



An
Bord
Pleanála

Board Order
PL 07.249049

Planning and Development Acts 2000 to 2017

Planning Authority: Galway County Council

Planning Register Reference Number: 17/769

Appeal by Curam Mhuilinn Limited care of Oliver Higgins Chartered Engineers of Unit 4B, Oranmore Business Park, Oranmore, County Galway against the decision made on the 20th day of July, 2017 by Galway County Council to grant subject to conditions a permission in accordance with plans and particulars lodged with the said Council.

Proposed Development: Alterations to the residential aspect of a previously approved development permitted under planning register reference number 15/1268. The alterations include the provision of four number two-storey detached residential units and associated domestic garages in lieu of those previously approved and a revision to the house types proposed. Access to house number 1 is to be via the public road. All at Milltown Townland, Milltown, Tuam, County Galway.

Decision

Having regard to the nature of the condition the subject of the appeal, the Board is satisfied that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted and, based on the reasons and considerations set out below, directs the said Council under subsection (1) of section 139 of the Planning and Development Act, 2000 to REMOVE condition number 2 and the reason therefor.

Reasons and Considerations

Having regard to the pattern of development in the area, the restricted speed limit of 50 km/h and the sightlines available on the N17 at the proposed access to house type 'A', it is considered that the proposed access would be acceptable in terms of traffic safety and convenience and would, therefore, be in accordance with the proper planning and sustainable development of the area.

In deciding not to accept the Inspector's recommendation to attach condition number 2, the Board considered that the proposed access would not give rise to a proliferation of access points along this stretch of road and would be acceptable in terms of traffic safety and convenience.

