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COMHAIRLE | CLARE  
CONTAE AN CHLÁIR | COUNTY COUNCIL

**Registered Post**

**Mervin Hehir  
Quilty East,  
Quilty,  
Co Clare**

**25th August, 2021**

**Section 5 referral Reference R21-46 – Mervin Hehir**

**Whether the construction of a livestock slated unit at Cloonnagarnaun, Doonbeg, Co Clare is considered development and if so, is it exempted development.**

A Chara,

I refer to your application received on 30th July, 2021 under Section 5 of the Planning & Development Act 2000 (as amended) in relation to the above.

The Planning Authority has considered the matter and I attach herewith the Council's findings in this matter.

Where a declaration is issued by the Planning Authority, any person issued with a declaration, may on payment to an Bord Pleanála of the required fee, refer a declaration for review by An Bord Pleanála within 4 weeks of the date of the issuing of the declaration. Details on making such appeal are available on the Board's website at [www.pleanala.ie](http://www.pleanala.ie)

Mise, le meas

**Anne O'Gorman  
Staff Officer  
Planning Department  
Economic Development Directorate**

**An Roinn Pleanála  
An Stiúirthóireacht Forbairt Gheilleagrach**  
Áras Contae an Chláir, Bóthar Nua, Inis, Co. an Chláir, V95 DXP2

**Planning Department  
Economic Development Directorate**  
Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2



**DECLARATION ISSUED UNDER SECTION 5 OF THE  
PLANNING & DEVELOPMENT ACT 2000 (AS AMENDED)**

**Reference No.: R21-46**



Comhairle Contae an Chláir  
Clare County Council

**Section 5 referral Reference R21-46**

**Whether the construction of a livestock slated unit at Cloonnagarnaun, Doonbeg, Co Clare is considered development and if so, is it exempted development.**

**AND WHEREAS**, Mervin Hehir has requested a declaration from Clare County Council on the said question.

**AND WHEREAS** Clare County Council, in considering this referral, had regard in particular to –

- (a) Sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended,
- (b) Articles 6 and 9 of the Planning and Development Regulations 2001, as amended
- (c) Class 6 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001, as amended.
- (d) The proposal as represented in the submitted documents from the referrer;
- (e) The location of the site within a Heritage Landscape as set out in the Clare County Development Plan 2017-2023, as varied.

**And whereas Clare County Council has concluded:**

The construction of a livestock slated unit at Cloonnagarnaun, Doonbeg, Co. Clare, constitutes "works" which come within the scope of section 2 (1) of the Planning and Development Act, 2000, as amended;

(b) the said works constitute "development" which comes within the scope of section 3 (1) of the Planning and Development Act 2000, as amended;

(c) the said development consisting of construction of a livestock slated unit at Cloonnagarnaun, Doonbeg, Co. Clare generally falls within the conditions and limitations of Class 6 of Part 3 of Schedule 2 of the Planning & Development Regulations, 2001, as amended. However, it is considered that the structure would interfere with the character of a designated coastal Heritage Landscape, the preservation of which is an objective of the development plan for the area in which the development is proposed, i.e. Objective CDP13.5 of the Clare County Development Plan 2017-2023, as varied, and as such the proposal would come within the restriction on exemption as set out in Article 9(1)(a)(vi) of the said Regulations. It is also considered that the development would comprise development in relation to which a planning authority is the competent authority in relation to appropriate assessment and the development would require an appropriate assessment because it

would be likely to have a significant effect on the integrity of a European site, and as such the proposal would come within the restrictions on exemption as set out in Article 9(1)(a)(viiB) of the said Regulations.

**THEREFORE:** The Planning Authority in exercise of the powers conferred on it by Section 5 of the Planning and Development Act, 2000 (as amended), hereby decides that:

The proposed development consisting of the construction of a livestock slatted unit at Cloonnagarnaun, Doonbeg, Co. Clare **constitutes development** which is **not exempted development** as defined within the Planning & Development Acts, 2000 (as amended) and associated regulations.



Anne O'Gorman  
Staff Officer  
Planning Department  
Economic Development Directorate

25th August, 2021

**CLARE COUNTY COUNCIL**

**SECTION 5 OF THE PLANNING AND DEVELOPMENT ACT 2000 AS AMENDED**

**DECLARATION ON DEVELOPMENT AND/OR EXEMPTED DEVELOPMENT**

**Chief Executive's Order No:**

78264

**Reference Number:**

**R21-46**

**Date Referral Received:**

**30th July, 2021**

**Name of Applicant:**

**Mervin Hehir**

**Location of works in question:**

**Cloonagarnaun, Doonbeg, Co. Clare.**

**Section 5 referral Reference R21-46 – Mervin Hehir**

**Whether the construction of a livestock slated unit at Cloonagarnaun, Doonbeg, Co Clare is considered development and if so, is it exempted development.**

**AND WHEREAS Clare County Council, in considering this referral, had regard in particular to –**

- (a) Sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended,
- (b) Articles 6 and 9 of the Planning and Development Regulations 2001, as amended
- (c) Class 6 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001, as amended.
- (d) The proposal as represented in the submitted documents from the referrer;
- (e) The location of the site within a Heritage Landscape as set out in the Clare County Development Plan 2017-2023, as varied.

**AND WHEREAS Clare County Council has concluded:**

- (a) The construction of a livestock slated unit at Cloonagarnaun, Doonbeg, Co. Clare, constitutes "works" which come within the scope of section 2 (1) of the Planning and Development Act, 2000, as amended;
- (b) the said works constitute "development" which comes within the scope of section 3 (1) of the Planning and Development Act 2000, as amended;
- (c) the said development consisting of construction of a livestock slated unit at Cloonagarnaun, Doonbeg, Co. Clare generally falls within the conditions and limitations of Class 6 of Part 3 of Schedule 2 of the Planning & Development Regulations, 2001, as amended. However, it is considered that the structure would interfere with the character of a designated coastal Heritage Landscape, the preservation of which is an objective of the development plan for the area in which the development is proposed, i.e. Objective CDP13.5 of the Clare County Development Plan 2017-2023, as varied, and as such the proposal would come within the restriction

on exemption as set out in Article 9(1)(a)(vi) of the said Regulations. It is also considered that the development would comprise development in relation to which a planning authority is the competent authority in relation to appropriate assessment and the development would require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site, and as such the proposal would come within the restrictions on exemption as set out in Article 9(1)(a)(viiB) of the said Regulations.

**ORDER:** Whereas by Chief Executive's Order No. HR 152 dated 9<sup>th</sup> April 2021, Pat Dowling, Chief Executive for Clare County Council, did, pursuant to the powers conferred on him by Section 154 of the Local Government Act 2001, delegate to Garreth Ruane, Senior Executive Planner, the powers, functions and duties as set out herein,

**NOW THEREFORE** pursuant to the delegation of the said powers, functions and duties and under Section 5(2)(a) of the Planning & Development Act 2000 (as amended) and having considered the various submissions and reports in connection with the referral described above, I, Garreth Ruane, Senior Executive Planner, hereby declare that the construction of a livestock slatted unit at Cloonnagarnaun, Doonbeg, Co. Clare is development and is not exempted development.

**Signed:**

  
\_\_\_\_\_  
**GARRETH RUANE**  
**SENIOR EXECUTIVE PLANNER** *PR*

**Date:**

**25th August, 2021**

**CLARE COUNTY COUNCIL  
SECTION 5 DECLARATION OF EXEMPTION APPLICATION  
PLANNERS REPORT**

**FILE REF:** R21-46  
**APPLICANT(S):** Mervin Hehir  
**REFERENCE:** Whether the construction of a livestock slated unit at Cloonnagarnaun, Doonbeg, Co Clare is considered development and if so, is it exempted development.  
**LOCATION:** Cloonnagarnaun, Doonbeg, Co. Clare.  
**DUE DATE:** 26<sup>th</sup> August 2021

**Site Location**

The site of the proposed development is c. 6.3km NE of Doonbeg village and located within c.1km east of the coastline at Lough Donnell beach. The site is accessed from the L6200 public road, via a private farm laneway. The site itself measures 0.14ha and is 100m from the junction with the L6200. The site consists of a triangular plot of land, which is flat and grassed and bound by sod and stone ditches. There is an area of gravel-surfaced ground within the southern side of the site.

This will be the first farm building to be erected on the landholding. Land Registry details of the holding have been submitted. It comprises of c.11.71ha of lands at this location.

**Recent Planning Application History**

None.

**Enforcement History**

None

**Background to Referral**

This Referral under Section 5(3)(a) of the Planning and Development Act 2000 (as amended) has been made by Mervin Hehir.

The applicant is seeking a Section 5 Declaration as to whether the construction of a livestock slated unit at Cloonnagarnaun, Doonbeg, Co. Clare is considered development and if so, is it exempted development.

On the date of my site visit (August 19th 2021), the livestock slated unit that is subject of this query had not been constructed.

**Development details and specification**

The following has been submitted:

- Ordnance Survey map that clearly shows the location of the site;
- Site Layout Plan showing the location of the subject structure within the site;
- Scaled Plan, Elevations and Section drawing of the subject structure;
- Declaration request form fully completed, with written description of the proposal.

## Statutory Provisions

### Planning and Development Act, 2000 (as amended)

In order to assess this proposal, regard has to be had to the *Planning and Development Act 2000, as amended*.

S.3.(1) 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.

‘Works’ are defined in Section 2 of the *Planning and Development Act 2000, as amended* as follows:

*“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.*

### Planning & Development Regulations, 2001, as amended

Article 6 refers to Exempted Development and states that subject to Article 9, in areas other than a city, a town or an area specified in section 19(1)(b) of the Act or the excluded areas as defined in section 9 of the Local Government (Reorganisation) Act, 1985 (No. 7 of 1985), development of a class specified in column 1 of Part 3 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 3 opposite the mention of that class in the said column 1.

### Planning and Development Regulations 2001 (as amended) Schedule 2, Part 3, Class 6

*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 square metres (whether or not by extension of an existing structure), and any ancillary provision for effluent storage.*

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

4. *No such structure shall be situated, and no effluent from such structure shall be stored, within 10 metres of any public road.*
5. *No such structure within 100 metres of any public road shall exceed 8 metres in height.*
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.*
7. *No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.*

Under Article 9 (1) of the same Regulations, 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 4 metres in width,*

*(iii) endanger public safety by reason of traffic hazard or obstruction of road users,*

*(iv) except in the case of a porch to which class 7 specified in column 1 of Part 1 of Schedule 2 applies and which 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, comprise the construction, erection, extension or renewal of a building on any street so as to bring forward the building, or any part of the building, beyond the front wall of the building on either side thereof or beyond a line determined as the building line in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,*

*(v) consist of or comprise the carrying out under a public road of works other than a connection to a wired broadcast relay service, sewer, water main, gas main or electricity supply line or cable, or any works to which class 25, 26 or 31 (a) specified in column 1 of Part 1 of Schedule 2 applies,*

*(vi) interfere with the character of a landscape, or a view or prospect of special amenity value or special interest, the preservation of which is an objective of a development plan for the area in which the development is proposed or, pending*



*the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan.*

*(vii) consist of or comprise the excavation, alteration or demolition (other than peat extraction) of places, caves, sites, features or other objects of archaeological, geological, historical, scientific or ecological interest, the preservation, conservation or protection of which is an objective of a development plan or local area plan for the area in which the development is proposed or, pending the variation of a development plan or local area plan, or the making of a new development plan or local area plan, in the draft variation of the development plan or the local area plan or the draft development plan or draft local area plan,*

*(viiA) consist of or comprise the excavation, alteration or demolition of any archaeological monument included in the Record of Monuments and Places, pursuant to section 12(1) of the National Monuments (Amendment) Act 1994, save that this provision shall not apply to any excavation or any works, pursuant to and in accordance with a consent granted under section 14 or a licence granted under section 26 of the National Monuments Act 1930 (No. 2 of 1930) as amended,*

*(viiB) comprise development in relation to which a planning authority or An Bord Pleanála is the competent authority in relation to appropriate assessment and the development would require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site,*

*(viiC) consist of or comprise development which would be likely to have an adverse impact on an area designated as a natural heritage area by order made under section 18 of the Wildlife (Amendment) Act 2000."*

*(viii) consist of or comprise the extension, alteration, repair or renewal of an unauthorised structure or a structure the use of which is an unauthorised use,*

*(ix) consist of the demolition or such alteration of a building or other structure as would preclude or restrict the continuance of an existing use of a building or other structure where it is an objective of the planning authority to ensure that the building or other structure would remain available for such use and such objective has been specified in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,*

*(x) consist of the fencing or enclosure of any land habitually open to or used by the public during the 10 years preceding such fencing or enclosure for recreational purposes or as a means of access to any seashore, mountain, lakeshore, riverbank or other place of natural beauty or recreational utility,*

*(xi) obstruct any public right of way,*

*(xii) further to the provisions of section 82 of the Act, consist of or comprise the carrying out of works to the exterior of a structure, where the structure concerned is located within an architectural conservation area or an area specified as an architectural conservation area in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan and the development would materially affect the character of the area.*

### **Environmental Impact Assessment**

I do not consider that the proposed development falls within the mandatory requirements for an EIA as stated in EU Directive 85/337/EEC (as amended by Directive 97/11/EC, 2003/31/EC and 2009/31/EC). The proposed development is also not considered to fall within the sub-threshold criteria having regard to the third schedule to the European Communities Environmental Impact Assessment (Amendment) Regulations 1999 and in Schedule 7 of the Planning and Development Regulations 2001, as amended.

### **Appropriate Assessment**

See assessment below.

### **Assessment**

#### Basis of Referral

The applicant is seeking a Section 5 Declaration as to whether the construction of a livestock slatted unit at Cloonnagarnaun, Doonbeg, Co. Clare is considered development and if so, is it exempted development.

#### Particulars of Proposal

The particulars of the proposal and site are set out below:

- |                           |                                 |
|---------------------------|---------------------------------|
| • Height                  | 6.5 metres                      |
| • Proposed Floor Area     | 189.9 sqm                       |
| • Distance from road      | Greater than 10 metres          |
| • Distance from dwellings | Nearest dwelling is c.180m west |

#### Planning and Development Regulations 2001 (as amended) Schedule 2, Part 3, Class 6

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 square metres (whether or not by extension of an existing structure), and any ancillary provision for effluent storage.

- 1. No such structure shall be used for any purpose other than the purpose of agriculture.*
- 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 300 square metres 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 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.*
4. *No such structure shall be situated, and no effluent from such structure shall be stored, within 10 metres of any public road.*
5. *No such structure within 100 metres of any public road shall exceed 8 metres in height.*
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.*
7. *No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.*

It is proposed that the structure will be used as a livestock slatted unit, with an underground slurry storage tank, and as such corresponds with the use described in Class 6. The gross floor area is 189.9sqm.

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

The use proposed is "livestock slatted unit".

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 300 square metres gross floor space in aggregate.*

The 300 sqm threshold is not exceeded by the subject building. There is another farmyard (not owned by Mr. Hehir) at c.130m NE.

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.*

The proposed underground slurry storage tank will have a volume of 143.76 m3.

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

The structure will be c.100m from the public road.

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

The structure is shown to be a maximum of 6.5m in height.

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 dwelling is 180m west.

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

The structure is to be clad in pre-painted agri-cladding.

Article 9 of the Planning and Development Regulations 2001, as amended

Article 9 of the Planning and Development Regulations 2001, as amended, states that Development to which article 6 relates shall not be exempted development for the purposes of the Act 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*

No on-site planning permissions exist.

- (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 4 metres in width,*

The proposed unit will be accessed from the L6200 via the existing entrance and farm track to the south, which are adequate in width and provide adequate sightlines at a location where the public road is flat and straight.

- (iii) *endanger public safety by reason of traffic hazard or obstruction of road users,*

The proposed unit will be accessed from the L6200 via the existing entrance and farm track to the south, which are adequate in width and provide adequate sightlines at a location where the public road is flat and straight.

(iv) except in the case of a porch to which class 7 specified in column 1 of Part 1 of Schedule 2 applies and which 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, comprise the construction, erection, extension or renewal of a building on any street so as to bring forward the building, or any part of the building, beyond the front wall of the building on either side thereof or beyond a line determined as the building line in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,

Not applicable in this instance.

*(v) consist of or comprise the carrying out under a public road of works other than a connection to a wired broadcast relay service, sewer, water main, gas main or electricity supply line or cable, or any works to which class 25, 26 or 31 (a) specified in column 1 of Part 1 of Schedule 2 applies,*

Not applicable in this instance.

*(vi) interfere with the character of a landscape, or a view or prospect of special amenity value or special interest, the preservation of which is an objective of a development plan for the area in which the development is proposed or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan.*

This site is located within a designated Heritage Landscape. Views of the structure would be available from the public road. Therefore the structure would potentially interfere with the character of this coastal landscape. The Heritage Landscape designation is the subject of Objective CDP 13-5 in the Clare County Development Plan 2017-2023 which seeks to preserve the character of the coastal landscape.

*(vii) consist of or comprise the excavation, alteration or demolition (other than peat extraction) of places, caves, sites, features or other objects of archaeological, geological, historical, scientific or ecological interest, the preservation, conservation or protection of which is an objective of a development plan or local area plan for the area in which the development is proposed or, pending the variation of a development plan or local area plan, or the making of a new development plan or local area plan, in the draft variation of the development plan or the local area plan or the draft development plan or draft local area plan,*

This is not applicable in this instance.

*(viiA) consist of or comprise the excavation, alteration or demolition of any archaeological monument included in the Record of Monuments and Places, pursuant to section 12(1) of the National Monuments (Amendment) Act 1994,*

*save that this provision shall not apply to any excavation or any works, pursuant to and in accordance with a consent granted under section 14 or a licence granted under section 26 of the National Monuments Act 1930 (No. 2 of 1930) as amended,*

This is not applicable in this instance.

*(viiB) comprise development in relation to which a planning authority or An Bord Pleanála is the competent authority in relation to appropriate assessment and the development would require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site,*

The site is within c.220m of the Mid Clare Coast SPA, the Carrowmore Point to Spanish Point and Islands SAC (which are contiguous to each other) and the Annageeragh River which flows through those sites. It may be the case that the slurry spreadlands associated with the proposed slatted unit would be within the SAC and SPA, as there is an overlap of c.3.16ha between the SAC/SPA and the applicant's landholding. That amounts to 27 % of the applicant's landholding of 11.71ha. Having regard to the nature and scale of the proposed development and the proximity and connectivity to the European Sites, Appropriate Assessment issues may arise and it is 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.

*(viiC) consist of or comprise development which would be likely to have an adverse impact on an area designated as a natural heritage area by order made under section 18 of the Wildlife (Amendment) Act 2000."*

There is an NHA c. 220m to the north– the Carrowmore Point to Spanish Point and Islands NHA. This is contiguous with the Mid Clare Coast SPA and the Carrowmore Point to Spanish Point and Islands SAC. It may be the case that the slurry spreadlands associated with the proposed slatted unit would be within the NHA and have an adverse effect on it.

*(viii) consist of or comprise the extension, alteration, repair or renewal of an unauthorised structure or a structure the use of which is an unauthorised use,*

This is not applicable in this instance.

*(ix) consist of the demolition or such alteration of a building or other structure as would preclude or restrict the continuance of an existing use of a building or other structure where it is an objective of the planning authority to ensure that the building or other structure would remain available for such use and such objective has been specified in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,*

This is not applicable in this instance.

- (x) *consist of the fencing or enclosure of any land habitually open to or used by the public during the 10 years preceding such fencing or enclosure for recreational purposes or as a means of access to any seashore, mountain, lakeshore, riverbank or other place of natural beauty or recreational utility,*

This is not applicable in this instance.

- (xi) *obstruct any public right of way,*

This is not applicable in this instance.

- (xii) *further to the provisions of section 82 of the Act, consist of or comprise the carrying out of works to the exterior of a structure, where the structure concerned is located within an architectural conservation area or an area specified as an architectural conservation area in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan and the development would materially affect the character of the area.*

This is not applicable in this instance.

### **Conclusion**

Having regard to the above it is considered that the construction of construction of a livestock slatted unit at Cloonnagarnaun, Doonbeg, Co. Clare constitutes both 'works' and 'development'. Regard has been had to Class 6 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001, as amended, which may ordinarily provide an exemption for the development that is described in the documentation. However, the provisions of Article 9 of the Planning and Development Regulations 2001 exclude the proposed structure from being considered exempt under Class 6.

### **Recommendation**

**The following questions have been referred to the Planning Authority:**

Whether the construction of a livestock slatted unit at Cloonnagarnaun, Doonbeg, Co. Clare is considered development and if so, is it exempted development.

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

- (a) Sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended,
- (b) Articles 6 and 9 of the Planning and Development Regulations 2001, as amended
- (c) Class 6 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001, as amended.
- (d) The proposal as represented in the submitted documents from the referrer;
- (e) The location of the site within a Heritage Landscape as set out in the Clare County Development Plan 2017-2023, as varied.


And whereas Clare County Council (Planning Authority) has concluded:

- (a) The construction of a livestock slatted unit at Cloonnagarnaun, Doonbeg, Co. Clare, constitutes "works" which come within the scope of section 2 (1) of the Planning and Development Act, 2000, as amended;
- (b) the said works constitute "development" which comes within the scope of section 3 (1) of the Planning and Development Act 2000, as amended;
- (c) the said development consisting of construction of a livestock slatted unit at Cloonnagarnaun, Doonbeg, Co. Clare generally falls within the conditions and limitations of Class 6 of Part 3 of Schedule 2 of the Planning & Development Regulations, 2001, as amended. However it is considered that the structure would interfere with the character of a designated coastal Heritage Landscape, the preservation of which is an objective of the development plan for the area in which the development is proposed, i.e. Objective CDP13.5 of the Clare County Development Plan 2017-2023, as varied, and as such the proposal would come within the restriction on exemption as set out in Article 9(1)(a)(vi) of the said Regulations. It is also considered that the development would comprise development in relation to which a planning authority is the competent authority in relation to appropriate assessment and the development would require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site, and as such the proposal would come within the restrictions on exemption as set out in Article 9(1)(a)(viiB) of the said Regulations.

Now therefore Clare County Council (Planning Authority), hereby decides that the construction of a livestock slatted unit at Cloonnagarnaun, Doonbeg, Co. Clare is development and is not exempted development.

  
Assistant Planner

Date: 24<sup>th</sup> August 2021


  
Name: Garreth Ruane  
Senior Executive Planner  
Date 25/08/21



**Clare County Council**  
**Screening for Appropriate Assessment & Determination**

1. Table 1 to be filled in for all development applications.
2. Where proposed development is within a European site(s) site, go directly to table 3.
3. For all other development proposals, fill in table 2, and if required, table 3.
4. A Habitats Directive Screening Statement should be sought for all developments regardless of location which require an EIS

**Table 1: Project Details**

<b>Planning File Reference</b>	R21/46
<b>Applicant Name</b>	Mervin Hehir
<b>Development Location</b>	At Cloonnagarnaun, Doonbeg, Co Clare
<b>Application accompanied by an EIS</b>	No
<b>Application accompanied by an NIS</b>	No
<b>Description of the project (To include a site location map): Slatted shed</b>	
	

**Table 2: Identification of European sites which may be impacted by the proposed development.**

This section identifies the European Sites within the likely zone of impact of the plan or project. For plans an initial 15km zone of influence (NPWS-DAHG)<sup>1</sup> is recommended. For projects, the distance could be much less than 15km, and in some cases less than 100m, but this must be evaluated on a case-by-case basis with reference to the nature, size and location of the project, and the sensitivities of the ecological receptors, and the potential for in combination effects. Qualifying Interests/Special conservation Interests for each site and the distance relevant to the proposal are listed (Table 2 (a)).

**Table 2 (a): European Sites within 15km of Applicant Site**

European Sites <sup>2</sup>	Qualifying Interests (QIs)/Special Conservation Interests (SCIs) and conservation objectives (either generic or detailed) (available on <a href="http://www.npws.ie/protectedsites">www.npws.ie/protectedsites</a> ) or through Intranet.	Distance to Applicant Site (km)
Mid Clare Coast SPA	Cormorant ( <i>Phalacrocorax carbo</i> ) [A017] Barnacle Goose ( <i>Branta leucopsis</i> ) [A045] Ringed Plover ( <i>Charadrius hiaticula</i> ) [A137] Sanderling ( <i>Calidris alba</i> ) [A144] Purple Sandpiper ( <i>Calidris maritima</i> ) [A148] Dunlin ( <i>Calidris alpina</i> ) [A149] Turnstone ( <i>Arenaria interpres</i> ) [A169] Wetland and Waterbirds [A999]	200m
Carrowmore Point to Spanish Point & Islands SAC	Coastal lagoons [1150] Reefs [1170] Perennial vegetation of stony banks [1220] Petrifying springs with tufa formation ( <i>Cratoneurion</i> ) [7220]	200m

1	Impacts on designated rivers, streams, lakes and fresh water dependant habitats and species.	<i>Is the development in the catchment of or immediately upstream of a watercourse that has been designated as a European site?</i>	Yes
2	Impacts on terrestrial habitats & species.	<i>Is the development within 1km of a European site with terrestrial based habitats or species?</i>	yes
3	Impacts on designated marine habitats & species.	<i>Is the development located within marine or intertidal areas and within 5 km of a European site whose qualifying habitats or species include the following: Mudflats, sandflats, saltmarsh, shingle, reefs, sea cliffs</i>	No
4	Impacts on birds in SPAs	<i>Is the development within 1km of a Special Protection</i>	yes

<sup>1</sup> European Sites that are more than 15km from the proposal may have to be considered. For example in the case of sites with water dependent habitats or species and where a proposal could affect water quality or quantity it may be necessary to consider the full extent of the upstream and/or downstream catchment.

<sup>2</sup> European Site details are available on <http://webgis.npws.ie/npwsviewer/> or maybe obtained from internal mapping systems.

		<b>Area</b>	
<b>5</b>	<b>Indirect effects</b>	<p><i>Is the development, in combination with other existing or proposed developments likely to impact on an adjacent European site?</i></p> <p><i>Is any emission from the development (including noise) likely to impact on an adjacent habitat or species?</i></p>	No

**Conclusion:**

- If the answer to all of the above is *no*, significant impacts on European sites are unlikely. No further assessment is required; go directly to the conclusion statement.
- If the answer is *unknown* or *yes* proceed to Table 3 and refer to the relevant sections of Table 3.

<b>1</b>	<p><b>Impacts on designated rivers, streams, lakes and fresh water dependant habitats and species.</b></p> <p><i>Please answer the following if the answer to question 1 in table 2 was "yes" or "unknown".</i></p> <p><i>Does the development involve any of the following:</i></p>	
1.1	Removal of or interference with habitat within a European site. This may include any element of a project liable to interfere with breeding, nesting or roosting sites of birds, bats, water based species	No
1.2	Discharges either directly (via pipe from the development) or indirectly (via sewer) to surfacewater or groundwater What is the likely volume of the discharge?	Yes
1.3	Abstraction from surfacewater or groundwater in or adjacent to a European site, where hydrology is a critical element in the protection of habitat and species at the site? What is the likely volume of the abstraction?	No
1.4	Is removal of topsoil proposed within 500m of watercourses? What transportation requirements are provided? Does the removal involve reduction in area, population density or fragmentation of area of any habitat or species?	Yes
1.5	Infilling or raising of ground levels within 500m of watercourses? What transportation requirements are provided?	No

	Does the infilling or raising involve interference with area, population density or fragmentation of area of any habitat or species?	
1.6	Construction of drainage ditches - (scale?) Where the run off is directed to? Is the drainage run off directed to a European site where species are identified and whose conservation status may be impacted by this drainage?	No
1.7	Installation of waste water treatment systems; percolation areas; septic tanks within 500m of watercourses?	No
1.8	Construction within a floodplain or within an area liable to flood (See <a href="http://www.floodmaps.ie">www.floodmaps.ie</a> , internal flood risk maps, County Development Plan SFRA and <a href="http://www.cframes.ie">www.cframes.ie</a> )	No
1.9	Crossing or culverting of rivers or streams, installation of weirs, temporary watercourse crossings or any interference with a watercourse.	No
1.10	Storage of chemicals or hydrocarbons (including oils and fuels) within 500m of a watercourse	No
1.11	Development within catchment of a European site of a scale or type which involves the production of an EIS	No
1.12	Consideration of effects in combination with existing development?	No
2	<b>Impacts on terrestrial habitats and species.</b> <i>Please answer the following if the answer to question 2 in table 2 was yes.</i> <i>Does the development involve any of the following:</i>	
2a	Removal of or interference with habitat within the European site. This includes reduction in habitat area or fragmentation of habitat. Is the timing of this interference liable to impact on the nesting or breeding period of any protected species?	No
2b	Construction of roads or other infrastructure on peat habitats within 1km of bog, marsh, fen or heath habitat within a European site	No
2c	Is the development liable to impact on water quality in the European site, or liable to give rise to any change in	No, wastewater is disposed to the public

	a key indicator of water quality, including salinity. If yes, is the site designated for any bird species or other plant species whose feeding ground or life cycle may be affected by changes in water quality?	foul sewer network and communal treatment plant. Contaminated surface water will be contained within the site during construction stage.
2d	Development within 1km of terrestrial European site of a scale or type which involves the production of an EIS.	No
4	<p align="center"><b>Impacts on birds in SPAs</b></p> <p align="center"><i>Please answer the following if the answer to question 5 in table 2 was yes.</i></p> <p align="center"><i>Does the development involve any of the following:</i></p>	
4a	Removal of or interference with habitats within an SPA. This includes consideration of indirect and in combination effects on the feeding, breeding and nesting grounds of Annex 1 birds	No
4b	Erection of wind turbines within 1km of an SPA.	No
4c	All construction works within 100m of intertidal areas – Coastal SPAs, including indirect and in combination effects on the feeding, breeding and nesting grounds of Annex 1 birds	No
4d	Infilling of coastal habitats within 500m of SPA, including indirect and in combination effects on the feeding, breeding and nesting grounds of Annex 1 birds	No
4e	Discharges to coastal SPA, including any element of a discharge liable to give rise to disturbance of this habitat, either by direct, indirect, or in combination effects	No
4f	Development of cycleways or walking routes within 100m of intertidal areas. This includes consideration of indirect and in combination effects on the feeding, breeding and nesting grounds of Annex 1 birds	No
4g	Development within 1km of SPA of a scale or type which involves the production of an EIS. This includes consideration of indirect and in combination effects on the feeding, breeding and nesting grounds of Annex 1 birds	No

**Conclusion:**

- If the answer to all of the above is *no*, significant impacts on European sites are unlikely. No further assessment is required; go directly to the conclusion statement.
- If the answer to any of the above is *yes*, or *unknown* effects on the European sites need to be assessed and a Natura Impact Statement will be required

Appropriate Assessment Screening Determination	
<b>Planning File Reference</b>	R21/46
<b>Proposed Development</b>	Slatted shed
<b>Development Location</b>	at Cloonnagarnaun, Doonbeg
<b>European sites within impact zone</b>	Mid Clare Coast SPA Carrowmore Point to Spanish Point and Islands SAC
<b>Description of the project:</b> Slatted shed	
<b>Qualifying Interests (QIs)/Special Conservation Interests (SCIs) of European site</b> See above	
<b>Describe how the project or plan (alone or in combination) is likely to affect the European site(s).</b>	
It is proposed to construct a new slatted shed which will generate slurry that will be spread on the landholding. A Large proportion of the applicant's lands are within the SAC and SPA and the remainder is proximate to those European sites and connected to same hydrologically. It is not possible, based on the submitted information to rule out significant negative effects on the environment.	
<b>If there are potential negative impacts, explain whether you consider if these are likely to be significant, and if not, why not?</b>	
Yes	
<b>Documentation reviewed for making this statement</b>	
- County Development Plan (including Flood Maps, SEA & AA); Documents received as part of the planning application; NPWS mapping	
<b>Conclusion of assessment (a, b, c or d)</b>	
<b>(a) The proposed development is directly connected with or necessary to the nature conservation management of a European Site(s)<sup>3</sup></b>	
<b>(b) There is no potential for significant effects to European Sites<sup>3</sup></b>	Yes
<b>(c) The potential for significant effects to European Site(s) cannot be ruled out<sup>4</sup></b>	
<b>(d) Significant effects to European sites are certain or likely or where potential for significant effects to European sites remains following receipt of Further Information requested under S177U of the Planning and Development (Amendment) Act 2010<sup>5</sup></b>	
<b>Completed By</b>	Tadhg MacNamara
<b>Date</b>	24 <sup>th</sup> August 2021

<sup>3</sup> Appropriate Assessment is not required and therefore Planning permission may be granted at this stage subject to all other planning considerations. However, no material changes may be made to the proposed development after this conclusion has been reached as this would invalidate the findings of the screening exercise.

<sup>4</sup> In accordance with S177U of the Planning and Development (Amendment) Act 2010, the applicant should be requested to submit an 'Appropriate Assessment Screening Matrix' completed by a suitably qualified ecologist, by way of Further Information. Following receipt of this information a new Appropriate Screening Report should be completed. The requested 'Appropriate Assessment Screening Matrix' should be in accordance with the template outlined in Annex 2, Figure 1 of the EU (2001) guidance document 'Assessment of plans and projects significantly affecting European Sites – Methodological guidance on the provisions of Article 6(3) and (4) of the Habitats Directive 92/43/EEC. This guidance document is available from

[http://ec.europa.eu/environment/nature/natura2000/management/docs/art6/natura\\_2000\\_assess\\_en.pdf](http://ec.europa.eu/environment/nature/natura2000/management/docs/art6/natura_2000_assess_en.pdf)

Alternatively, where other planning concerns arise the proposal could be refused planning permission.

<sup>5</sup> The proposed development must either by refused planning permission or alternatively an 'Appropriate Assessment' (AA) should be carried out by the Planning Authority. In order to facilitate the preparation of an AA the applicant should be requested to submit a Natura Impact Statement (NIS) in accordance with S177 (T) of the Planning and Development (Amendment) Act 2010. However, in the case of an application to retain unauthorised development of land and where the authority decides that an 'appropriate assessment' should have been carried out prior to the commencement of development, the application is required to be invalidated by the Planning Authority as per S34 (12) of the Planning and Development (Amendment) Act 2010 and accordingly an NIS should not be requested in such instances.

























COMHAIRLE | CLARE  
CONTAE AN CHLÁIR | COUNTY COUNCIL

**Mervin Hehir  
Quilty East,  
Quilty,  
Co Clare**

**6<sup>th</sup> August, 2021**

**Section 5 referral Reference R21-46 – Mervin Hehir**

**Whether the construction of a livestock slated unit at Cloonnagarnaun, Doonbeg, Co Clare is considered development and if so, is it exempted development.**

A Chara,

I refer to your application received on 30<sup>th</sup>, July, 2021 under Section 5 of the Planning & Development Act 2000 (as amended) in relation to the above.

Please note that the Planning Authority is considering the matter and a reply will issue to you in due course.

Mise, le meas

**Siobhan Mungovan  
Planning Department  
Economic Development Directorate**

**An Roinn Pleanála  
An Stiúrthóireacht Forbairt Gheilleagrach  
Áras Contae an Chláir, Bóthar Nua, Inis, Co. an Chláir, V95 DXP2**

**Planning Department  
Economic Development Directorate  
Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2**



P07

**CLARE COUNTY COUNCIL  
COMHAIRLE CONTAE AN CHLÁIR**

Planning Department,  
Economic Development Directorate,  
Clare County Council,  
New Road, Ennis,  
Co. Clare.  
V95DXP2

Telephone No. (065) 6821616  
Fax No. (065) 6892071  
Email: [planoff@clarecoco.ie](mailto:planoff@clarecoco.ie)  
Website: [www.clarecoco.ie](http://www.clarecoco.ie)



COMHAIRLE CONTAE AN CHLÁIR  
CLARE COUNTY COUNCIL

R21-46

**REQUEST FOR A DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT  
(Section 5 of the Planning & Development Act 2000 (as amended))**

**FEE: €80**

*This following form is a non-statutory form which has been prepared by Clare County Council for the purpose of obtaining the necessary information required for a declaration to be made under Section 5 by the Planning Authority*

**1. CORRESPONDENCE DETAILS**

(a) Name and Address of person seeking the declaration	<p>MR. NERVIN HEWITT</p> <p>QUILTY GAT</p> <p>QUILTY CO. CLARE</p> <p>Eircode: V95A 997</p>
(b) Telephone No.:	
(c) Email Address:	
(d) Agent's Name and address:	<p>N/A</p> <p>EIRCODE:</p>



## 2. DETAILS REGARDING DECLARATION BEING SOUGHT

- (a) PLEASE STATE THE SPECIFIC QUESTION FOR WHICH A DECLARATION IS SOUGHT  
*Note: only works listed and described under this section will be assessed.*

Sample Question: Is the construction of a shed at 1 Main St., Ennis development and if so is it exempted development?

IS THE CONSTRUCTION OF A LIVESTOCK SLATED UNIT AT CLOONNAGARNAUN, DOONBEG DEVELOPMENT AND IF SO IS IT EXEMPTED DEVELOPMENT?

- (b) Provide a full description of the question/matter/subject which arises wherein a declaration of the question is sought.

APPLICATION FOR EXEMPTION CERT FOR THE CONSTRUCTION OF SLATED UNIT AT CLOONNAGARNAUN, DOONBEG WITH FLOOR AREA OF APPROX 190 m<sup>2</sup>, 6.5m in HEIGHT, WITH NO NEIGHBOUR WITHIN 100m RADIUS OF SITE AND 94m FROM PUBLIC ROAD.

APPLICANT RECENTLY PURCHASED PROPERTY (AGRICULTURAL LAND) WITH INTENTION OF FARMING AND NOW WISHES TO AVAIL OF GRANT FUNDING FROM DEPT. AGRICULTURE TO CONSTRUCT HOUSING/HANDLING FACILITIES ON THIS GREENFIELD SITE.

- (c) List of plans, drawings etc. submitted with this request for a declaration:  
*(Note: Please provide a site location map to a scale of not less than 1:2500 based on Ordnance Survey map for the areas, to identify the lands in question)*

FARMYARD LOCATION MAP (1:2500) X 2  
 FARMYARD LAYOUT PLAN (1:500) X 2  
 STRUCTURAL DRAWINGS (1:100 + 1:200) X 2  
 LAND HOLDING MAP X 2

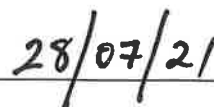
**3. DETAILS RE: PROPERTY/SITE/BUILDING FOR WHICH DECLARATION IS SOUGHT**

(a) Postal Address of the Property/Site/Building for which the declaration sought:	CLOONNAGARNAUN DOONBEG Co CLARE
(b) Do the works in question affect a Protected Structure or are within the curtilage of a Protected Structure? If yes, has a Declaration under Section 57 of the Planning & Development Act 2000 (as amended) been requested or issued for the property by the Planning Authority?	No
(c) Legal interest in the land or structure in question of the person requesting the declaration (Give Details):	APPLICANT IS OWNER
(d) If the person in (c) above is not the owner and/or occupier, state the name and address of the owner of the property in question:  <i>Note: Observations in relation to a referral may be requested from the owner/occupier where appropriate.</i>	N/A
(e) Is the owner aware of the current request for a Declaration under Section 5 of the Planning & Development Act 2000 (as amended)?:	N/A
(f) Are you aware of any enforcement proceedings connected to this site? <i>If so please supply details:</i>	No
(g) Were there previous planning application/s on this site? <i>If so please supply details:</i>	No
(h) Date on which 'works' in question <del>were</del> <u>completed</u> /are likely to take place:	2022

SIGNED: \_\_\_\_\_



DATE: \_\_\_\_\_





### **GUIDANCE NOTES**

*This following are non-statutory advice notes prepared by Clare County Council for the purpose of advising people what information is required for a decision to be made under Section 5 by the Planning Authority*

- (i) The request for a declaration under Section 5 must be accompanied by 2 copies of site location map based on the Ordnance Survey map for the area of a scale not less than 1:1000 in urban areas and 1:2500 in rural areas and should clearly identify the site in question.
- (ii) The request for a declaration under Section 5 must be accompanied by the required fee of €80.00.
- (iii) If submitting any additional plans/reports etc. as part of the request for a declaration, please submit 2 copies.
- (iv) The request for a declaration should be sent to the following address:

Planning Department,  
Economic Development Directorate,  
Clare County Council  
Aras Contae an Chlair,  
New Road,  
Ennis,  
Co. Clare  
V95DXP2

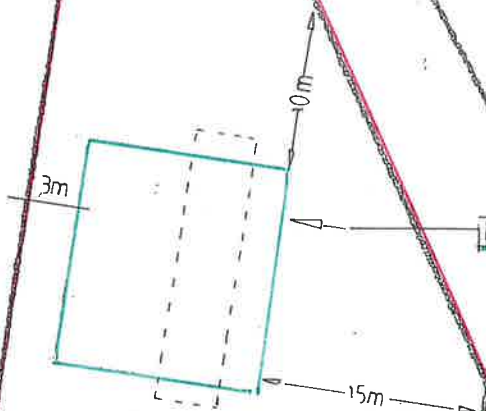
- (v) Notwithstanding the completion of the above form, the Planning Authority may require the submission of further information with regard to the request in order to enable the Authority to issue a declaration on the question.
- (vi) The Planning Authority may also request other persons to submit information on the question which has arisen and on which the declaration is sought

### **FOR OFFICE USE ONLY**

Date Received:	.....	Fee Paid:	.....
Date Acknowledged:	.....	Reference No.:	.....
Date Declaration made:	.....	CEO No.:	.....
Decision:.....			

n

Agricultural  
Road



PROPOSED SLATTED UNIT

P.F.F.L. 20.25  
P.R.L. 26.55

+ T.B.M. 20.00 m.O.D.

To Public Road

## FARMYARD LAYOUT PLAN

AT CLOONNAGARNAUN, DOONBEG , CO.CLARE

FOR Mr. MERVIN HEHIR

DRAWN BY Mr.P. CONLON C.Eng.Tech.,Dip.Const.  
Clohanmore,Cree,Kilrush,Co.Clare.

SCALE 1:500

O S i Map 4430

DATE JULY 2021

# Land Registry Compliant Map

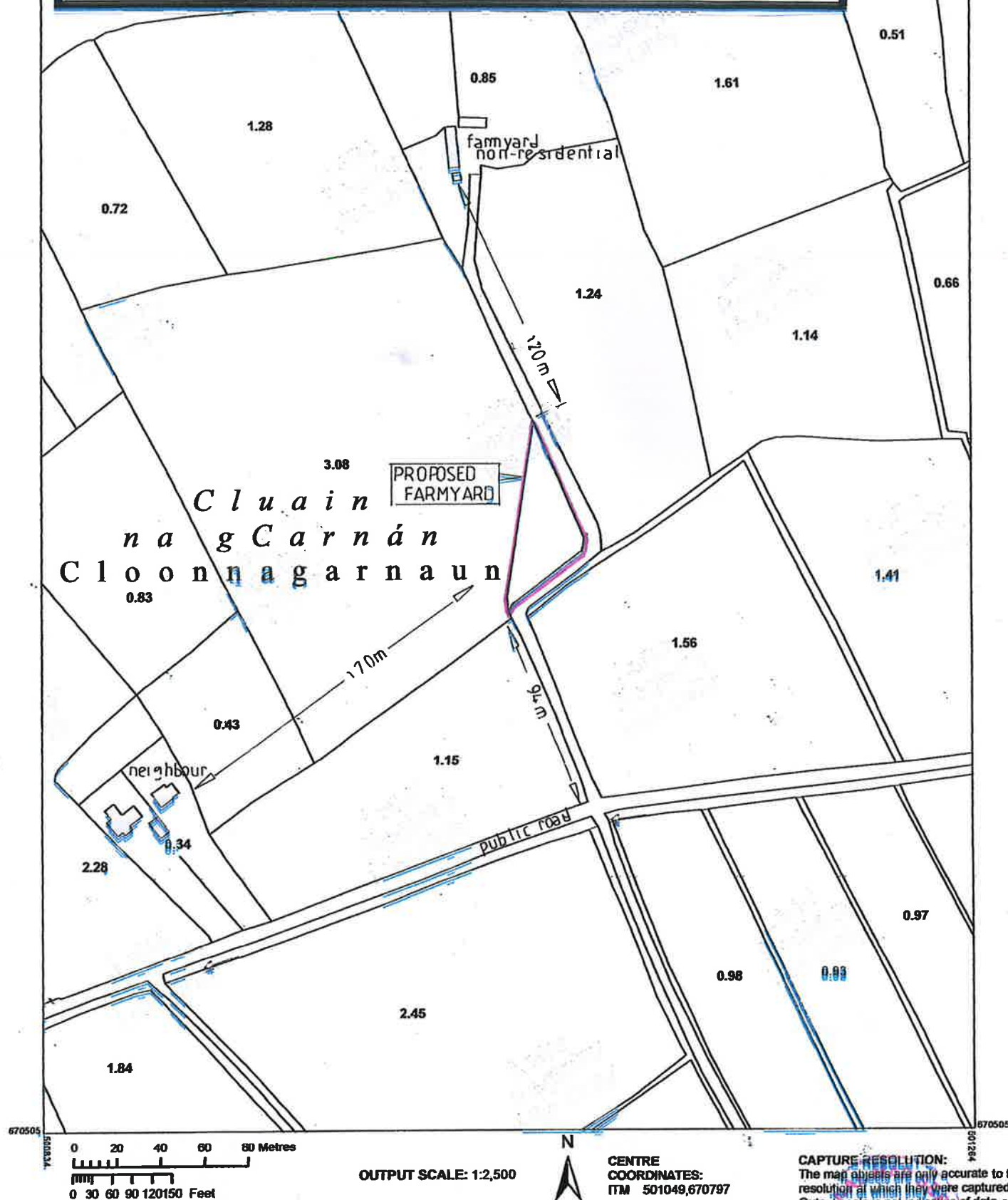
## FARMYARD LOCATION MAP

AT CLOONNAGARNAUN, DOONBEG, CO. CLARE

FOR Mr. MERVIN HEHIR

Marked by Mr. P. Conlon. [C. Eng. Tech., Dip. Const.]

Clohanmore, Cree, Co. Clare.

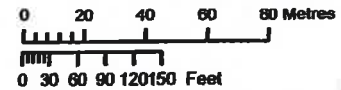


*Cluain na gCarnán*  
Cloonnagarnaun

PROPOSED  
FARMYARD

PUBLIC ROAD

neighbour



OUTPUT SCALE: 1:2,500



CENTRE  
COORDINATES:  
ITM 501049,670797

PUBLISHED: 12/07/2021  
MAP SERIES: 1:5,000  
ORDER NO.: 50206210\_1  
MAP SHEETS: 4430

**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:  
<http://www.osi.ie> search 'Capture Resolution'  
**LEGEND:** IRELAND  
<http://www.osi.ie> search 'Large Scale Legend'



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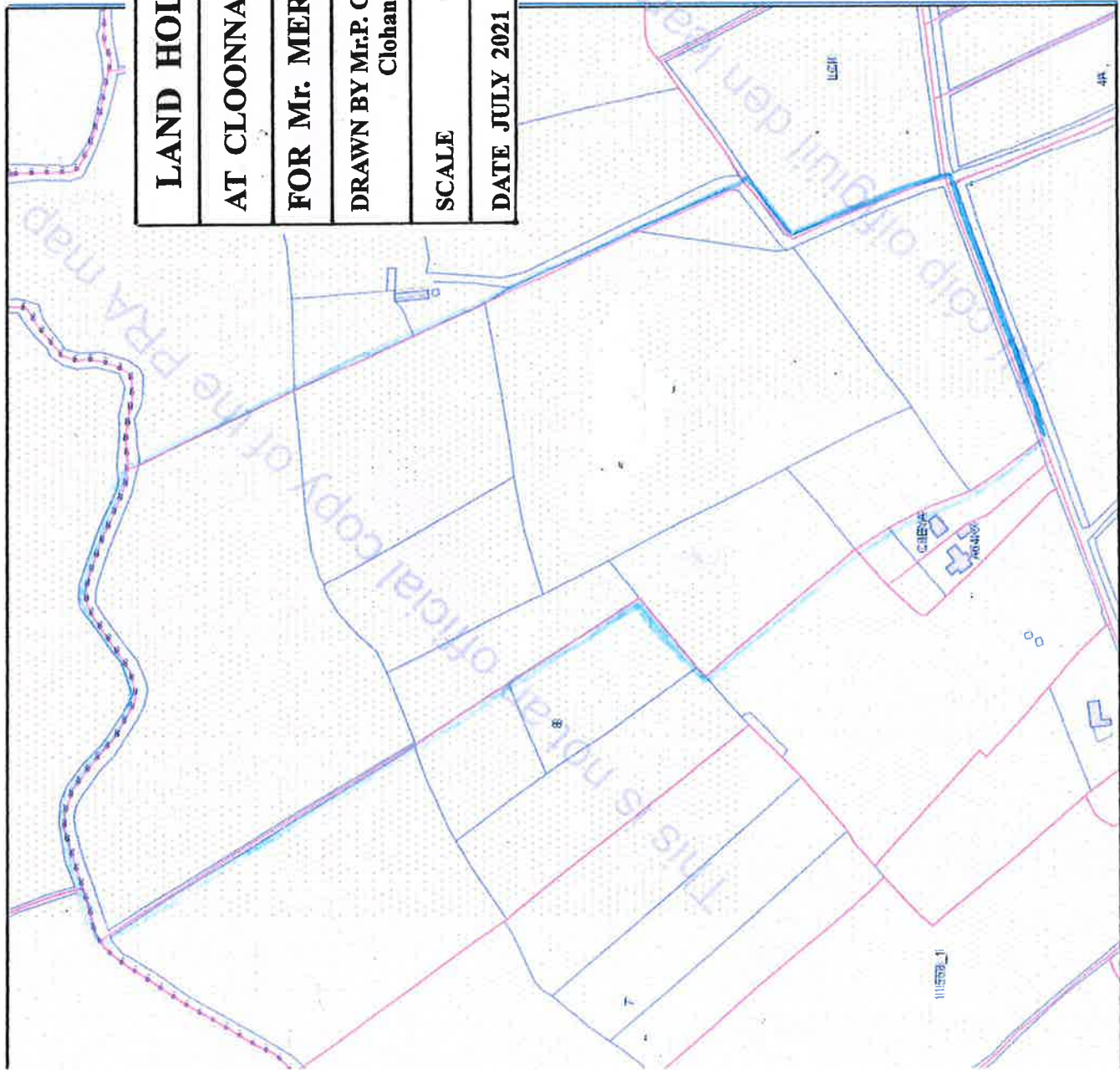
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The representation on this map of a road, track or footpath is not evidence of the existence of a right of way.





<b>LAND HOLDING MAP</b>	
<b>AT CLOONNAGARNAUN , DOONBEG , CO.CLARE</b>	
<b>FOR Mr. MERVIN HEHIR</b>	
<b>DRAWN BY Mr.P. CONLON C.Eng.Tech.,Dip.Const.</b> <b>Clohanmore,Cree,Kilrush,Co.Clare.</b>	
<b>SCALE</b>	<b>Subleasehold</b>
<b>DATE JULY 2021</b>	<b>'S' Register</b>

(see Section 9(3)(b) of Registration of Title Act 1964 and Rule 2224 & 2225 Land Registration Rules 1972 - 2010).

**Burdens:** (may not all be represented on map.)

**Right of Way / Wayleave**

Turbary

Pipeline

Well

Pump

Septic Tank

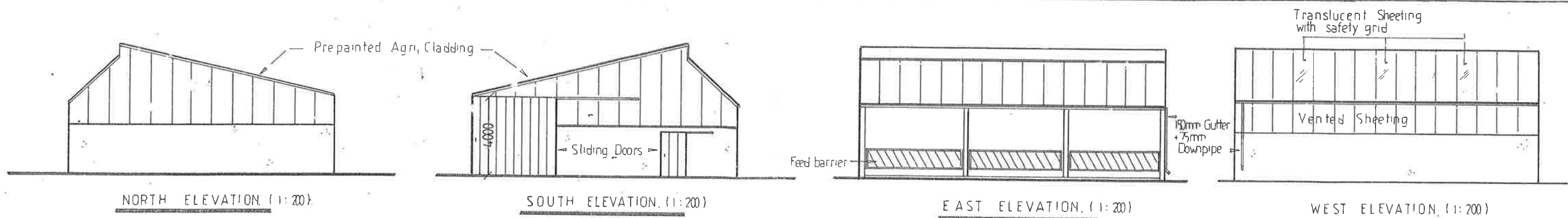
Stack Pit

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

The registry operates a non-conclusive boundary system. The Registry Map identifies properties not boundaries meaning neither the description of land in a register nor its identification by reference to a registry map is conclusive as to the boundaries or extent.

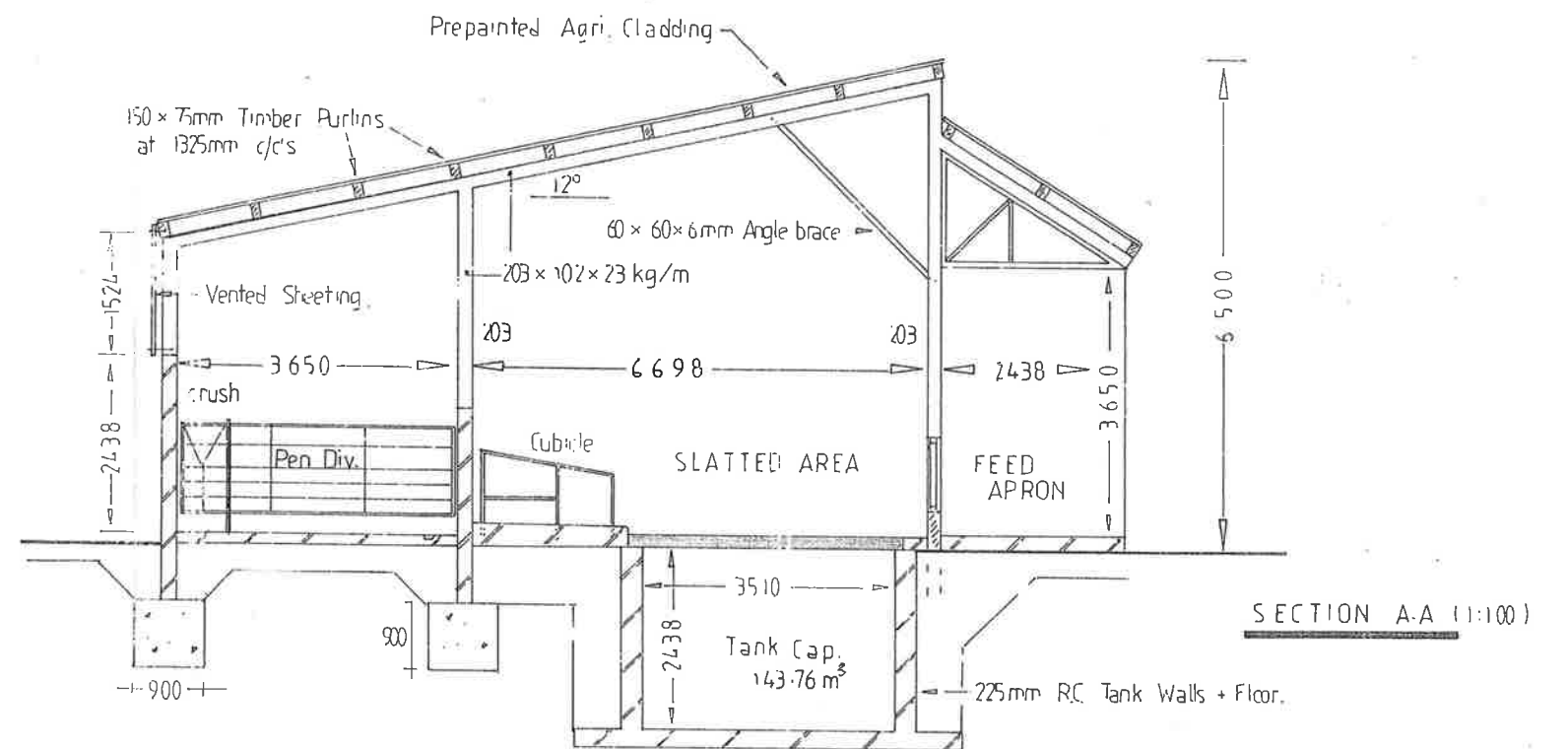
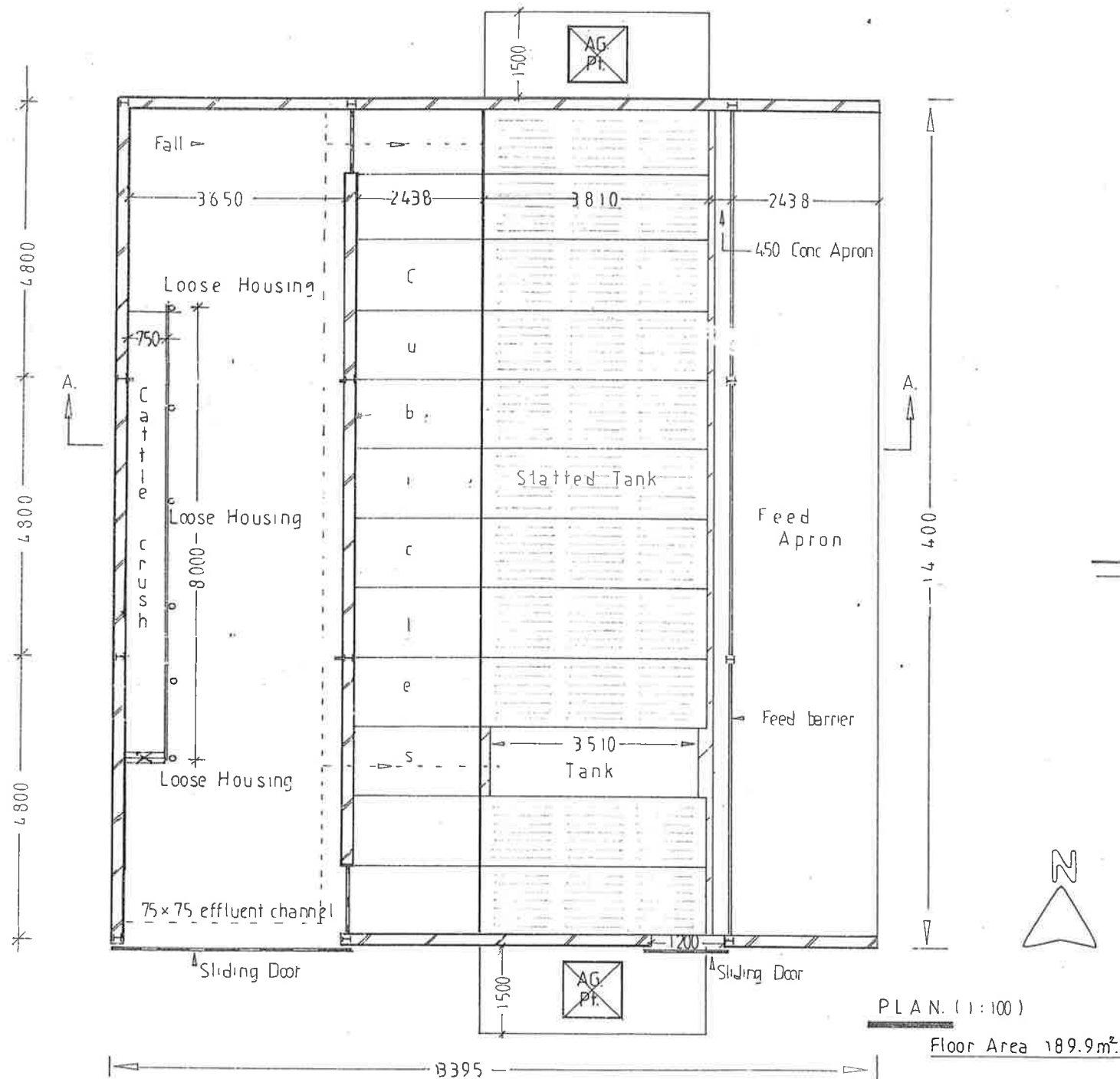
(see Section 95 of the Registration of Title Act 1964). As Inserted by Section 62 of the Registration of Deed and Title Act 2006.





NOTE: ALL WORKS TO COMPLY AND ADHERE WITH DEPT. AGRICULTURE AND FOOD MINIMUM SPECIFICATIONS, S.101, S.123. (2017)

THESE DRAWINGS HAVE BEEN PREPARED FOR  
THE PURPOSES OF MAKING A PLANNING APPLICATION ONLY.



## PROPOSED SLATTED UNIT

AT CLOONNAGARNAUN, DOONBEG, CO. CLARE

FOR Mr. MERVIN HEHIR

DRAWN BY Mr. P. CONLON C.Eng. Tech., Dip. Const.  
Clohanmore, Cree, Kilrush, Co. Clare.

SCALE 1:100 + 1:200

DATE JULY 2021

Clare County Council  
Aras Contae an Chláir  
New Road  
Ennis  
Co Clare

30/07/2021 11:20:21

Receipt No. : LICASH/0320035

REPRINT

MERVIN HEHIR  
QUILTY EAST  
QUILTY  
CO CLARE



SECTION 5 REFERENCES 80.00  
GOODS 80.00  
VAT Exempt/Non-vatable

Total : 80.00 EUR

Tendered :  
CHEQUES 80.00

Change : 0.00

Issued By : LICASH - Shane Benn

