



Planning and Development Acts 2000 to 2019

Planning Authority: Galway County Council

Planning Register Reference Number: 19/1510

Appeal by Delphi Outdoors Limited care of MKO of Tuam Road, Galway against the decision made on the 12th day of February, 2020 by Galway County Council to refuse permission for the proposed development.

Proposed Development: Permission is sought for the construction of 11 number glamping cabins and an additional 15 number parking spaces and all associated site works. Permission for retention is sought for 4 number glamping cabins replacing previously permitted glamping yurts approved under planning permission reference numbers 16/1097 and 18/1445 at the Wildlands Adventure Centre, Ballyquirke, Moycullen, County Galway.

Decision

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

Matters Considered

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

Reasons and Considerations

Having regard to the nature, extent and design of the development to be retained and proposed, to the general character and pattern of development in the area and to the provisions of the Galway County Development Plan 2015-2021 and the Maigh Cuilinn Local Area Plan 2013-2019, it is considered that, subject to compliance with the conditions set out below, the development to be retained and proposed would not be out of character with the area, would not endanger public safety by reason of a traffic hazard and would not be at risk of flooding. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be retained, carried out and completed in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars submitted on the 16th day of January, 2020, except as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. Apart from any departures specifically authorised by this permission, the development shall be carried out and completed in accordance with the terms and conditions of the permission planning register reference number 16/1097 granted on 26th day of January, 2017 and as amended by planning permission planning register reference number 18/1445 granted on 13th day of February 2019, and any agreements entered thereunder. This permission shall expire on the 5th day of March, 2022.

Reason: In the interest of clarity and to ensure that the overall development is carried out in accordance with the previous permissions.

3. Water supply and drainage arrangements, including the attenuation and disposal of surface water, shall comply with the requirements of the planning authority for such works and services.

Reason: In the interest of public health.

4. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid prior to the commencement of development or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to An Bord Pleanála to determine the proper application of the terms of the Scheme.

Reason: It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.

Paul Hyde

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this day of 2020.