



An
Bord
Pleanála

Board Order PL 05E.248131

Planning and Development Acts 2000 to 2017

Planning Authority: Donegal County Council

Planning Register Reference Number: 16/51737

Appeal by Gweebarra Conservation Group care of Patricia Sharkey of Cloghercor, Doochary, County Donegal and by Moira Miller care of Gillespie Boyle of Beachside, Braade, Kincasslagh, County Donegal against the decision made on the 8th day of February, 2017 by Donegal County Council to grant subject to conditions a permission to Irish Water care of AECOM/Jennings O'Donovan and Partners of Finisklin Business Park, Sligo, County Sligo in accordance with plans and particulars lodged with the said Council:

Proposed Development: A 10 year planning permission for construction of a 464 cubic metres water storage reservoir, 34 square metres chlorine control building, access road with new entrance onto the local county road, perimeter fence and associated site works as part of improvements to the regional water supply scheme, all at Derryloughan, Glenties, Donegal Post Office. County Donegal.

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 objective of the current development plan for the area to provide an adequate and secure supply of clean and wholesome drinking water to existing areas of supply and to those areas identified for growth in the settlement hierarchy, to the fact that areas the subject of the proposed development currently have water quality and water demand deficiencies, and to the limited scale of the proposed development it is considered that the proposed development, subject to compliance with the conditions set out below, would not adversely impact on the visual amenities of the area or on residential amenities and would not impact on natural heritage or built heritage. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Appropriate Assessment

The Board noted the Appropriate Assessment Screening Report submitted by the applicant and the Appropriate Assessment Screening determination carried out by the Inspector. The Board concurred with the Inspector's determination, and adopted her conclusions and recommendations in this regard. The Board was therefore satisfied, having regard to the nature, location and scale of the subject development, and in the light of the mitigation measures set out in the applicant's Screening Report, which would constitute normal construction practice, that the construction of the proposed development would not be likely to have a significant effect, either individually or in combination with other plans or projects on Lough Nillan Bog (Carrickatlieve) Special Area of Conservation (site code number 000165), Lough Nillan Bog Special Protection Area (site code number 004110) and West of

Ardara/Maas Road Special Area of Conservation (site code number 000197), or on any other European sites, in view of their conservation objectives.

Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, 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. This permission is for a period of 10 years from the date of this order.

Reason: In the interest of clarity.

3. The developer shall facilitate the preservation, recording and protection of archaeological materials or features that may exist within the site. In this regard, the developer shall -
 - (a) notify the planning authority in writing at least four weeks prior to the commencement of any site operation relating to the proposed development,
 - (b) employ a suitably-qualified archaeologist who shall monitor site investigations, removal of the stone wall and all excavation works, and

