



## SECTION 5 APPLICATION COVER LETTER

**Applicant:** Patrick Hand

**Site Address:** 9 Munchins Terrace, Sexton Street, Limerick. V92 EYK6.

**Re.:** Section 5 Application Declaration on Development and Exempted Development at the above address.

**Our Ref.:** DKA / 1745.

Dear Sir/Madam,

With regard to the above, please find enclosed all relevant drawings and documentation as required.

It is proposed to renovate the existing building, maintaining the street frontage to St. Munchens Terrace; there is no change to the existing front elevation apart from upgrading the roof and windows and doors.

Our proposal is for a single storey extension to the rear of under 40 sq. metres.

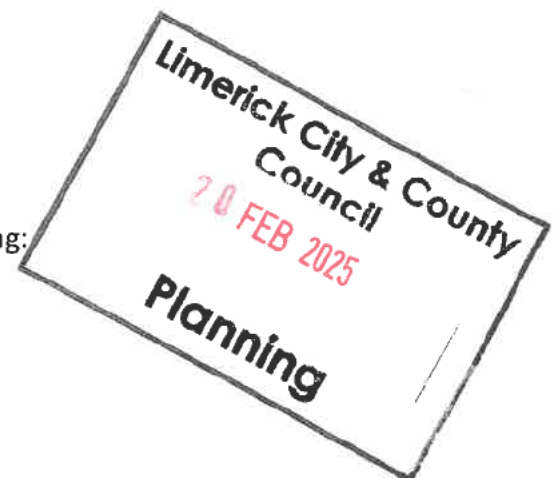
As such we submit this Section 5 Application for Exempted Development for the above site.

Should you require any further information pertaining to the application, please do not hesitate to contact me.

In support of the application, we have enclosed the following:

**Enclosed Documentation:**

- Section 5 Application Form
- Site Photos



**Enclosed Drawings & Maps:**

• DKA/1745/ED/01	Existing Floor Plans- Dwellinghouse	1-100
• DKA/1745/ED/02	Existing Elevations- Dwellinghouse	1-100
• DKA/1745/ED/03	Existing Garage Plan, Elevations & Section	1-100
• DKA/1552/MS/01	Proposed Ground Floor Plan & Part Site Plan	1-100
• 9 St. Munchens Terrace	Site Layout Plan	1-200
• 9 St. Munchens Terrace	Vested Map	1-1000

Yours Sincerely,



---

Michael Creed

***Diarmuid Keane + Associates Ltd***



Comhairle Cathrach  
& Contae **Luimnigh**

**Limerick** City  
& County Council

**Limerick City and County Council**

**Planning Department**

**Section 5 Application**

**DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT**

Applicant's Name: Patrick Hand

Applicant's Address: 51 Cahermoneen,

Tralee,

County Kerry V92 EYK6

Telephone No. [REDACTED]

Name of Agent (if any): Diarmuid Keane & Associates Ltd.

Address: O' Curry Street, Kilkee,

County Clare V15 Y002.

Telephone No. 065 908 3667

Address for Correspondence:

O' Curry Street, Kilkee,

County Clare V15 Y002.

Location of Proposed development (Please include Eircode):

9 St. Munchins Tettace,

Sexton Street North, Thomondgate,

Limerick V94 WYH4.

Description of Proposed development:

Modifications to existing single storey terrace house

to include single storey extension to rear of under 40 Square metres. There is

no change to the existing front elevation apart from upgrading the roof and

windows and doors.

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

Section 5 Application Declaration on Development and Exempted Development

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:

DKA- 1745- ED-01 Existing Plans, Elevations, Section.

DKA- 1745- ED- 02 Proposed Plans;

DKA- 1745- ED-03 Proposed Elevations, Section

Site Layout Plan; Site Location Map

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

If Yes please provide floor areas of all existing structures:

Ground Floor Area: 56 Sq. metres

First Floor Area: 27.5 Sq. metres



Signature of Applicant (or Agent) \_\_\_\_\_

*David Keane*

**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**

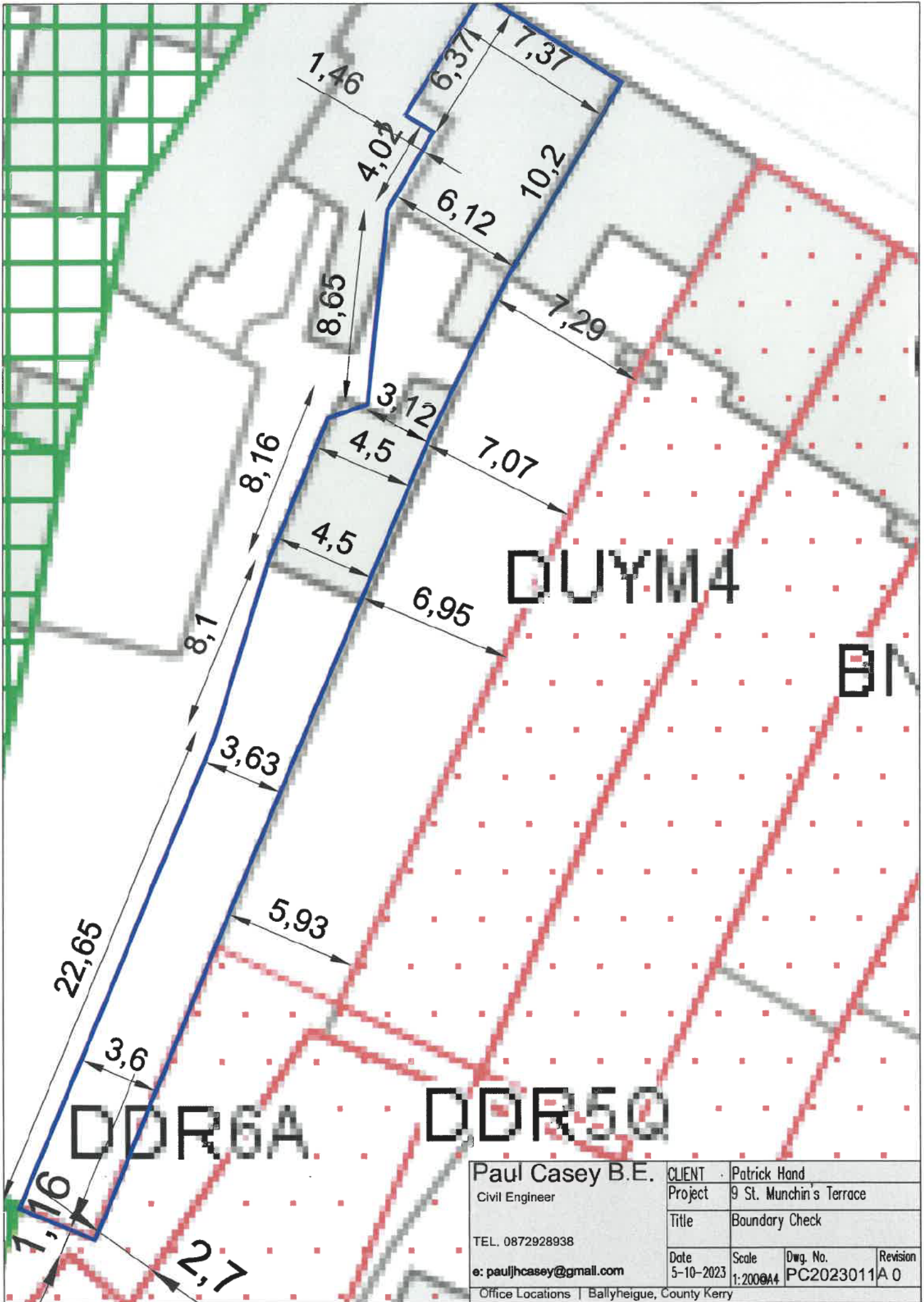
Ref. No. \_\_\_\_\_

Date Received \_\_\_\_\_

Fee Received \_\_\_\_\_

Date Due \_\_\_\_\_

\*\*\*\*\*



XMAX: 557020.06 YMAX: 658167.263



XMIN: 556804.867 YMIN: 657982.562

The Seal of Limerick City and County  
Council was affixed hereto by:

Director of Service  
Authenticated by:

Senior Executive Officer  
Corporate Services

Dated this \_\_\_\_ day of \_\_\_\_ 2023



Property Management Department,  
Rural, Community & Culture Development  
Directorate,  
Limerick City and County Council,  
Merchant's Quay, Limerick, V94 EH90

Map referred to in the Vesting Order made  
under Section 17 of the Derelict Sites Act  
1990 on the \_\_\_\_ day of \_\_\_\_ 2023

Description: Single storey mid terraced  
residential property and surrounding land  
situated at 9 Saint Munchin's Terrace,  
Section Street North, Limerick.  
Derelict Sites Ref: DS-075-17  
Folio Ref: Unregistered  
Area outlined in red: 0.026 ha Approx  
Scale: 1:1000 (A4) Date: 21/06/2023  
Drawn By: M Somers



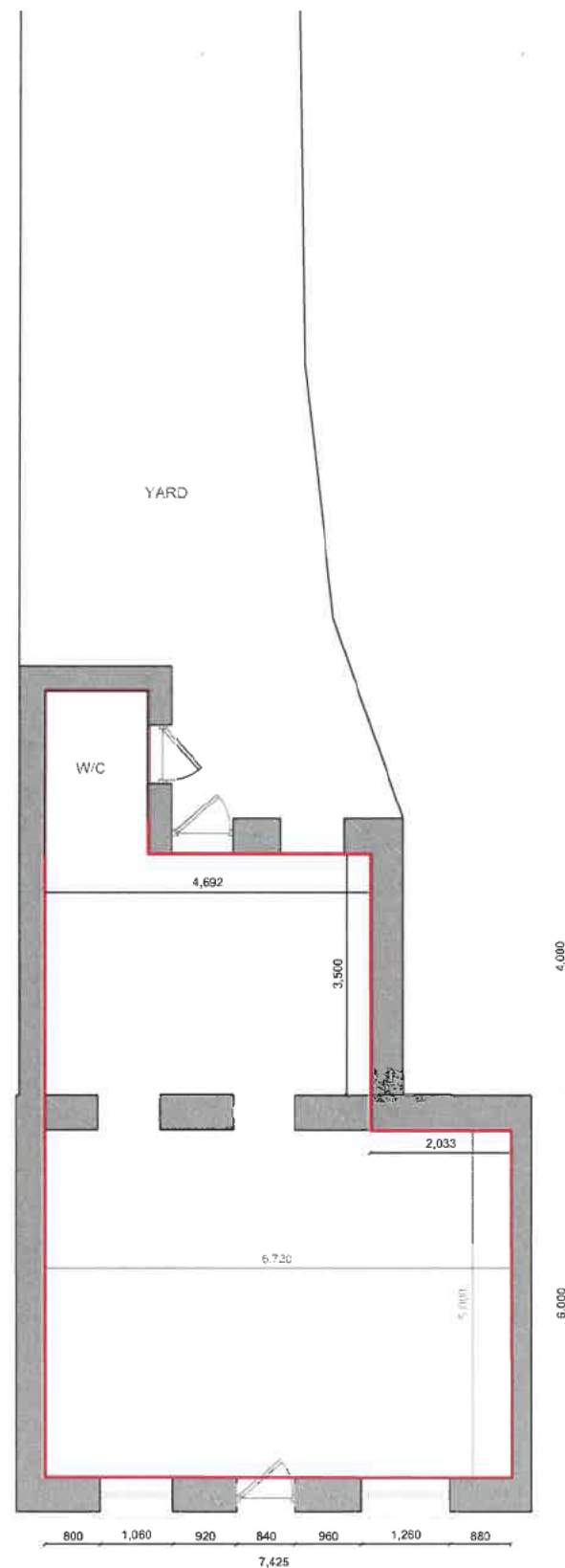
## SITE PHOTOS

Front Photo

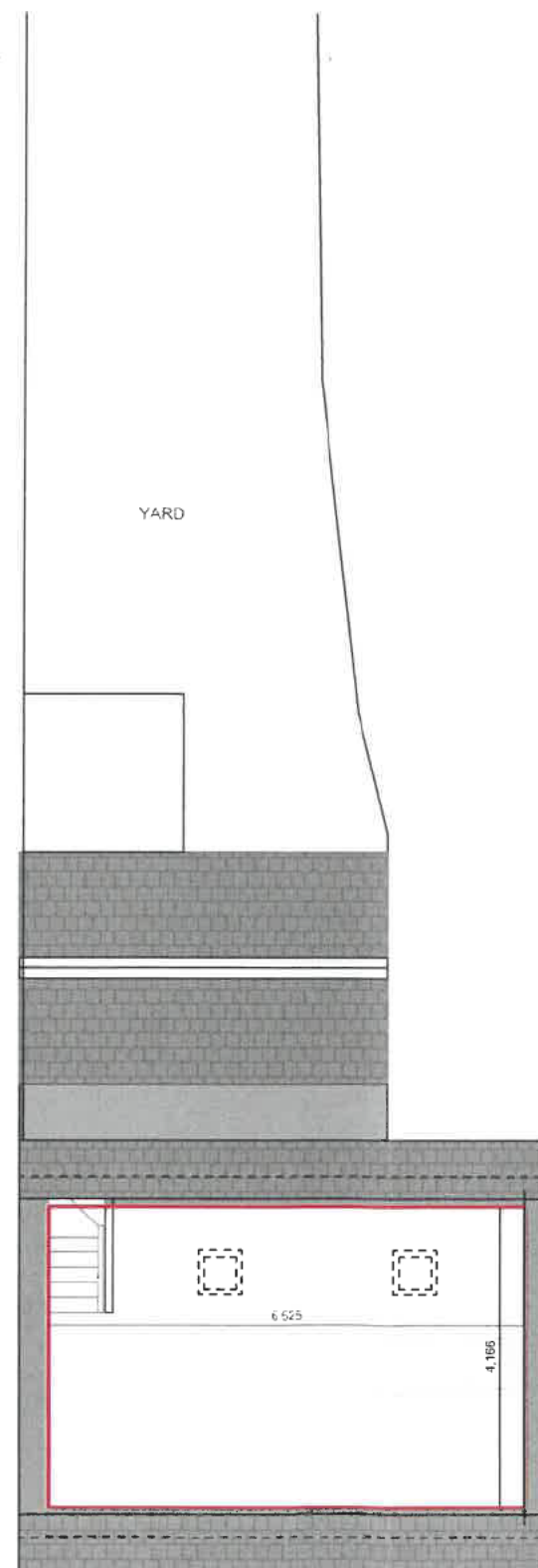


Rear Photo

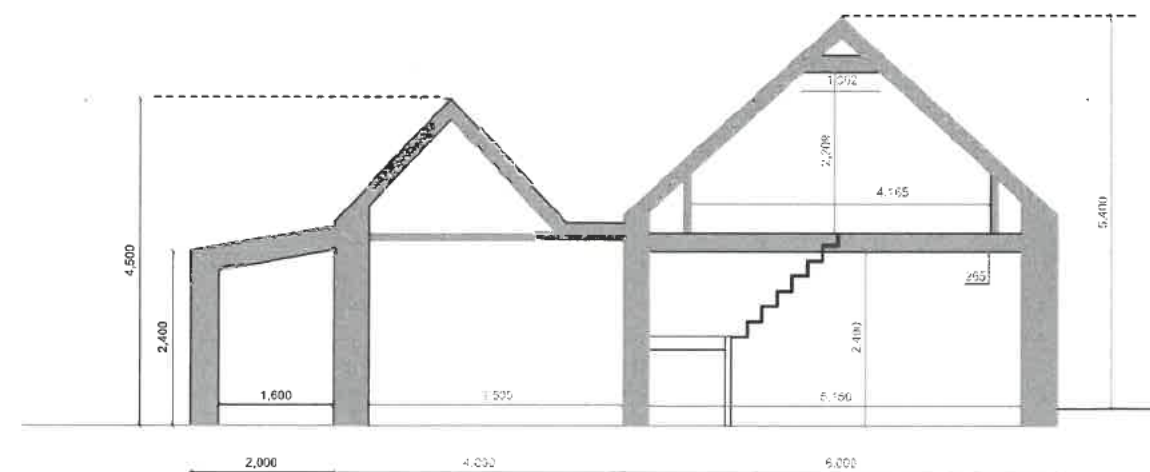




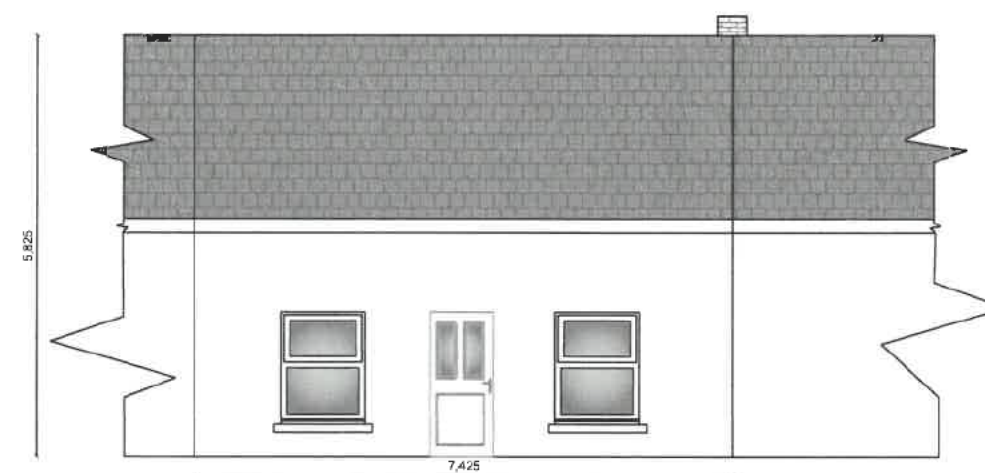
01 GROUND FLOOR PLAN - EXISTING  
SCALE 1:100 AREA: 56 SQM



02 FIRST FLOOR PLAN - EXISTING  
SCALE 1:100 AREA: 27.5 SQM



03 SECTION - EXISTING  
SCALE 1:100



04 FRONT ELEVATION- EXISTING  
SCALE 1:100

PLEASE NOTE:  
DRAWINGS PREPARED FOR EXEMPTED DEVELOPMENT  
PURPOSES ONLY. THESE DRAWINGS ARE COPYRIGHT OF  
DIARMUID KEANE + ASSOCIATES LTD. NO WORK OR  
DESIGNS SHALL BE REPRODUCED OR COPIED WITHOUT  
WRITTEN PERMISSION.

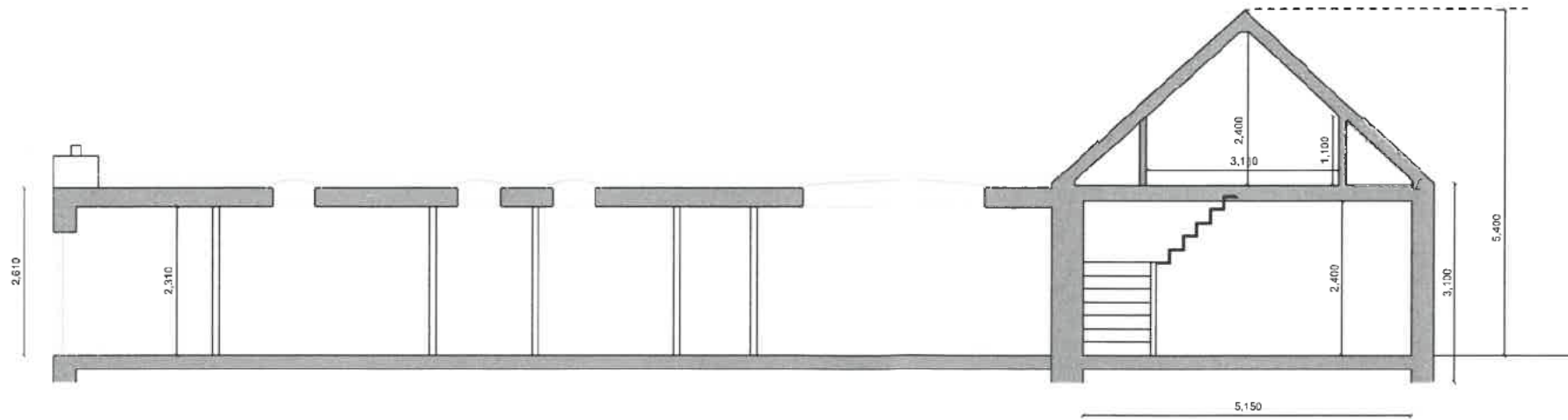
DATE	REVISION	DETAILS	DRAWN

**DIARMUID KEANE + ASSOCIATES LTD**

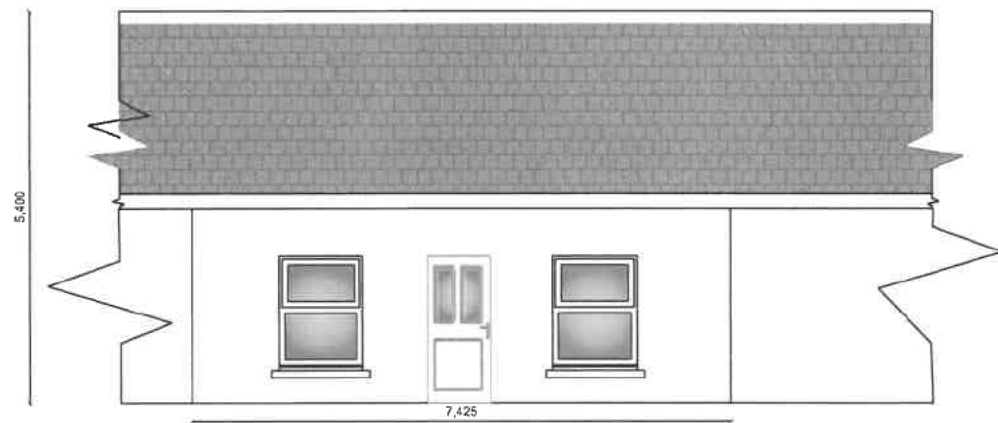
O'Curry Street, Killeen, Co. Clare.  
T: 065-9083667 M: 087-4679682  
E: info@diarmuidkeane.ie  
W: www.diarmuidkeane.ie

**DKA**

<u>Project:</u> Modification to Existing Dwelling at 11 Mounthill Terrace, Seaside, Limerick		
<u>Client:</u> Patrick Healy	<u>Project Stage:</u> Exempted Development	
<u>Drawing:</u> Details & First Floor Plan, Front Elevation & Section, Existing Building		
<u>Drawing By:</u> Michael Creed	<u>Checked By:</u> Diarmuid Keane	<u>Client Ref No.:</u> DKA 1745
<u>Date:</u> 17/02/2021	<u>Drawing No.:</u> DKA 1745, EB 1/01	
<u>Scale:</u> 1:100 (A1)		



01 SECTION- PROPOSED  
SCALE 1:100



02 PROPOSED FRONT ELEVATION  
SCALE 1:100



03 REAR ELEVATION- PROPOSED  
SCALE 1:100

PLEASE NOTE:  
DRAWINGS PREPARED FOR EXEMPTED DEVELOPMENT  
PURPOSES ONLY. THESE DRAWINGS ARE COPYRIGHT OF  
DIARMUID KEANE + ASSOCIATES LTD. NO WORK OR  
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DATE	REVISION	DETAILS	DRAWN

**DIARMUID KEANE + ASSOCIATES LTD**

O'Curry Street, Killeen, Co. Clare.  
T: 065-9083667 M: 087-4679682  
E: info@diarmuidkeane.ie  
W: www.diarmuidkeane.ie

**DKA**

**Project:**  
Modifications to Existing Dwelling @ 9 Munchins Terrace, Sexton Street, Limerick.

**Client:**  
Patrick Hand

**Project Stage:**  
Exempted Development

**Drawing:**  
Ground & First Floor Plan, Front Elevation & Section.

**Drawing By:**  
Michael Creed

**Checked By:**  
Diarmuid Keane

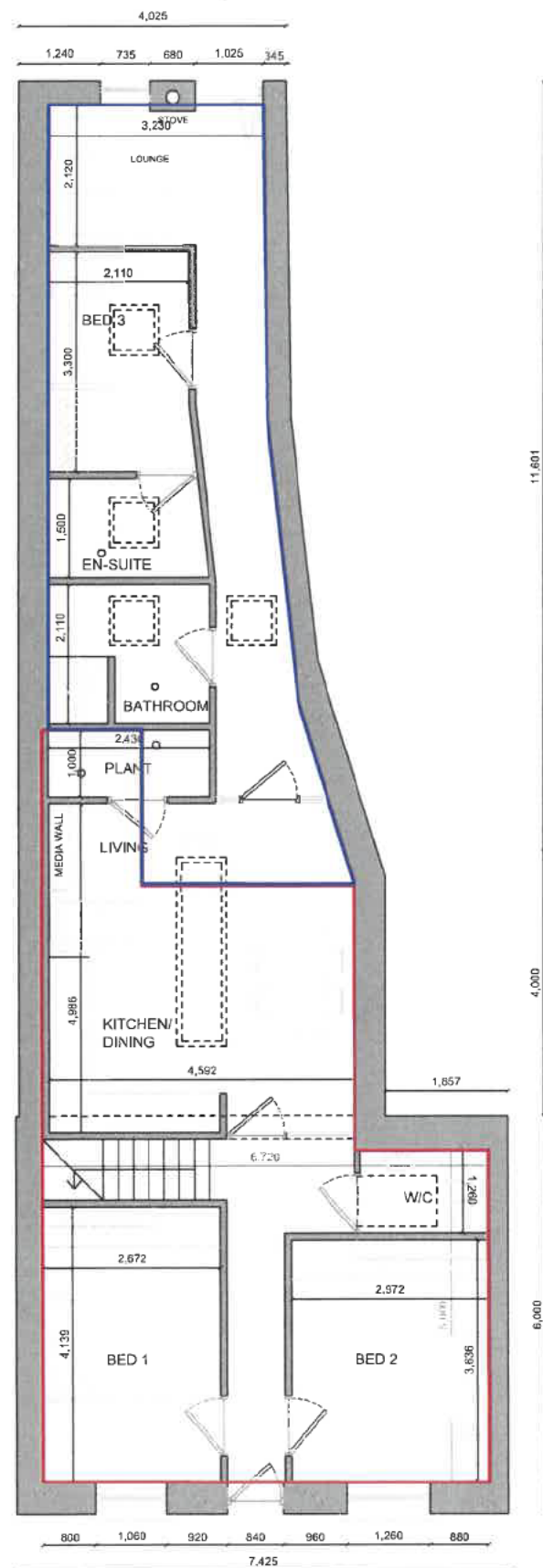
**Client Ref No.:**  
DKA / 1745

**Date:**  
17-02-2025

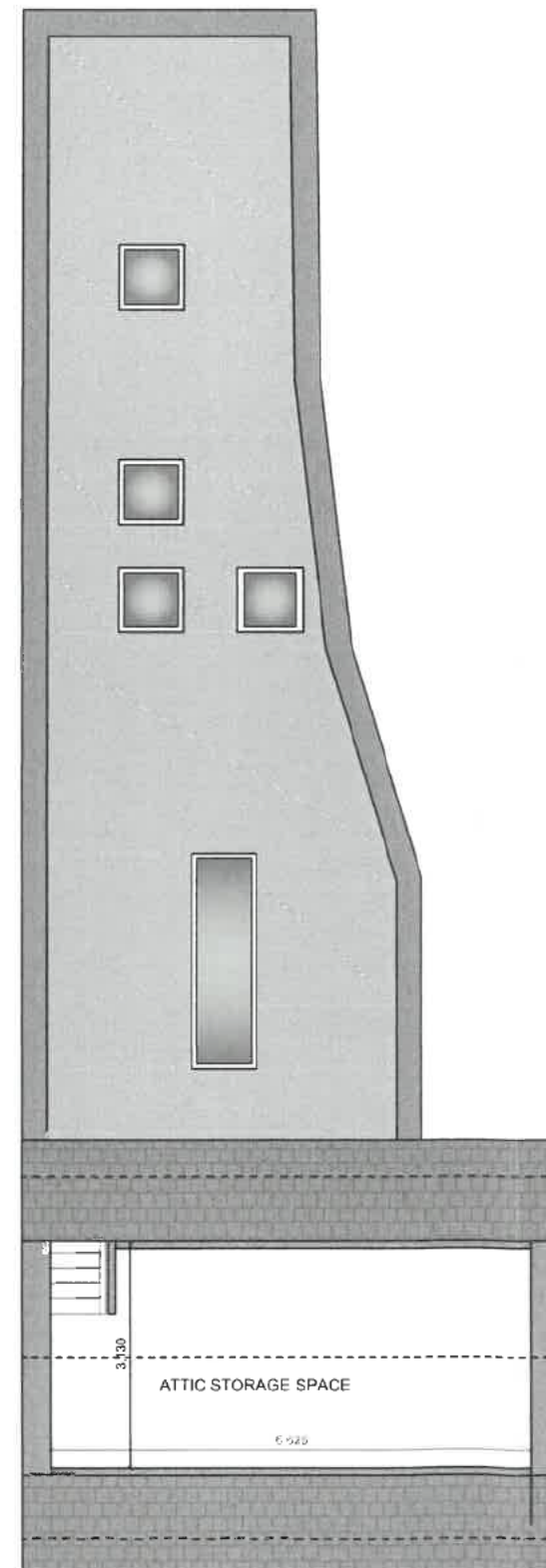
**Drawing No.:**  
DKA / 1745 / ED / 03

**Scale:**  
1 : 100 @ A3

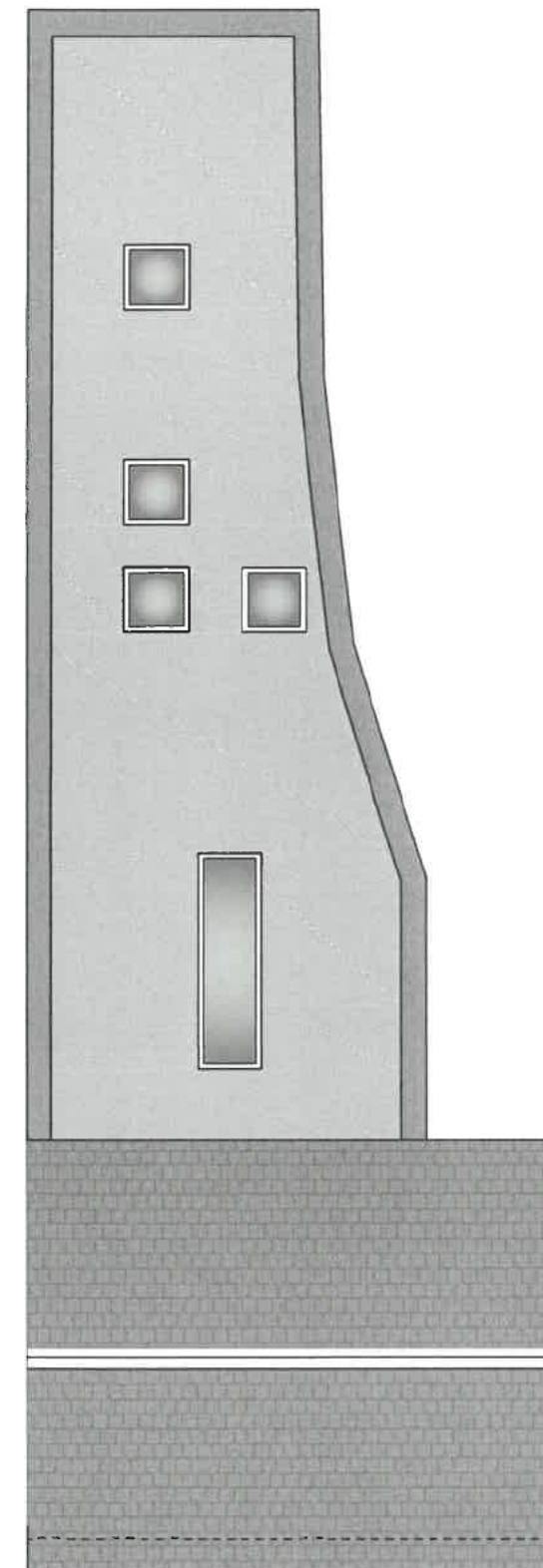




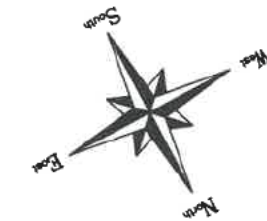
01 GROUND FLOOR PLAN - PROPOSED  
SCALE 1:100 AREA: 56.0 SQM.(EXISTING)  
39.0 SQM.(EXTENSION)



02 FIRST FLOOR PLAN - PROPOSED  
SCALE 1:100 AREA: 20.0 SQM



03 ROOF PLAN - PROPOSED  
SCALE 1:100



— OUTLINE OF ORIGINAL BUILDING 56.0SQM (GND. FLOOR) 27.6 SQM (FIRST FLOOR)

— OUTLINE OF PROPOSED EXTENSION 39.0 SQM (GND. FLOOR)

PLEASE NOTE: DRAWINGS PREPARED FOR EXEMPTED DEVELOPMENT PURPOSES ONLY. THESE DRAWINGS ARE COPYRIGHT OF DIARMUID KEANE + ASSOCIATES LTD. NO WORK OR DESIGNS SHALL BE REPRODUCED OR COPIED WITHOUT WRITTEN PERMISSION.

DATE	REVISION	DETAILS	DRAWN

**DIARMUID KEANE + ASSOCIATES LTD**

O'Curry Street, Killee, Co. Clare.  
T: 065-9083667 M: 087-4679682  
E: info@diarmuidkeane.ie  
W: www.diarmuidkeane.ie

**DKA**

**Project:**  
Modifications to Existing Dwelling @ 9 Murchins Terrace, Sexton Street, Limerick.

**Client:**  
Patrick Hand

**Project Stage:**  
Exempted Development

**Drawing:**  
Ground & First Floor Plan, Front Elevation & Section: Proposed

**Drawing By:**  
Michael Creed

**Checked By:**  
Diarmuid Keane

**Client Ref No.:**  
DKA / 1745

**Date:**  
17-02-2025

**Drawing No.:**  
DKA / 1745 / ED / 02

**Scale:**  
1:100 @ A3



COMHAIRLE  
CATHRACH & CONTAE  
**Luimnigh**  
**Limerick**  
CITY & COUNTY  
COUNCIL

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

20/02/2025 10:03:03

Receipt No./  
Uimhir Admhála : LA25/0/25174707  
\*\*\*\*\* **REPRINT** \*\*\*\*\*

DIARMUID KEANE & ASSOCIATES  
O'CURRY ST  
KILKEE  
CO CLARE  
RE PATRICK HAND 9 MUNCHINS TCE

EXEMPTION CERTIFICATES	80.00
GOODS	80.00
VAT Exempt/Non-vatable	

Total/Iomlán : 80.00 EUR

Tendered/Tairgthe :  
Credit / Debit Card 80.00  
MASTERCARD  
\*\*\*\*\*8283  
\*\*\*\*

Change/Sóinseáil : 0.00

Issued By/  
Eisithe ag : John Harold  
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-022-25

**Name and Address of Applicant:** Patrick Hand,  
51 Cahermoneen,  
Tralee,  
Co. Kerry  
V92 EYK6

**Agent:** Diarmuid Keane & Associates Ltd,  
O'Curry Street,  
Kilkée,  
Co. Clare  
V15 Y002

**Location:** 9 St. Munchins Terrace,  
Sexton Street North,  
Thomondgate,  
Limerick  
V94 WYH4

**Description of Site and Surroundings:**

The site is an existing derelict terrace property located on Sexton Street North, Thomondgate. A Derelict Notice Ref DS-075-17 is currently erected on the property.

**Zoning:**

Zoned - Existing Residential within the Limerick Development Plan

**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:

- Modifications to existing single storey terrace house to include single storey extension to rear of under 40 square metres. There is no change to the existing front elevation apart from upgrading the roof and windows and doors.

This Section 5 declaration includes the following:

- Application Form
- Cover Letter
- Site Photos
- Site location map
- Existing floor plans
- Proposed floor plans and elevations

**Planning History:**

None

**Derelict Site Register**

DC-075-17 – Status: In the register

DS-026-09 – Status: Closed

## Enforcement History

N/A

## Relevant An Bord Pleanála referrals

RL3395, RL.3352 ABP-304512-19

## 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 –

**“habitable house”** means a house which—

- (a) is used as a dwelling,
- (b) is not in use but when last used was used, disregarding any unauthorised use, as a dwelling and is not derelict, or
- (c) was provided for use as a dwelling but has not been occupied;

**“house”** means a building or part of a building which is being or has been occupied as a dwelling or was provided for use as a dwelling but has not been occupied, and where appropriate, includes a building which was designed for use as 2 or more dwellings or a flat, an apartment or other dwelling within such a building;

**‘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.

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

**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 the construction of a rear extension constitutes ‘works’ and ‘development’.

### Is the proposal exempted development?

From a planning history search and a site inspection, the property is in a derelict state given that a derelict site notice DS-075-17 is positioned on the structure. Furthermore, the roof of the structure is no longer present despite it being shown on the elevation drawings submitted. It would appear that the structure is derelict and so the question is therefore, whether or not, an extension to an existing derelict building is or is not exempted development.

Similar cases relating to extensions and renovations to derelict dwellings have been referred to the board, RL3395, RL.3352 ABP-304512-19. In all three cases, the board concluded that the works would constitute a material change of use for reasons relating to the concepts of ‘abandonment of the residential use’ and the resumption of a habitable use of each building. It was the boards opinion that the works would not be exempt from planning permission given the potential planning implications from the change of use.

### **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 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) The plans & particulars submitted with the application received on 20<sup>th</sup> of February 2025.
- (c) RL3395, RL.3352 ABP-304512-19

It is therefore considered that the said works are development and not exempted development under Section 2 of the Planning and Development Act 2000 (as amended).

*Ella O'Brien*

\_\_\_\_\_  
Ella O'Brien  
Executive Planner

Date 06/03/2025

Agreed *B. Henn*

Barry Henn  
Senior Executive Planner

Date: *18/03/2025*

<b>STEP 1: Description of the project/proposal and local site characteristics:</b>	
<b>a. File Reference No:</b>	EC/0123/24
<b>b. Brief description of the project or plan:</b>	This is an application requesting a Section 5 Declaration on whether A single storey rear extension with pitched slate roof construction at rear of existing dwelling and associated site works is or is not exempted development.
<b>c. Brief description of site characteristics:</b>	The site is existing detached two storey dwelling accessed from local secondary road L-5006.
<b>d. Relevant prescribed bodies consulted:</b> e.g. DHLGH (NPWS), EPA, OPW	N/A
<b>e. Response to consultation:</b>	N/A

<b>STEP 2: Identification of relevant Natura 2000 sites using Source-Pathway-Receptor model and compilation of information on Qualifying Interests and conservation objectives.</b>				
European Site (code)	List of Qualifying Interest/Special Conservation Interest <sup>1</sup>	Distance from proposed development <sup>2</sup> (km)	Connections (Source-Pathway-Receptors)	Considered further in screening Y/N
002165	<a href="#">Lower River Shannon SAC   National Parks &amp; Wildlife Service (npws.ie)</a>	502m	No	N
004077	<a href="#">River Shannon and River Fergus Estuaries SPA   National Parks &amp; Wildlife Service</a>	1.05Km	No	N

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

<sup>2</sup> if the site or part thereof is within the European site or adjacent to the European site, state here

<b>STEP 3: Assessment of Likely Significant Effects</b>	
<b>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:</b>	
<b>Impacts:</b>	<b>Possible Significance of Impacts: (duration/Magnitude etc)</b>
<b>Construction phase e.g</b> <ul style="list-style-type: none"> <li>• Vegetation clearance</li> <li>• Demolition</li> <li>• Surface water runoff from soil excavation/infill/landscaping (including borrow pits)</li> <li>• Dust, noise, vibration</li> <li>• Lighting disturbance</li> <li>• Impact on groundwater/dewatering</li> <li>• Storage of excavated/construction materials</li> </ul>	None. Works are minimal and will involve temporary construction works; therefore, no likely significant impact on the conservation objectives of the above named site.

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



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

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


<b>STEP 4: Screening Determination Statement</b>
<b>The assessment of significance of effects:</b> <b>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</b>
On the basis of the information on file, which is considered adequate to undertake a screening determination and having regard to: <ul style="list-style-type: none"> <li>• the nature and scale of the proposed development on fully serviced lands,</li> <li>• the intervening land uses and distance from European sites,</li> <li>• the lack of direct connections with regard to the Source-Pathway-Receptor model,</li> </ul> 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:	<div> _____ Ella O'Brien Executive Planner 06/03/2025</div>	
Signature and Date of the Decision Maker:	<div> _____ Barry Henn, Senior Executive Planner 18/03/2025</div>	

## Appendix 2 – EIA Screening

Establishing if the proposal is a 'sub-threshold development':	
Planning Register Reference:	EC-022-25
Development Summary:	Single storey rear 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 <b>Part A</b>
<b>A. Schedule 5 Part 1</b> - Does the development comprise a project listed in Schedule 5, <b>Part 1</b> , of the Planning and Development Regulations 2001 (as amended)? (Tick as appropriate)	
<input type="checkbox"/> Yes. specify class: [insert here]_____	<b>EIA is mandatory</b>  No Screening required
<input checked="" type="checkbox"/> No	Proceed to <b>Part B</b>
<b>B. Schedule 5 Part 2</b> - Does the development comprise a project listed in Schedule 5, <b>Part 2</b> , of the Planning and Development Regulations 2001 (as amended) <b>and</b> 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	<b>No Screening required</b>
<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]__	<b>EIA is mandatory</b>  No Screening required
<input type="checkbox"/> Yes the project is of a type listed <b>but</b> is <i>sub-threshold</i> : [insert here]_____	Proceed to <b>Part C</b>
<b>C. If Yes</b> , has Schedule 7A information/screening report been submitted?	
<input type="checkbox"/> Yes, Schedule 7A information/screening report has been submitted by the applicant	<b>Screening Determination required</b>
<input type="checkbox"/> No, Schedule 7A information/screening report has not been submitted by the applicant	<b>Preliminary Examination required</b>
Signature and Date of Recommending Officer:	<div style="text-align: center;">   <hr/> <b>Ella O'Brien Executive Planner</b>  <b>06/03/2025</b> </div>

**Signature and Date of the Decision  
Maker:**

*B. Henn*

**Barry Henn, Senior Executive Planner**

*18/03/2025*



**Site Inspection Photographs 05.03.25**









## PLANNING & PLACE-MAKING

### REG POST:

**Patrick Hand,**  
**c/o Diarmuid Keane & Associates Ltd,**  
**O'Curry Street,**  
**Kilkee,**  
**Co. Clare**  
**V15 Y002**

**EC/022/24**

18<sup>th</sup> 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/2025/258**

**File Ref No. EC/022/25**

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

**RE:** **The modifications to existing single storey terrace house to include single storey extension to rear of under 40 square metres. There is no change to the existing front elevation apart from upgrading the roof and windows and doors at 9 St. Munchins Terrace, Sexton Street North, Thomondgate, Limerick, V94 WYH4**

**ORDER:** Whereas by Director General's Order No. DG/2024/123 dated 27<sup>th</sup> 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 Ella O'Brien, Executive Planner dated 06/03/2025, hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Patrick Hand, c/o Diarmuid Keane & Associates Ltd, O'Curry Street, Kilkee, Co. Clare, V15 Y002 to state that the works as described above is

**Development and is NOT Exempt Development.** KC

Signed

B. Henn

SENIOR EXECUTIVE PLANNER, PLANNING & PLACE-MAKING

Date

18/03/2025

Certified to be a true copy of Approved Officer's Order, Planning & Development Order No. AOO/DC/2025/258 dated 18/03/25, 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/022/25**

**Name and Address of Applicant:** Patrick Hand, 51 Cahermoneen, Tralee, Co. Kerry, V92 EYK6

**Agent:** Diarmuid Keane & Associates Ltd, O'Curry Street, Kilkee, Co. Clare,  
V15 Y002

**Whether** the modifications to existing single storey terrace house to include single storey extension to rear of under 40 square metres. There is no change to the existing front elevation apart from upgrading the roof and windows and doors at 9 St. Munchins Terrace, Sexton Street North, Thomondgate, Limerick, V94 WYH4 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 20<sup>th</sup> of February 2025.

**AND WHEREAS** the Planning Authority has concluded that the modifications to existing single storey terrace house to include single storey extension to rear of under 40 square metres. There is no change to the existing front elevation apart from upgrading the roof and windows and doors at 9 St. Munchins Terrace, Sexton Street North, Thomondgate, Limerick, V94 WYH4 **DOES NOT** come within the scope of exempted development under Section 2 of the Planning and Development Act 2000 (as amended). See Report attached.

**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

*Karen Conlan*

Date:

*18/03/2025*

**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.