



An
Coimisiún
Pleanála

**Commission Order
PL-500037-GY**

Planning and Development Act 2000, as amended

Planning Authority: Galway County Council

Planning Register Reference Number: 25/60990

Appeal by Patrick Joseph Connolly against the decision made on the 11th day of September, 2025 by to grant, subject to conditions, a permission to Barry McCormack in accordance with plans and particulars lodged with the said Council.

Proposed Development: Construct one dwelling house, one domestic garage, and all associated services, all in the townland of Townparks (5th division) at Ballymote Road, Tuam, County Galway.

Decision

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

Reasons and Considerations

Having regard to the policies and provisions of the Galway County Development Plan 2022 – 2028, to the location on the edge of an urban area on land zoned for residential purposes, to the nature and scale of the proposed development and to its relationship with surrounding residential property, it is considered that, subject to compliance with the conditions set out below, the proposed development would not seriously injure the residential or visual amenities of the area or of property in the vicinity and would be acceptable in terms of design, visual impact, and traffic safety . The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, except as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. All first-floor level side facing (west and east) windows, including stairwells, shall be in opaque glass which shall be permanently fixed in place.

Reason: In the interests of adjacent residential amenity.

3. The garage structure shall only be used for domestic purposes associated with the dwelling and shall not be used for human habitation, commercial, industrial or agricultural purposes.

Reason: In the interests of residential amenity.

4. Prior to the commencement of development the developer shall submit details, for the written agreement of the planning authority, of the proposed boundary treatment along the north and north-west boundaries of the site which shall provide where possible for the protection and retention of the existing trees.

Reason: In the interests of visual and residential amenity and tree preservation.

5. All service cables associated with the proposed development (such as electrical, telecommunications and communal television) shall be located underground. Ducting shall be provided by the developer to facilitate the provision of broadband infrastructure within the proposed development. All existing over ground cables shall be relocated underground as part of the site development works.

Reason: In the interests of visual and residential amenity.

6. Prior to commencement of development, land required by the planning authority for road improvement, including for footpaths and cycle lanes, to the south of the proposed front boundary wall of the site shall be reserved free from development and shall be marked out on site in consultation with the planning authority.

Reason: In the interest of traffic safety and to prevent the development of this area prior to its use for future road improvements.

7. The attenuation and disposal of surface water shall comply with the requirements of the planning authority for such works and services. Prior to the commencement of development, the developer shall submit details for the disposal of surface water from the site for the written agreement of the planning authority.

Reason: In the interest of public health.

8. Prior to the commencement of development the developer shall enter into a Connection Agreement with Uisce Éireann to provide for service connections to the public water supply and wastewater collection network.

Reason: In the interest of public health and to ensure adequate water/wastewater facilities.

9. Site development and building works shall be carried out only between the hours of 0700 and 1900 from Mondays to Friday inclusive, between 0800 and 1400 hours on Saturdays and not at all on Sundays and public holidays. Deviation from these times will only be allowed in exceptional circumstances where prior written approval has been received from the planning authority.

Reason: In order to safeguard the residential amenities of property in the vicinity.

10. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid prior to commencement of development or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to An Coimisiún Pleanála to determine the proper application of the terms of the Scheme.

Reason: It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.

Mary Gurrie

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Planning Commissioner of An Coimisiún

Pleanála duly authorised to authenticate

the seal of the Commission.

Dated this *12* day of *February* 2026.

