

An
Coimisiún
Pleanála

**Commission Order
PL-501186-SO**

Planning and Development Act 2000, as amended

Planning Authority: Sligo County Council

Planning Register Reference Number: 25/60383

Appeal by Sheila McSweeney against the decision made on the 24th day of March, 2026 by Sligo County Council to grant subject to conditions a permission to Barbara McInerney in accordance with plans and particulars lodged with the said Council.

Proposed Development: Retention and completion of re-construction of existing cottage. Retention and completion of new extensions to east and west elevations. Permission for upgrade of existing septic tank to new proprietary effluent treatment system and percolation area to existing cottage, all at Ballyconnell, Ballinfull, County Sligo.

Decision

GRANT permission for the above 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 provisions of the Sligo County Development Plan 2024-2030, including Policies P-VH-2 and P-DHOU-2, the nature, scale and location of the development proposed to be retained and completed and the proposed development in the context of the site and surrounding area, and the prevailing pattern and character of development in this area, it is considered that, subject to compliance with the conditions set out below, the development proposed to be retained and completed and the proposed development would not seriously injure the visual amenities of the area, would provide an acceptable standard of amenity for future occupants, would not adversely impact on the natural or built heritage or give rise to significant effects on any European Site, would otherwise constitute an appropriate form of rural development, and would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be retained, completed and carried out in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars received by the planning authority on the 20th day of February, 2026, 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 and the development shall be retained, completed and carried out in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. Details of the materials, colours and textures of all the external finishes to the replacement dwelling and proposed extension shall be submitted to, and agreed in writing with, the planning authority within three months of the date of this Order.

Reason: In the interest of visual amenity.

3. All existing trees and hedgerows shall be retained. Any trees or hedging which die, are removed or become seriously damaged or diseased shall be replaced within the next planting season with others of similar size and species, unless otherwise agreed in writing with the planning authority.

Reason: In the interest of visual amenity and biodiversity.

4. The replacement dwelling and the proposed extension shall be jointly occupied as a single residential unit and the extension shall not be used, sold, let or otherwise transferred or conveyed, save as part of the overall dwelling.

Reason: To restrict the use of the extension in the interest of residential amenity.

5. (a) The proposed treatment plant and percolation area shall be located, constructed and maintained in accordance with the details received by the planning authority on the 16th day of September, 2025, as amended by the further plans and particulars received by the planning authority on the 20th day of February, 2026, and in accordance with the requirements of the document entitled "Code of Practice - Wastewater Treatment and Disposal Systems Serving Single Houses (p.e. ≤ 10)" – Environmental Protection Agency, 2021. No system other than the type proposed in the submissions shall be installed, unless otherwise agreed in writing with the planning authority.
- (b) Certification by the system manufacturer that the system has been properly installed shall be submitted to the planning authority within four weeks of the installation of the system.

- (c) A maintenance contract for the treatment system shall be entered into and paid in advance for a minimum period of five years from the first occupancy of the dwellinghouse and, thereafter, shall be kept in place at all times. Signed and dated copies of the contract shall be submitted to, and agreed in writing with, the planning authority within four weeks of the installation.
- (d) Surface water soakways shall be located such that the drainage from the dwelling and paved areas of the site shall be diverted away from the location of the percolation area.
- (e) Within three months of the first occupation of the dwelling, the developer shall submit a report from a suitably qualified person with professional indemnity insurance certifying that the proprietary effluent treatment system has been installed and commissioned in accordance with the approved details and is working in a satisfactory manner and that the polishing filter is constructed in accordance with the standards set out in the Environmental Protection Agency's document.

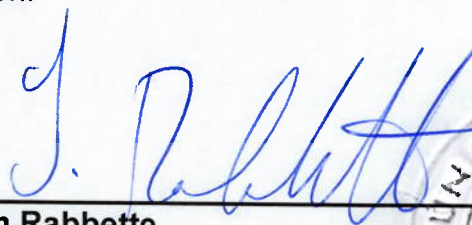
Reason: In the interest of public health.

- 6. Water supply and drainage arrangements, including the attenuation and disposal of surface water, shall comply with the requirements of the planning authority for such works and services.

Reason: In the interest of public health.

7. 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 within three months of the date of this Order 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.



Tom Rabbette

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

Dated this 21st day of August 2026.

