

An
Coimisiún
Pleanála

Commission Order
ABP-321859-25

Planning and Development Act 2000, as amended

Planning Authority: Donegal County Council

Planning Register Reference Number: 2461429

APPEAL by Keith Wallace care of Paul Doherty Architects Limited of Castle Street, Donegal Town, County Donegal against the decision made on the 16th day of January 2025 by Donegal County Council to grant, subject to conditions, a permission to Adrian and Gail Walker care of Cornerstone Associates of Mountain Top, Letterkenny, County Donegal for the proposed development.


Proposed Development: Erection of a dwelling house with sewerage treatment system, and all associated site development works at Clarcarricknagun, Donegal Town, County Donegal, as amended by the further public notices received by the planning authority on the 17th day of December 2024.

Decision

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

Reasons and Considerations

The Commission were not satisfied that effluent from the development could be satisfactorily treated and disposed of on site, notwithstanding the proposed use of a proprietary wastewater treatment system, due to the inadequate size of the proposed polishing filter in the context of the constrained size of the front garden. Furthermore, the Commission were not satisfied that the layout arrangements as proposed could accommodate a proprietary wastewater treatment system on site including a polishing filter of sufficient size while simultaneously complying with the separation standards set out in Table 6.2 of the Environmental Protection Agency's Code of Practice for Domestic Wastewater Treatment System (March 2021). The proposed development would, therefore, be prejudicial to public health and be contrary to the proper planning and sustainable development of the area.



Paul Caprani

Planning Commissioner of An Coimisiún

Pleanála duly authorised to authenticate

the seal of the Commission.

Dated this 2nd day of October 2025.