

Comhairle Contae Chorcaí Cork County Council

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Halla an Chontae,
Bóthar Charraig Ruacháin,
Corcaigh T12 R2NC.
Fón: (021) 4276891
R-phost: planninginfo@corkcoco.ie
Suíomh Gréasáin: www.corkcoco.ie
Planning & Development,
County Hall,



Stephen McCarthy,
C/O Tim O'Connor Engineering Services Limited,
Killaneetig,
Ballinadee,
Bandon,
Co. Cork.
P72 FV48

Carrigrohane Road, Cork T12 R2NC.
Tel (021) 4276891
Email: planninginfo@corkcoco.ie
Web: www.corkcoco.ie

8th July, 2024

REF: D/235/24
LOCATION: Garryndruig, Kilbrittain, Co. Cork

**RE: DECLARATION OF EXEMPTED DEVELOPMENT UNDER SECTION 5 OF THE
PLANNING & DEVELOPMENT ACT 2000**

Dear Sir,

On the basis of the information and plans submitted by you on the 11th June, 2024 the Planning Authority having considered whether the proposed construction of an agricultural building to house 4 No. stalls for horses, a tack room, manure pit and a soiled water tank at **Garryndruig, Kilbrittain, Co. Cork** is or is not development and is or is not exempted development has declared that it is **not exempted development**.

Reason for Decision

The Planning Authority in considering this referral had particular regard to:

- the particulars received by the Planning Authority on 11th June, 2024,
- Section 2(1), 3(1) 4(1) and 4(2) of the Planning and Development Act 2000 (as amended)
- Article 6(1), Article 6(4) and Article 9 of the Planning and Development Regulations 2001 (as amended)

And Whereas the Planning Authority hereby concludes that:


- a) The construction of an agricultural structure containing 4 No. horse stalls and a tack room, along with a loose yard containing a manure pit and a soiled water tank would constitute works and would, therefore, be development and
- b) Said development would constitute a traffic hazard and, therefore, would not be exempted development having regard to the provisions of Article 9(1)(a)(iii) Planning and Development Regulations 2001 (as amended).

The Planning Authority therefore determines that the said works involved are development and are **not exempted development**.

This exemption does NOT itself empower a person to carry out a development unless that person is legally entitled to do so.

Please note that under Section 5 Subsection 3(a) where a declaration is issued under this section, any person issued with a declaration under subsection 2(a) may, on payment to the Board of such fee as may be prescribed, refer a declaration for review by the Board within 4 weeks of the date of the issuing of the declaration.

Yours faithfully,

A handwritten signature in blue ink that reads "Pio Treacy". The signature is written in a cursive style and is positioned above a horizontal line.

PIO TREACY,
ADMINISTRATIVE OFFICER
PLANNING DEPARTMENT

In order to process your query, it may be necessary for Cork County Council to collect Personal information from you. Such information will be processed in line with our privacy statement which is available to view at <https://www.corkcoco.ie/privacy-statement-cork-county-council>

Application for Declaration under Section 5 Planner's Report

Application Ref. No.:	D/235/24
Report From:	Peter O'Connor (AP)
Report To:	Ronnie Barry (A/SP)
Question/Description to which Declaration relates:	Whether the construction of 4 no Stalls for Horse and a tack room, manure pit and a soiled water tank is exempted development.
Location:	Garryndruig, Kilbrittain Bandon, Co. Cork
Applicant:	Stephen McCarthy
Date Submitted:	11/06/2024

1. Introduction

This report relates to an application which has been made under Section 5(4) of the *Planning and Development Act 2000* (as amended) relating to a proposal on lands located at Garryndruig, Kilbrittain Bandon, Co. Cork. The Applicant is seeking a declaration from the Planning Authority as to whether the specified use of lands is or is not development and/or is or is not exempted development.

2. Proposed Development

The development proposal which has been presented to the Planning Authority relates to agricultural works, specifically the construction of a building containing 4 stalls for horses and a tack room along with a concrete yard containing a manure pit and a soiled water tank. The question which arises on the basis of the application is whether the development proposal represents development and, if, whether it is or is not exempted development.

The application is supported by a comprehensive set of drawings which illustrate the full scope of the works which are the focus of the foregoing question.

3. Site Location and Description

The subject site is located in the townland of Garryndruig approximately 3 kms north of the village of Timoleague, as illustrated within Figure 1 below. The site is situated in a rural location and consists of part of an agricultural field with access from the L-6090 Local road via a ford across a stream that occurs along the southern site boundary.

The following images provide a visual context for the site and its immediate setting (additional photos are available within Appendix A, below).

Figure 1: Location of the Subject Site (in red)



Figure 2: Aerial Image of the Subject Site and the Existing Adjacent Development



Figure 3: View Eastwards from the Site Entrance along the L-6090



Figure 4: View Westwards from the Site Entrance along the L-6090



Figure 5: View into the Site Interior from the Site Access



4. Planning History

No recent relevant planning history.

5. Legislative Framework

Planning and Development Act 2000 (as amended)

Section 2(1) of the *Planning and Development Act 2000* (as amended) states:

In this Act, except where the context otherwise requires –

“works” includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal and, in relation to a protected structure or proposed protected structure, includes any act or operation involving the application or removal of plaster, paint, wallpaper, tiles or other material to or from the surfaces of the interior or exterior of a structure.

Section 3 (1) of the *Planning and Development Act 2000* (as amended) states:

In this Act, “development” means, except where the context otherwise requires, 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.

Section 4 (4) of the *Planning and Development Act 2000* (as amended) states:

Notwithstanding paragraphs (a), (i), (ia) and (l) of subsection (1) and any regulations under subsection (2), development shall not be exempted development if an environmental impact assessment or an appropriate assessment of the development is required.

Planning and Development Regulations 2001 (as amended)

Article 6 (1) of the *Planning and Development Regulations 2001* (as amended) states:

Subject to article 9, development of a class specified in column 1 of Part 1 of Schedule 2 shall be exempted development for the purposes of the Act, provided that such development complies with the conditions and limitations specified in column 2 of the said Part 1 opposite the mention of that class in the said column 1.

Article 9 of the *Planning and Development Regulations 2001* (as amended) includes the following restrictions to the available exemptions:

(1) Development to which article 6 relates shall not be exempted development for the purposes of the Act—

(a) if the carrying out of such development would—

(i) Contravene a condition attached to a permission under the Act or be inconsistent with any use specified in a permission under the Act.

(ii) Consist of or comprise the formation, laying out or material widening of a means of access to a public road the surfaced carriageway of which exceeds 4m in width.

(iii) Endanger public safety by reason of traffic hazard or obstruction of road users.

.....

Having regard to the specific proposal for which the declaration has been sought, Class 6 and Class 8 of Part 3 of Schedule 2 to of the Regulations is relevant, stating that:

Description of Development	Conditions and Limitations
<p>Class 6 of said Schedule considers the 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 200 sq m(whether or not by extension of an existing structure) and any ancillary provision for effluent storage</p> <p>Conditions of Limitations</p>	<ol style="list-style-type: none"> 1. No such structures shall be used for any purpose other than the purpose of agricultural, 2. The gross floor space of such structure together with any other such structures situated within the same farmyard complex or within 100 m of the complex shall not exceed 300sqm gross floor space in aggregate. 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 Agricultural , Food and Rural Development and Department of Environment and Local Government requirements and shall have regard to the need to avoid water pollution. 4. No such structure shall be situated, and no effluent from such structure shall be stored, within 10 m of any public road.

	<ol style="list-style-type: none"> 5. No such structure within 100m of any public road shall exceed 8m in height, 6. No such structure shall be situated and no effluent from such structure shall be stored within 100m 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, 7. No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.
<p>Class 8 of said Schedule consist of provision of roofless cubicles, open loose yards, self-feed silo or silage areas, feeding aprons, assembly yards, milking parlours or structures for the making or storage of silage or any other structures of similar character or description, having an aggregate gross floor space not exceeding 200 sq m and any ancillary provision for effluent storage.</p>	<ol style="list-style-type: none"> 1. No such structures shall be used for any purpose other than the purpose of agricultural, 2. The gross floor space of such structure together with any other such structures situated within the same farmyard complex or within 100 m of the complex shall not exceed 300sqm gross floor space in aggregate. 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 Agricultural , Food and Rural Development and Department of Environment and Local Government requirements and shall have regard to the need to avoid water pollution. 4. No such structure shall be situated, and no effluent from such structure shall be stored, within 10 m of any public road. 5. No such structure within 100m of any public road shall exceed 8m in height, 6. No such structure shall be situated and no effluent from such structure shall be stored within 100m 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, 7. No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.

6. Other Considerations

Appropriate Assessment

The potential for this development to have significant impacts on any Natura 2000 site cannot currently be ruled out on the basis of the information which has been presented. However, this matter will be dealt with in more detail as part of my main assessment, below.

Environmental Impact Assessment

Having regard to the nature and scale of the proposed development, and to the nature of the receiving environment, there is no real likelihood of significant effects on the environment

arising from the proposed development. The need for environmental impact assessment can, therefore, be excluded at preliminary examination and a screening determination is not required.

7. Referrals

As the works are to an agricultural development the opinion of the Environmental Officer was requested. The report of the Environmental officer states as follows:

“Based on the information provided, the proposed development is a Class 6 Agricultural Structure - roofed housing for horses with effluent storage facilities – and will comply with the conditions and limitations applicable to such a structure”.

The report concludes that there is no objection to the proposed livestock house subject to it being constructed strictly in compliance with Dept. of Agriculture, Fisheries and the Marine specification S123.

In addition to the Environment Section, the Area Engineer was also requested to comment on the application, responding as follows:

“As discussed on Tuesday I would be of the opinion that this entrance isn’t safe and that it should be refused on the grounds of a traffic hazard”.

The foregoing opinions have informed the assessment of the development proposal as presented below.

In addition to the foregoing, I have also consulted with the Ecology Section who have advised (verbally) that the use of the existing ford to access the proposed development is a sub-optimal arrangement given that the stream connects directly to two Natura 2000 sites (the Courtmacsherry Bay SPA and the Courtmacsherry Estuary SAC) just over 1 km from the site.

8. Assessment

Is or is Not Development

The presented application seeks a determination on whether the erection of an agricultural building for the keeping of horses is or is not development and, if so, if it is or is not exempted development.

Having visited the site, I am satisfied that there are, currently, no structures on the subject site. It is evident from the application that the proposal involves works in the form of the erection of a building and a concrete yard (along with other associated elements). Section 3(1) of the Act confirms that works represent development for the purposes of the Act. Therefore, I am satisfied that the proposal, as currently presented, represents development in terms of the Act.

Is or is not Exempted Development

Class 6 of Part 3 of Schedule 2 provides an exemption for the provision of housing for horses subject to a size restriction of 200 sq m. According to the submitted application, the proposed structure will have a GFA of 150 sq m which is within the 200 sq m restriction.

In addition to the size restriction, this class of exemption is also subject to a number of conditions and limitations. Given same, the following is noted:

- The description which has been provided in relation to the use of the proposed structure is consistent with agricultural use;
- There are no other existing structures within 100 metres of the proposed structure while the overall area of the proposed structure and the associated loose yard which is also proposed will not exceed 300 sq m;
- The report of the Environment Officer indicates that the proposal will be served by adequate effluent storage facilities;
- The proposed structure will be in excess of 10 metres from the public road and in excess of 100 metres from any dwelling in third party ownership; and
- The structure shall not exceed 8 metres in height and will not be finished in unpainted metal sheeting.

As such, the submitted details indicate that the proposed structure will be consistent with all of the conditions and limitations which have been attached to Class 6 of Part 3 of Schedule 2.

In addition to the structure itself, the Applicant is also proposing to construct a concrete surfaced yard surrounded by mass concrete or concrete block walls on its northern and western sides (the specific composition of the walls is unclear from the details provided). Class 8 of Part 3 of Schedule 2 provides an exemption for the provision of open loose yards such as that proposed subject to a size restriction of 200 sq m.

On the basis of the presented information, I am satisfied that the proposed loose yard does not exceed 200 sq m. In addition to the size restriction, this class of exemption is also subject to a number of conditions and limitations. Given same, the following is noted:

- The description which has been provided in relation to the use of the proposed structure is consistent with agricultural use;
- There are no other existing structures within 100 metres of the proposed structure while the overall area of the proposed loose yard and the associated animal housing structure will not exceed 300 sq m;
- The report of the Environment Officer indicates that the proposal will be served by adequate effluent storage facilities;
- The proposed structure will be in excess of 10 metres from the public road and in excess of 100 metres from any dwelling in third party ownership; and
- The structure shall not exceed 8 metres in height and will not be finished in unpainted metal sheeting.

As such, the submitted details indicate that the proposed loose yard will be consistent with all of the conditions and limitations which have been attached to Class 8 of Part 3 of Schedule 2.

While the foregoing indicates that the proposal appears to be consistent with Class 6 and Class 8 of Part 3 of Schedule 2 of the *Regulations* and does not contravene any of the relevant conditions/limitations, the de-exemption provisions of Article 9 must also be considered. In this regard, I note the stated opinion of the Area Engineer who has stated that the site access which will serve the proposed development “...*isn't safe...*” (i.e. is a traffic hazard).

Therefore, on the basis of the foregoing, it must be concluded that the proposal does not constitute exempted development having regard to the de-exemption which is provided by *Article 9(1)(a)(iii)* of the *Planning and Development Regulations 2001* (as amended).

In addition to the foregoing, the potential implications of the proposal on the nearby Natura 2000 sites must also be considered. In this regard, the access arrangements for the proposed development are again relevant.

The site is currently accessed via a ford across the stream which occurs on the southern site boundary which itself flows into the Courtmacsherry Bay SPA and the Courtmacsherry Estuary SAC just over 1 km to the south west of the site. The submitted application does not indicate any change to this existing access arrangement and, as such, the ford will remain the only access route for the proposed development.

It must also be assumed that the proposed development will result in an increase in the number of vehicle movements onto the site across the ford. Noting same, the application has not been supported by an Appropriate Assessment screening report and, as such, it is currently not possible to determine that the proposal would not impact on the Courtmacsherry Bay SPA and the Courtmacsherry Estuary SAC or the conservation objectives thereof.

Given that an Appropriate Assessment screening report could be sought by way of further information, this matter does not, in of itself, currently represent a reason to determine that the proposal does not constitute exempted development. However, given my opinion that the proposal would be de-exempted under *Article 9(1)(a)(iii)* of the *Regulations*, there is no reason to seek the aforementioned further information.

9. Conclusion and Recommendation

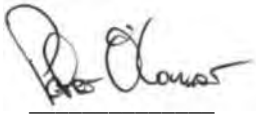
In considering this application for a declaration, regard has been had to:

- Section 2(1), Section 3(1), Section 4(1) and Section 4(2) of the *Planning and Development Act 2000* (as amended)
- Article 6(1), Article 6(4) and Article 9 of the *Planning and Development Regulations 2001* (as amended)

And whereas, the Planning Authority has concluded that,

- (a) The construction of an agricultural structure containing 4 no horse stalls and a tack room, along with a loose yard containing a manure pit and a soiled water tank would constitute works and would, therefore, be development; and

(b) Said development would constitute a traffic hazard and, therefore, would not be exempted development having regard to the provisions of *Article 9(1)(a)(iii) Planning and Development Regulations 2001* (as amended).

A handwritten signature in black ink, appearing to read 'Peter O'Connor', written over a horizontal line.

Peter O'Connor
Executive Planner
04.07.2024

Application for Planning Exemption

Reference: D/235/24

Applicant: Stephen McCarthy

Address: Garryndruig, Kilbrittain, Co. Cork

Date: 14th June '24

By: Kevin Murphy

Details of Application

The application for planning exemption relates to the construction of a stable building on the Applicant's 2Ha landholding at Garryndruig, Kilbrittain, Co. Cork.

The building is to include 4 no. stalls for horses and a tack room. The partially walled open yard adjacent to the stable building is to include a walled manure pit and a soiled water tank.

Assessment of Application

The proposed development is to be on a green field site. The stable building is to be set back approx. 70m from the public road so it will be necessary to construct a farm roadway from the existing/proposed site entrance to the stables.

There is an existing watercourse on the western boundary of the land at approx. 52m from the proposed manure pit.

The nearest third-party dwelling is on the opposite side of the public road at more than 100m from the proposed development.

Based on the information provided, the proposed development is a Class 6 Agricultural Structure - roofed housing for horses with effluent storage facilities – and will comply with the conditions and limitations applicable to such a structure.

Conclusion

I have no objection to the proposed development on environmental grounds subject to the proposed structures complying with Dept. of Agriculture specifications:

- S156: Minimum Specification for Horse Facilities and Fencing
- S123: Minimum Specification for Bovine livestock Units and Reinforced Tanks.
- S108: Minimum Specification for Manure Pits and Dungsteads.
- S199: Minimum Specification for Farm roadways and Underpasses..

END

TIM O' CONNOR
ENGINEERING SERVICES LIMITED
Chartered Engineers

Killaneetig,
Ballinadee,
Bandon,
Co. Cork

Phone/Fax 021 4708877
Mobile 086 8355857
Email tim@oconnorengineering.com

Planning Department,
Cork County Council,
County Hall,
Carrigrohane Road
Cork.

To whom it concerns,

Please find enclosed Application for Section 5 Declaration of Exemption for proposed Agricultural Building for the housing of horses at Garryndruig, Kilbrittain for our client Stephen McCarthy.

We also enclose the application fee of €80.

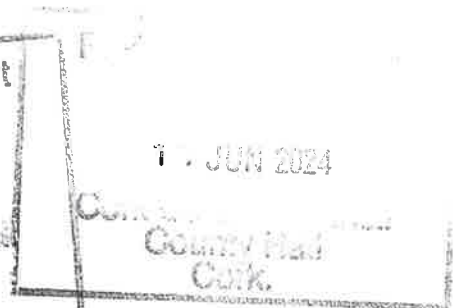
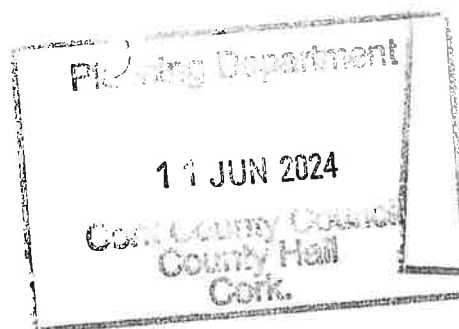
Please do not hesitate to contact me if you need anything further.

Signed:



Date: 7 June 2024

Tim O' Connor BEng CEng MIEI CEM MSc
Tim O' Connor Engineering Services Limited





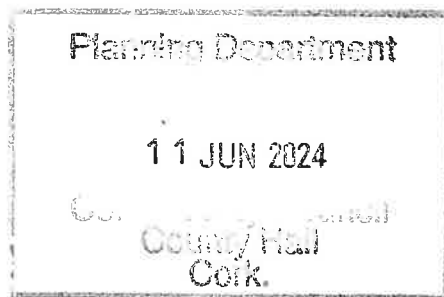
CORK COUNTY COUNCIL APPLICATION FOR SECTION 5 DECLARATION OF EXEMPTION

APPLICANT CHECKLIST

(Please tick ✓)

- 4 No. Copies of Application Form:
- 1 No. Copy of Contact Details:
- 4 No. Copies 6" O.S. Maps:
- 4 No. Copies 25" O.S. Maps:
- 4 No. Copies of Site Layout Plan:
- 4 No. Copies Scaled Drawings of Development:
- €80 Application Fee:

✓
✓
✓
✓
✓
✓
✓



FOR OFFICE USE ONLY

Receipt No.	PL2000 2388
Cash/Cheque/ Credit Card	Cheque.
Date	11/6/24
Declaration Ref. No.	D/235/24

DATE STAMP HERE

You should make sure that you are satisfied that any information/documentation that you submit is appropriate to be viewed by the public. Please do not submit any information that you do not want 3rd parties to view.

In the case of a Declaration of Exemption for Land Reclamation, the following additional information is required:

- A copy of the details submitted to the Council's Environment Department (Inniscarra) for a Waste Licence Permit
- Correspondence from Teagasc (detailing how the land reclamation would benefit the land in question for agricultural purposes)
- Details of existing and proposed levels
- Details of fill material and duration of fill.

DATA PROTECTION

The planning process is an open and public one. In that context, all applications for Declarations of Exemption are made available for public inspection.

Personal information collected by Cork County Council is done so in order for us to process your application for a Section 5 Declaration of Exemption. Legally we can process this information as it is necessary for us to comply with our statutory/legal obligations. The protection of our personal data is a key priority for the Council and your data will be processed in line with our Privacy policy which is available at <http://www.corkcoco.ie/Privacy-Policy> or hardcopy from our offices at County Hall, Carrigrohane Road, Cork, Ireland. Should you have any questions about our privacy policy or the information we hold about you, please contact us by email to dpo@corkcoco.ie or write to us at Data Protection Officer, Cork County Council, County Hall, Carrigrohane Road, Cork, Ireland.

4. APPLICATION DETAILS:

Answer the following if applicable. Note: Floor areas are measured from the inside of the external walls and should be indicated in square metres (m²)

(a) Floor area of existing/proposed structure(s):	Proposed Building: 150 sq m; Proposed Yard: 100 sq m	
(b) If a domestic extension is proposed, have any previous extensions/structures been erected at this location after 1 st October, 1964 (including those for which planning permission has been obtained):	Yes <input type="checkbox"/> No <input type="checkbox"/>	If yes, please provide floor areas (m ²) and previous planning reference(s) where applicable:
(c) If a change of use of land and/or building(s) is proposed, please state the following: Existing/previous use _____ _____ _____	Proposed use _____ _____ _____	<div style="border: 1px solid black; padding: 5px; display: inline-block;"> Planning Department 11 JUN 2024 County Hall Cork </div>
(d) Are you aware of any enforcement proceedings connected to this site?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	If yes, please state relevant reference number(s):

5. LEGAL INTEREST OF APPLICANT IN THE LAND/STRUCTURE:

Please tick appropriate box to show applicant's legal interest in the land or structure:	A. Owner <input checked="" type="checkbox"/>	B. Other <input type="checkbox"/>
Where legal interest is "Other", please state your interest in the land/structure:		
If you are not the legal owner, please state the name of the owner/s (address to be supplied at Question C in Contact Details):		

6. PROTECTED STRUCTURE DETAILS / ARCHITECTURAL CONSERVATION AREA:

Is this a Protected Structure/Proposed Protected Structure or within the curtilage of a Protected Structure: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, has a Declaration under Section 57 of the Planning & Development Act 2000 been requested or issued for the property by the Planning Authority: Yes <input type="checkbox"/> No <input type="checkbox"/>
If yes, please state relevant reference No. _____
Is this site located within an Architectural Conservation Area (ACA), as designated in the County Development Plan? Yes <input type="checkbox"/> No <input type="checkbox"/>

7. APPROPRIATE ASSESSMENT:

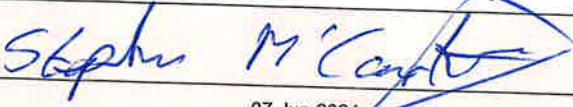
Would the proposed development require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site (SAC, SPA etc)? Yes No

8. DATA PROTECTION DECLARATION:

In order for the Planning Authority to process the personal data you have provided, your consent is required. By ticking the box below, you consent to the Planning Authority processing the personal data provided by you in line with the terms of Cork County Council's Privacy Policy available at <http://www.corkcoco.ie/privacy-statement-cork-county-council> or in hardcopy from any Council office; and to having your information processed for the following purposes:

Processing of your Declaration of Exemption application by the Planning Authority

I give permission for my personal information to be processed for the purpose stated above

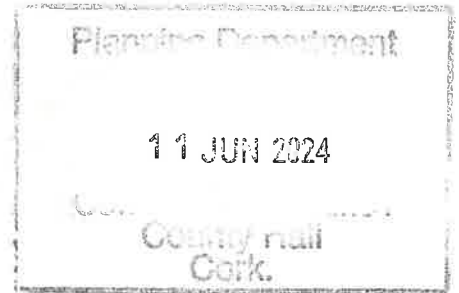
Signed (By Applicant Only)	
Date	07-Jun-2024

GDPR Special Categories of data / Sensitive Personal data - Explicit Consent

Where Special Categories of personal data / sensitive personal data are provided as part of / in support of a declaration application, **explicit consent** to the processing of the special categories of data must be given by the person to whom the data refers, namely the Data Subject.

Special Categories of data / Sensitive Personal data include:

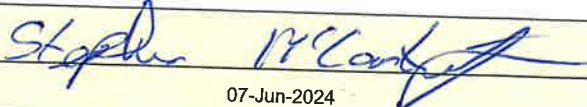
- Race
- Ethnic origin
- Political opinions
- Religion
- Philosophical beliefs
- Trade union membership
- Genetic data
- Biometric data
- Health data
- Concerning a natural person's sex life
- Sexual orientation



In order for the Planning Authority to process the sensitive personal data you have provided, your consent is required. By ticking the box below, you consent to the Planning Authority processing the personal data provided by you in line with the terms of Cork County Council's Privacy Policy available at <https://www.corkcoco.ie/privacy-statement-cork-county-council> or in hardcopy from any Council office; and to having your information processed for the following purposes:

Sensitive personal data being submitted in support of Declaration of Exemption Application

I give permission for my sensitive personal data submitted to the Planning Authority to be processed for the purpose stated above.

Signed	
Date	07-Jun-2024

You have the right to withdraw your consent by contacting the Planning Department, Ground Floor, County Hall, Carrigrohane Road, Cork. Tel: (021) 4276891 Email: planninginfo@corkcoco.ie or by contacting the Planning Department, Norton House, Cork Road, Skibbereen, Co. Cork. Tel: (028) 40340 Email: westcorkplanninginfo@corkcoco.ie However if consent to the use of personal data is withdrawn during the declaration of exemption decision-making process this information cannot be considered as part of the decision making process. Once a decision has been made, an applicant is not entitled to withdraw consent, as the right of erasure does not apply to a situation where processing is required for compliance with a legal obligation or for the performance of a task carried out in the public interest.

Please note that all information / supporting documentation submitted will be available publicly to view at the Planning Authority offices.


ADVISORY NOTES:

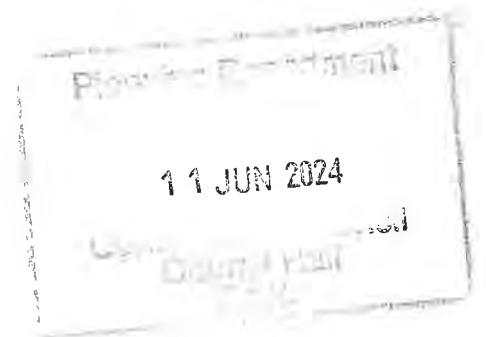
The application must be accompanied by the required fee of €80
 The application must be accompanied by a site location map which is based on the Ordnance Survey map for the area, is a scale not less than 1:1000 and it shall clearly identify the site in question.
 Sufficient information should be submitted to enable the Planning Authority to make a decision. If applicable, any plans submitted should be to scale and based on an accurate survey of the lands/structure in question.
 The application should be sent to the following address:
 The Planning Department, Cork County Council, Floor 2, Co. Hall, Carrigrohane Road, Cork, T12 R2NC; or for applications related to the Western Division, The Planning Department, Cork County Council, Norton House, Cork Road, Skibbereen, Co. Cork, P81 AT28.

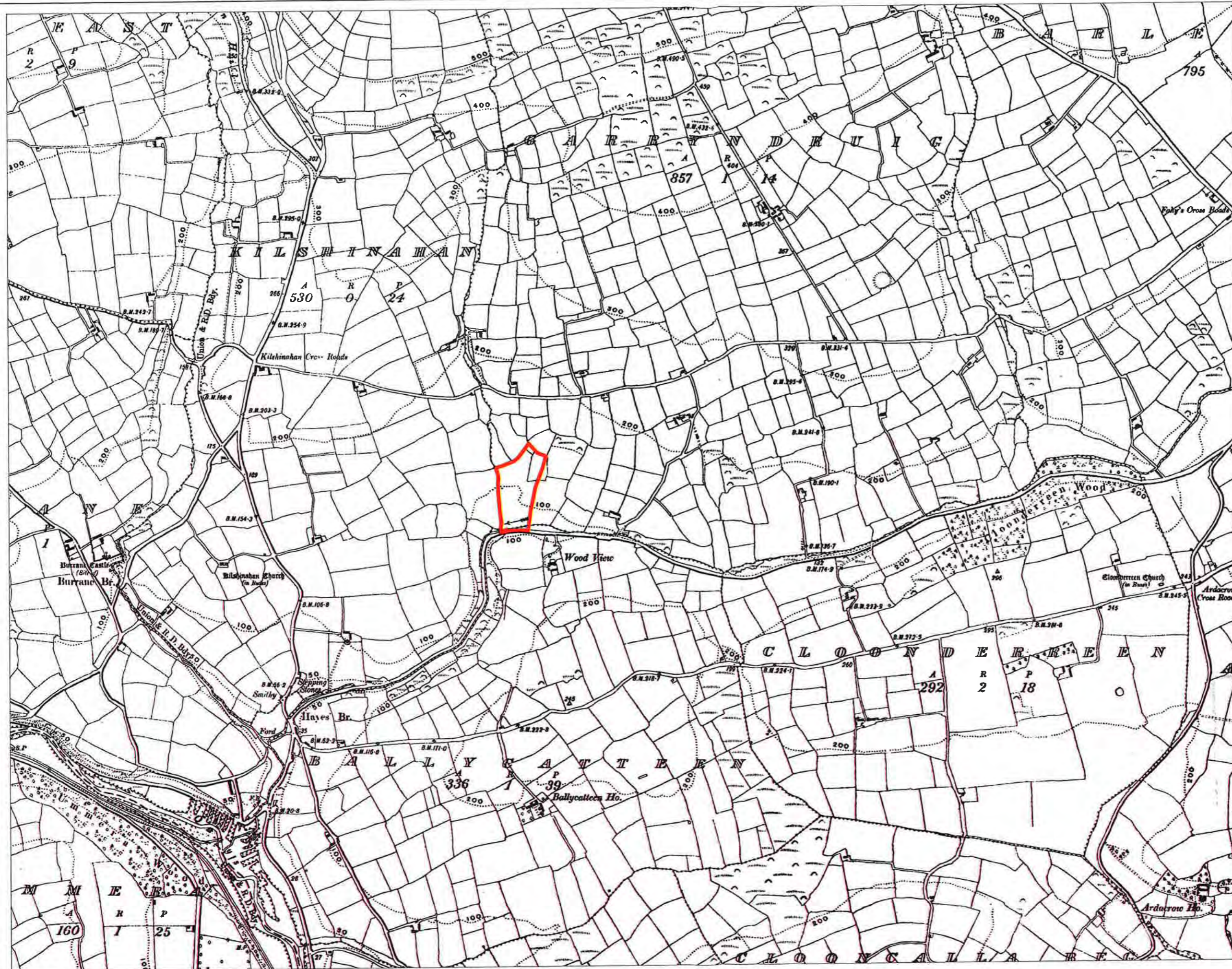
- The Planning Authority may require further information to be submitted to enable the authority to issue a decision on the Declaration of Exemption application.
- The Planning Authority may request other person(s), other than the applicant; to submit information on the question which has arisen and on which the Declaration of Exemption is sought.
- Any person issued with a Declaration of Exemption may on payment to An Bord Pleanála refer a Declaration of Exemption for review by the Board within 4 weeks of the date of the issuing of the Declaration of Exemption decision.
- In the event that no Declaration of Exemption is issued by the Planning Authority, any person who made a request may on payment to the Board of such a fee as may be prescribed, refer the question for decision to the Board within 4 weeks of the date that a Declaration of Exemption was due to be issued by the Planning Authority.

The application form and advisory notes are non-statutory documents prepared by Cork County Council for the purpose of advising the type of information which is normally required to enable the Planning Authority to issue a Declaration of Exemption under Section 5. This document does not purport to be a legal interpretation of the statutory legislation nor does it state to be a legal requirement under the Planning and Development Act 2000 as amended, or Planning and Development Regulations, 2001, as amended.

9. I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct, accurate and fully compliant with the Planning and Development Acts 2000, as amended and the Regulations made thereunder:

Signed (Applicant or Agent as appropriate)	
Date	07-Jun-2024





MAP DETAILS

Description: Historic 1st Edition
 Publisher / Source: Ordnance Survey Ireland (OS)
 Data Source / Reference: CK123
 Revision Date = Survey Date = Levelled Date = 31-Dec-1902
 CK124
 Revision Date = Survey Date = Levelled Date = 31-Dec-1902
 CK136
 Revision Date = Survey Date = Levelled Date = 31-Dec-1902
 CK137+137A
 Revision Date = Survey Date = Levelled Date = 31-Dec-1902

File Format: R_50136382_1.tif
 File Name: R_50136382_1.tif
 Clip Extent / Area of Interest (AOI):
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 LTX,LTY= 553200 0.543306 0
 ULX,ULY= 549100 0.546500 0
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Projection / Spatial Reference: (RENE1905_Mah_Transverse_Mercator)
 Centre Point Coordinates: X,Y = 549701 0.545983 0


Data Extraction Date: 20-Aug-2020
 Product Version: 1.3

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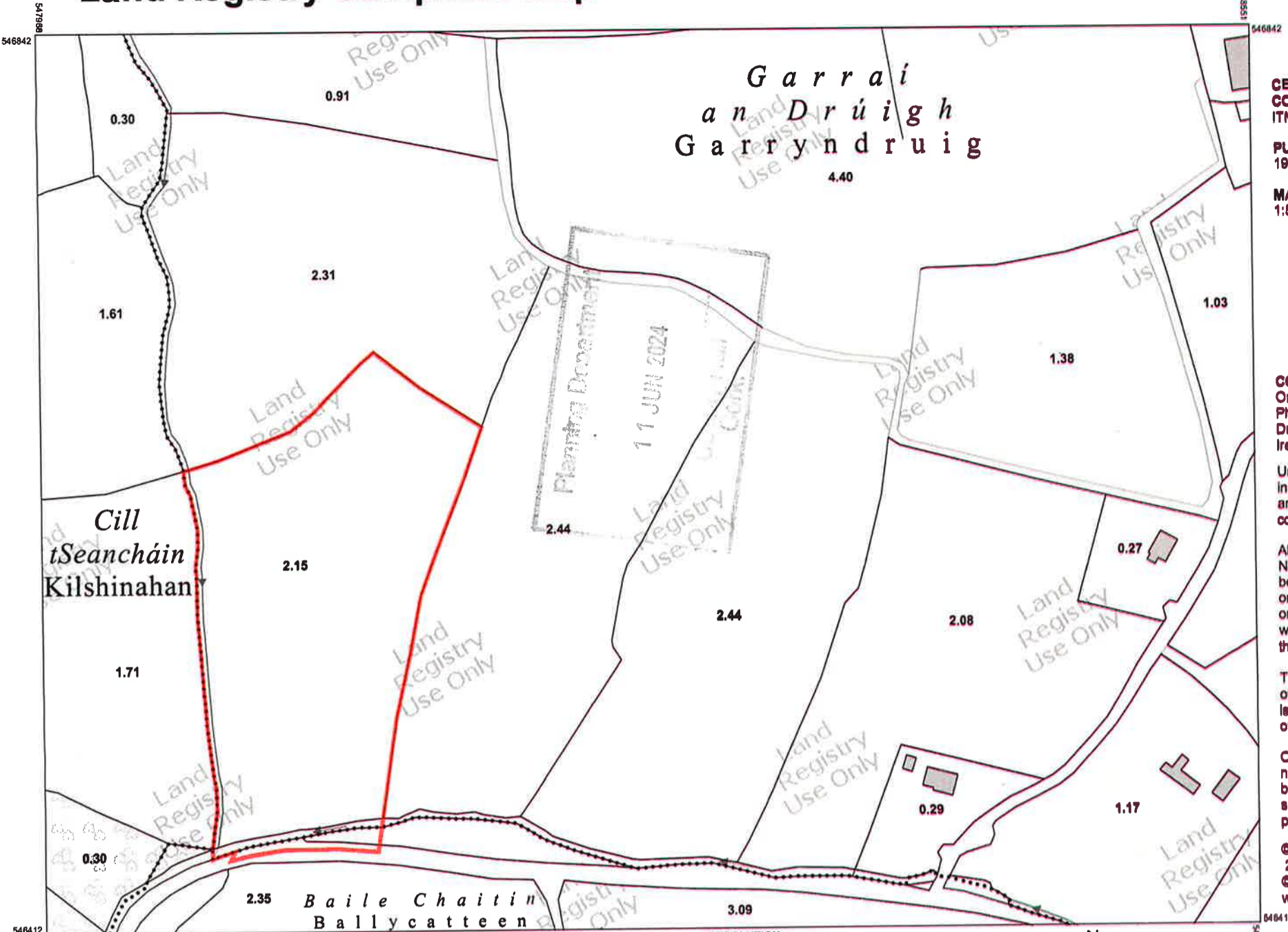
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 Sáralainn atáirgeadh neamhódartha cóipeacht Suirbhíreacht Oidnánis Éireann agus Rialtas na hÉireann.
 Gach cead ar cossamh. Ní ceadnadh aon chuid den fhóclóir seo a chóipeáil, a atáirgeadh nó a iarracht in aon fhóim ná ar son sheachláir gan cead i scríobhadh nó i gairneáil an chóipeáir.
 Ní hionann bóthar, bealach ná cossán a bhíth ar an mbealach seo agus fanais ar cead síl.
 Ní thaispeánann mearcaíl do chuid Oidnánis Suirbhíreacht na hÉireann teoirim pheiri deiridh do mhéid riacht, ná ónárach do ghloine Phaiscín

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PUBLISHED: 19/04/2022

ORDER NO.: 50262999_1

MAP SERIES: 1:5,000

MAP SHEETS: 6667

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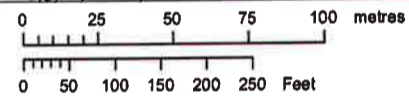
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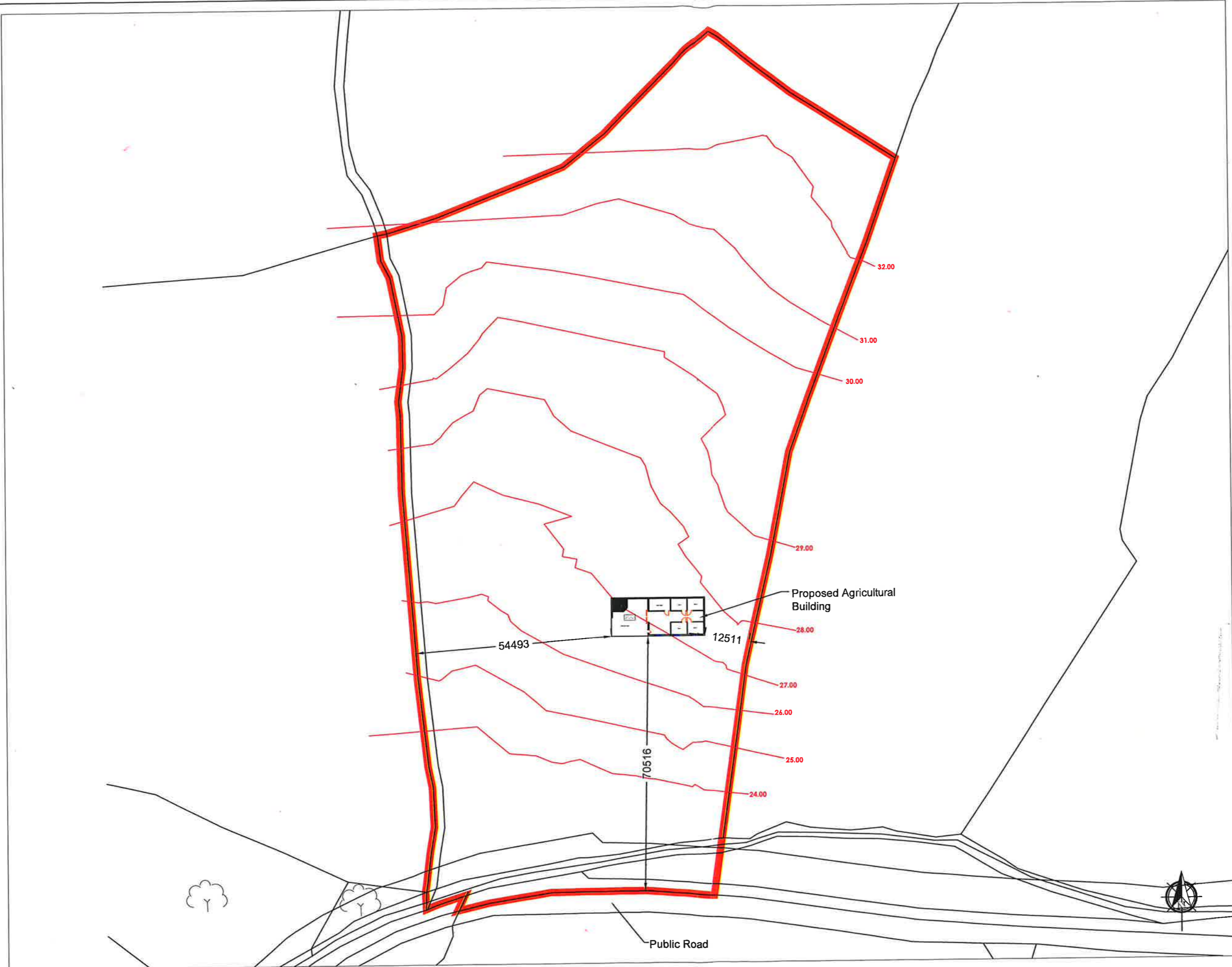
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Planning Department

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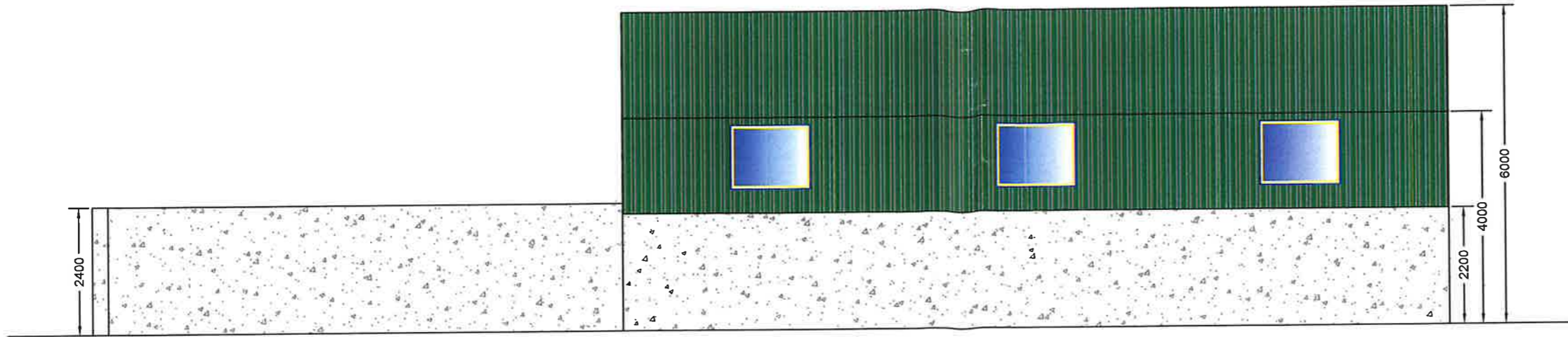
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Cork.

Proposed Agricultural Building at
Garyndruig, Kilbrittain, Co. Cork

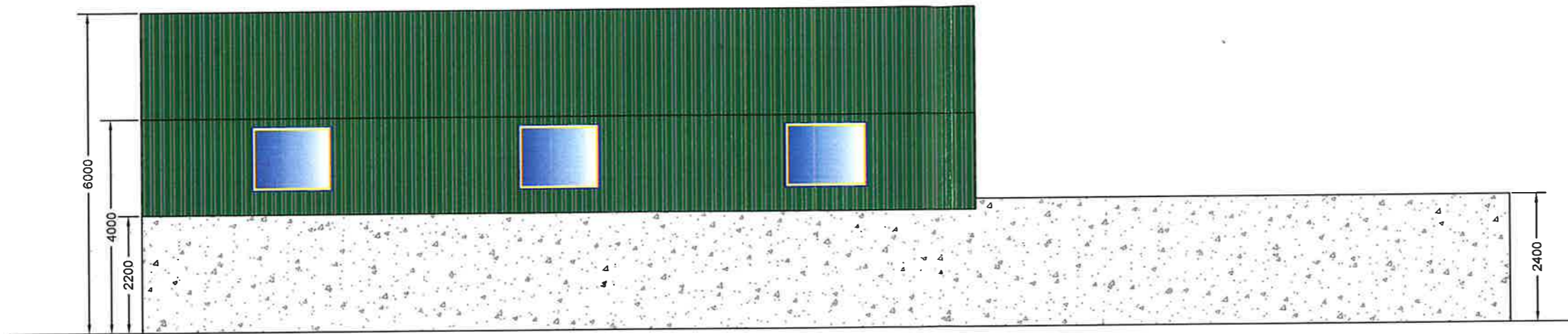
Tim O' Connor Engineering Services Ltd
Chartered Engineers
Kilgobbin, Ballinadee, Bandon, Co Cork
eMail : tim@oconnorengineering.com
Tel : 086 8355857

Elevations

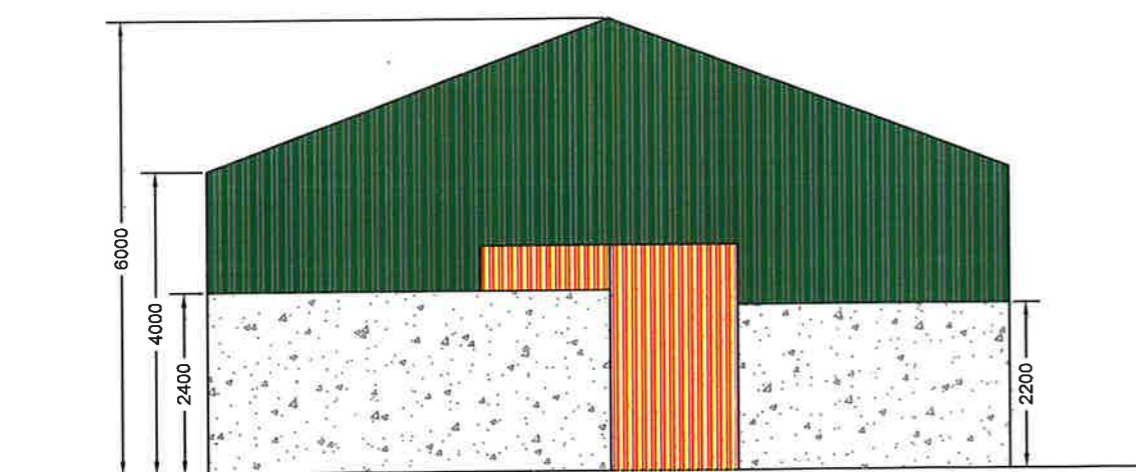
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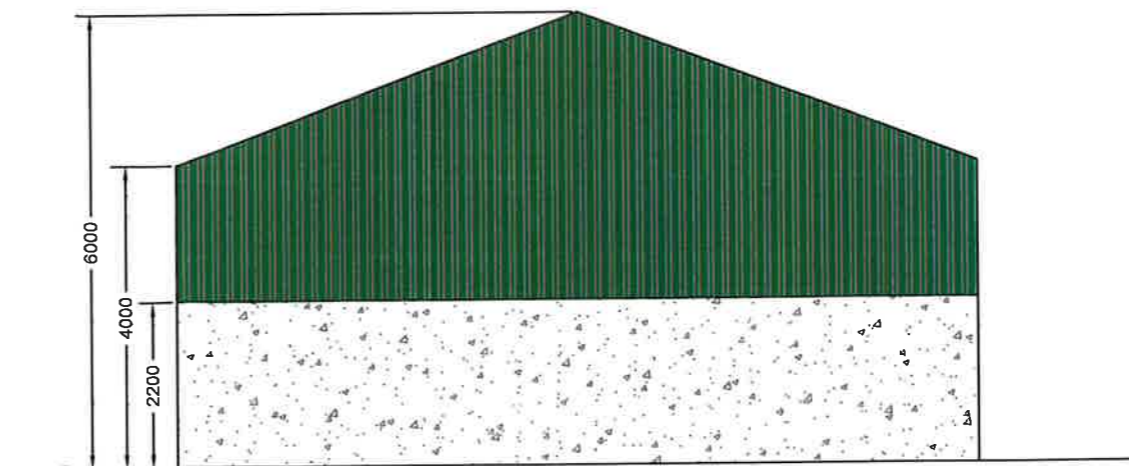
South Elevation



North Elevation



West Elevation



East Elevation

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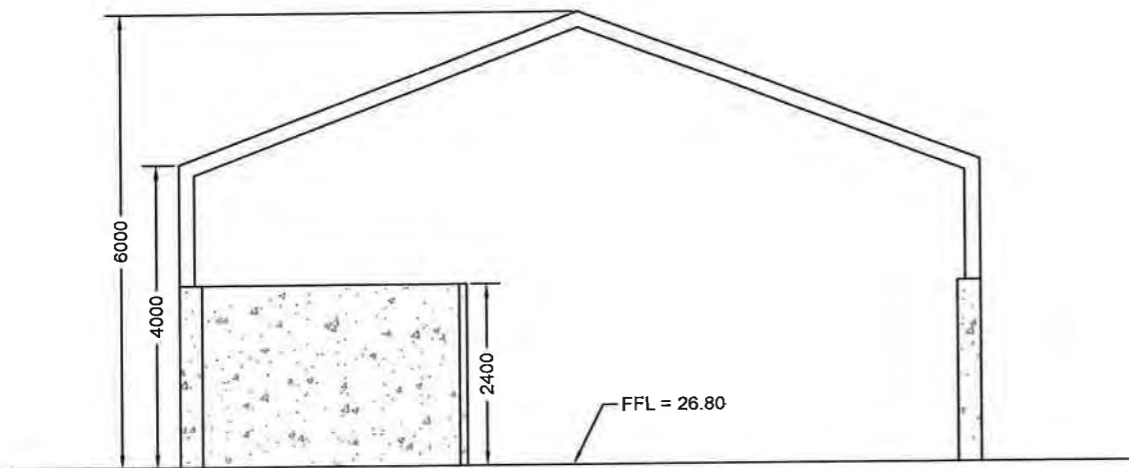
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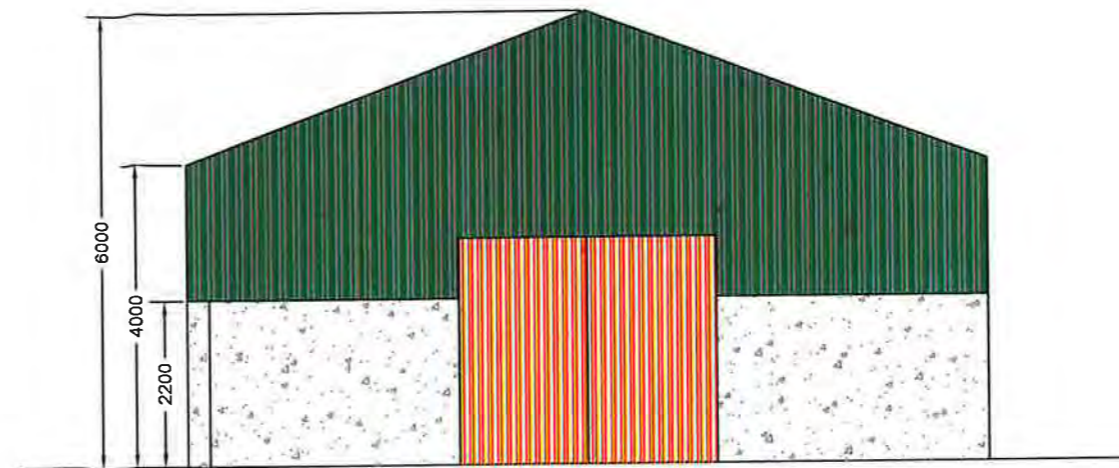
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Floor Plan
& Sections

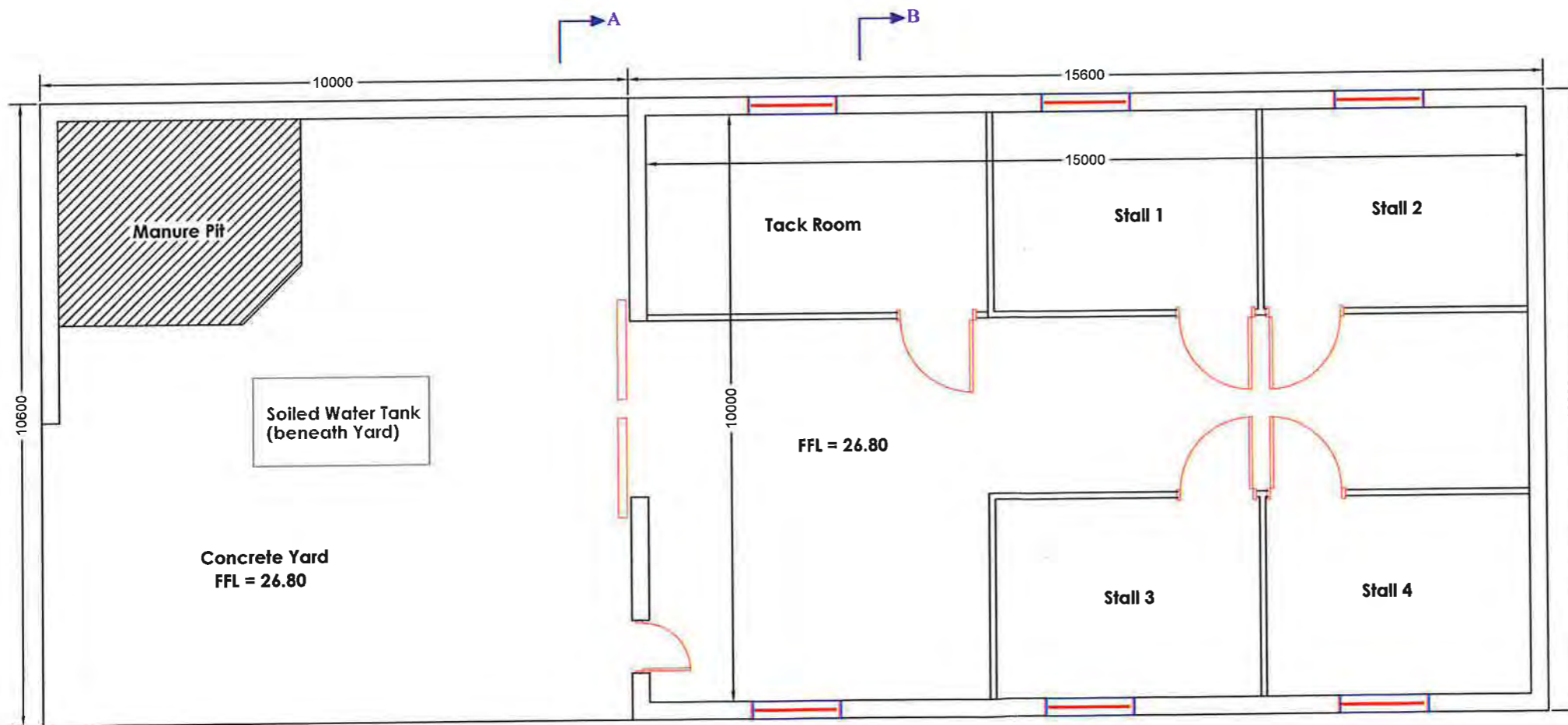
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Section B-B



Section A-A



Floor Plan



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Proposed Agricultural Building at
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