



Planning and Development Acts 2000 to 2018

Planning Authority: Galway County Council

Planning Register Reference Number: 17/1780

APPEAL by Galway Bay against Salmon Cages care of Peter Sweetman and Associates of 113 Lower Rathmines Road, Dublin against the decision made on the 15th day of March, 2018 by Galway County Council to grant subject to conditions a permission to Údarás na Gaeltachta care of Jennings O'Donovan and Partners Limited of Finisklin Business Park, Sligo.

Proposed Development Tá cead forbartha á lorg i gcomhair: (1) Foirgneamh Riaracháin 45 mhéadar cearnacha a thógáil chun freastal ar 2 oifig, ceaintín, leithris agus seomra cruinnithe. (2) Suiteáil a dhéanamh ar Tanc Fuíolluisce Sealadach 2.8 mhéadar chiúbhacha go dtí go ndéantar é a cheangail leis an gCóras Cóireála Séarachais buan, a dhéanfar a ath-fhorbairt ar an suíomh. (3) Oibreacha Suímh a bhaineann, lena n-airítear ceangal le seirbhísí atá laistigh de Pháirc na Mara cheana féin, ag suíomh atá suite laistigh de Pháirc na Mara, Coill Sáile, Cill Chiaráin, Contae na Gaillimhe.

Decision

REFUSE permission for the above proposed development in accordance with the reasons and considerations 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 planning history of the site, the location of the site in an area at risk of flooding, the nature of the proposed development which includes the installation of a temporary foul water storage tank below existing ground level (as shown on Drawing Number PL/FI/01), the proximity of the tank to a stream which discharges to the Glenaruid River, which in turn discharges to Kilkieran Bay approximately 860 metres downstream of the proposed site, and notwithstanding the site-specific flood risk assessment submitted by the applicant in response to the section 132 notice, the Board was not satisfied that the proposed development would not adversely affect the integrity of the European Site Kilkieran Bay and Islands Special Area of Conservation (Site Code 002111). Accordingly, the Board is precluded from granting permission.

In deciding not to accept the Inspector's recommendation to grant permission, the Board was not satisfied that the proposed development would not give rise to any significant impacts on the natural heritage of the area or would not adversely affect the integrity of the European Site Kilkieran Bay and Islands Special Area of Conservation (Site Code 002111) or any protected species.

John Connolly

**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this day of 2019.