



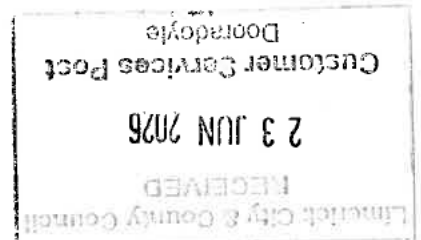
Comhairle Cathrach  
i Contae Limerigh  
Limerick City  
& County Council



**Limerick City and County Council**

**Planning Department**

**Section 5 Application**



**DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT**

Applicant's Name:

MAURICE FLAVIN

Applicant's Address:

RATHCAHILL EAST

STRAND, NEWCASTLE WEST,  
Co. Limerick

Telephone No.

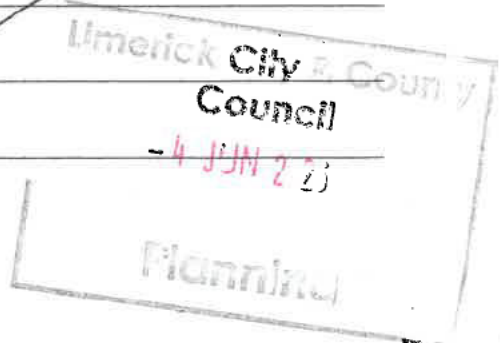


Name of Agent (if any):

Address:

~~\_\_\_\_\_~~  
~~\_\_\_\_\_~~  
~~\_\_\_\_\_~~  
~~\_\_\_\_\_~~

Telephone No.



Address for Correspondence:

RATHCAHILL EAST

STRAND, NEWCASTLE WEST

Co. Limerick V42D500

Location of Proposed development (Please include EIRCODE):

RATHCAHILL EAST, STRAND,  
Co. Limerick

(No EIRCODE FOR SITE. CLOSEST EIRCODE IS V42F582)  
BROTHERS HOUSE

Description of Proposed development:

The construction of a slatted shed,  
including cattle crush, feed passages  
and a concrete apron.

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

Section 5

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 Plans

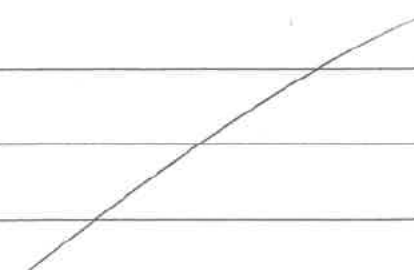
Elevations/cross section

site layout plan

Site location map, land holding 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)

Janice Gavin

**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)**

\*\*\*\*\*

Killeedy

Ballagh

Co. Limerick

30/05/2026

Dear sir/madam,

Re; Maurice Flavin, Rathcahill East, Strand, Co. Limerick

Please find attached effluent management plan for the above named. Mr. Flavin purchases in approximately 28 calves yearlings annually and rears them to 18 months. These are currently housed slatted shed no. 7 on the home farm. However, Mr Flavin is forced to sell these cattle in Autumn when cattle prices are typically depressed. He wishes to construct this new shed to allow him finish these cattle and sell them the following spring when prices are typically higher. The homefarm is on an extremely elevated site and there is no further room for expansion, hence the reason to building on the new site which is much more level. Once the development is complete, Mr. Flavin will have well in excess of 24 weeks storage capacity.

#### Silage Effluent

Only wilted baled silage is made on this farm and is stored on a gravel hardstands 5 & 10.

#### Farmyard Manure Management

Minimal FYM will be produced on this farm as all cattle will be housed on slats. Farmyard manure cannot be stored in a field during the prohibited spreading period for farmyard manure. It can be stored in a field during the spreading season, but it must be stored in a compact heap and you cannot store it within the buffer zones in the following table. Farmyard manure is the only organic fertiliser that may be stored in a field during the spreading season and no organic fertiliser may be stored in the field during the prohibited spreading period.

| Buffer zones applicable when farmyard manure is stored in a field                                           |             |
|-------------------------------------------------------------------------------------------------------------|-------------|
| Water body/Feature                                                                                          | Buffer zone |
| Any water supply source providing 100m <sup>3</sup> or more of water per day, or serving 500 or more people | 250 metres  |
| Any water supply source providing 10m <sup>3</sup> or more of water per day, or serving 50 or more people   | 250 metres  |
| Any other water supply for human consumption                                                                | 50 metres   |
| Lake shoreline                                                                                              | 20 metres   |
| Exposed cavernous or karstified limestone features (such as swallow holes and collapse features)            | 50 metres   |
| Any other surface waters                                                                                    | 20 metres   |

#### Stocking Rate

Mr. Flavin farms 30Ha of land in total and is currently stocked at 54kgs of Organic Nitrogen/Ha. This will increase to 74kgs post development.

### Farm Roadways

The farm roadways on this farm are a good state of repair and are primarily used for machinery purposes rather than the movement of cattle. All roadways are sloped away from watercourses in accordance with Department of Agriculture specification S199.

### Separation distances

I wish to confirm that the proposed location of the new structure complies with the paragraph from Department of Agriculture specification S123.

*The site shall be carefully chosen with a view to minimising operational and constructional problems. It shall be well separated from potential fire hazards and sheltered if possible. As a general guide, a storage facility for silage effluent/slurry/soiled water should be located not less than 50m from any waterbody in the case of new farmyards, and not less than 10m in the case of extensions/modifications to an existing facility. The minimum distance between a storage facility and a public/private water supply source, either surface or ground, shall be 60m for new farmyards and this may be reduced to not less than 30m for existing farmyards subject to a hydro-geological survey. In vulnerable situations this distance shall be increased up to 300m.*

I trust that this is satisfactory,

Yours faithfully

Joe Kelleher

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Joe Kelleher B. Agr. Sc  
Agricultural Advisor

# Slurry Storage

Patrick Sheedy - 2025

## Storage Requirements

County **Limerick**Storage Period **18** weeksEnter Required Storage Period to be used (if different from above) **24** weeksWeekly Rainfall **26** mm

## Slurry Produced

(In situations where animals are housed on integrated "Slat + Straw" facilities, only include half the number of animals on this page. The other half should be included on the FYM page)

### (a) From Animals

|                     | No. not on<br>FYM or<br>Out-wintered | No.<br>on Slurry | No.<br>Weeks | m <sup>3</sup> / week | m <sup>3</sup> | Gallons |
|---------------------|--------------------------------------|------------------|--------------|-----------------------|----------------|---------|
| Dairy Cow           |                                      |                  | 24           | 0.33                  |                |         |
| Suckler Cow         |                                      |                  | 24           | 0.29                  |                |         |
| Cattle >2 yr        |                                      |                  | 24           | 0.26                  |                |         |
| Cattle 18-24 months | 28                                   | 28               | 24           | 0.26                  | 174.7          | 38,438  |
| Cattle 12-18 months |                                      |                  | 24           | 0.15                  |                |         |
| Cattle 6-12 months  | 28                                   | 28               | 24           | 0.15                  | 100.8          | 22,176  |
| Cattle 0-6 months   |                                      |                  | 24           | 0.08                  |                |         |

**Total Storage Required for Animals** **275.5** **60,614**  
m<sup>3</sup> Gallons

### (b) From Dirty Yards

(Enter the dimensions of any open yard from which the rainfall must be collected and stored as slurry)

(This should NOT include dairy collecting yards, or FYM stores)

| Yard | Length<br>m | Width<br>m | Area<br>m <sup>2</sup> |
|------|-------------|------------|------------------------|
|      |             |            |                        |
|      |             |            |                        |
|      |             |            |                        |
|      |             |            |                        |

Total yard area for rainfall collection (m<sup>2</sup>)Weekly Rainfall (mm) **26**No. Weeks **24**

**Total Storage Required for Dirty Yards** **0** **0**  
m<sup>3</sup> Gallons

= Area x (Weekly Rainfall / 1000) x No. Weeks

### (c) From FYM Seepage

(From FYM Page)

Seepage from under animals **0.0**  
Seepage from FYM stores **0.0**

**Total Storage Required for FYM Seepage** **0.0** **0**  
m<sup>3</sup> Gallons

### (d) From Dairy Washings

(From Dairy Washings Page, if appropriate)

**Total Storage Required for Dairy Washings to be stored with Slurry** **0.0** **0**  
m<sup>3</sup> Gallons

**Slurry Storage Available**

(Enter full internal dimensions of all tanks. Net storage will be calculated automatically)

**(a) Covered Tanks**

| Tank              | Length (m) | Width (m) | Depth (m) |
|-------------------|------------|-----------|-----------|
| 2 (New Tank)      | 17.4       | 4.7       | 2.7       |
| 7 (Existing Tank) | 11.1       | 4.1       | 2.4       |
|                   |            |           |           |
|                   |            |           |           |
|                   |            |           |           |
|                   |            |           |           |
|                   |            |           |           |
|                   |            |           |           |
|                   |            |           |           |
|                   |            |           |           |

| Gross Volume (m³) | Freeboard Reduction (m³) | Net Storage (m³) |
|-------------------|--------------------------|------------------|
| 220.8             | 16.4                     | 204.5            |
| 109.2             | 9.1                      | 100.1            |

**Circular Tanks (covered)**

| Tank | Diameter (m) | Depth (m) |
|------|--------------|-----------|
|      |              |           |
|      |              |           |
|      |              |           |

| Gross Volume (m³) | Freeboard Reduction (m³) | Net Storage (m³) |
|-------------------|--------------------------|------------------|
|-------------------|--------------------------|------------------|

**Total Net Storage from Covered Tanks**

**304.6**  
m³      **67,006**  
Gallons

**(b) Uncovered Tanks**

| Tank | Length (m) | Width (m) | Depth (m) |
|------|------------|-----------|-----------|
|      |            |           |           |
|      |            |           |           |
|      |            |           |           |

| Gross Volume (m³) | Rainfall + Freeboard Reduction | Net Storage (m³) |
|-------------------|--------------------------------|------------------|
|-------------------|--------------------------------|------------------|

**Circular Tanks (uncovered)**

| Tank | Diameter (m) | Depth (m) |
|------|--------------|-----------|
|      |              |           |
|      |              |           |
|      |              |           |

| Gross Volume (m³) | Rainfall + Freeboard Reduction | Net Storage (m³) |
|-------------------|--------------------------------|------------------|
|-------------------|--------------------------------|------------------|

**Lagoons**

| Tank | Liner | Length (m) |         | Width (m) |         | Depth (m) |
|------|-------|------------|---------|-----------|---------|-----------|
|      |       | At Top     | At Base | At Top    | At Base |           |
|      |       |            |         |           |         |           |
|      |       |            |         |           |         |           |
|      |       |            |         |           |         |           |

| Gross Volume (m³) | Rainfall + Freeboard Reduction | Net Storage (m³) |
|-------------------|--------------------------------|------------------|
|-------------------|--------------------------------|------------------|

**Total Net Storage from Uncovered Tanks**

**0.0**  
m³      **0**  
Gallons

**Total Net Storage Available on the farm**      **304.6**      **67,006**  
m³      Gallons

**Farm Slurry Storage Balance**

| Slurry Produced                    |  | m³           | Gallons       |
|------------------------------------|--|--------------|---------------|
| Animals                            |  | 275.5        | 60,614        |
| Dirty Yards                        |  | 0            | 0             |
| FYM Seepage                        |  | 0.0          | 0             |
| Dairy Washings                     |  | 0.0          | 0             |
| <b>Total Slurry Produced</b>       |  | <b>275.5</b> | <b>60,614</b> |
|                                    |  | m³           | Gallons       |
| <b>Slurry Storage</b>              |  |              |               |
| <b>Total Available Net Storage</b> |  | <b>304.6</b> | <b>67,006</b> |
|                                    |  | m³           | Gallons       |
| <b>Surplus Storage Available</b>   |  | <b>29.1</b>  | <b>6,391</b>  |
|                                    |  | m³           | Gallons       |

| Class 6                            |                          |             |            |                        |                 |                |           | Class 8                            |                          |                        |                 |                |           | Class 9                            |                          |                 |                |           |  |    |
|------------------------------------|--------------------------|-------------|------------|------------------------|-----------------|----------------|-----------|------------------------------------|--------------------------|------------------------|-----------------|----------------|-----------|------------------------------------|--------------------------|-----------------|----------------|-----------|--|----|
| ANIMAL HOUSING                     |                          |             |            |                        |                 |                |           | DAIRY (etc); SILOS; SOILED YARDS   |                          |                        |                 |                |           | STORAGE BUILDINGS; CLEAN YARDS     |                          |                 |                |           |  |    |
| ID. No.                            | Description of structure | Animal Type | Animal Nos | Discharge to: (ID No.) | Length (metres) | Width (metres) | Area (m²) | ID. No                             | Description of structure | Discharge to: (ID No.) | Length (metres) | Width (metres) | Area (m²) | ID. No                             | Description of structure | Length (metres) | Width (metres) | Area (m²) |  |    |
| A. EXISTING STRUCTURES IN FARMYARD |                          |             |            |                        |                 |                |           | A. EXISTING STRUCTURES IN FARMYARD |                          |                        |                 |                |           | A. EXISTING STRUCTURES IN FARMYARD |                          |                 |                |           |  |    |
| 7                                  | Slatted Shed             | Cattle      | 28         | 7                      | 14.4            | 7.6            | 109       |                                    |                          |                        |                 |                |           | 8                                  | Storage Shed             | 9.6             | 7.6            | 73        |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           | 9                                  | Storage shed             | 4.1             | 3.2            | 13        |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
| B. PROPOSED NEW STRUCTURES         |                          |             |            |                        |                 |                |           | B. PROPOSED NEW STRUCTURES         |                          |                        |                 |                |           | B. PROPOSED NEW STRUCTURES         |                          |                 |                |           |  |    |
| 2                                  | Slatted Shed             | Cattle      | 28         | 2                      | 14.4            | 11.4           | 164       |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
|                                    |                          |             |            |                        |                 |                |           |                                    |                          |                        |                 |                |           |                                    |                          |                 |                |           |  |    |
| Total Area (m²)                    |                          |             |            |                        |                 |                | 273       | Total Area (m²)                    |                          |                        |                 |                |           |                                    | Total Area (m²)          |                 |                |           |  | 86 |

#### C. EXISTING SLURRY AND SOILED WATER STORAGE FACILITIES

| ID. No.                        | Description (open, slatted, precast, etc) | Effluent type stored | Length (metres) | Width (metres) | Depth (metres) | Volume (m <sup>3</sup> ) |
|--------------------------------|-------------------------------------------|----------------------|-----------------|----------------|----------------|--------------------------|
| 7                              | Slatted Tank                              | Cattle Slurry        | 11.1            | 4.1            | 2.4            | 109                      |
|                                |                                           |                      |                 |                |                |                          |
|                                |                                           |                      |                 |                |                |                          |
|                                |                                           |                      |                 |                |                |                          |
| Total Volume (m <sup>3</sup> ) |                                           |                      |                 |                |                | 109                      |

#### D. PROPOSED SLURRY AND SOILED WATER STORAGE FACILITIES

| ID. No.                        | Description (open, slatted, precast, etc) | Effluent type stored | Length (metres) | Width (metres) | Depth (metres) | Volume (m <sup>3</sup> ) |
|--------------------------------|-------------------------------------------|----------------------|-----------------|----------------|----------------|--------------------------|
| 2                              | Slatted Tank                              | Cattle Slurry        | 17.4            | 4.7            | 2.7            | 221                      |
|                                |                                           |                      |                 |                |                |                          |
|                                |                                           |                      |                 |                |                |                          |
|                                |                                           |                      |                 |                |                |                          |
| Total Volume (m <sup>3</sup> ) |                                           |                      |                 |                |                | 221                      |

WE HEREBY DECLARE THAT THE ABOVE INFORMATION AND THE ACCOMPANYING LAYOUT PLAN ARE A TRUE RECORD OF EXISTING AND PROPOSED STRUCTURES FOR THIS FARM. Prepared by: Joe Kelleher B.Agr.Sc.

#### FARM STRUCTURES RECORD

0.72

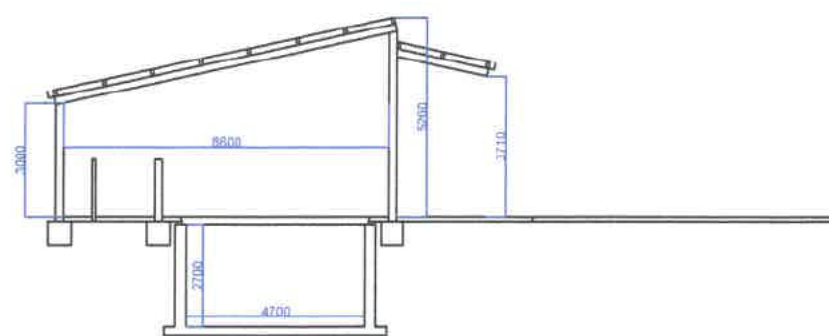
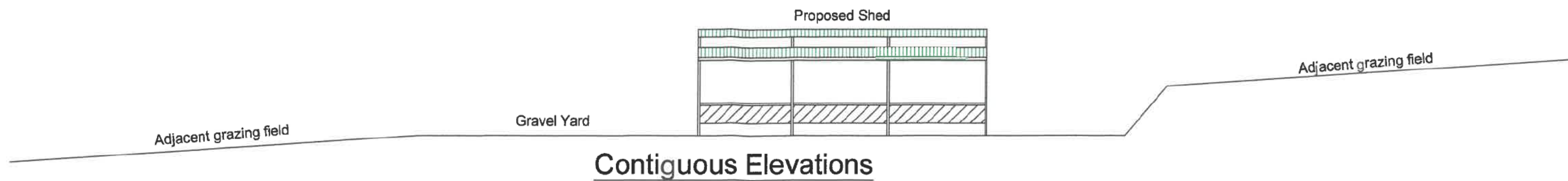
0.41

- 6. Applicant's Dwelling House
- 7. Slatted Shed
- 8. Storage Shed
- 9. Storage Shed
- 10. Gravel Yard for  
The storage of  
wilted baled silage

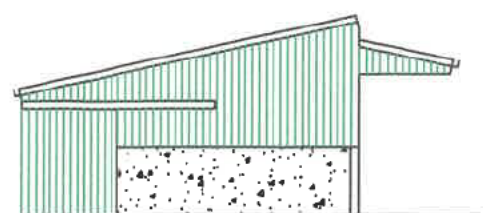
0.73

FARM ENTRANCE

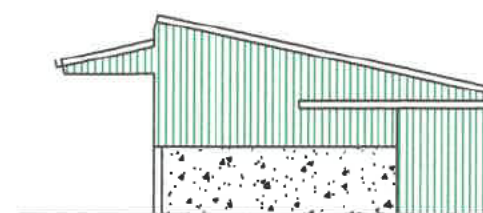
HOME FARMYARD  
AT: RATHCAHILL EAST  
MAURICE FLANN  
RATHCAHILL EAST  
STRAND  
Co. LIMERICK  
DATE: MAY 2026  
SCALE: 1:50



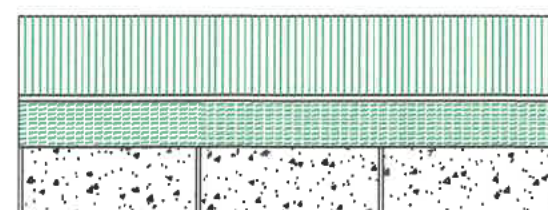
Cross Section A - A



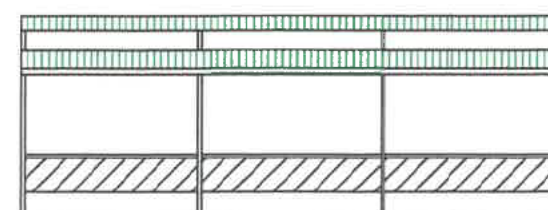
Eastern Elevation



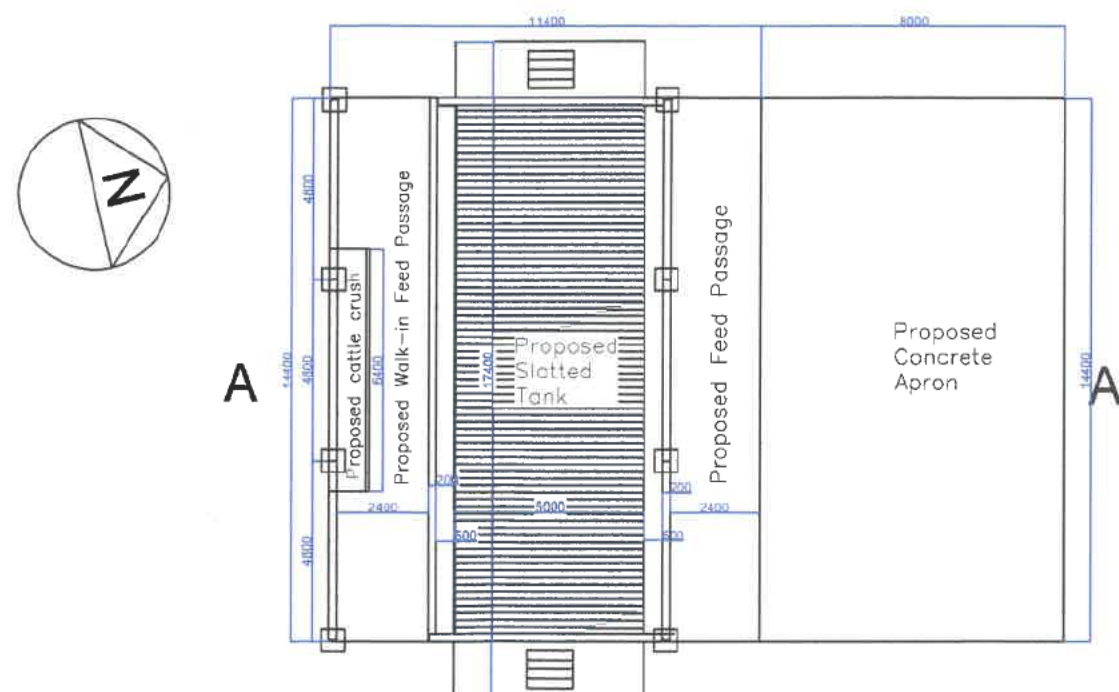
Western Elevation



Southern Elevation



Northern Elevation

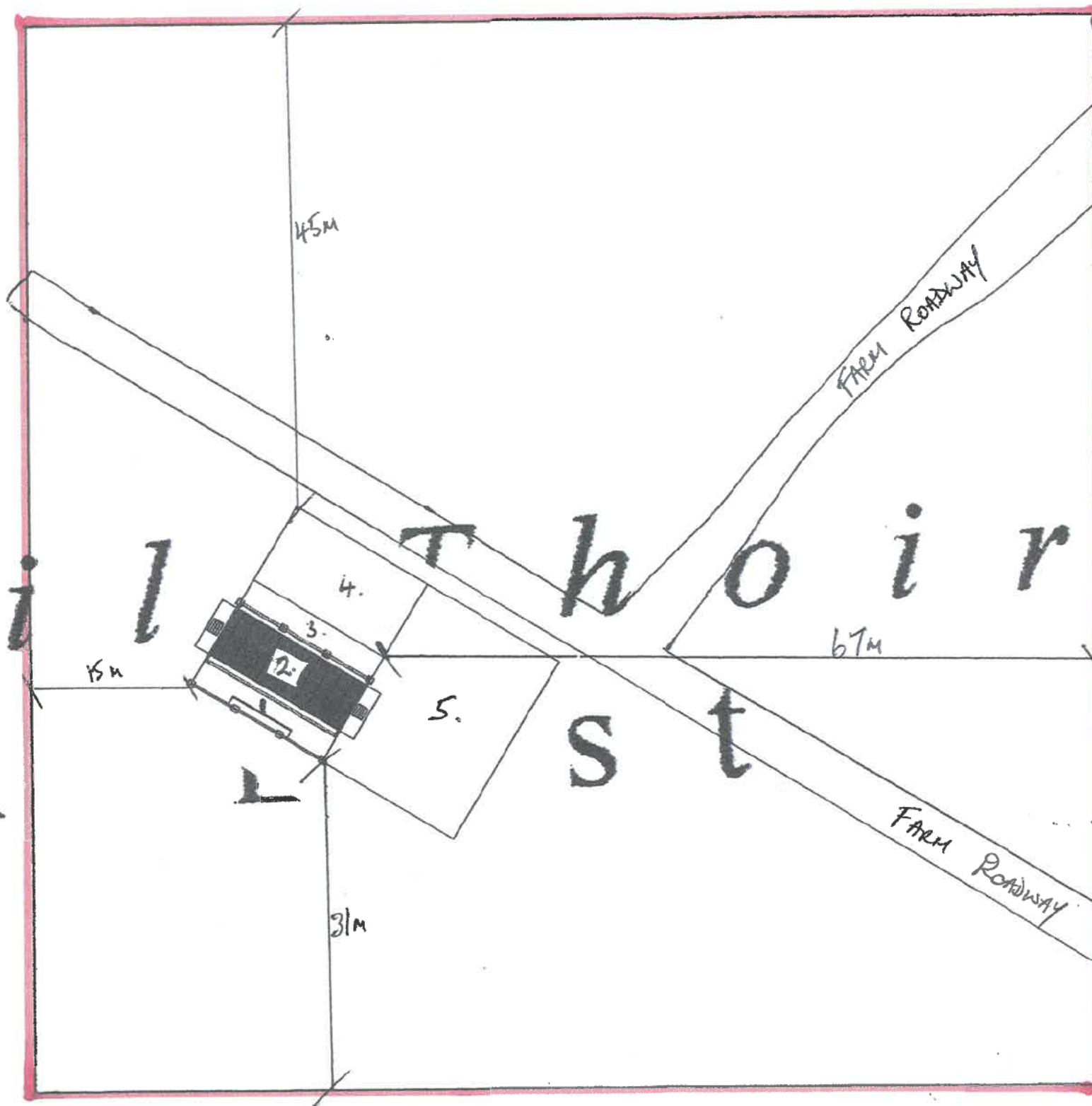


All building work shall be carried out in accordance with relevant  
Department of Agriculture, Food and the Marine building specifications

Proposed Farmyard Development  
For: Maurice Flavin  
At: Rathcahill East, Strand, Co. Limerick  
Date: 28/05/2026  
Scale: 1:200  
Drawn By: Joe Kelleher B.Agr.Sc.  
Of: Teagasc, Newcastle West, Co. Limerick



a i l l  
T h o i r  
s t



1.31

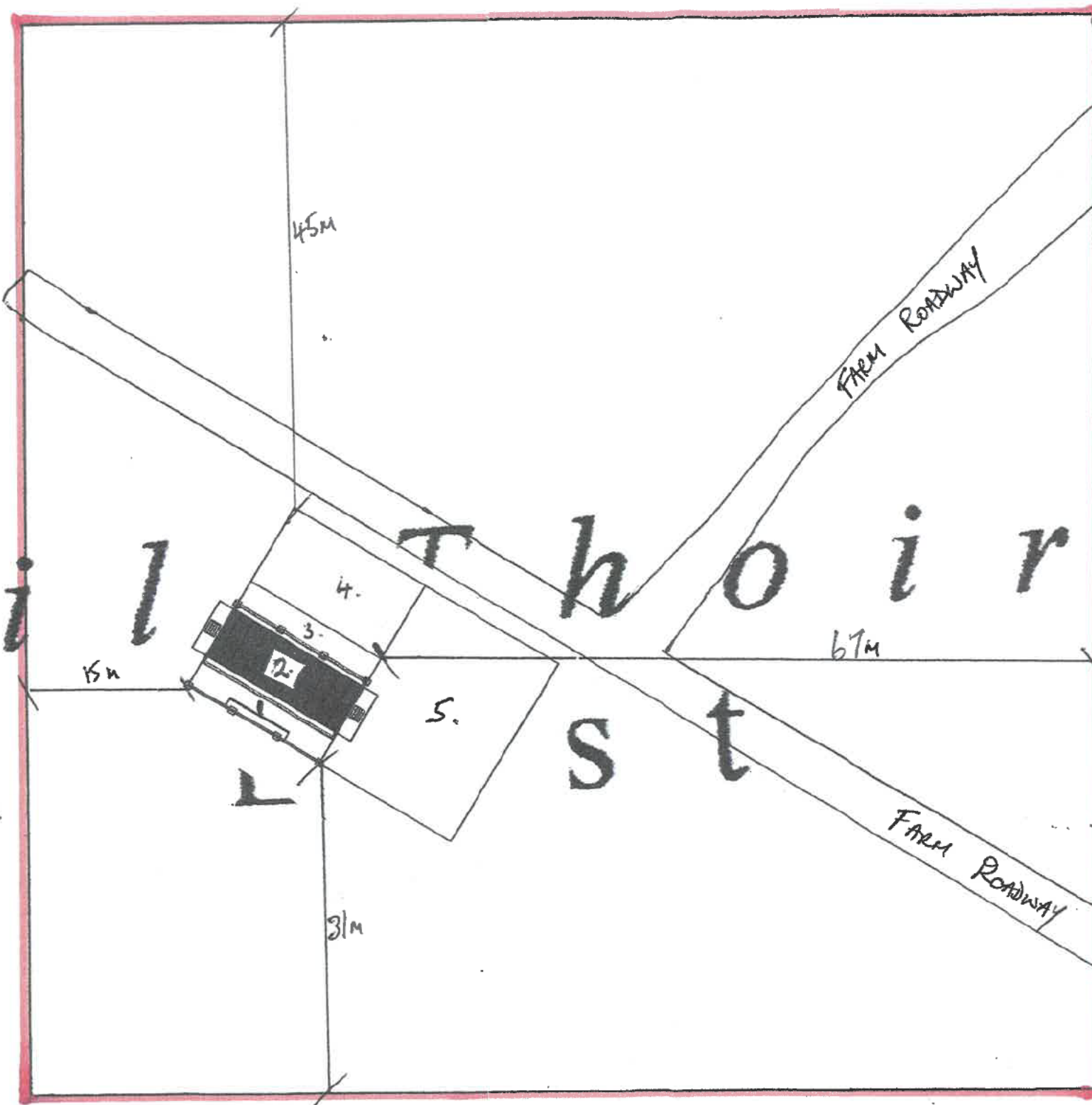
**Legend:**

1. Proposed cattle crush and walk-in feed passage
2. Proposed slatted shed
3. Proposed roofed feed passage
4. Proposed concrete apron
5. Existing gravel yard

|                                              |
|----------------------------------------------|
| Proposed Farmyard Development                |
| For: Maurice Flavin                          |
| At; Rathcahill East, Strand, Co. Limerick    |
| Date: 28/05/2026                             |
| Scale: 1:500                                 |
| Drawings Prepared By: Joe Kelleher B.Agr.Sc. |
| Of: Killeedy, Ballagh, Co. Limerick          |

North ↑

Rathcahill



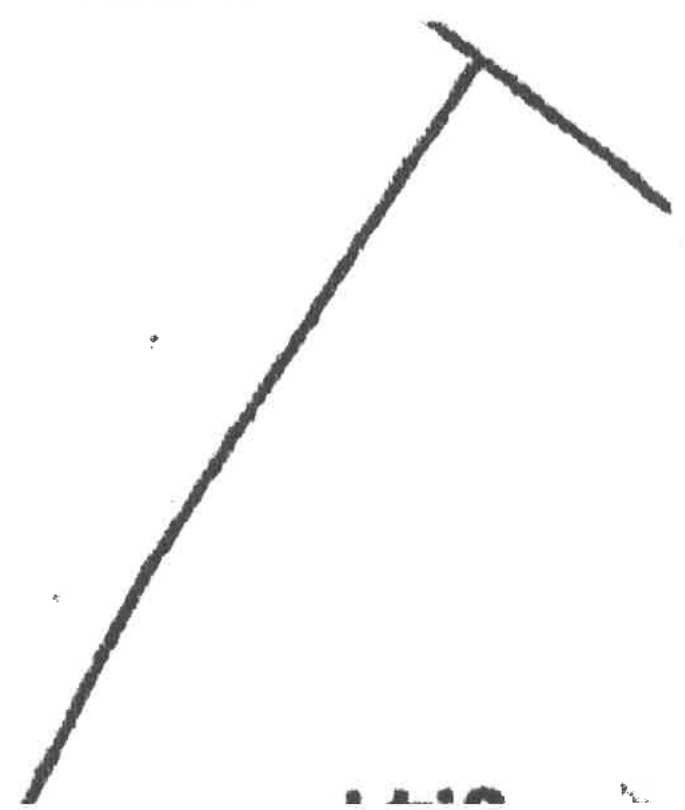
**Legend:**

1. Proposed cattle crush and walk-in feed passage
2. Proposed slatted shed
3. Proposed roofed feed passage
4. Proposed concrete apron
5. Existing gravel yard

1.31

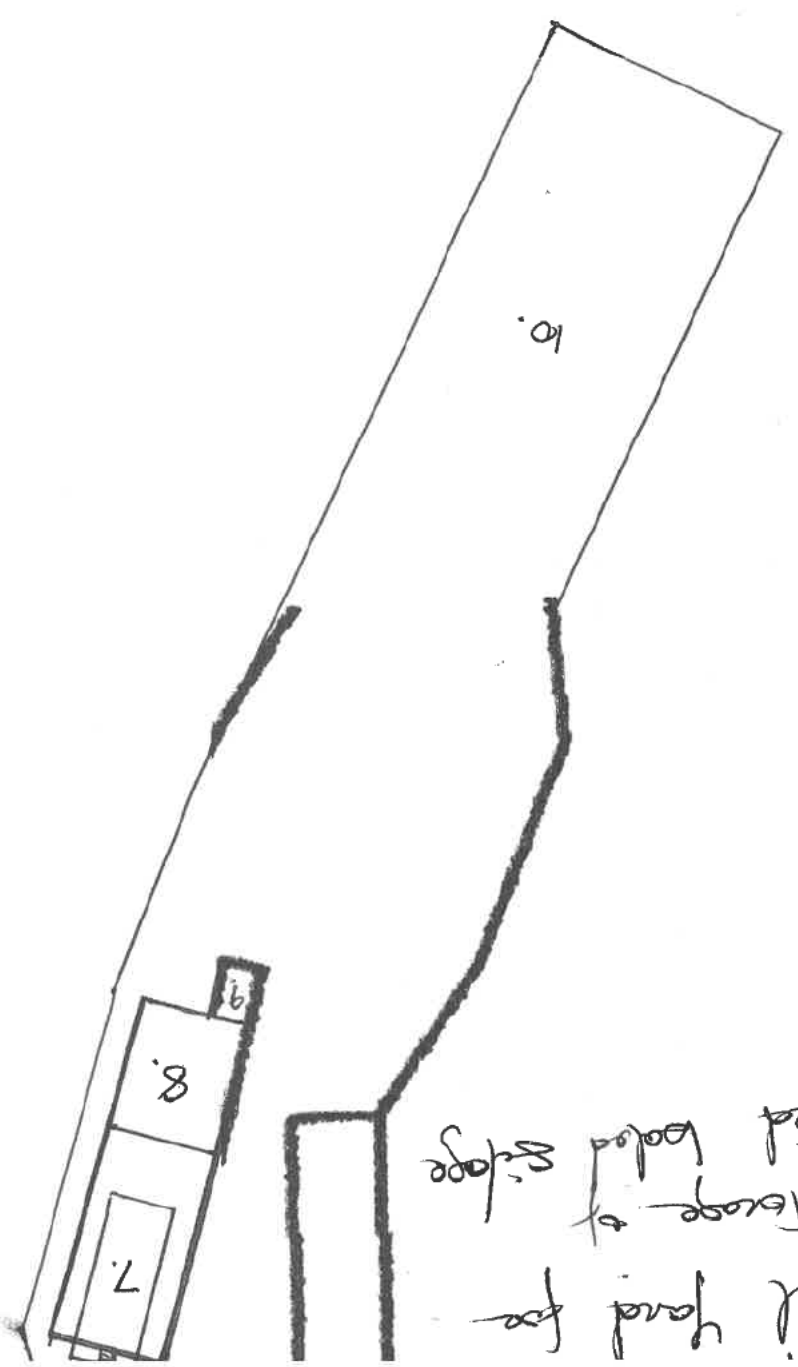
|                                              |
|----------------------------------------------|
| Proposed Farmyard Development                |
| For: Maurice Flavin                          |
| At: Rathcahill East, Strand, Co. Limerick    |
| Date: 28/05/2026                             |
| Scale: 1:500                                 |
| Drawings Prepared By: Joe Kelleher B.Agr.Sc. |
| Of: Killeedy, Ballagh, Co. Limerick          |

House (marked)  
 A1: RATHCHILL EAST  
 Maurice Fanning  
 RATHCHILL EAST  
 STRAND  
 Co. Wick  
 DATE: MAY 2008  
 SCALE: 1:50



0.73

10. Gravel yard for  
 the storage of  
 milled road sludge



# Site Location Map



**Tailte  
Éireann**

**CENTRE  
COORDINATES:**  
ITM 523566,629195

**PUBLISHED:** 28/05/2026  
**ORDER NO.:** 50538891\_1

**MAP SERIES:** 6 Inch Raster  
**MAP SHEETS:** LK035  
6 Inch Raster LK036  
6 Inch Raster LK043  
6 Inch Raster LK044

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

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

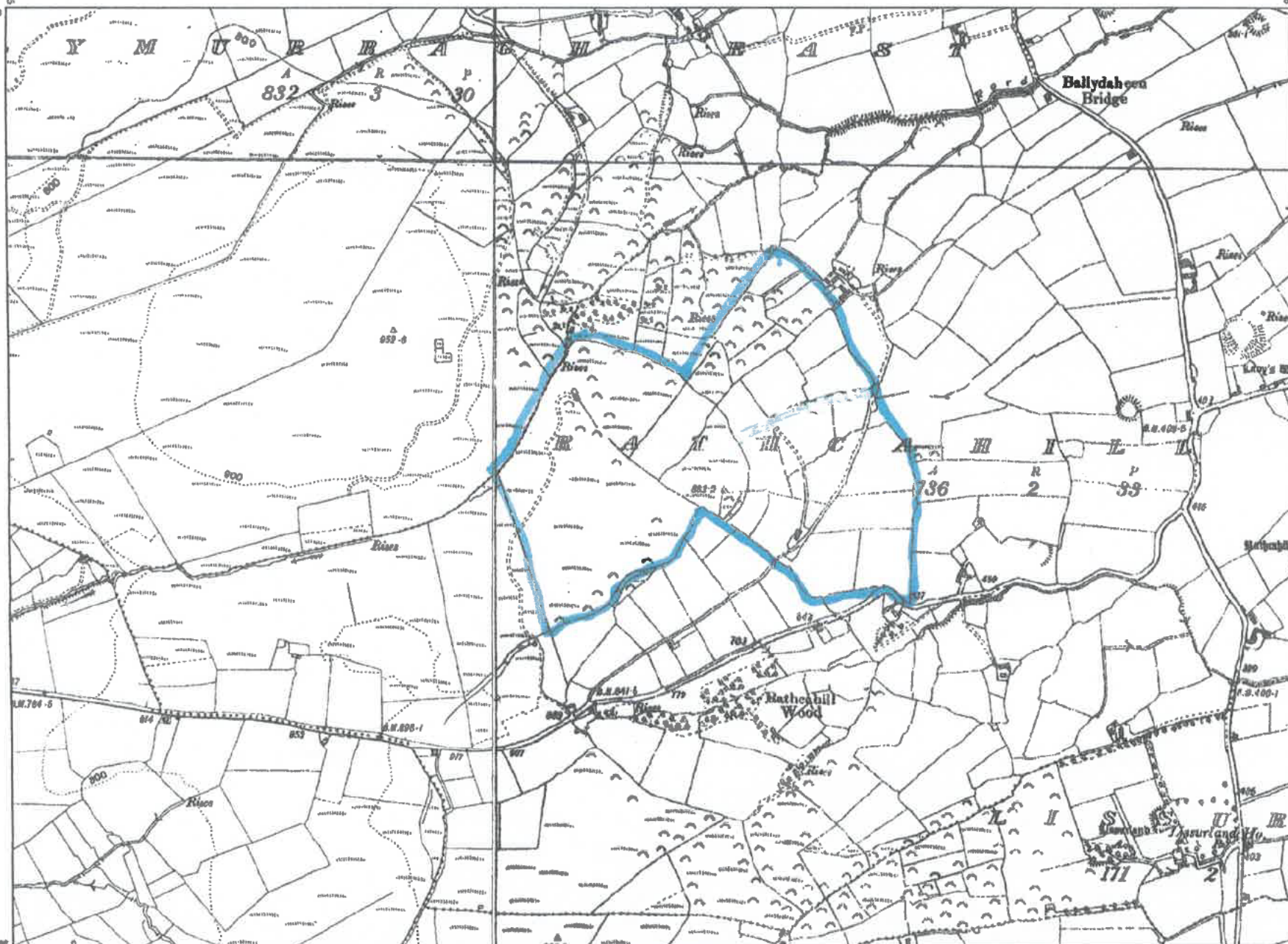
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The representation on this map  
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is not evidence of the existence  
of a right of way.

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

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0 110 220 330 440 Metres  
0 200 400 600 800 1,000 Feet

**OUTPUT SCALE: 1:10,560**

**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.tailte.ie](http://www.tailte.ie) search 'Capture Resolution'

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



# Planning Pack Map



**Tailte  
Éireann**

*Baile Uí  
Mhurchú Thoir*  
Ballymurragh East

11.77

*R á t h C h a t h a i l T h o i r*  
R a t h c a h i l l E a s t

18.63

0.98

0.21

0.38

0.23

2.65

0.72

0.32

1.31

13.58

0.41

0.73

5.19

1.31  
EXISTING  
FARMYARD

1.86

1.37

0.83

**CENTRE  
COORDINATES:**  
ITM 523566,629195

**PUBLISHED:** 28/05/2026  
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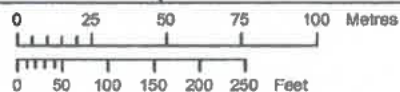
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**Report on application under Section 5 of the Planning and Development Act 2000  
(as amended)**



|                              |                                                               |
|------------------------------|---------------------------------------------------------------|
| <b>File Reference number</b> | <b>EC-094-26</b>                                              |
| <b>Applicant</b>             | <b>Maurice Flavin</b>                                         |
| <b>Location</b>              | <b>Rathcahill East, Carrogkerry,<br/>Strand, Co. Limerick</b> |

**1.0 Description of Site and Surroundings:**

The application site is located in the townland of Rathcahill East, which is approximately 5.7km southwest of Newcastle West. There is a gravel area on the site. The applicant's farmyard is located approximately 280m east of the site.

**2.0 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:

- The construction of slatted shed including cattle crush, feed passages and a concrete apron.

This Section 5 declaration includes the following:

- Application form
- Site location and landholding map
- Site layout plans
- Elevation and cross section drawings
- Floor plans
- Effluent Management Plan

### **3.0 Planning History:**

None

### **3.1 Enforcement History**

None

### **4.0 Relevant An Coimisiún Pleanála referrals**

None.

### **5.0 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).

#### **5.1 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 a slatted shed, feed passages, cattle crush and slatted tank, constitutes ‘works’ and ‘development’.

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

Class 6 of Part 3 of Schedule 2

*Works consisting of the provision of a roofed structure for the housing of cattle, sheep, goats, donkeys, horses, deer or rabbits, having a gross floor space not exceeding 300 square metres (whether or not by extension of an existing structure), and any ancillary provision for effluent storage.*

The proposed Slatted shed has a floor area of 204.5sq.m.

*1. No such structure shall be used for any purpose other than the purpose of agriculture.*

The shed shall be used for agricultural purposes.

*2. The gross floor space of such structure together with any other such structures situated within the same farmyard complex or within 100 metres of that complex shall not exceed 450 square metres gross floor space in aggregate.*

The existing class 6 structure in the farmyard- Slatted Shed 100.1sq.m and the proposed slatted shed 204.5sq.m would have a combined floor area of 304.5sq.m, this does not exceed 450sq.m

*3. Effluent storage facilities adequate to serve the structure having regard to its size, use and location shall be constructed in line with Department of Agriculture, Food and Rural Development and Department of the Environment and Local Government requirements and shall have regard to the need to avoid water pollution.*

All works and materials are stated to conform with Department of Agriculture, Food and Rural Development and Department of the Environment and Local Government requirements.

*4. No such structure shall be situated, and no effluent from such structure shall be stored, within 10 metres of any public road.*

The proposed structure is approximately 100m from the nearest public road.

*5. No such structure within 100 metres of any public road shall exceed 8 metres in height.*

The height of the proposed structure does not exceed 5.3 metres.

*6. No such structure shall be situated, and no effluent from such structure shall be stored, within 100 metres of any house (other than the house of the person providing the structure) or other residential building or school, hospital, church or building used for public assembly, save with the consent in writing of the owner and, as may be appropriate, the occupier or person in charge thereof.*

The nearest house or structure is approximately 120 metres away.

7. *No such structure shall be constructed within a flood zone identified in statutory land use plans as Flood Zone A or Flood Zone B or where the probability of flooding is moderate to high or erosion control zone.*

The structure is not proposed to be constructed within Flood Zone A or B.

8. *No such structure shall be within 60 metres of a public or private water source.*

It is stated on the application form that the proposed development is not within 60 metres of public or private water source.

9. *No such structure shall be situated, at the closest point, less than 50 metres from a water course or water body in the case of new farmyards, and not less than 10m in the case of extensions/modifications to an existing facility.*

The proposed structure is not situated less than 50 metres from a water course or water body.

10. *No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.*

It is stated on the drawings that all building work shall be carried out in accordance with all relevant Department of Agriculture, Food and Marine Building Specifications.

11. *The use of this Class of exemption requires a declaration from the relevant Planning authority under section 5 of the Principal Act, declaring the exemption is applicable prior to commencement of construction.*

The proposed development is being assessed under section 5 of the Principal Act.

12. *Ancillary provision shall include as appropriate the installation of any signage, fencing or other safety infrastructure as recommended by the Health and Safety Authority regarding Slurry Safety.*

It is stated on the drawings that all building work shall be carried out in accordance with all relevant Department of Agriculture, Food and Marine Building Specifications.

## **6.0 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).

## **7.0 Appropriate Assessment**

Having regard to the nature and scale of the proposed development and the absence of proximity or connectivity to a Natura 2000 European Site, no Appropriate Assessment issues arise and it is not considered that the proposed development would be likely to have a significant effect individually or in combination with other plans or projects, on a European Site. An appropriate assessment screening report and determination is attached to this report.

## **8.0 Environmental Impact Assessment**

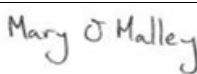
Having regard to the nature, size and location of the proposed development and to the criteria set out in Schedule 7 of the Regulations it has been concluded at preliminary examination that there is no real likelihood of significant effects on the environment arising from the proposed development. EIA, therefore, is not required.

## **9.0 Conclusion/Recommendation**

The proposed construction of construction of slatted shed including cattle crush, feed passages and a concrete apron detailed on the application and plans submitted is considered to be within the scope of Class 6 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).

Regard has been had to –

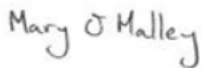
- (a) Section 2, 3 and 4 of the Planning and Development Act 2000 (as amended)
- (b) Class 6 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).
- (c) The plans & particulars submitted with the application received on 4<sup>th</sup> of June 2026.

|                                 |                                                                                     |                   |
|---------------------------------|-------------------------------------------------------------------------------------|-------------------|
| <b>Executive Planner</b>        | <b>Mary O Malley</b>                                                                | <b>Date:</b>      |
| <b>Signature:</b>               |  | <b>23/06/2026</b> |
| <b>Senior Executive Planner</b> | <b>Barry Henn</b>                                                                   | <b>Date:</b>      |
| <b>Signature:</b>               |  | <b>26/06/2026</b> |

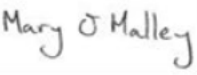
**Appendix 1: AA PN01 Screening Form**

| <b>STEP 1: Description of the project/proposal and local site characteristics:</b>                                                                                                                                           |                                                                                                                                     |                                                                         |                                        |                                     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------|----------------------------------------|-------------------------------------|
| <b>(e) File Reference No:</b>                                                                                                                                                                                                |                                                                                                                                     | EC-094-26                                                               |                                        |                                     |
| <b>(e) Brief description of the project or plan:</b>                                                                                                                                                                         |                                                                                                                                     | slatted shed including cattle crush, feed passages and a concrete apron |                                        |                                     |
| <b>(e) Brief description of site characteristics:</b>                                                                                                                                                                        |                                                                                                                                     | Hardcore area                                                           |                                        |                                     |
| <b>(e) Relevant prescribed bodies consulted:</b><br>e.g. DHLGH (NPWS), EPA, OPW                                                                                                                                              |                                                                                                                                     | N/A                                                                     |                                        |                                     |
| <b>(e) Response to consultation:</b>                                                                                                                                                                                         |                                                                                                                                     | N/A                                                                     |                                        |                                     |
| <b>STEP 2: Identification of relevant Natura 2000 sites using Source-Pathway-Receptor model and compilation of information on Qualifying Interests and conservation objectives.</b>                                          |                                                                                                                                     |                                                                         |                                        |                                     |
| European Site (code)                                                                                                                                                                                                         | List of Qualifying Interest/Special Conservation Interest <sup>1</sup>                                                              | Distance from proposed development <sup>2</sup> (km)                    | Connections (Source-Pathway-Receptors) | Considered further in screening Y/N |
| 002165<br>Lower River Shannon SAC                                                                                                                                                                                            | <a href="https://www.npws.ie/protected-sites/sac/002165">https://www.npws.ie/protected-sites/sac/002165</a>                         | 4.4km                                                                   | Yes                                    | Yes                                 |
| 004161 Stack's to Mullaghareirk Mountains, West Limerick Hills and Mount Eagle SPA                                                                                                                                           | <a href="#">Stack's to Mullaghareirk Mountains, West Limerick Hills and Mount Eagle SPA   National Parks &amp; Wildlife Service</a> | 285m                                                                    | None                                   | No                                  |
| <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>       |                                        |                                     |
| Construction phase e.g                                                                                                                                                                                                       |                                                                                                                                     | None. No direct encroachment or                                         |                                        |                                     |

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                         |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------|
| <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>                                                                                                                                                                             | hydrological connection                                 |
| <b>Operation phase e.g.</b> <ul style="list-style-type: none"> <li>- Direct emission to air and water</li> <li>- Surface water runoff containing contaminant or sediment</li> <li>- Lighting disturbance</li> <li>- Noise/vibration</li> <li>- Changes to water/groundwater due to drainage or abstraction</li> <li>- Presence of people, vehicles and activities</li> <li>- Physical presence of structures (e.g collision risk)</li> <li>- Potential for accidents or incidents</li> </ul>                                                                                               | None. No direct encroachment or hydrological connection |
| <b>In-combination/Other</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | N/A.                                                    |
| <b>(a) 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> | None. No direct encroachment or hydrological connection |
| <b>(a) (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                                                                                                                                                                                    |                                                                                                                                                |                                                                                                                                                                                   |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>The assessment of significance of effects:</b><br>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. |                                                                                                                                                |                                                                                                                                                                                   |
| Given the sites size, no hydrological connection to any SAC/SPA, no encroachment on any SAC/SPA and the limited scale of the development proposed, an AA is not required.                                                    |                                                                                                                                                |                                                                                                                                                                                   |
| <b>Conclusion:</b> 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:<br>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<br><br><input type="checkbox"/> Request NIS<br><br><input type="checkbox"/> Refuse planning permission |
| iii. <b>Significant effects</b> are likely                                                                                                                                                                                   | <input type="checkbox"/>                                                                                                                       | <input type="checkbox"/> Request NIS<br><br><input type="checkbox"/> Refuse planning permission                                                                                   |
| Signature and Date of Recommending Officer:                                                                                                                                                                                  | <br>Mary O Malley, Executive Planner<br>_____<br>23/06/2026 |                                                                                                                                                                                   |
| Signature and Date of the Decision Maker:                                                                                                                                                                                    | <br>Barry Henn, SEP<br>_____<br>26/06/2026                  |                                                                                                                                                                                   |

## Appendix 2: EIA Screening

| Establishing if the proposal is a 'sub-threshold development':                                                                                                                                                                                    |                                                                                                                                      |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| Planning Register Reference:                                                                                                                                                                                                                      | EC-94-26                                                                                                                             |
| Development Summary:                                                                                                                                                                                                                              | Slatted shed including cattle crush, feed passages and a concrete apron                                                              |
| Was a Screening Determination carried out under Section 176A-C?                                                                                                                                                                                   | 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)?<br>(Tick as appropriate)                                               |                                                                                                                                      |
| N/A                                                                                                                                                                                                                                               | <b>EIA is mandatory</b><br><br>No Screening required                                                                                 |
| <b>X</b> 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?<br>(Tick as appropriate) |                                                                                                                                      |
| <b>X</b> No, the development is not a project listed in Schedule 5, Part 2                                                                                                                                                                        | <b>No Screening required</b>                                                                                                         |
| Yes the project is listed in Schedule 5, Part 2                                                                                                                                                                                                   | <b>EIA is mandatory</b><br><br>No Screening required                                                                                 |
| Yes the project is of a type listed <b>but is sub-threshold</b> :                                                                                                                                                                                 | Proceed to <b>Part C</b>                                                                                                             |
| <b>c. If Yes</b> , has Schedule 7A information/screening report been submitted?                                                                                                                                                                   |                                                                                                                                      |
| Yes, Schedule 7A information/screening report has been submitted by the applicant                                                                                                                                                                 | <b>Screening Determination required</b>                                                                                              |
| No, Schedule 7A information/screening report has not been submitted by the applicant                                                                                                                                                              | <b>Preliminary Examination required</b>                                                                                              |
| <b>Signature and Date of Recommending Officer:</b>                                                                                                                                                                                                | <br><hr/> <b>Mary O Malley, Executive Planner</b> |

|                                           |                                                                                                                          |
|-------------------------------------------|--------------------------------------------------------------------------------------------------------------------------|
|                                           | 23/06/2026                                                                                                               |
| Signature and Date of the Decision Maker: | <br><hr/> Barry Henn, SEP<br>26/06/2026 |



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

An Roinn Pleanála  
Comhairle Cathrach agus Contae Luimnigh  
Bóthar Thuar an Daill  
Tuar an Daill  
Luimneach  
V94 WV78

Planning Department  
Limerick City & County Council  
Dooradoyle Road  
Dooradoyle  
Limerick  
V94 WV78

t: 061 556 000

## DEVELOPMENT MANAGEMENT, PLANNING

### REG POST:

**Maurice Flavin,  
Rathcahill East,  
Strand,  
Newcastle West,  
Co. Limerick.**

**EC/094/26**

29 May 2026

**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**

**LIMERICK CITY & COUNTY COUNCIL**

**APPROVED OFFICER'S ORDER**

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

**No. AOO/DC/2026/805**

**File Ref No. EC/094/26**

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

**RE:** **A construction of slatted shed including cattle crush, feed passages and a concrete apron at Rathcahill East, Strand, Co. Limerick.**

**ORDER:** Whereas by Director General's Order No. DG/2026/056 dated 25<sup>th</sup> May 2026, 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.

d Now therefore pursuant to the delegation of the functions aforesaid, I, Barry Henn, Senior Executive Planner, having considered the report and recommendation of Mary O Malley, Executive Planner dated 23/06/2026, hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Maurice Flavin, Rathcahill East, Strand, Newcastle West, Co. Limerick to state that the works as described above is

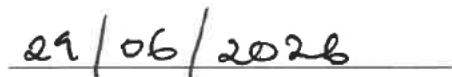
**Development and is Exempt Development.**

Signed



SENIOR EXECUTIVE PLANNER, DEVELOPMENT MANAGEMENT,  
PLANNING

Date





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& Contae **Luimnigh**  
**Limerick City**  
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Planning Department  
Limerick City & County Council  
Dooradoyle Road  
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Limerick  
V94 WV78

t: 061 556 000

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

**DECLARATION NO.**

**EC/094/26**

**Name and Address of Applicant:** Maurice Flavin, Rathcahill East, Strand, Newcastle West, Co. Limerick.

**Agent:** N/A

**Whether** the construction of slatted shed including cattle crush, feed passages and a concrete apron at Rathcahill East, Strand, 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 4<sup>th</sup> day of June 2026.

**AND WHEREAS** the Planning Authority has concluded that the construction of slatted shed including cattle crush, feed passages and a concrete apron at Rathcahill East, Strand, Co. Limerick **DOES** come within the scope of exempted development under Class 6 of Part 3 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 Exempted Development.**

Signed on behalf of the said Council

Date:

29.6.2006

**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.