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**Planning and Development Acts 2000 to 2021**

**Planning Authority: Galway City Council**

**Planning Register Reference Number: 20/225**

**APPEAL** by Brian Dilleen care of HRA Planning of 3 Hartsonge Street, Limerick against the decision made on the 2<sup>nd</sup> day of June, 2021 by Galway City Council to refuse permission for the proposed development.

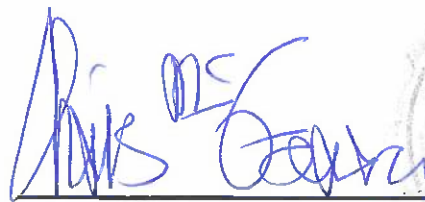
**Proposed Development:** (1) Retention permission for (i) laying of subsurface piping for the purpose of agricultural irrigation in respect to the agricultural use of the land, (ii) one number bore well and associated water pump and concrete plinth upon which it is placed, (iii) two number 6,500 litre water holding tanks on sand footing, and (iv) revised agricultural field entrance arrangement with new timber gate and (2) planning permission for (i) connection to ESB electrical supply network for the purpose of powering the water pump mentioned under item 1 (ii) above (in lieu of the existing on-site generator) including, erection of surface mounted electricity supply metering box/plinth as per the site-specific requirements and recommendations of the ESB guidance and (iii) all associated site works at Rosshill Road, Roscam, Galway, as amended by the further public notices received by the planning authority on the 6<sup>th</sup> day of May, 2021.

## Decision

**REFUSE permission for the above proposed development in accordance with the reasons and considerations set out below.**

## Reasons and Considerations

On the basis of the documentation provided with the application and appeal and in the absence of certain information including, detail regarding the potential (if any) for habitat foraging loss and or fragmentation, impacts to habitat structure and disturbance, potential for mortality to species as a result of the development and details relating to the bore wells on site, including detail regarding the potential (if any) for contamination via groundwater, the Board cannot be satisfied that the development for which retention permission is sought and the proposed development, individually or in combination with other plans and projects, would not be likely to have a significant effect on the Galway Bay Complex Special Area of Conservation (site code: 000268) and the Inner Galway Bay Special Protection Area (site code: 004031) in view of the sites' conservation objectives, and thus cannot be satisfied that a Natura Impact Statement would not be required. In such circumstances the Board is precluded from granting planning permission.



**Chris McGarry**

**Member of An Bord Pleanála**

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

Dated this 21<sup>st</sup> day of March 2023.

