



An  
Bord  
Pleanála

Board Order  
ABP-312903-22

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**Planning and Development Acts 2000 to 2021**

**Planning Authority: Donegal County Council**

**Planning Register Reference Number: 21/52444**

**Appeal** by John Conaghan and others of Trusk Lough, Kinletter, Ballybofey, County Donegal against the decision made on the 3<sup>rd</sup> day of February, 2022 by Donegal County Council to grant subject to conditions a permission to Ballybofey and Stranorlar Integrated Community Company care of McCullagh Architecture and Surveying of Glenfinn Road, Ballybofey, County Donegal in accordance with plans and particulars lodged with the said Council.

**Proposed Development:** Erection of an accessible timber boardwalk, viewing area and associated site development works over existing stone covered walking trail at Kinletter and Trusk, Ballybofey, County Donegal.

## **Decision**

**GRANT permission for the above 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 nature and scale of the proposed development, to the relevant provisions of the Donegal County Development Plan 2018-2024, in particular policy NH-P-12 (relating to shore walks), it is considered that, subject to compliance with the conditions set out below, the proposed development would not have any detrimental impact on the rural character of the area, would not pose any risk to public safety, would not present any increased risk of flooding elsewhere in the area, and would constitute an acceptable development at this location. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

## Conditions

1. The proposed development shall be carried out in accordance with the plans and particulars lodged with the application, 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 proposed development shall be carried out and completed in accordance with the agreed particulars.

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



2. Details of the finishes and materials to be used in the proposed development 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. The construction of the proposed 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 proposed development, including hours of working, noise management measures and off-site disposal of construction/demolition waste.

**Reason:** In the interest of public safety and to protect the ecological potential of the site.



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**Chris McGarry**

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

Dated this 19<sup>th</sup> day of June 2023.