



COMHAIRLE | CLARE
CONTAE AN CHLÁIR | COUNTY COUNCIL

Registered Post

**Paul Murphy
21 Cill Stuifin
School Road
Lahinch
Co. Clare
V95 F9HV**

RL 5660 3342 21E

05th August, 2022

Section 5 referral Reference R22-53 – Paul Murphy

Is the construction of a 6m x 3m shed at 21 Cill Stuifin, School Road, Lahinch, Co. Clare V95 F9HV, considered to be development and if so, is it exempted development?

A Chara,

I refer to your application received on 19th July 2022 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

Mise, le meas

**Anne O'Gorman
Staff Officer
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



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

Reference No.: R22-53



Comhairle Contae an Chláir
Clare County Council

Section 5 referral Reference R22-53

Is the construction of a 6m x 3m shed at 21 Cill Stuifin, School Road, Lahinch, Co. Clare V95 F9HV, considered to be development and if so, is it exempted development?

AND WHEREAS, Paul Murphy 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 of the Planning and Development Act, 2000, as amended,
- (b) Articles 6 and 9 of the Planning and Development Regulations 2001, as amended
- (c) Classes 3 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001, as amended.
- (d) The works as indicated in submitted documents from the referrer as received by the Planning Authority on the 19th July 2022 and the approved drawings under P20-175.

And whereas Clare County Council has concluded:

- (a) the construction of a 6m by 3m shed at No. 21 Cill Stuifin, School Road, Lahinch, County Clare for the purposes of covering a motorhome 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 a 6m by 3m shed is exempted development having regard to Section 2 and 3 of the Planning and Development Act 2000, and Classes 3 of Schedule 2, Part1 of the Planning and Development Regulations 2001, as amended.

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 6m by 3m shed at No. 21 Cill Stuifin, School Road, Lahinch, County Clare is development and is exempted development,

as defined within the Planning & Development Acts, 2000 (as amended) and associated regulations.

A handwritten signature in dark ink, appearing to read 'Anne O'Gorman', followed by a horizontal line.

Anne O'Gorman
Staff Officer
Planning Department
Economic Development Directorate

05th August, 2022

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: 80241

Reference Number: R22-53

Date Referral Received: 19th July 2022

Name of Applicant: Paul Murphy

Location of works in question: 21 Cill Stuifin, School Road, Lahinch, Co. Clare

Section 5 referral Reference R22-53 – Paul Murphy

Is the construction of a 6m x 3m shed at 21 Cill Stuifin, School Road, Lahinch, Co. Clare V95 F9HV, considered to be 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 of the Planning and Development Act, 2000, as amended,
- (b) Articles 6 and 9 of the Planning and Development Regulations 2001, as amended
- (c) Classes 3 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001, as amended.
- (d) The works as indicated in submitted documents from the referrer as received by the Planning Authority on the 19th July 2022 and the approved drawings under P20-175.

AND WHEREAS Clare County Council has concluded:

- (a) the construction of a 6m by 3m shed at No. 21 Cill Stuifin, School Road, Lahinch, County Clare for the purposes of covering a motorhome 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 a 6m by 3m shed is exempted development having regard to Section 2 and 3 of the Planning and Development Act 2000, and Classes 3 of Schedule 2, Part 1 of the Planning and Development Regulations 2001, as amended.

ORDER: Whereas by Chief Executive's Order No. HR 152 dated 9th 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 Gareth 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, Gareth Ruane, Senior Executive Planner, hereby declare that the construction of a 6m by 3m shed at No. 21 Cill Stuífin, School Road, Lahinch, County Clare is development and is exempted development.

Signed:



GARETH RUANE
SENIOR EXECUTIVE PLANNER 

Date:

05th August, 2022

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

FILE REF:	22/ 53
APPLICANT(S):	Paul Murphy
REFERENCE:	Whether the construction of a 6m by 3m shed at no. 21 Cill Stuifin , School RD Lahinch is or is not development and is or is not exempted development.
LOCATION:	School Rd , County Clare
DUE DATE:	11 th August 22

Site Location

The site is located at Cill Stuifin, School Rd Lahinch.

Recent Planning History

20/ 175 John Talty and Patrick Droney. Permission granted to construct 16 No. semi-detached 3 bedroom houses, 10 No. semi-detached 4 bedroom houses and 1 No. detached 4 bedroom house together with all associated site development works and connections to public services

Background to Referral

This Referral under Section 5(3)(a) of the Planning and Development Act 2000 (as amended) has been made by Ben Donnelly. The applicant's legal interest in the site is stated as owner of the property.

The applicant is seeking a Section 5 Declaration as to whether the construction of a 6m by 3m shed at no. 21 Cill Stuifin, School RD Lahinch is or is not development and is or is not exempted development. The purpose of the proposed development is to provide cover / shelter to the applicant's motor home.

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.

Section 3(2)(b) of the Act states that where land becomes used for '(i) the placing or keeping of any vans, tents or other objects, whether or not moveable and whether or not collapsible, for the purpose of caravanning or camping or habitation, (ii) the storage of caravans or tents', the use of the land shall be taken as having materially changed.

Exempted Development

4.—(1) *The following shall be exempted developments for the purposes of this Act—*

(h) development consisting of the carrying out of works for the maintenance, improvement or other alteration of any structure, being works which affect only the interior of the structure or which do not materially affect the external appearance of the structure so as to render the appearance inconsistent with the character of the structure or of neighbouring structures;

Planning & Development Regulations, 2001, as amended

Article 6 refers to Exempted Development and states that subject to Article 9, 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 1, Class 3

The construction, erection or placing within the curtilage of a house of any tent, awning, shade or other object, greenhouse, garage, store, shed or other similar structure.

Conditions and Limitations

1. *No such structure shall be constructed, erected or placed forward of the front wall of a house.*
2. *The total area of such structures constructed, erected or placed within the curtilage of a house shall not, taken together with any other such structures previously constructed, erected or placed within the said curtilage, exceed 25 square metres.*

3. *The construction, erection or placing within the curtilage of a house of any such structure shall not reduce the amount of private open space reserved exclusively for the use of the occupants of the house to the rear or to the side of the house to less than 25 square metres.*
4. *The external finishes of any garage or other structure constructed, erected or placed to the side of a house, and the roof covering where any such structure has a tiled or slated roof, shall conform with those of the house.*
5. *The height of any such structure shall not exceed, in the case of a building with a tiled or slated pitched roof, 4 metres or, in any other case, 3 metres.*
6. *The structure shall not be used for human habitation or for the keeping of pigs, poultry, pigeons, ponies or horses, or for any other purpose other than a purpose incidental to the enjoyment of the house as such.*

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 compromise 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) 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.

Assessment

Particulars of the Development

- Details of dimensions- 3m by 6m (18 sq.m.)
- Total height 2.3m ' A' roof and gutter pipes.
- The shed comprises two sections, a Home office and a water tank / domestic storage area.
- The shed is to be located at the rear of the house in accordance with the site plan submitted.
- The dwelling is semi detached.

Planning Exemption Assessment

Planning and Development Regulations 2001 (as amended) Schedule 2, Part 1, Class 3

The construction, erection or placing within the curtilage of a house of any tent, awning, shade or other object, greenhouse, garage, store, shed or other similar structure.

Conditions and Limitations

1. *No such structure shall be constructed, erected or placed forward of the front wall of a house.*

The shed is behind the front building line being located in the back garden

2. *The total area of such structures constructed, erected or placed within the curtilage of a house shall not, taken together with any other such structures previously constructed, erected or placed within the said curtilage, exceed 25 square metres.*

The stated size of the proposed structure is 18 sq.m. There are ^{no} ~~any~~ other such structures on site.

3. *The construction, erection or placing within the curtilage of a house of any such structure shall not reduce the amount of private open space reserved exclusively for the use of the occupants of the house to the rear or to the side of the house to less than 25 square metres.*

Having regard to the plan approved under 20/175 the remaining garden space exceeds 25 sq.m.

4. *The external finishes of any garage or other structure constructed, erected or placed to the side of a house, and the roof covering where any such structure has a tiled or slated roof, shall conform with those of the house.*

This is not relevant to the circumstances on site because the shed is to the rear of the house (not the side)

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

The total height is 2.3m with an 'A' roof.

6. *The structure shall not be used for human habitation or for the keeping of pigs, poultry, pigeons, ponies or horses, or for any other purpose other than a purpose incidental to the enjoyment of the house as such.*

The shed is used for home office and storage.

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

Article 9 of the Planning and Development Regulations 2001, as amended outlines restrictions on exempted development, and these are assessed below (for both the dwelling extension and the garage):

- (i) *contravene a condition attached to a permission under the Act or be inconsistent with any use specified in a permission under the Act*

Not applicable. There are no conditions under 20/ 175 restricting the erection of exempted development within the curtilage of dwellings on site.

- (ii) *consist of or compromise 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,*

No alterations to the existing access point are proposed.

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

Not applicable in this instance.

- (iv) *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.*

It is considered that same does not interfere with the character of the landscape or views in the area.

- (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,*

This is not applicable in this instance.

- (vi) *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.

(vii)

- a. *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.

- b. *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,*

This is not applicable in this instance.

- c. *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."*

It is noted that the Inagh River estuary SAC is located approximately 1km distance . The dwelling on site is served by public main and sewer. The proposed development is a domestic shed with no effluent arising. The proposed development is located within an established residential area and comprises a domestic shed. The existing dwelling is connected to the mains drainage system and surface water is attenuated on-site.

Having regard to:

- the small scale and domestic nature of the development,
- the location of the development in a serviced urban area so that any construction surface water runoff will be managed via the existing drainage system,
- the consequent absence of a pathway to the European site,

it is considered that the proposed development would not be likely to have a significant effect individually, or in-combination with other plans and projects, on the Natura 2000 network and appropriate assessment is not therefore required.

(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.

Recommendation

The following question has been referred to the Planning Authority:

Whether the construction of a 6m by 3m shed at no. 21 Cill Stuifin, School RD Lahinch is, County Clare for the purposes of covering a motorhome is or is not development and is or is not exempted development

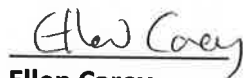
The Planning Authority in considering this referral had regard to:

- (a) Sections 2, 3 of the Planning and Development Act, 2000, as amended,
- (b) Articles 6 and 9 of the Planning and Development Regulations 2001, as amended
- (c) Classes 3 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001, as amended.
- (d) The works as indicated in submitted documents from the referrer as received by the Planning Authority on the 19th July 22 and the approved drawings under pl.20/ 175 .

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


- (a) the construction of a 6m by 3m shed at no. 21 Cill Stuifin, School RD Lahinch , County Clare for the purposes of covering a motorhome 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 a 6m by 3m shed is exempted development having regard to Section 2 and 3 of the Planning and Development Act 2000, and Classes 3 of Schedule 2, Part1 of the Planning and Development Regulations 2001, as amended.

Now therefore Clare County Council (Planning Authority), hereby decides that construction of a 6m by 3m shed at no. 21 Cill Stuifin, School Rd, Lahinch, County Clare for is development and is exempted development.



Ellen Carey
Executive Planner

Date: 31 Aug 22 .



Garreth Ruane
Senior Executive Planner

Date: 03/08/22 .



COMHAIRLE | CLARE
CONTAE AN CHLÁIR | COUNTY COUNCIL

Paul Murphy
21 Cill Stuifin
School Road
Lahinch
Co. Clare
V95 F9HV

19/07/2022

Section 5 referral Reference R22-53 – Paul Murphy

Is the construction of a 6m x 3m shed at 21 Cill Stuifin, School Road, Lahinch, Co. Clare V95 F9HV, considered to be development and if so, is it exempted development?

A Chara,

I refer to your application received on 19th July 2022 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

Tadhg Holmes
Tadhg Holmes
Planning Department
Economic Development Directorate

An Roinn Pleanála
An Stiúthóireacht 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



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**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
Website: www.clarecoco.ie



**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><u>Paul Murphy</u></p> <p><u>21, Cill Stuifin, School Road, Lahinch, Co. Clare</u></p> <p><u>Eircode: V95 F9HV</u></p>
(b) Telephone No.:	
(c) Email Address:	
(d) Agent's Name and address:	<p><u>N/A</u></p> <p><u>EIRCODE:</u></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 shed at 21 Cill Stuifin, School Road, Lahinch, V95 F9HV

development? 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.

The shed in question is needed to host a water tank for the main house water system.

It would also be used for storing items like bicycles etc. In addition part of the shed would be insulated and have a light and some electrical sockets so it can be used as a home office.

We would prefer to have a shed that is constructed using concrete blocks rather than it being made of timber or other material.

The size of the shed that is envisaged is ~6m x 3m (~18 square metre).

It will be divided equally in two, with one half insulated, with this insulated part corresponding to the home office.

The shed is proposed to have two doors (one to water tank etc, one to home office) and a window with the office.

(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)

Geohive Map from Ordnance Survey Enclosed, both 1:1000 and 1:2500. 21 Cill Stuifin is a 3 Bed Semi-Detached House.

3. DETAILS RE: PROPERTY/SITE/BUILDING FOR WHICH DECLARATION IS SOUGHT	
(a) Postal Address of the Property/Site/Building for which the declaration sought:	21 Cill Stuifin, School Road, Lahinch Country Clare V95 EA7H F9HV.
(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?	Not that we are aware of. It is a new house.
(c) Legal interest in the land or structure in question of the person requesting the declaration (Give Details):	Owner of property.
(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>	The property is co-owned also by Lorraine Murphy of the same address.
(e) Is the owner aware of the current request for a Declaration under Section 5 of the Planning & Development Act 2000 (as amended)?:	Yes
(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>	The house was built by Talty Builder as part of a development under Planning Application: 20175
(h) Date on which 'works' in question were completed/are likely to take place:	September 2022

SIGNED: Paul Murphy

DATE: 13/07/2022

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:

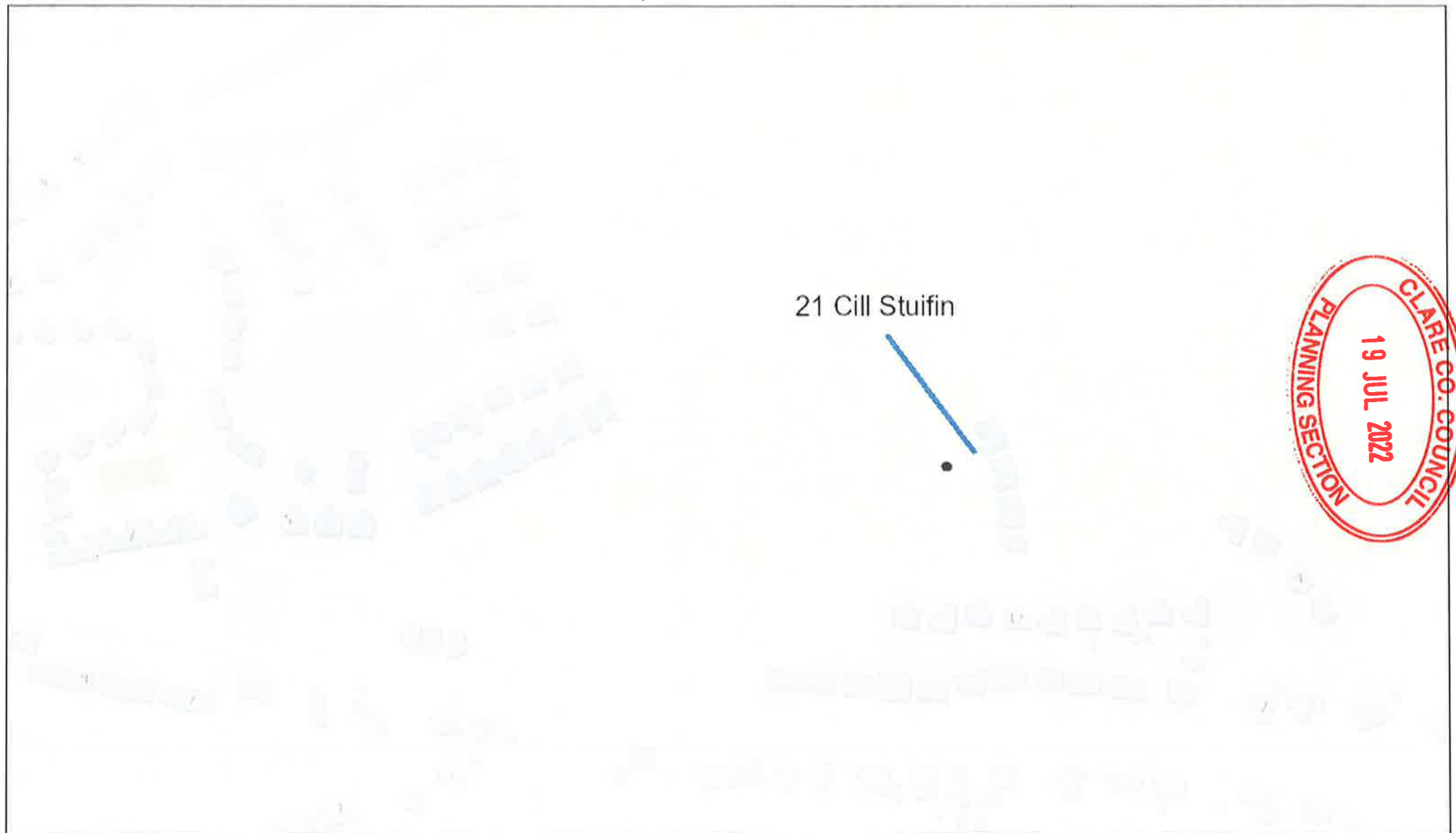
Planning Department,
Economic Development Directorate,
Clare County Council
Aras Contae an Chlair,
New Road,
Ennis,
Co. Clare
V95DXP2

- (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

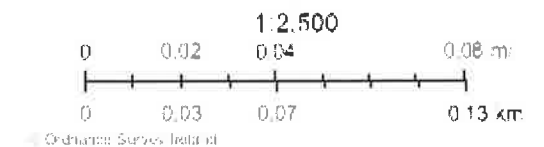
Date Received:	Fee Paid:
Date Acknowledged:	Reference No.:
Date Declaration made:	CEO No.:
Decision:.....			

GeoHive Map 21 Cill Stuifin Lahinch

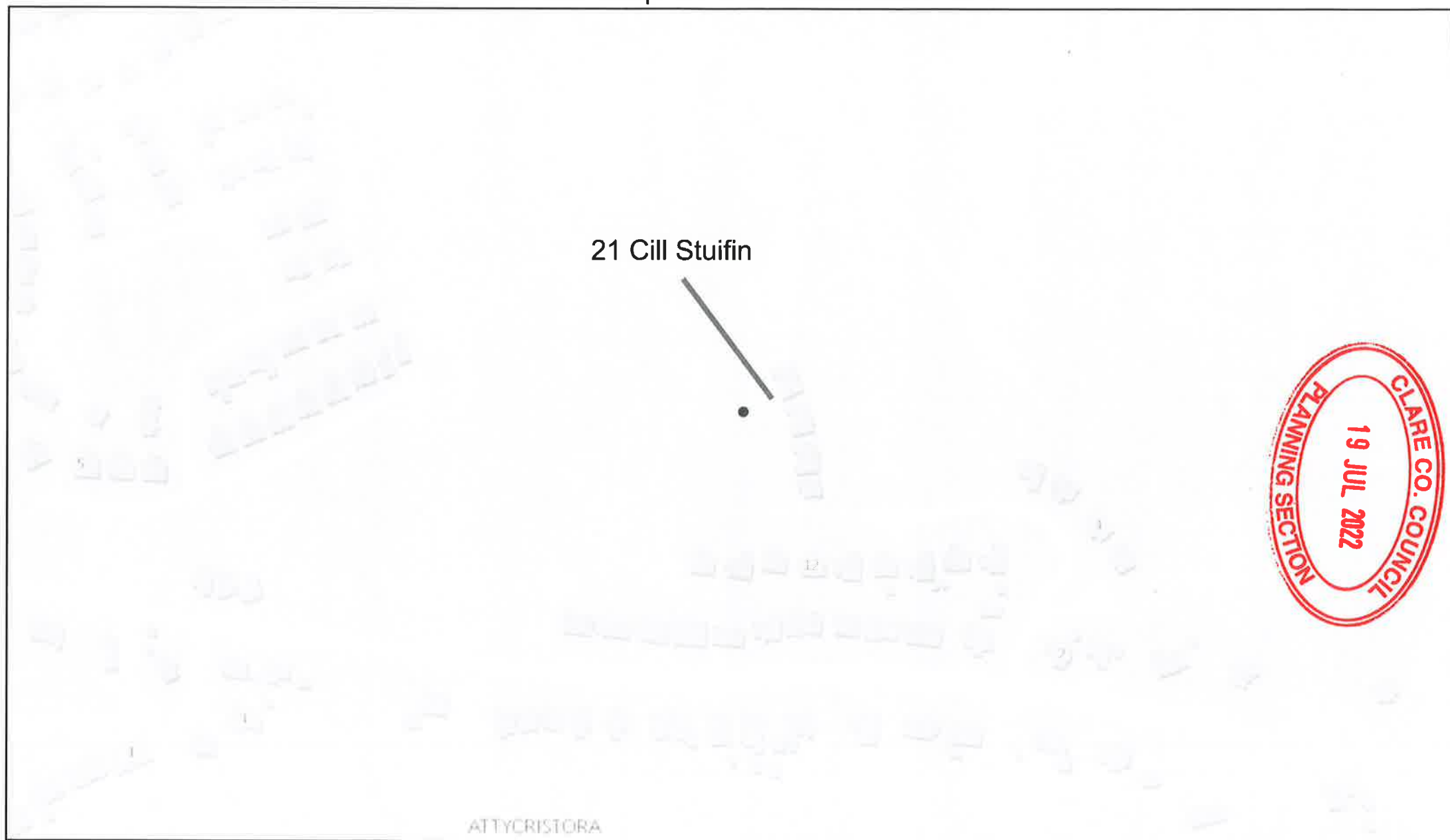


7/13/2022, 5:52:49 PM

— Override 1

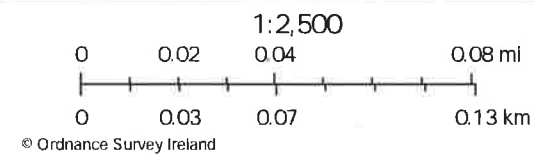


GeoHive Map 21 Cill Stuifin Lahinch

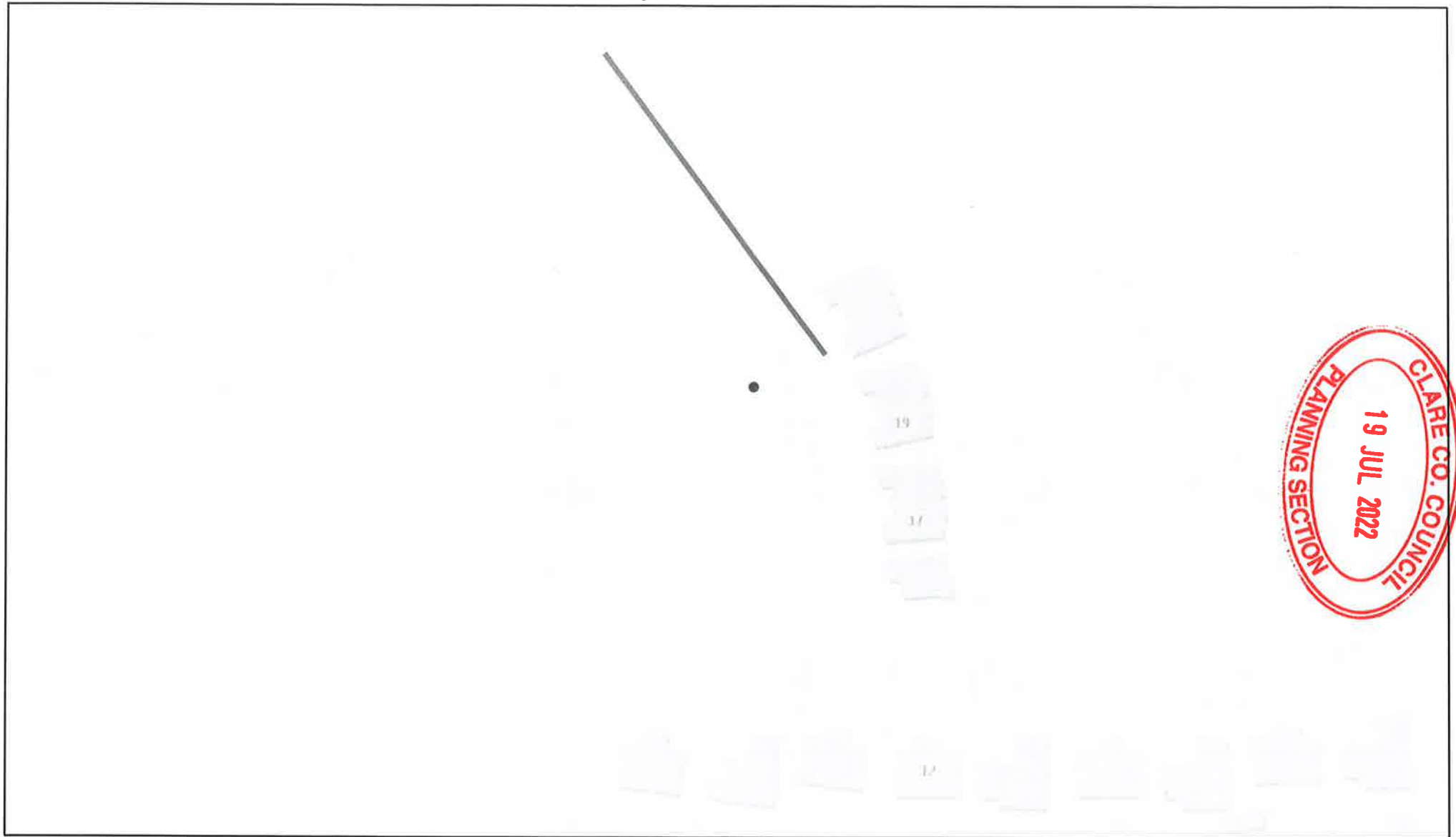


7/13/2022, 5:45:13 PM

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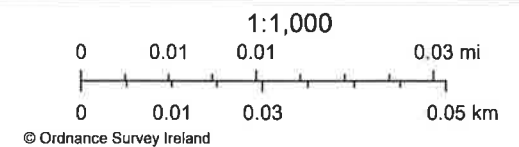


GeoHive Map 21 Cill Stuifin Lahinch



7/13/2022, 5:43:09 PM

— Override 1



Shed outline

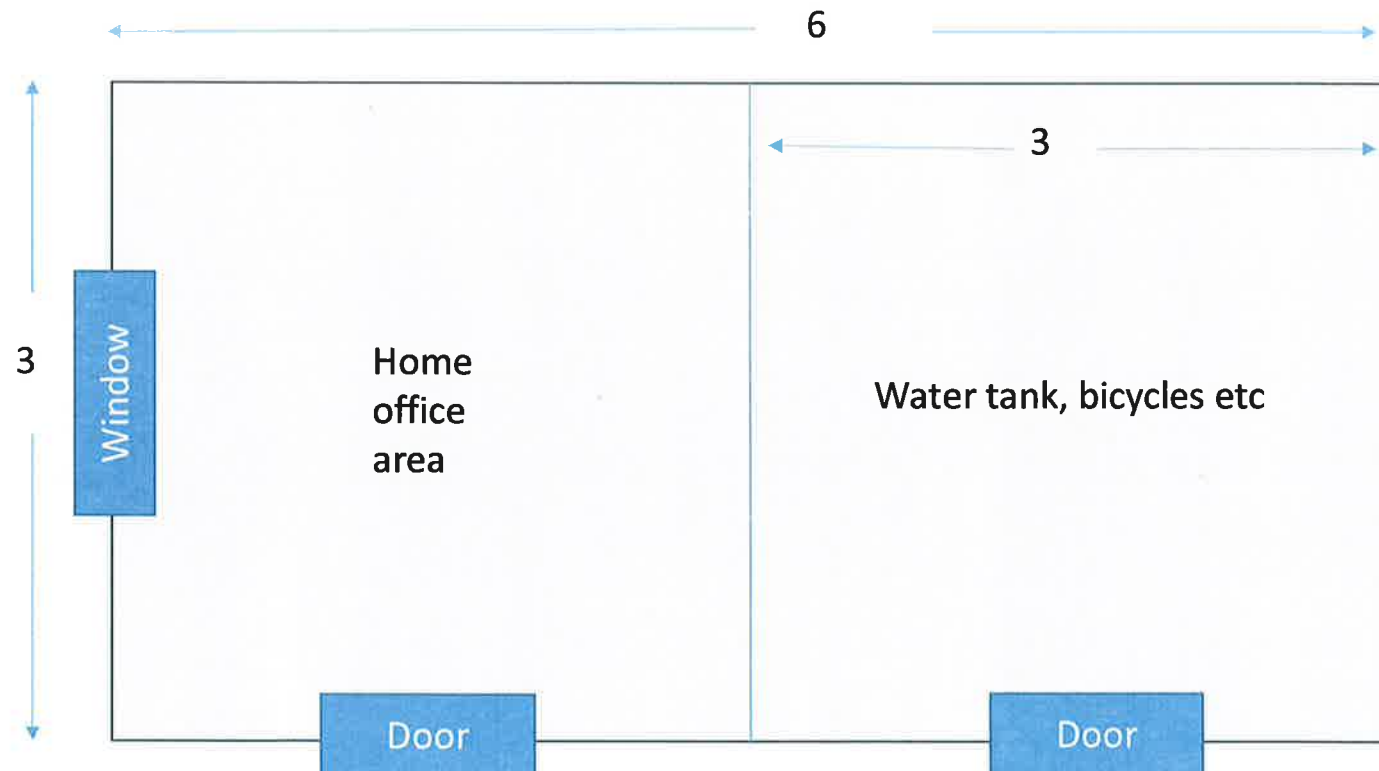
3m x 6m

Window, near office area for
light/ventilation.

Insulation of office area & sound
proofing

Electrical & lights will be installed

Height ~ 2.3m with
A roof, + gutter pipe



Boundary wall

Boundary wall.

MAin House

Kitchen
Area

No 21

Proposed Shed Location

Back garden Area -

fence.

No 22





LAND REGISTRY

Clárann na Talún

Scheme Map

S20821LR010444W

Approved For Registration Purposes.

SITES 16-22 CILL STIDFIN

Warning

This scheme map must not be changed.

Any change to the layout of the scheme must be made by way of a new application for approval.

SIGNED

Dated 13/7/2021

Site No.	Site Area (Hectares)
16	0.0324
17	0.0283
18	0.0287
19	0.0276
20	0.0305
21	0.0289
22	0.0289



Easting 510435.000
Northing 687405.000



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Description
Digital Orthographic Model (DOM)
Publisher's Source
Ordnance Survey Ireland (OSI)
Data Source / Reference
File Format
Address AutoCAD (DWG, RVT)
File Name
1:50000, 1:5000

City Extent / Area of Interest (AOI)
LOCALITY: BALLYMORRIS, CO. CLARE
LOCALITY: BALLYMORRIS, CO. CLARE
LOCALITY: BALLYMORRIS, CO. CLARE
LOCALITY: BALLYMORRIS, CO. CLARE

Projection / Spatial Reference
PROJ4: PROJCS["OSGB36",GEOGCS["OSGB36",DATUM["OSGB36"],SPHEROID["Airy 1830",6377563.396,298.257242571],UNIT["Degree",0.7853981633974483],AXES["Geographic",0,0,0]]]

Country Field Coordinates
X: 510435.000 Y: 687405.000

Reference Index
Map Sheet (Map Sheet)
1:50000, 1:50000
1:50000, 1:50000

Scale Extension Date
Date: 01-Nov-2018

Survey Data Reference
OSGB36, Datum: OSGB36, 1:50,000

Product Version
Version: 1.3

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physical features.

Easting 510210.000
Northing 687230.000

Area under const Dec 2011

Project:
Housing Development at School Road,
Lahinch Co. Clare

Client:
J. Quinn Construction

Drawing Title:
Scheme Map 16-22 Incl

Scale:
1/1000

Status:
A3

Const:
21/543

Job No:
21-544-301

Drawn By:
JQ

Date:
18-06-21

Rev:
0

J. Quinn & Associates
Consulting Engineering & Land
Surveying

Unit 9A Tracklands Business Park
Clonfadmore, Ennis, Co. Clare

Phone: 087 888 2629 Mobile 087 171 1673
E-Mail: info@jquinn.ie

Rev	Description	Date

COMHAIRLE

CONTAE

AN CHLÁIR



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



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