



Comhairle Contae Chill Mhantáin Wicklow County Council

**Forbairt Pleanála agus Comhshaol
Planning Development and Environment**

Áras An Chontae / County Buildings
Cill Mhantáin / Wicklow
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Aidan Kelly
Molough
Newcastle
Clonmel
Co. Tipperary

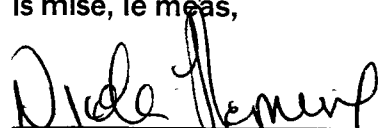
 January 2024

RE: Declaration in accordance with Section 5 of the Planning & Development Acts 2000 (As Amended) – EX82/2023 –

I enclose herewith Declaration in accordance with Article 5 (2) (A) of the Planning & Development Act 2000.

Where a Declaration is used under this Section any person issued with a Declaration under subsection (2) (a) may, on payment to An Bord Pleanála of such fee as may be prescribed, refer a declaration for review by the Board within four weeks of the date of the issuing of the declaration by the Local Authority.

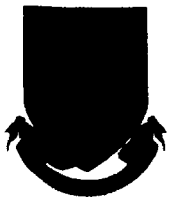
Is mise, le meas,


**ADMINISTRATIVE OFFICER
PLANNING DEVELOPMENT & ENVIRONMENT.**

*Tá an doiciméad seo ar fáil i bhformáidí eile ar iarratas.
This document is available in alternative formats on request*

Ba chóir gach comhfhreagras a sheoladh chuig an Stiúrthóir Seirbhíse, Forbairt Pleanála agus Comhshaol.
All correspondence should be addressed to the Director of Services, Planning Development & Environment.





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DECLARATION IN ACCORDANCE WITH ARTICLE 5 (2) (A) OF THE PLANNING & DEVELOPMENT ACT 2000 AS AMENDED

Applicant: David Stephenson

Location: Eadestown South, Stratford on Slaney, Co. Wicklow

CHIEF EXECUTIVE ORDER NO. CE/PDE/2/2024

A question has arisen as to whether “the erection a slatted shed of 195m² and the erection of a feeding apron of 165m²” at Eadestown South, Stratford on Slaney, Co. Wicklow is or is not exempted development.

Having regard to:

- The details submitted with the Section 5 Declaration.
- Sections 2, 3 and 4 of the Planning and Development Act 2000 (as amended)
- Schedule 2, Part 3, Class 6 and Class 8 of the Planning and Development Regulations 2001 (as amended)
- Article 6 & 9 of the Planning and Development Regulations 2001 (as amended).
- Wicklow County Council Development Plan 2022-2028 including objective 17.38 and Schedule 17.12 Prospects of Special Amenity Value or Special Interest

Main Reasons with respect to Section 5 Declaration:

- The construction of the slatted shed and apron are works and would come within the definition of development as per Section 3 of the Planning and Development Act.
- Schedule 2, Part 3, Classes 6 and 8 set out classes of exempted development pertaining to this agricultural development. Insufficient information has been provided to satisfy the conditions and limitations set out within Classes 6 and 8.
- The entrance to serve the slatted shed/ apron is onto a public road the carriageway width which is in excess of 4metres, and therefore this entrance is not exempted development having regard to Article 9(1)(ii) of the Planning and Development Regulations 2001 (as amended).
- An unauthorised entrance and access and entrance to the subject slatted shed and apron would be renewed in the event of the construction of the subject development, this would constitute the renewal of an unauthorised structure and would endanger public safety by reason of traffic hazard and would therefore not be exempted development having regard to the provisions of Articles 9(1)(iii) and (viii) of the planning and Development Regulations 2001 (as amended).
- The development would interfere with prospect *Listed prospect no. 50 – From L8292 at Tuckmill Hill and Coolinarrig. Prospect of Rathnagree and Rathcora hillforts and towards Spinan Hill and Brusseltown ring* and would therefore not be exempted development having regard to the provisions of Article 9(1)(vi) of the planning and Development Regulations 2001 (as amended).

The Planning Authority considers that “the erection a slatted shed of 195m² and the erection of a feeding apron of 165m²” at Eadestown South, Stratford on Slaney, Co. Wicklow is development and is not exempted development.

Signed: 
ADMINISTRATIVE OFFICER
PLANNING DEVELOPMENT & ENVIRONMENT

Dated  January 2024

Tá an doiciméad seo ar fáil i bhformáidí eile ar iarratas.
This document is available in alternative formats on request.

Ba chóir gach comhfhreagras a sheoladh chuig an Stiúrthóir Seirbhísí, Forbairt Pleanála agus Comhshaol.
All correspondence should be addressed to the Director of Services, Planning Development & Environment.



WICKLOW COUNTY COUNCIL

PLANNING & DEVELOPMENT ACTS 2000 (As Amended)
SECTION 5

CHIEF EXECUTIVE ORDER NO. CE/PDE/02/2024

Reference Number: EX82/2023

Name of Applicant: David Stephenson

Nature of Application: Section 5 Referral as to whether or not "the erection a slatted shed of 195m² and the erection of a feeding apron of 165m²" is or is not exempted development.

Location of Subject Site: Eadestown South, Stratford on Slaney, Co. Wicklow

Report from Andrew Spencer, AP & Edel Bermingham SEP

With respect to the query under section 5 of the Planning & Development Act 2000 as to whether "the erection a slatted shed of 195m² and the erection of a feeding apron of 165m²" at Eadestown South, Stratford on Slaney, Co. Wicklow is or is not exempted development within the meaning of the Planning & Development Acts 2000 (as amended).

Having regard to:

- a) The details submitted with the Section 5 Declaration.
- b) Sections 2, 3 and 4 of the Planning and Development Act 2000 (as amended)
- c) Schedule 2, Part 3, Class 6 and Class 8 of the Planning and Development Regulations 2001 (as amended)
- d) Article 6 & 9 of the Planning and Development Regulations 2001 (as amended).
- e) Wicklow County Council Development Plan 2022-2028 including objective 17.38 and Schedule 17.12 Prospects of Special Amenity Value or Special Interest

Main Reason with respect to Section 5 Declaration:

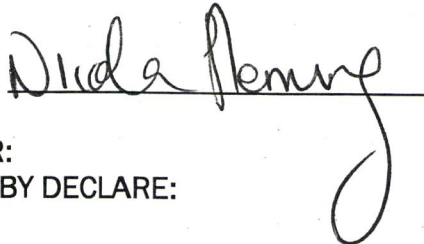
- (i) The construction of the slatted shed and apron are works and would come within the definition of development as per Section 3 of the Planning and Development Act.
- (ii) Schedule 2, Part 3, Classes 6 and 8 set out classes of exempted development pertaining to this agricultural development. Insufficient information has been provided to satisfy the conditions and limitations set out within Classes 6 and 8.
- (iii) The entrance to serve the slatted shed/ apron is onto a public road the carriageway width which is in excess of 4metres, and therefore this entrance is not exempted development having regard to Article 9(1)(ii) of the Planning and Development Regulations 2001 (as amended).
- (iv) An unauthorised entrance and access and entrance to the subject slatted shed and apron would be renewed in the event of the construction of the subject development, this would constitute the renewal of an unauthorised structure and would endanger public safety by reason of traffic hazard and would therefore not be exempted development having regard to the provisions of Articles 9(1)(iii) and (viii) of the planning and Development Regulations 2001 (as amended).

- (v) The development would interfere with prospect *Listed prospect no. 50 – From L8292 at Tuckmill Hill and Coolinarrig. Prospect of Rathnagree and Rathcorna hillforts and towards Spinan Hill and Brusseltown ring* and would therefore not be exempted development having regard to the provisions of Article 9(1)(vi) of the planning and Development Regulations 2001 (as amended).

Recommendation

The Planning Authority considers that “the erection a slatted shed of 195m² and the erection of a feeding apron of 165m²” at Eadestown South, Stratford on Slaney, Co. Wicklow is development and is not exempted development as recommended in the report by the SEP.

Signed



Dated 31st day of January 2024

ORDER:

I HEREBY DECLARE:

That “the erection a slatted shed of 195m² and the erection of a feeding apron of 165m²” at Eadestown South, Stratford on Slaney, Co. Wicklow is development and is not exempted development within the meaning of the Planning & Development Act 2000 (as amended).

Signed:



Senior Engineer
Planning Development & Environment

Dated 05th day of January 2024



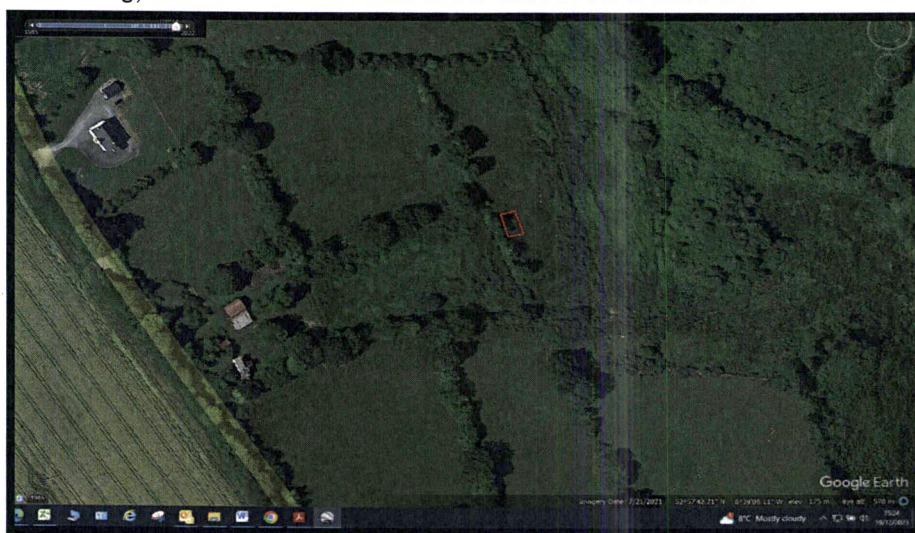
**WICKLOW COUNTY COUNCIL
PLANNING DEPARTMENT**

Section 5 – Application for declaration of Exemption Certificate

REF: EX 82/2023
NAME: DAVID STEPHENSON
DEVELOPMENT: SLATTED SHED OF 195M² AND FEEDING APRON OF 165M² FOR CATTELE TO FARM LAND.
LOCATION: EADESTOWN SOUTH STRATFORD ON SLANEY CO. WICKLOW.

The Site with Google Earth Image (Site outlined in red):

The subject site is located in the rural townland of Eadestown South to the northeast of Baltinglass. The subject site consists of a portion of a larger set of agricultural fields (and landholding) c.24Ha in size located to the east of the L-8299-20.



Planning History (subject site):

2360493: Retention of 1.) upgrading existing agriculture entrance to existing farm yard, works include widening existing entrance. 2.) New hardcore farm yard area and associate works and permission for new entrance walls and gate at the entrance to the public road and associate works – Current application in response to UD5739 (see below).

2340: Recontouring of agricultural land through the importation of inert soil and stones for the consequential benefit to agriculture at Eadestown South. This will involve the importation of construction waste, LoW 17 05 04 only, and recovery of same through deposition on an area of 3.35 hectares within an overall application area of 3.50 hectares, with a total of approximately 100,000 tonnes, averaging 20,000 tonnes per annum, for a period of five years. Associated civil works include improvements to road access with splayed entrance and construction of internal road infrastructure. Refused. Reasons:

1. On the basis of the information provided with the planning application, the Planning Authority is not satisfied that the lands within the 3.5Ha subject site (that are considered to have characteristics of a wetland habitat), does not come under Class 1(c) of Part 2 of Schedule 5 to the Planning and Development Regulations, 2001, as amended. The Planning Authority, in the light of the nature of the receiving environment, and the environmental sensitivities of the subject site and its surroundings, concludes that the Environmental Impact Assessment would be necessary for the proposed development and that, therefore, the application should have been accompanied by an Environmental Impact Assessment Report. In the

absence of such a Report, the Planning Authority is precluded from granting planning permission.

2. Having regard to the proximity of the application site to hydrological pathways which may provide direct links to the Slaney River Valley SAC (Site Code 000781) approximately c.2.6km downstream from the proposed development, the nature and extent of the proposed development and the absence of a Natura Impact Assessment carried out by suitably qualified professionals, there are serious concerns that the proposed development would significantly alter the composition of runoff from the site into the watercourses resulting in altered sediment and pollution loads arising during both the construction and operational phases and therefore adverse impacts on the Slaney River Valley SAC a Natura 2000 site cannot be screened out. The proposed development would therefore be contrary to CPO 17.5 of the County Development Plan 2022-2028 and to the proper planning and sustainable development of the area.
3. Having regard to the inadequacy of the road network serving the site in terms of width and structural condition, it is considered that the existing road network is not suitable to cater for traffic movements generated by proposed development and therefore to allow this development would endanger public safety by reason of a traffic hazard.
4. Having regard to the characteristics of the land for infilling, the lack of detail; as to impacts on protected Prospects ID 46 and 50 (CPO 17.37 and CPO 17.38), noise/dust/road debris levels, the lack of justification for the proposed works and the provisions of the Appendix 1 of the County Development Plan 2016-2022, which provides that such development shall only be permitted where there is a proven need, to allow this development in the absence of such justification would be contrary to the provisions of the CDP would set precedent for similar haphazard development, would lead to the deterioration/ impact on the rural landscape of Wicklow, and would be contrary to proper planning and sustainable development of the area.

UD5739: Alleged unauthorised development comprising:

New vehicular entrance onto a public road and access road on site without the benefit of planning permission. Warning letter issued.

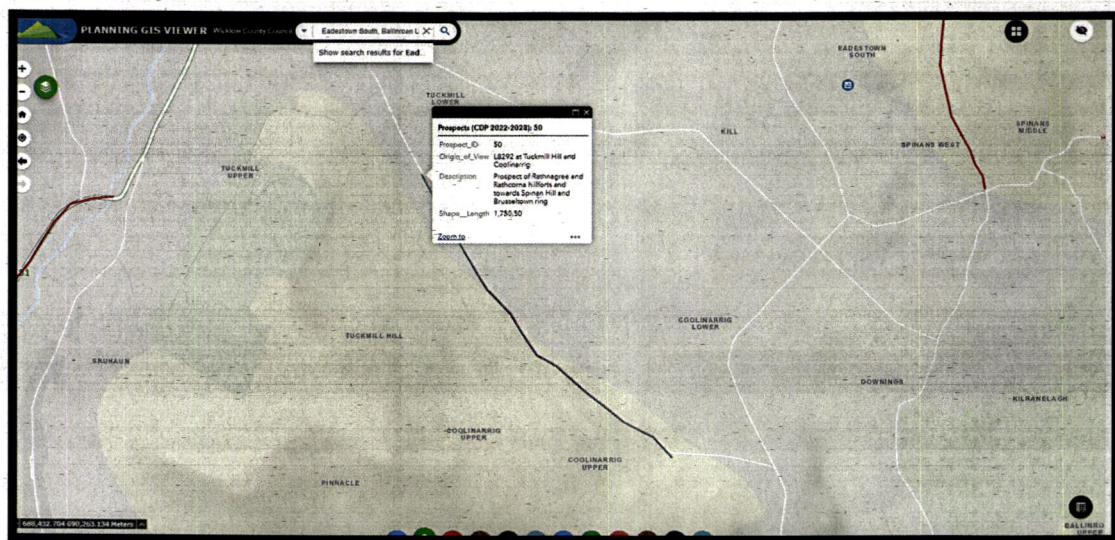
Development plan: Wicklow County Development Plan 2022-2028

Landscape category: Areas of High Amenity Baltinglass Hills.

Protected structures / archaeology: none

Protected views and prospects:

Listed prospect no. 50 – From L8292 at Tuckmill Hill and Coolinarrig. Prospect of Rathnagree and Rathcora hillforts and towards Spinan Hill and Brusseltown ring.



Question:

The applicant has applied to see whether or not the following is or is not development; and is or is not exempted development:

- 1) A slatted shed 195m² and feeding apron 165m² – both for cattle to farm land.

Legislative Context**Planning and Development Act, 2000 (as amended):****Section 2 Interpretation:****Section 2**

"development" has the meaning assigned to it by section 3, and "develop" shall be construed accordingly;

"exempted development" has the meaning specified in section 4;

"structure" means any building, structure, excavation, or other thing constructed or made on, in or under any land, or any part of a structure so defined, and— (a) where the context so admits, includes the land on, in or under which the structure is situate, and (b) in relation to a protected structure or proposed protected structure, includes— (i) the interior of the structure, (ii) the land lying within the curtilage of the structure, (iii) any other structures lying within that curtilage and their interiors, and (iv) all fixtures and features which form part of the interior or exterior of any structure or structures referred to in subparagraph (i) or (iii);

"use", in relation to land, does not include the use of the land by the carrying out of any works thereon;

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

Section 3(1) of the Act states the following in respect of 'development':

"In this Act, 'development' means, except where the context otherwise requires, the carrying out of any works on, in, over or under land or the making of any material change in the use of any structures or other land."

Section 2(1) of the Act states the following in respect of the following:

'Works' include "Any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal..."

Section 4 sets out the types of works that while considered 'development', can be considered 'exempted development' for the purposes of the Act.

Planning and Development Regulations, 2001 (as amended):**Article 6**

Subject to article 9, in areas other than a city, a town or an area specified in section 19(1)(b) of the Act or the excluded areas as defined in section 9 of the Local Government (Reorganisation) Act, 1985 (No. 7 of 1985), development of a class specified in column 1 of Part 3 of Schedule 2 shall be exempted development for the purposes of the Act, provided that such development complies with the conditions and limitations specified in column 2 of the said Part 3 opposite the mention of that class in the said column 1.

Article 9 (1) Restrictions on exemption

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

- (a) (i) to (xii)

Schedule 2, Part 3 outlines classes of exempt development in the rural area as well as associated conditions and limitations. The following are of relevance:

Agricultural structures

Class 6

Class 8

Details:

- Slatted shed of 195m² with an adjoining feeding apron of 165m².
- Effluent storage tank underneath slatted shed of 268m³.
- Concrete wall construction with cladding to sides and roof with overhang of apron.
- Shed has a ground to ridge height is 6.35m.

Assessment:

The first assessment must be whether or not the proposal outlined above constitutes development within the remit of Section 3 of the Planning and Development Act 2001. In this regard, Section 3 of the Planning and Development Act provides that:

“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.

It should be noted that Section 2 of the Act defines works as:

“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.

I am satisfied that the construction of a slatted shed 195m² on agricultural lands involves work and therefore constitutes development.

I am satisfied that the construction of a feeding apron 165m² on agricultural lands involves work and therefore constitutes development.

The second assessment is to determine whether or not the works would be exempted development under the Planning and Development Act 2000 (as amended) or it's associated Regulations.

Respecting the construction of the slatted shed 195m² Class 6 is the relevant class in this regard.

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.	Yes – structure to be used for agricultural purposes.
2. The gross floor space of such structure together with any other such structures situated within the same farmyard complex or within 100 metres of that complex shall not exceed 300 square metres gross floor space in aggregate.	Complies.
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 effluent underground storage tank provided. Unclear if the tank is constructed in line with Dept. requirements to avoid water pollution. Additional information would be required.

4. No such structure shall be situated, and no effluent from such structure shall be stored, within 10 metres of any public road.	Complies
5. No such structure within 100 metres of any public road shall exceed 8 metres in height.	Complies
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.	Complies
7. No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.	Finish not specified.

Respecting the construction of the feeding apron 165m² Class 8 is the relevant class in this regard.

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.	Yes – structure to be used for agricultural purposes.
2. The gross floor space of such structure together with any other such structures situated within the same farmyard complex or within 100 metres of that complex shall not exceed 300 square metres gross floor space in aggregate.	Complies.
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 effluent underground storage tank provided. Unclear if the tank is constructed in line with Dept. requirements to avoid water pollution. Additional information would be required.
4. No such structure shall be situated, and no effluent from such structure shall be stored, within 10 metres of any public road.	Complies
5. No such structure within 100 metres of any public road shall exceed 8 metres in height.	Complies

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.	Complies
7. No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.	Finish not specified.

Article 9

Restrictions on exemption

9(1) Development to which article 6 relates shall not be exempted development for the purposes of the Act. In this regard I am cognisant of the existing unauthorised entrance from which the subject development would be accessed. Enforcement Reference UD 5739 refers. In particular items

(ii) consist of or comprise the formation, laying out or material widening of a means of access to a public road the surfaced carriageway of which exceeds 4 metres in width,
(iii) endanger public safety by reason of traffic hazard or obstruction of road users,
and
(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 are relevant.

Having measured the width of the road off which the unauthorised entrance has been constructed I found it to be c.5.2m and therefore outside the scope of exempted development regulations. As such it is considered that the unauthorised entrance and access to the subject slatted shed and apron would be renewed in the event of the construction of the subject development and this would constitute the renewal of an unauthorised structure.

Therefore the development shall not be exempted development.

Also:

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

The Wicklow County Council Development Plan 2022-2028 includes the following objective:

CPO 17.38 To protect listed views and prospects from development that would either obstruct the view / prospect from the identified vantage point or form an obtrusive or incongruous feature in that view / prospect. Due regard will be paid in assessing development applications to the span and scope of the view / prospect and the location of the development within that view / prospect.

Schedule 17.12 Prospects of Special Amenity Value or Special Interest:

Listed prospect no. 50 – From L8292 at Tuckmill Hill and Coolinarrig. Prospect of Rathnagree and Rathcora hillforts and towards Spinan Hill and Brusseltown ring.

The site is open and is visible from the L8292. Having regard to the location and the height and size of the development, it will be visible. It is therefore considered that the development would interfere with the prospect.

Therefore the development shall not be exempted development.

Other:

It is considered that an Environmental Impact Assessment or an Appropriate Assessment of the development would not be required.

Recommendation:

With respect to the query under Section 5 of the Planning and Development Act 2000(as amended), as to whether the following:

A slatted shed 195m² and feeding apron 165m² – both for cattle to farm land, constitutes exempted development within the meaning of the Planning and Development Acts, 2000(as amended).

The Planning Authority considers that:

The erection of a slatted shed of 195m² is development and is **NOT** exempted development.

And


The erection of a feeding apron of 165m² is development and is **NOT** exempted development.

Main Considerations with respect to Section 5 Declaration:

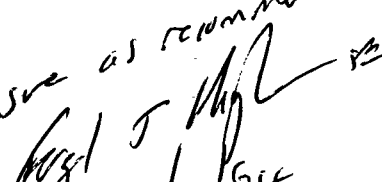
- a) The details submitted with the Section 5 Declaration.
- b) Sections 2 , 3 and 4 of the Planning and Development Act 2000 (as amended)
- c) Schedule 2, Part 3 , Class 6 and Class 8 of the Planning and Development Regulations 2001 (as amended)
- d) Article 6 & 9 of the Planning and Development Regulations 2001 (as amended).
- e) Wicklow County Council Development Plan 2022-2028 including objective 17.38 and Schedule 17.12 Prospects of Special Amenity Value or Special Interest

Main Reasons with respect to Section 5 Declaration:

- (i) The construction of the slatted shed and apron are works and would come within the definition of development as per Section 3 of the Planning and Development Act.
- (ii) Schedule 2, Part 3, Classes 6 and 8 set out classes of exempted development pertaining to this agricultural development. Insufficient information has been provided to satisfy the conditions and limitations set out within Classes 6 and 8.
- (iii) The entrance to serve the slatted shed/ apron is onto a public road the carriageway width which is in excess of 4metres, and therefore this entrance is not exempted development having regard to Article 9(1)(ii) of the Planning and Development Regulations 2001 (as amended).
- (iv) An unauthorised entrance and access and entrance to the subject slatted shed and apron would be renewed in the event of the construction of the subject development, this would constitute the renewal of an unauthorised structure and would endanger public safety by reason of traffic hazard and would therefore not be exempted development having regard to the provisions of Articles 9(1)(iii) and (viii) of the planning and Development Regulations 2001 (as amended).
- (v) The development would interfere with prospect *Listed prospect no. 50 – From L8292 at Tuckmill Hill and Coolinarrig. Prospect of Rathnagree and Rathcora hillforts and towards Spinan Hill and Brusseltown ring* and would therefore not be exempted development having regard to the provisions of Article 9(1)(vi) of the planning and Development Regulations 2001 (as amended).


Andrew Spencer
Assistant Planner
19/12/2023


19/12/2023

Issue as recommended

05/01/24

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MEMORANDUM

WICKLOW COUNTY COUNCIL

TO: Andy Spencer
Assistant Planner

FROM: Nicola Fleming
Staff Officer

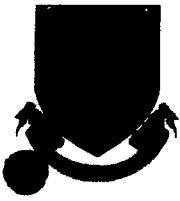
**RE:- Application for Certificate of Exemption under Section 5 of the
Planning and Development Acts 2000 (as amended).
EX82/2023 – David Stephenson**

I enclose herewith application for Section 5 Declaration received 30/11/2023

The due date on this declaration is 5th January 2024.



Staff Officer
Planning Development & Environment



Comhairle Contae Chill Mhantáin Wicklow County Council

Forbairt Pleanála agus Comhshaol
Planning Development and Environment

Áras An Chontae / County Buildings
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Suíomh / Website: www.wicklow.ie

5th December 2023

Aidan Kelly
Molough
Newcastle
Clonmel
Co. Tipperary

RE: Application for Certificate of Exemption under Section 5 of the Planning and Development Acts 2000 (as amended). – EX82/2023 for David Stephenson

A Chara

I wish to acknowledge receipt on 30/11/2023 details supplied by you in respect of the above Section 5 application. A decision is due in respect of this application by 05/01/2024.

Mise, le meas

NICOLA FLEMING
STAFF OFFICER
PLANNING DEVELOPMENT AND ENVIRONMENT



Wicklow County Council
County Buildings
Wicklow
0404-20100

27/11/2023 12 36 32

Receipt No L1/0/322028

Mr Aidan Kelly
Molough
Newcastle
Clonmel
Co Tipperary

EXEMPTION CERTIFICATES	80 00
GOODS	80 00
VAT Exempt/Non vatable	

Total	80 00 EUR
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Tendered	
Credit Card	80 00
Mr David Stephenson	

Change	0 00
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Vat reg No 0015233H



Wicklow County Council
County Buildings
Wicklow
Co Wicklow
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Fax 0404 69462

Office Use Only

Date Received _____

Fee Received _____

**APPLICATION FORM FOR A
DECLARATION IN ACCORDANCE WITH SECTION 5 OF THE PLANNING &
DEVELOPMENT ACTS 2000 (AS AMENDED) AS TO WHAT IS OR IS NOT
DEVELOPMENT OR IS OR IS NOT EXEMPTED DEVELOPMENT**

1. Applicant Details

(a) Name of applicant: David Stephenson

Address of applicant: _____

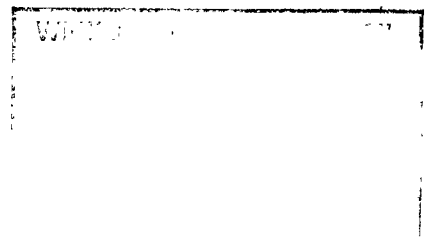
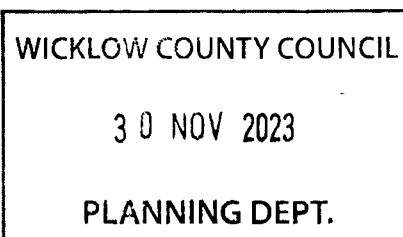
Note Phone number and email to be filled in on separate page.

2. Agents Details (Where Applicable)

(b) Name of Agent (where applicable) Aidan Kelly (ADPS)

Address of Agent : Molough, Newcastle, Clonmel
Co Tipperary

Note Phone number and email to be filled in on separate page.



3. Declaration Details

i. Location of Development subject of Declaration
Eadestown South, Stafford-on-Stacey
Co Wicklow

ii. Are you the owner and/or occupier of these lands at the location under i. above ?
Yes No.

iii. If 'No' to ii above, please supply the Name and Address of the Owner, and or occupier

N/A

iv. Section 5 of the Planning and Development Act provides that : If any question arises as to what, in any particular case, is or is not development and is or is not exempted development, within the meaning of this act, any person may, on payment of the prescribed fee, request in writing from the relevant planning authority a declaration on that question. You should therefore set out the query for which you seek the Section 5 Declaration

Is A Class 6 Platted Shed 195m² Exempt Development
Is A Class 8 Feeding Apron 165m² Exempt Development
Both are for Cattle to farm the land.

Additional details may be submitted by way of separate submission.

v. Indication of the Sections of the Planning and Development Act or Planning Regulations you consider relevant to the Declaration

Class 6 animal housing
Class 8 Feeding aprons

Additional details may be submitted by way of separate submission.

vi. Does the Declaration relate to a Protected Structure or is it within the curtilage of a Protected Structure (or proposed protected structure) ? NO

vii. List of Plans, Drawings submitted with this Declaration Application _____

CSI Maps

Site Plan 1:500

Floor Plan Drawing

viii. Fee of € 80 Attached ? Yes

Signed :



Dated :

27-11-2023

Additional Notes :

As a guide the minimum information requirements for the most common types of referrals under Section 5 are listed below :

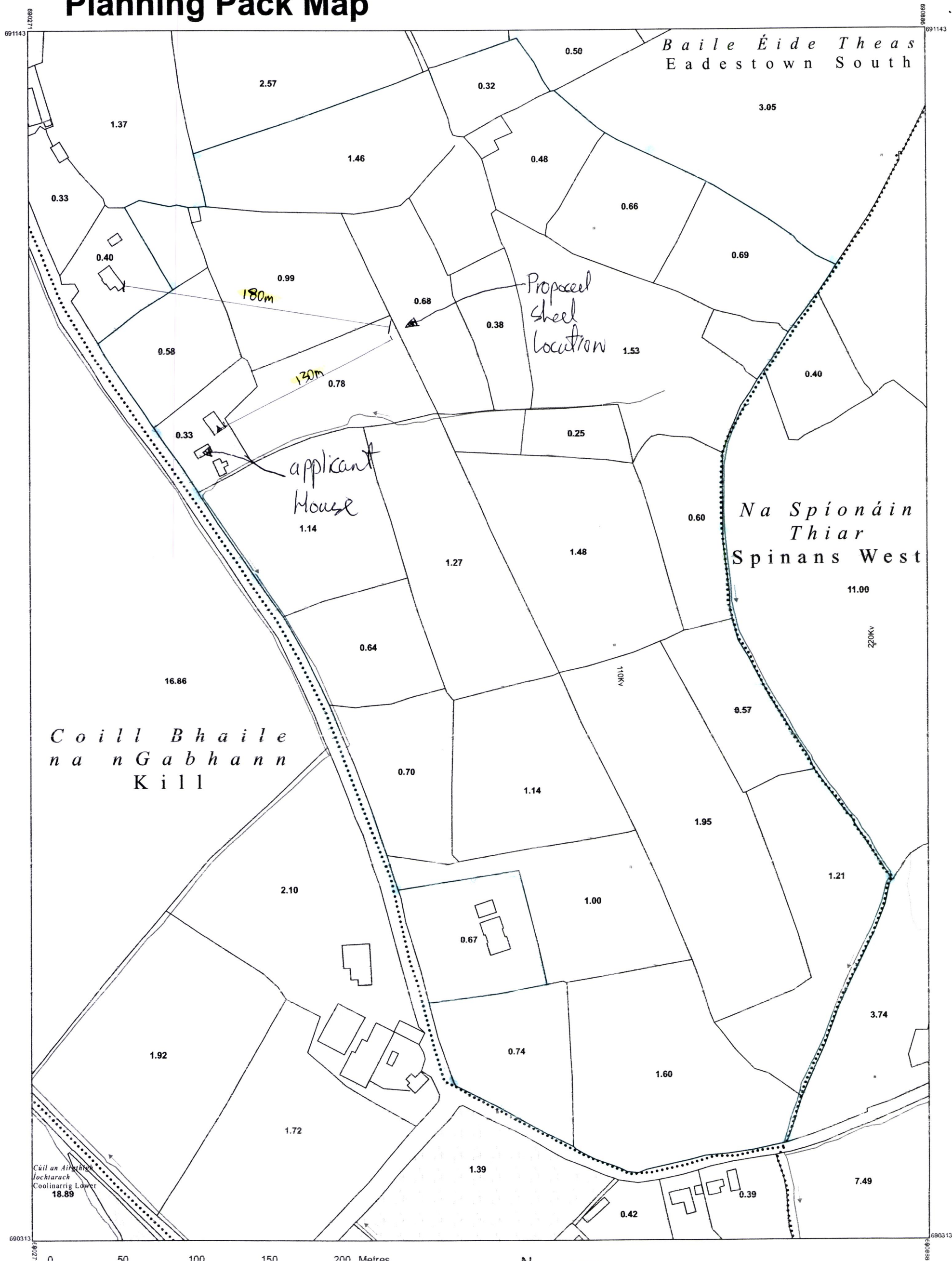
A. Extension to dwelling - Class 1 Part 1 of Schedule 2

- Site Location Map
- Floor area of structure in question - whether proposed or existing.
- Floor area of all relevant structures e.g. previous extensions.
- Floor plans and elevations of relevant structures.
- Site Layout Plan showing distance to boundaries, rear garden area, adjoining dwellings/structures etc.

B. Land Reclamation -

The provisions of Article 8 of the Planning and Development Regulations 2001 (as amended) now applies to land reclamation, other than works to wetlands which are still

Planning Pack Map



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**CENTRE
COORDINATES:**
ITM 690579,690728

ORDER NO.:
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MAP SERIES:
1:5,000

PUBLISHED:
27/11/2023

MAP SHEETS:
4069

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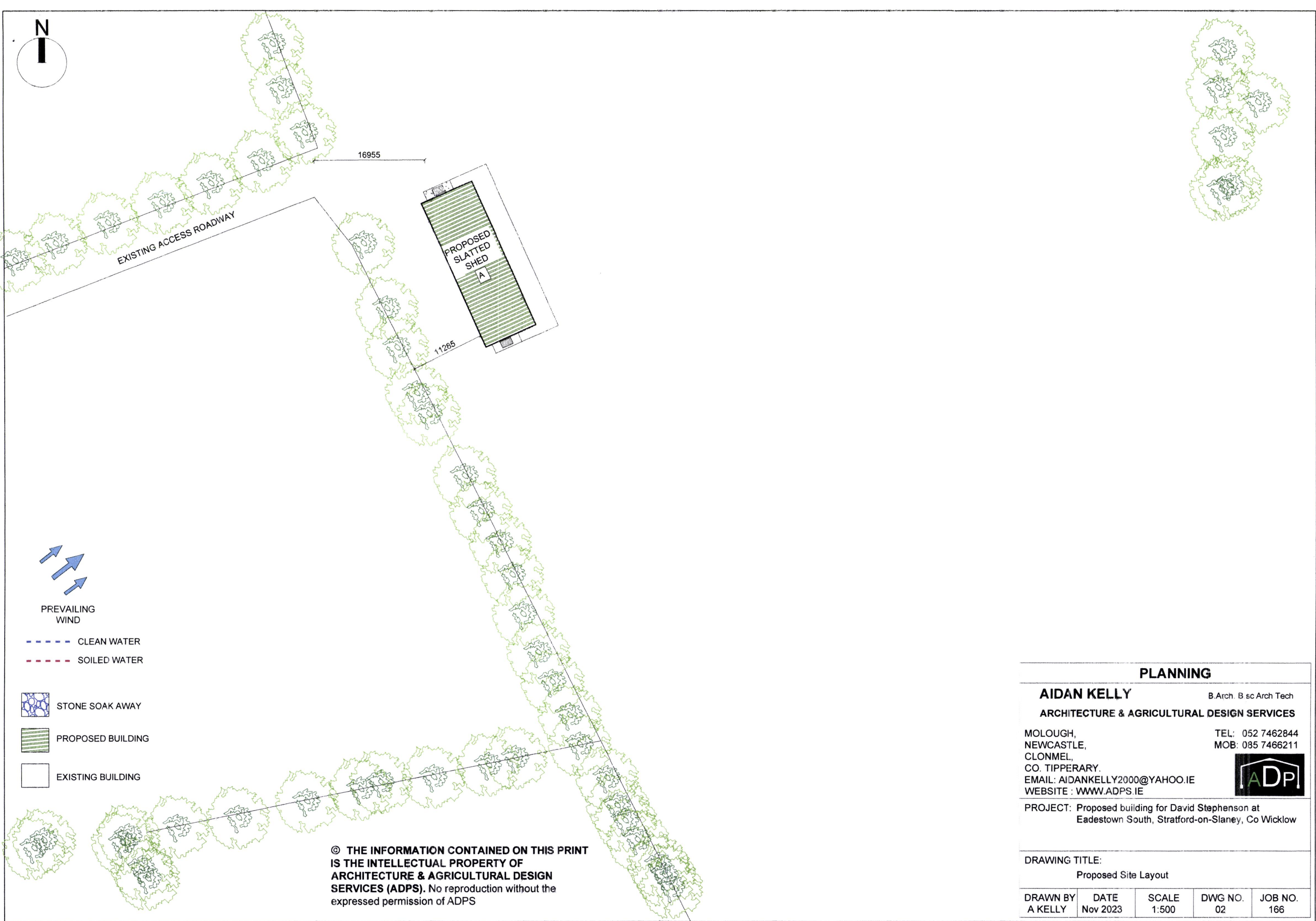
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PLANNING

AIDAN KELLY B.Arch. B.sc Arch Tech
ARCHITECTURE & AGRICULTURAL DESIGN SERVICES

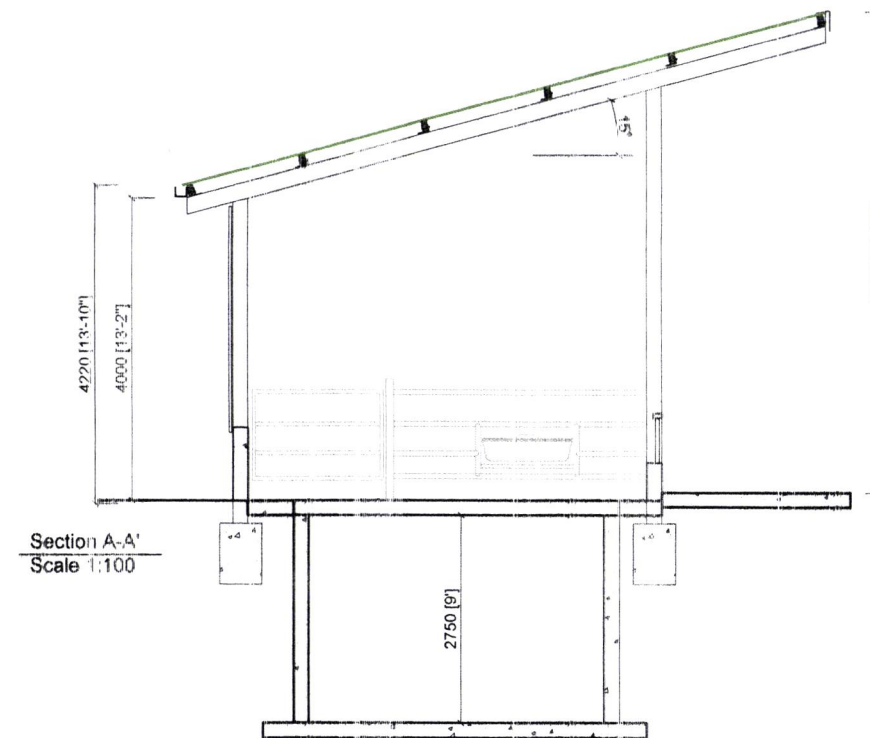
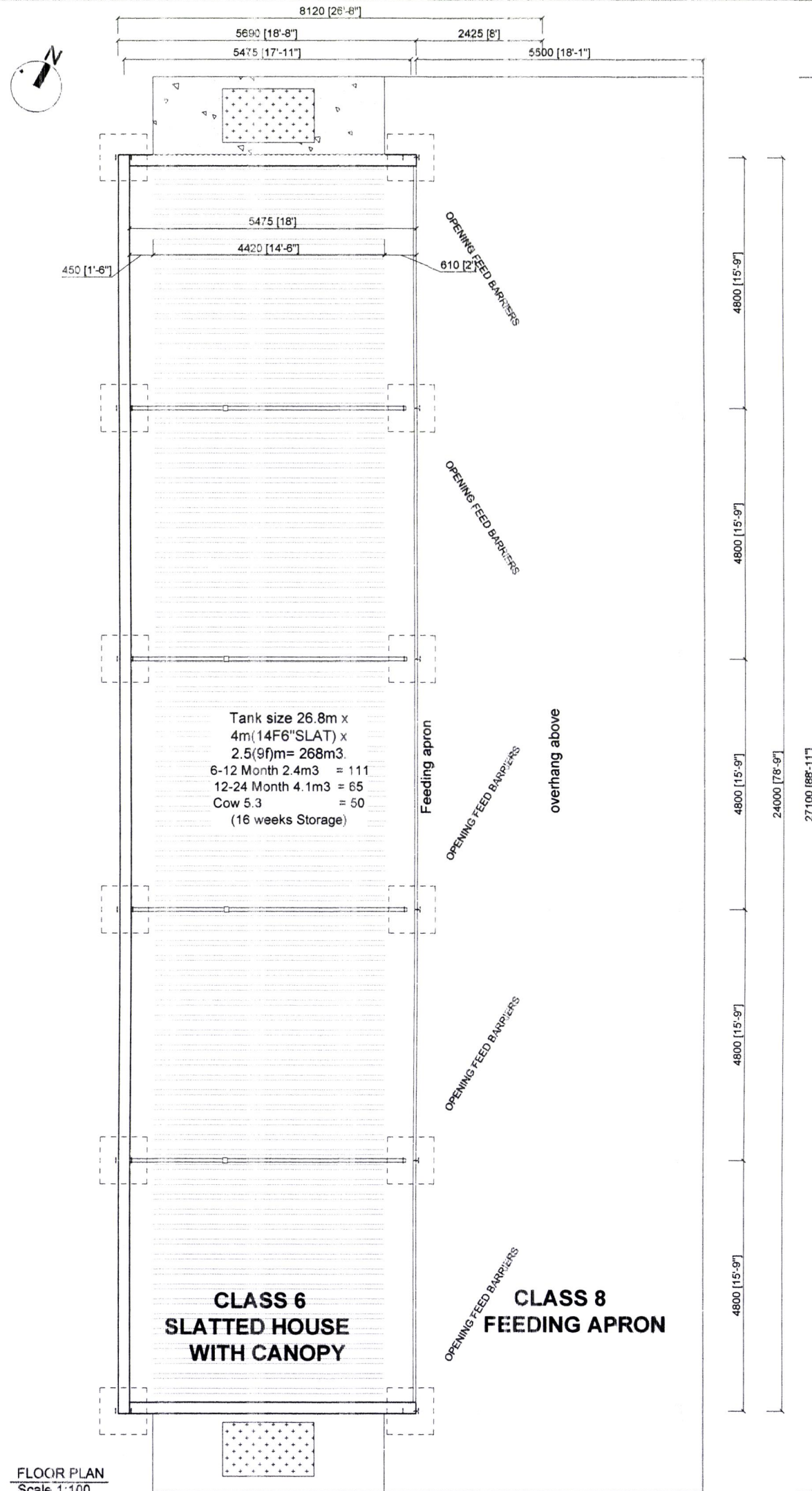
MOLOUGH, NEWCASTLE, CLONMEL, CO. TIPPERARY.
TEL: 052 7462844
MOB: 085 7466211
EMAIL: AIDANKELLY2000@YAHOO.IE
WEBSITE : WWW.ADPS.IE



PROJECT: Proposed building for David Stephenson at Eadestown South, Stratford-on-Slaney, Co Wicklow

DRAWING TITLE:
Proposed Site Layout

DRAWN BY	DATE	SCALE	DWG NO.	JOB NO.
A KELLY	Nov 2023	1:500	02	166



CLASS 6 : SLATTED HOUSE WITH CANOPY : 195m2
CLASS 8 : FEEDING APRON : 165m2

PLANNING

AIDAN KELLY

B Arch. B.sc Arch Tech

ARCHITECTURE & AGRICULTURAL DESIGN SERVICES

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PROJECT: David Stephenson at Eadestown South,
Stratford-on-Slaney, Co Wicklow

DRAWING TITLE:

Plan, section and elevations

DRAWN BY
A KELLY

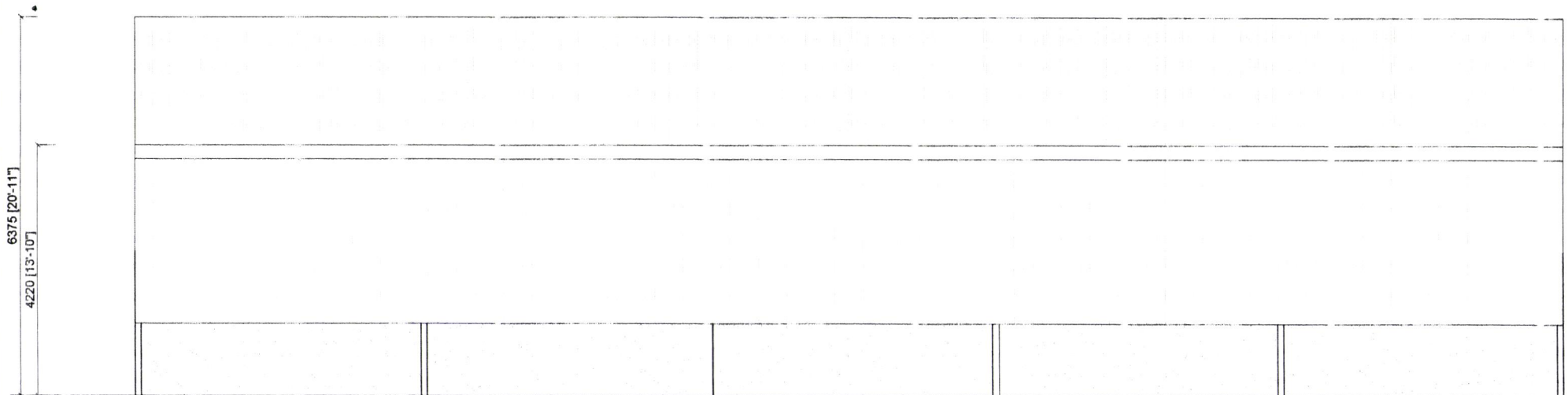
DATE
Nov 2023

SCALE

DWG NO.
02

JOB NO.
17

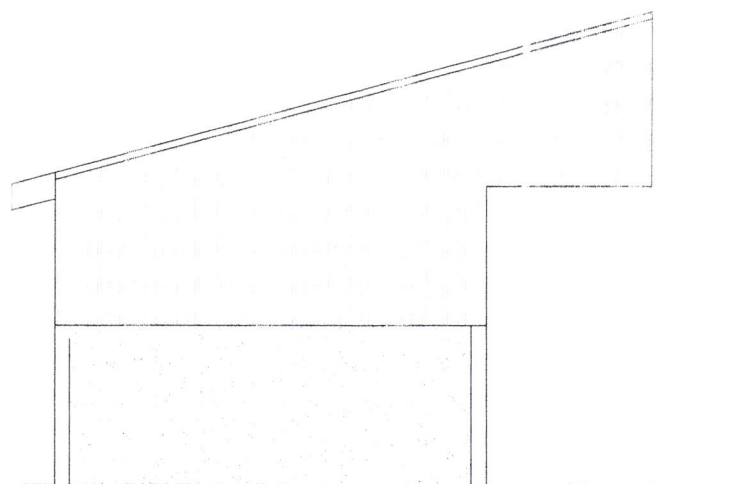
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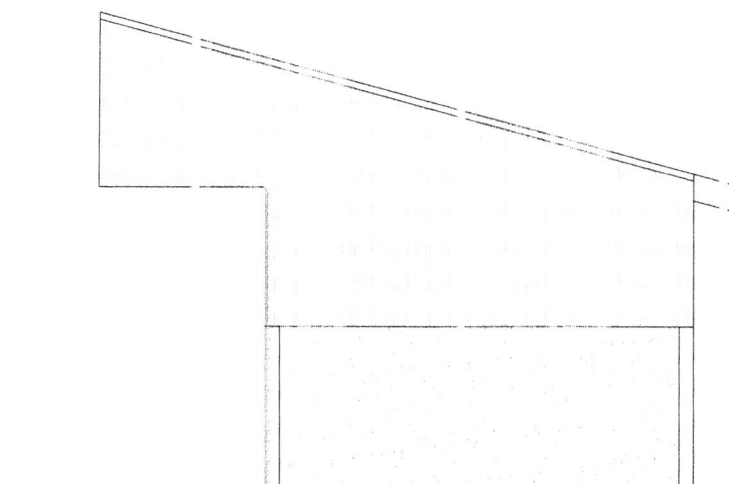
South West Elevation
Scale 1:100



North East Elevation
Scale 1:100



South East Elevation
Scale 1:100



North West Elevation
Scale 1:100

PLANNING						
AIDAN KELLY			B Arch. B.sc Arch Tech			
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WEBSITE : WWW.ADPS.IE						
PROJECT: David Stephenson at Eadestown South, Stratford-on-Slaney, Co Wicklow						
DRAWING TITLE: Plan, section and elevations						
DRAWN BY A KELLY	DATE Nov 2023	SCALE	DWG NO. 02	JOB NO. 166		