

An
Bord
Pleanála

Board Order
ABP-319246-24M

Planning and Development Acts 2000 to 2022

Amendment of Board Order

Planning Authority: Donegal County Council

Planning Register Reference Number: 2351761

Development Concerned: (1) Conversion of offices to five number self-contained apartments, with shared utility room in basement, (2) erection of three balconies to rear return, (3) modification of side elevation with insertion of windows and modification of rear elevation with insertion of patio doors, and (4) all other site works and landscaping at Bishop Street, Ballyshannon, County Donegal.

WHEREAS the Board made a decision to direct Donegal County Council under subsection (1) of section 139 of the Planning and Development Act, 2000, in relation to the above-mentioned development by Order dated the 19th day of June, 2024,

AND WHEREAS it has come to the attention of the Board that, due to a clerical error in the Board's Order in relation to condition number 3 of the planning authority's decision, the said condition should be amended.

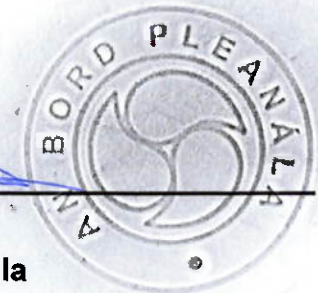

AND WHEREAS the Board considered that the correction of the above-mentioned error would not result in a material alteration of the terms of the development, the subject of the decision,

AND WHEREAS having regard to the nature of the issue involved, the Board decided not to invite submissions in relation to the matter from persons who had made submissions or observations in relation to the appeal, the subject of this amendment,

NOW THEREFORE in accordance with section 146A(1) of the Planning and Development Act 2000, as amended, the Board hereby amends the above-mentioned decision so that condition number 3 of the planning authority's decision and the reason therefor shall be amended as follows:

3. (a) The five number apartments permitted shall not be sold and the developer shall not transfer ownership to individuals without the prior written approval of the planning authority.
- (b) The five number apartments shall not be used for short term holiday letting purposes.

Reason: To provide for the future maintenance of this development in the interest of residential amenity, and the application specified that the intended use was for letting and that use for purposes other than letting such as Short-Term Rental would therefore require a new application to, and assessment by, the planning authority.



Liam Bergin

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

Dated this 09th day of October 2024.