

Planning and Development Acts 2000 to 2020

Planning Authority: Galway City Council

Planning Register Reference Number: 19/295

APPEAL by Diagnostic Medical Imaging International Limited Care of MKO of Tuam Road, Galway, County Galway against the decision made on the 31st day of March 2021 by Galway City Council to refuse permission to Diagnostic Medical Imaging International Limited.

Proposed Development Permission for development which consists of the demolition of two existing houses and the construction of 74 residential units, residents' gym, new vehicular entrance along with all associated site works and service connections. The development comprises three number four to five-storey apartment blocks containing a total of 20 number one-bedroom apartments, 18 number two-bedroom apartments, six number three-bedroom penthouse apartments along with eight number four-bedroom detached houses, eight number three-bedroom semi-detached and terrace houses, 14 number four-bedroom semi-detached houses, all at Rosario, Kingston, Galway, as revised by the further public notices received by the planning authority on the 17th day of November, 2020 and on the 8th day of March, 2021.

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

On the basis of the submissions made in connection with the application and the appeal, it is considered that the applicant has failed to provide evidence of consent, or demonstrate sufficient legal interest, for the inclusion of lands forming part of site of the proposed development and which are essential to enable the development to be implemented. It would, therefore, be inappropriate for the Board to consider a grant of permission for the proposed development in these circumstances.

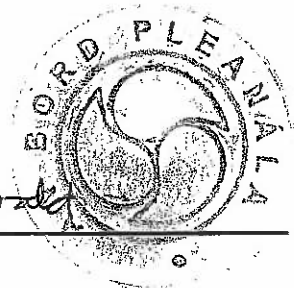
Dr. Maria FitzGerald

Dr. Maria FitzGerald

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.



Dated this 22nd day of October 2021.