

**Limerick City and County Council**

**Planning Department**

**Section 5 Application**

**DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT**

Applicant's Name: Mubin Merchant

Applicant's Address: 8 CLONMORE  
KILTERAGH  
DOORADOYLE,  
LIMERICK, V94 NH5F

Telephone No.

Name of Agent (if any): Adam Kearney

Address: Millside  
Mill Road  
Corbally, Limerick

Telephone No. 0866887402

Address for Correspondence:

As per Agent

Location of Proposed development (Please include **EIRCODE**):

8 CLONMORE

KILTERAGH

DOORADOYLE,

LIMERICK, V94 NH5F

Description of Proposed development:

construction of a single storey flat roof extension to the rear with an internal floor area of less than 40m<sup>2</sup>. Proposed Height of extension is 3.32m. Private Open Space to rear remaining is 26m<sup>2</sup>. There are no other extensions on the property permitted or otherwise.

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

Schedule 2, Part 1, Class 1 - Development within the curtilage of a house

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:

Floor Plan/Layout plan), Elevations, Location Map

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)

*Adam Keating*

**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**

**Enquiries:  
Telephone: 061-556556  
E-Mail: [planning@limerick.ie](mailto:planning@limerick.ie)**

\*\*\*\*\*



LIMERICK CITY & COUNTY COUNCIL  
CIVIC OFFICES  
MERCHANTS QUAY  
LIMERICK

02/05/2025 13:13:01

Receipt No./  
Uimhir Admhála : RC6/0/2079293

Adam Kearney  
Mill Road Corbally  
Re Applicant Mubin Merchant  
Kilteragh

EXEMPTION CERTIFICATES	80.00
GOODS	80.00
VAT Exempt/Non-vatable	

Total/Iomlán : 80.00 EUR

Tendered/Tairgthe :  
Credit / Debit Card 80.00  
VISA  
\*\*\*\*  
0926

Change/Sóinseáil : 0.00

Issued By/  
Eisithe ag : Martin Corcoran  
From/Ó : REVENUE CASH OFFICE 6 - MERCHANTS QUAY  
Vat reg No./Cláruimhir CBL: 3267368TH

Land Registry Compliant Map

CYAL50419675  
©Taitte Éireann –Surveying.



R o s s U í  
B h r i a i n  
R o s s b r i e n

CENTRE  
COORDINATES:  
ITM 556991,654265

PUBLISHED: 22/04/2025  
ORDER NO.: 50461980\_1

MAP SERIES: 1:2,500  
MAP SHEETS: 4743-C

COMPILED AND PUBLISHED BY:

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Phoenix Park,  
Dublin 8,  
Ireland.  
D08F6E4

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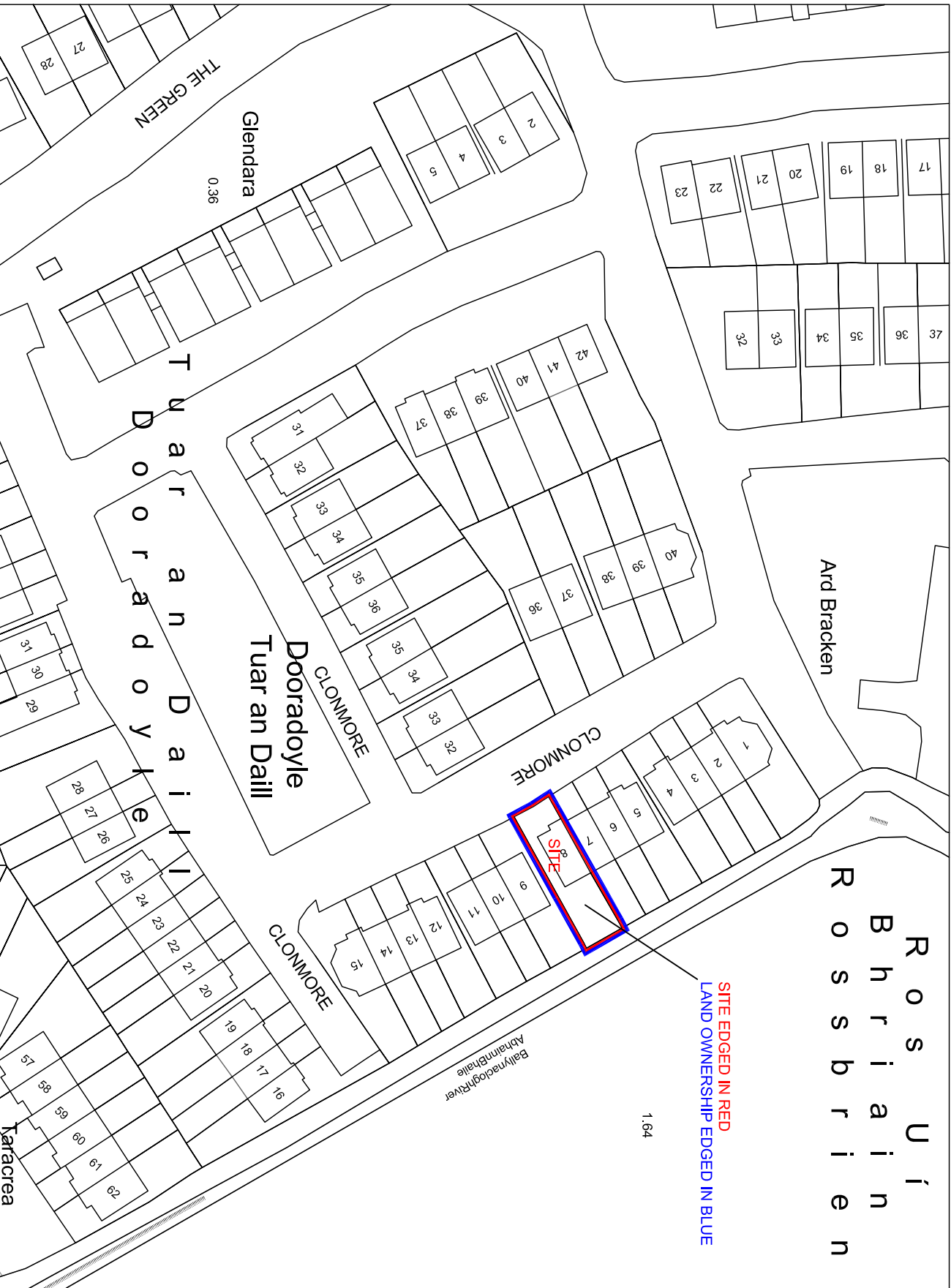
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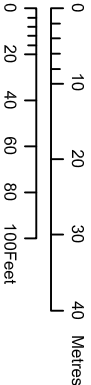
This topographic map  
does not show  
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ownership of physical features.

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SITE EDGED IN RED  
LAND OWNERSHIP EDGED IN BLUE

1.64

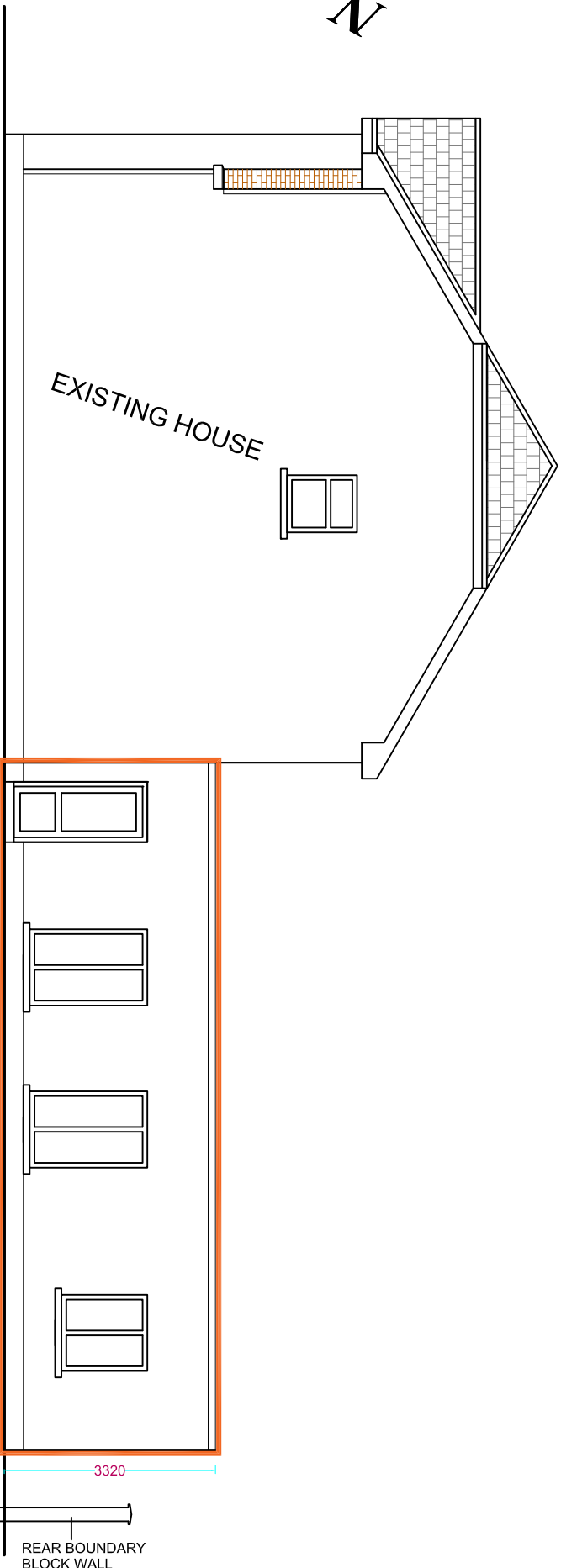
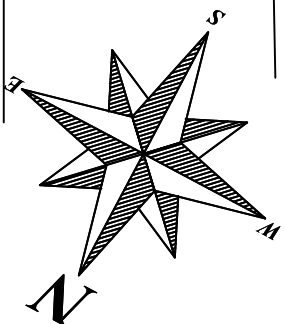


OUTPUT SCALE: 1:1,000

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.taitte.ie](http://www.taitte.ie); search 'Capture Resolution'

LEGEND:  
To view the legend visit  
[www.taitte.ie](http://www.taitte.ie) and search for  
'Large Scale Legend'





SIDE ELEVATION SOUTH EAST

LEGEND

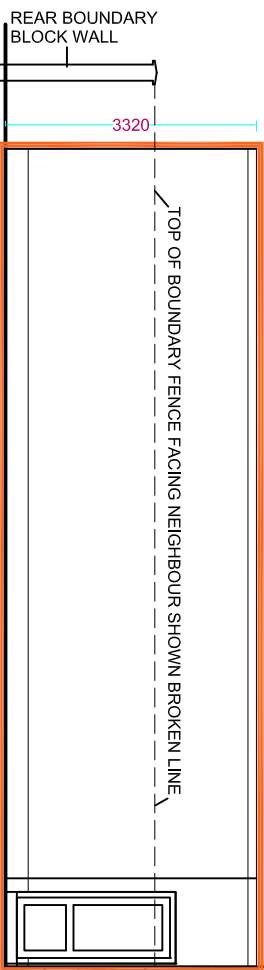
SITE OUTLINED IN RED

LAND OWNERSHIP OUTLINED IN BLUE

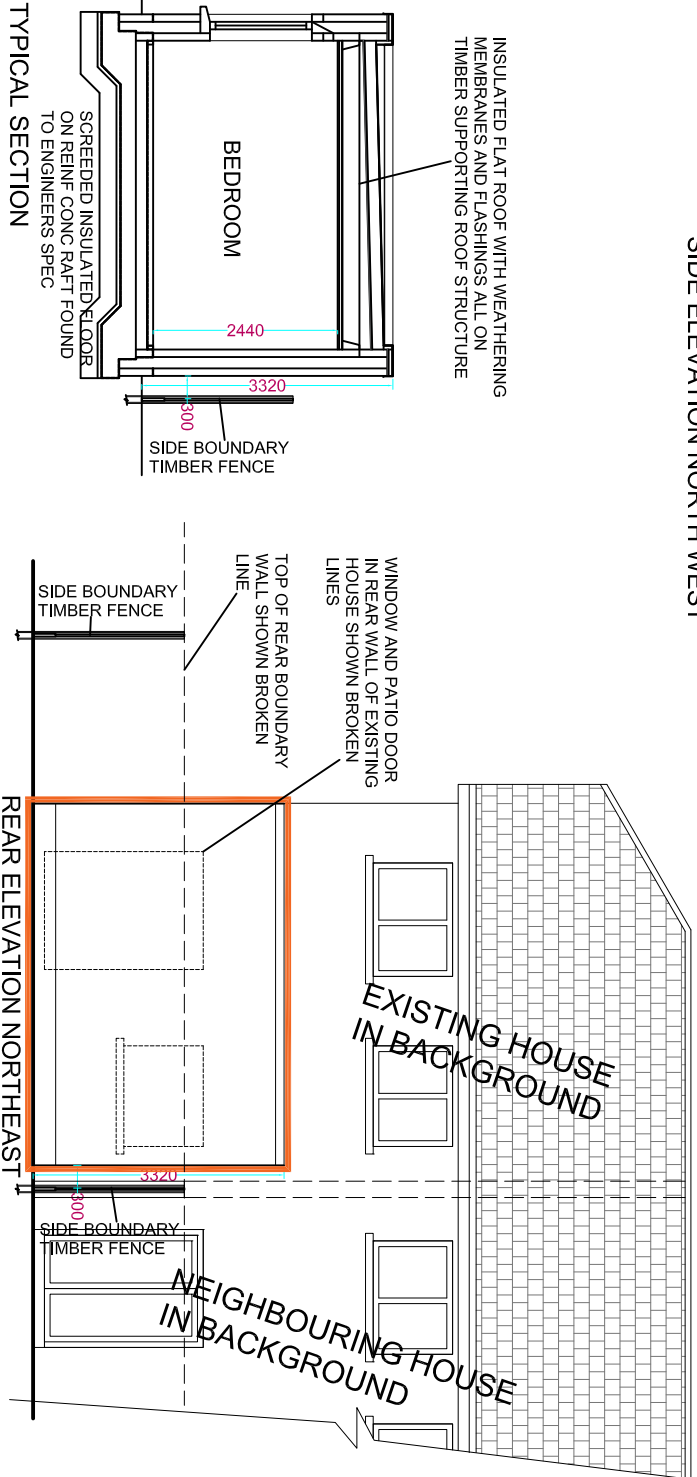
PROPOSED EXTENSION OUTLINED IN ORANGE

FLOOR AREA OF EXTENSION SHADED YELLOW

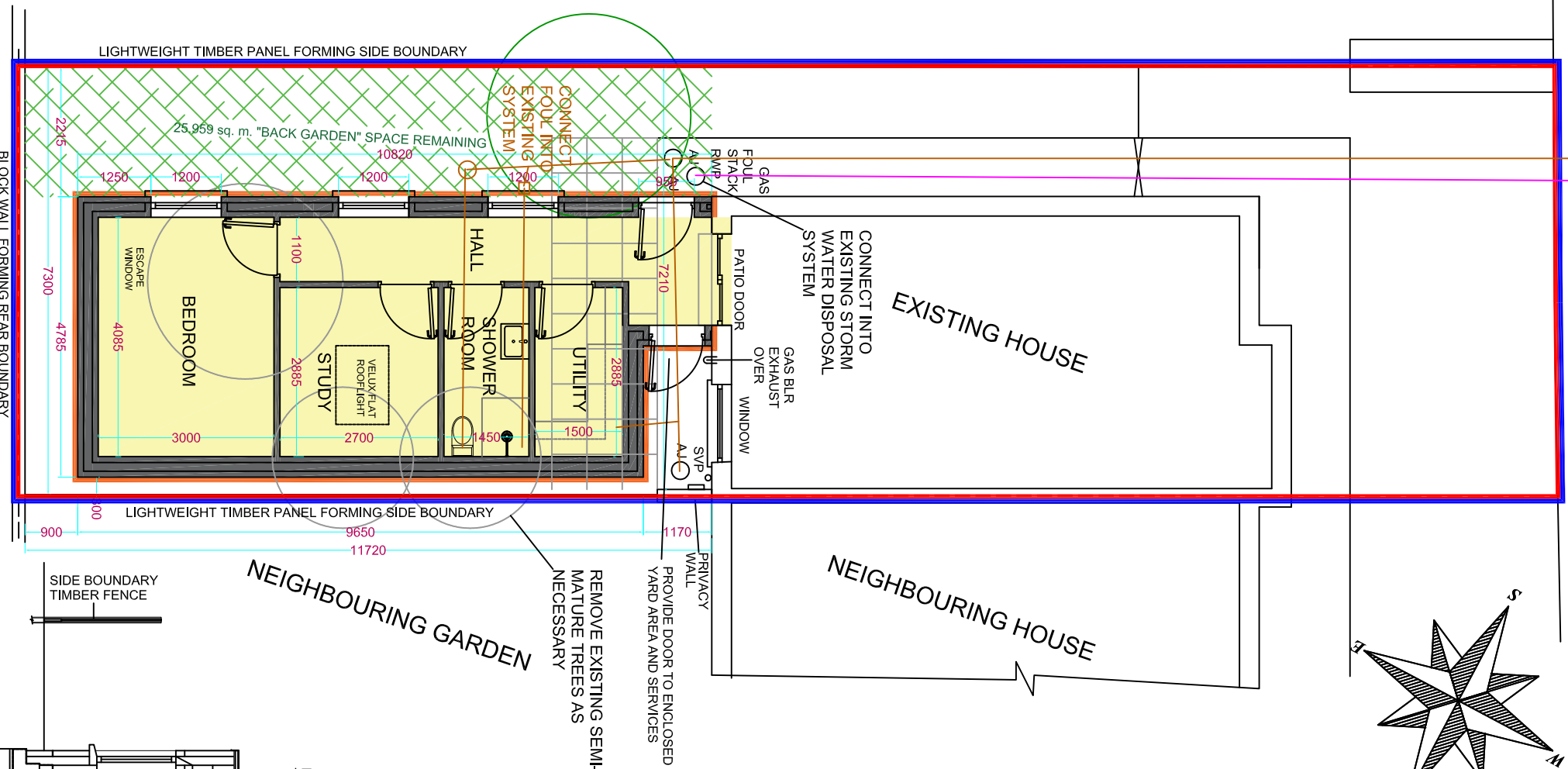
YELLOW SHADED AREA - 39,978 sq. m.



SIDE ELEVATION NORTH WEST



REAR ELEVATION NORTHEAST



FLOOR PLAN & SITE LAYOUT PLAN

PLEASE REFER TO LOCATION MAP FOR SURROUNDING OS DETAIL

NOTE - FRONT ELEVATION (SOUTH WEST) NOT SHOWN  
AS IT IS NOT AFFECTED BY PROPOSED EXTENSION

DRAWINGS PREPARED BY:

Adam Kearney (AK Planning)  
Mill Rd, Corbally, Limerick  
Telephone: (061) 341782 / (086) 6687402

SCALE(S): 1:100 @ A3  
REVISION NO.:  
DATE: APRIL 2025

PROJECT:

Section 5 Declaration Application for Single  
Storey Extension to Rear of Existing 2  
Storey End of Terrace Dwellinghouse

APPLICANTS:

MUBIN MERCHANT

DRAWING TITLE:

FLOOR/SITE PLAN, SECTION & ELEVATIONS

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

**Reference no.** EC-107-25

**Name and Address of Applicant:** Mubin Merchant  
8 Clonmore  
Kilteragh  
Dooradoyle  
Limerick  
V94 NH5F

**Agent:** Adam Kearney  
Millside  
Mill Road  
Corbally  
Limerick

**Location:** 8 Clonmore  
Kilteragh  
Dooradoyle  
Limerick  
V94 NH5F

**Description of Site and Surroundings:**

The site is a two storey semi-detached dwelling at 8 Clonmore, Kilteragh, Dooradoyle, Limerick. There is access from the front of the property with access to the rear via a side gate.

**Zoning:**

The site is zoned Existing Residential under the provisions of the Limerick Development Plan 2022-2028

**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:

- Proposed extension to the rear of the property

This Section 5 declaration includes the following:

- Application Form
- Site location map
- Site Layout Plan
- Elevations & Floor Plans

**Planning History:**

None

**Enforcement History**

N/A

**An Bord Pleanála referrals**

RL 2506 - Whether a single storey, rear extension with a projection of 1.95 metres to the side, beyond the gable of the house is or is not exempted development.

## **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 an extension to the rear constitutes ‘works’ and ‘development’.

### **Is the proposal exempted development?**

An assessment of the proposed development will be carried out under Class 1 of Part 1 of Schedule 2 of the Planning & Development Regulations 2001 (as amended)

#### *Is the development within the curtilage of a house?*

Yes, the extension is within the curtilage.

#### **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 is considered Exempted Development, subject to the following Conditions and Limitations:

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

The house has not been extended previously and stated floor area is 39.978sqm.

*(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 No development proposed above ground.

*(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 development proposed above ground

*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.*



House has not been extended previously.

*(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 no works proposed above ground floor.

*(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 works proposed above ground floor.

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

N/A no works proposed above ground floor.

*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. The height of the walls of the extension would not exceed the height of the rear wall of the house.

*(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 height of eaves or parapet or height of highest part of the roof of the dwelling.

*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.*

I note that the amount of remaining open space is stated as 26sqm. However, it is considered that the extension has taken over the majority of the rear garden while the remaining open space is now considered to the side of the dwelling/extension. In assessing this declaration regard has been had to ABP referral RL 2506 which considered what was classified as being to the 'rear' of the house. The Inspector's report stated that:

*‘ “rear of the house” is confined to the area beyond the rear wall of the main house ’*

In this case the proposed extension would be located to the rear of the house leaving an area of only 4.3sqm of amenity space behind the proposed extension. The key wording in Class 1 (1)(5) is that the extension 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 (**our emphasis added**). The remaining space would be located to the side of the house with only 4.3sqm left to the rear which is not considered to comply with this condition/limitation.

*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 are proposed 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 floor extension

*(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 the house is semi detached.

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

The submitted plans do not show a balcony or roof garden.

### **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**

The site is located approximately 2km from the Lower River Shannon SAC (002165) and approximately 2km from the River Shannon and River Fergus Estuaries SPA (004077). The site is located within an established urban area and is not hydrologically connected to either of the Natura 2000 sites mentioned above.

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

- the nature and scale of the proposed development,
- 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.

### **Environmental Impact Assessment**

The proposal does not meet any of the thresholds that would require mandatory EIA. Based on the nature of the development, its location in an established urban area and 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 development would result in the amount of private open space, reserved exclusively for the use of the occupants of the house, to the rear of the house, being less than 25 square metres.

The development is therefore contrary to Condition/Limitation (1)(5) of Class 1, 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 2<sup>nd</sup> May 2025.
- (d) An Bord Pleanála referral RL 2506

It is therefore considered that the said works are development and not exempted development.



Áine Leland  
Executive Planner  
Date 07/05/2025

Agreed



Barry Henn,  
Senior Executive Planner  
Date: 27/05/2025

### Appendix 1: AA PN01 Screening Form

<b>STEP 1: Description of the project/proposal and local site characteristics:</b>	
<b>(a) File Reference No:</b>	EC/107/25
<b>(b) Brief description of the project or plan:</b>	Whether the construction of a rear extension to an existing dwelling is not exempted development.
<b>(c) Brief description of site characteristics:</b>	The site is occupied by a two storey semi detached dwelling within an existing housing estate
<b>(d) Relevant prescribed bodies consulted: e.g. DHLGH (NPWS), EPA, OPW</b>	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 Lower River Shannon SAC	<a href="#">Lower River Shannon SAC   National Parks &amp; Wildlife Service (npws.ie)</a>	1.6km	Yes	Y
004077 – River Shannon and River Fergus Estuaries SPA	<a href="#">River Shannon and River Fergus Estuaries SPA   National Parks &amp; Wildlife Service (npws.ie)</a>	2.3km	Yes	Y

<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> <li>- Access to site</li> </ul>	<p>The rear of the site backs onto the Ballynaclogh River which connects to the Barnakyle River and which in turn connects to the Lower River Shannon SAC and River Shannon and River Fergus Estuaries SPA. There is potential for surface water runoff from soil and impact on groundwater. However, given the scale of works proposed and the fact that a boundary wall is located between the water body and development area it is not considered that there would be a harmful impact.</p>

- Pests	
<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>	<p>The rear of the site backs onto the Ballynaclogh River which connects to the Barnakyle River and which in turn connects to the Lower River Shannon SAC and River Shannon and River Fergus Estuaries SPA. There is potential for surface water runoff. However, given the existing infrastructure in place and the boundary wall it is not considered there would be a harmful impact during this phase.</p>
<b>In-combination/Other</b>	None. There is no large scale development within the surrounding area.

<b>(b) Describe any likely changes to the European site:</b>	
<p>Examples of the type of changes to give consideration to include:</p> <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>	<p>Given the size of the development it is not considered that it would pose risk of habitat loss or fragmentation or any effects on QI species directly or ex-situ.</p>

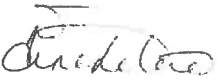

<b>(c) (Are 'mitigation' measures necessary to reach a conclusion that likely significant effects can be ruled out at screening?)</b>
<input checked="" type="checkbox"/> <b>Yes</b> <input checked="" type="checkbox"/> <b>No</b>

<b>STEP 4: Screening Determination Statement</b>
<p><b>The assessment of significance of effects:</b></p> <p>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</p> <p>On the basis of the information submitted, which is considered adequate to undertake a screening determination and having regard to:</p> <ul style="list-style-type: none"> <li>• the nature and scale of the proposed development,</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.

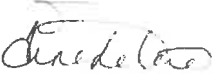

An appropriate assessment is not, therefore, required.

**Conclusion:**

	Tick as appropriate:	Recommendation:
(i) It is clear that there <b>is no likelihood</b> of significant effects on a European Site	<input checked="" type="checkbox"/>	The proposal can be screened out: Appropriate Assessment not required.
(ii) It is <b>uncertain</b> 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) <b>Significant effects</b> are likely	<input type="checkbox"/>	<input type="checkbox"/> Request NIS <input type="checkbox"/> Refuse planning permission
<b>Signature and Date of Recommending Officer:</b>	 Aine Leland, Executive Planner 07/05/2025	
<b>Signature and Date of the Decision Maker:</b>	 Barry Henn, SEP 27/05/2025	

## Appendix 2 – EIA Screening

<b>Establishing if the proposal is a 'sub-threshold development':</b>	
Planning Register Reference:	EC-107-25
Development Summary:	Whether the construction of a rear extension to an existing dwelling is not exempted development.
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]_ _	EIA is mandatory
	No Screening required
<input checked="" type="checkbox"/> No	<b>Proceed to 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 <b>and</b> 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 <b>but</b> is <i>sub-threshold</i> :  _ [insert here] _	Proceed to Part C
<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	Screening Determination required
<input type="checkbox"/> No, Schedule 7A information/screening report has not been submitted by the applicant	Preliminary Examination required

<b>Signature and Date of Recommending Officer:</b>	 <hr/> Aine Leland, Executive Planner 07/05/2025
<b>Signature and Date of the Decision Maker:</b>	 <hr/> Barry Henn, SEP 27/05/2025





Comhairle Cathrach  
& Contae **Luimnigh**

**Limerick City  
& County Council**

Pleanáil, agus Cruthú Áite  
Comhairle Cathrach agus Contae Luimnigh  
Bothar Thuar an Daili  
Tuair an Daili, Luimneach  
V94 WV78

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

## PLANNING & PLACE-MAKING

### REG POST:

**Mubin Merchant,  
c/o Adam Kearney,  
Millside,  
Mill Road,  
Corbally,  
Limerick.**

**EC/107/25**

**28 May 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) Senior Planner,  
Development Management**

Tuair an Daili, Luimneach  
Dooradoyle, Limerick

customerservices@limerick.ie  
www.limerick.ie  
@LimerickCouncil  
061 - 556 000

**LIMERICK CITY & COUNTY COUNCIL**

**APPROVED OFFICER'S ORDER**

**SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT**

**No. AOO/DC/2025/553**

**File Ref No. EC/107/25**

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

**RE:** An extension to the rear at 8 Clonmore, Kilteragh, Dooradoyle, Limerick

**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 Aine Leland, Executive Planner dated 07/05/2024, hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Mubin Merchant c/o Adam Kearney, Millside, Mill Road, Corbally, Limerick 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

28/05/2025

Certified to be a true copy of Approved Officer's Order, Planning & Development Order No. AOO/DC/2025/553 dated 28/06/2025, 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 Thuair 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/107/25**

**Name and Address of Applicant:** Mubin Merchant, 8 Clonmore, Kilteragh, Dooradoyle, Limerick.  
V94 NH5F

**Agent:** Adam Kearney, Millside, Mill Road, Corbally, Limerick

**Whether** the extension to the rear at 8 Clonmore, Kilteragh, Dooradoyle, Limerick 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 2<sup>nd</sup> of May 2025.

**AND WHEREAS** the Planning Authority has concluded that the extension to the rear at 8 Clonmore, Kilteragh, Dooradoyle, Limerick **DOES NOT** come within the scope of exempted development under Class 1, Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (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

Date:

28/05/2025

**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.