



Comhairle Cathrach
& Contae Luimnigh

Limerick City
& County Council

EC/155/24

Limerick City and County Council

Planning Department

Section 5 Application



DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

Applicant's Name: Thomas Curten

Applicant's Address: Knock Fenora

Bruce

Co. Limerick

Telephone No.



Name of Agent (if any): Michael Burke

Address: Main Street

Pallaskeyry

Co. Limerick

Telephone No.

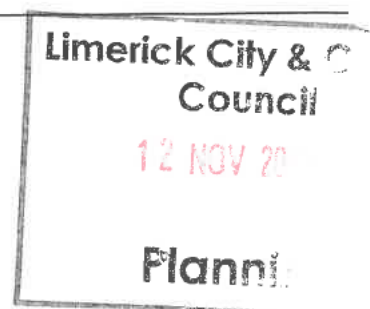
061 220 851

Address for Correspondence:

Main Street

Pallaskeyry

Co. Limerick



Location of Proposed development (Please include Eircode):

Ashgrove
Bruree
Co. Limerick V35 AT10

Description of Proposed development:

Building works to existing house and
new extension. Extension floor area
is under 40 m²

Section of Exempted Development Regulations and/or section of the Act
under which exemption is claimed:

Is this a Protected Structure or within the curtilage of a Protected Structure.
YES/NO

Applicant's interest in site: Owner

List of plans, drawings, etc. submitted with this application:

Proposed House Drawings
Site Location Maps
Site Layout Maps

Have any previous extensions/structures been erected at this location YES/NO

If Yes please provide floor areas of all existing structures:

Signature of Applicant (or Agent) _____

Thomas Carter

NOTES: Application must be accompanied by:

- (a) Fee of €80
- (b) Site location map
- (c) Site layout plan
- (d) Dimensioned plans and elevations of the structure and any existing structures.
- (e) Where the declaration is in respect of a farm building, a layout identifying the use of each existing building together with floor area of each building.

Application to be forwarded to:

**Planning Department,
Limerick City & County Council,
Dooradoyle,
Limerick,
V94 XF67**

OFFICE USE ONLY

Ref. No. _____

Date Received _____

Fee Received _____

Date Due _____



- SITE OUTLINE IN RED
AREA = 0.19 HECTARES
- PROPOSED EXTENSION
OUTLINED IN GREEN
- STRUCTURES TO BE
DEMOLISHED
- EX. BUILDINGS

Site	Application	Date
T01	SITE PLAN	
PROJECT 1 PROPOSED EXTENSION TO EX DWELLING AND ASSOCIATED RENOVATION WORKS AT ASHGROVE, BRUREE, CO. LAM.		
Client 1 MICHAEL & IOM CURTIN		
Stage 1	TRACER	Drawn No. 1 C 14-A-1700
Site No. 1	INC. BURLE	Scale 1 1:500 @ A2
Sheet	00/11/2004	Revision
At Scale: As indicated Drawing No. 14-A-1700 Drawing No. 14-A-1700 Drawing No. 14-A-1700 Drawing No. 14-A-1700 Drawing No. 14-A-1700		

T01

1.94
Brú Rí
Bruree

0.66
Bruree
Brú Rí

0.75

SITE PLAN
SCALE 1:500

Land Registry Compliant

F h l o n n ú r a c h
K n o c k f e n o r a

Bruree
Brú Rí

B r ú R í
B r u r e e

LOCATION MAP

PROPOSED EXTENSION TO
EXISTING DWELLING AND
ASSOCIATED RENOVATION WORKS
AT ASHGROVE BRUREE FOR
TOM & MICHAEL CURTIN

0 9.5 19 28.5 38 Metres
0 10 20 30 40 50 Feet

OUTPUT SCALE: 1:1,000



CENTRE
COORDINATES:
ITM 555053,630718

PUBLISHED: 25/06/2024
MAP SERIES: 1:2,500
ORDER NO.: 50405699_1
MAP SHEETS: 6230-D

CAPTURE RESOLUTION:
The map objects are only accurate to the resolution at which they were captured. Output scale is not indicative of data capture scale. Further information is available at: www.talite.ie; search 'Capture Resolution'
LEGEND: To view the legend visit www.talite.ie and search for 'Large Scale Legend'

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Éireann**



Tailte Éireann
Cíárúchán, Luacháil,
Suirbhéireacht
Registration, Valuation,
Surveying

Official Tailte Éireann Registration Map

This map should be read in conjunction with the folio.

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(centre-line of parcel(s) edged)

- Freehold
- Leasehold
- SubLeasehold
- 'S' Register

(see Section 8(b)(ii) of Registration of Title Act 1964 and Rule 224 & 225 Land Registration Rules 1972 - 2010).

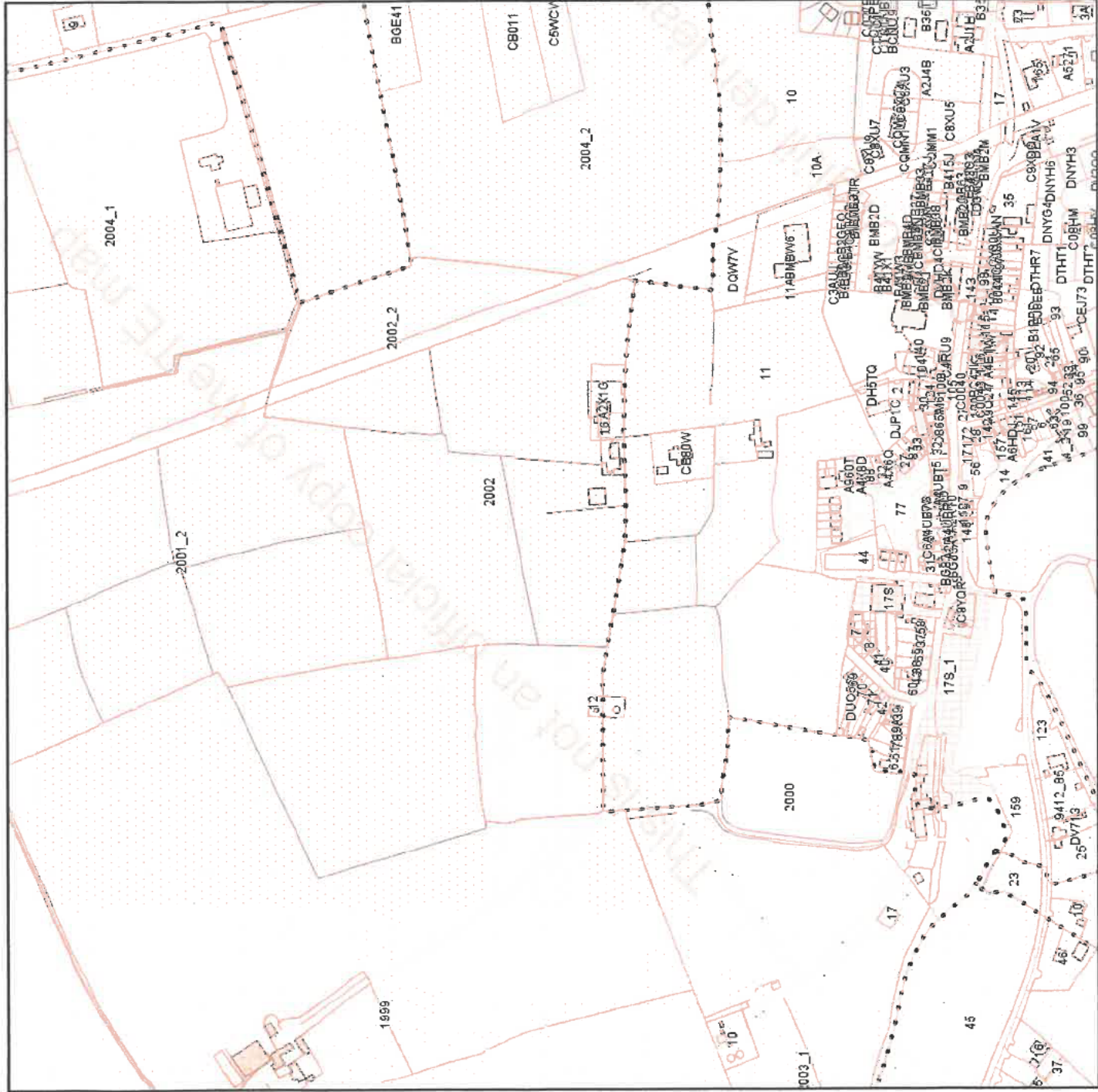
Burdens (may not all be represented on map)

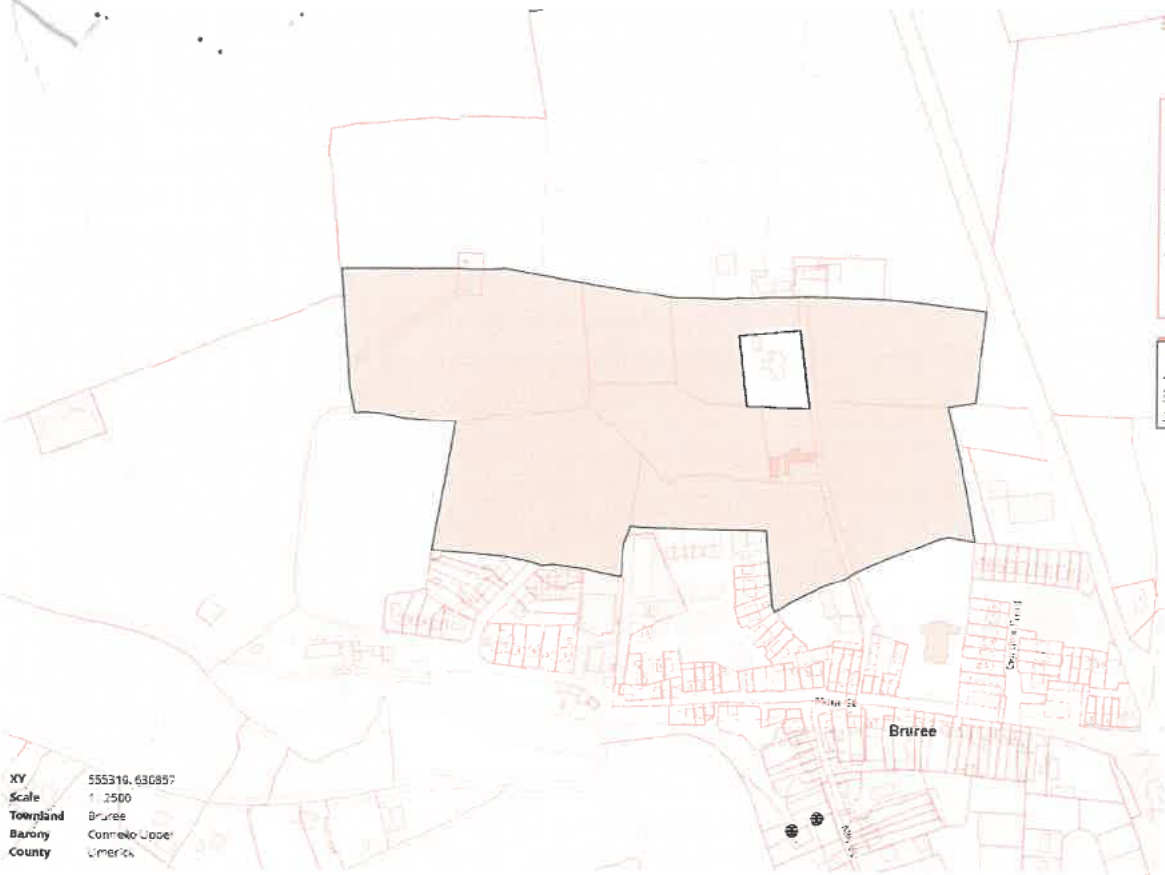
- Right of Way / Wayleave
- Turbary
- Pipeline
- Well
- Pump
- Septic Tank
- Soak Pit

A full list of burdens and their symbology can be found at: www.landdirect.ie

Tailte Éireann Registration operates a non-conclusive boundary system. The TÉ Registration map identifies properties not boundaries meaning neither the description of land in a folio nor its identification by reference to a TÉ Registration map is conclusive as to the boundaries or extent.

(see Section 85 of the Registration of Title Act, 1964). As Inserted by Section 62 of the Registration of Deed and Title Act 2006.





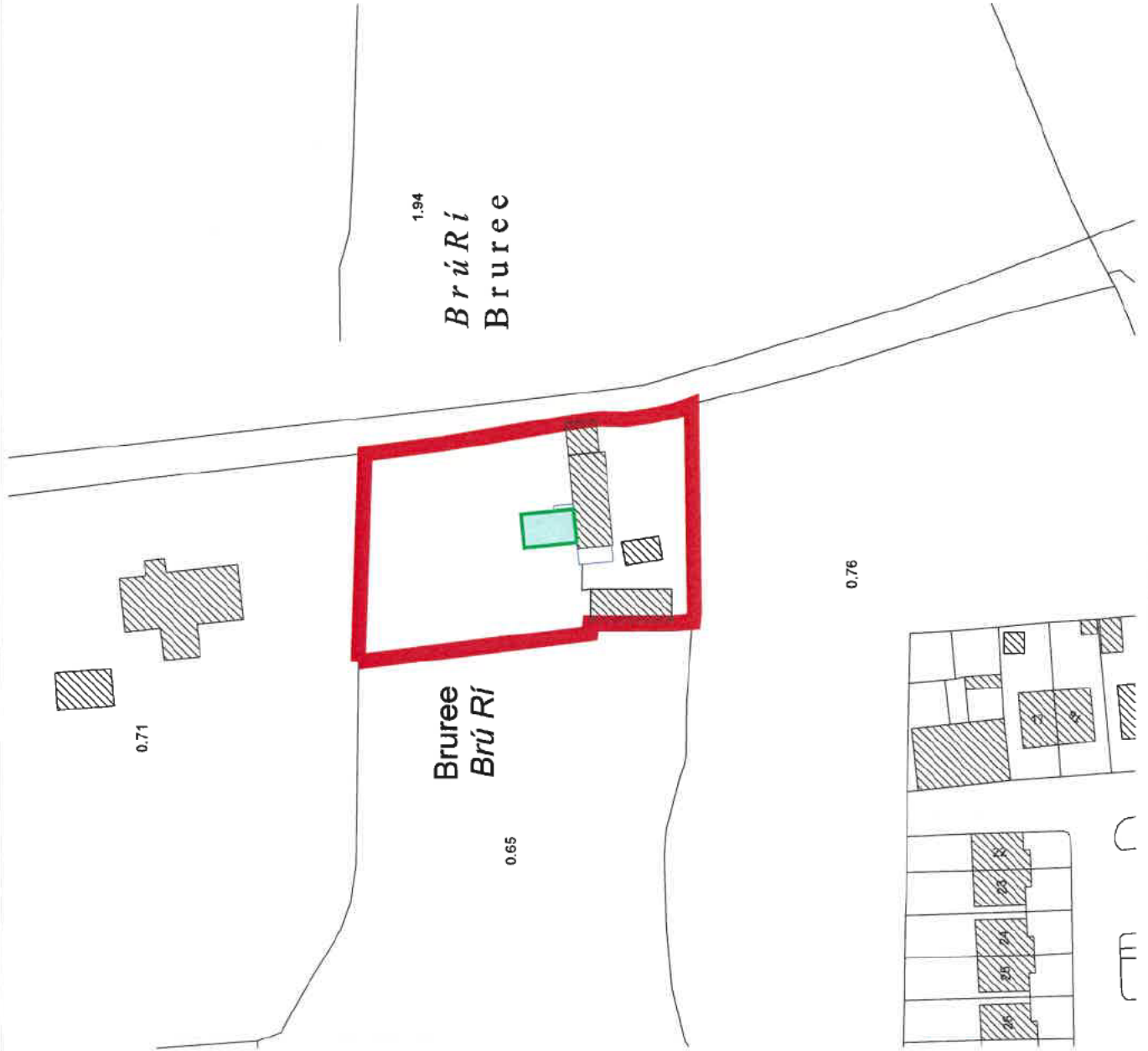
Folio Number	16147
Title Level	Freehold
Plan Number	11
Property Number	1
Area of selected plans	7.76 hectares
Number of Plans on this folio:	1
Address	Ashgrove, Bruree, Co. Limerick, V35 AT10

The Bruree Register of Boundaries and Plans are not conclusive. See the relevant documents for further details.

XY 555319, 630897
Scale 1:2500
Townland Bruree
Barony Connello Upper
County Limerick



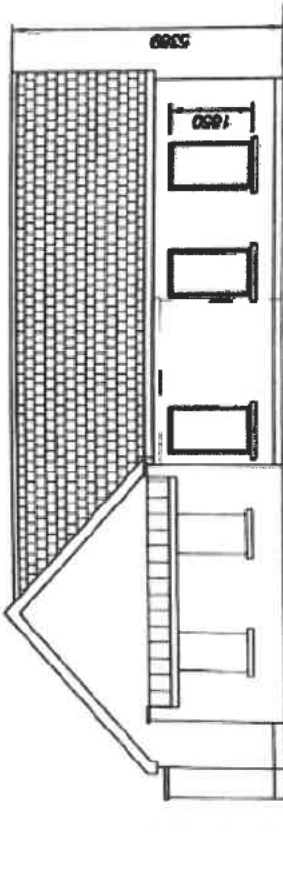
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AREA = 0.19 HECTARES
- PROPOSED EXTENSION
OUTLINED IN GREEN
- STRUCTURES TO BE
DEMOLISHED
- EX. BUILDINGS



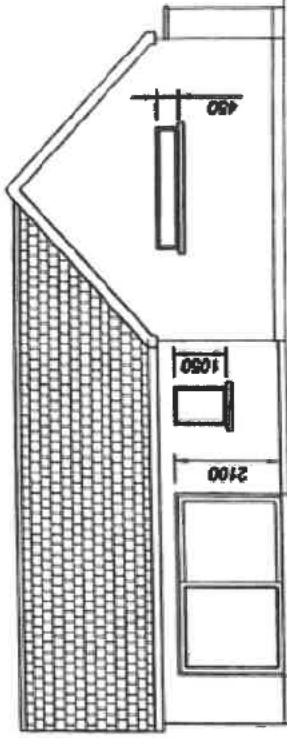
SITE PLAN
SCALE 1:500

Ref	Description	Date
1	SITE PLAN	
Project : PROPOSED EXTENSION TO EX DWELLING AND ASSOCIATED RENOVATION WORKS AT ASHGROVE, BRUREE, CO. LMK		
Client : MICHAEL & TOM CURTIN		
Stage : TENDER	Drawing No. : C144-J1-101	
Drawn By : M.L. BURKE	Scale : 1:500 @ A2	
Date : 06/11/2024	Revision : 1	
M Burke Associates Architectural Services 100 Main Street, Ashgrove, Co. LMK Tel: 087 933 4477 Email: m.burke@mburke.ie		

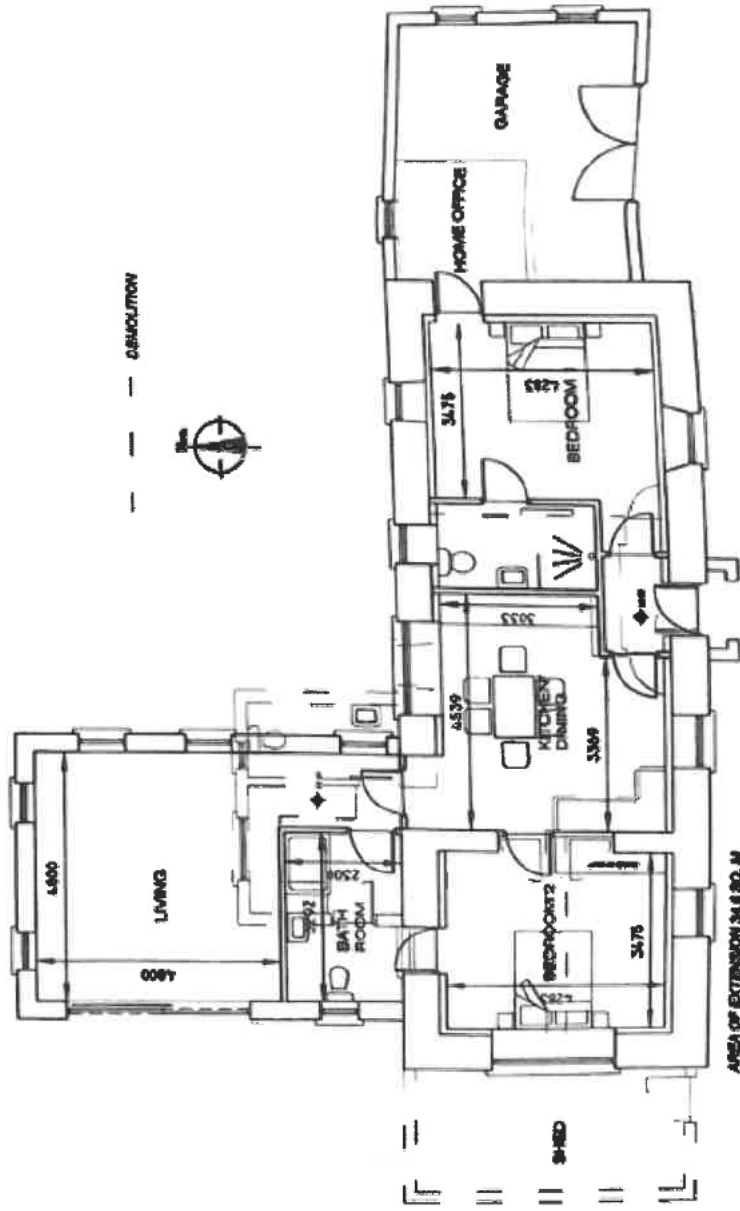
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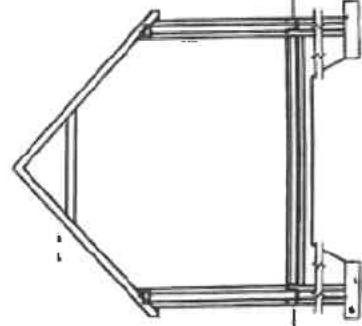
SIDE ELEVATION
SCALE 1/100



SIDE ELEVATION
SCALE 1/100



AREA OF EXTENSION 34.8 SQ. FT.
GROUND FLOOR PLAN
SCALE 1/100



SECTION AA
SCALE 1/50

No.	Revisions	Date
1	DESIGN SKETCH ONLY	10/1/11
2	PROPOSED EXTENSION TO 21 DWELLING AND ASSOCIATED RENOVATION WORKS AT ASHMOVE, BRUNN, CO. LAKE	10/1/11
3	ARCHITECT & TOWN COUNCIL	10/1/11
4	DESIGN	10/1/11
5	AL. 10/1/11	10/1/11
6	AL. 10/1/11	10/1/11
7	AL. 10/1/11	10/1/11
8	AL. 10/1/11	10/1/11
9	AL. 10/1/11	10/1/11
10	AL. 10/1/11	10/1/11

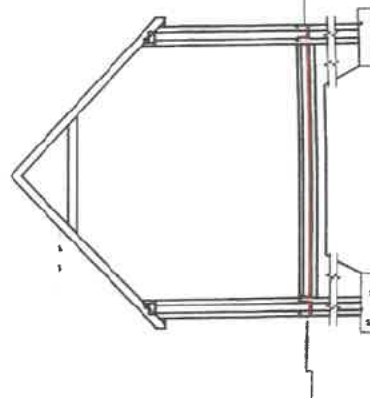
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GROUND FLOOR PLAN
SCALE 1:100



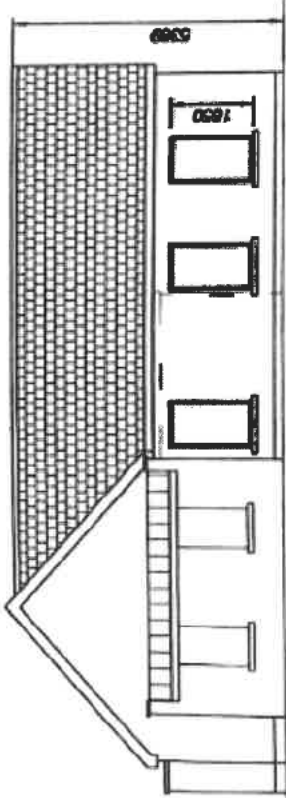
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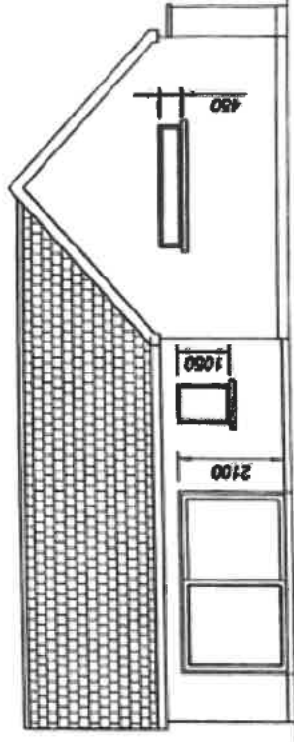
SECTION AA
SCALE 1:50

Rev	Description	Date
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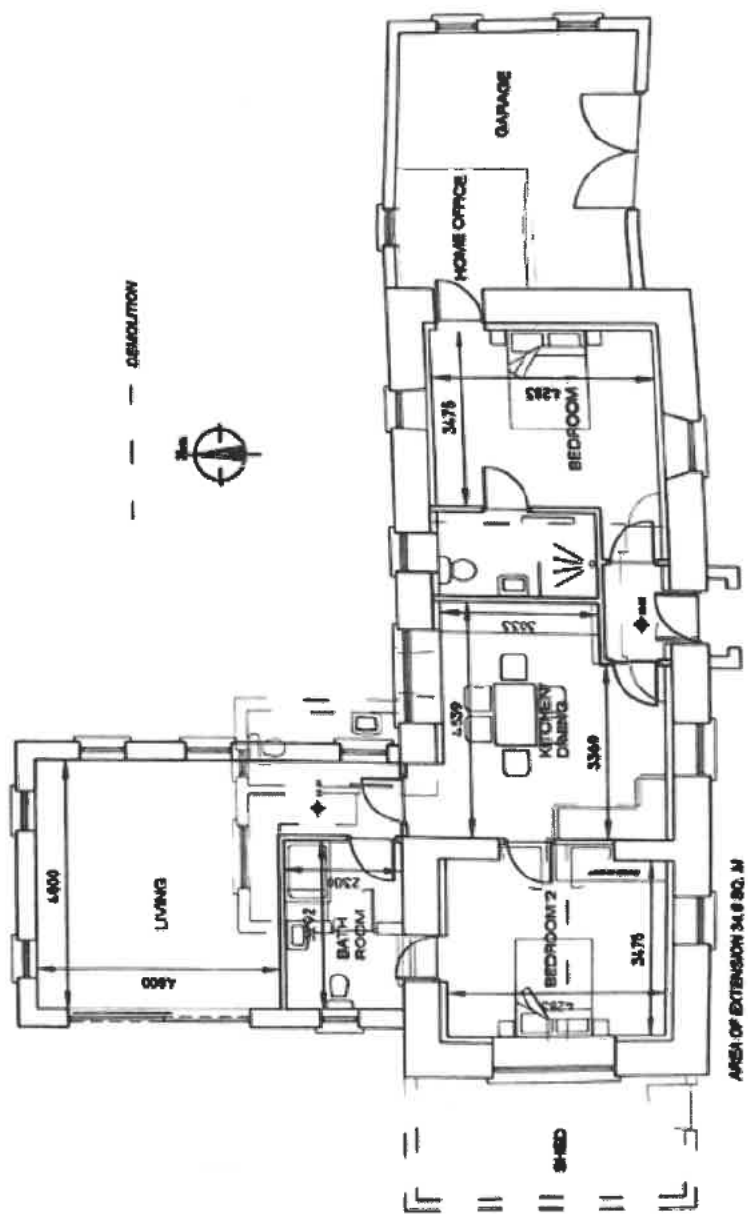
SKI



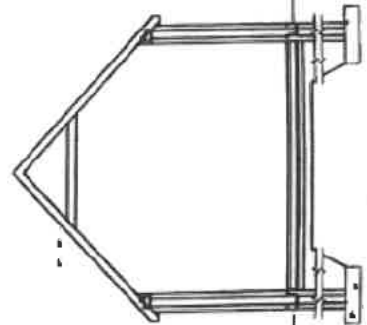
SIDE ELEVATION
SCALE 1/160



SIDE ELEVATION
SCALE 1/160



GROUND FLOOR PLAN
SCALE 1/160



SECTION AA
SCALE 1/160

Sheet	Revision	Date
DESIGN SHEET ONLY		
PROPOSED EXTENSION TO EXISTING DWELLING AND ASSOCIATED RENOVATION WORKS AT ASHMOVE BRIDGE CO. INC.		
Project	Client	Architect
DESIGN	CHAS. J. JOHNSON	MICHAEL & TOM CHORN
Rev. 1	AL. BRUCE	Rev. 1
Rev. 2	AL. BRUCE	Rev. 1
Rev. 3	AL. BRUCE	Rev. 1
Rev. 4	AL. BRUCE	Rev. 1
Rev. 5	AL. BRUCE	Rev. 1
Rev. 6	AL. BRUCE	Rev. 1
Rev. 7	AL. BRUCE	Rev. 1
Rev. 8	AL. BRUCE	Rev. 1
Rev. 9	AL. BRUCE	Rev. 1
Rev. 10	AL. BRUCE	Rev. 1
Rev. 11	AL. BRUCE	Rev. 1
Rev. 12	AL. BRUCE	Rev. 1
Rev. 13	AL. BRUCE	Rev. 1
Rev. 14	AL. BRUCE	Rev. 1
Rev. 15	AL. BRUCE	Rev. 1
Rev. 16	AL. BRUCE	Rev. 1
Rev. 17	AL. BRUCE	Rev. 1
Rev. 18	AL. BRUCE	Rev. 1
Rev. 19	AL. BRUCE	Rev. 1
Rev. 20	AL. BRUCE	Rev. 1

SK1

COMHAIRLE
CATHRACH & CONTAE
Luimnigh
Limerick
CITY & COUNTY
COUNCIL

LIMERICK CITY & COUNTY COUNCIL
CASH OFFICE
CIVIC OFFICES
DOORADOYLE
CO LIMERICK

05/11/2024 13:38:16

Receipt No./
Uimhir Admhála : LA25/0/25172133

THOMAS CURTIN
KNOCKFENORA
BRUREE
CO LIMERICK

EXEMPTION CERTIFICATES	80.00
GOODS	80.00
VAT Exempt/Non-vatable	

Total/Iomlán : 80.00 EUR

Tendered/Tairgthe :
Credit / Debit Card 80.00
VISA
*****9061

Change/Sóinseáil : 0.00

Issued By/
Eisithe ag : Patricia O'Neill
From/Ó : CASH OFFICE HQ
Vat reg No./Cláruimhir CBL: 3267368TH

Report on application under Section 5 of the Planning and Development Act 2000 (as amended)

Reference no. EC-020-25

Name and Address of Applicant: Thomas Curtin
Knockfenora
Bruree,
Co. Limerick

Agent: Michael A. Burke
Main Street,
Pallaskenry,
Co. Limerick

Location: Ashgrove,
Bruree,
Co. Limerick
V35AT10

Description of Site and Surroundings:

The site is an existing detached property located which is a short distance north of the zoned lands in Bruree. The site is accessed off a local road, L-51803.

Zoning:

N/A

Proposal:

This is an application requesting a Section 5 Declaration on whether the following works are or are not development or are or not exempted development:

- Building works to the house and new extension

This Section 5 declaration includes the following:

- Application Form
- Site location
- Existing floor plans
- Proposed Elevations
- Proposed Floor plans

Planning History:

None

Enforcement History

N/A

Relevant An Bord Pleanála referrals

RL2354 - Whether the demolition of part of a house and its replacement with an extension at 39 Rock Road, Blackrock, Co. Dublin, is or is not exempted development. The Board concluded that the development that had taken place does not come within the scope of Class 1 of Part 1 of Schedule 2 to the Planning and Development Regulations 2001, as the height of the walls of the subject extension exceed the height of the rear wall of the house.

Assessment

Consideration as to whether a development constitutes exempted development or not is governed by Sections 4 and 5 of the Planning and Development Act 2000 (as amended) and Articles 5, 6, 7, 8, 9, 10 and 11 of the Planning and Development Regulations 2001 (as amended).

Is the proposal development?

Section 2(1) in this Act, except where otherwise requires –

'works' includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal.

'structure' as any building, structure, excavation, or other thing constructed or made on, in or under any land, or part of a structure so defined, and –

(a) Where the context so admits, includes the land on, in or under which the structure is situated.

Section 3(1) defines 'development' as 'the carrying out of any works on, in, over or under land or the making of any material change in the use of any structures or other land'.

The proposed development on site, comprising 'building works to the house' and 'new extension' constitutes 'works' and 'development'.

Is the proposal exempted development?

The applicant has stated that 'building works' are proposed to the house but it is unclear what the works involve. No existing plans have been submitted with the proposal. The proposed rear extension will therefore be assessed against the relevant Classes below.

CLASS 1

The extension of a house, by the construction or erection of an extension (including a conservatory) to the rear of the house or by the conversion for use as part of the house of any garage, store, shed or other similar structure attached to the rear or to the side of the house.

The proposal is for building works to the house and a new extension. Following a site inspection on the 25th February 2025 it was noted that the dwelling house is situated perpendicular to the road. The front of the house which is classified as where the front door of the property is located is at a 90 degree angle to local secondary road L-51803. The extension would therefore be within the curtilage of the house and to the rear.

1. (a) Where the house has not been extended previously, the floor area of any such extension shall not exceed 40 square metres.

The application form states that there have been no previous extensions. The plans show that a single storey rear structure may be demolished but it is not fully clear whether this is an extension as no existing plans have been submitted. It is also noted that part of the garage appears to be proposed to be converted to a home office. However, the floorspace has not been identified on the plans. The floorspace of the proposed extension has been stated as 34sqm but it is unclear whether the conversion of part of the garage would then take the amount of floorspace over the 40sqm condition. As such, the proposal does not comply with **condition 1(a)**.

(b) Subject to paragraph (a), where the house is terraced or semi-detached, the floor area of any extension above ground level shall not exceed 12 square metres.

N/A detached house

(c) Subject to paragraph (a), where the house is detached, the floor area of any extension above ground level shall not exceed 20 square metres.

N/A no above ground works proposed.

2. (a) Where the house has been extended previously, the floor area of any such extension, taken together with the floor area of any previous extension or extensions constructed or erected after 1 October 1964, including those for which planning permission has been obtained, shall not exceed 40 square metres.

Application form indicates that there have been no extensions.

(b) Subject to paragraph (a), where the house is terraced or semi-detached and has been extended previously, the floor area of any extension above ground level taken together with the floor area of any previous extension or extensions above ground level constructed or erected after 1 October 1964, including those for which planning permission has been obtained, shall not exceed 12 square metres.

N/A detached house

(c) Subject to paragraph (a), where the house is detached and has been extended previously, the floor area of any extension above ground level, taken together with the floor area of any previous extension or extensions above ground level constructed or erected after 1 October 1964, including those for which planning permission has been obtained, shall not exceed 20 square metres.

N/A no above ground works proposed.

3. Any above ground floor extension shall be a distance of not less than 2 metres from any party boundary.

N/A no above ground works proposed.

4. (a) Where the rear wall of the house does not include a gable, the height of the walls of any such extension shall not exceed the height of the rear wall of the house.

The rear wall does not include a gable. Neither a proposed nor rear elevation has been submitted with the application. It is therefore not possible to assess whether the proposed rear elevation would exceed the height of the rear wall of the house. The proposal does not comply with **condition/limitation 4(a)**.

(b) Where the rear wall of the house includes a gable, the height of the walls of any such extension shall not exceed the height of the side walls of the house.

N/A

(c) The height of the highest part of the roof of any such extension shall not exceed, in the case of a flat roofed extension, the height of the eaves or parapet, as may be appropriate, or, in any other case, shall not exceed the height of the highest part of the roof of the dwelling.

Height would not exceed highest part of the roof.

5. The construction or erection of any such extension to the rear of the house shall not reduce the area of private open space, reserved exclusively for the use of the occupants of the house, to the rear of the house to less than 25 square metres.

More than 25 sqm would remain.

6. (a) Any window proposed at ground level in any such extension shall not be less than 1 metre from the boundary it faces.

No windows would be less than 1 metre from the boundary.

(b) Any window proposed above ground level in any such extension shall not be less than 11 metres from the boundary it faces.

N/A no above ground works proposed.

(c) Where the house is detached and the floor area of the extension above ground level exceeds 12 square metres, any window proposed at above ground level shall not be less than 11 metres from the boundary it faces.

N/A no above ground works proposed.

7. The roof of any extension shall not be used as a balcony or roof garden.

No balcony or roof garden proposed.

The proposal does not comply with conditions/limitations 1(a) and 4(a) of Class 1.

The drawings appear to show the removal of an extension to the rear of the property to facilitate the proposed extension.

Class 50

*(a) The demolition of a building, or buildings, within the curtilage of—
(i) a house,*

1. No such building or buildings shall abut on another building in separate ownership.

The building does not abut another building in separate ownership.

2. The cumulative floor area of any such building, or buildings, shall not exceed: (a) in the case of a building, or buildings within the curtilage of a house, 40 square metres, and (b) in all other cases, 100 square metres.

The floorspace has not been provided but would appear to be under 40sqm given that the proposed extension would be 34sqm.

3. No such demolition shall be carried out to facilitate development of any class prescribed for the purposes of section 176 of the Act.

N/A

Article 9 Restrictions

The proposed development is not restricted by any of the restrictions in Article 9 of the Planning and Development Regulations 2001 (as amended).

Appropriate Assessment

An AA Screening examination was carried out by Limerick City & County Council (see appendix 1). Overall it is considered that the development as proposed should not exercise a significant effect on the conservation status of any SAC or SPA as there are no source-pathway-receptors and the site does not directly encroach on any Natura 2000 European Sites. Therefore, an Appropriate Assessment is not necessary (See appendix 1 for AA Screening Form).

Environmental Impact Assessment

An EIA Screening examination was carried out by Limerick City and County Council (see Appendix 2). Based on a preliminary examination of the proposal there is no real likelihood of significant effects on the environment and EIA is not required.

Conclusion/Recommendation

The extension detailed on the application and plans submitted is considered not to be within the scope of Class 1 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).

Regard has been had to –

- (a) Section 2, 3 and 4 of the Planning and Development Act 2000 (as amended)
- (b) Class 1 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended)
- (c) The plans & particulars submitted with the application received on the 13th February 2025.
- (d) An Bord Pleanála Case RL2354.

It is therefore considered that the said works are development and not exempted development under 1(a) and 4(a) of Class 1, Schedule 2 of the Planning and Development Regulations 2001 (as amended).

John Wallace

John Wallace
Assistant Planner

Date 04/03/2025

Agreed *B. Henn*

Barry Henn, S.E.P

Date: *05/03/2025*

Appendix 1- AA Screening examination
AA PN01 Screening Form

STEP 1: Description of the project/proposal and local site characteristics:	
a. File Reference No:	EC/020/25
b. Brief description of the project or plan:	This is an application requesting a Section 5 Declaration on whether building works to the house and new extension is or is not exempted development.
c. Brief description of site characteristics:	The site is an existing detached property located which is a short distance north of the zoned lands in Bruree. The site is accessed off a local road, L-51803.
d. Relevant prescribed bodies consulted: e.g. DHLGH (NPWS), EPA, OPW	N/A
e. Response to consultation:	N/A

STEP 2: Identification of relevant Natura 2000 sites using Source-Pathway-Receptor model and compilation of information on Qualifying Interests and conservation objectives.				
European Site (code)	List of Qualifying Interest/Special Conservation Interest ¹	Distance from proposed development ² (km)	Connections (Source-Pathway-Receptors)	Considered further in screening Y/N
002036 Ballyhoura Mountains SAC	https://www.npws.ie/protected-sites/sac/002036	13.9km	None	None
002170 Blackwater River (Cork/Waterford) SAC	https://www.npws.ie/protected-sites/sac/002170	11.6km	None	No
004095 Kilcolman Bog SPA	https://www.npws.ie/protected-sites/sac/004095	19.2km	None	No
001430 Glen Bog SAC	https://www.npws.ie/protected-sites/sac/001430	12.4km	None	No
00439 Tory Hill SAC	https://www.npws.ie/protected-sites/sac/00439	11.5km	None	No

¹ Short paraphrasing and/or cross reference to NPWS is acceptable – it is not necessary to reproduce the full text on the QI/SCI.

² if the site or part thereof is within the European site or adjacent to the European site, state here

STEP 3: Assessment of Likely Significant Effects	
a. Identify all potential direct and indirect impacts that may have an effect on the conservation objectives of a European site, taking into account the size and scale of the project under the following headings:	
Impacts:	Possible Significance of Impacts: (duration/Magnitude etc)
Construction phase e.g • Vegetation clearance	None. Works are minimal and will involve temporary construction works; therefore, no likely

<ul style="list-style-type: none"> • Demolition • Surface water runoff from soil excavation/infill/landscaping (including borrow pits) • Dust, noise, vibration • Lighting disturbance • Impact on groundwater/dewatering • Storage of excavated/construction materials • Access to site • Pests 	significant impact on the conservation objectives of the above named site.
Operation phase e.g. <ul style="list-style-type: none"> • Direct emission to air and water • Surface water runoff containing contaminant or sediment • Lighting disturbance • Noise/vibration • Changes to water/groundwater due to drainage or abstraction • Presence of people, vehicles and activities • Physical presence of structures (e.g collision risk) • Potential for accidents or incidents 	None works are minimal and will involve temporary construction works; therefore, no likely significant impact on the conservation objectives of the above named sites.
In-combination/Other	N/A given the level of development in the area

b. Describe any likely changes to the European site:	
Examples of the type of changes to give consideration to include: <ul style="list-style-type: none"> • Reduction or fragmentation of habitat area • Disturbance to QI species • Habitat or species fragmentation • Reduction or fragmentation in species density • Changes in key indicators of conservation status value (water or air quality etc) • Changes to areas of sensitivity or threats to QI • Interference with the key relationships that define the structure or ecological function of the site 	None. Works are minimal and will involve temporary construction works; therefore, no likely significant impact on the conservation objectives of the above named site.

c. (Are 'mitigation' measures necessary to reach a conclusion that likely significant effects can be ruled out at screening?)
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No



STEP 4: Screening Determination Statement
The assessment of significance of effects: Describe how the proposed development (alone or in-combination is/is not likely to have significant effects on European site (s) in view of its conservation objectives

On the basis of the information on file, which is considered adequate to undertake a screening determination and having regard to:

- the nature and scale of the proposed development on fully serviced lands,
- the intervening land uses and distance from European sites,
- the lack of direct connections with regard to the Source-Pathway-Receptor model,

it is concluded that the proposed development, individually or in-combination with other plans or projects, would not be likely to have a significant effect on the above listed European sites or any other European site, in view of the said sites' conservation objectives. An appropriate assessment is not, therefore, required.

Conclusion: AA Screening is not required.

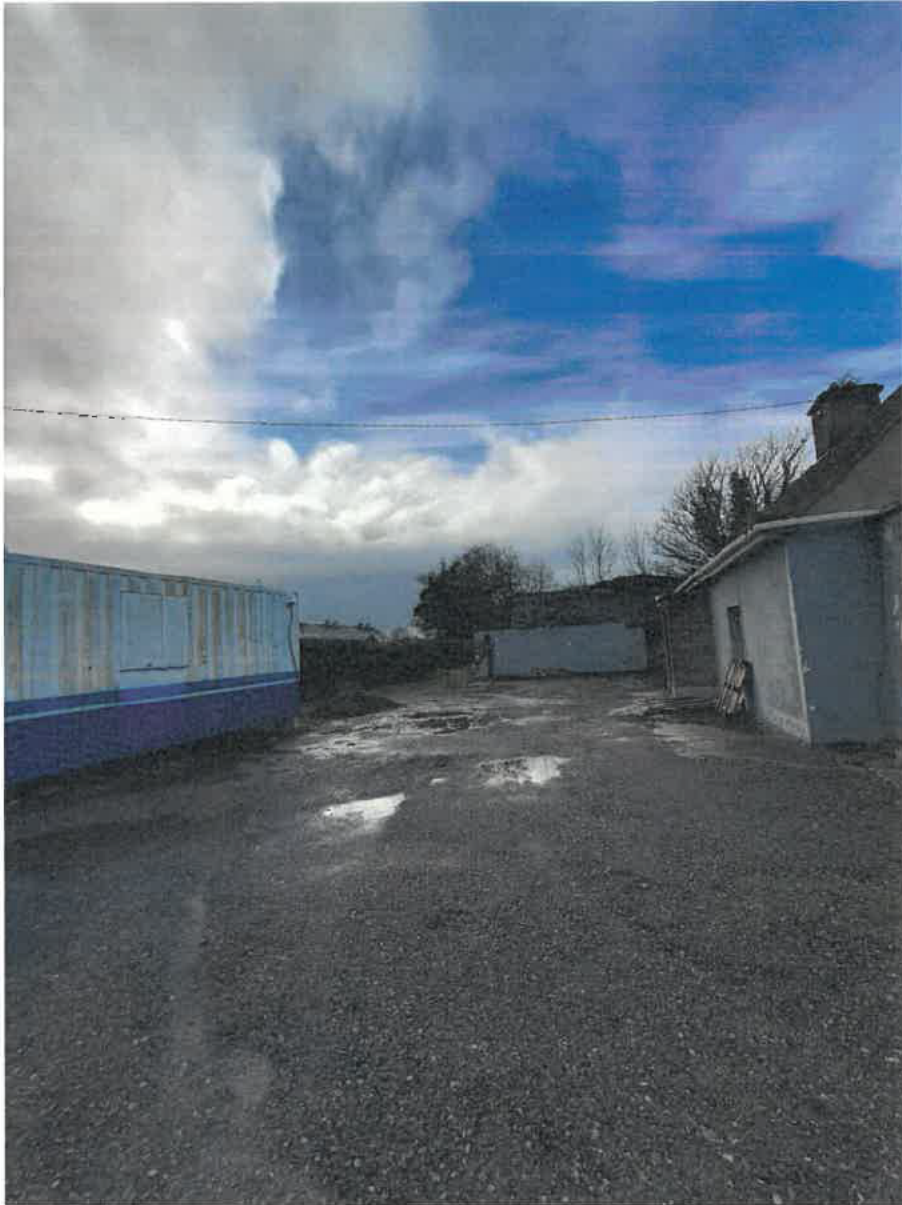
	Tick as appropriate:	Recommendation:
i. It is clear that there is no likelihood of significant effects on a European Site	<input checked="" type="checkbox"/>	The proposal can be screened out: Appropriate Assessment not required.
ii. It is uncertain whether the proposal will have a significant effect on a European Site	<input type="checkbox"/>	<input type="checkbox"/> Request further information to complete screening <input type="checkbox"/> Request NIS <input type="checkbox"/> Refuse planning permission
iii. Significant effects are likely	<input type="checkbox"/>	<input type="checkbox"/> Request NIS <input type="checkbox"/> Refuse planning permission
Signature and Date of Recommending Officer:	 <hr/> John Wallace Assistant Planner 04/03/2025	
Signature and Date of the Decision Maker:	 <hr/> Barry Henn, Senior Executive Planner 05/03/25	

Appendix 2 – EIA Screening

Establishing if the proposal is a 'sub-threshold development':	
Planning Register Reference:	EC-020-25
Development Summary:	Building works and a new extension
Was a Screening Determination carried out under Section 176A-C?	<input type="checkbox"/> Yes. no further action required <input checked="" type="checkbox"/> No. Proceed to Part A
A. Schedule 5 Part 1 - Does the development comprise a project listed in Schedule 5, Part 1 , of the Planning and Development Regulations 2001 (as amended)? (Tick as appropriate)	
<input type="checkbox"/> Yes. specify class: [insert here]_____	EIA is mandatory No Screening required
<input checked="" type="checkbox"/> No	Proceed to Part B
B. Schedule 5 Part 2 - Does the development comprise a project listed in Schedule 5, Part 2 , of the Planning and Development Regulations 2001 (as amended) and does it meet/exceed the thresholds? (Tick as appropriate)	
<input checked="" type="checkbox"/> No. the development is not a project listed in Schedule 5, Part 2	No Screening required
<input type="checkbox"/> Yes the project is listed in Schedule 5, Part 2 and meets/exceeds the threshold, specify class (including threshold): [specify class & threshold here]_____	EIA is mandatory No Screening required
<input type="checkbox"/> Yes the project is of a type listed but is <i>sub-threshold</i> : [insert here]_____	Proceed to Part C
C. If Yes , has Schedule 7A information/screening report been submitted?	
<input type="checkbox"/> Yes, Schedule 7A information/screening report has been submitted by the applicant	Screening Determination required
<input type="checkbox"/> No, Schedule 7A information/screening report has not been submitted by the applicant	Preliminary Examination required
Signature and Date of Recommending Officer:	John Wallace

	<u>John Wallace, Assistant Planner</u> 04/03/2025
Signature and Date of the Decision Maker:	<u>B. Henn</u> Barry Henn, Senior Executive Planner 05/03/2025

Appendix 3 – Site Inspection Photographs





PLANNING & PLACE-MAKING

REG POST:

Thomas Curtin
c/o Michael A. Burke
Main Street,
Pallaskenry,
Co. Limerick

EC/020/25

March 2025

Re: Declaration under Section 5

Dear Sir/Madam,

I refer to the above application for Section 5 Declaration on Development and Exempted Development.

Please find herewith a copy of Council's decision on same.

Yours faithfully,

For Director of Services
Planning & Place-Making

LIMERICK CITY & COUNTY COUNCIL

APPROVED OFFICER'S ORDER

SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

No. AOO/DC/2025/ 135

File Ref No. EC/020/25

SUBJECT: Declaration under Section 5.
Planning and Development Act 2000 as amended
Planning and Development Regulations 2001 as amended

RE: **The building works to the house and new extension at Ashgrove, Bruree, Co. Limerick, V35AT10**

ORDER: Whereas by Director General's Order No. DG/2024/123 dated 27th November 2024, Dr. Pat Daly, Director General, Limerick City & County Council did, pursuant to the powers conferred on him by Section 154 of the Local Government Act, 2001, (as amended by the Local Government Reform Act, 2014 and the Local Government (Mayor of Limerick) and Miscellaneous Provisions Act, 2024), delegate unto Barry Henn, Senior Executive Planner the functions as defined in the Local Government Acts, 1925 to 2024.

Now therefore pursuant to the delegation of the functions aforesaid, I, Barry Henn, Senior Executive Planner, having considered the report and recommendation of John Wallace, Assistant Planner dated 04/03/2025, hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Thomas Curtin, c/o Michael A. Burke, Main Street, Pallaskenry, Co. Limerick to state that the works as described above is

Development and is NOT Exempt Development.

Signed

B. Henn

SENIOR EXECUTIVE PLANNER, PLANNING & PLACE-MAKING

Date

11/03/2025

Certified to be a true copy of Approved Officer's Order, Planning & Development Order No. AOO/DC/2025/ 135 dated 11/3/25, pursuant to Section 151(7) of the Local Government Act 2001

Signed:

B. Henn

SENIOR EXECUTIVE PLANNER, PLANNING & PLACE-MAKING



Comhairle Cathrach
& Contae Luimnigh
Limerick City
& County Council

Pleanáil, agus Cruthú Áite
Comhairle Cathrach agus Contae Luimnigh
Bothar Thuar an Daill
Tuar an Daill, Luimneach
V94 WV78

Planning and Place-Making
Limerick City and County Council
Dooradoyle Road
Dooradoyle, Limerick
V94 WV78

SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

DECLARATION NO.

EC/020/25

Name and Address of Applicant: Thomas Curtin, Knockfenora, Bruree, Co. Limerick

Agent: Michael A. Burke, Main Street, Pallaskenry, Co. Limerick

Whether the building works to the house and new extension at Ashgrove, Bruree, Co. Limerick, V35AT10 is or is not Development or is or is not Exempted Development. The works as described on the plans submitted with the application on the 13th of February 2025.

AND WHEREAS the Planning Authority has concluded that the building works to the house and new extension at Ashgrove, Bruree, Co. Limerick, V35AT10 **DOES NOT** come within the scope of exempted development as under 1(a) and 4(a) of Class 1, Schedule 2 of the Planning and Development Regulations 2001 (as amended). See Report attached. 16

NOW THEREFORE the Planning Authority in exercise of the powers conferred on it by Section 5(2) (a) of the Planning and Development Act 2000 (as amended) hereby decides that the said development as described above is **Development and is NOT Exempt Development.**

Signed on behalf of the said Council

Date:

11/3/25

NOTE: A Declaration on Development or Exemption issued by Limerick City & County Council may be referred to An Bord Pleanála on payment of €220 for review within 4 weeks after the issuing of the declaration.