

WICKLOW COUNTY COUNCIL

PLANNING & DEVELOPMENT ACTS 2000 (As Amended)
SECTION 5

Director of Services Order No: 1825/2022

Reference Number: EX 65/2022

Name of Applicant: April Cowman C/O Liam Kenna

Nature of Application: Section 5 Referral as to whether "The construction of 193sqm building for housing livestock, feed and agricultural machinery at Moneystown, Roundwood, Co. Wicklow" is or is not exempted development.

Location of Subject Site: Moneystown, Roundwood, Co. Wicklow

Report from Solomon Aroboto EP & Suzanne White SEP

With respect to the query under Section 5 of the Planning & Development Act 2000 as to whether "The construction of 193sqm building for housing livestock, feed and agricultural machinery at Moneystown, Roundwood, Co. Wicklow" is or is not exempted development within the meaning of the Planning & Development Act 2000 (as amended)

Having regard to:

- i) The details submitted under Section 5 Declaration on 17/10/22
- ii) Sections 2(1), 3(1), (4) (1) (a) of the Planning and Development Act 2000 (as amended)
- iii) Article 9(1) of the Planning and Development Regulations 2001(as amended)
- iv) Class 6 of Part 3, Schedule 2 of the Planning and Development Regulations 2001 (as amended).
- v) An Bord Pleanala Referral RL2235.

Main Reasons with respect to Section 5 Declaration:

The provision of a 193sqm building for housing livestock, storing feed and agricultural machinery on the subject site would not come within the exemption provision set out under Part 3 of the Schedule 2, Class 6 of the Planning & Development Regulations because,

- a) The site is not part of an established agricultural landholding or farmyard complex.
- b) As the development is located in the curtilage of a dwelling house, the exempted development provisions associated with a dwelling house do not include the proposed development.
- c) Insufficient evidence is submitted to confirm that the land for effluent spreading is within the applicant's ownership & therefore the development would not be in line with Department of Agriculture, Food & Rural Development & Department of the Environment and Local Government requirements to prevent water pollution.

Recommendation

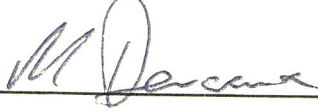
The Planning Authority considers that "The construction of 193sqm building for housing livestock, feed and agricultural machinery at Moneystown, Roundwood, Co. Wicklow" is development and is not exempted development as recommended in the planning reports.

Signed  Dated 9th day of November 2022

ORDER:

That a declaration to issue stating:

That "The construction of 193sqm building for housing livestock, feed and agricultural machinery at Moneystown, Roundwood, Co. Wicklow" is development and is not exempted development within the meaning of the Planning & Development Acts 2000 (as amended).

Signed: 
2022

Dated 9th day of November

A Director of Services
Planning Development & Environment



COMHAIRLE CONTAE CHILL Mhantáin
Wicklow County Council

Forbairt Pleanála agus Comhshaol
Planning Development and Environment

Áras An Chontae / County Buildings
Cill Mhantáin / Wicklow
Guthán / Tel: (0404) 20148
Faics / Fax: (0404) 69462
Rphost / Email: plandev@wicklowcoco
Suíomh / Website: www.wicklow.ie

April Cowman
C/O Liam Kenna
Moneystown
Roundwood
Co Wicklow

9th November 2022

**RE: Declaration in accordance with Section 5
of the Planning & Development Acts 2000 (As Amended)**

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

Exemption Ref No: EX 65/2022

Applicant: April Cowman C/O Liam Kenna

Nature of Application: "The construction of 193sqm building for housing
livestock, feed and agricultural machinery at
Moneystown, Roundwood, Co. Wicklow"

Location: Moneystown, Roundwood, Co. Wicklow

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.





Comhairle Contae Chill Mhantáin
Wicklow County Council

Forbairt Pleanála agus Comhshaol
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**DECLARATION IN ACCORDANCE WITH ARTICLE 5 (2) (A) OF THE PLANNING &
DEVELOPMENT ACT 2000 AS AMENDED**

Applicant: April Cowman C/O Liam Kenna

Location: Moneystown, Roundwood, Co. Wicklow

DIRECTOR OF SERVICES ORDER NO. 1825/2022

A question has arisen as to whether "The construction of 193sqm building for housing livestock, feed and agricultural machinery at Moneystown, Roundwood, Co. Wicklow" is or is not exempted development.

Having regard to:

- i) The details submitted under Section 5 Declaration on 17/10/22
- ii) Sections 2(1), 3(1), (4) (1) (a) of the Planning and Development Act 2000 (as amended)
- iii) Article 9(1) of the Planning and Development Regulations 2001(as amended)
- iv) Class 6 of Part 3, Schedule 2 of the Planning and Development Regulations 2001 (as amended).
- v) An Bord Pleanála Referral RL2235.

Main Reasons with respect to Section 5 Declaration:

The provision of a 193sqm building for housing livestock, storing feed and agricultural machinery on the subject site would not come within the exemption provision set out under Part 3 of the Schedule 2, Class 6 of the Planning & Development Regulations because,

- d) The site is not part of an established agricultural landholding or farmyard complex.
- e) As the development is located in the curtilage of a dwelling house, the exempted development provisions associated with a dwelling house do not include the proposed development.
- f) Insufficient evidence is submitted to confirm that the land for effluent spreading is within the applicant's ownership & therefore the development would not be in line with Department of Agriculture, Food & Rural Development & Department of the Environment and Local Government requirements to prevent water pollution.

*Tá an doiciméad seo ar fáil i bhformáidí eile ar iarrataí:
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.





COMHAIRLE CONTAE CHILL Mhantáin Wicklow County Council

Forbairt Pleanála agus Comhshaol
Planning Development and Environment

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Suíomh / Website: www.wicklow.ie

The Planning Authority considers that "The construction of 193sqm building for housing livestock, feed and agricultural machinery at Moneystown, Roundwood, Co. Wicklow" is development and is not exempted development.

Signed:


ADMINISTRATIVE OFFICER
PLANNING DEVELOPMENT & ENVIRONMENT

Dated ^{9th} November 2022

Ta an doicmead seo ar fáil i bhformáid eile ar iarráil.
This document is available in alternative formats on request.

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



Report for – Section 5 declaration

File Reference: Ex 65/2022
Applicant's Name: April Cowman
Address: Moneystown, Roundwood, Co, Wicklow.
Description: Farm Building
Date of site visit 30/08/21

Section 5 Referral

With respect to the query under Section 5 of the Planning and Development Act 2000, as to whether,

The construction of 193sqm building for housing livestock, feed and agricultural machinery at Moneystown, Roundwood, Co. Wicklow, is or is not development and is or is not exempted development within the meaning of the Planning and Development Act, 2000 as amended.

Planning History

20/692 – Retention permission of a 3500sqm agriculture yard, clay banks and driveway as constructed and permission for 294sqm agriculture shed and associated works. Withdrawn after it was recommended for refusal. The refusal reasons are as follow,

1. Having regard to the limited scale of lands owned by the applicant, the scale and location of the lands leased by the applicant, the location of the proposed development in a scenic rural area and objective AGR5, which supports the provision of the development for the efficient use of an agricultural practice, it is considered that the proposed development does not support the efficient use of an agricultural practice, would result in unnecessary development in a rural area contrary to objective AGR5 would militate against the preservation of the rural area and therefore would be contrary to proper planning and sustainable development.

18/820 – Permission was granted for dwelling, garage, secondary treatment systems to current EPA guidelines, new percolation area, new entrance and all associated site works.

Relevant Legislations

Planning and Development Act 2000 as amended Section 2(1)

“agriculture” includes horticulture, fruit growing, seed growing, dairy farming, the breeding and keeping of livestock (including any creature kept for the production of food, wool, skins or fur, or for the purpose of its use in the farming of land), the training of horses and the rearing of bloodstock, the use of land as grazing land, meadow land, osier land, market gardens and nursery grounds, and “agricultural” shall be construed accordingly;

“Works” includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal

“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,

Planning and Development Act 2000 as Amended Section 3(1) defined a development as follows: -

“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.

Planning and Development Acts 2000 as amended Section 4(1) (h) - defined an Exempted development as follows: -

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

The Planning and Development Regulation 2001 as amended

Article 6

(3) 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.

Article 9

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

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

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

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,

Planning and Development Regulations 2001 as amended

Schedule 2 Part 3, Class 6

Description of Development	Limitations and Conditions
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.	<p>1. No such structure shall be used for any purpose other than the purpose of agriculture.</p> <p>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.</p>

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

RL2235

That the said construction of an agricultural structure for use as stables within the curtilage of a dwelling house at Cornamucklagh, Omeath, and County Louth is not exempted development.

An Bord Pleanála has concluded that -

- (a) as the development is located in the curtilage of a dwelling house, the exempted development provisions associated with a dwelling house do not include the development,
- (b) as there is no established agricultural use on the landholding in which the development is located and, as such, the provisions of Class 6 do not apply, and
- (c) as the development lies in a landscape the preservation of which is an objective of the current development plan for the area, the development may interfere with the character of the landscape.

Ex 17/18

That the construction of 3 no. agricultural structures at Church lane, Newcastle, Co. Wicklow is development but is not exempted development.

The Planning Authority concluded that-

The provision of 3 no. agricultural structures on the subject site would not come within the exemption provision set out under Part 3 of Schedule 2, Class 6 of the Planning and Development Regulations because,

- a. the said structures are not located within a farmyard complex
- b. It is not evident that the proposed structure is to be used solely for the agricultural purposes
- c. the proposed development may result in an increase in traffic movements on the local road network, which is deemed to be sub-standard and would endanger public safety by reason of traffic hazard or obstruction of road users. Therefore, the provisions of Article 9(1) (a) (iii) apply.
- d. the existing foundations and floor slabs are not representative of an agricultural building.
- e. the landholding of 3.821ha could not be described as an agricultural holding.

Assessment

The issue is to determine whether, the construction of 193sqm building for housing livestock, at Moneystown, Roundwood, Co. Wicklow, is or is not development and is or is not exempted development within the meaning of the Planning and Development Act, 2000 as amended.

The site is stated to measures 5/ha and is located in the townland of Parkroe along the L1091 road 1.8 km south of Moneystown. A dwelling and garage are located on site. A drain runs close to the site to the south and east. The site is triangular in shape and there are matures trees on the northern part of the site and hedgerows along the southern boundary. The site is located in proximity to a stream located on the adjacent site. I note some sheep grazing on site on site inspection.

The following are submitted,

- A site location map
- Site layout plan
- Drawings including Plans and elevations of the proposed structures
- Map showing site and the lands in the applicant's ownership outlined in red.

The proposed building measures 193sqm in floor area and is 7.5m high. The proposed external finishes are green sheeting to roof and for wall of the building. The base of the building is made from concrete.

The first question to be asked is whether the structures and works subject of this section 5 is or is not development.

Having regard to the description of the works proposed to be carried out on site, it is considered that the proposal comes within the definition of development as stated under Section 3 of the Planning and Development Act 2000 (as amended).

The next question therefore to ask is whether the development is or is not exempted development. This is outlined in the checklist below,

Schedule 2, Pt.3 Class 6 checklist

<p>Do the works consist 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?</p>	<p>The works consists of the provision of roofed stand-alone structure for housing livestock (sheep, their feed and agricultural machineries).</p> <p>The gross floor space of the roofed structure is 193sqm. The proposal includes the provision of ancillary effluent storage.</p>
<p>Would the structure be used solely for the purpose of agriculture?</p>	<p>It is proposed to use the structure for housing livestock which comes with the definition of agriculture.</p>
<p>Would 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 exceed 300 square metres gross floor space in aggregate?</p>	<p>No. The gross floor area of the proposed structure is 193sqm and there are no other such structures situated within the subject site or within 100m of the site.</p> <p>Note- the site is not located with a farmyard.</p> <p><i>According to,</i></p> <p><i>a) Oxford Dictionary – a farmyard is a yard surrounded by farm buildings.</i></p> <p><i>b) Free Dictionary - farmyard – is an area adjacent to farm buildings. Farm - workplace consisting of farm buildings and cultivated land as a unit.</i></p> <p>While the subject site in not considered a farm holding or farmyard and there are no farm buildings on it.</p>
<p>Would the effluent storage facilities be adequate to serve the structure having</p>	<p>It is stated that the proposed effluent storage The amount of effluent that would be</p>

<p>regard to its size, use and location?</p> <p>Would the effluent storage facilities be constructed in line with Department of Agriculture, Food and Rural Development and Department of the Environment and Local Government requirements and would it have regard to the need to avoid water pollution?</p>	<p>generated, disposed and the details of land area for spreading are submitted. It is demonstrated that development would be constructed in compliance with the Department of Agriculture, Food and Rural Development and Department of the Environment and Local Government requirements.</p>
<p>Would the structure be situated, and would the effluent from such structure be stored, within 10 metres of any public road?</p>	<p>The structure and effluent from the structure is not situated within 10m of the any public road.</p>
<p>Would any such structure be located within 100 metres of any public road exceed 8 metres in height?</p>	<p>Yes, the structure is 84m from the road but the height of the structure is below 8m.</p>
<p>Would such structure be situated, and would effluent from such structure 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.</p>	<p>The structure and effluent from the structure is not located within 100m from any house or other residential building or school, hospital, church or building used for public assembly</p> <p>It is however proposed to spread solid waste on applicant's land and part of the land shown in the submitted particulars is situated within 100m of a house.</p>
<p>Would any unpainted metal sheeting shall be used for roofing or on the external finish of the structure?</p>	<p>No. it is stated that building would have green coloured sheeting on the roof.</p>

Note, while Part 3: Schedule 2 and Class 6 of the Planning and Development Regulations 2001 (as amended), provides for Exempted Development Classes with respect to Rural Development, the Board, under RL3205, comments that to apply this exemption (it must be shown that the shed will be used for agriculture and is clearly part of an agricultural holding/ enterprise/ farm.

In this case, the site form part of residential landholding, which includes an open field covered in grass and not part of a farm. In addition, while the building is intended to be used for agriculture, no particulars are submitted to show that site is part of an agricultural farm or that the applicant is involved in agriculture.

I note from examining landdirect.ie substantial part of the subject site to the rear of the dwelling, is not in the applicant's ownership. This implies that the area proposed for spreading effluent are not within the applicant's ownership.

Screening for AA and EIA

Section 4(4) of the Act states that development shall not be exempted development if an environment impact assessment and appropriate assessment of the development is required.

AA

Having regard to the nature and scale of the proposed development, the nature of the receiving environment, the absence of any pathway linking the site to any Natura 2000 sites, no Appropriate Assessment issues arise and it is not considered that the proposed development would be likely to have a significant effect individually or in combination with other plans or projects on a European site and therefore a Stage 2 Appropriate Assessment (and submission of a NIS) is not therefore required.

EIA

Having regard to the nature and scale of the proposed development and the nature of the receiving environment there is no real likelihood of significant effects on the environment arising from the proposed development. The need for environmental impact assessment can, therefore, be excluded at preliminary examination and a screening determination is not required.

Conclusion

On basis on the above assessment, it is considered that the construction of 193sqm building for housing livestock, at Moneystown, Roundwood, Co. Wicklow is development but is not exempted development.

Recommendation

With respect to the query under Section 5 of the Planning and Development Act 2000 (as Amended), as to whether, the construction of 193sqm building for housing livestock, at Moneystown, Roundwood, Co. Wicklow is or is not development and is or is not exempted development within the meaning of the Planning and Development Act, 2000 as amended.

The Planning Authority considers that:

- The construction of 193sqm building for housing livestock, at Moneystown, Roundwood, Co. Wicklow is development but is not exempted development.

Main Considerations with respect to Section 5 Declaration:

- i) The details submitted under Section 5 Declaration on 17/10/22
- ii) Sections 2(1), 3(1), (4) (1) (a) of the Planning and Development Act 2000 (as amended)
- iii) Article 9(1) of the Planning and Development Regulations 2001(as amended)
- iv) Class 6 of Part 3, Schedule 2 of the Planning and Development Regulations 2001 (as amended).
- v) An Bord Pleanala Referral RL2235 ~~and RL2235~~

Main Reasons with respect to Section 5 Declaration:

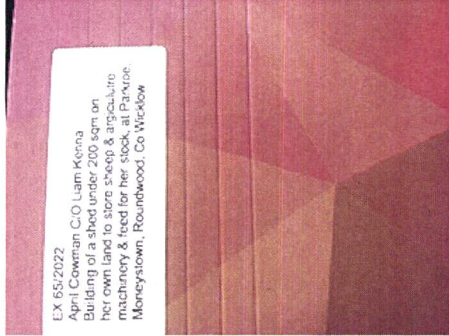
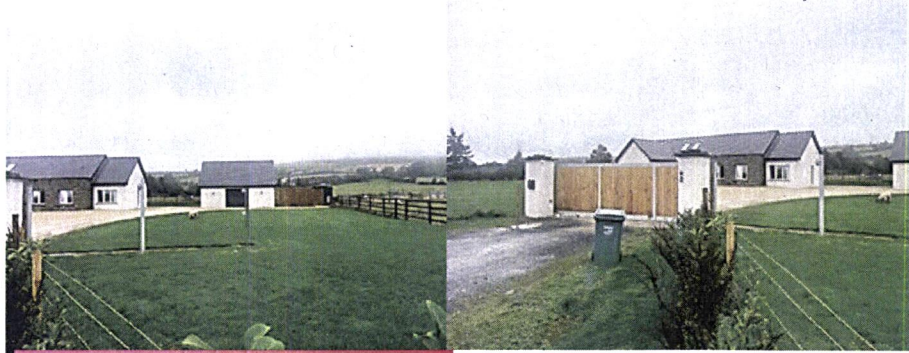
The provision of a 193sqm building for housing livestock, storing feed and agricultural machinery on the subject site would not come within the exemption provision set out under Part 3 of Schedule 2, Class 6 of the Planning and Development Regulations because ,

- a) ~~The site is not located within a farmyard (it cannot be)~~ The site is not part of an established agricultural landholding or farmyard complex.
- b) as the development is located in the curtilage of a dwelling house, the exempted development provisions associated with a dwelling house do not include the ~~proposed~~ ^{is within} development,
- c) ⁱⁿ sufficient evidence is submitted to confirm that the land for effluent spreading ^{is} in the applicant's ownership and therefore the development would not be in line with Department of Agriculture, Food and Rural Development and Department of the Environment and Local Government requirements ~~and~~ ^{to} prevent water pollution.

 Solomon Aroboto E/P
 07/11/22

Agreed as amended
 Eulalia SEP
 8/11/22







**Comhairle Contae Chill Mhantáin
Wicklow County Council**

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

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

WICKLOW COUNTY COUNCIL

**TO: Solomon Aroboto
Executive Planner**

**FROM: Crystal White
Assistant Staff Officer**

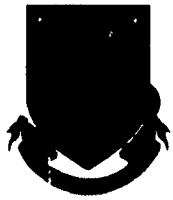
**RE:- EX 65/2022 - Declaration in accordance with Section 5 of the
Planning & Development Acts 2000 (as amended)
Building of a shed under 200 sqm on her own land to store sheep &
argiculture machinery and feed for her stock, shed is under 8 meters in
height under 200 sqm, over 100 meters from any dwelling at Parkroe,
Moneystown, Roundwood, Co Wicklow**

I enclose herewith for your attention application for Section 5 Declaration
received 17th of October 2022.

The due date on this declaration is the 11th November 2022.

**Senior Staff Officer
Planning Development & Environment**





Comhairle Contae Chill Mhantáin
Wicklow County Council

Forbairt Pleanála agus Comhshaol
Planning Development and Environment

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18/10/2022

April Cowman
C/O Liam Kenna
Moneystown
Roundwood
Co Wicklow

RE: Application for Certificate of Exemption under Section 5 of the Planning and Development Acts 2000 (as amended). Ex 65/2022

Building of a shed under 200 sqm on her own land to store sheep & agriculture machinery and feed for her stock, shed is under 8 meters in height under 200 sqm, over 100 meters from any dwelling at Parkroe, Moneystown, Roundwood, Co Wicklow

A Chara

I wish to acknowledge receipt on the 17th of October 2022 details supplied by you in respect of the above section 5 application. A decision is due in respect of this application by 11/11/2022.

Mise, le meas

SENIOR EXECUTIVE OFFICER
PLANNING DEVELOPMENT AND ENVIRONMENT



Wicklow County Council
County Buildings
Wicklow
0404-20100

18/10/2022 12 08 42

Receipt No L1/0/303215

***** REPRINT *****

APRIL COWMAN
PARKMORRE
ROUNDWOOD
CO WICKLOW

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

Total 80 00 EUR

Tendered
Credit Card 80 00

Change 0 00

Issued By Margaret Cullen
From Customer Service Hub
Vat reg No 0015233H



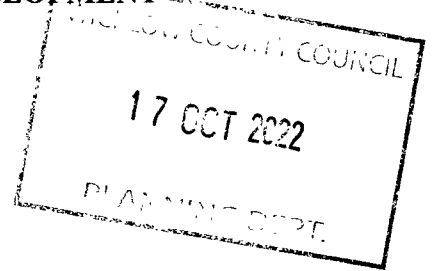
Wicklow County Council
County Buildings
Wicklow
Co Wicklow
Telephone 0404 20148
Fax 0404 69462

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: _____ APRIL COWMAN _____
Address of applicant: _____

PARKROE, MONEYSTOWN, ROUNDWOOD, CO. WICKLOW _____

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

2. Agents Details (Where Applicable)

(b) Name of Agent (where applicable) LIAM KENNA _____

Address of Agent : _____

MONEYSTOWN, ROUNDWOOD, CO. WICKLOW _____

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

3. Declaration Details

- i. Location of Development subject of Declaration
PARKROE, MONEYSTOWN, ROUNDWOOD, CO. WICKLOW
- ii. Are you the owner and/or occupier of these lands at the location under i. above ?
Yes.
- 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, an 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
MY CLIENT WISHES TO BUILD A SHED UNDER 200 SQM ON HER OWN LAND TO STORE SHEEP AND AGRICULTURE MACHINERY AND FEED FOR HER STOCK, THE SHED IS UNDER 8 METERS IN HEIGHT, UNDER 200 SQM, OVER 100 METERS FROM ANY DWELLING, APRIL DOES NOT HAVE ANY OTHER SHEDS ON THESE LANDS OF 5.6 HECTARES, SHED TO BE ACCESS FROM FIELD, EXISTING GATE.
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
CALSS 9 PART 3 OF SCHEDULE 2
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 _____
PLEASE SEE ATTACHED
- viii. Fee of € 80 Attached ? PLEASE CONTACT AGENT FOR PAYMENT

Signed : liam lynn Dated : 5/10/22

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 governed by Schedule 2, Part 3, Class 11. Note in addition to confirmation of exemption status under the Planning and Development Act 2000(as amended) there is a certification process with respect to land reclamation works as set out under the

L/K DESIGN
Moneystown,
Roundwood,
Co. Wicklow
E-mail: liam@kse.ie
Mob: 0879636167

22.09.22

Wicklow County Council
Planning Department,
County Council Buildings,
Wicklow Town,
Co. Wicklow.

RE: Management of manures and effluents arising from the housing of Sheep for April Cowman, Parkroe, Moneystown, Roundwood, Co. Wicklow.

Dear Sir / Madame,

My client April Cowman wishes to build a shed to house Sheep and we have been asked to show the require storage capacity and spreading requirements needed for the development.

Calculations for require storage space for Manure Storage Area.

- 0.0375 M3 of farmyard manure per week per sheep when 20kg of straw is used with 0% urine excess in a FYM storage space per animal per week for the 16 week period.

$0.0375 \times 50 \text{ (animals)} \times 16 \text{ (weeks required for storage)} = \mathbf{30 \text{ m3 required storage for Manure Pit.}}$

Total required is = 30 m3

We are proposing to turn a storage areas in the proposed shed in to the manure storage area. The total floor area of the area is 20 sqm with an average height of manure of 1.6 meters high gives a total volume of 32 m3

32 m3 manure storage has been provided in accordance with EU regulations.

*Maureen O'Connell
April Cowman*

Soiled Water Requirements:

- Soiled water includes water from concreted areas, hard standing areas, holding areas for livestock, and other farmyard areas where such water is contaminated by contact with any of the following
- Livestock faeces or urine or silage effluent
- Chemical fertilisers
- Washings such as vegetable washings, milk parlour washings or washings from mushroom houses
- Water used in washing farm equipments
- If soiled water is stored together with slurry, then as far as regulations are concerned it is slurry
- You must have enough storage to be able to store the equivalent of at least 15 days of soil water at any time of the year.
- Soiled water can be spread all year round if weather suitable

1. There is 100 sqm area where dirty water will be affected by soiled water which is all internal and no rain water will be allowed into proposed system. An average 60ml will be used in calculations.

2. As seen in the attached drawings a 100mm open channel will be used to collect soiled water and will go by underground 100mm pipework to proposed storage tank.

The Calculations for the capacity of the dirty water is -

$100 \text{ sqm} \times 0.006\text{m}^3 \text{ for a 15 day period} = 0.6 \text{ cubic meter}$

A proposed 3m³ soil water storage tank to meet the current EU regulations.

Spreading Requirements:

April Cowman's usable agriculture lands comprises of 5.6 hectares of land which she now owns and is outlined in red on our attached maps, 3.5 hectares of this land is usable for spreading of manure when you take into account of unusable area due to proposed building, area covered in trees, 10 meter requirement from streams, requirements from wells and boundary ditches.

According to EU regulations a sheep over 1 years old will produce 10 kg of Nitrogen per 16 week period. So the 50 sheep in total will produce 500 kg of Nitrogen per year. So 500 kg of Nitrogen will be produced which equals to 142.85 kg of Nitrogen per year per hectare. The EU regulations allow a max of 170 kg of Nitrogen per year per hectare so April Cowman will be well within this limit.

I hope you find this satisfactory and look forward to hearing form you.

Kind Regards

Signed:

Liam Kenna

Liam Kenna

L/K DESIGN
Moneystown,
Roundwood,
Co. Wicklow
E-mail: liam@kse.ie
Mob: 0879636167
22.09.22

Wicklow County Council
Planning Department,
County Council Buildings,
Wicklow Town.

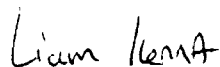
**RE: Section 5 application for April Cowman, Parkroe, Moneystown,
Roundwood, Co. Wicklow who is seeking to construct an agriculture shed
on his land under exempt development class 6 part 3 of schedule 2.**

Dear Sir / Madame,

Please find enclosed our clients request for exempt development class 6
part 3 of schedule 2 to construct an agriculture shed.

I hope you find this satisfactory and look forward to hearing form you.

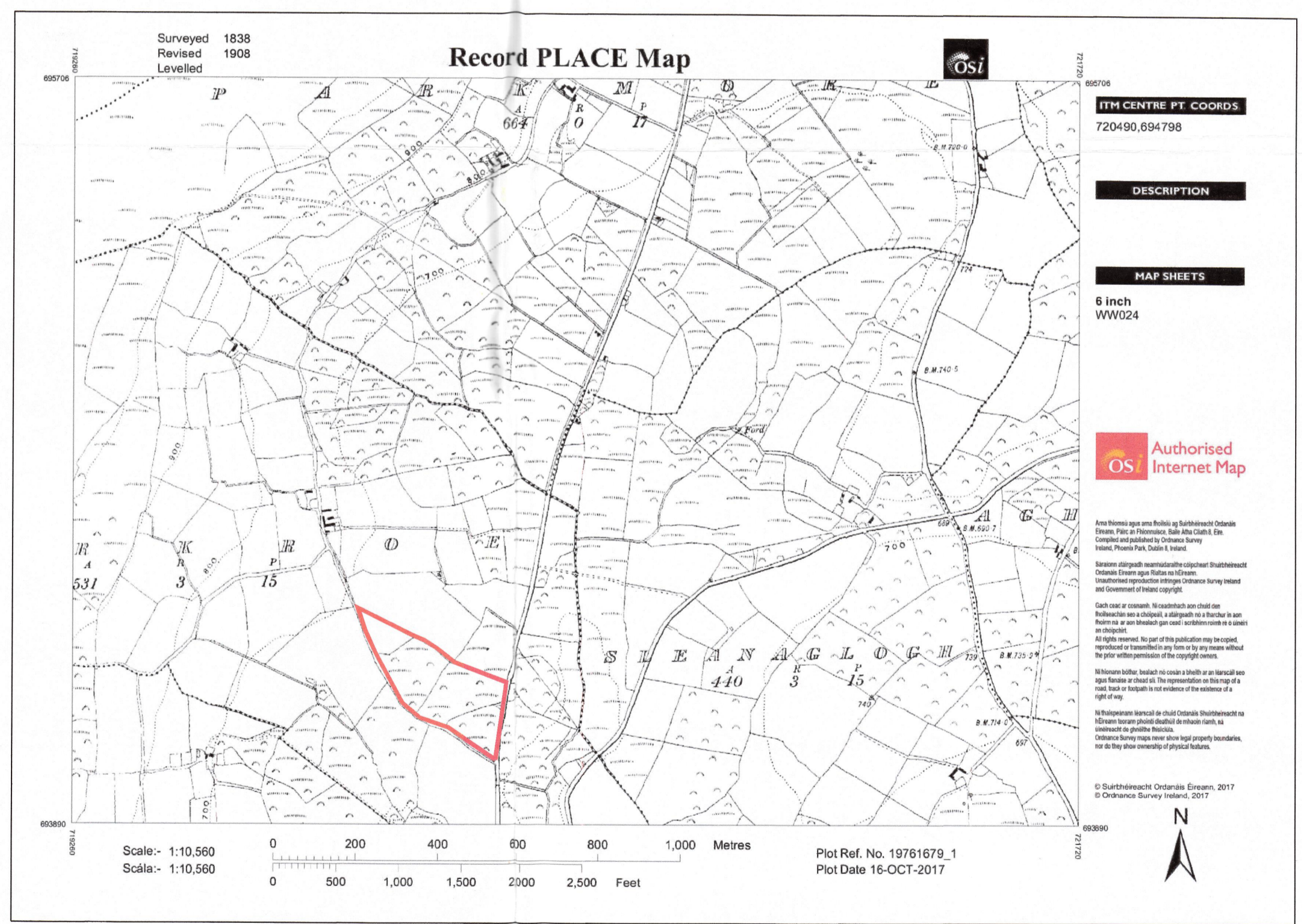
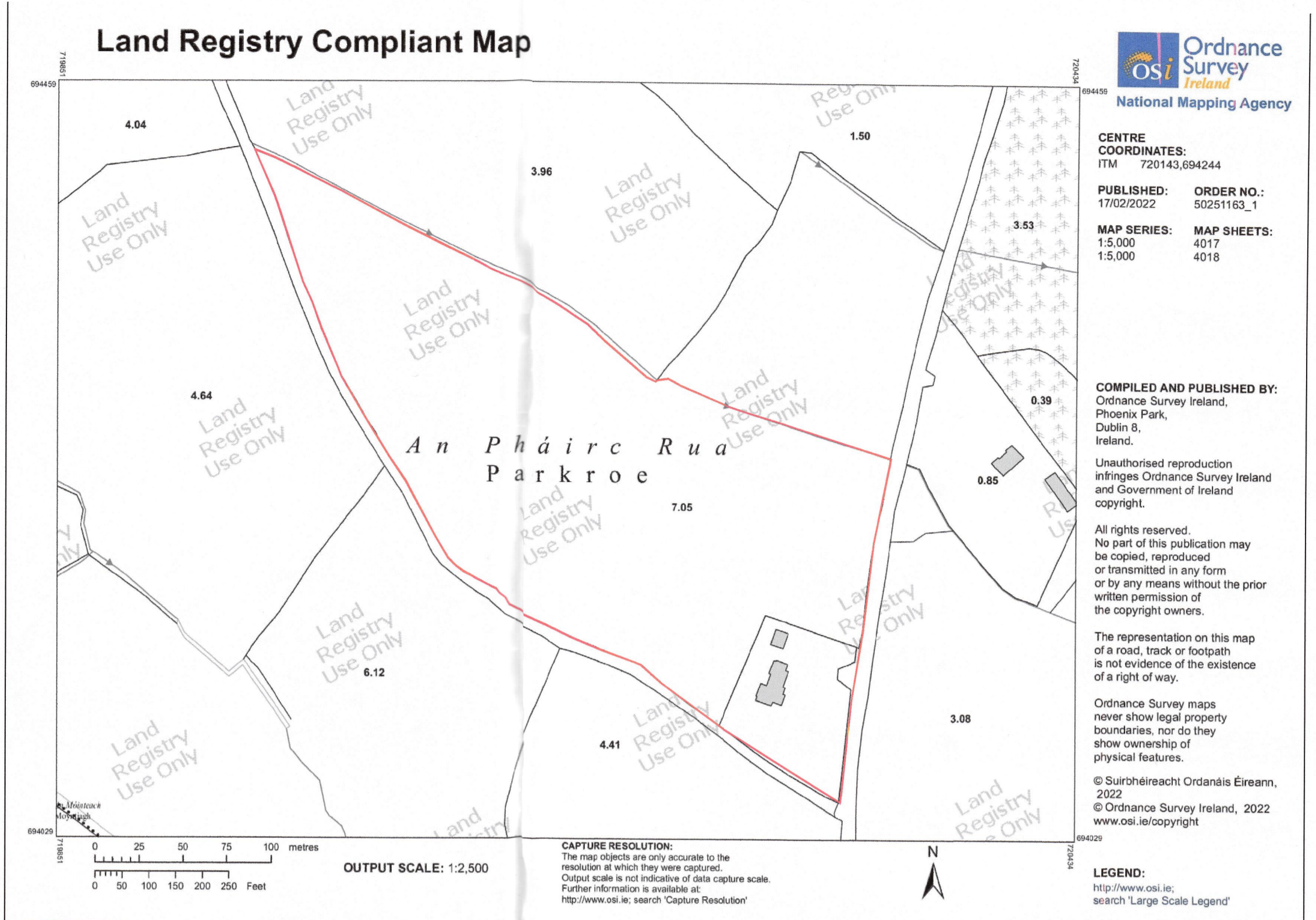
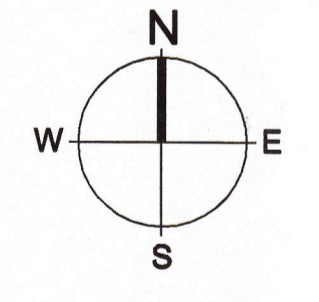
Kind Regards



Signed:
Liam Kenna



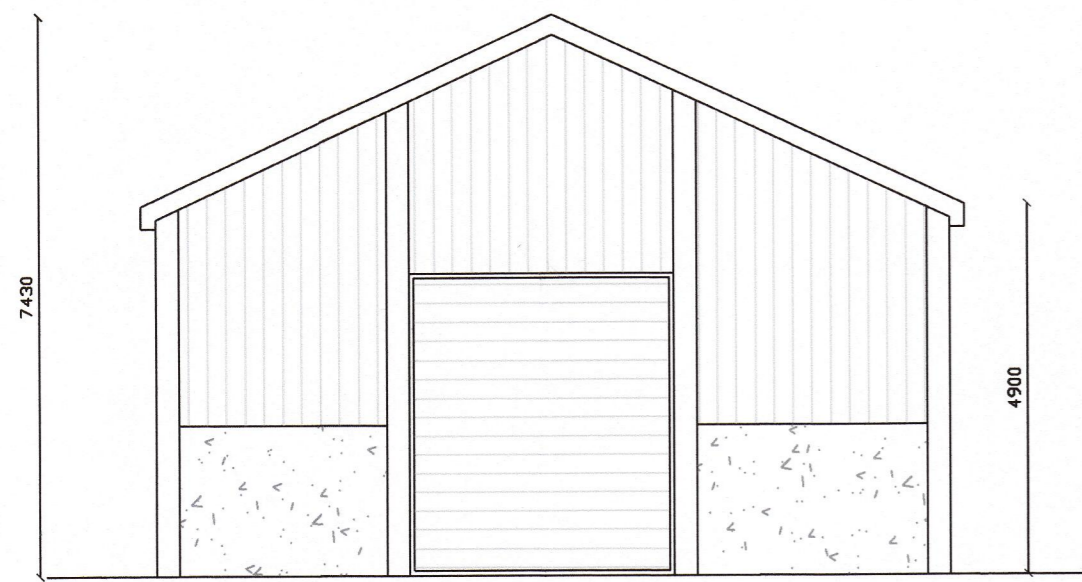
**SITE LAYOUT
SCALE 1:500
SITE AREA 5.6
HECTARES**



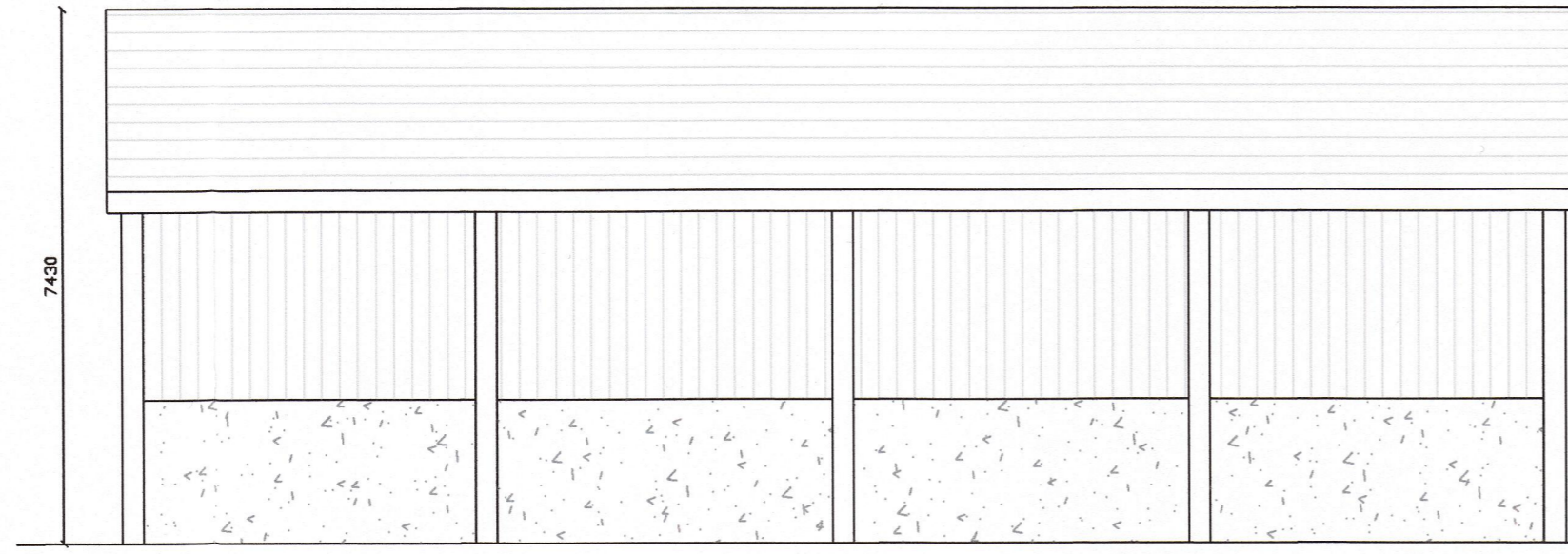
NOTE : FIGURED DIMENSIONS ONLY.
DO NOT SCALE DRAWING.
CONTRACTOR TO CHECK DIMENSIONS
ON SITE BEFORE CONSTRUCTION.
DISCREPANCIES ARE TO BE BROUGHT
TO ATTENTION OF THE SURVYORS
PRIOR TO THE COMMENCEMENT OF
WORK.

DRAWING IS INTENDED SOLEY FOR
PURPOSE NOTED. ONLY DRAWINGS
MARKED CONTRACT ARE TO BE USED
FOR CONSTRUCTION.

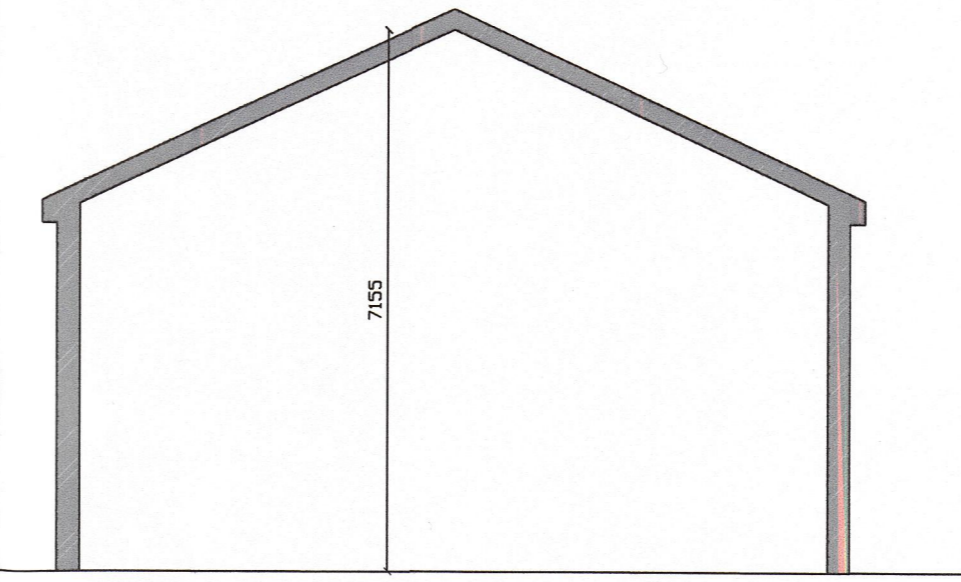
DRAWING: PROPOSED SITE PLAN AND LOCATION MAPS SCALE 1: 10560, 2500, 500	DRAWING BY: LIAM KENNA	DATE: 22.09.22
	PROJECT: APRIL COWMAN, PARKROE, MONEYSTOWN, ROUNDWOOD, CO. WICKLOW	DRAWING NO. 001



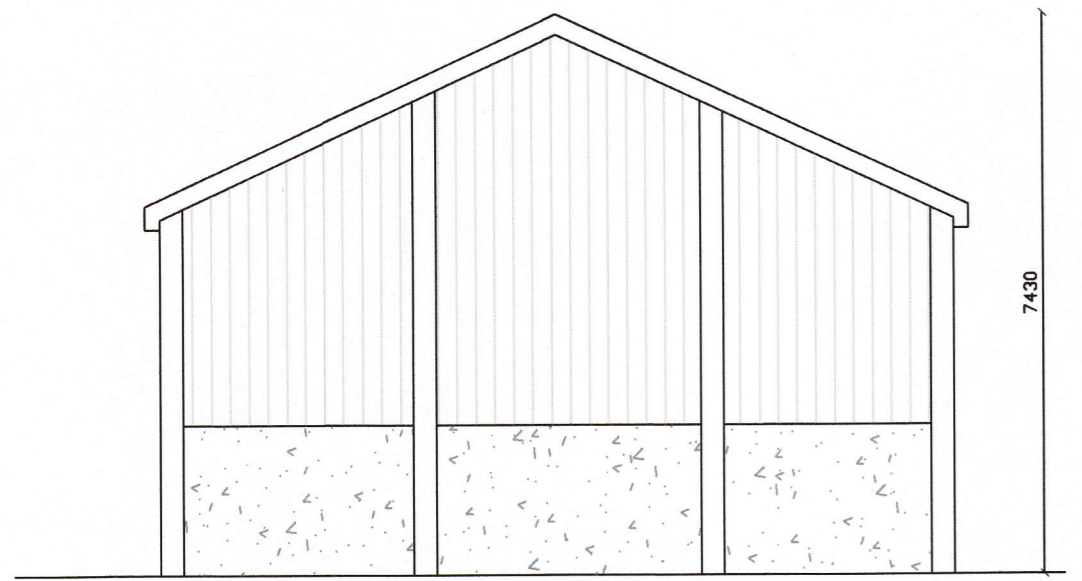
FRONT ELEVATION
SCALE 1:100



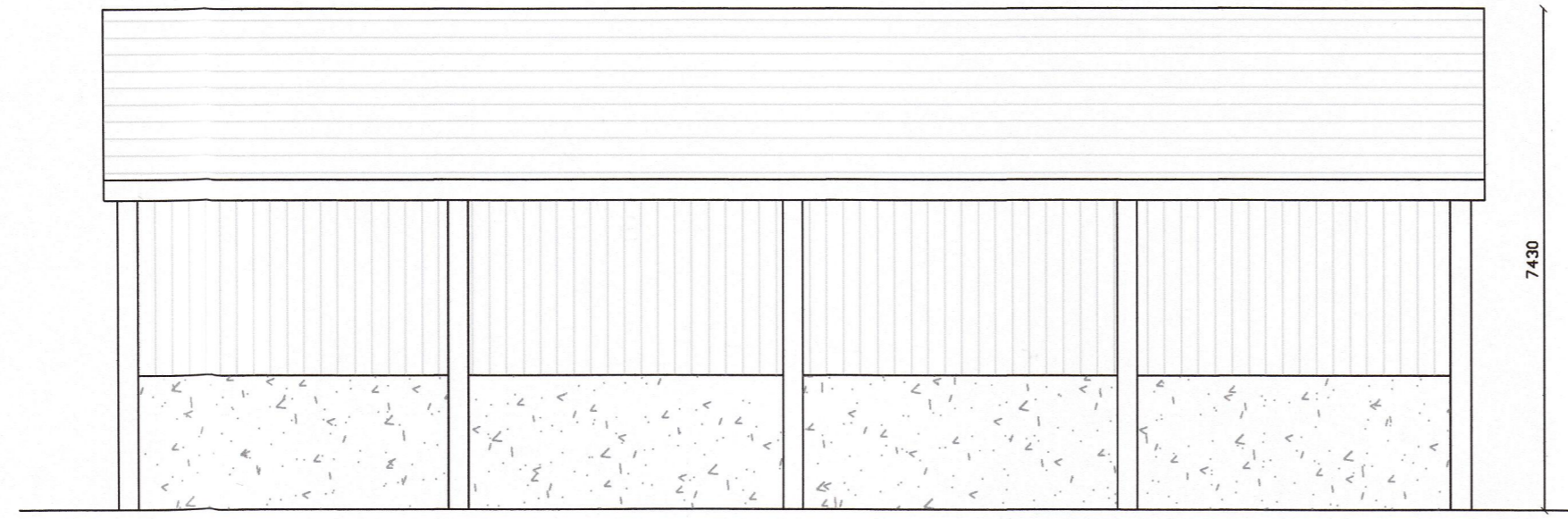
SIDE ELEVATION
SCALE 1:100



SECTION A-A
SCALE 1:100

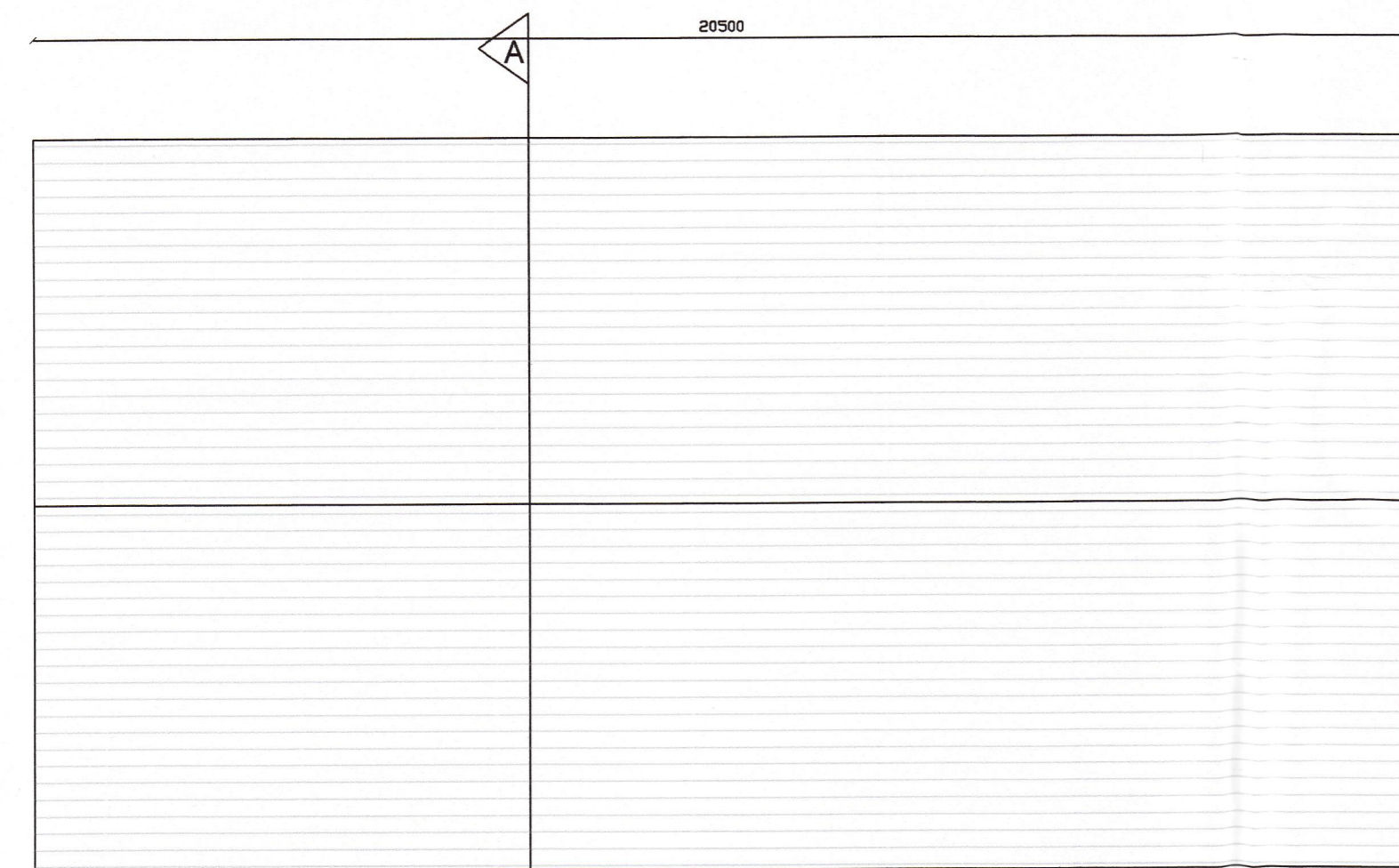


REAR ELEVATION
SCALE 1:100

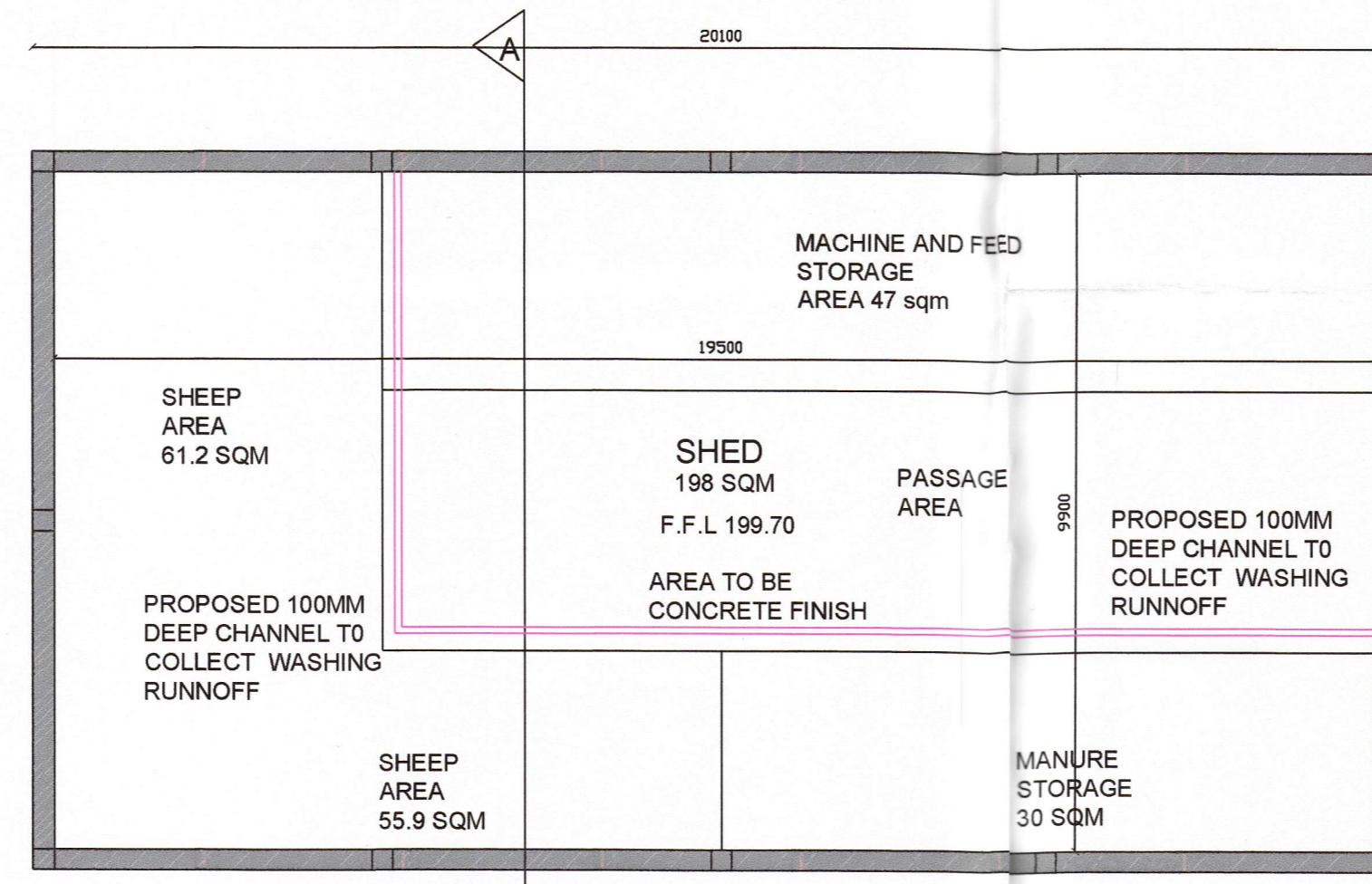


SIDE ELEVATION
SCALE 1:100

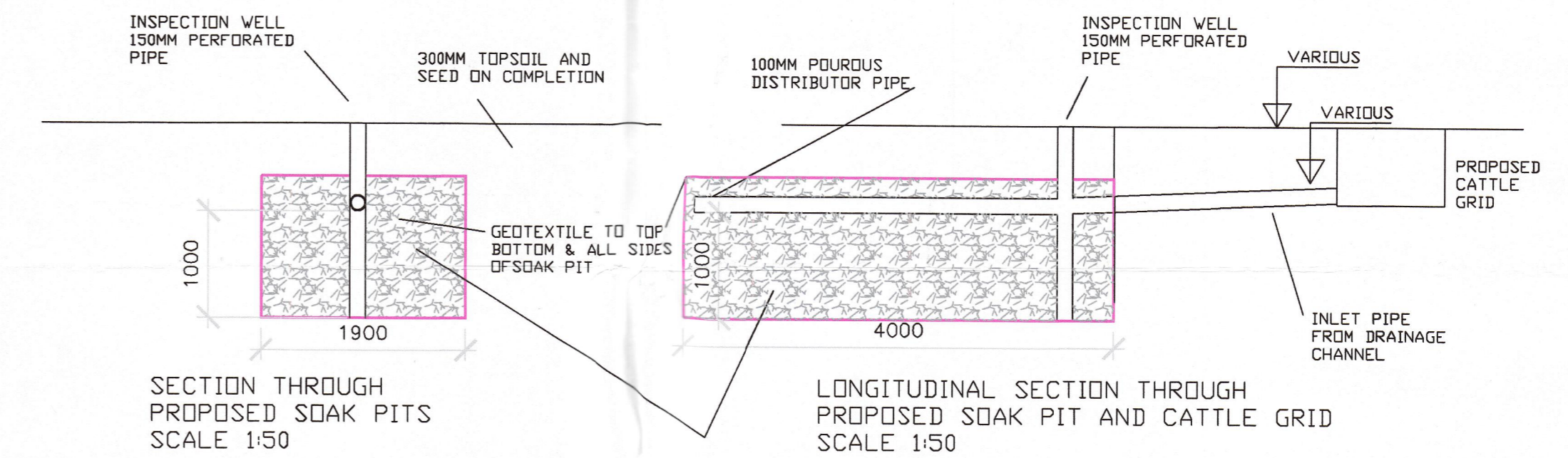
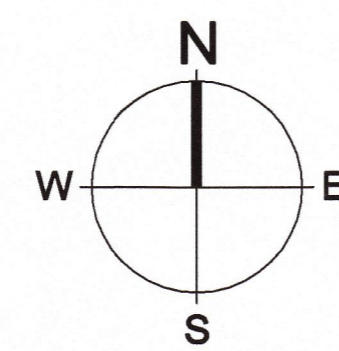
GREEN PROFILED GALVANISED SHEETING TO SIDES AND ROOF, PAINTED STEEL PILLARS AS REQUIRED, ON REINFORCED PAD FOUNDATION.



PROPOSED ROOF PLAN
SCALE 1:100



PROPOSED FLOOR PLAN
SCALE 1:100



SECTION THROUGH PROPOSED SOAK PITS
SCALE 1:50

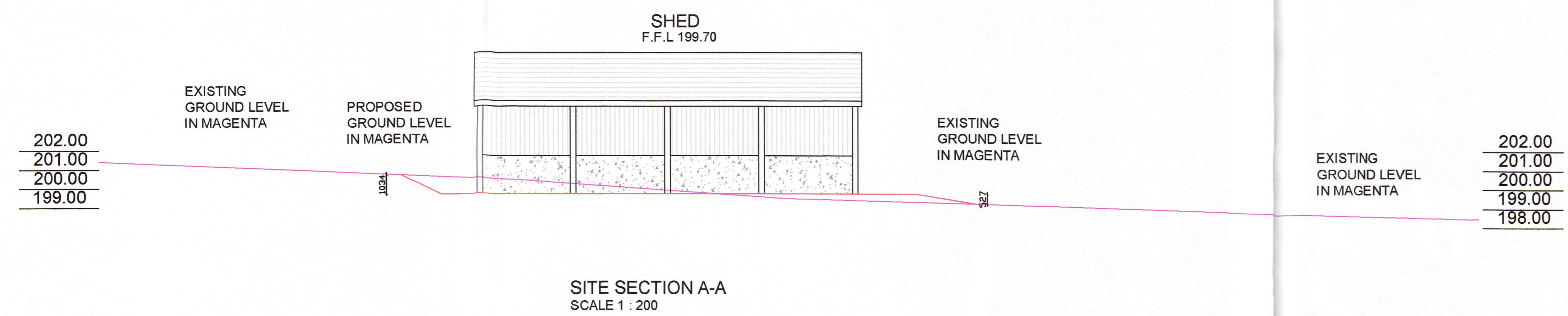
LONGITUDINAL SECTION THROUGH PROPOSED SOAK PIT AND CATTLE GRID
SCALE 1:50

SOAK PIT 2M WIDE X 4M LONG X 1M DEEP SPEC COARSE GRANULAR FILL (30% FREE VOLUME) COVERED WITH A FINE MESH GEOTEXTILE (TERRAM) TO PREVENT DOWNWARD SILTING OF FINES. SILT TRAPS ARE TO BE PROVIDED AT THE INLET LEVEL WITH AN INSPECTION CHAMBER PROVIDING A CLEAR VIEW OF THE BASE OF THE SOAKWAY AND LINKING THE END OF A HORIZONTAL PERFORATED DISTRIBUTOR PIPE EG WAVIN D3752 RUNNING ALONG TOP OF THE GRANULAR FILL.

3 M3 STORAGE TANK FOR CLEANING OFF RUN AND SEEPAGE

NOTE : FIGURED DIMENSIONS ONLY. DO NOT SCALE DRAWING. CONTRACTOR TO CHECK DIMENSIONS ON SITE BEFORE CONSTRUCTION. DISCREPANCIES ARE TO BE BROUGHT TO ATTENTION OF THE SURVYORS PRIOR TO THE COMMENCEMENT OF WORK.

DRAWING IS INTENDED SOLEY FOR PURPOSE NOTED. ONLY DRAWINGS MARKED CONTRACT ARE TO BE USED FOR CONSTRUCTION.



SITE SECTION A-A
SCALE 1:200

DRAWING:
PROPOSED SHED, SECTION A-A AND SOAKPIT DETAIL
SCALE 1: 200, 100, 50

PROJECT:
APRIL COWMAN,
PARKROE,
MONEYSTOWN,
ROUNDWOOD,
CO. WICKLOW.

DRAWING BY:
LIAM KENNA

DATE:
22.09.22

DRAWING NO.
002

SHEET NO.
2