

An
Coimisiún
Pleanála

Commission Order
ABP-320555-24

Planning and Development Acts 2000 to 2022

Planning Authority: Galway County Council

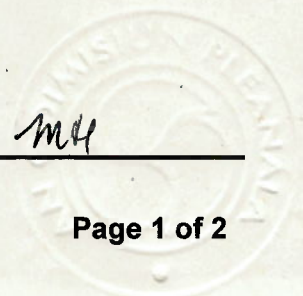
Planning Register Reference Number: 24144

APPEAL by Brian Egan of Gater Street, Dunmore, County Galway against the decision made on the 18th day of July 2024, by Galway County Council to refuse permission for the proposed development.

Proposed Development: Retention of a fully serviced coffee dock erected over existing steel container units used for storage in the forecourt of the existing Centra Supermarket and Applegreen Petrol/Diesel filling station, associated works, and services all at Gaterstreet, Dunmore, County Galway.

Decision

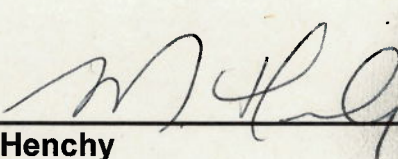
REFUSE permission for the above proposed development in accordance with the reasons and considerations set out below.



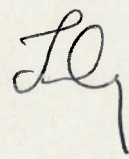
Reasons and Considerations

On the basis of the information submitted with the application and appeal, the Commission is not satisfied, having regard to the precautionary principle, that there is reasonable scientific certainty that the proposed development would not adversely affect the integrity of a European Site in the vicinity, in light of the Conservation Objectives and Qualifying Interests for which this site was designated. In particular, it is considered that there is a risk of contravening the site-specific Conservation Objective for the Lough Corrib Special Area of Conservation (Site Code: 000297). Accordingly, to grant permission for the proposed development would be contrary to Policy Objectives NHB 1-3 of the Galway County Development Plan 2022-2028, which seeks to protect, and where possible, enhance our natural heritage sites, designated under European Union legislation and The Habitats Directive, and to the proper planning and sustainable development of the area.

Having regard to the uncertainty which exists, in relation to the impact of the development on the qualifying interests and conservation objective and consequently, the integrity of the European Site in the area, the Commission is precluded from granting planning permission by reason of Article 6(3) of the EU Habitats Directive and of Section 177V(3) of the Planning and Development Act 2000, as amended.


Mary Henchy

Planning Commissioner of An Coimisiún
Pleanála duly authorised to authenticate
the seal of the Commission.

Dated this 24th day of 

2025.