

Planning and Development Acts 2000 to 2022

Planning Authority: Donegal County Council

Planning Register Reference Number: 21/50622

Appeal by Sean and Marie McCabe of Drumadooey, Burnfoot, County Donegal against the decision made on the 7th day of April, 2022 by Donegal County Council to grant subject to conditions a permission to Shauna Lynch care of Michael Galbraith Associates of Millbrae House, 80 Lower Main Street, Bunrana, County Donegal in accordance with plans and particulars lodged with the said Council.

Proposed Development: The importation of clean fill material and raise existing ground levels to level off to provide an agricultural benefit. The works will incorporate the following: (a) filling of lands, (b) construction of temporary wheel wash and (c) piping of existing water course and all associated site works at Drumadooey, Burnfoot, County Donegal the townland of Drumadooey.

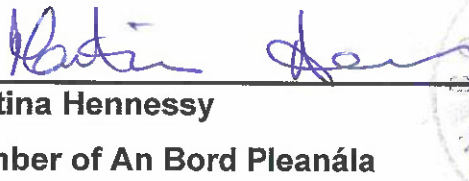
Decision

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



Reasons and Considerations

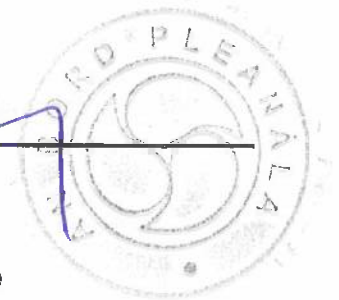
Having regard to the location of the site in an area which is prone to flooding, the arrangements for discharging of flood water and on the basis of the submissions made in connection with the planning application and appeal, the Board considered that the applicant had failed to demonstrate that the proposed development would not give rise to an increased risk of flooding of property in the vicinity. The proposed development would, therefore, be prejudicial to public health and would be contrary to the proper planning and sustainable development of the area.



Martina Hennessy

Member of An Bord Pleanála

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



Dated this *14th* day of *August* 2023.