

COMHAIRLE CLARE CONTAE AN CHLÁIR COUNTY COUNCIL

Registered Post

Martin Ronan c/o Mark Hanniffy Tarpey & Associates Ardrahan Co. Galway

2nd May 2023

Section 5 referral Reference R23-23 - Martin Ronan

Is the construction of a slatted cattle shed and manure pit with a floor area less than 200 square metres development, and if so, is it considered exempted development?

A Chara,

I refer to your application received on 6th April 2023 and by way of additional information on 28th April 2023 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

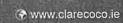
An Roinn Pleanála An Stiúrthóireacht Forbairt Gheilleagrach Áras Contae an Chláir, Bóthar Nua, Inis, Co. an Chláir, V95 DXP2 Planning Department

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.: R23-23



Section 5 referral Reference R23-23

Is the construction of a slatted cattle shed and manure pit with a floor area less than 200 square metres development, and if so, is it considered exempted development?

AND WHEREAS, Martin Ronan 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 and Class 8 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001, as amended.
- (d) The works as indicated in submitted documents from the referrer on 06th April 2023 and the additional information received on the 28th April 2023.

And whereas Clare County Council has concluded:

- (a) the development of the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County 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 of the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County Clare, is exempted development having regard to Class 6 and Class 8 of Schedule 2, Part 3 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 slatted shed, and a manure pit at Kyleatunna, Kilmaley, Co. Clare <u>constitutes development</u> which is <u>exempted development</u> as defined within the Planning & Development Acts, 2000 (as amended) and associated regulations.

With regard to the ancillary concrete hard stand area to the east of the proposed slatted shed and the manure pit at Kyleatunna, Kilmaley, Co. Clare, having regard to Class 8(4) of the Planning and Development Regulations 2001 (as amended), Clare County Council (Planning Authority) hereby decides that this element of the overall development <u>would not constitute</u> exempted development as it would be located within 10 metres of the public road.

Anne O'Gorman Staff Officer

Planning Department

Economic Development Directorate

2nd May 2023

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:

81669

Reference Number:

R23-23

Date Referral Received:

6th April 2023

Date Additional Information Received:

28th April 2023

Name of Applicant:

Martin Ronan

Location of works in question:

Kyleatunna, Kilmaley, Co. Clare

Section 5 referral Reference R23-23 - Martin Ronan

Is the construction of a slatted cattle shed and manure pit with a floor area less than 200 square metres development, and if so, is it considered 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 and Class 8 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001, as amended.
- (d) The works as indicated in submitted documents from the referrer on 06th April 2023 and the additional information received on the 28th April 2023.

AND WHEREAS Clare County Council has concluded:

- (a) The development of the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County 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 of the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County Clare, is exempted development having regard to Class 6 and Class 8 of Schedule 2, Part 3 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 slatted shed, and a manure pit at Kyleatunna, Kilmaley, Co. Clare is considered development which is exempted development.

With regard to the ancillary concrete hard stand area to the east of the proposed slatted shed and the manure pit at Kyleatunna, Kilmaley, Co. Clare, having regard to Class 8(4) of the Planning and Development Regulations 2001 (as amended), Clare County Council (Planning Authority) hereby decides that this element of the overall development would not constitute exempted development as it would be located within 10 metres of the public road.

Signed:

GARETH RUANE

SENIOR EXECUTIVE PLANNER

Date:

2nd May 2023

CLARE COUNTY COUNCIL SECTION 5 DECLARATION OF EXEMPTION APPLICATION PLANNERS REPORT 1

FILE REF:

R23-23

APPLICANT(S):

Martin Ronan

REFERENCE:

Whether the construction of a slatted shed, and a manure pit at

Kyleatunna, Kilmaley, County Clare is not development and is or is

not exempted development.

LOCATION:

Kyleatunna, Kilmaley, County Clare

DUE DATE:

02nd May 2023

Site Location

The proposal site is located in the rural townland of Kyleatunna which is to the north of Cliff Quarry in Darragh. It is to the west of the LS8336 local road and is to the south of an existing storey and a half style dwelling. the site comprises of the roadside 0.15 hectares of a larger agricultural field that is accessed via an existing agricultural entrance. The receiving landscape comprises of undulating hills and this is a relatively well screened site. The main views towards the site are local range views from the adjacent road. The site is located within the Western Corridor Working Landscape as per the Clare County Development Plan 2023-2029. I inspected the site on the 20th April 2023. Additional information was received on the 28th April 2023.

Recent Planning History

Onsite

None.

<u>East</u>

None.

Background to Referral

This Referral under Section 5(3)(a) of the Planning and Development Act 2000 (as amended) has been made by Martin Ronan who states that he is seeking a Section 5 Declaration as to whether the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County Clare is or is not development and is or is not exempted development. Mr Ronan is the stated owner of the site.

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

Planning and Development Regulations 2001 (as amended) Schedule 2, Part 3, Class 8

Works consisting of the provision of roofless cubicles, open loose yards, self-feed silo or silage areas, feeding aprons, assembly yards, milking parlours or structures for the making or storage of silage or any other structures of a similar character or description, having an aggregate gross floor space not exceeding 200 square metres, 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 structures 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 the 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 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,
- (iii)(a) endanger public safety by reason of hazardous glint and/or glare for the operation of airports, aerodromes or aircraft,

(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

Basis of Referral

The applicant is seeking a Section 5 Declaration as to whether the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County Clare is or is not development and is or is not exempted development.

Particulars of Proposal

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

Slatted Shed

| | Height | 5.712 metres |
|---|-------------------------|---------------------------------------|
| | Proposed Floor Area | 178.74 sqm |
| • | Distance from road | Greater than 10 metres |
| • | Distance from dwellings | Applicants dwelling within 100 metres |

Manure Pit

| | Height | 1.8 metres |
|---|-------------------------|---------------------------------------|
| • | Proposed Area & Volume | 37sqm & 67cbm |
| • | Distance from road | Greater than 10 metres |
| • | Distance from dwellings | Applicants dwelling within 100 metres |

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.

It is proposed that the structure will be used as a slatted shed.

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

The use proposed is agricultural.

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 in this instance.

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.

Details of the proposed tank are set out in the drawings submitted. The slatted tank must be in line with standards as set by the Department of Agriculture, Food and Rural Development and Department of the Environment and Local Government.

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

The proposed development is in excess of 10 metres from the public road.

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

This height threshold is not exceeded in this instance.

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 proposed development is within 100 metres of the applicants dwelling. No other dwellings are within 100 metres of the site.

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

Dark green cladding and concrete finishes are proposed.

Planning and Development Regulations 2001 (as amended) Schedule 2, Part 3, Class 8

Works consisting of the provision of roofless cubicles, open loose yards, self-feed silo or silage areas, feeding aprons, assembly yards, milking parlours or structures for the making or storage of silage or any other structures of a similar character or description, having an aggregate gross floor space not exceeding 200 square metres, and any ancillary provision for effluent storage.

A manure pit and hard stand area are proposed.

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

The proposed use is agricultural.

2. The gross floor space of such structures 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 floor area threshold is not exceeded.

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 the Department of the Environment and Local Government requirements and shall have regard to the need to avoid water pollution.

Details of the proposed pit are set out in the drawings submitted. The slatted tank must be in line with standards as set by the Department of Agriculture, Food and Rural Development and Department of the Environment and Local Government.

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

The manure pit structure is in excess of 10 metres from the road. The concrete hard stand area is less than 10 metres from the public road.

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

The height of the pit is 1.8 metres.

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

The proposed development is within 100 metres of the applicants dwelling. No other dwellings are within 100 metres of the site.

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

No unpainted metal sheeting is proposed.

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:

(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

Not applicable.

(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,

Not applicable.

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

Site is served by an existing agricultural access point.

(iii)(a) endanger public safety by reason of hazardous glint and/or glare for the operation of airports, aerodromes or aircraft,

Dark green sheeting proposed.

(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.

This site is located within the Western Corridor Working Landscape. Having regard to the nature of the proposed development, that nature of the proposal site and its receiving environs, the views available towards the site I consider that development proposed would not interfere with the character of the landscape or views in the area.

(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,

Not applicable.

(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,

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,

Not applicable.

(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 proposal site is located circa 2.8km from Knockanira House SAC. Having regard to the nature and scale of the proposed development and the absence of proximity or connectivity to a European Site, no Appropriate Assessment issues arise and I do not consider 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."

The proposed development would not be likely to have an adverse impact on an area designated as a natural heritage area.

(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,

Not applicable.

(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,

Not applicable.

(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,

Not applicable.

Not applicable.

(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.

Not applicable.

Conclusion

Having regard to the above it is considered that the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County Clare constitutes both 'works' and 'development'. However regard has also been had to Class 6 and Class 8 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001, as amended and the slatted shed and manure pit as proposed is development and is exempted development. The concrete hard stand area to the east of the proposed slatted shed and manure pit does not constitute exempted development as per the requirements of Schedule 2, Part 3, Class 8(4) of the Planning and Development Regulations 2001 (as amended) as it would be located with 10 metres of the public road.

Recommendation

The following question has been referred to the Planning Authority:

Whether the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County Clare, 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 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 and Class 8 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001, as amended.
- (d) The works as indicated in submitted documents from the referrer on 06th April 2023 and the additional information received on the 28th April 2023.

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

- (a) the development of the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County 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 of the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County Clare, is exempted development having regard to Class 6 and Class 8 of Schedule 2, Part 3 of the Planning and Development Regulations 2001, as amended.

Now therefore Clare County Council (Planning Authority) hereby decides that the construction of a slatted shed, and a manure pit at Kyleatunna, Kilmaley, County Clare, is development and is exempted development.

With regard to the ancillary concrete hard stand area to the east of the proposed slatted shed and the manure pit at Kyleatunna, Kilmaley, County Clare, having regard to Class 8(4) of the Planning and Development Regulations 2001 (as amended), Clare County Council (Planning Authority) hereby decides that this element of the overall development would not constitute exempted development as it would be located with 10 metres of the public road.

Executive Planner

Date: 28th April 2023

Senior Executive Planner Date: 28 0413

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

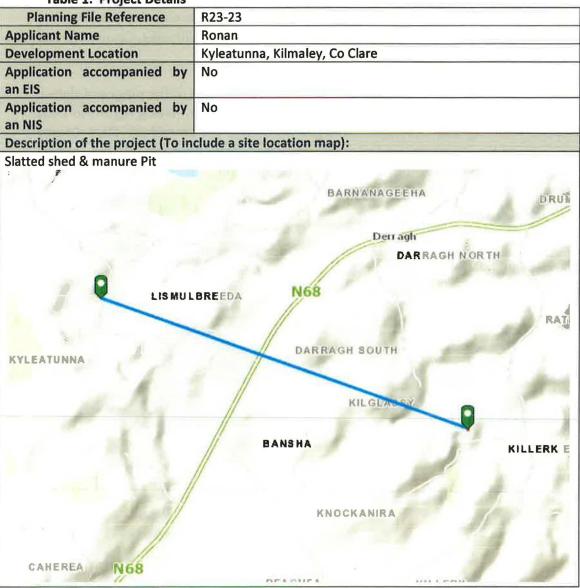


Table 2: Identification of European sites which may be impacted by the proposed development.

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)¹ is recommended. For projects, the

¹ 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

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 ² | Qualifying Interests (QIs)/Special Conservation Interests (SCIs) and conservation objectives (either generic or detailed) (available on <u>www.npws.ie/protectedsites</u>) or through Intranet. | to Applicant |
|-----------------------------|---|-----------------|
| Knockanira House SAC | Rhinolophus hipposideros (Lesser Horseshoe Bat) [1303] | |

| 1 | Impacts on designated rivers, streams, lakes and fresh water dependant habitats and species. | Is the development in the catchment of or immediately upstream of a watercourse that has been designated as a European site? | No |
|---|--|---|----------------------|
| 2 | Impacts on terrestrial habitats and species. | Is the development within 1km of a European site with terrestrial based habitats or species? | No |
| 3 | Impacts on designated marine habitats and species. | 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 | No |
| 4 | Impacts on birds in SPAs | Is the development within 1km of a Special Protection Area | No |
| 5 | Indirect effects | Is the development, in combination with other existing or proposed developments likely to impact on an adjacent European site? Is any emission from the development (including noise) likely to impact on an adjacent habitat or species? | No impacts envisaged |

could affect water quality or quantity it may be necessary to consider the full extent of the upstream and/or downstream catchment.

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

| Appropriate Assessment Screening Determination | | |
|---|--------------|--|
| Planning File Reference R22-23 | | |
| Proposed Development | Slatted shed | |
| Development Location Kyleatunna Kilmaley | | |
| European sites within impact zone As per report | | |
| Description of the project | | |

Slatted shed & manure pit

Qualifying Interests (QIs)/Special Conservation Interests (SCIs) of European site

As per report

Describe how the project or plan (alone or in combination) is likely to affect the European site(s).

Water quality & general disturbance

If there are potential negative impacts, explain whether you consider if these are likely to be significant, and if not, why not?

Spreadlands at a significant remove from the designation. Compliance with European Communities (Code of Good Agricultural Practice for Protection of Waters) Regulations, 2014 required by applicants. No loss of foraging area and/or treelines etc.

Documentation reviewed for making this statement

NPWS website

Plans and particulars received

GIS mapping database

Conclusion of assessment (a, b, c or d)

(a) The proposed development is directly connected with or necessary to the nature conservation management of a European Site(s)³

(b) There is no potential for significant effects to European Sites³

(c) The potential for significant effects to European Site(s) cannot be ruled out⁴

http://ec.europa.eu/environment/nature/natura2000/management/docs/art6/natura 2000 assess en.p df

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

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

⁴ 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

| | 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 ⁵ | No |
|------|---|-----------------------------|
| Comp | oleted By | John O'Sullivan |
| Date | | 28 th April 2023 |

⁵ 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.



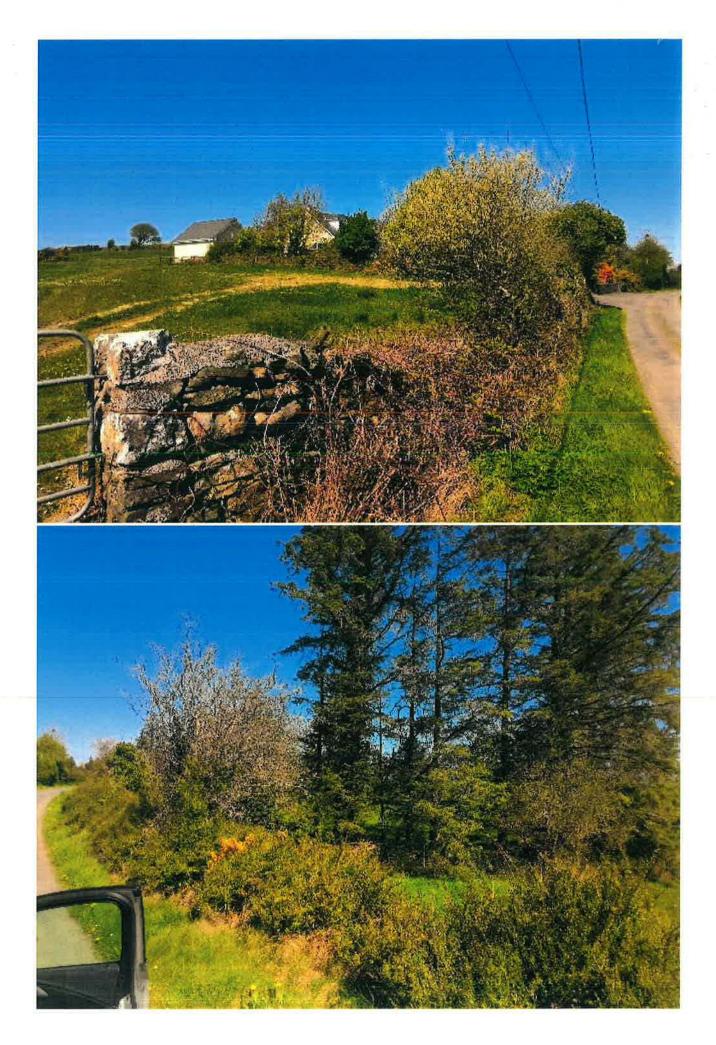


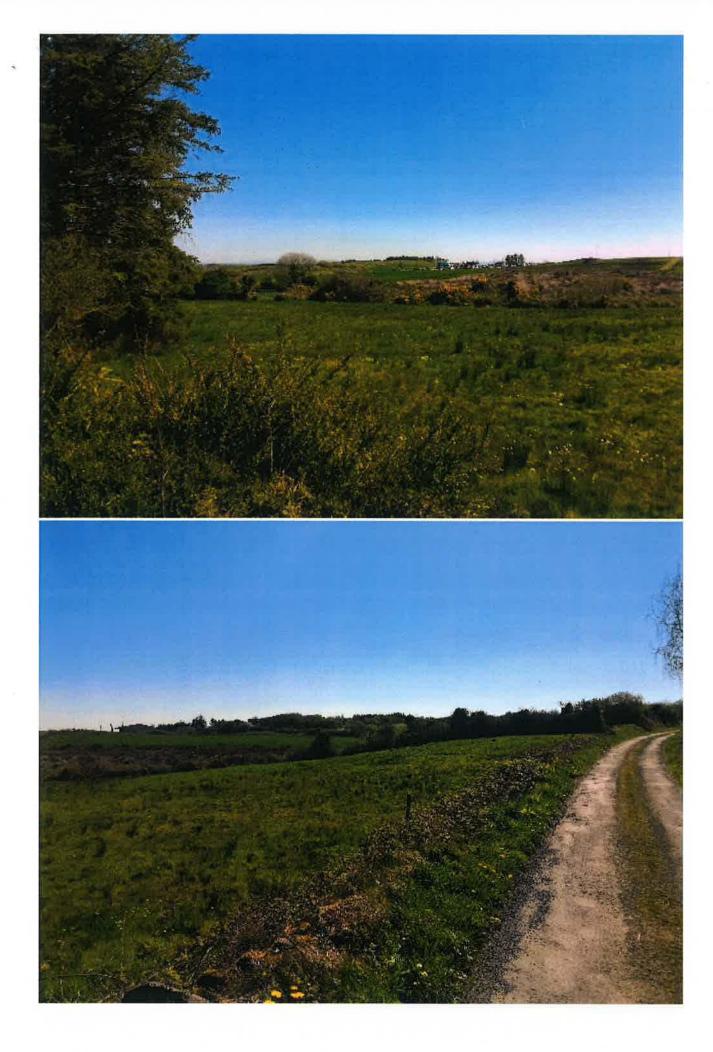












John O Sullivan

From:

Mark Hanniffy <mark@tarpeyassociates.ie>

Sent:

Friday 28 April 2023 11:44

To:

John O Sullivan

Subject:

Re: Martin Ronan

Attachments:

Martin Ronan Site Layout 280423.pdf

Hi John

Apologies, I have been away from work this week, just got this amended now, hope this is ok, apologies for the delay. 103.23 is the ffl

Thanking you

Regards

Mark Hanniffy

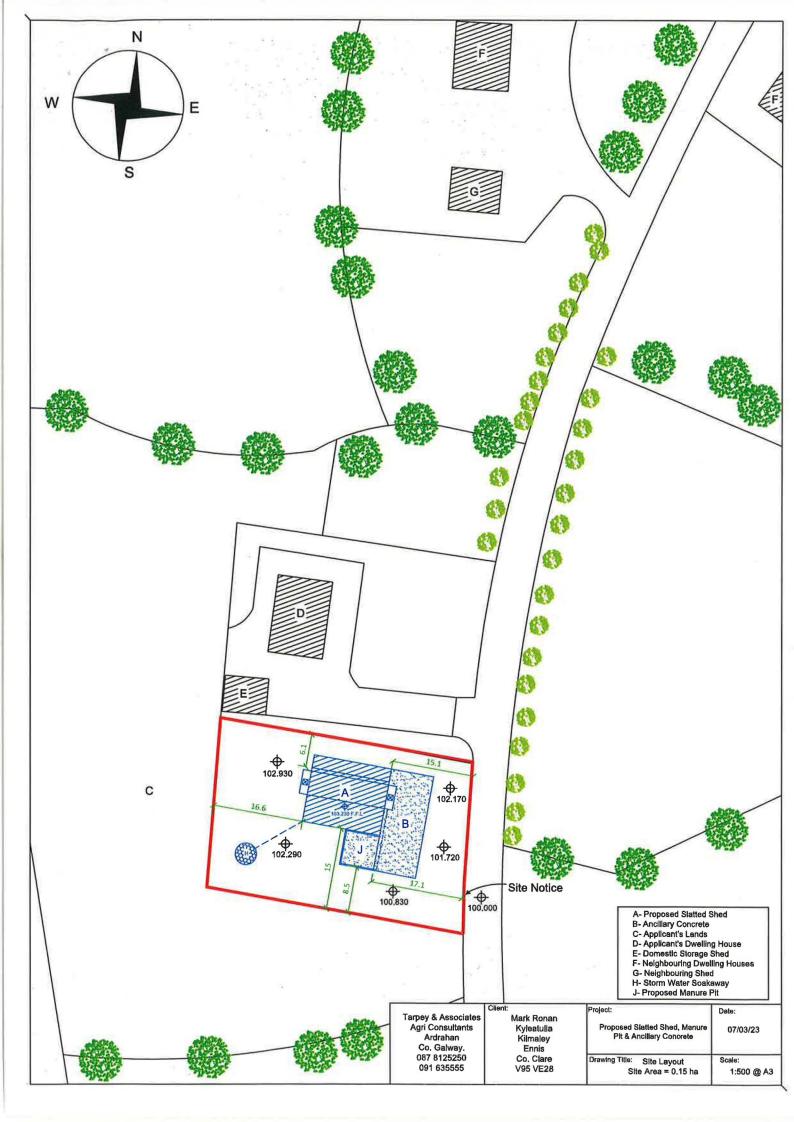
Tarpey & Associates.

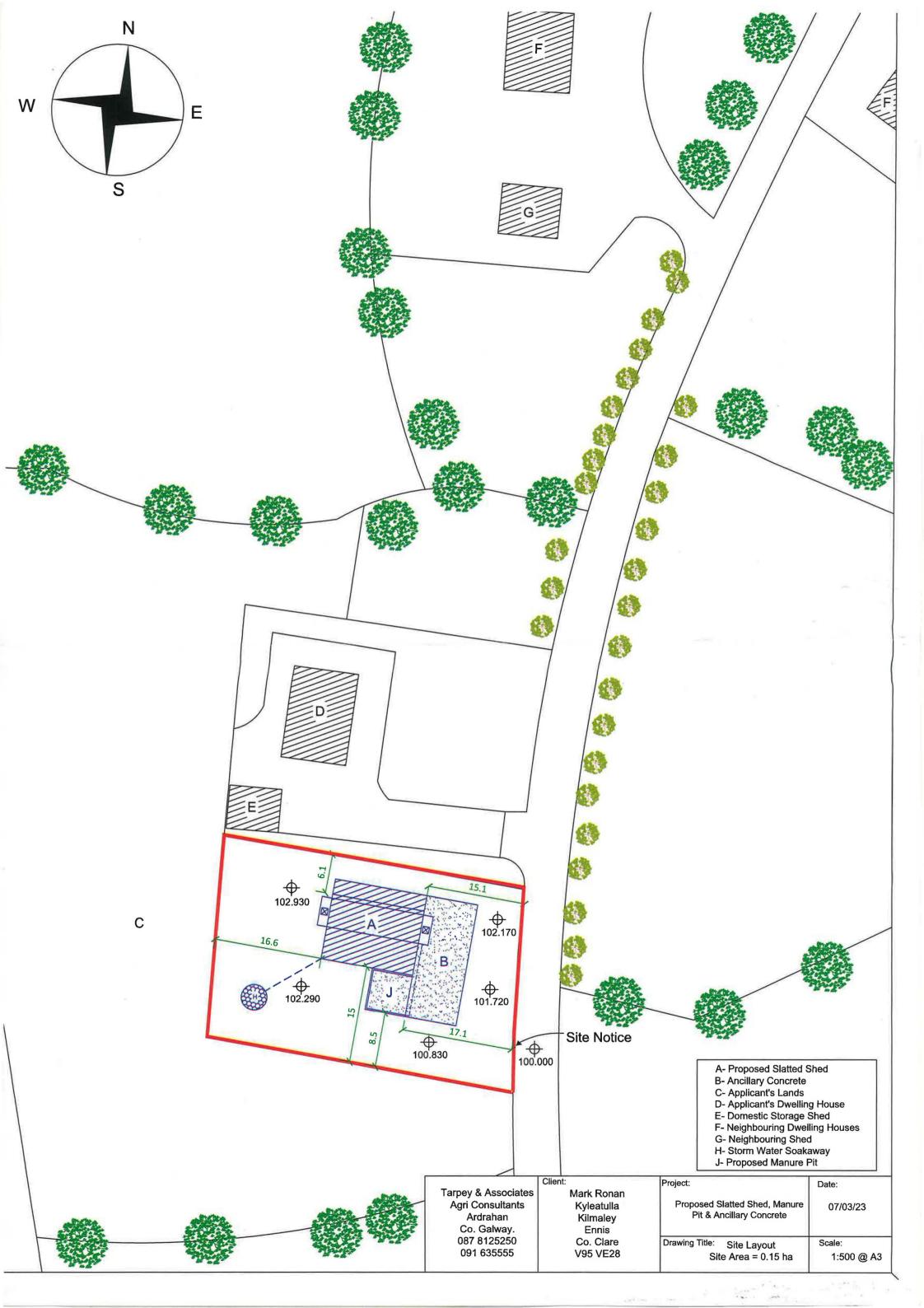
Agricultural Consultants,

Ardrahan,

Co. Galway.

091-635 555







COMHAIRLE CLARE CONTAE AN CHLÁIR COUNTY COUNCIL

Martin Ronan c/o Mark Hanniffy **Tarpey & Associates** Ardrahan Co. Galway

06/04/2023

Section 5 referral Reference R23-23 - Martin Ronan

Is the construction of a slatted cattle shed and manure pit with a floor area less than 200 square metres development, and if so, is it considered exempted development?

A Chara.

I refer to your application received on 6th April 2023 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

Brian Fahy

Planning Department

Economic Development Directorate

An Roinn Pleanála An Stiúrthóireacht Forbairt Gheilleagrach

Áras Contae an Chláir, Bóthar Nua, Inis, Co. an Chláir, V95 DXP2

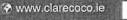
Planning Department Economic Development Directorate

Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2













Ardrahan, Co Galway Tel: 091-635555 Mobile: 087-8125250

Planning Department,
Economic Development Directorate
Clare County Council
New Road,
Ennis
Co. Clare
V95 DX92

Planning Permission Exemption Application - Permission for the construction of a new slatted shed with Calf Creep area, Manure Pit and all associated ancillary concrete with a combined floor space of 178.84m² in the townland of Kyleatunna, Kilmaley, Ennis, Co. Clare

05/04/2023 A Chara,

Please find enclosed 2 copies of the relevant paperwork for the planning exemption application for Martin Ronan, Kyleatunna, Kilmaley, Co. Clare.

If there is anything else needed or if you have any further queries, please don't hesitate to contact us on the above number.

Yours faithfully,

TARPEY & ASSOCIATES

Yende Yami by



AN CHLÁIR

Clare County Council Aras Contae an Chlair

New Road Ennis Co Clare

06/04/2023 10:33:48

Receipt No. L1CASH/0/347656
***** REPRINT *****

MARTIN RONAN C/O MARK HANNIFFY TARPEY & ASSOCIATES ARDRAHAN CO GALWAY REF R23/23

SECTION 5 REFERENCES GOODS 80.00 VAT Exempt/Non-vatable

80.00

Total:

80.00 EUR

CONTAE

Tendered:

CHEQUES N CHL 80.00 R

Change:

0.00

Issued By : L1CASH- Noilin Hayes

From : MAIN CASH OFFICE LODGEMENT AF

Vat reg No.0033043E

P07

223-23

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

100

| 1. | 1. CORRESPONDENCE DETAILS. | |
|--------------------------------|----------------------------|---------------------------|
| (a) Name and Address of person | | MARTIN RONAN. |
| | seeking the declaration | KYLEATUNNA, RECO. COUNCIL |
| | | KILMALEY GAPR 2029 |
| | | ENNIS, |
| | | CO. CLARE. |
| (b) | Telephone No.: | |
| (c) | Email Address: | |
| (d) | Agent's Name and address: | MARK HANNIFFY |
| | | YARPEY & ASSOCIATES, |
| | | ARDRA HAN. |
| | | CO. GALWAY |
| | 5 | |

| 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? |
| PERMISSION IS BEING SOLIGHT TO CONSTRUCT |
| A SLATTED CATTLE SHED & MANUER PIT WITH a |
| FLOOR AREA LESS THAN 200 Sque METERS. (TYPE 1) |
| (b) Provide a full description of the question/matter/subject which arises wherein a declaration of the question is sought. |
| A PLANNING EXEMPTION IS BEING SOMEHT GO |
| CONSTRUCT A ROOFED SLATTED SHED WITH |
| A CALF CREEP AREA, MANURE PIT & AII |
| ASSOCIATED CONCRETE US KYLEATUNNA, KILMALEY. |
| ENNIE, CO. CLATZE, FOR MARTIN RONAN. |
| THE DEVELOPMENT CONSISTS of a |
| ROOFED AREA WITH A COMBINED |
| FLOOR SPACE OF 178.84 M2 |
| |
| |
| |
| |
| |
| |
| |
| (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) |
| PLEASE SEE ENCLOSED PLANS, ELEVATIONS, SECTIONS, |
| SITE LAYOUT MAP & SITE LOCATION MAP |

| | 3. DETAILS RE: PROPERTY/SITE/BUILDING | FOR WHICH DECLARATION IS SOUGHT |
|-----|---|--|
| (a) | Postal Address of the Property/Site/Building for which the declaration sought: | KYLEATUNNA, KILMALEY, ENNIS, Co. CLAIRE |
| (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): | OUNER |
| (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: | N/A. |
| | Note: Observations in relation to a referral may be requested from the owner/occupier where appropriate. | |
| (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? If so please supply details: | NO |
| (g) | Were there previous planning application/s on this site? If so please supply details: | No |
| (h) | Date on which 'works' in question were completed/are likely to take place: | 1/04/2024. |

SIGNED: Mek Hen: Hy (AGENT)

DATE: 28/03/23.

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 Countil
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 | Part Marie | |
|------------------------|----------------|---|
| Date Received: | Fee Paid: | *************************************** |
| Date Acknowledged: | Reference No.: | |
| Date Declaration made: | CEO No.: | |
| Decision: | | |

Farmer Full - Fertiliser Plan 2023

Name

Martin Ronan

Address

Kyleatunna, Kilmaley, Ennis

County (Zone)

Clare (C)

Herd No.

This fertiliser plan is based on the information provided to Tarpey & Associates. Tarpey & Associates cannot accept responsibility for inaccurate information being supplied.

This report contains the following:

- 1.)- Cover Page
- 2.)- Farm Summary of Soil fertility and fertiliser requirements
- 3.)- Lime Report
- 4.)- Fertiliser Plan for the farm
- 5.)- Summary of All Livestock on the holding
- 6.)- Soil Sample Results
- 7.)- Manures Produced on Holding and Storage Facilities on Farm
- 8.)- Summary of Land areas, Cropping and max fertiliser allowances
- 9.)- Concentrate feed usage on the farm in 2022
- 10.)- Cereal crop yields where relevant
- 11.)- Plan Notes where relevant



Farm & Soil fertility Summary

| Fertiliser Plan Summary | Martin Ronan | 2023 | | | |
|-------------------------|-----------------------------|-------------------------------|---------------|----------|------|
| Herd No. | | Land Areas | | Ha | % |
| Address | Kylealunna, Kilmaley, Ennis | | Total | 27.54 | |
| County (Zono) | | | Grassland | 27,54 | 100 |
| County (Zone) | Clare | | Arable | 0 | 0 |
| Weeks Storage. | 18 Weeks | | Sampled Areas | 0.00 | 0.00 |
| Closed Periods | | Stocking Rates | | | |
| Slurry | 1 October to 15 January | Current Ye | ars WFSR | 61.55 kg | /Ha |
| Chemical | 15 September to 29 January | Current Ye | ars GSR | 61.55 kg | /Ha |
| FYM | 1 November to 15 January | Previous Years GSR 60.00 kg/l | | /Ha | |

Soil Fertility Summary Overall Fertility Status

| pH > 6.2, P & K index 3 or 4 |
|--------------------------------|
| Graphics and data for soil |
| fertility require soil sample |
| info to be included and linked |
| to narcels |

| | Ha's | % |
|-----|------|---|
| Yes | 0.00 | % |
| No | 0.00 | % |

Lime

Soil pH > 6.2

Graphics and data for soil fertility require soil sample info to be included and linked to parcels.

| рН | Ha's | % |
|---------|------|---|
| <5.5 | 0.00 | % |
| 5.5-5.9 | 0.00 | % |
| 5.9-6.2 | 0.00 | % |
| 6.2-6.5 | 0.00 | % |
| | | |

Phosphorus

P Index

Graphics and data for soil fertility require soil sample info to be included and linked to parcels.

| Index | Ha's | % |
|-------|------|-----|
| 1 | 0.00 | % |
| 2 | 0.00 | % |
| 3 | 0.00 | % |
| 4 | 0.00 | 96. |

Potassium

K Index

Graphics and data for soil fertility require soil sample info to be included and linked to parcels.

| Index | Ha's | % |
|-------|------|----|
| 1 | 0.00 | % |
| 2 | 0.00 | % |
| 31 | 0.00 | % |
| 4 | 0.00 | 76 |

%reduction in farm capacity to perform based on current fertility levels compared to optimal fertility

| pr, Pand K | | рп | - | K | |
|--------------|--------------|----------|--------------|-------|---------|
| Soil pH & Li | me | | Target pH | Grass | Tillage |
| | Lime Planned | | Mineral Soil | 6.3 | 6.5 |
| | 2023 | 0 Tonnes | Organic Soil | 5.5 | 5.5 |
| | 2024 | 0 Tonnes | | | |

Organic Manure Plan

Chemical Fertiliser Advice

2025 2026

| | N(kg) | P(kg) | K(kg) |
|----------------------|-------|------------|-------|
| Chemical Recommended | 1,886 | 180 (100%) | 818 |
| Max Chemical Allowed | 5,095 | 193 | |
| Chemical Usage | 1,677 | 87 | 980 |

0 Tonnes

0 Tonnes

| Planned Fertilisers | | |
|---------------------|--------|--|
| Fertiliser | Tonnes | |
| 24-2.5-10 | 3.47 | |
| 20-0-15 | 4,22 | |

Lime Requirements



Fertiliser plan for the Farm



| Planned Fertilisers | |
|---------------------|--------|
| Fertiliser | Tonnes |
| 24-25-10 | 3.47 |
| 20-0-15 | 4.22 |

| | N(kg) | P(kg) | K(kg) |
|----------------------|-------|------------|-------|
| Chemical Recommended | 1,888 | 180 (100%) | 815 |
| Max Chemical Allowed | 5,096 | 193 | |
| Charrical Usage | 1,677 | 87 | 980 |

| Plot | Crop | Crop Area(Ha) | | Index | Nutrients Applied (Units/Acre) | Nutrients Advice (Units/Acre) | Organic Manure | S | Chemical Ferti | lisers |
|------|-----------------|---------------|--|-------|-----------------------------------|-------------------------------------|------------------------------|------------------------------|--------------------------|------------------------|
| | | | | NIPIK | N P K | N P K | Cattle Slurry (Gals/Acre) | Farmyard Manure (T/Ha) | 24-2.5-10 (Bags/Acre) | 20-0-15 (Bags/Acre) |
| 1 | Grazing | 2.92 | | 1 3 3 | 30 0 22 | 32 3 16 | 0.0 | 0.0 | 0.0 | 1.5 |
| 2 | Grazing | 3,99 | | 1 3 3 | 31 1 29 | 32 3 16 | 0.0 | 3,0 | 0.0 | 1.5 |
| 3 | Grazing | 6.89 | | 1 3 3 | 31 1 29 | 32 3 16 | 0.0 | 3.0 | 0,9 | 1.5 |
| 4 | Grazing | 1.06 | | 1 3 3 | 30 0 22 | 32 3 16 | 0.0 | 0.0 | 0.0 | 1.5 |
| 5 | 1 Out + Grazing | 3.49 | | 1 3 3 | 109 17 88 | 114 19 97 | 1500,0 | 0.0 | 4,0 | 0.0 |
| 6A | Grazing | 0.61 | | 1 3 3 | 30 0 22 | 32 3 16 | 0.0 | 0.0 | 0.0 | 1.5 |
| 6B | 1 Out + Grazing | 1.26 | | 1 3 3 | 109 17 88 | 114 19 97 | 1500.0 | 0.0 | 4.0 | 0.0 |
| 7 | Grazing | 2.38 | | 1 3 3 | 31 1 28 | 32 3 16 | 0.0 | 2.5 | 0.0 | 1.5 |
| 8 | 1 Out + Grazing | 3.02 | | 1 3 3 | 114 14 95 | 114 19 97 | 1350.0 | 0.0 | 3.0 | 1,5 |
| 9 | Grazing | 1.92 | | 1 3 3 | 30 0 22 | 32 3 16 | 0.0 | 0.0 | 0.0 | 1.5 |

Summary of All Livestock on the holding

Total Nitrogen and Phosphate produced

| Animal | No. Animals | N 'head | NTotal | P /head | P Total |
|--------------------------|-------------|----------------|--------|---------|---------|
| Sucitier cow | 15 | 65.0 | 975.0 | 10.0 | 150.0 |
| Cattle (1-2 year old) | 8 | 57.0 | 456.0 | 8.0 | 64.0 |
| Catile (0-1 year old) | 11 | 24.0 | 264.0 | 3.0 | 33.0 |
| | | Total N | 1695 | Total P | 247 |

Animal Breakdown

| Animal Category | NTotal | P Total | |
|-----------------|--------|---------|--|
| Grazing | 1695 | 247 | |
| Non-Grazing | 0 | 0 | |

Projected Exports

| Manure Type | Date of Export | Quantity (t) | Total N (kg) | Total P (kg) |
|-------------|----------------|--------------|-----------------|--------------|
| | - | No data ava | ilable in table | |

Projected Imports



Total Nitrogen &Phosphorus to be applied on the holding (kg)

| N Total Value | P Total Value |
|---------------|---------------|
| 1,695.0 | 247.0 |

Stocking Rates

| Whole Farm Stocking Rate Current Year | Grassland Stocking Rate Current Year | Grassland Stocking Rate Previous Year | |
|---------------------------------------|--------------------------------------|--|--|
| 62 | 62 | 60 | |

Soil Samples Results



Manures Produced on Holding and Storage Facilities on Farm

Slurry Produced

From Animals

| Animal | No. on Slurry | Weeks slurry produced | Weeks slurry required | | Total Slurry Produced (m3) | Storage requirement (m3) |
|------------------------------|---------------|-----------------------|-----------------------|----|----------------------------|--------------------------|
| Cattle (18-24 months old) | 8 | 18 | | 18 | 37.4 | 37.4 |
| Suckler cow | 13 | 18 | | 18 | 67.9 | 67.9 |
| Total Slurry Produced | | 105.3 m | 3 | G | allons | |
| Total Storage Re | equired | | 105.3 m ³ | | G | allons |

From Dirty Yards

Rectangular Areas

| Yard | Length (m) | Width (m) | Area (m2) | | | |
|----------------------------|------------|-----------|-----------|--|--|--|
| No data available in table | | | | | | |

Circular Areas

| Yard | Diameter (m) | | | Area (m2) | | |
|--|--------------|----------------------|------|----------------|---------|---------|
| | No data | a available in table | | | | |
| Total Storage Required for Dirty Yards | THE PARTY OF | 0.0 m ³ | | | Gallons | |
| om FYM Seepage | | | | | | |
| Under Animals | | | 0.0 | m ³ | | |
| From Uncovered FYM Heaps | | | 21.4 | m ³ | | |
| Total FYM Seepage to be Stored | | | 21.4 | m3 | | Gallons |

From Dairy Washings

This report is based on information inputted into Teagasc NMP online.
Teagasc cannot accent responsibility for inaccurate information being inputted

Slurry Storage

| Storage Type | Location Name | Width | Length | Diameter | Depth | Net Capacity |
|--------------------|----------------|-------|--------|----------|-----------------|-----------------|
| Covered(Rectangle) | slatted tank 1 | 3.5 | 21.2 | | 2.4 | 164.0 |
| Covered(Rectangle) | New shed tank | 4.4 | 17.4 | | 2.4 | 168,4 |
| | | | | | Net Capacity | 332.0 |

Slurry Storage Balance

Farm Slurry Storage Balance

Slurry Produced (Animals)

Cattle Slurry Imported

Cattle Slurry Exported

Slurry Produced (Dirty Yards)

Slurry Produced (FYM Seepage)

Slurry Produced (Dairy Washings)

Slurry Produced (Rainfall in open tanks - 18 weeks)

Total Slurry Produced

Dilutes Added to Slurry

Dilution factor

Total Available Net Storage

Surplus Storage Available

Total Slurry to be stored on Farm

| lurry to be stored on Farm | Volume of Cattle Slurry for Spreading |
|----------------------------|---------------------------------------|
| | |

| 3 m ³ | 105.3 | m ³ | 105.3 |
|------------------|-------|----------------|-------|
|) m ³ | 0.0 | | |
|) m ³ | 0.0 | | |
|) m ³ | 0.0 | m ³ | 0.0 |
| 4 m ³ | 21.4 | m ³ | 21.4 |
|) m ³ | 0.0 | m ³ | 0.0 |
|) m ³ | 0.0 | | |
| 7 m ³ | 126.7 | m ³ | 126.7 |
| allons | Gal | llons | Ga |
| 4 m ³ | 21.4 | | |
| .1 % | 83.1 | | |
| | | 2 | |

Farm Soiled Water Storage Balance

Soiled Water Produced (Dairy Washings)

Soiled Water Produced (Yards)

Total Available Net Soiled Water Storage

Additional Storage Required

| 0.0 | m ³ | |
|-----|----------------|--|
| 0.0 | m ³ | |
| 0.0 | m ³ | |
| 0.0 | m ³ | |

FYM Production

| Animal | No. on FYM | Straw Usage | Weeks FYM Production | Weeks FYM Storage | Total FYM Produced (m3) | Total FYM Storage (m3) | Seepage Produced (m3) | Total Straw Usage (kg) |
|----------------|---------------|----------------|-------------------------|----------------------|----------------------------|---------------------------|--------------------------|---------------------------|
| Cattile 0-1 yr | 5 | Н | 18 | 18 | 29.2 | 29.2 | 0.0 | 2,340.0 |
| Suckler cow | 2 | н | 18 | 18 | 22.4 | 22.4 | 0.0 | 1,764.0 |

 Total Straw Usage
 4,104.0 kg

 Seepage Produced
 0.0 m³

 Total FYM Produced
 51.6 m³

 Total FYM Storage
 51.6 m³

Farmyard Manure

| Storage Type | Location Name | Width | Length | Diameter | Depth | Net Capacity |
|----------------------|---------------|-------|--------|----------|-----------------|-----------------|
| Uncovered(Rectangle) | New Dungstead | 6.1 | 6.1 | | 2,4 | 89.3 |
| | | | | May Sign | Net Capacity | 89.0 |

FYM Under Animals



Gallons

Gallons

Gallons

Gallons

| | | | | Net Capacity | 25.0 |
|--------------------|-------------------|-----|------|-----------------|------|
| Covered(Rectangle) | D (Under Animals) | 5.0 | 5.0 | 0.2 | 5.0 |
| Covered(Rectangle) | C (Under Animals) | 5.0 | 5.0 | 0.2 | 5,0 |
| Covered(Rectangle) | B (Under Animals) | 5.0 | 5.0 | 0.2 | 5.0 |
| Covered(Rectangle) | A (Under Animals) | 5.0 | 10.0 | 0.2 | 10.0 |

FYM Storage Balance

Seepage Produced

Under Animals

From Uncovered FYM Heaps

Total FYM Seepage to be Stored

| | 0.0 | m ³ |
|---------------|------|----------------|
| in the second | 21.4 | m ³ |
| | 21.4 | m ³ |

| Gallons |
|---------|
| Gallons |
| Gallons |

FYM Storage Balance

Total FYM Storage Required

Nutrient Adjustment Factor

| 51.6 | m ³ |
|------|----------------|
| 45.0 | % |

FYM Storage Available

Storage Available Under Animals

Storage Available As Covered FYM Stores

Storage Available As Uncovered FYM Stores

Total FYM Storage Available

| 3 | 25.0 |
|----------------|-------|
| HIE | 25.0 |
| m ³ | 0.0 |
| m ³ | 89.3 |
| m ³ | 114.3 |

62.7 m³

FYM Storage Balance

Surplus Storage Available

Teagasc NMP online 10/14

This report is based on information inputted into Teagasc NMP online.

Teagasc cannot accept responsibility for inaccurate information being inputted

Agent: David Tarpey Date Printed: 05/04/2023

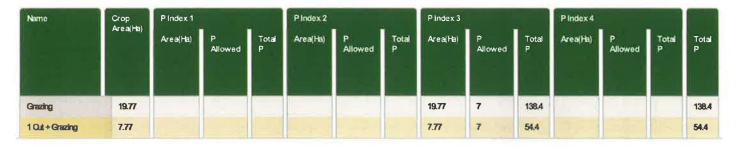
Summary of Land areas, Cropping and max fertiliser allowances

| | N | Pindex 1 | P Index 2 | PIndex 3 | P Index 4 |
|--|-----|----------|-----------|----------|-----------|
| Max Grassland Allowance (Previous Year Grassland SR60 kg/Hs) | 185 | 27 | 17 | 7 | 0 |

Available N Allowance

| Name | Crop. | Nindex 1 | | | Nindex 2 | | | Nindex 3 | | | NIndex 4 | | | |
|-----------------|----------|----------|--------------|------------|----------|--------------|------------|----------|--------------|------------|----------|--------------|--------------------|---------|
| | Area(Ha) | Area(Ha) | N Allowed | Total N | Area(Ha) | N Allowed | Total N | Area(Hs) | N Allowed | Total N | Area(Ha) | N Allowed | Total Total N N | |
| Grazing | 19.77 | 19.77 | 185 | 3,657.5 | | | | | | | | | | 3,657.5 |
| 1 Out + Grazing | 7.77 | 7.77 | 185 | 1,437.5 | | | | | | | | | | 1,437.5 |

Available P Allowance



| Nallowance | (Kgs) |
|--|---------|
| Maximum total available N | 5,094.9 |
| - Available N produced on holding (0 from Grazing from 2018) | 0.0 |
| - Available Nin manures Imported | 0.0 |
| + Available Nin manures Exported (Max 235.0) | 0.0 |
| Maximum Chemical N fertiliser allowed | 5,094.9 |

| P allowance | (Kgs) |
|--|-------|
| Maximum total available P | 192.8 |
| - Total Pin Manures produced on holding (0 from Grazing from 2018) | 0.0 |
| + Manure Pnot available (Applied to index 1 & 2) | 0.0 |
| - Total Pin manures Imported | 0.0 |
| + Total Pin manures Exported (Max 86.0) | 0.0 |
| Total Pin Concentrate Feeds Used | 15.0 |
| Discounted Pin feeds (up to 300kg) | 15.0 |
| - Net Pin concentrate feeds used | 0.0 |
| Maximum Chemical P fertiliser allowed | 192.8 |

Concentrate Feeds

| Straight Feed Accounting Method | Book Value | Last years total organic N | 1,900 k |
|---------------------------------|--|----------------------------|---------|
| Compound Feed Accounting Method | compound Feed Accounting Method Default(5kg) Total P Fed to Grazing Livestock | | 15.0 |
| | | Total P to be discounted | 15.0 k |

| Name | Quantity (t) | P Content Data Source | P Content | Total P (kg) |
|-----------|--------------|-----------------------|-----------|--------------|
| Beef Nuts | 3,0 | Default(5lig) | 5.0 | 15,0 |
| | 3.0 | | | |

Net P contributing to Available Allowance

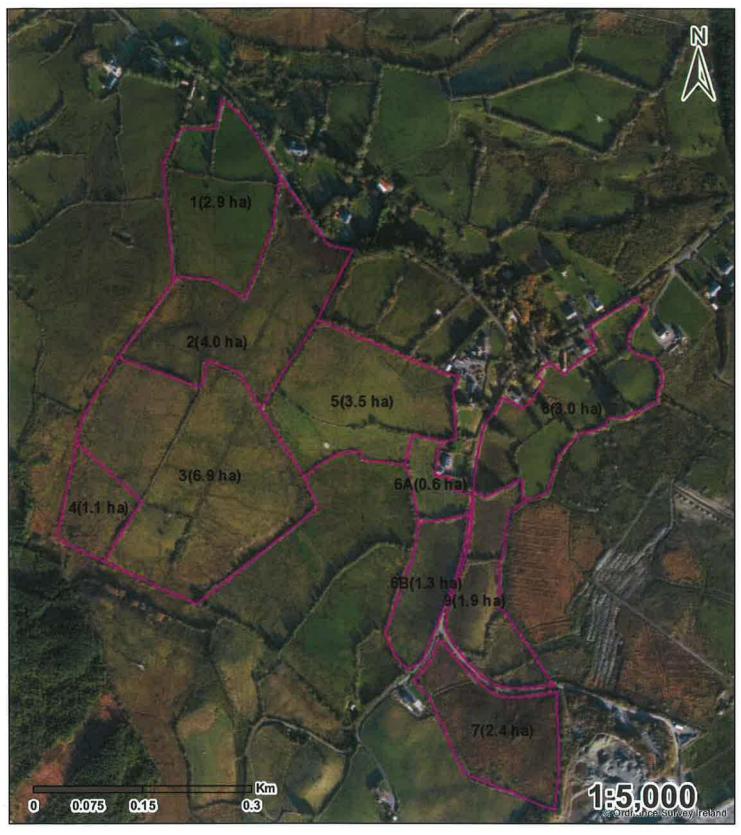
0.0 kg

Cereal crop yields

Cro

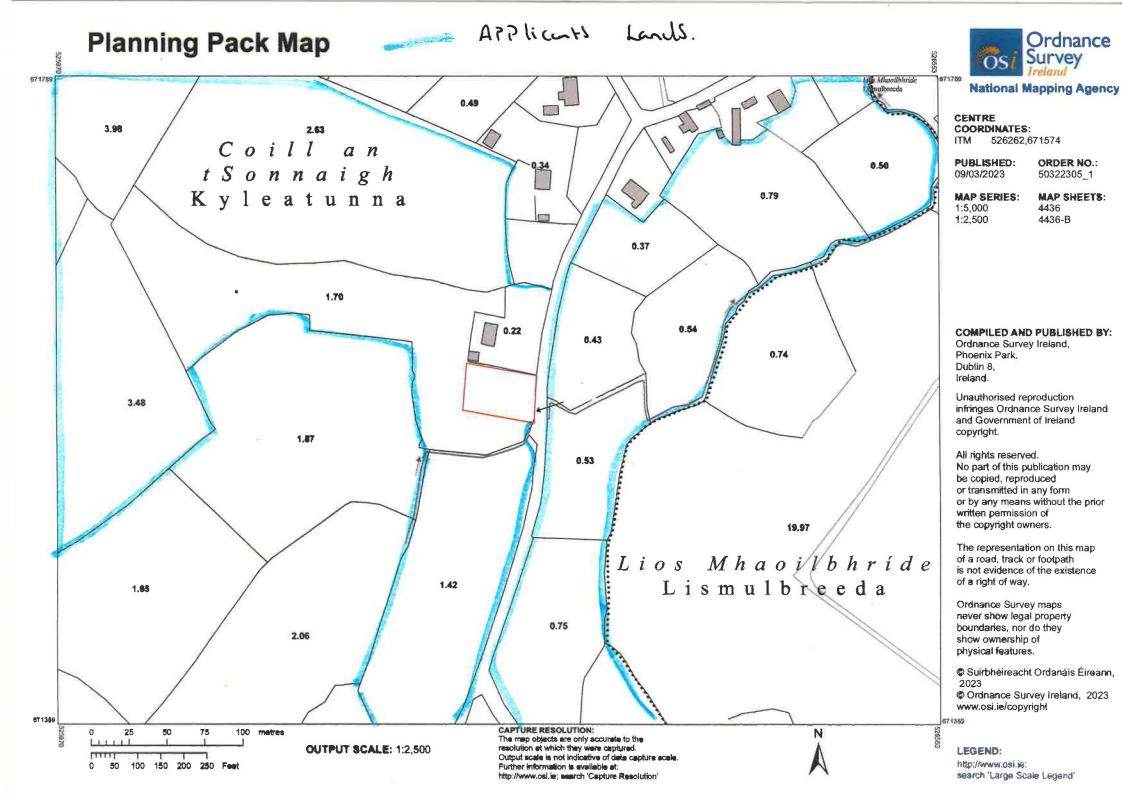
Plan Notes

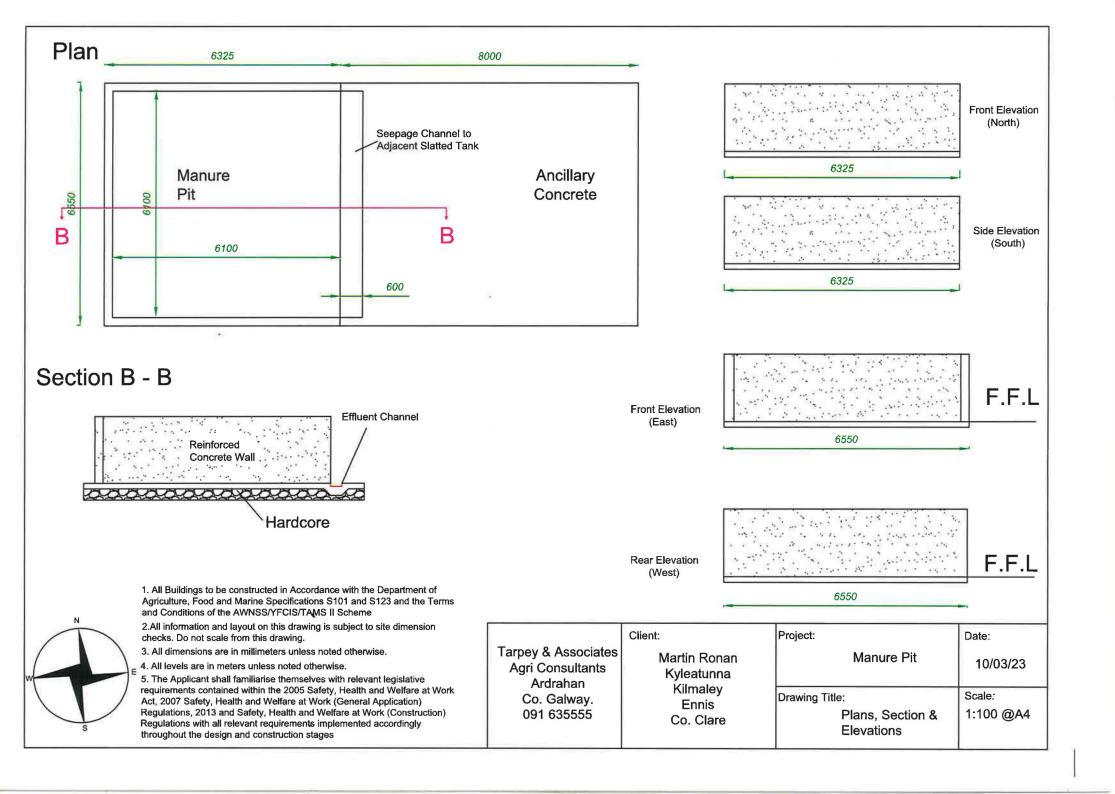
Martin Ronan



Author: NMP Online Date: 15/03/2023 Copyright © 2021







Plan 12420 9250 14400 14100 Feed Calf Creep Area Slatted Area Passage Cattle 4870 2600 Crush Exit 4600 4800 600 4420 Section A- A W 4000 4600 4820 2400 Slatted Area Loose Bedded Area Feed Passage S Stanchion Support 400 brought up from tank floor level 4120 225 1. All Buildings to be constructed in Accordance with the Department of Agriculture, Food and Marine Specifications S101 and S123 and the Terms and Conditions of the AWNSS/YFCIS/TAMS II Scheme 2.All information and layout on this drawing is subject to site dimension Project: Slatted Shed with Calf checks. Do not scale from this drawing. Client: Date: Tarpey & Associates

Creep Area & Ancillary

Concrete

Plans & Section

Drawing Title:

10/03/23

Scale:

1:100 @A3

Martin Ronan

Kyleatunna

Kilmaley

Ennis

Co. Clare

Agri Consultants

Ardrahan

Co. Galway. 091 635555

3. All dimensions are in millimeters unless noted otherwise.

5. The Applicant shall familiarise themselves with relevant legislative

Regulations with all relevant requirements implemented accordingly

requirements contained within the 2005 Safety, Health and Welfare at Work Act, 2007 Safety, Health and Welfare at Work (General Application)
Regulations, 2013 and Safety, Health and Welfare at Work (Construction)

4. All levels are in meters unless noted otherwise.

throughout the design and construction stages

