



## **Limerick City and County Council**

### **Planning Department**

#### **Section 5 Application**

#### **DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT**

**Marcos Candini**

Applicant's Name:

25 KILMURRY COURT

GARRYOWEN

LIMERICK

Name of Agent (if any):

\_\_\_\_\_

Address:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Telephone No.

\_\_\_\_\_

Address for Correspondence:

25 KILMURRY COURT

GARRYOWEN

LIMERICK

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

54 Oakview Drive

Ballinacurra Garden

Limerick - V94 D2HC

Description of Proposed development:

Retrofit of a existing property - area total of 23.68 sqm for the extensions

1 extension of - 1.6m x 6.5m - service area

1 extension of - 6.2m x 2.4m - glass house

1 front porch of - 1m x 2m

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

Act 2000 / 2001

Is this a Protected Structure or within the curtilage of a Protected Structure.

YES  NO

Applicant's interest in site: Buying the property to live

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

Existing House Plans

Retrofit and Extension House plans

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) *Marco Vinicius da S. Condini*

**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)**

\*\*\*\*\*

# D.L.S. Limited

(Dublin Legal Services)  
Law Searchers & Law Agents

Unit 2, K.C.R. Estate,  
DUBLIN 12.

Phone: 4922851 (10 Lines)  
Fax: 4923246 4922650  
Email: dlslegal@eircom.net

## Re: Town Planning Search

*Search in the Town Planning Office affecting Premises at:*

**54 Oakview Drive, Ballinacurra, Limerick**  
(as per map) 1964 to date

*Dated this 27<sup>th</sup> day of March 2025*

*Zoning:* **Residential**

*Road Widening:* **Nil**

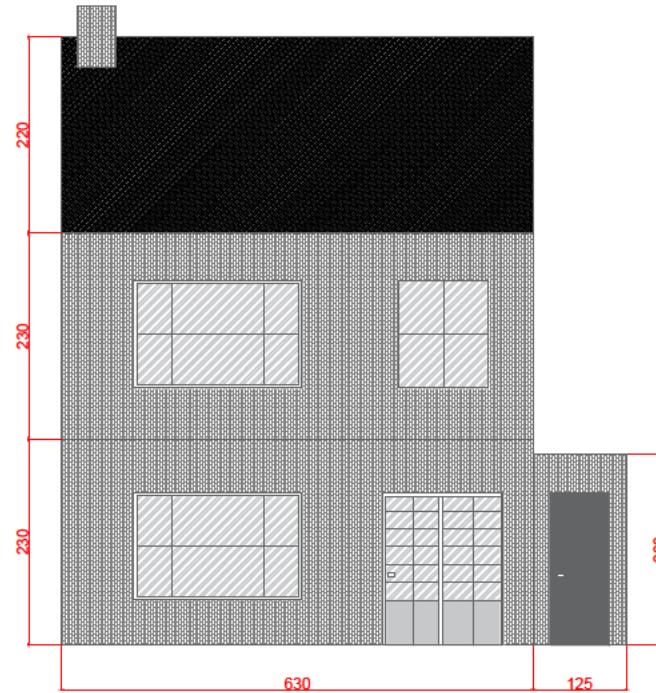
*Enforcements:* **Nil for above address**

*Planning Applications:* **Nil**

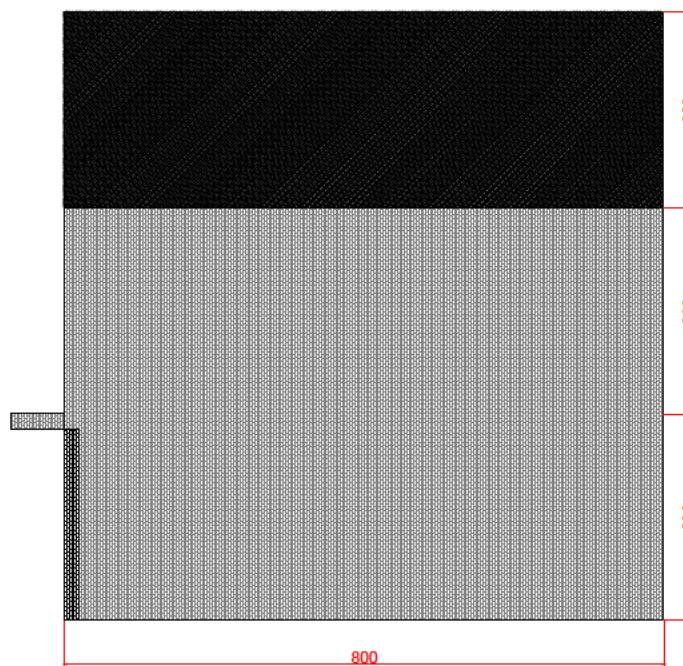
*Other Observations:* **Nil**

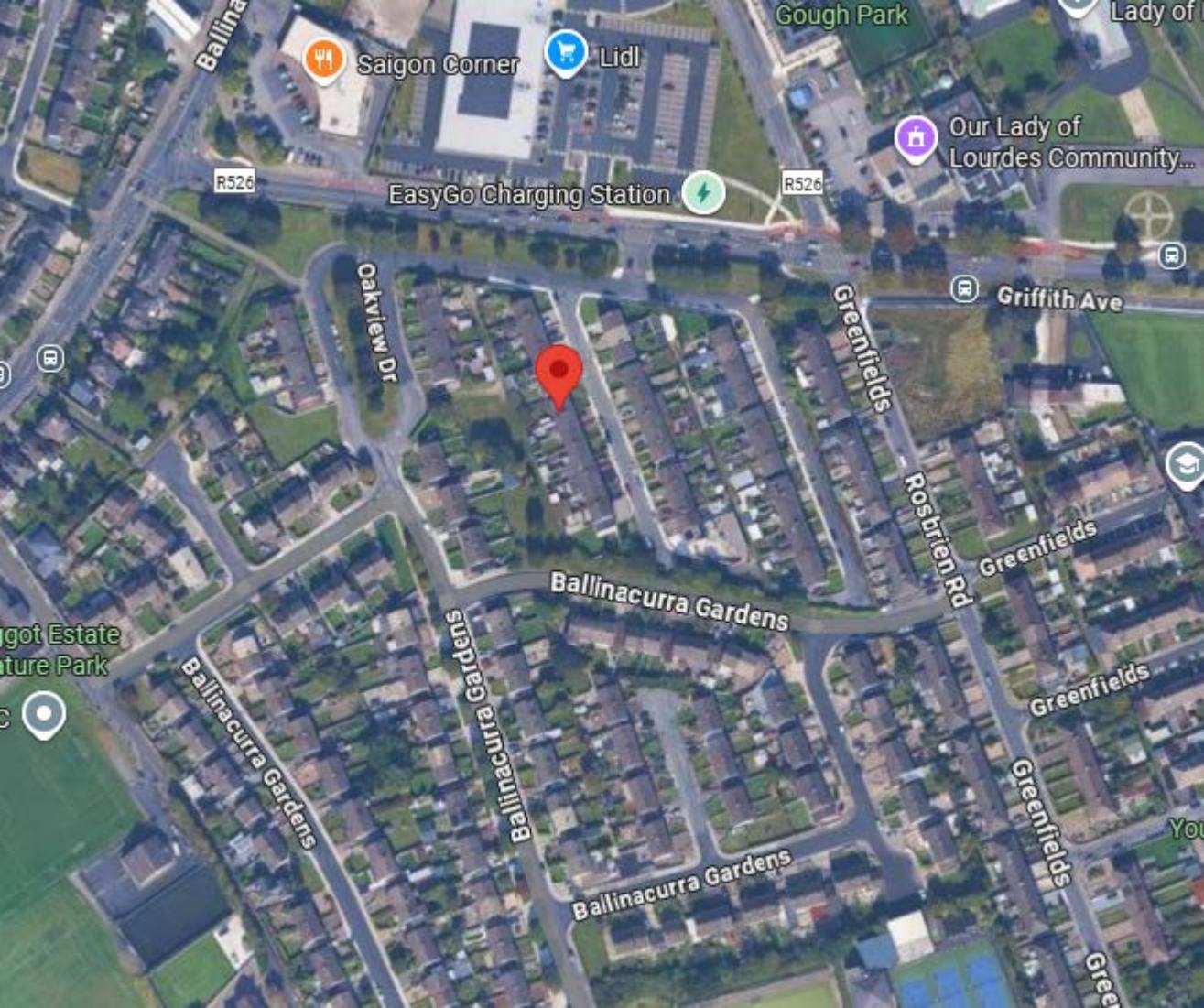
### **NOTE:**

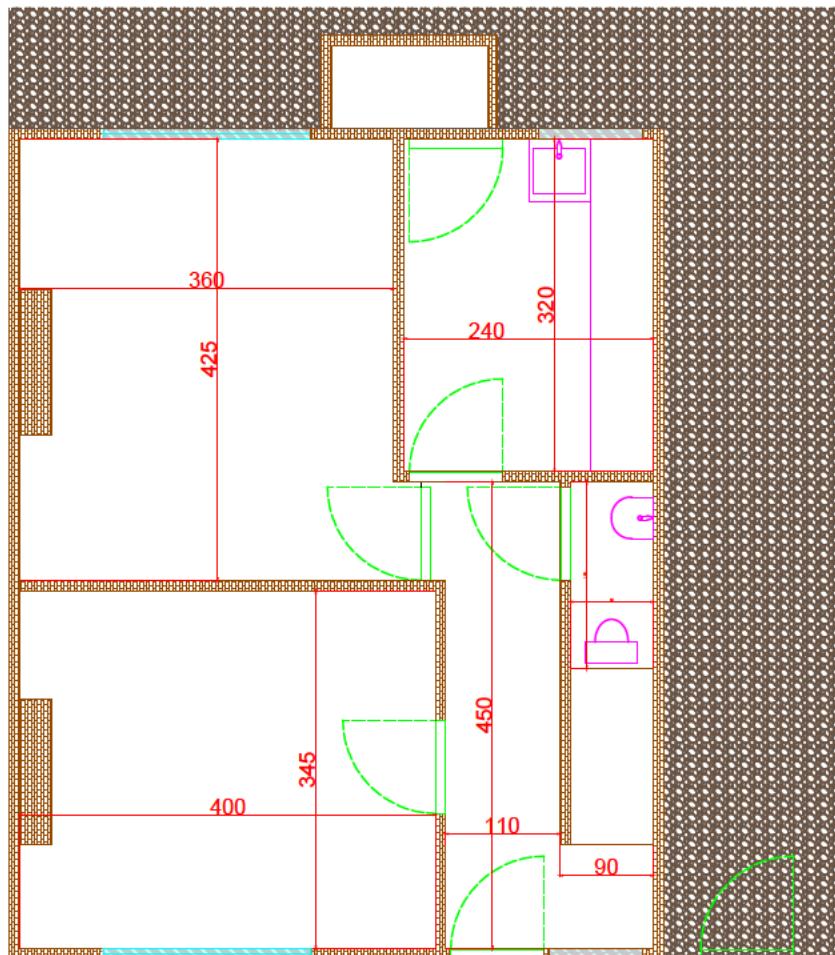
Building Bye-Law (BBL) information is not readily available from Local Authorities  
In accordance with your instructions, we or our agents carried out a search of the  
Planning Offices of the relevant local authority and made a search against the above  
lands/premises. Our search was strictly carried out against the highlighted or marked  
map or address provided to us to carry out the search. This search was not conducted  
against any alternative description(s) of the address nor were original development  
permissions. No responsibility is or can be taken for any errors or omissions in the  
records of the registers including software faults/glitches in the records of the database.



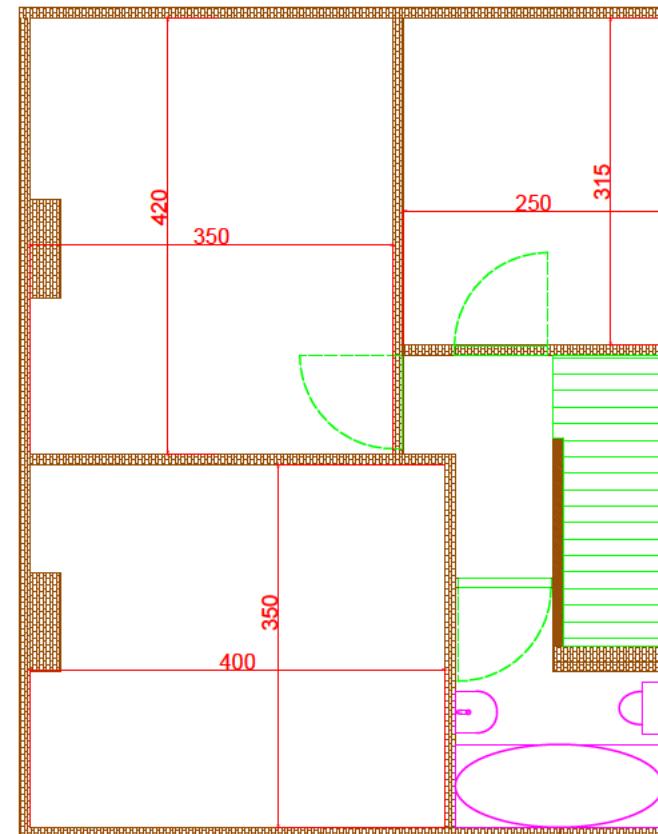
EXISTING



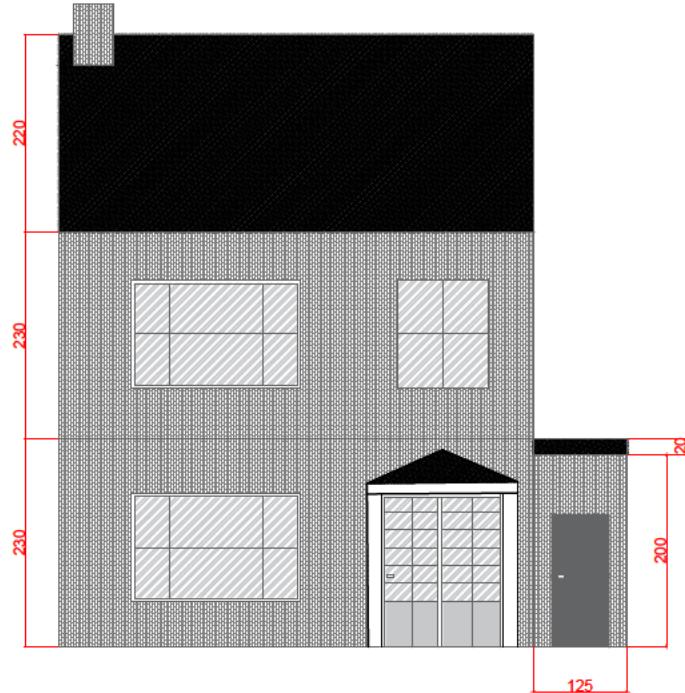




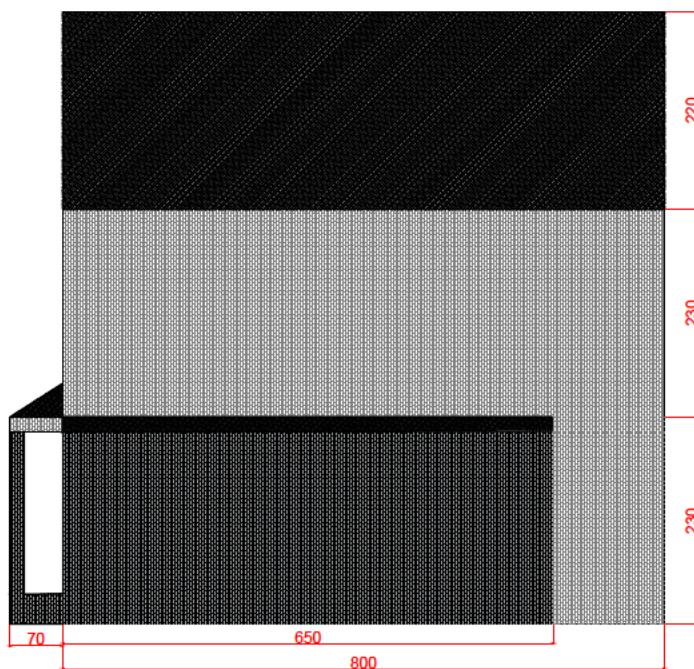
FIRST LEVEL

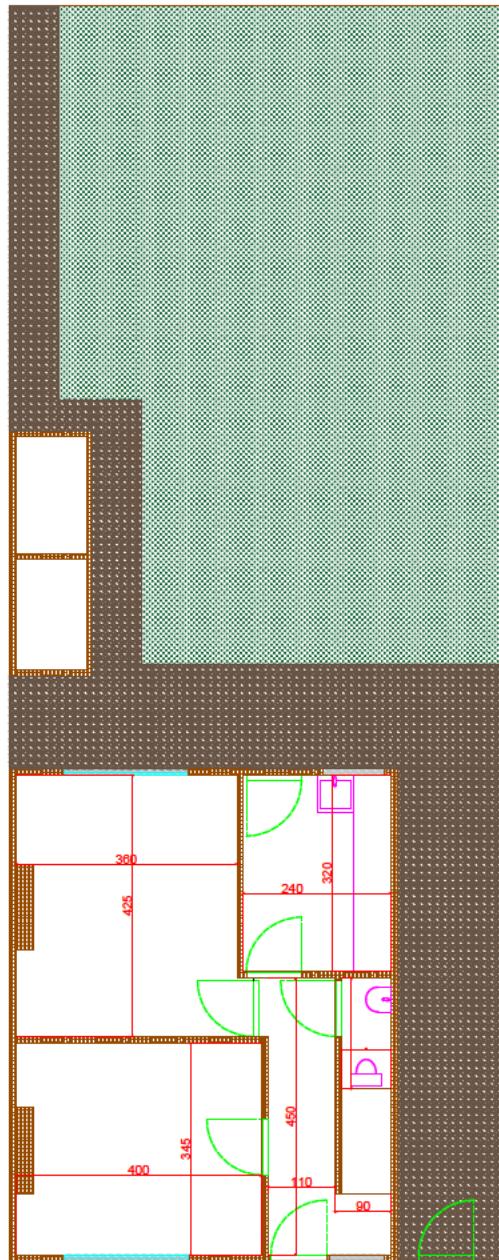


SECOND LEVEL

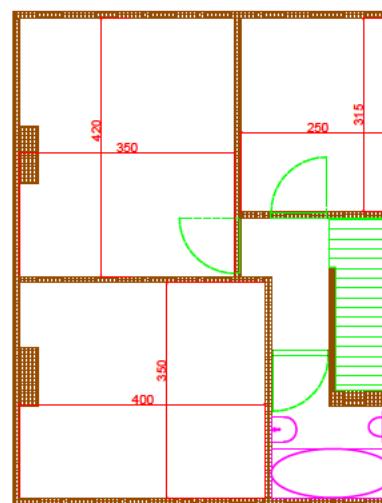


RETROFIT + EXTENSION

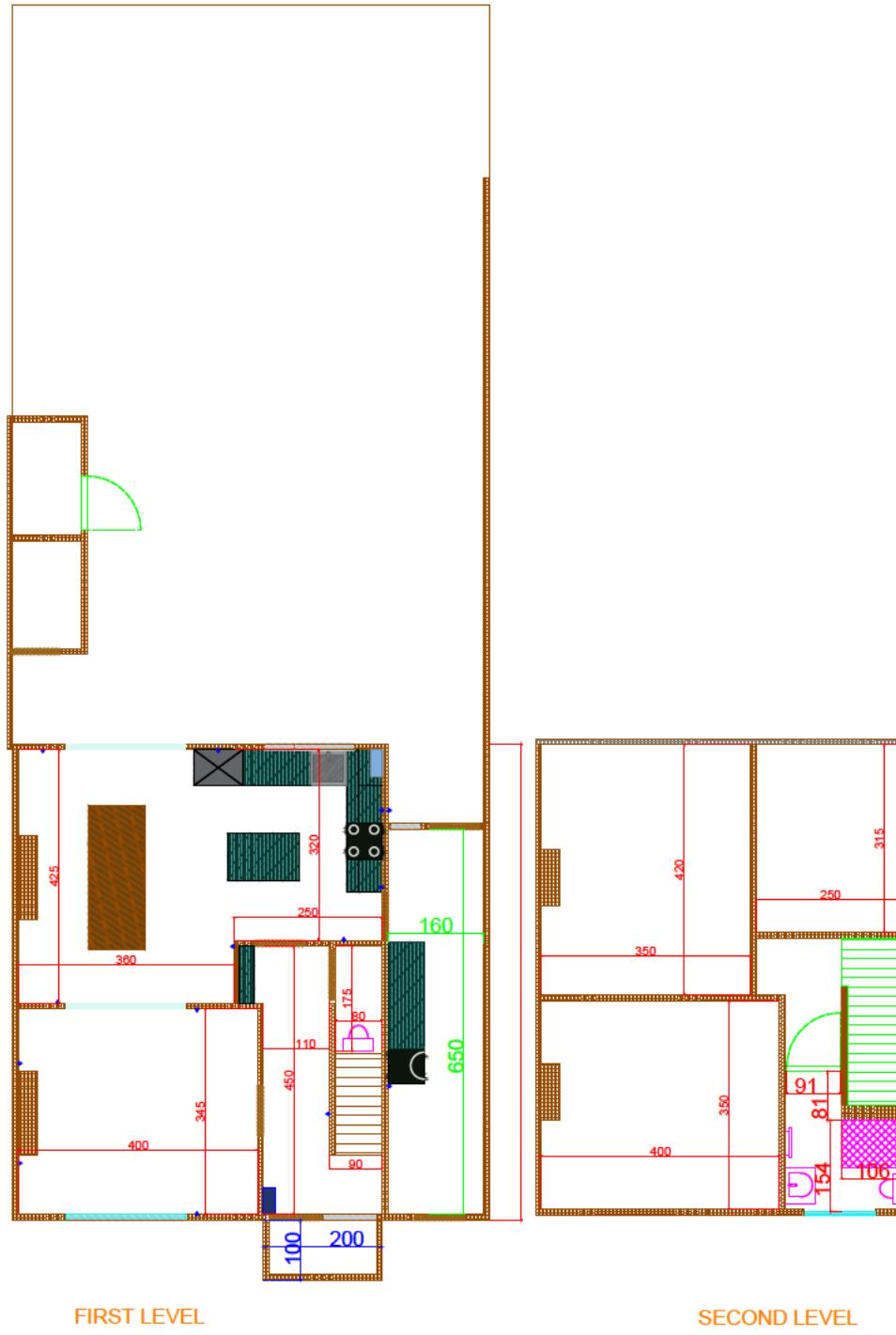


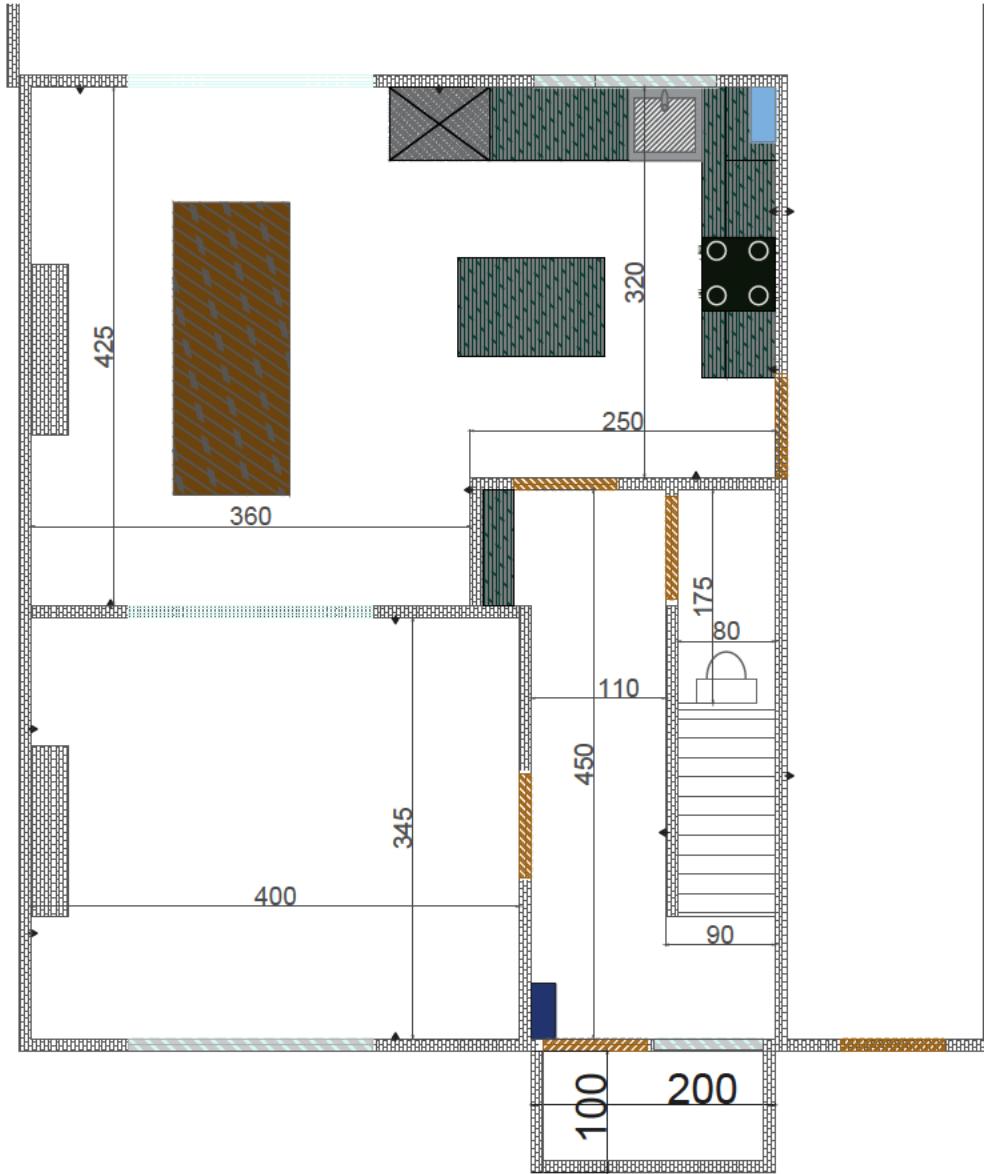


FIRST LEVEL

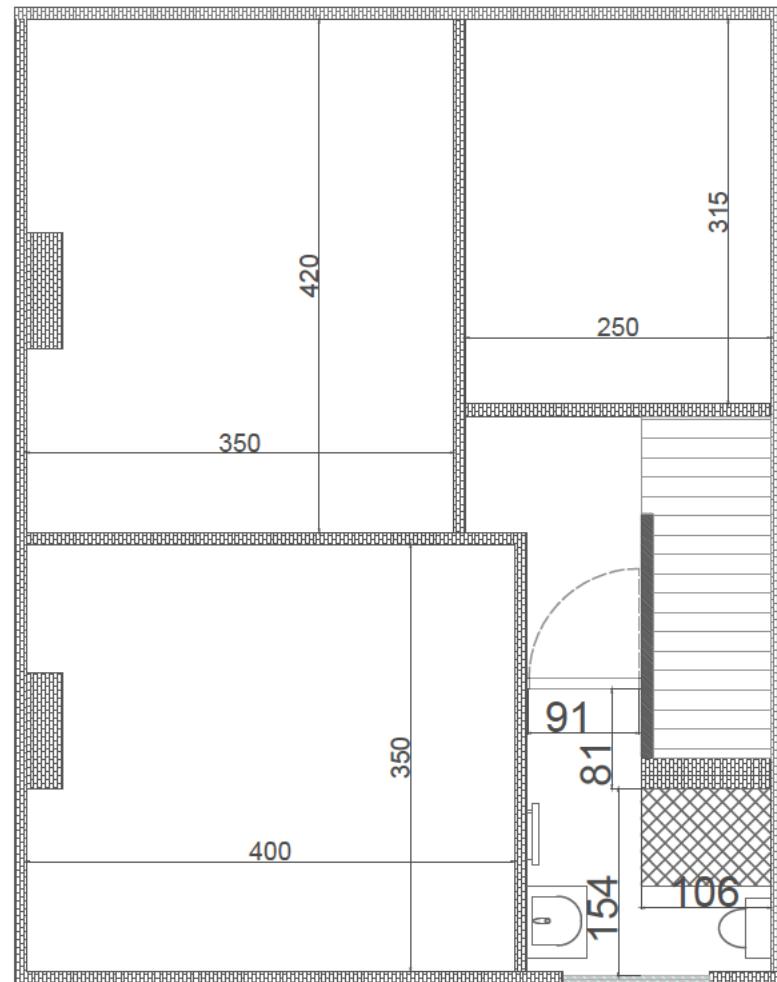


SECOND LEVEL

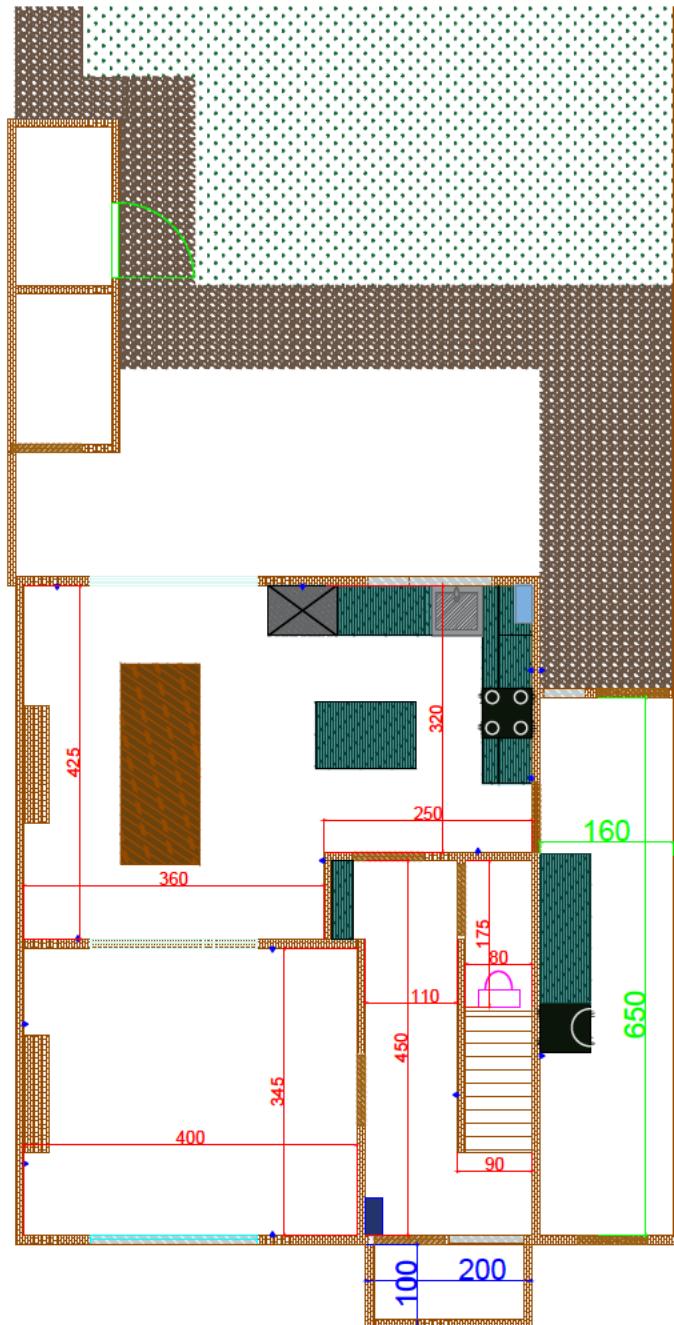




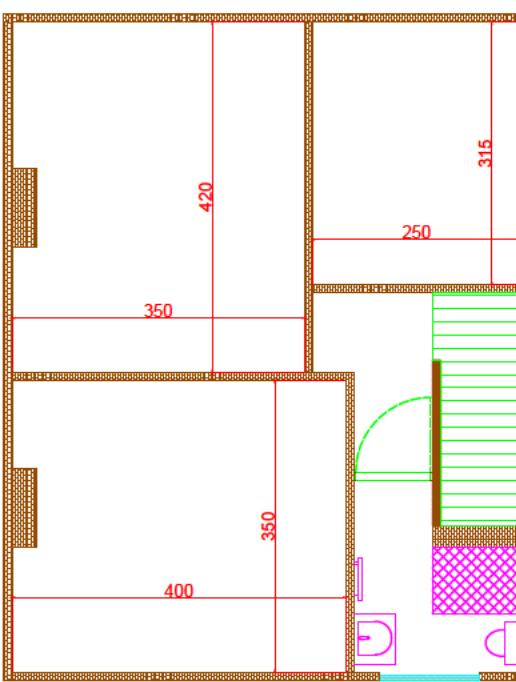
FIRST LEVEL



SECOND LEVEL



FIRST LEVEL



SECOND LEVEL



**Tailte  
Éireann**

Clárúchán, Luacháill,  
Sulbhéreacháit  
Registration, Valuation,  
Surveying

Folio: LK23907F

This map should be read in conjunction with the folio.

Tailte Éireann (TÉ) Registration mapping is based on TÉ Surveying mapping. Where TÉ Registration maps are printed at a scale that is larger than the TÉ Surveying scale, accuracy is limited to that of the TÉ Surveying map scale.

For details of the terms of use and limitations of scale, accuracy and other conditions relating to TÉ Registration maps, see [www.tailte.ie](http://www.tailte.ie).

This map incorporates TÉ Surveying map data under licence from TÉ. Copyright © Tailte Éireann and Government of Ireland.

(centre-line of parcel(s) edged)

— Freehold

— Leasehold

— SubLeasehold

Burdens (may not all be represented on map)

— Right of Way / Wayleave

— Turbary  
Pipeline

○ Well  
● Pump

■ Septic Tank

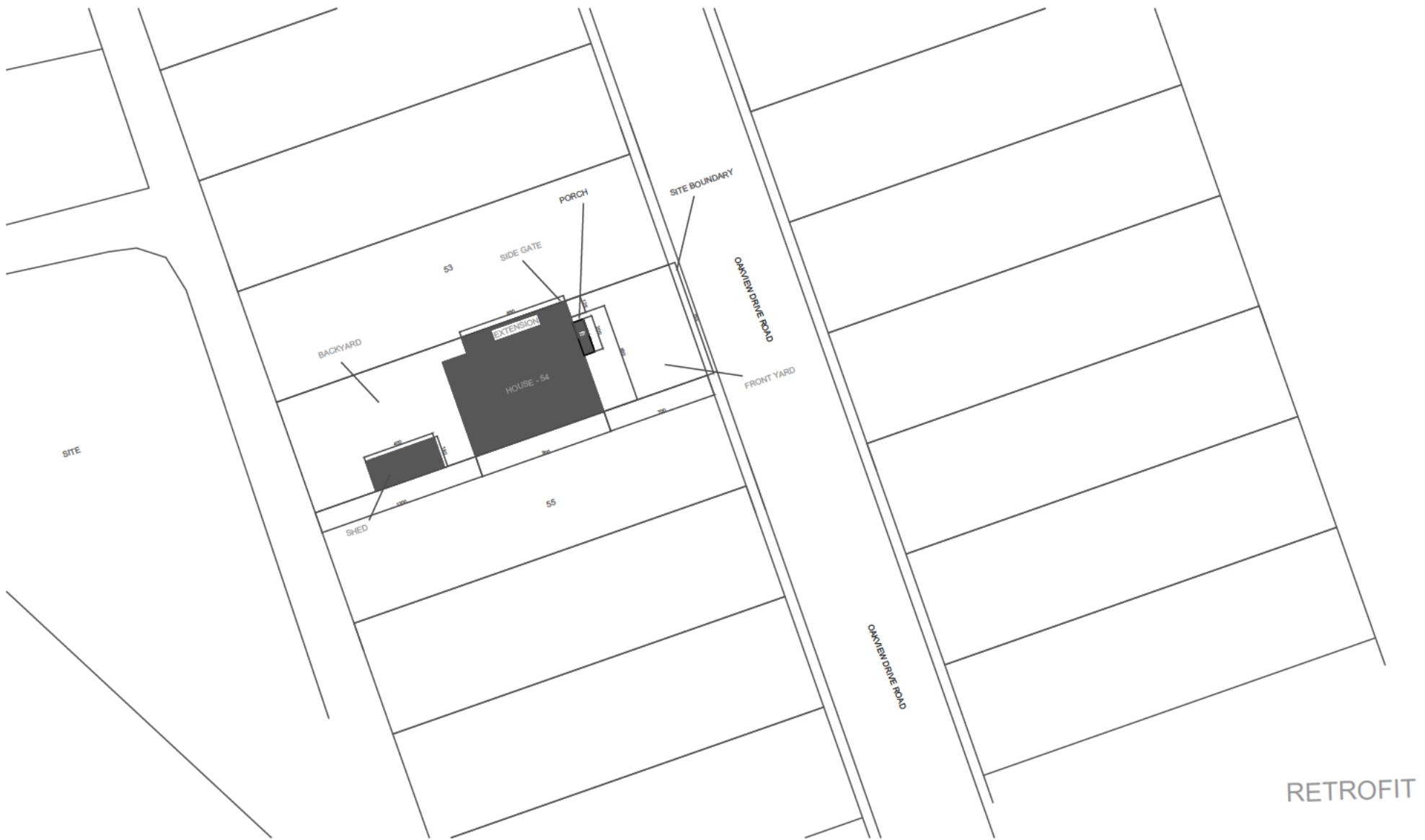
□ Soak Pit

A full list of burdens and their symbology can be found at: [www.landdirect.ie](http://www.landdirect.ie)

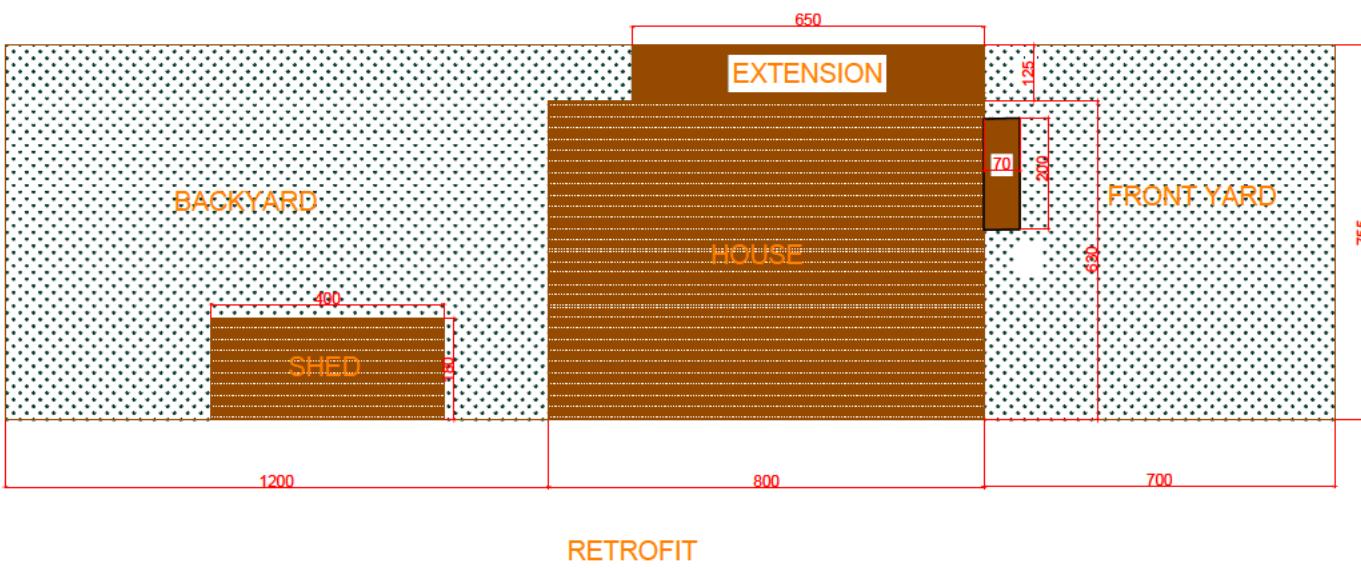
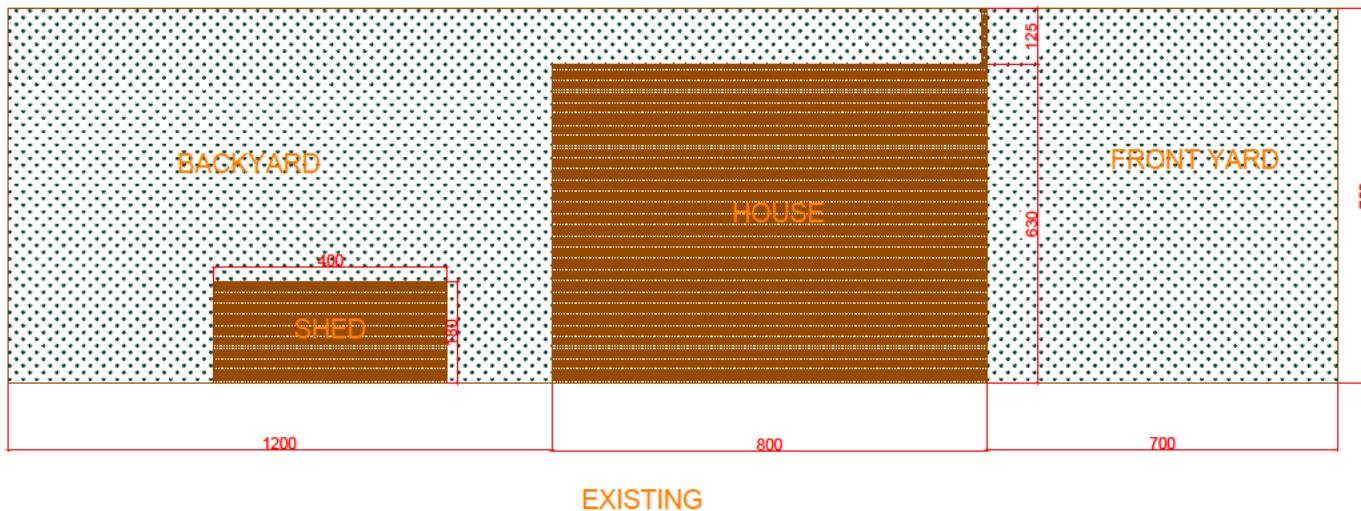
Tailte Éireann Registration operates a non-conclusive boundary system.

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.









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

Reference no. EC-200-25

Name and Address of Applicant: Marcos Candini  
25 Kilmurry Court  
Garryowen  
Limerick

Agent: None

Location:  
54 Oakview Drive  
Ballinacurra Gardens  
Limerick

**Description of Site and Surroundings:**

The site is an existing two storey semi-detached dwelling within the established housing estate of Oakview Drive within Ballinacurra Gardens, Limerick City.

**Zoning:**

Existing Residential

**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:

- A front porch of 1m x 2m
- Service area extension to the side 1.6m x 6.5m
- Glass house extension 6.2m x 2.4m – it is not clear from the drawings where the proposed glass house extension is

This Section 5 declaration includes the following:

- Application Form
- Site Location Map and Google Maps Image
- Proposed Layout
- Elevations
- Floor plans

**Planning History:**

None

**Enforcement History**

None

**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 construction of an extension to the side of the dwelling, a glass house extension and the construction of a porch to the front constitutes ‘works’ and ‘development’.

Is the proposal exempted development?

The proposal for the construction of extensions to the existing dwelling will be assessed under Class 1 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended) while the construction of a porch will be assessed under Class 7.

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

Yes, the extension is within the curtilage of the house but is to the side of the dwelling.

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 of the two extensions is 25.28sqm. However, it is not clear from the drawings, which are considered substandard, to ascertain where the ‘glass house’ extension is.

*(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.*

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.*

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.*

House has not been extended previously.

*(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 house is semi detached

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

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.*

The construction of the rear extension would not reduce the area of private open space to less than 25sqm.

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

The drawings submitted do not indicate any windows.

(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.

#### Class 7

*The construction or erection of a porch outside any external door of a house.*

1. Any such structure shall not be situated not less than 2m from any road  
The porch is not situated less than 2m from the public road

2. The floor area of any such structure shall not exceed 2sqm  
The floor area of the proposed porch is 2sqm.

3. The height of any such structure shall not exceed, in the case of a structure with a tiled or slated pitched roof, 4m or in any other case 3m.

The drawings submitted do not include a scale therefore I cannot measure the height of the porch.

#### **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**

Based on a preliminary examination of the proposal there is no real likelihood of significant effects on the environment and EIA is not required.

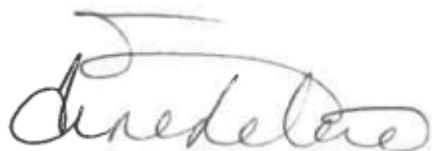
### **Conclusion/Recommendation**

The construction of an extension to the side of dwelling 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 2000 (as amended). Furthermore, due to the lack of appropriately scaled drawings it is not possible for the Planning Authority to ascertain whether the proposed porch is in compliant with condition 3 of Class 7.

Regard has been had to –

- (a) Section 2, 3 and 4 of the Planning and Development Act 2000 (as amended)
- (b) Class 1 and Class 7 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 9<sup>th</sup> April 2025.

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



---

Aine Leland  
Executive Planner  
Date 14/10/2025

Agreed   
Gráinne O'Keeffe, S.E.P

Date: 15/10/2025

**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/200/25
b. Brief description of the project or plan:	This is an application requesting a Section 5 Declaration on whether an extension to the side of dwelling is or is not exempted development.
c. Brief description of site characteristics:	The site is located within an existing established housing estate
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 <sup>1</sup>	Distance from proposed development <sup>2</sup> (km)	Connections (Source-Pathway-Receptors)	Considered further in screening Y/N
Lower River Shannon SAC 002165	<a href="#">Lower River Shannon SAC   National Parks &amp; Wildlife Service (npws.ie)</a>	1.3km	None	N
River Shannon & River Fergus Estuaries SPA 004077	<a href="#">River Shannon and River Fergus Estuaries SPA   National Parks &amp; Wildlife Service (npws.ie)</a>	1.7km	None	N

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:

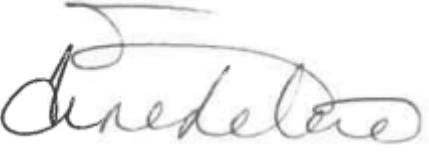
Impacts:	Possible Significance of Impacts: (duration/Magnitude etc)
Construction phase e.g <ul style="list-style-type: none"> <li>• Vegetation clearance</li> <li>• Demolition</li> <li>• Surface water runoff from soil excavation/infill/landscaping (including borrow pits)</li> <li>• Dust, noise, vibration</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. Works are minimal and will involve temporary construction works; therefore, no likely significant impact on the conservation objectives of the above named site.
Operation phase e.g. <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.
In-combination/Other	N/A given the level of development

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"> <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> </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>• Interference with the key relationships that define the structure or ecological function of the site</li> </ul>	
c. (Are ' <i>mitigation</i> ' 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	

<p><b>STEP 4: Screening Determination Statement</b></p> <p>The assessment of significance of effects:</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 on file, 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 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> <p>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.</p> <p>An appropriate assessment is not, therefore, required.</p>																	
<p>Conclusion: AA Screening is not required.</p>																	
<table border="1"> <thead> <tr> <th></th> <th>Tick as appropriate:</th> <th>Recommendation:</th> </tr> </thead> <tbody> <tr> <td>i. It is clear that there is no likelihood of significant effects on a European Site</td> <td><input checked="" type="checkbox"/></td> <td> <p>The proposal can be screened out: Appropriate Assessment not required.</p> </td></tr> <tr> <td>ii. It is uncertain whether the proposal will have a significant effect on a European Site</td> <td><input type="checkbox"/></td> <td> <p><input type="checkbox"/> Request further information to complete screening</p> <p><input type="checkbox"/> Request NIS</p> <p><input type="checkbox"/> Refuse planning permission</p> </td></tr> <tr> <td>iii. Significant effects are likely</td> <td><input type="checkbox"/></td> <td> <p><input type="checkbox"/> Request NIS</p> <p><input type="checkbox"/> Refuse planning permission</p> </td></tr> <tr> <td>Signature and Date of Recommending Officer:</td> <td colspan="2"></td> </tr> </tbody> </table>				Tick as appropriate:	Recommendation:	i. It is clear that there is no likelihood of significant effects on a European Site	<input checked="" type="checkbox"/>	<p>The proposal can be screened out: Appropriate Assessment not required.</p>	ii. It is uncertain whether the proposal will have a significant effect on a European Site	<input type="checkbox"/>	<p><input type="checkbox"/> Request further information to complete screening</p> <p><input type="checkbox"/> Request NIS</p> <p><input type="checkbox"/> Refuse planning permission</p>	iii. Significant effects are likely	<input type="checkbox"/>	<p><input type="checkbox"/> Request NIS</p> <p><input type="checkbox"/> Refuse planning permission</p>	Signature and Date of Recommending Officer:		
	Tick as appropriate:	Recommendation:															
i. It is clear that there is no likelihood of significant effects on a European Site	<input checked="" type="checkbox"/>	<p>The proposal can be screened out: Appropriate Assessment not required.</p>															
ii. It is uncertain whether the proposal will have a significant effect on a European Site	<input type="checkbox"/>	<p><input type="checkbox"/> Request further information to complete screening</p> <p><input type="checkbox"/> Request NIS</p> <p><input type="checkbox"/> Refuse planning permission</p>															
iii. Significant effects are likely	<input type="checkbox"/>	<p><input type="checkbox"/> Request NIS</p> <p><input type="checkbox"/> Refuse planning permission</p>															
Signature and Date of Recommending Officer:																	

	 Aine Leland Executive Planner 14/10/2025
Signature and Date of the Decision Maker:	 Grainne O'Keeffe, Senior Executive Planner 15/10/2025

## **Appendix 2 – EIA Screening**

Establishing if the proposal is a ' <i>sub-threshold development</i> ':		
Planning Register Reference:	EC-200-25	
Development Summary:	Whether the construction of an extension and porch 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"/> <b>No. Proceed to Part A</b>	
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"/> <b>No</b>	<b>Proceed to Part B</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"/> <b>No. the development is not a project listed in Schedule 5, Part 2</b>	<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] _____	EIA is mandatory No Screening required
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?		

Yes, Schedule 7A information/screening report has been submitted by the applicant	Screening Determination required
No, Schedule 7A information/screening report has not been submitted by the applicant	Preliminary Examination required
Signature and Date of Recommending Officer:	 Áine Leland, Executive Planner 14/10/2025
Signature and Date of the Decision Maker:	 Gráinne O'Keeffe, SEP 15/10/2025

### Site Photographs





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

## PLANNING & PLACE-MAKING

### REG POST:

**Marcos Candini,**  
**25 Kilmurry Court,**  
**Garryowen,**  
**Limerick.**

**EC/200/25**

17 October 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, 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/2025/1159

File Ref No. EC/200/25

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

**RE:** **A front porch, service area extension & Glass house extension at 54 Oakview Drive Ballinacurra Gardens. Limerick.**

**ORDER:** Whereas by Director General's Order No. DG/2024/141 dated 07<sup>th</sup> October 2025, 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 Grainne O'Keeffe, Senior Executive Planner the functions as defined in the Local Government Acts, 1925 to 2024.

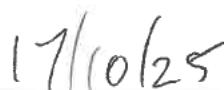
Now therefore pursuant to the delegation of the functions aforesaid, I, Grainne O'Keeffe, Senior Executive Planner, having considered the report and recommendation of Áine Leland, Executive Planner dated 14/10/2025, hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Marcos Candini, 25 Kilmurry Court, Garryowen, Limerick to state that the works as described above is

**Development and is NOT Exempt Development.**

Signed

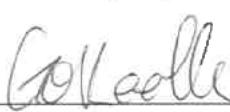
  
\_\_\_\_\_  
SENIOR EXECUTIVE PLANNER, PLANNING & PLACE-MAKING

Date

  
\_\_\_\_\_  
17/10/25

Certified to be a true copy of Approved Officer's Order, Planning & Development Order No. AOO/DC/2025/1159 dated 17/10/25, pursuant to Section 151(7) of the Local Government Act 2001

Signed:

  
\_\_\_\_\_  
SENIOR EXECUTIVE PLANNER, PLANNING & PLACE-MAKING



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

**DECLARATION NO.**

**EC/200/25**

**Name and Address of Applicant:** Marcos Candini, 25 Kilmurry Court, Garryowen, Limerick

**Agent:** N/A

**Whether** the front porch, service area extension & Glass house extension at 54 Oakview Drive, Ballinacurra Gardens. 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 24<sup>th</sup> of September 2025.

**AND WHEREAS** the Planning Authority has concluded that the front porch, service area extension & Glass house extension at 54 Oakview Drive, Ballinacurra Gardens. Limerick **DOES NOT** come within the scope of exempted development under Class 1 and Class 7 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 NOT Exempt Development.**

Signed on behalf of the said Council

Date: 17.10.2025

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