



Main Street Abbeyfeale Co.Limerick  
T. 068 51152  
F. 068 51153  
E. info@kenneallymurphy.ie  
[www.kenneallymurphy.ie](http://www.kenneallymurphy.ie)

**Wednesday 18<sup>th</sup> June 2025**

Planning Department  
Limerick City & County Council Offices,  
Dooradoyle,  
Limerick

**Re: Declaration under section 5 EC-070-25**

Dear Sir / Madam,

In relation to the above mentioned please find attached a completed declaration on development and exempted development as well as drawings. Note fees have already been paid under EC-070-25 to be assigned to this application as previous one invalidated.

If you have any queries, please do not hesitate to contact me.

Yours faithfully,

*Kevin Kenneally*

---

**Kevin Kenneally,  
Kenneally Murphy & Associates Ltd.**





Comhairle Cathrach  
& Contae Luimnigh  
Limerick City  
& County Council

ATLANTIC EDGE  
**LIMERICK**  
EUROPEAN EMBRACE

**Limerick City and County Council**

**Planning Department**

**Section 5 Application**



**DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT**

Applicant's Name: ASU MANAGEMENT GROUP

Applicant's Address: C/O JACK O CONNOR  
Raheenagh, Ballagh  
Co. Limerick

Telephone No. [REDACTED]

Name of Agent (if any): KEVIN KENNEALLY  
Address: KENNEALLY MURRAY & ASSOCIATES  
MAIN STREET, ASSEYFEE  
Co. Limerick

Telephone No. 068-51152

Address for Correspondence:

KENNEALLY MURRAY, MAIN STREET  
ASSEYFEE, CO. LIMERICK  
info@kenneallymurray.ie

Location of Proposed development (Please include EIRCODE):

GORTNACLOHY

ASAFORD

V42 V960

Co. LIMERICK

Description of Proposed development:

Installation of a 20 Kw  
SOLAR PV SYSTEM

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

Section 3

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:

PLANS, ELEVATIONS

SITE LAYOUT MAP

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:

Signature of Applicant (or Agent)

**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.

\*\*\*\*\*

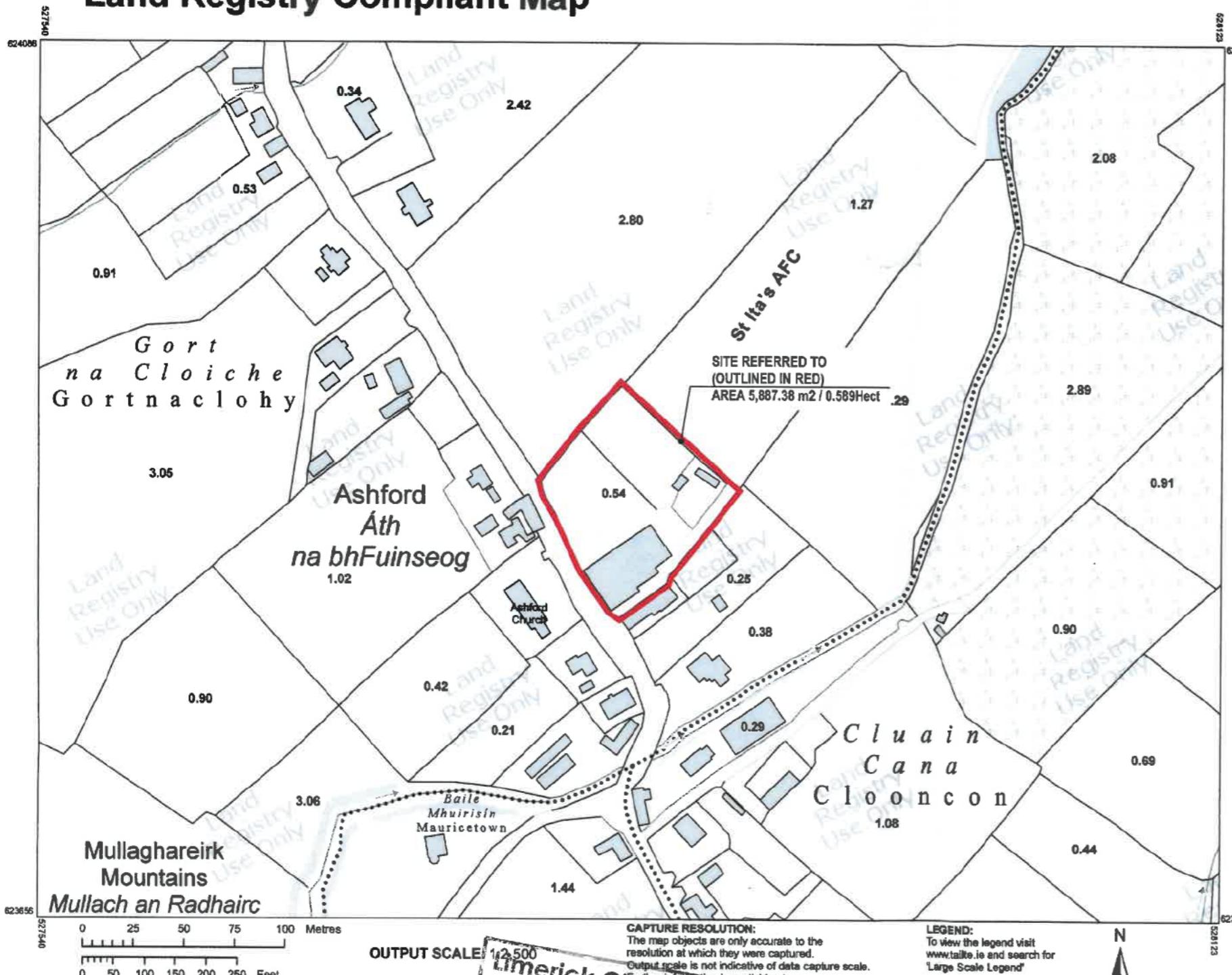
Application to be forwarded to:

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

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

\*\*\*\*\*

# Land Registry Compliant Map



Tailte  
Éireann

CENTRE  
COORDINATES:  
ITM 527832, 623871

PUBLISHED: 18/06/2025 ORDER NO.: 50473567\_1

MAP SERIES: MAP SHEETS:  
1:5,000 5345  
1:2,500 5345-D  
1:5,000 5346  
1:2,500 5346-C  
1:5,000 5406  
1:2,500 5406-B  
1:5,000 5407  
1:2,500 5407-A

COMPILED AND PUBLISHED BY:  
Tailte Éireann,  
Phoenix Park,  
Dublin 8,  
Ireland.  
D08F6E4

[www.tailte.ie](http://www.tailte.ie)

Any unauthorised reproduction  
infringes Tailte Éireann copyright.

No part of this publication may  
be copied, reproduced or transmitted  
in any form or by any means without  
the prior written permission of the  
copyright owner.

The representation on this map  
of a road, track or footpath  
is not evidence of the existence  
of a right of way.

This topographic map  
does not show  
legal property boundaries,  
nor does it show  
ownership of physical features.

©Tailte Éireann, 2025.  
All rights reserved.

## SITE LOCATION MAP

SCALE 1:2500

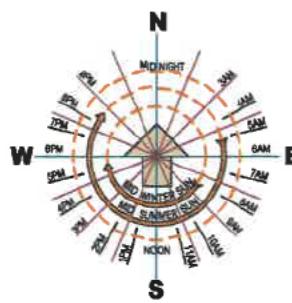
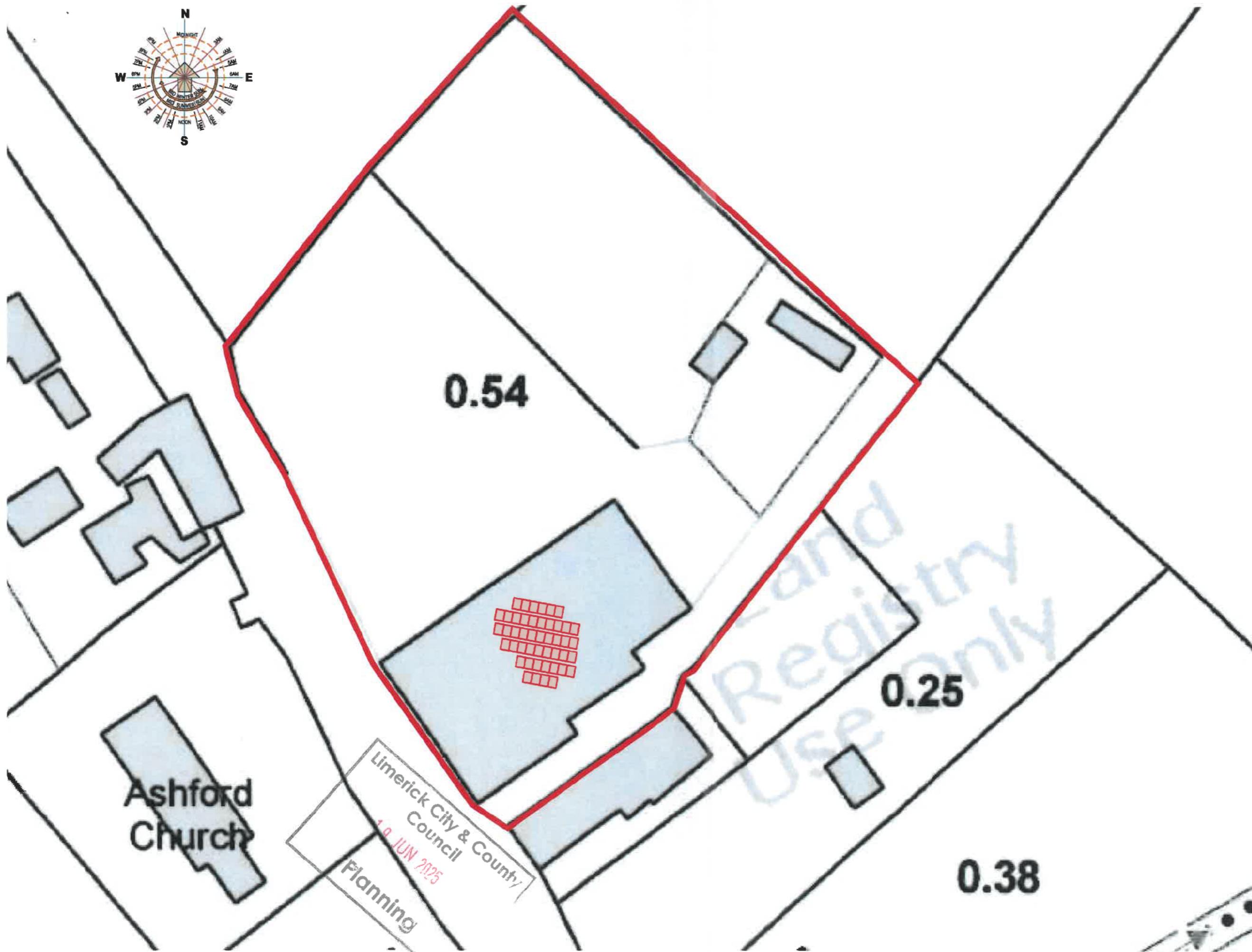
Limerick City & County Council  
19 JUN 2025

Planning

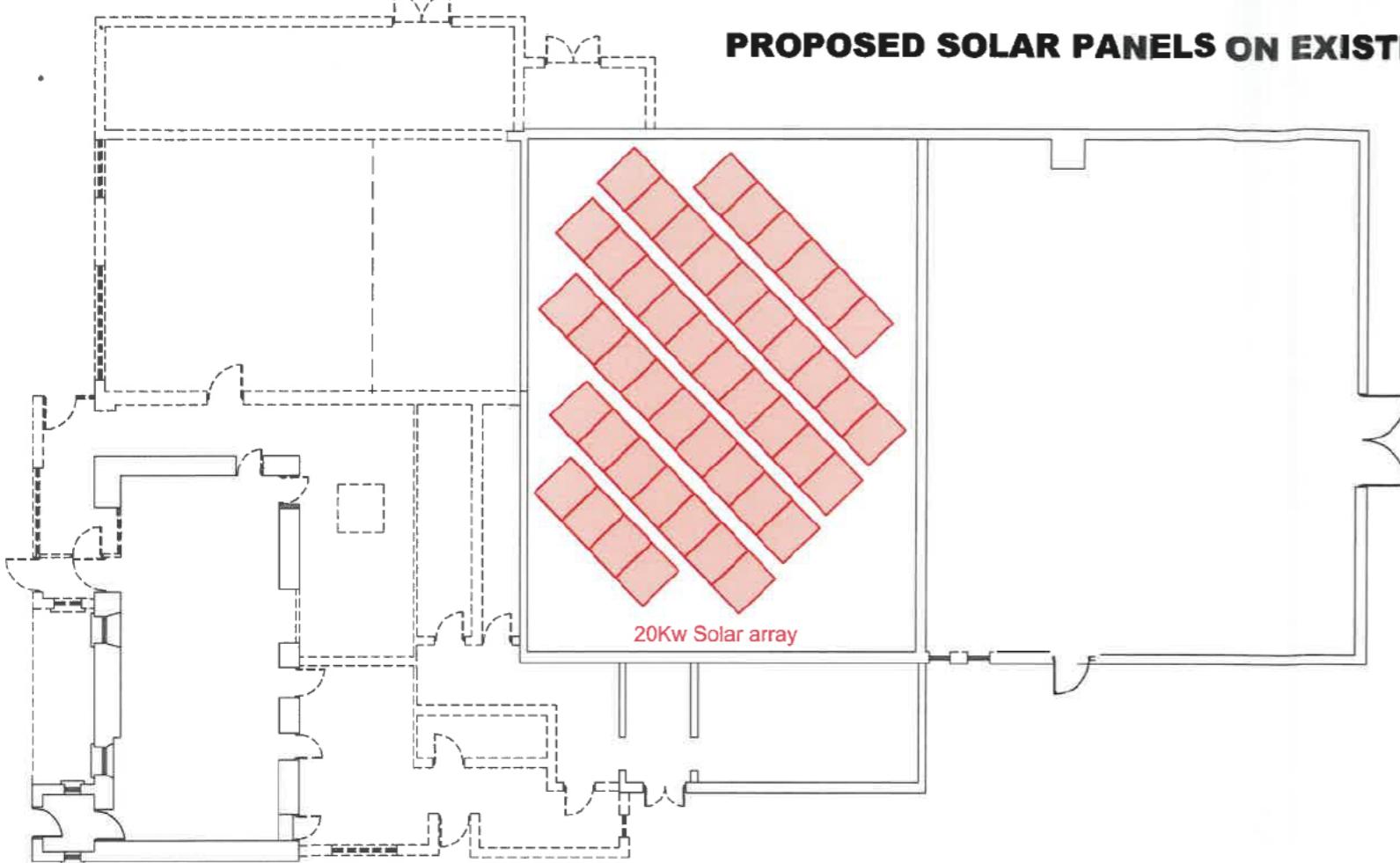
## SITE OUTLINED IN RED

OSI LICENCE No. AR006 13-24

	<b>KENNEALLY MURPHY</b> ARCHITECTURE & ENGINEERING	NOTE: THIS DRAWING IS PREPARED SOLELY FOR THE PURPOSES OF MAKING A PLANNING APPLICATION AND DO NOT PERTAIN TO SHOW CONSTRUCTION INFORMATION FOR THE PURPOSES OF BUILDING NOR DOES IT PERTAIN TO SHOW ALL INFORMATION REQUIRED FOR COMPLIANCE WITH BUILDING REGULATIONS.	<b>Client:</b> <b>ASHFORD MANAGEMENT GROUP</b> <b>Project:</b> <b>PROPOSED SOLAR PANELS ON EXISTING ROOF OF ASH</b>	<b>Address:</b> <b>ASHFORD, CO. LIMERICK</b> <b>Date :</b> <b>MAY 2025</b>	<b>Drawings:</b> <b>SITE LOCATION MAP</b>	<b>Scale:</b> <b>1:2500</b> <b>Drawing No:</b> <b>01</b>	<b>PLANNING ISSUE</b>
--	---	---	--	---	--	---	-----------------------



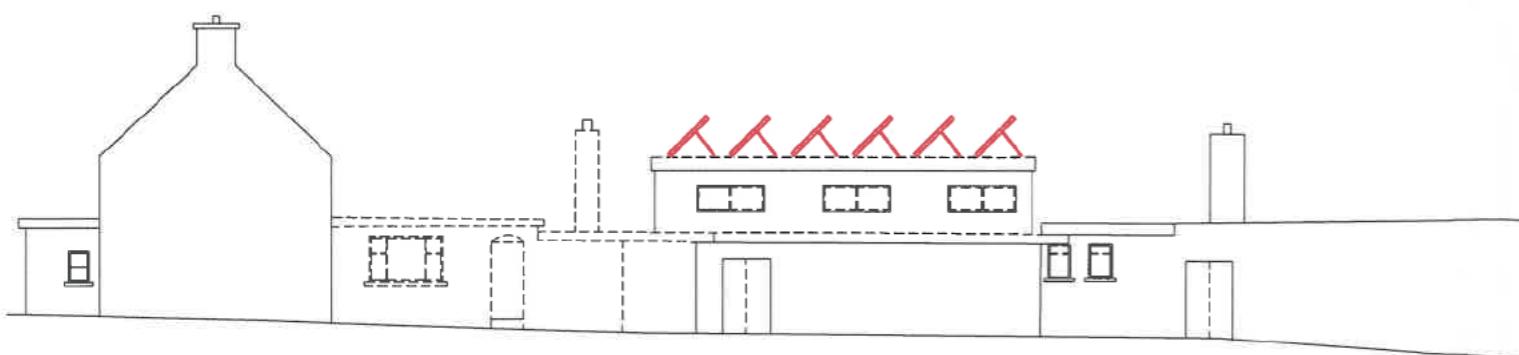
# PROPOSED SOLAR PANELS ON EXISTING ROOF OF ASH (ASHFORD SOCIAL HUB)



## GROUND FLOOR PLAN

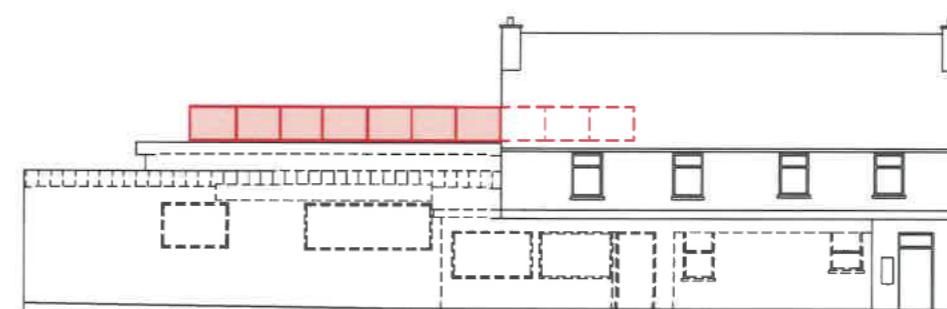
1:200

All Dimensions to be checked on site  
 Drawings are for the purposes of tendering  
**NOT APPROVED FOR CONSTRUCTION**



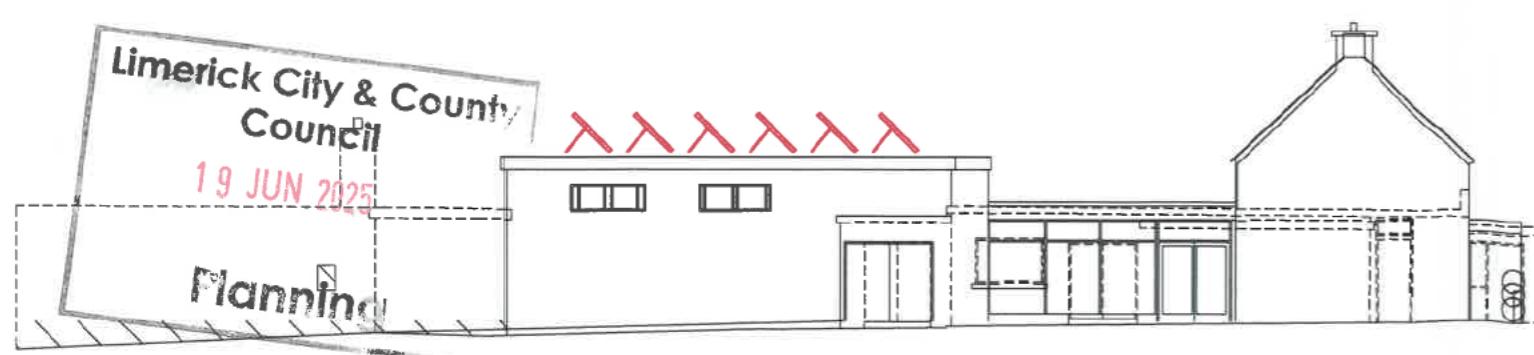
## EAST ELEVATION

1:200



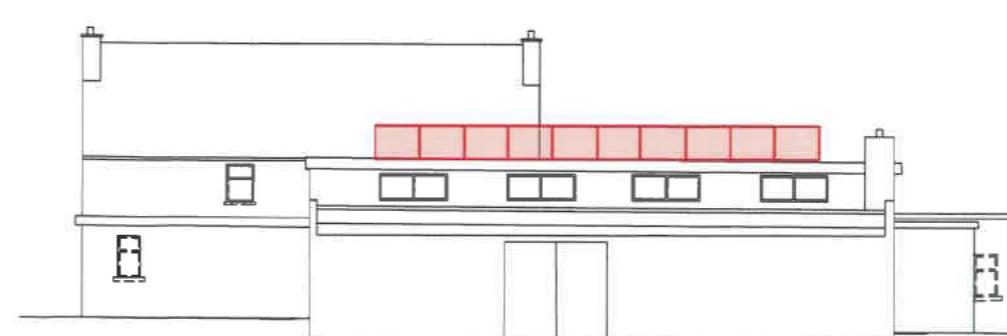
## SOUTH/FRONT ELEVATION

1:200



## WEST ELEVATION

1:200



## NORTH ELEVATION

1:200



**KENNEALLYMURPHY**  
ARCHITECTURE&ENGINEERING

Main Street Abbeyfeale County Limerick  
 T. 068 51152  
 F. 068 51153  
 E. info@kenneallymurphy.ie  
[www.kenneallymurphy.ie](http://www.kenneallymurphy.ie)

**NOTE:**  
 THIS DRAWING IS PREPARED  
 SOLELY FOR THE PURPOSES OF  
 MAKING A PLANNING APPLICATION  
 AND DO NOT PERTAIN TO SHOW  
 CONSTRUCTION INFORMATION  
 FOR THE PURPOSES OF BUILDING  
 NOR DOES IT PERTAIN TO SHOW  
 ALL INFORMATION REQUIRED FOR  
 COMPLIANCE WITH BUILDING  
 REGULATIONS.

## PLANNING ISSUE

Client:

**ASHFORD  
MANAGEMENT  
GROUP**

Address :

**ASHFORD, CO.  
LIMERICK**

Project:

**PROPOSED SOLAR  
PANELS ON  
EXISTING ROOF OF  
ASH**

Date :

**MAY 2025**

Scale :

**1:200**

Drawings:

**PLAN & ELEVATIONS**

Drawing No:

**03**

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

**Reference no.** EC-130-25

**Name and Address of Applicant:** Ashford Management Group  
C/O Jack O'Connor  
Raheenagh,  
Ballagh,  
Co. Limerick

**Agent:** Kevin Kenneally  
Kenneally Murphy Associates  
Main Street,  
Abbeyfeale,  
Co. Limerick

**Location:** Gortnaclohy,  
Ashford,  
Co. Limerick  
V42 V960

**Description of Site and Surroundings:**

The subject site is the former Ashford Tavern & Lounge located in Ashford village centre, Co. Limerick. The building was purchased by the community and is currently operating as a community centre and hub.

**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:

- Installation of 20kWh Solar PV System

This Section 5 declaration includes the following:

- Application Form
- Site plans
- Elevations
- Site layout map
- Site location map

**Planning History:**

92/1081 - Erection of extension to lounge. Granted conditionally.

06/1368 - (A) demolition of existing building known as The Ashford Tavern (B) Construction of 10 no. houses comprising of 6 no. two storey semi-detached dwellinghouses, 4 no. terraced two storey dwellinghouses (C) Connection to repositioned and upgraded treatment system, percolation area and all associated site works. Application withdrawn.

17/583 - change of use of the existing Ashford Tavern from use as a public house to use as a community building and for the demolition of existing single storey structures to the rear, side and front of the Ashford Tavern and the construction of an extension to the side and rear of the existing Ashford Tavern and all ancillary works including the installation of a new mechanical aeration unit and the upgrading of an existing soil polishing filter. Conditionally granted.

18/624 - The change of use of the existing Ashford Tavern from use as a public house to use as a community building and for the demolition of existing single storey structures to the rear, side and front of Ashford Tavern and the construction of an extension to the side and rear of the existing Ashford Tavern and all ancillary site works including installation of a new mechanical aeration unit and the upgrading of an existing soil polishing filter. Conditionally granted.

21/221 - Refurbishment of existing store and for change of use of existing store to changing rooms, referees room and machinery store(change of design from that previously granted under planning re. 18/624) and carry out all associated ancillary site works. Conditionally granted.

#### **Enforcement History**

N/A

#### **Relevant An Bord Pleanála referrals**

N/A

#### **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 the installation of solar panels constitutes work and is Development.

## Is the proposal exempted development?

The proposal is for the erection of solar panels on the roof of the community building. The proposal for the erection of solar panels will be assessed under Class 61 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).

### **Class 61**

*The placing or erection on a roof, or within the curtilage, or on a roof of any ancillary buildings within the curtilage, of the following buildings or sites of a solar photo-voltaic and/or solar thermal collector installation:*

- (i) an educational building,*
- (ii) health centre or hospital,*
- (iii) recreational or sports facility,*
- (iv) place of worship,*
- (v) community facility or centre,*
- (vi) library,*
- (vii) sites for the provision of gas, electricity, telecommunications services or water supplies or wastewater services operated by a statutory undertaker.*

The building in question is a community hub.

*1. Where such development is located within a solar safeguarding zone, the total aperture area of any solar photo-voltaic and/or solar thermal collector panels, taken together with any other such panels previously placed on a roof, shall not exceed 300 square metres.*

The site is not within a solar safeguarding zone.

*2. Where such development is located within a solar safeguarding zone, the planning authority for the area shall be notified in writing no later than 4 weeks after the commencement of such development and such notification shall include details regarding the location and scale of the development.*

The site is not within a solar safeguarding zone.

*3. The distance between the plane of the roof and the solar photo-voltaic or solar thermal collector panels shall not exceed 1.2 metres in the case of a flat roof or 15cm in any other case.*

Finished solar PV panel elevations noted as not exceeding 1.2m on flat roof.

*4. The solar photo-voltaic or solar thermal collector panels shall be a minimum of 2 metres in the case of a flat roof or 50cm in any other case from the edge of the roof on which it is mounted.*

Adequate separation distance in excess 2 metres noted on drawings for flat roof.

*5. Any ancillary equipment associated with solar photo-voltaic or solar thermal collector panels shall not be placed or erected on a wall or any roof that is not a flat roof.*

None proposed on drawings.

*6. The height of any ancillary equipment associated with solar photo-voltaic or solar thermal collector panels on a flat roof shall not exceed 1.6 metres above roof level.*

1.6 metres above flat roof level will not be exceeded.

7. Any ancillary equipment associated with solar photo-voltaic or solar thermal collector panels on a flat roof shall be a minimum of 2 metres from the edge of the roof on which it is mounted.

None proposed on drawings.

8. Any free-standing solar photo-voltaic or solar thermal collector installation shall not be placed or erected forward of the front wall of the building or site.

Proposal is for solar panels on the flat roof.

9. The total aperture area of any free-standing solar photo-voltaic and solar thermal collector panels taken together with any other such existing free-standing panels shall not exceed 75 square metres.

Proposal is for solar panels on the flat roof.

10. The height of any free-standing solar photo-voltaic or solar thermal collector installation shall not exceed 2.5 metres at its highest point above ground level.

Proposal is for solar panels on the roof.

11. The placing or erection of a solar photo-voltaic or solar thermal collector installation on any wall shall not be exempted development.

Proposal is for solar panels on the flat roof.

12. The placing or erection of any free-standing solar photo-voltaic or solar thermal collector installation within an Architectural Conservation Area shall only be exempted development if those works would not materially affect the character of the area.

Not within an ACA.

13. No sign, advertisement or object not required for the functioning or safety of the solar photo-voltaic or solar thermal collector installation shall be attached to or exhibited on such installation.

No signs indicated on drawings submitted.

14. Development under this Class shall only be exempted development where the solar photo-voltaic or solar thermal collector installation is primarily used for the provision of electricity or heating for use within the curtilage of the building or site, and shall not be considered a change of use for the purposes of the Act.

To be used by community group.

15. Development under this Class which causes hazardous glint and/or glare shall not be exempted development and any solar photo-voltaic or solar thermal collector panels which are causing hazardous glint and/or glare shall either be removed or be covered until such time as a mitigation plan to address the hazardous glint and/or glare is agreed and implemented to the satisfaction of the Planning Authority.

Can be removed if necessary.

## 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 information detailed on the application and the further information received is considered to be within the scope of Class 61 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).

Regard has been had to –

- (a) Class 61 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended),
- (b) The plans & particulars submitted with the application received on 19<sup>th</sup> day of June 2025 and further information submitted subsequently.

It is therefore considered that the said works are development and exempted development under Class 61 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).



Jennifer McNulty  
Executive Planner  
Date 09/07/2025

Agreed



Barry Henn  
Senior Executive Planner  
Date: ~~11/07/2025~~  
11/07/2025

## Appendix 1- AA Screening examination

### AA PN01 Screening Form

<b>STEP 1: Description of the project/proposal and local site characteristics:</b>	
<b>a. File Reference No:</b>	EC-130-25
<b>b. Brief description of the project or plan:</b>	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:  Installation of 20kw Solar PV
<b>c. Brief description of site characteristics:</b>	Installation of Solar PV Panels
<b>d. Relevant prescribed bodies consulted: e.g. DHLGH (NPWS), EPA, OPW</b>	N/A
<b>e. Response to consultation:</b>	N/A

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
004161	Stack's to Mullaghareirk Mountains, West Limerick <a href="https://www.npws.ie/protected-sites/spa/004161Hills and Mount Eagle SPA">https://www.npws.ie/protected-sites/spa/004161Hills and Mount Eagle SPA</a>	c0.17km	None	N
002165	Lower River Shannon SAC <a href="https://www.npws.ie/protected-sites/sac/002165">https://www.npws.ie/protected-sites/sac/002165</a>	c2.21km	None	N
002170	Blackwater River (Cork/Waterford) SAC <a href="https://www.npws.ie/protected-sites/sac/002170">https://www.npws.ie/protected-sites/sac/002170</a>	c6.22km	None	N

<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:</b>

		<b>(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> <li>- Pests</li> </ul>	None predicted as this is for an installation of solar panels on the roof of an existing structure, limited works involved.
<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>	Given the nature of the proposal, not anticipated there would be any impact during operational phase as these are solar panels.
<b>In-combination/Other</b>	None given level of development in the area	
<b>(b) Describe any likely changes to the European site:</b>		
Examples of the type of changes to give consideration to include:	<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>	
<b>(c) (Are 'mitigation' measures necessary to reach a conclusion that likely significant effects can be ruled out at screening?</b>		

<input type="checkbox"/>	<b>Yes</b>	<input checked="" type="checkbox"/>	<b>No</b>
--------------------------	------------	-------------------------------------	-----------

#### **STEP 4: Screening Determination Statement**

##### **The assessment of significance of effects:**

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:** This development is for the redevelopment of an existing urban site. Given that the site does not encroach on any SAC/SPA and the scale of the development, an AA is not required.

	Tick as appropriate:	Recommendation:
(i) It is clear that there is <b>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 checked="" type="checkbox"/>	<input type="checkbox"/> Request NIS <input type="checkbox"/> Refuse planning permission
Signature and Date of Recommending Officer:	 <hr/> Jennifer McNulty, Executive Planner 09/07/2025	
<b>Planner</b>	 <hr/> Barry Henn, Senior Executive Planner <del>09/07/2025</del> 11/07/2025	

**Appendix 2 – EIA Screening – Establishing if proposal is sub-threshold**

<b>Establishing if the proposal is a 'sub-threshold development':</b>		
Planning Register Reference:	EC-130-25	
Development Summary:	Installation of Solar PV Panels	
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 <b>and</b> 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"/> x No, Schedule 7A information/screening report has not been submitted by the applicant		<b>Preliminary Examination required</b>
Signature and Date of Recommending Officer:		

	Jennifer McNulty, Executive Planner 09/07/2025
<b>Signature and Date of the Decision Maker:</b>	 Barry Henn, Senior Executive Planner <del>09/07/2025</del> 09/07/2025



Comhairle Cathrach  
& Contae Luimníogh  
**Limerick City**  
& County Council

Pleanáil, agus Cruthú Áile  
Comhairle Cathrach agus Contae Luimníogh  
Boíthar Thuar an Daill  
Tuar an Daill, Luinneach  
V94 WV78

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

## PLANNING & PLACE-MAKING

### REG POST:

**Ashford Management Group,**  
**c/o Kevin Kenneally,**  
**KenneallyMurphy & Associates,**  
**Main St,**  
**Abbeyfeale,**  
**Co. Limerick.**

EC/130/25

15 July 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**

Tuar an Daill, Luinneach  
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/2025/732**

**File Ref No. EC/130/25**

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

**RE:** **An installation of 20kWh Solar PV System at Gortnaclough, Ashford, Co. 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 Jennifer McNulty, Executive Planner dated 09/07/2025, hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Ashford Management Group, c/o Kevin Kenneally, KenneallyMurphy & Associates, Main St, Abbeyfeale, Co. Limerick to state that the works as described above is

**Development and is Exempt Development.**

Signed

*B. Henn*

SENIOR EXECUTIVE PLANNER, PLANNING & PLACE-MAKING

Date

*15/07/2025*

Certified to be a true copy of Approved Officer's Order, Planning & Development Order No. AOO/DC/2025/732 dated *16/07/2025*, pursuant to Section 151(7) of the Local Government Act 2001

Signed:

*B. Henn*

SENIOR EXECUTIVE PLANNER, PLANNING & PLACE-MAKING



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

**DECLARATION NO.**

**EC/130/25**

**Name and Address of Applicant:** Ashford Management Group, c/o Jack O'Connor, Raheenagh, Ballagh, Co. Limerick

**Agent:** Kevin Kenneally, Kenneally Murphy Associates, Main Street, Abbeyfeale, Co. Limerick

**Whether** the installation of 20kWh Solar PV System at Gortnaclohy, Ashford, Co. 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 19<sup>th</sup> of June 2025 and further information submitted subsequently.

**AND WHEREAS** the Planning Authority has concluded that the installation of 20kWh Solar PV System at Gortnaclohy, Ashford, Co. Limerick **DOES** come within the scope of exempted development under Class 61 of 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 Exempt Development**.

Signed on behalf of the said Council



Date: 15/4/25

**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.