



Planning and Development Acts 2000 to 2018

Planning Authority: Westmeath County Council

Planning Register Reference Number: 18/7060

Appeal by Tommy and Catherine Fallon of Wineport, Glasson, Athlone, County Westmeath against the decision made on the 23rd day of August, 2018 by Westmeath County Council to grant subject to conditions a permission to Ray Byrne and Jane English care of Brendan McGettigan and Associates Limited of 2 Garden Vale, Athlone, County Westmeath in accordance with plans and particulars lodged with the said Council:

Proposed Development: To convert existing function room into three number guest rooms and to construct new function room (including toilets, functions bar, store and roof terrace) as an extension to the existing first floor of the building plus associated new structure, stair and service lift to ground floor and associated alterations to existing building. The works will also include small extension to existing kitchen including new roof and glazing to same, together with associated internal modifications to existing building and its external areas/underground services, all at Wineport Lodge, Portaneena, Glasson, County Westmeath.

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 limited scale and nature of the proposed development in relation to the hotel and restaurant use of Wineport Lodge which is an established use in this location, the planning history of the site and the existing road infrastructure serving the development, it is considered that, subject to compliance with the conditions set out below, the proposed development would be in accordance with the provisions of the Westmeath County Development Plan 2014 - 2020, would be acceptable in terms of traffic safety and public health and would not seriously injure the amenities of the area including the amenities of Lough Ree. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be 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 30th day of July, 2018, 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. Notwithstanding the exempted development provisions of the Planning and Development Regulations, 2001, and any statutory provision amending or replacing them, the use of the proposed development shall be restricted to the use as described in the planning application (as specified in the lodged documentation), unless otherwise authorised by a prior grant of planning permission.

Reason: In the interests of clarity and the amenities of the area.

3. Details of the materials, colours and textures of all the external finishes to the proposed development shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

Reason: In the interest of the visual amenities of the area.

4. No signage, advertising structures/advertisements, security shutters, or other projecting elements, including flagpoles, shall be erected within the site and adjoining lands under the control of the applicant unless authorised by a further grant of planning permission.

Reason: To protect the visual amenities of the area.

5.
 - (a) The vehicular accesses, sightlines and internal road network serving the proposed development including turning bays, junctions and parking areas, shall comply with the detailed standards of the planning authority for such works.
 - (b) Prior to the commencement of development, the circle demarcated in the car park at the northern end shall be removed.
 - (c) The application site shall not be used for the landing of aircraft/helicopters.

Reason: In the interests of amenity and of traffic and pedestrian safety.

6. 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.

7. The construction of the development shall be managed in accordance with a Construction Management Plan, which shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development. This plan shall provide details of intended construction practice for the development, including hours of working, noise management measures and off-site disposal of construction/demolition waste.

Reason: In the interests of public safety and residential amenity.

8. 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 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.

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

Dated this day of 2019.