

An
Bord
Pleanála

Board Order
ABP-315728-23

Planning and Development Acts 2000 to 2022

Planning Authority: Galway County Council

Planning Register Reference Number: 22/61062

Appeal by Mark Kelly care of Dolan and Associates Limited of Teach Mhuire, Church Street, Creagh, Ballinasloe, County Galway in relation to the application by Galway County Council of the terms of the Development Contribution Scheme made for the area in respect of condition number 6 of its decision made on the 20th day of January, 2023.

Proposed Development: Dwellinghouse and all associated ancillary site works, all at Cleaghmore, Ballinasloe, County Galway.

Decision

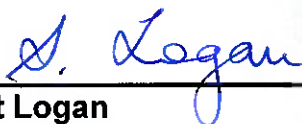
The Board, in accordance with section 48 of the Planning and Development Act 2000, as amended, considered, based on the reasons and considerations set out below, that the terms of the Development Contribution Scheme for the area had not been properly applied in respect of condition number 6 and directs the said Council to REMOVE condition number 6 and the reason therefor.

Reasons and Considerations

Having regard to:

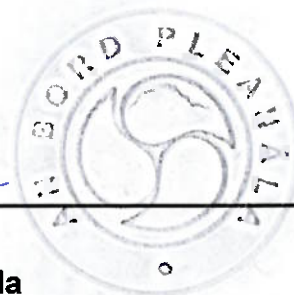
- (a) the terms of the Galway County Council Development Contribution Scheme 2016,
- (b) the general arrangements regarding payment of development contributions and provided for within the scheme, including in particular the exemption provision in relation to residential development, and
- (c) the granting of permission under planning register reference number 223 and the subsequent construction of the subject house,

it is considered that the said development contribution scheme has not been properly applied such that condition number 6, attached to planning register reference number 22/61062, should be removed.



Stewart Logan

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



Dated this *8th* day of *March* 2024.