

An  
Bord  
Pleanála

Board Order  
ABP-310410-21

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**Planning and Development Acts 2000 to 2020**

**Planning Authority: Donegal County Council**

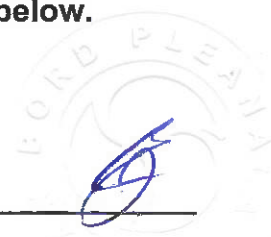
**Planning Register Reference Number: 21/50015**

**Appeal** by Helen McHugh and others of Station Road, Falcarragh, County Donegal against the decision made on the 20<sup>th</sup> day of May, 2021 by Donegal County Council to grant subject to conditions a permission to Paul McFadden care of AL Architects of Office 8b, The Courtyard, Lower Main Street, Letterkenny, County Donegal in accordance with plans and particulars lodged with the said Council.

**Proposed Development:** Retention permission for a 11 metres long by 13 metres wide outdoor playground with enclosure, synthetic surface and associated playground equipment located at Station Road, Falcarragh, Letterkenny, County Donegal in the townland of Falcarragh.

**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 policies and provisions contained in the Donegal County Council Development Plan 2018-2024 and in particular policy CCG-P-1 and objective CCG-O-5, both of which seek to improve and extend recreational amenities within defined boundaries of settlements, it is considered that subject to compliance with the conditions set out below, the development proposed to be retained would not seriously injure the residential amenities of property in the vicinity, would not be prejudicial to public health and would be generally acceptable in terms of traffic safety and convenience. The development proposed to be retained would, therefore, be in accordance with the proper planning and sustainable development of the area.

## Conditions

1. The development shall be retained in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars submitted on the 29<sup>th</sup> day of April 2021, 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 within three months of the date of this Order.

**Reason:** In the interest of clarity.

2. All boundary treatment as indicated on the revised plans received on the 29<sup>th</sup> day of April, 2021 shall be carried out and completed within three months from the date of this Order. Any trees planted as part of the development which die within the next five years shall be replaced.

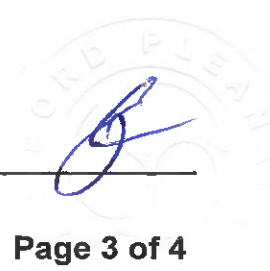
**Reason:** To cater for orderly development and to protect adjoining residential amenities.

3. The opening hours for the playground shall be restricted as follows:

Winter (October 1<sup>st</sup> to March 31<sup>st</sup>) – 09.00-16.00

Summer (April 1<sup>st</sup> to September 30<sup>th</sup>) – 09.00-19.00

**Reason:** To protect adjoining residential amenity.



4. Surface water drainage arrangements shall be agreed in writing with the planning authority within three months of the date of this Order.

**Reason:** In the interest of orderly development.



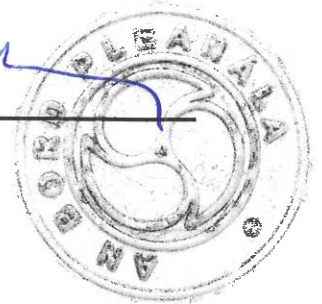
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**John Connolly**

**Member of An Bord Pleanála**

**duly authorised to authenticate**

**the seal of the Board.**



Dated this *9<sup>th</sup>* day of *DECEMBER* 2021.