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**Planning and Development Acts 2000 to 2021**

**Planning Authority: Sligo County Council**

**Planning Register Reference Number: PL 21/7**

**Appeal** by Jacinta Kelly of Ardaghown, Sligo against the decision made on the 19<sup>th</sup> day of July, 2021 by Sligo County Council to grant subject to conditions a permission to Noel and Mary McLoughlin care of Annabel Gilmartin of 2 Oakfield Road, Sligo in accordance with plans and particulars lodged with the said Council.

**Proposed Development:** Construction of a new single-family, two-storey dwelling house with a detached shed to the rear, new vehicular entrance onto Ardaghown Lane, together with all ancillary siteworks and services at Ardaghown Lane, Rathquarter Townland, Sligo.

**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.**

## Reasons and Considerations

Having regard to the pattern of established residential nature of the area, the residential zoning objective for the site set out in the Sligo and Environs Development Plan 2010-2016 as incorporated into Sligo County Development Plan 2017-2023, and to the design, character and layout of the development proposed, it is considered that, subject to compliance with the conditions set out below, the proposed dwelling would not adversely impact on the residential amenities of adjoining properties, would be acceptable in terms of visual impact and pedestrian and traffic safety, would not be prejudicial to public health and would otherwise constitute an acceptable use at this location. 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 23<sup>rd</sup> day of June, 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 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. Details of the materials, colours and textures of all the external finishes to the proposed dwelling shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

**Reason:** In the interest of visual amenity.

3. 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.

4. The developer shall enter into water and wastewater connection agreements with Irish Water, prior to commencement of development.

**Reason:** In the interests of public health and orderly development.

5. All service cables associated with the proposed development (such as electrical, television, telephone and public lighting cables) shall be run underground within the site.

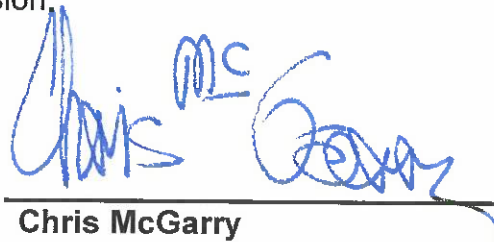
**Reason:** In the interest of the visual amenities of the area.

6. 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.

7. 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.



**Chris McGarry**

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

Dated this 17<sup>th</sup> day of August 2022.

