

Comhairle Contae Chorcaí Cork County Council

Denis O' Callaghan,
c/o Liam Slattery,
3 Cois Na Gleann,
Glanmire,
Co. Cork.

8th July 2024

REF: D/230/24
LOCATION: Knockroura, Mullentaura, Kildinan, Co. Cork

**RE: DECLARATION OF EXEMPTED DEVELOPMENT UNDER SECTION 5 OF THE
PLANNING & DEVELOPMENT ACT 2000 - 2010.**

Dear Sir,

On the basis of the information submitted by you on 15th May and 14th June 2024 the Planning Authority, having considered the question whether the construction of a straw bedded calf shed with effluent tank **at Knockroura, Mullentaura, Kildinan, Co. Cork**, is or is not exempted development, has declared that it **is development and is exempted development**.

Reason for Decision

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

- Sections 2(1), 3(1), 4(2) and 4(4) of the Planning and Development Act 2000, (as amended),
- Articles 3, 6 and 9 of the Planning and Development Regulations 2001-2023, (as amended), and
- The particulars received by the Planning Authority on 15th May and 14th June 2024

And Whereas Cork County Council has concluded that –

- The works proposed represent 'development'.
- The proposed development can be considered exempt having regard to Class 6, of Schedule 2, Part 3 of the Planning and Development Regulations 2001-2023 (as amended).

The Planning Authority concludes that the construction of a straw bedded calf shed at Knockroura, Mullentaura, Kildinan, Co. Cork **is development and is exempted development**.

This exemption does NOT itself empower a person to carry out a development unless that person is legally entitled to do so.

Pleanáil agus Forbairt,
Halla an Chontae,
Bóthar Charraig Ruacháin,
Corcaigh T12 R2NC.
Fón: (021) 4276891
R-phost: planninginfo@corkcoco.ie
Suíomh Gréasáin: www.corkcoco.ie
Planning & Development,
County Hall,
Carrigrohane Road, Cork T12 R2NC.
Tel (021) 4276891
Email: planninginfo@corkcoco.ie
Web: www.corkcoco.ie



Comhairle Contae Chorcaí

Cork County Council

Pleanáil agus Forbairt,
Halla an Chontae,
Bóthar Charraig Ruacháin,
Corcaigh T12 R2NC.

Fón: (021) 4276891

Leithéad: planninginfo@corkcoco.ie
Suíomh Gréasáin: www.corkcoco.ie

Planning & Development
County Hall

Carrigrohane Road, Cork T12 R2NC.

Tel (021) 4276891

Email: planninginfo@corkcoco.ie

Web: www.corkcoco.ie



Please note that under Section 5 Subsection 3(a) where a declaration is issued under this section any person issued with a declaration under subsection 2(a) may on payment to the Board of such fee as may be prescribed, refer a declaration for review by the Board within 4 weeks of the date of the issuing of the declaration.

Yours faithfully,

**PIO TREACY,
ADMINISTRATIVE OFFICER,
PLANNING DEPARTMENT.**

In order to process your query, it may be necessary for Cork County Council to collect Personal information from you. Such information will be processed in line with our privacy statement which is available to view at <https://www.corkcoco.ie/privacy-statement-cork-county-council>



We are Cork.



Recycled

Declaration on Exempted Development under Section 5 of the Planning and Development Act 2000

<i>Ref No.</i>	D/230/24
<i>Applicant</i>	Denis O'Callaghan
<i>Description</i>	Straw bedded calf shed with effluent tank
<i>Location</i>	Knockroura, Mullenataura, Kildinan Co. Cork

1. Section 5 Query

The query relates to the provision of a straw bedded calf shed with effluent tank.

2. Application History

This Section 5 Application was initially assessed by the Case Planner and the Environment Directorate. Following the initial assessment in early June 2024, the applicant was requested to submit additional details to order to make a full determination on this Section 5 Application. The specific points of further information were:

1. The applicant shall confirm that the proposed calf shed and effluent will meet Dept. of Agriculture, Food and the Marine specification S123: Minimum Specification for Bovine Livestock Units and Reinforced Tanks.
2. An inspection chamber shall be constructed on all surface water drains leaving the farmyard. Please submit a detailed drawing of same.
3. Identify location and nature of effluent storage areas on site layout plan and illustrate distance from public road.

On the 14th of June 2024 a response was received, which comprised a cover letter providing a written response to the points and a revised site layout plan.

3. Internal Referral Reports

Environment – Report dated 14/06/2024 – No further objection to the proposed development on environmental grounds.

4. Assessment of Further Information Received

Items 1 & 2

Items 1 & 2 of the further information request were to satisfy condition no. 3 of Class 6, Schedule 2, Part 3 of the Planning & Development Regulations 2001-2023, which states:

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.

Items 1 & 2 of the further information request were required by the Environment Directorate. I refer to the report dated 14/06/2024 from Kevin Murphy in Environment, as the expert on these matters. In relation to the further information response, Mr Murphy's report notes: *It was confirmed that:*

- *The proposed calf shed will be constructed to Dept. of Agriculture specifications.*
- *An inspection chamber will be constructed on the storm water drain.*
- *Runoff from the straw-bed area will be collected to the proposed effluent tank prior to landspreading during the summer months.*

Mr. Murphy's report concludes with: *I have no objection to the proposed development on environmental grounds.*

Item 3

In response to item no. 3 in terms of the separation distance of the effluent storage area to the public road, the applicant has illustrated this on the revised site layout plan and confirms the tank would be approx. 45.2m from the public road at the nearest point. Thereby meeting the requirement of condition no. 4 of Class 6, Schedule 2, Part 3 of the Planning & Development Regulations 2001-2023, which states:

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

It is considered that the applicant has sufficiently responded to the further information request, no clarification is required.

5. Conclusion

Whereas a question has arisen as to whether provision of a straw bedded calf shed with effluent tank in Knockroua, Mullenataura, Kildinan, is or is not development and is or is not exempted development?

In considering this referral, and having had regard particularly to –

- (a) Section 2(1), 3(1), 4(2), 4(4) of the Planning and Development Act, 2000, as amended,
- (b) Articles 3, 6 and 9 and Class 6 of Schedule 2, Part 3 of the Planning and Development Regulations, 2001 -2023,

The Planning Authority has concluded that:

- (a) The works proposed represent 'development'.
- (b) The proposed development can be considered exempt having regard to Class 6, of Schedule 2, Part 3 of the Planning and Development Regulations 2001-2023,

The Planning Authority concludes is development and is exempted development.

C Mahu

Claudine Mahu
Assistant Planner
05/07/2024

Application for Planning Exemption

Reference: D/230/24

Applicant: Denis O'Callaghan

Address: Knockroura, Mullenataura, Kildinan, Co. Cork

Date: 14th June '24

By: Kevin Murphy

Details of Application

The application for planning exemption relates to the construction of:

- An approx. 19.4m x 8.9m shed to be used for the housing of young cattle.
- The cattle are to be housed on straw bedding with effluent seepage to be collected in a 12.3m³ effluent tank.

The Applicant has a 20acre landholding at this location.

The nearest dwelling houses is more than 300m from the proposed sheep shed.

Assessment

The proposed livestock shed appears to comply with the Conditions and Limitations for a Class 6 structure:

- The structure is to be used for agricultural purposes.
- There are no other structures within 100m of the proposed shed.
- Effluent storage facilities, straw bedding and an effluent storage tank, are to be provided. The adequacy of the proposed tank cannot be fully assessed without knowing how many animals are to be housed and for what period, but the operator of the site will be required to comply with S.I.113 of 2022: European Union (Good Agricultural Practice for the protection of Waters) Regulations 2022 as amended.
- The proposed shed is to be located at 49m from the public road.
- The proposed shed is to be 6m in height.
- The proposed structure and effluent storage tank are more than 100m from any other structure.

The cattle shed and slatted slurry tanks should be constructed in compliance with Dept. of Agriculture, Food and the Marine specification S.123: Minimum Specification for Bovine Livestock Units and Reinforced Tanks.

- Water is to be provided from an existing borewell shown on the Site Layout Dwg. It is stated that the well is more than 60m from the proposed effluent tank.

In my report dated 6th June '24, I recommended that:

1. The Applicant should be required to construct the proposed cattle shed in compliance with Dept. of Agriculture, Food and the Marine specification S123: Minimum Specification for Bovine Livestock Units and Reinforced Tanks.
2. An inspection chamber should be constructed on all surface water drains leaving the farmyard.

CCC Planning received a further submission from the Applicant on 14th June '24. It was confirmed that:

- The proposed calf shed will be constructed to Dept. of Agriculture specifications.
- An inspection chamber will be constructed on the storm water drain.
- Runoff from the straw-bed area will be collected to the proposed effluent tank prior to landspreading during the summer months.

Conclusion

I have no objection to the proposed development on environmental grounds.

END

Liam Slattery
Diploma in Civil Engineering

Mitchelstown,
Co. Cork

086 3892939
slatteryliam@yahoo.com

Cork County Council,
Planning Department,
County Hall,
Cork

11th June 2024

**Permission to Construct a Straw Bedded Calf Shed with Effluent Tank at Knockroua,
Mullenataura, Kildinan, Co. Cork for Denis O'Callaghan. Ref. No.: D/230/24**

Dear Sir/Madam,

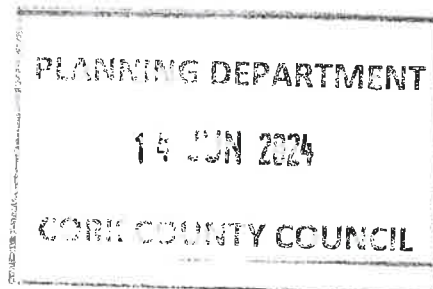
In repose to your letter dated on the 10th of June, please find further information as requested.

- The applicant will construct the proposed calf shed and effluent tank to comply with the Department of Agriculture specifications S123. He intends to apply for a Department grant know as TAMS III.
- An inspection chamber / manhole will be constructed at the end of the storm water drain from the proposed shed. See Drg. No. 458-11B.
- The proposed effluent tank will be approximately 45.2m from the public road. The effluent tank will collect any runoff from the straw bedding when the calves are been housed in early spring. The effluent tank will be emptied by a tractor with vacuum tank and spread on the applicants' lands during the summer months. See Drg. No. 458-11B.

DRG. No.	DRG. TITLE	SIZE - SCALE	COPIES
458 - 11B	Site Layout	A4 - 1:500	4

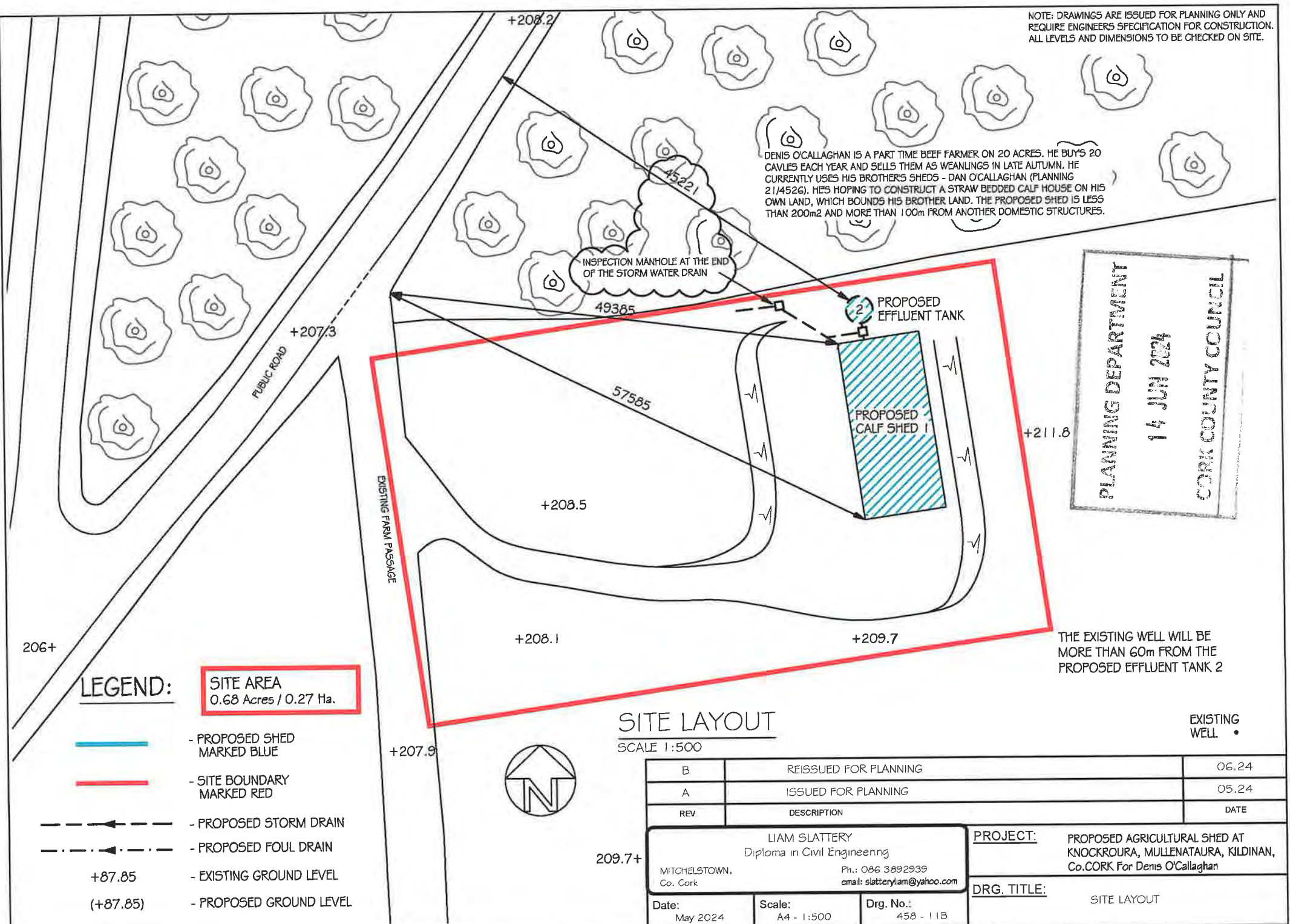
Yours sincerely,


Liam Slattery



NOTE: DRAWINGS ARE ISSUED FOR PLANNING ONLY AND REQUIRE ENGINEERS SPECIFICATION FOR CONSTRUCTION. ALL LEVELS AND DIMENSIONS TO BE CHECKED ON SITE.

DENIS O'CALLAGHAN IS A PART TIME BEEF FARMER ON 20 ACRES. HE BUYS 20 CALVES EACH YEAR AND SELLS THEM AS WEANLINGS IN LATE AUTUMN. HE CURRENTLY USES HIS BROTHER'S SHEDS - DAN O'CALLAGHAN (PLANNING 21/4526). HE'S HOPING TO CONSTRUCT A STRAW BEDDED CALF HOUSE ON HIS OWN LAND, WHICH BOUNDS HIS BROTHER LAND. THE PROPOSED SHED IS LESS THAN 200m² AND MORE THAN 100m FROM ANOTHER DOMESTIC STRUCTURES.



INSPECTION MANHOLE AT THE END OF THE STORM WATER DRAIN

2 PROPOSED EFFLUENT TANK

PROPOSED CALF SHED 1

PLANNING DEPARTMENT
14 JUL 2024
CORK COUNTY COUNCIL

THE EXISTING WELL WILL BE MORE THAN 60m FROM THE PROPOSED EFFLUENT TANK 2

LEGEND:

SITE AREA
0.68 Acres / 0.27 Ha.

- - PROPOSED SHED MARKED BLUE
- - SITE BOUNDARY MARKED RED
- PROPOSED STORM DRAIN
- PROPOSED FOUL DRAIN
- +87.85 - EXISTING GROUND LEVEL
- (+87.85) - PROPOSED GROUND LEVEL

SITE LAYOUT

SCALE 1:500



REV	DESCRIPTION	DATE
B	REISSUED FOR PLANNING	06.24
A	ISSUED FOR PLANNING	05.24

LIAM SLATTERY Diploma in Civil Engineering MITCHELSTOWN, Co. Cork Ph.: 086 3892939 email: slatteryliam@yahoo.com		PROJECT: PROPOSED AGRICULTURAL SHED AT KNOCKROURA, MULLENATAURA, KILDINAN, Co.CORK For Denis O'Callaghan
Date: May 2024	Scale: A4 - 1:500	DRG. TITLE: SITE LAYOUT
Drg. No.: 458 - 11B		

EXISTING WELL •

Comhairle Contae Chorcaí Cork County Council

Denis O' Callaghan,
c/o Liam Slattery,
3 Cois na Gleann,
Glanmire,
Co. Cork.

Pleanáil agus Forbairt,
Halla an Chontae,
Bóthar Charraig Ruacháin,
Corcaigh T12 R2NC.

Fón: (021) 4276891

R-phost: planninginfo@corkcoco.ie

Suíomh Gréasáin: www.corkcoco.ie

Planning & Development,

County Hall,

Carrigrohane Road, Cork T12 R2NC.

Tel (021) 4276891

Email: planninginfo@corkcoco.ie

Web: www.corkcoco.ie



10th June 2024

REF: D/230/24

LOCATION: Knockroura, Mullenataura, Kildinan, Co. Cork.

RE: **DECLARATION OF EXEMPTED DEVELOPMENT UNDER SECTION 5 OF THE
PLANNING & DEVELOPMENT ACT 2000 - 2010.**

Dear Sir,

I refer to your application for a Declaration of Exemption in relation to the above. In respect of the proposal submitted, the Planning Authority has concluded that further information is required as follows:

- You are requested to confirm that the proposed calf shed and effluent will meet Dept. of Agriculture, Food and the Marine specification S123: Minimum Specification for Bovine Livestock Units and Reinforced Tanks.
- An inspection chamber shall be constructed on all surface water drains leaving the farmyard. Please submit a detailed drawing of same.
- Please identify location and nature of effluent storage areas on site layout plan and illustrate distance from public road.

Yours faithfully,

Tracy O' Callaghan
Staff Officer
Planning Department

In order to process your query, it may be necessary for Cork County Council to collect Personal information from you. Such information will be processed in line with our privacy statement which is available to view at <https://www.corkcoco.ie/privacy-statement-cork-county-council>

Declaration on Exempted Development under Section 5 of the Planning and Development Act 2000

<i>Ref No.</i>	D/230/24
<i>Applicant</i>	Denis O'Callaghan
<i>Description</i>	Straw bedded calf shed with effluent tank
<i>Location</i>	Knockroura, Mullenataura, Kildinan Co. Cork

1. Section 5 Query

The query relates to the provision of a straw bedded calf shed with effluent tank.

2. Site location and description

This site is located in a rural area on a farm landholding in the townland of Mullenataura Kildinan. The site is approx. 6km northwest of Rathcormac Village. This site is currently a greenfield site in agricultural use. There is forestry to the north and some individual rural houses over 500m to the west and a recently permitted dwelling approx. 700 m north of the subject site. There is an existing agricultural entrance from the local road L1505 to the northwestern corner of the site. The agricultural entrance serves an existing agricultural track within this landholding. Access for the proposed calf shed will be from this agricultural track to the west.

The applicant states that he is a part-time beef farmer who buys 20 calves each spring and sells them in autumn as weanlings. He farms on 20 acres. He currently uses his brother's shed nearby for his farming needs.



Fig. 1: Aerial view of site (2021-2023) – approximate site boundary outlined in red

3. Planning History

There is no recent planning history within this landholding.

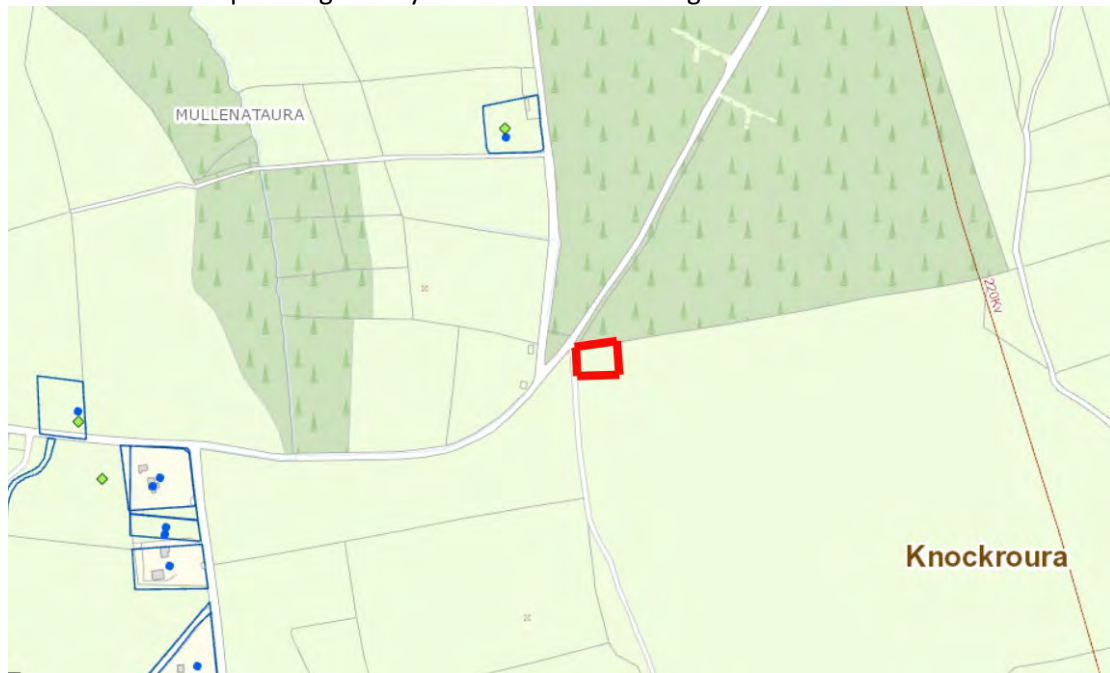


Fig. 2: Planning Enquiry System Map - approximate site boundary outlined in red



Fig. 3: Google Streetview (Aug 2011) at existing agricultural entrance

4. Legislative Context

Planning and Development Act 2000, as amended:

Section 3 (1) states:

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

Works *"includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal"*.

Section 4 (2) of the Act provides that the Minister may, by regulations, provide for any class of development to be exempted development. The main regulations made under this provision are the Planning and Development Regulations 2001-2023.

Planning and Development Regulations 2001-2023:

Article 6(1) of the Regulations states as follows: *“(a) Subject to article 9, development consisting of a class specified in column 1 of Part 1 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 1 opposite the mention of that class in the said column 1.”*

Article 9 (1) of the Regulations sets out circumstances in which development to which Article 6 relates shall not be exempted development.

Schedule 2, Part 3 of the Planning & Development Regulations 2001-2023:

CLASS 6	Conditions/limitations
<p>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>	<ol style="list-style-type: none"> 1. No such structure shall be used for any purpose other than the purpose of agriculture. 2. The gross floor space of such structure together with any other such structures situated within the same farmyard complex or within 100 metres of that complex shall not exceed 300 square metres gross floor space in aggregate. 3. Effluent storage facilities adequate to serve the structure having regard to its size, use and location shall be constructed in line with Department of Agriculture, Food and Rural Development and Department of the Environment and Local Government requirements and shall have regard to the need to avoid water pollution. 4. No such structure shall be situated, and no effluent from such structure shall be stored, within 10 metres of any public road. 5. No such structure within 100 metres of any public road shall exceed 8 metres in height. 6. No such structure shall be situated, and no effluent from such structure shall be stored, within 100 metres of any house (other than the house of the person providing the structure) or other residential building or school, hospital, church or building used for public assembly, save with the consent in writing of the owner and, as may be appropriate, the occupier or person in charge thereof. 7. No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.

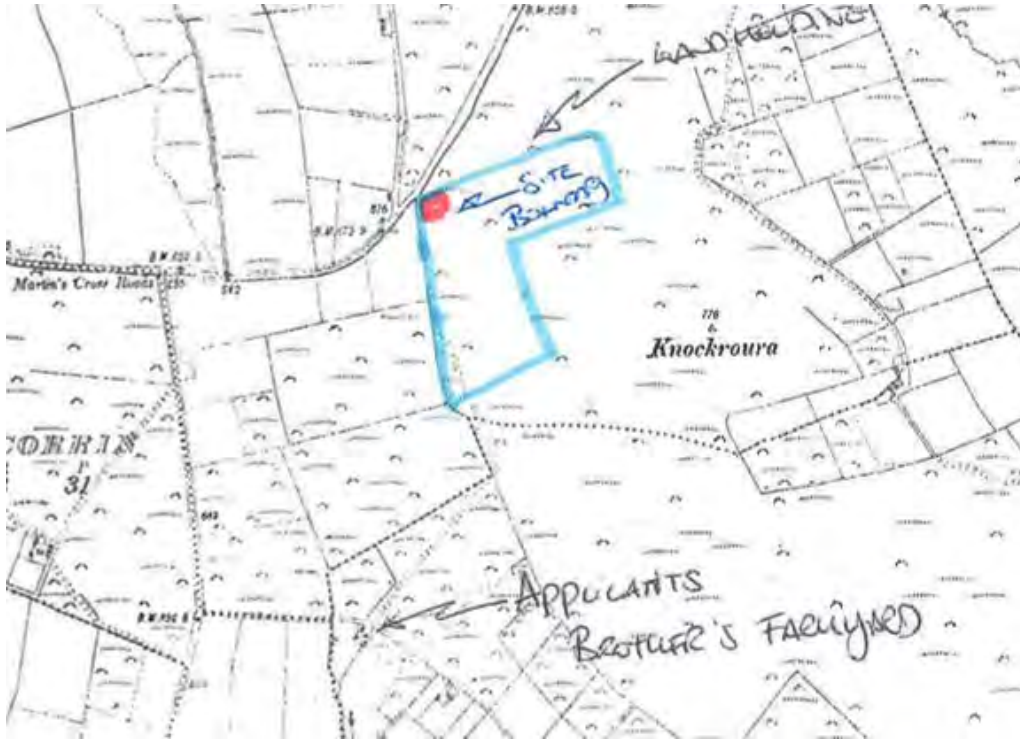


Fig. 4: Clip from site location map

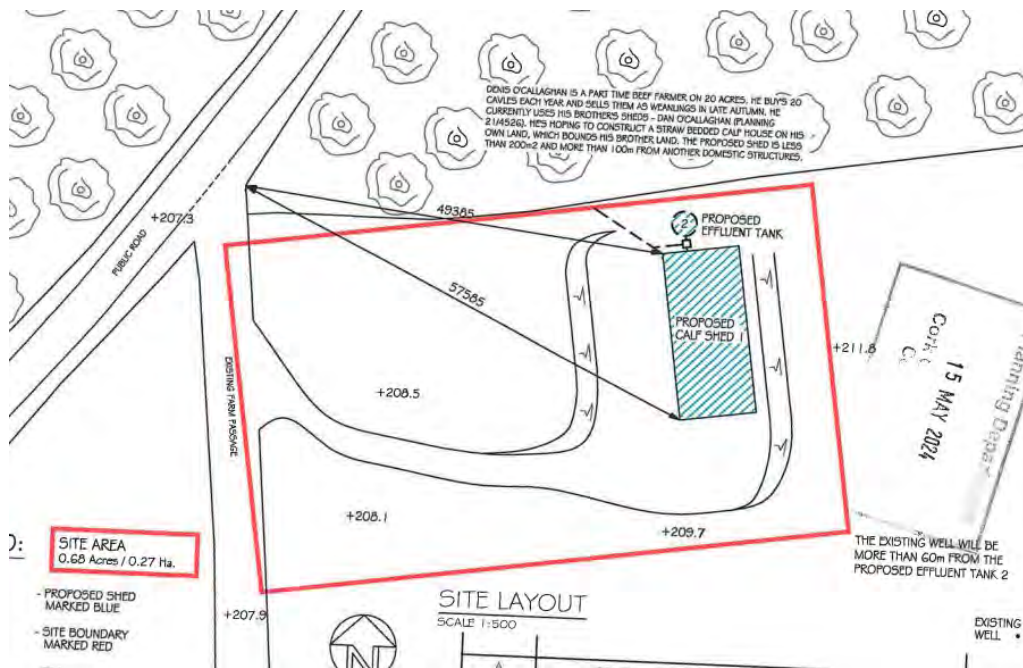


Fig. 5: Clip from site layout plan

5. Assessment

The query relates to whether the construction of a straw bedded calf shed with effluent tank is or is not exempted development.

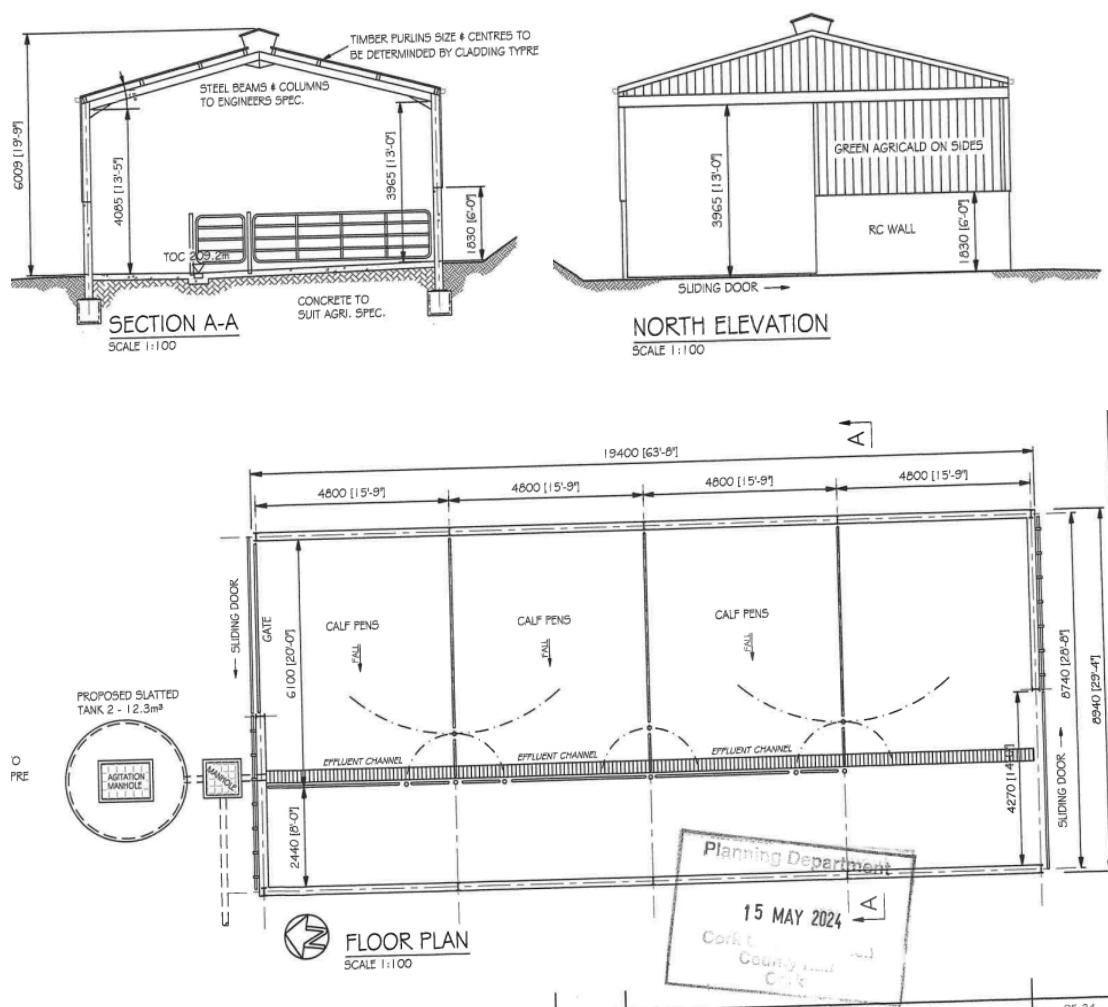


Fig. 6: Clip from submitted drawings

Class 6 – Calf shed

The proposed shed has a stated gross floor area of 173m². The shed would be approx. 50m from a public road. It would be more than 500m any residential property or other place of public assembly. The highest point on the proposed shed is at 6.009m. The proposed external finishes comply with the requirements of Class 6. There will be an effluent channel through the shed taking effluent into an effluent tank to the north of the shed.

The Environment Directorate requires the applicant to confirm that the proposed calf shed will meet Dept. of Agriculture, Food and the Marine specification S123: Minimum Specification for Bovine Livestock Units and Reinforced Tanks.

Additionally, the Environment Directorate requires that an inspection chamber be constructed on all surface water drains leaving the farmyard.

I refer to An Bord Pleanála's decision on ABP-300773-18 referral, where the matter of whether the structures under Class 6, Class 8 and Class 9 are required to be within an

existing farmyard complex. In this case, the Bord ruled that the proposed agricultural structures did not need to be within an existing farmyard complex, rather the existing use of the lands needed to be in agricultural use. The subject lands are in agricultural use. Therefore, in this situation Classes 6 does apply to a new farmyard complex on existing agricultural lands.

6. AA/ EIA

Section 4(4) of the Act essentially de-exempts any development which attracts a requirement for Environmental Impact Assessment (EIA) or Appropriate Assessment (AA).

In relation to EIA, Part 2 of Schedule 5 lists development which may require EIA for the purposes of Part 10 of the Planning and Development Act. Having considered that detail I am satisfied the proposal does not trigger any requirement for mandatory or sub-threshold EIA.

Similarly, and having regard to the nature of the proposal and the distance to Natura 2000 site, I am satisfied that requirement for AA is not warranted having regard to the scale and nature of the proposal and lack of any physical or hydrological connection between the development site and any European Site.

7. Recommendation

In considering this referral, and having had regard particularly to –

- (a) Section 2(1), 3(1), 4(2), 4(4) of the Planning and Development Act, 2000, as amended,
- (b) Articles 3, 6 and 9 and Class 6 of Schedule 2, Part 3 of the Planning and Development Regulations, 2001 -2023,

The Planning Authority has concluded that:

Further information is required as per the following:

1. The applicant shall confirm that the proposed calf shed and effluent will meet Dept. of Agriculture, Food and the Marine specification S123: Minimum Specification for Bovine Livestock Units and Reinforced Tanks.
2. An inspection chamber shall be constructed on all surface water drains leaving the farmyard. Please submit a detailed drawing of same.
3. Identify location and nature of effluent storage areas on site layout plan and illustrate distance from public road.



Claudine Mahu
Assistant Planner
07/06/2024

A handwritten signature in black ink that reads "Thomas Watt". The signature is written in a cursive style with a horizontal line extending from the end of the word "Watt".

Thomas Watt, SP
07/06/24

Application for Planning Exemption

Reference: D/230/24

Applicant: Denis O'Callaghan

Address: Knockroura, Mullenataura, Kildinan, Co. Cork

Date: 6th June '24

By: Kevin Murphy

Existing Site

Details of Application

The application for planning exemption relates to the construction of:

- An approx. 19.4m x 8.9m shed to be used for the housing of young cattle.
- The cattle are to be housed on straw bedding with effluent seepage to be collected in a 12.3m³ effluent tank.

The Applicant has a 20acre landholding at this location.

The nearest dwelling houses is more than 300m from the proposed sheep shed.

Assessment

The proposed sheep shed appears to comply with the Conditions and Limitations for a Class 6 structure:

- The structure is to be used for agricultural purposes.
- There are no other structures within 100m of the proposed shed.
- Effluent storage facilities, straw bedding and an effluent storage tank, are to be provided. The adequacy of the proposed tank cannot be fully assessed without knowing how many animals are to be housed and for what period, but the operator of the site will be required to comply with S.I.113 of 2022: European Union (Good Agricultural Practice for the protection of Waters) Regulations 2022 as amended.
- The proposed shed is to be located at 49m from the public road.
- The proposed shed is to be 6m in height.
- The proposed structure and effluent storage tank are more than 100m from any other structure.

The cattle shed and slatted slurry tanks should be constructed in compliance with Dept. of Agriculture, Food and the Marine specification S.123: Minimum Specification for Bovine Livestock Units and Reinforced Tanks.

- Water is to be provided from an existing borewell shown on the Site Layout Dwg. It is stated that the well is more than 60m from the proposed effluent tank.

Conclusions

I have no objection to the proposed development on environmental grounds. I recommend that:

1. The Applicant should be required to construct the proposed cattle shed in compliance with Dept. of Agriculture, Food and the Marine specification S123: Minimum Specification for Bovine Livestock Units and Reinforced Tanks.
2. An inspection chamber should be constructed on all surface water drains leaving the farmyard.

END

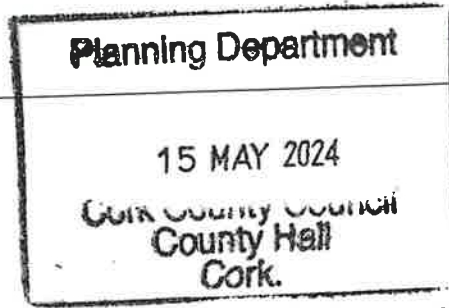
Liam Slattery
Diploma in Civil Engineering

Mitchelstown,
Co. Cork

086 3892939

slatteryliam@yahoo.com

Cork County Council,
Planning Department,
County Hall,
Cork



10th May 2024

Permission to Construct a Straw Bedded Calf Shed with Effluent Tank at Knockroura, Mullenataura, Kildinan, Co. Cork for Denis O'Callaghan.

Dear Sir/Madam,

Denis O'Callaghan is a part time Beef farmer. He buys 20 calves each spring and sells them in autumn as weanlings on 20 acres. He currently uses his brothers sheds for his farming needs. He's hoping to build a straw bedded calf shed with effluent tank adjacent. Once the proposed structures are built, all animals will be housed during the winter months.

The proposed straw bedded calf shed 1 with effluent tank 2 will have an external floor area of 173m². The maximum height of the shed will be 6m and it'd be over 500m from the nearest dwelling and approx.. 50m from the public road boundary.

From the above information, the proposed structures would be exempt under Section 5 of the Planning and Development Act 2000.

Please find enclosed:

- Payment for €80.00
- 4no. Application forms
- 4no. ordnance maps – 1:10560, 1:2500
- 4o. drawings of proposed development (see below)

DRG. No.	DRG. TITLE	SIZE - SCALE	COPIES
458 - 11	Site Layout	A4 - 1:500	4
458 - 22	Calf Shed Details	A3 - 1:100	4
	Effluent Tank Details	A4 - NTS	4

Yours sincerely,


Liam Slattery



CORK COUNTY COUNCIL APPLICATION FOR SECTION 5 DECLARATION OF EXEMPTION

APPLICANT CHECKLIST

(Please tick ✓)

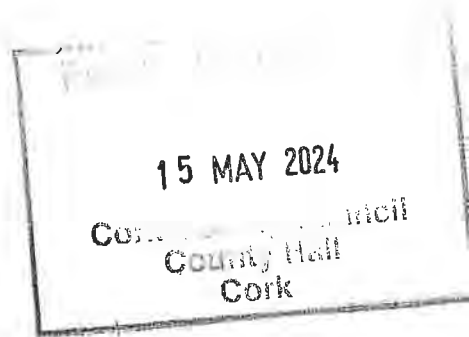
- 4 No. Copies of Application Form:
- 1 No. Copy of Contact Details:
- 4 No. Copies 6" O.S. Maps:
- 4 No. Copies 25" O.S. Maps:
- 4 No. Copies of Site Layout Plan:
- 4 No. Copies Scaled Drawings of Development:
- €80 Application Fee:

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>

FOR OFFICE USE ONLY

Receipt No.	PL20002380
Cash/Cheque/ Credit Card	CHEQUE
Date	15/5/24
Declaration Ref. No.	D/230/24

DATE STAMP HERE



You should make sure that you are satisfied that any information/documentation that you submit is appropriate to be viewed by the public. Please do not submit any information that you do not want 3rd parties to view.

In the case of a Declaration of Exemption for Land Reclamation, the following additional information is required:

- A copy of the details submitted to the Council's Environment Department (Inniscarra) for a Waste Licence Permit
- Correspondence from Teagasc (detailing how the land reclamation would benefit the land in question for agricultural purposes)
- Details of existing and proposed levels
- Details of fill material and duration of fill.

DATA PROTECTION

The planning process is an open and public one. In that context, all applications for Declarations of Exemption are made available for public inspection.

Personal information collected by Cork County Council is done so in order for us to process your application for a Section 5 Declaration of Exemption. Legally we can process this information as it is necessary for us to comply with our statutory/legal obligations. The protection of our personal data is a key priority for the Council and your data will be processed in line with our Privacy policy which is available at <http://www.corkcoco.ie/Privacy-Policy> or hardcopy from our offices at County Hall, Carrigrohane Road, Cork, Ireland. Should you have any questions about our privacy policy or the information we hold about you, please contact us by email to dpo@corkcoco.ie or write to us at Data Protection Officer, Cork County Council, County Hall, Carrigrohane Road, Cork, Ireland.

1. NAME OF APPLICANT: (ADDRESS TO BE SUPPLIED AT QUESTION A - CONTACT DETAILS)

DENIS O' CALLAGHAN

2. POSTAL ADDRESS OF LAND OR STRUCTURE FOR WHICH DECLARATION OF EXEMPTION IS SOUGHT:

KNOCKROURA, MULLENATAURA, KILDINIA

3. QUESTION/DECLARATION DETAILS:

Please state the specific question for which a Declaration of Exemption is sought
Note: Only works listed and described under this section will be assessed under the Section 5 Declaration of Exemption

DENIS O' CALLAGHAN IS A PART TIME BEEF FARMER. HE
BOYS 20 CALVES EACH SPRING AND SELLS THEM IN LATE
AUTUMN AS WEANLINGS. HE'S CURRENTLY USING HIS BROTHERS
SHEDS (21/4526) FOR HOUSING THE CALVES. HE'S HOPING
TO BUILD A CALF SHED ON HIS OWN LANDS WHICH BORDERS
HIS BROTHERS LANDS. HIS BROTHERS FARMYARD WILL BE
~ 675M SOUTH FROM THE PROPOSED CALF SHED.

THE PROPOSED CALF SHED WILL BE MORE THAN 500M FROM
THE NEAREST DWELLING, THE FLOOR AREA IS 173M² AND
HEIGHT OF 6M. FOR THE ABOVE REASONS, IT'S MY BELIEF
THE PROPOSED CALF SHED IS AN EXEMPTED DEVELOPMENT.

4. APPLICATION DETAILS:

Answer the following if applicable. Note: Floor areas are measured from the inside of the external walls and should be indicated in square metres (m²)

(a) Floor area of existing/proposed structure(s):	Proposed <input checked="" type="checkbox"/> Sued 173m ²
(b) If a domestic extension is proposed, have any previous extensions/structures been erected at this location after 1 st October, 1964 (including those for which planning permission has been obtained):	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please provide floor areas (m ²) and previous planning reference(s) where applicable:
(c) If a change of use of land and/or building(s) is proposed, please state the following: Existing/previous use Proposed use	N/A
(d) Are you aware of any enforcement proceedings connected to this site?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please state relevant reference number(s):

5. LEGAL INTEREST OF APPLICANT IN THE LAND/STRUCTURE:

Please tick appropriate box to show applicant's legal interest in the land or structure:	A. Owner <input checked="" type="checkbox"/>	B. Other <input type="checkbox"/>
Where legal interest is "Other", please state your interest in the land/structure:	Planning Department	
If you are not the legal owner, please state the name of the owner/s (address to be supplied at Question C in Contact Details):	15 MAY 2024	
	Cork County Council	

6. PROTECTED STRUCTURE DETAILS / ARCHITECTURAL CONSERVATION AREA:

Is this a Protected Structure/Proposed Protected Structure or within the curtilage of a Protected Structure: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, has a Declaration under Section 57 of the Planning & Development Act 2000 been requested or issued for the property by the Planning Authority: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, please state relevant reference No. _____
Is this site located within an Architectural Conservation Area (ACA), as designated in the County Development Plan? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

7. APPROPRIATE ASSESSMENT:

Would the proposed development require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site (SAC, SPA etc)? Yes No

8. DATA PROTECTION DECLARATION:

In order for the Planning Authority to process the personal data you have provided, your consent is required. By ticking the box below, you consent to the Planning Authority processing the personal data provided by you in line with the terms of Cork County Council's Privacy Policy available at <http://www.corkcoco.ie/privacy-statement-cork-county-council> or in hardcopy from any Council office; and to having your information processed for the following purposes:

Processing of your Declaration of Exemption application by the Planning Authority

I give permission for my personal information to be processed for the purpose stated above

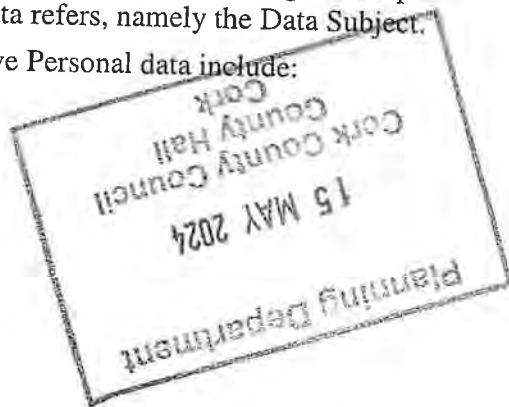
Signed (By Applicant Only)	Denis O Callaghan
Date	10 - May - 2024

GDPR Special Categories of data / Sensitive Personal data - Explicit Consent

Where Special Categories of personal data / sensitive personal data are provided as part of / in support of a declaration application, **explicit consent** to the processing of the special categories of data must be given by the person to whom the data refers, namely the Data Subject.

Special Categories of data / Sensitive Personal data include:

- Race
- Ethnic origin
- Political opinions
- Religion
- Philosophical beliefs
- Trade union membership
- Genetic data
- Biometric data
- Health data
- Concerning a natural person's sex life
- Sexual orientation



In order for the Planning Authority to process the sensitive personal data you have provided, your consent is required. By ticking the box below, you consent to the Planning Authority processing the personal data provided by you in line with the terms of Cork County Council's Privacy Policy available at <https://www.corkcoco.ie/privacy-statement-cork-county-council> or in hardcopy from any Council office; and to having your information processed for the following purposes:

Sensitive personal data being submitted in support of Declaration of Exemption Application

I give permission for my sensitive personal data submitted to the Planning Authority to be processed for the purpose stated above.

Signed	Denis O Callaghan
Date	10 - May - 2024

You have the right to withdraw your consent by contacting the Planning Department, Ground Floor, County Hall, Carrigrohane Road, Cork. Tel: (021) 4276891 Email: planninginfo@corkcoco.ie or by contacting the Planning Department, Norton House, Cork Road, Skibbereen, Co. Cork. Tel: (028) 40340 Email: westcorkplanninginfo@corkcoco.ie However if consent to the use of personal data is withdrawn during the declaration of exemption decision-making process this information cannot be considered as part of the decision making process. Once a decision has been made, an applicant is not entitled to withdraw consent, as the right of erasure does not apply to a situation where processing is required for compliance with a legal obligation or for the performance of a task carried out in the public interest.

Please note that all information / supporting documentation submitted will be available publicly to view at the Planning Authority offices.

ADVISORY NOTES:

The application must be accompanied by the required fee of €80
 The application must be accompanied by a site location map which is based on the Ordnance Survey map for the area, is a scale not less than 1:1000 and it shall clearly identify the site in question.
 Sufficient information should be submitted to enable the Planning Authority to make a decision. If applicable, any plans submitted should be to scale and based on an accurate survey of the lands/structure in question.
 The application should be sent to the following address:
 The Planning Department, Cork County Council, Floor 2, Co. Hall, Carrigrohane Road, Cork, T12 R2NC; or for applications related to the Western Division, The Planning Department, Cork County Council, Norton House, Cork Road, Skibbereen, Co. Cork, P81 AT28.

- The Planning Authority may require further information to be submitted to enable the authority to issue a decision on the Declaration of Exemption application.
- The Planning Authority may request other person(s), other than the applicant; to submit information on the question which has arisen and on which the Declaration of Exemption is sought.
- Any person issued with a Declaration of Exemption may on payment to An Bord Pleanála refer a Declaration of Exemption for review by the Board within 4 weeks of the date of the issuing of the Declaration of Exemption decision.
- In the event that no Declaration of Exemption is issued by the Planning Authority, any person who made a request may on payment to the Board of such a fee as may be prescribed, refer the question for decision to the Board within 4 weeks of the date that a Declaration of Exemption was due to be issued by the Planning Authority.

The application form and advisory notes are non-statutory documents prepared by Cork County Council for the purpose of advising the type of information which is normally required to enable the Planning Authority to issue a Declaration of Exemption under Section 5. This document does not purport to be a legal interpretation of the statutory legislation nor does it state to be a legal requirement under the Planning and Development Act 2000 as amended, or Planning and Development Regulations, 2001, as amended.

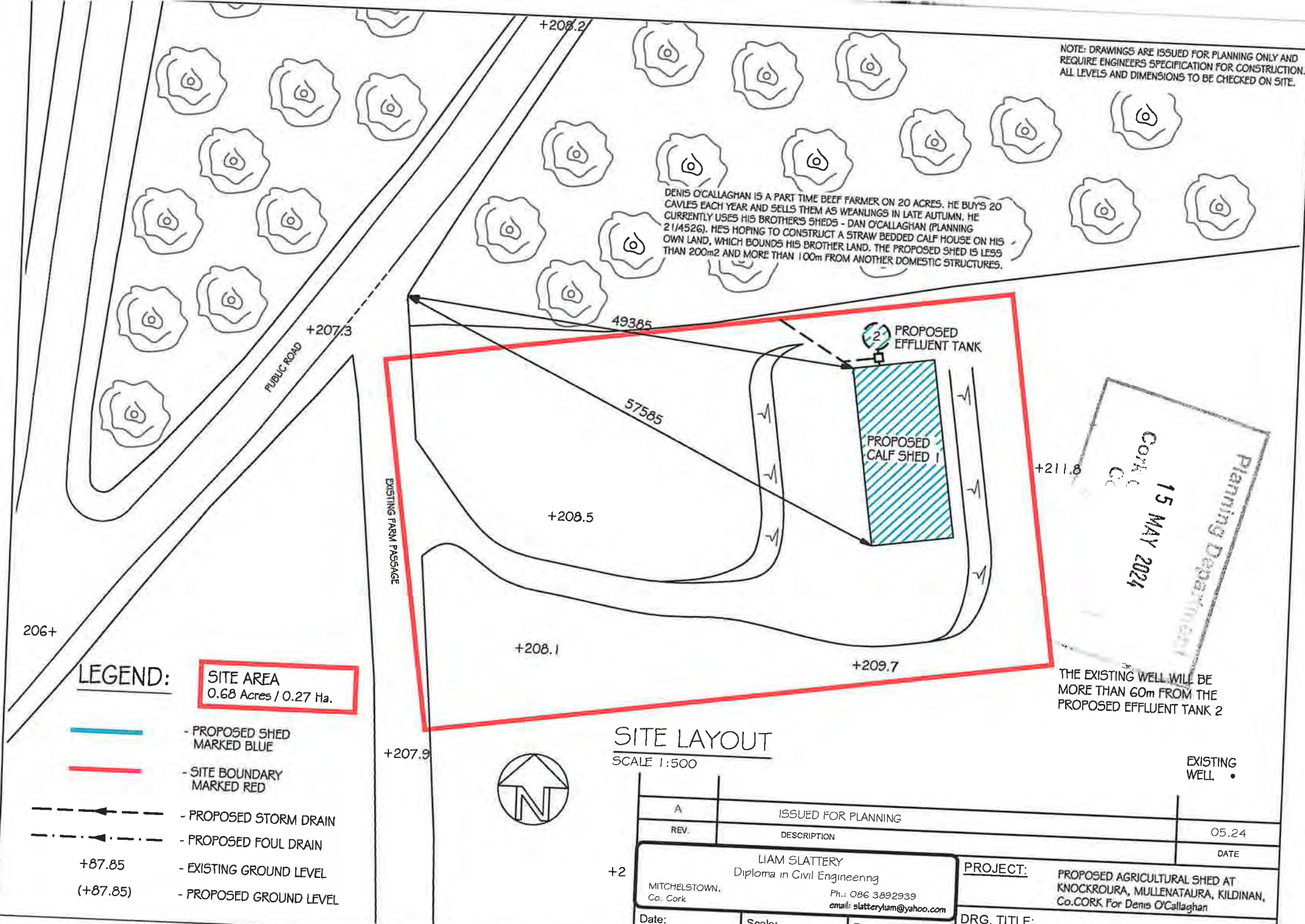
9. I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct, accurate and fully compliant with the Planning and Development Acts 2000, as amended and the Regulations made thereunder:

Signed (Applicant or Agent as appropriate)	<i>Denis O'Callaghan</i>
Date	<i>10-May-24</i>

Planning Department
 15 MAY 2024

NOTE: DRAWINGS ARE ISSUED FOR PLANNING ONLY AND REQUIRE ENGINEERS SPECIFICATION FOR CONSTRUCTION. ALL LEVELS AND DIMENSIONS TO BE CHECKED ON SITE.

DENIS O'CALLAGHAN IS A PART TIME BEEF FARMER ON 20 ACRES. HE BUYS 20 CALVES EACH YEAR AND SELLS THEM AS WEANLINGS IN LATE AUTUMN. HE CURRENTLY USES HIS BROTHERS SHEDS - DAN O'CALLAGHAN (PLANNING 21/4526). HE'S HOPING TO CONSTRUCT A STRAW BEDDED CALF HOUSE ON HIS OWN LAND, WHICH BOUNDS HIS BROTHER LAND. THE PROPOSED SHED IS LESS THAN 200m² AND MORE THAN 100m FROM ANOTHER DOMESTIC STRUCTURES.



LEGEND:

SITE AREA
0.68 Acres / 0.27 Ha.

- - PROPOSED SHED MARKED BLUE
- - SITE BOUNDARY MARKED RED
- PROPOSED STORM DRAIN
- PROPOSED FOUL DRAIN
- +87.85 - EXISTING GROUND LEVEL
- (+87.85) - PROPOSED GROUND LEVEL

SITE LAYOUT

SCALE 1:500



CORK CO.
 15 MAY 2024
 Planning Department

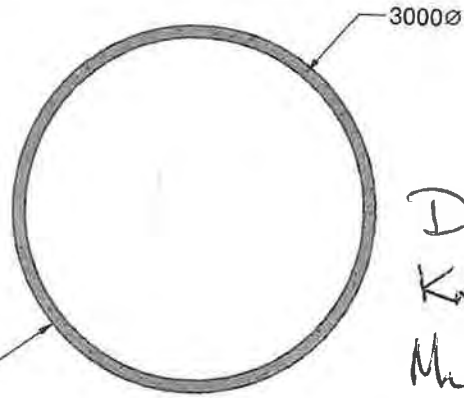
THE EXISTING WELL WILL BE MORE THAN 60m FROM THE PROPOSED EFFLUENT TANK 2

EXISTING WELL •

A	ISSUED FOR PLANNING	
REV.	DESCRIPTION	05.24
		DATE
LIAM SLATTERY Diploma in Civil Engineering MITCHELSTOWN, Co. Cork Ph.: 086 3892939 email: slatterylam@yahoo.com		PROJECT: PROPOSED AGRICULTURAL SHED AT KNOCKROURA, MULLENATAURA, KILDINAN, Co.CORK For Denis O'Callaghan
Date: May 2024	Scale: A4 - 1:500	DRG. TITLE: SITE LAYOUT
	Drng. No.: 458 - 11	

PLAN

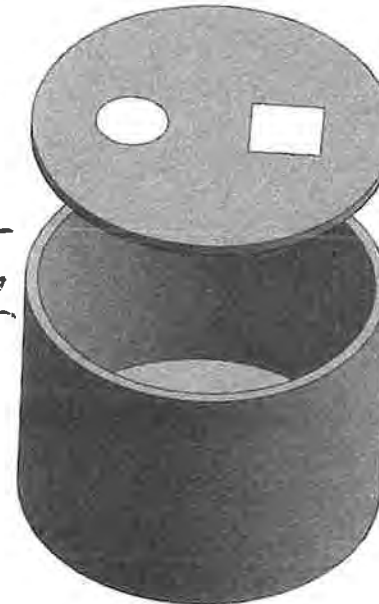
PRE-CAST
TANK



**KIELY PRECAST TANK
12300 LITRE**

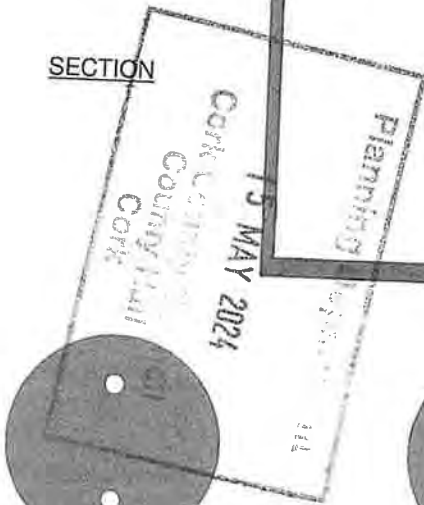
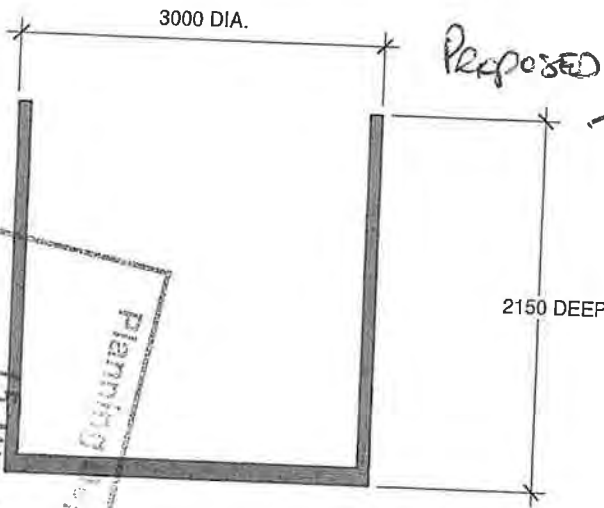
DEWIS O'CALLAGHAN
KNOCKROURA,
MULLENATAURA,
KILDINIAH.

Proposed Effluent
TANK #2



ISOMETRIC

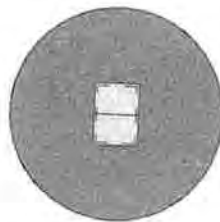
SECTION



Cover Type A

Weight - 2500kg
(Plain Access Cover for Vacuum Suction)

NOTE: 150mm Deep



Cover Type B

Weight - 2500kg
(Galvanised Double Door Cover suitable
for Dual Pump Station)

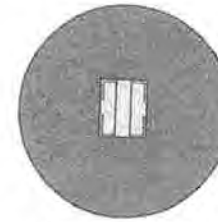
NOTE: 150mm Deep



Cover Type C

Weight - 3000kg
(Galvanised Slatted Door in totally
slatted concrete cover Heavy Duty)

NOTE: Covers 9"/230mm deep



Cover Type D

Weight - 2500kg
(Galvanised Slatted Door in plain cover)

NOTE: 150mm Deep

NOTES:

1. Drawing not to scale.
2. Safety Regulations to be observed at all times.
3. Client requirements to be noted with order.
4. All Civil works to be carried out by client.
5. All tanks to be placed on a level firm compacted surface free of water.
6. Cleaning/desludging to be carried out by suitable waste management companies.

NOTE:

EXCAVATION DIMENSIONS:
Dig a hole 4.5m in diameter.
Depth depends on inlet pipe invert.

Tank to be filled with water and
backfilled with suitable material.



Courtbrack, Blarney, Co. Cork.
Tel: 021 4385872 Fax: 021 4381644
email: info@wmkiely.ie
Vat No. 4527967U

DESCRIPTION:

12300 LITRE TANK

TANK DIMENSIONS:

3000mm DIAMETER x 2150mm DEEP

SUITABLE FOR:

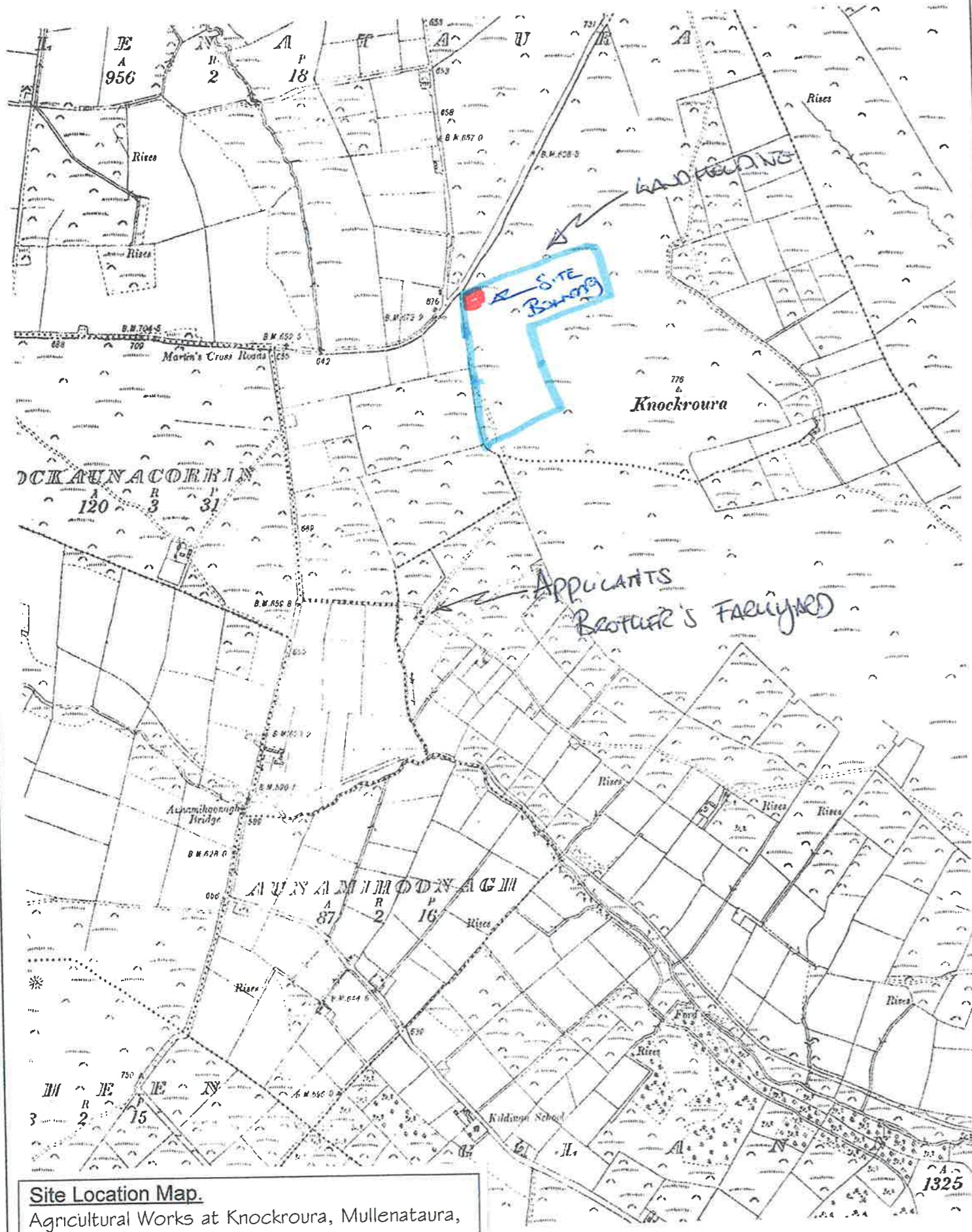
- SEPTIC TANKS
- GREASE TRAPS
- OIL INTERCEPTORS
- EFFLUENT STORAGE
- WATER STORAGE

INLET & OUTLETS CAN BE CORED
TO SUIT

TANK WEIGHT: 7000 KG'S

COVER WEIGHT: 2500 KG'S

COVER LOADING: 4T POINT LOAD
(TRACTOR SPEC).



Site Location Map.
 Agricultural Works at Knockroua, Mullenataura, Kildinan, Co. Cork for Denis O'Callaghan

Scale: 6 inch = 1 mile from O.S. CK043, CK044

Ordnance Survey Ireland Licence No. AR 0063021
 © Ordnance Survey Ireland Government of Ireland

Liam Slattery
 Mitchelstown,
 Co. Cork.



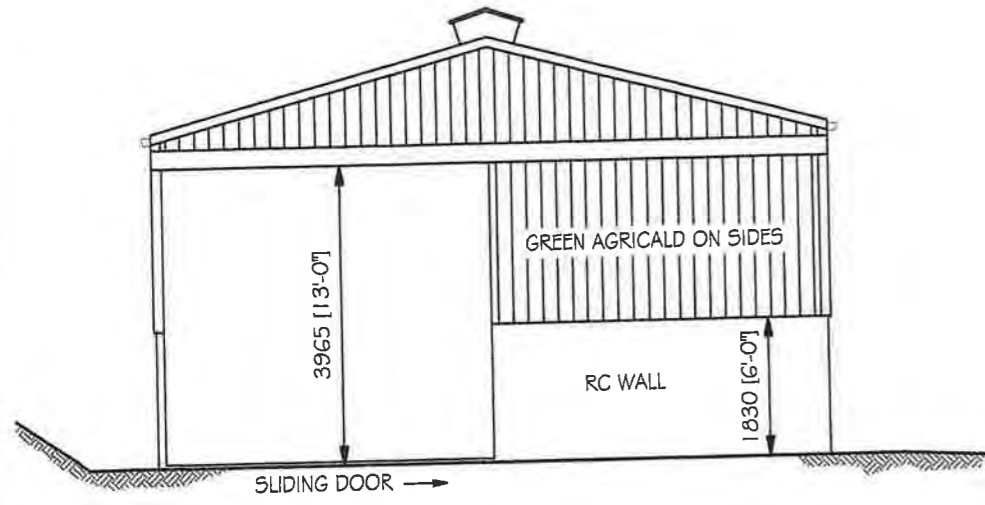
Site Location Map.
 Agricultural Works at Knockroua, Mullenataura, Kildinan, Co. Cork for Denis O'Callaghan

Scale: 1/2500 from O.S. 6058

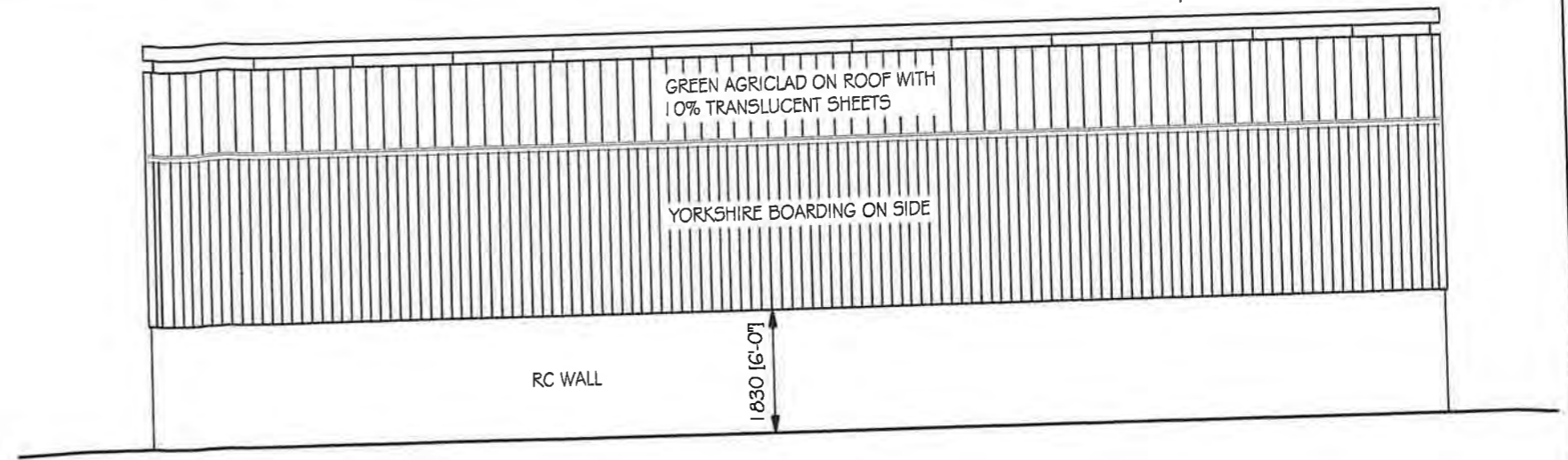
Ordnance Survey Ireland Licence No. AR 0063024
 © Ordnance Survey Ireland Government of Ireland

Planning Department
 on
 15 MAY 2024
 Cork County Council
 County Hall
 Cork

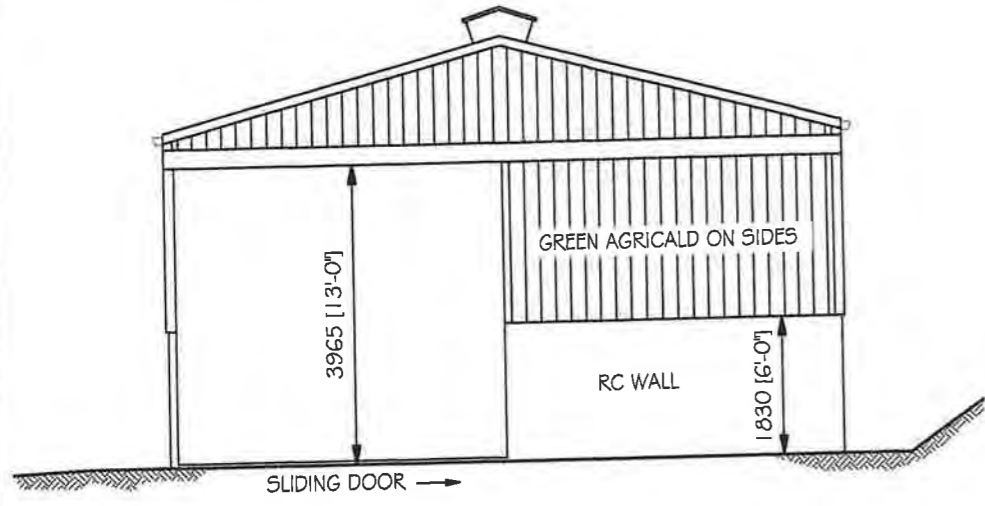
REQUIRE ENGINEERS SPECIFICATION FOR CONSTRUCTION. ALL LEVELS AND DIMENSIONS TO BE CHECKED ON SITE.



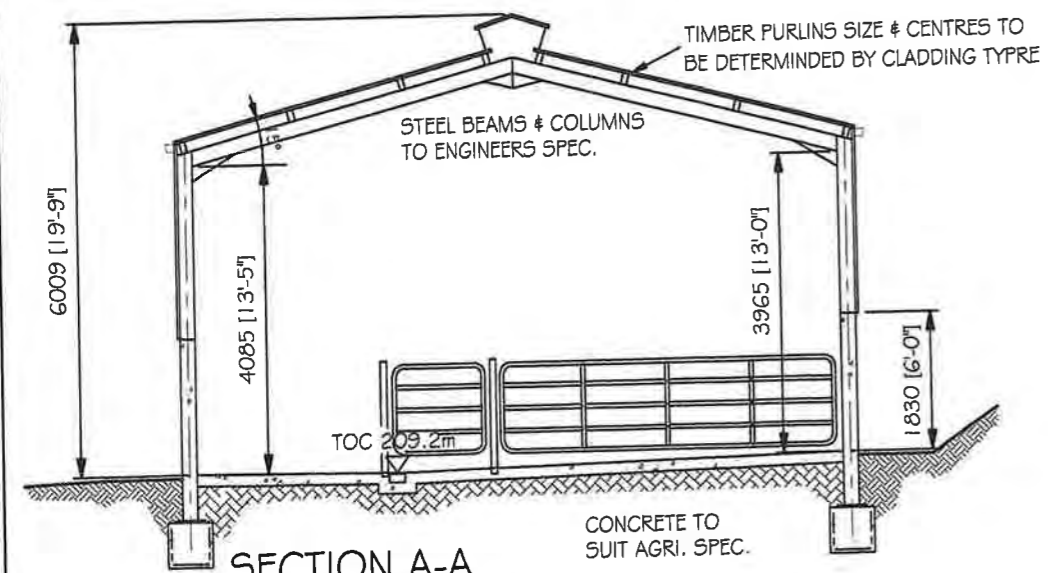
NORTH ELEVATION
SCALE 1:100



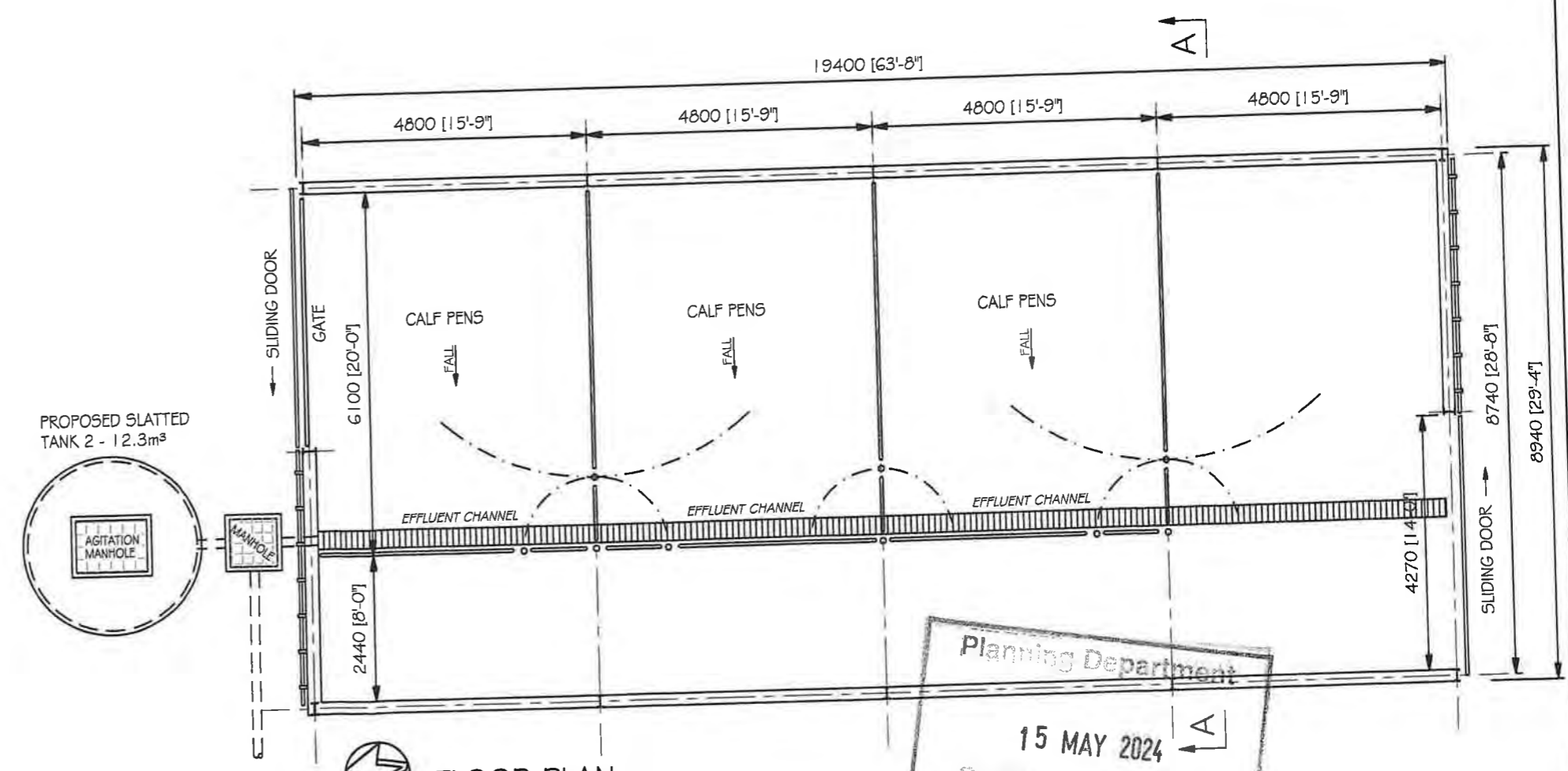
EAST / WEST ELEVATION
SCALE 1:100



SOUTH ELEVATION
SCALE 1:100



SECTION A-A
SCALE 1:100



FLOOR PLAN
SCALE 1:100

Planning Department
15 MAY 2024
Co. CORK
County Council

REV.	DESCRIPTION	DATE
A	ISSUED FOR PLANNING	05.24
LIAM SLATTERY Diploma in Civil Engineering MITCHELSTOWN, Co. Cork Ph.: 086 3892939 email: slatteryliam@yahoo.com		PROJECT: PROPOSED AGRICULTURAL SHED AT KNOCKROURA, MULLENATAURA, KILDINAN, Co.CORK For Denis O'Callaghan
Date:	Scale:	Drg. No.:
May 2024	A3 - 1:100	458 - 12
DRG. TITLE:		CALF SHED DETAILS