



Planning and Development Acts 2000 to 2018

Planning Authority: Donegal County Council

Planning Register Reference Number: 18/51368

Appeal by Eddie and Annette Tobin care of Harley Newman Planning Consultants of Bohullion, Burt, County Donegal against the decision made on the 26th day of October, 2018 by Donegal County Council in relation to the application for permission for development comprising (1) retention of alterations made to boundary wall and pillars from that granted under planning register reference number 99/88028, (2) retention of timber boarded screen panels between pillars, (3) retention of relocation of existing access from that granted under L19/94 and (4) retention of lean-to covered area between existing dwelling and eastern boundary at 12 Orchard Grove, Ballyraine, Letterkenny, County Donegal in accordance with the plans and particulars lodged with the said Council (which decision was to grant subject to conditions a permission for retention of lean-to covered area between existing dwelling and eastern boundary and to refuse permission for (1) alterations made to boundary wall and pillars, (2) timber boarded screen panels between pillars and (3) relocation of existing access).

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 condition 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, appearance and scale of the proposed development for retention, and the existing pattern of development in the vicinity, it is considered that, subject to compliance with the condition set out below, the proposed development for retention would complement the scale and design of the host house, would not be out of character with development within the area, would be acceptable in terms of visual impact and would be acceptable in terms of pedestrian and traffic safety. The proposed development for retention would, therefore, be in accordance with the proper planning and sustainable development of the area.

Condition

1. The development shall be retained in accordance with the plans and particulars lodged with the application.

Reason: In the interest of clarity.

Paul Hyde

Member of An Bord Pleanála

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

Dated this day of 2019.