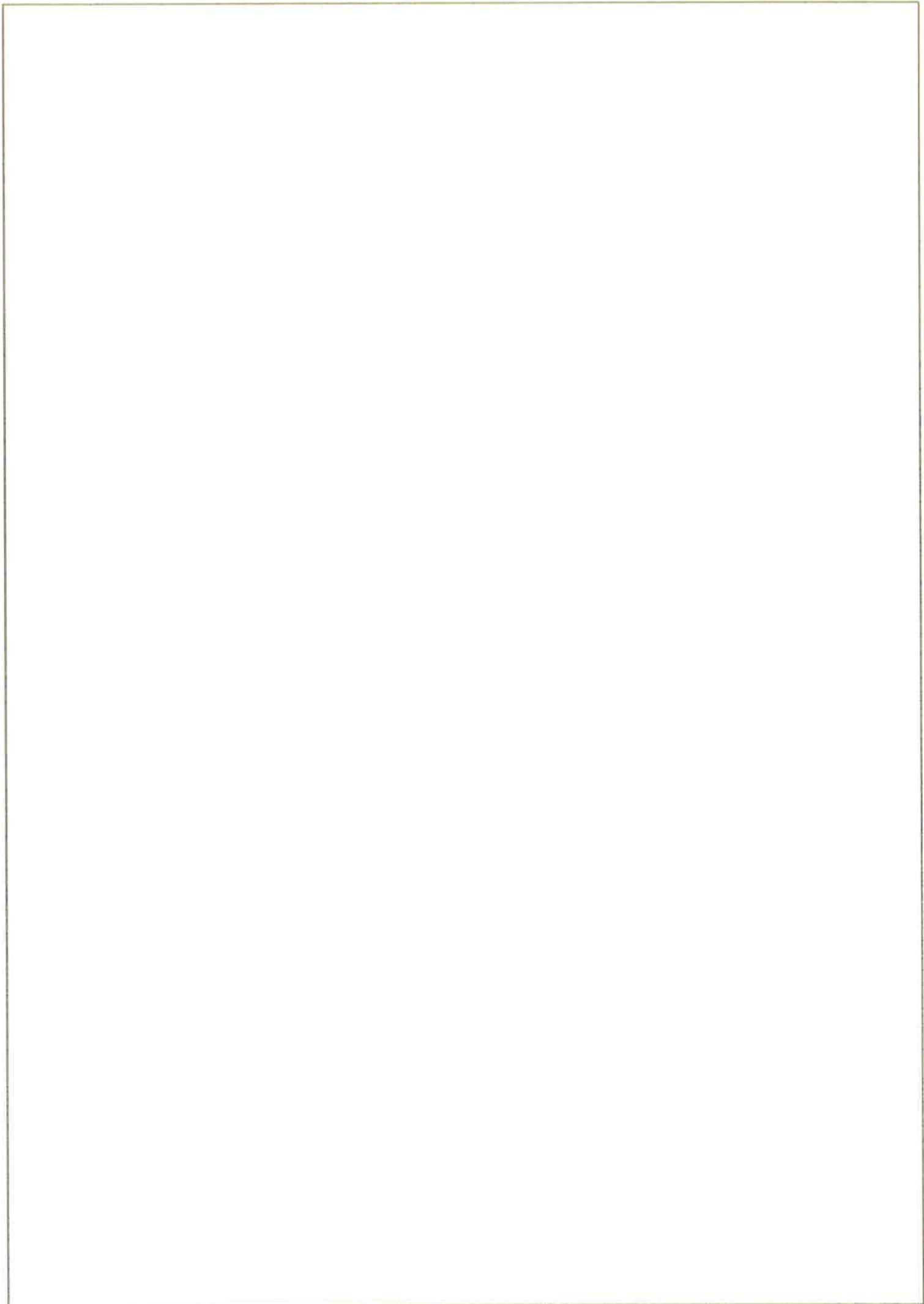


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Forward Planning Section
Limerick City and County Council,
Economic Development and Enterprise Directorate,
Merchants Quay,
Limerick.

19th August 2022



Part 1 Introduction

1.1 Background

The Limerick Development Plan 2022 – 2028 incorporated policies and zoning objectives for the Castletroy area, which supersedes the Local Area Plan 2019 – 2025 as the main public statement of planning policies and objectives for the Castletroy area. The Development Plan was adopted on 17th June 2022 and came into effect on 29th July 2022. Hence the recommendation in this Report that the Castletroy Local Area Plan 2019 – 2025 be revoked.

1.2 Statutory Procedure

Under Section 18(5) of the Planning and Development Act (as amended), a Planning Authority may revoke a local area plan. In accordance with Section 20 of the Act, an advertisement was published in the Limerick Leader on 4th June 2022, giving notice of the intention to revoke the Castletroy Local Area Plan and invited submissions by the 11th July 2022.

The Elected Members are required to consider the proposal to revoke the Local Area Plan and this Chief Executive's Report and within 6 weeks after the furnishing of the Report, and decide to revoke the Plan in accordance with Section 20(3)(d) of the Act.

1.3 Purpose of this report

The purpose of this report is to set out the opinion of the Chief Executive that it is appropriate to revoke the Castletroy Local Area plan 2019 – 2025, having regard to the following:

- a) The justification for revoking the Local Area Plan in the context that the Limerick Development Plan 2022 – 2028 contains specific policies and objectives that apply to the Castletroy area and will replace those of the Castletroy Local Area Plan 2019 – 2025.
- b) Determinations with respect to the requirements, if any, for a Strategic Environmental Assessment or an Appropriate Assessment.
- c) Submissions made from the Office of the Planning Regulator (OPR).

Part 2 Strategic Environmental Assessment and Appropriate Assessment

2.1 Need for Strategic Environmental Assessment (SEA)

An assessment as to the need for a Strategic Environmental Assessment was undertaken, in accordance with the requirements of Section 20(3) (i) of the Planning and Development Act 2000 (as amended). Section 14B of the Planning and Development Regulations 2001 (as amended) is the statutory regulation that sets out when a SEA is required. Under Section 14B (d), a SEA is required where the implementation of a Local Area Plan is likely to involve

significant effects on the environment. It was determined that as the proposal involves revoking a Local Area Plan, Section 14B is not applicable.

2.2 Need for Appropriate Assessment (AA)

Section 177U(2) of the Planning and Development Act 2000 (as amended) sets out when screening for an Appropriate Assessment is required. This is where either a Land Use Plan is being prepared or where consent for a proposed development is being given. The revoking of a Local Area Plan does not involve either, so screening for an AA is not required in this instance.

Part 3 Submissions made and consideration of issues

One submission was received in relation to the proposed revocation of the Local Area Plan, which was from the Office of the Planning Regulator (OPR). The OPR states in this submission that with respect to the proposed revocation of the Castletroy Local Area Plan ‘no observations or recommendations are warranted’.

Part 4 Conclusion and Recommendation

Having regard to

- The justification for the proposed revocation of the Castletroy Local Area Plan 2019 – 2025, namely the adoption of the Limerick Development Plan 2022 – 2028 on 17th June 2020 and its coming into effect on 29th July 2022 as the main public statement of planning policies and objectives for Castletroy;
- The single submission made in respect of the proposed revocation stating that no observations or recommendations are warranted;
- The conclusions of the screening reports for both the Strategic Environmental Assessment and Appropriate Assessment that neither a SEA or an AA are warranted;

It is the opinion of the Chief Executive that the Castletroy Local Area Plan 2019 – 2025 should be revoked, in accordance with Section 20(3) of the Planning and Development Act 2000 (as amended).

Accordingly, it is recommended that the following resolution be approved by the Council:

'Having considered the Chief Executive's report, the Council resolves to revoke the Castletroy Local Area Plan 2019 – 2025, in accordance with Section 20(3) of the Planning and Development Act 2000, (as amended).



Dr. Pat Daly,
Chief Executive

