

An  
Bord  
Pleanála

## Strategic Housing Development

### Application Form

#### Before you fill out this form

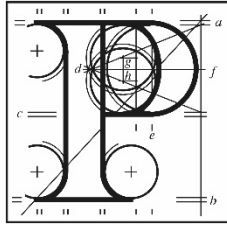
Please note that failure to complete this form or attach the necessary documentation, or the submission of incorrect information or omission of required information, will lead to An Bord Pleanála refusing to deal with your application. Therefore, ensure that each section of this request form is fully completed and signed, entering n/a (not applicable) where appropriate, and that all necessary documentation is attached to the application form. You are advised to refer to the “General Guidance Note” provided on pages 27 to 29 prior to completing this form.

#### Other Statutory Codes

An applicant will not be entitled solely by reason of a planning permission to carry out the development. The applicant may need other statutory consents, depending on the type of development. For example, all new buildings, extensions and alterations to, and certain changes of use of existing buildings must comply with building regulations, which set out basic design and construction requirements

## **Data Protection**

It is the responsibility of persons or entities wishing to use any personal data on a planning application form for direct marketing purposes to be satisfied that they may do so legitimately under the requirements of the Data Protection Acts 1988 and 2003. The Office of the Data Protection Commissioner state that the sending of marketing material to individuals without consent may result in action by the Data Protection Commissioner against the sender, including prosecution.



An  
Bord  
Pleanála

## Application Form in respect of a Strategic Housing Development

Contact details for sections 1 to 4 to be supplied in Section 26 of this form.

**1. Applicant:**

Name of Applicant:	Burkeway Homes Limited
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**2. Where the Applicant is a Company (Registered under the Companies Acts):**

Registered Address of Company:	3rd Floor Queensgate, Dock Road, Galway
Company Registration No:	547473

**3. Name of Person/Agent (if any) Acting on Behalf of the Applicant:**

Name:	Colm Ryan, MKO, Tuam Road, Galway, H91 VW84
Is An Bord Pleanála to send all correspondence to the above person/agent acting on behalf of the applicant? (Please tick appropriate box)	Yes: [ X ] No: [ ]  (Please note that if the answer is "No", all correspondence will be sent to the applicant's address)

**4. Person Responsible for Preparation of Drawings and Plans:**

Name:	Mr. David O' Connell
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Firm/Company:	<p>McCauley Daye O'Connell Architects Ltd</p> <p>11 Merrion Square</p> <p>Dublin 2</p> <p>Dublin</p> <p>D02 P962</p>
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## 5. Planning Authority

Name of the Planning Authority(s) in whose functional area the site is situated:	Galway County Council
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## 6. Site of Proposed Strategic Housing Development:

Postal Address /Townland/ Location of the Proposed Development (sufficient to identify the site in question):	
Address Line 1:	Trusky East, Trusky West, Freeport and Ahaglugger
Address Line 2:	
Address Line 3:	
Town/City:	Bearna
County:	Galway
Eircode:	
Ordnance Survey Map Ref. No. (and the Grid Reference where available)	<p>Map Reference Sheet No: 3406-D 3468-B</p> <p>ITM Centre Point Coords: 523254, 723335</p>
<p>Where available, please provide the application site boundary, as shown in the submitted plans / drawings, as an ESRI shapefile in the Irish Transverse Mercator (ITM IRENET95) co-ordinate reference system. Alternatively, a CAD file in .dwg format, with all geometry referenced to ITM, may be provided.</p>	

Red Line Boundary Enclosed as CAD file	
Area of site to which the application relates in hectares:	5.38 ha
Site zoning in current Development Plan or Local Area Plan for the area:	The site of the proposed development is located within the 'R' – Residential (Phase 1) and 'OS' Open Space/Recreation & Amenity zones. There are two areas within the lands zoned 'R' within the subject site where Objective CCF6 applies. All of the lands zoned 'OS' within the subject site are also identified as being under Constrained Land Use. The proposed footpath connectivity link along the L-1321 is proposed on lands zoned 'TI – Transport Infrastructure' and partially on lands zoned for the 'Proposed Bearna Inner Relief Road'.
Existing use(s) of the site and proposed use(s) of the site:	Existing: Greenfield Site Proposed: Residential

## 7. Applicant's Interest in the Site:

Please tick appropriate box to show the applicant's legal interest in the land or structure:	Owner	Occupier	Other
	X		X
Where legal interest is "Other", please expand further on the applicant's interest in the land or structure:			
The subject site is owned by Burkeway Barna Ltd (Reg no. 602356) who have consented to Burkeway Homes Ltd submitting the application. The redline boundary includes an area along the L-1321 which is within the ownership of Galway County Council. A letter of consent has been provided by Galway County Council.			
State Name and Address of the Site Owner:  <b>If the applicant is not the legal owner</b> , please note that you are required to supply a letter of consent, signed by the site owner.	Burkeway Barna Limited Company Registration no: 602356. Company address: 3rd Floor Queensgate, Dock Road, Galway.		

Does the applicant own or control adjoining, abutting or adjacent lands?	Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]
<p>If the answer is “Yes” above, identify the lands and state the nature of the control involved:</p> <p>Burkeway Bearna (consenting landowner) own the application site and land to the east of Trusky Stream</p>	

### 8. Site History:

Is the applicant aware of any valid planning applications or An Bord Pleanála decisions previously made in respect of this land / structure?	Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]	
<p><b>Note:</b> If an application for permission for strategic housing development or a planning application under section 34 of the Planning and Development Act 2000 has been made in respect of this site in the 6 months prior to the submission of this application, the site notice for the current application in respect of strategic housing development must be on a yellow background.</p>		
<p>If the answer is “Yes” above, please state the planning register reference number(s) / An Bord Pleanála reference number(s) of same, if known, and details of application(s) / appeal(s):</p>		
<b>Reg. Ref. No. / An Bord Pleanála Ref. No.</b>	<b>Nature of Proposed Development</b>	<b>Final Decision by Planning Authority / An Bord Pleanála</b>

<p>ABP-302216-18</p>	<p>The development will consist of the demolition of existing outbuildings and the construction of 197 No. new dwellings comprising: 107 no. houses and 90 no. apartments. The proposed development includes the construction 1 no single storey multi- purpose community room, 3 no. vehicular and 4 no. pedestrian link bridges, provision of visitor parking areas, associated bicycle and bin storage areas, public realm landscaping including shared public open space and public lighting, decommissioning an existing wastewater treatment plant, provision of all associated surface water and foul drainage services and connections, ancillary to the residential development, pedestrian and vehicular access from the L-1321 via the Cnoc Froaigh development located immediately west of the proposed site as well as all associated site development works and services.</p>	<p>Granted by An Bord Pleanála. High Court granted an order of certiorari setting aside the decision of the Board to grant permission on the 21st June 2019</p> <p>(Please see Section 3 of the accompanying Statement of Consistency for more information in relation to this application)</p>
<p>ABP-300009-17</p>	<p>The demolition of existing outbuildings and the construction of 113 No. new dwelling houses comprising; 46 no. 2 storey detached units; 64 no. 2 storey semidetached units, and 3 no. 2 storey terraced units. The proposed development also includes the construction of 2 no. vehicular and 6 no. pedestrian link bridges, provision of visitor parking areas, public realm landscaping including shared public open space and public lighting, decommissioning an existing wastewater treatment plant, provision of all associated surface water and foul drainage services and connections, ancillary to the residential development, pedestrian and vehicular access from the L-1321 via the Cnoc Froaigh development located immediately west of the proposed site as well as all associated site development works and services.</p>	<p>Refused (Please see Section 3 of the accompanying Statement of Consistency for more information in relation to this decision)</p>

GCC Pl. Ref. 09/1278 & ABP PL. 07. 236240	Application for the demolition of 3 No. sheds/outbuildings, the construction of 94 No. dwellings comprising of; 54 No. two storey semi-detached units, 20 No. two storey terrace units comprising of 5 No. terrace blocks, 16 No. two storey detached units, 4 No. bungalow units, 3 No. two and a half storey buildings comprising of 5 No. commercial/retail units, 10 No. apartments and a creche, the provision of parking and ancillary delivery areas, the construction of 3 No. link bridges, 4 No. ancillary storage area	Refused (Please see Section 3 of the accompanying Statement of Consistency for more information in relation to this decision))
06/903	Application to relocate a wastewater treatment system (originally granted under planning permission no's 03/4315 and 04/3846)	Granted
04/4249	Application for construction of 15 no. two storey dwellings and associated external works at previously granted residential development (03/4315	Refused
04/3846	Application for replacing two storey semi-detached dwellings with 5 no. detached two storey dwellings, revised boundaries/driveways to sites 9 to 16 and associated external works (gross floor space 5320sqm)	Granted
03/4315	Application for the demolition of existing dwelling, construction of 22 no. 2 storey dwellings with treatment plant and associated site works	Granted
Is the site of the proposed development subject to a current appeal to An Bord Pleanála?		Yes: [ ] No: [ X ]
If the answer is "Yes" above, please specify the An Bord Pleanála reference no.: N/A		
Is the applicant aware of any other relevant recent planning applications or decisions by An Bord Pleanála in relation to adjoining or adjacent sites?		Yes: [ ] No: [ X ]
If the answer is "Yes" above, please state the planning register reference number(s) / An Bord Pleanála reference number(s) of same, if known, and details of application(s) / appeal(s):		



N/A

Is the applicant aware of the site ever having been flooded?

Yes: [ ] No: [ X ]

If the answer is "Yes" above, please give details e.g. year, extent:

Please see enclosed '**Trusky East Stream Flood Study**' and '**Site Specific Flood Risk Assessment**' completed by O'Connor Sutton Cronin Consulting Engineers

Is the applicant aware of previous uses of the site e.g. dumping or quarrying?

Yes: [ ] No:[ X ]

If the answer is "Yes" above, please give details:

N/A

## 9. Description of the Proposed Strategic Housing Development:

Please provide a brief description of the nature and extent of the proposed development, including-

- the proposed types and numbers of houses, student accommodation or both,
- in the case of student accommodation units, the combined number of bedspaces, and any other uses to which those units may be put,
- proposed services ancillary to residential development,
- other proposed uses in the development of the land, the zoning of which facilitates such use, and
- where an Environmental Impact Assessment Report or Natura Impact Statement has been prepared in respect of the application, an indication of that fact.

The development will consist of:

- 1) Demolition of existing outbuildings
- 2) Construction of 121 no. residential units comprising
  - 52 no. houses (37 no. three-beds, 15 no. four-beds)
  - 4 no. duplex units in Duplex Block D1 (2 no. two-beds (ground floor units) and 2 no. 3 beds (2 storey units))
  - 8 no. duplex units in Duplex Block D2 (4 no. two-beds (ground floor units) and 4 no. 3 beds (2 storey units))
  - 6 no. duplex units in Duplex Block D3 (3 no. two-beds (ground floor units) and 3 no. 3 beds (2 storey units))
  - 14 no. duplex units in Duplex Block D4 (7 no. two-beds (ground floor units) and 7 no. 3 beds (2 storey units))
  - 4 no. duplex units in Terrace Block T5 (2 no. two-beds (ground floor units) and 2 no. 3 beds (2 storey units))
  - 14 no. Apartments in Apartment Block A1 (5 no. one-beds, 9 no. two-beds)
  - 13 no. Apartments in Apartment Block A2 (4 no. one-beds, 9 no. two-beds and a Multipurpose Room)
  - 2 no. Apartments in Apartment Block A3 (2 no. two-beds)
  - 4 no. Apartments in Apartment Block A4 (4 no. two-beds)
- 3) Development of a crèche facility (224.80 sqm), associated outdoor play areas and parking
- 4) Provision of a footpath connectivity link along the L-1321
- 5) Provision of shared communal and private open space, car and bicycle parking, site landscaping and public lighting, decommissioning of the existing wastewater treatment plant and provision of all services, access from the L-1321 via the Cnoc Fraoigh development and all associated site development works
- 6) Provision of a public linear park along the Trusky Stream

The application contains a statement setting out how the proposal will be consistent with the objectives of the relevant development plan or local area plan.

The application contains a statement indicating why permission should be granted for the proposed development, having regard to a consideration specified in section 37(2)(b) of the Planning and Development Act, 2000, as amended, notwithstanding that the proposed development materially contravenes a relevant development plan or local area plan other than in relation to the zoning of the land.

An Environmental Impact Assessment Report and a Natura Impact Statement have been prepared in respect of the proposed development.

Please submit a site location map sufficient to identify the land, at appropriate scale.

**Enclosed:**

Yes: [] No: []

Please submit a layout plan of the proposed development, at appropriate scale.

**Enclosed:**

Yes: [] No: []

## 10. Pre-Application Consultations

### (A) Consultation with Planning Authority:

State the date(s) and planning authority reference number(s) of the consultation meeting(s) held with the planning authority under section 247 of the Planning and Development Act 2000:

Planning Authority reference number:

N/A

Meeting date(s):

20th August 2019

### (B) Consultation with An Bord Pleanála:

State the date(s) and An Bord Pleanála reference number(s) of the pre-application consultation meeting(s) with An Bord Pleanála:

An Bord Pleanála reference number:

ABP 306443 -20

Meeting date(s):

6th March 20202

**(C) Any Consultation with Prescribed Authorities or the Public:**

Provide details of any other consultations the applicant had with authorities prescribed under section 8(1)(b) and (c) of the Act of 2016 or with the public:

N/A

**11. Application Requirements**

(a) Is a copy of the page from the newspaper containing the notice relating to the proposed strategic housing development enclosed with this application?		<b>Enclosed:</b> Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]
If the answer to above is "Yes", state name(s) of newspaper(s) and date(s) of publication:	Connacht Tribune 16th October 2020	
(b) Is a copy of the site notice relating to the proposed development enclosed with this application?		<b>Enclosed:</b> Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]
If the answer to above is "Yes", state date on which the site notice(s) was erected:		16th October 2020
<b>Note:</b> The location of the site notice(s) should be shown on the site location map enclosed with this application.		
(c) Is an Environmental Impact Assessment Report (EIAR) required for the proposed development?		Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]

<p>If the answer to above is “Yes”, is an EIAR enclosed with this application?</p>	<p><b>Enclosed:</b> Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]</p>
<p>Please provide a copy of the <b>Confirmation Notice</b> obtained from the EIA Portal where an EIAR accompanies the application.</p>	<p><b>Enclosed:</b> Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]</p>
<p>(d) Is the proposed development, in whole or in part, within or close to a European site or Natural Heritage Area?</p>	<p>Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]  Please see enclosed Natura Impact Statement</p>
<p>(e) Is a Natura Impact Statement (NIS) required for the proposed development?</p>	<p>Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]</p>
<p>If the answer to above is “Yes”, is an NIS enclosed with this application?</p>	<p>Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]</p>
<p>(f) Has a copy of this application, and any EIAR and/or NIS required, been sent to the relevant planning authority, in both printed and electronic form?</p>	<p>Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]</p>
<p>(g) Has a copy of this application, and any EIAR and/or NIS required, together with a notice stating that submissions or observations may be made in writing to An Bord Pleanála (ABP) during the period of 5 weeks from the receipt by ABP of the application, been sent to the relevant prescribed authorities, in both printed and electronic format?</p>	<p>Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ] N/A: [ <input type="checkbox"/> ]</p>
<p>If the answer to the above is “Yes”, list the prescribed authorities concerned:</p>	<ul style="list-style-type: none"> <li>• <a href="#">The Minister for Culture, Heritage and the Gaeltacht</a></li> <li>• <a href="#">The Heritage Council</a></li> <li>• <a href="#">An Taisce</a></li> <li>• <a href="#">Udaras na Gaeltachta</a></li> <li>• <a href="#">Inland Fisheries Ireland</a></li> <li>• <a href="#">Irish Water</a></li> <li>• <a href="#">National Transport Authority</a></li> <li>• <a href="#">Galway County Childcare Committee</a></li> </ul>

<p>If the answer to the above is “Yes”, state the date on which the required documents and electronic copy were sent to the relevant prescribed authorities:</p>	<p>16th October 2020</p>
<p>(h) Is the proposed development likely to have significant effects on the environment of a Member State of the European Union or a state that is a party to the Transboundary Convention?</p>	<p>Yes: [ ] No: [ X ]</p>
<p>If the answer to the above is “Yes”, has a copy of this application, and the accompanying EIAR, together with a notice stating that submissions or observations may be made in writing to An Bord Pleanála (ABP) during the period of 5 weeks from the receipt by ABP of the application, been sent to the relevant authority in the state or states concerned, in both printed and electronic format?</p>	<p>Yes: [ ] No: [ ] N/A</p>
<p>If the answer to the above is “Yes”, list the state(s) and the prescribed authorities concerned:</p>	<p>N/A</p>
<p>If the answer to the above is “Yes”, state the date on which the required documents and electronic copy were sent to the relevant prescribed authorities:</p>	<p>N/A</p>

**12. Statements Enclosed with the Application Which:**

<p>(a) Set out how the the proposed strategic housing development is consistent with the relevant objectives of the relevant development plan:</p>	<p><b>Enclosed:</b>                  Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]                  Please see enclosed Planning Report and Statement of Consistency</p>
<p><b>Note:</b> The statement should be accompanied by a list of each relevant development plan objective considered by the prospective applicant in making the statement and proposals forming part of the application that demonstrate the consistency of the proposed development with that objective.</p>	
<p>(b) Set out, where applicable how the proposed strategic housing development will be consistent with the objectives of the relevant local area plan:</p>	<p><b>Enclosed:</b>                  Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]                  Please see enclosed Section 5.4 and Section 6, And Appendix 1 of the 'Planning Report and Statement of Consistency'</p>
<p><b>Note:</b> The statement should be accompanied by a list of each relevant local area plan objective considered by the prospective applicant in making the statement and any proposals forming part of the application that demonstrate the consistency of the proposed development with that objective.</p>	
<p>(c) Set out, where applicable that the proposed strategic housing development is, in the applicant's opinion, consistent with the planning scheme for a strategic development zone:</p>	<p><b>Enclosed:</b>                  Yes: [ <input type="checkbox"/> ] No: [ <input type="checkbox"/> ]                  N/A: [ <input checked="" type="checkbox"/> ]</p>
<p><b>Note:</b> The statement should be accompanied by a list of the principal provisions of the planning scheme considered by the prospective applicant in making the statement.</p>	
<p>(d) Set out how the the proposed strategic housing development is, in the applicant's opinion, consistent with any relevant guidelines issued by the Minister under section 28 of the Act of 2000:</p>	<p><b>Enclosed:</b>                  Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]                  N/A: [ <input type="checkbox"/> ]                  Please see Section 5.2 of the 'Planning Report and Statement of Consistency'</p>

**Note:** The statement should be accompanied by a list of the guidelines considered by the applicant in making the statement and proposals forming part of the application that demonstrate the consistency of the proposed development with the guidelines.

<p>(e) Where An Bord Pleanála notified the applicant of its opinion that the documents enclosed with the request for pre-application consultations required further consideration and amendment in order to constitute a reasonable basis for an application for permission, a statement setting out any changes made to the proposals in consequence.</p>	<p><b>Enclosed:</b>          Yes: [ ] No: [ ]          N/A: [ X ]</p>
<p>(f) Where An Bord Pleanála notified the applicant that specified additional information should be submitted with any application for permission, a statement setting out that such information accompanies the application.</p>	<p><b>Enclosed:</b>          Yes: [ X ] No: [ ]          N/A: [ ]</p> <p>Please see the enclosed 'Statement of Response'</p>

**13. Material Contravention of Development Plan/Local Area Plan:**

<p>Where the proposed strategic housing development materially contravenes the relevant development plan or local area plan other than in relation to the zoning of land, is a statement included with the application indicating the plan objective concerned and why permission should, nonetheless, be granted, having regard to a consideration specified in section 37(2)(b) of the Act of 2000?</p>	<p><b>Enclosed:</b>          Yes: [ X ] No: [ ]</p> <p>Please see the enclosed 'Material Contravention Statement'</p>
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**14. Proposed Residential Development:**

(a) Provide a breakdown of the proposed residential content of the strategic housing development, as follows:

<b>Houses</b>		
<b>Unit Type</b>	<b>No. of Units</b>	<b>Gross floor space in m<sup>2</sup></b>
1-bed	N/A	N/A
2-bed	N/A	N/A



3-bed	37	
4-bed	15	
4+ bed	N/A	N/A
<b>Total</b>	<b>52</b>	

<b>Apartments</b>		
<b>Unit Type</b>	<b>No. of Units</b>	<b>Gross floor space in m<sup>2</sup></b>
Studio	N/A	N/A
1-bed	9	
2-bed	42	
3-bed	18	
4-bed	N/A	N/A
4+ bed	N/A	N/A
<b>Total</b>	<b>69</b>	

<b>Student Accommodation</b>			
<b>Unit Types</b>	<b>No. of Units</b>	<b>No. of Bedspaces</b>	<b>Gross floor space in m<sup>2</sup></b>
Studio	N/A	N/A	N/A
1-bed	N/A	N/A	N/A
2-bed	N/A	N/A	N/A
3-bed	N/A	N/A	N/A

4-bed	N/A	N/A	N/A
4+ bed	N/A	N/A	N/A
<b>Total</b>	N/A	N/A	N/A

(b) State total number of residential units in proposed development:	<b>121</b>
(c) State cumulative gross floor space of residential accommodation, in m <sup>2</sup> :	<b>12,967.89sqm (gross residential unit areas)</b>  (Gross Floor Area for Residential Service Buildings - 74.57sqm)

**15. Proposed Ancillary and Other Uses in the Proposed Strategic Housing Development:**

(a) Please provide details of the different classes of development proposed as ancillary to residential development and other uses on the land, the zoning of which facilitates such uses, as follows:	
<b>Class of Development:</b>	<b>Gross Floor Space in m<sup>2</sup></b>
Creche (32 no. of childcare spaces)	224.8sqm
Multi-purpose Room	56.3sqm
<b>Note:</b> Where it is not proposed to provide one childcare facility for each 75 houses in the proposed development, the application should be accompanied by a statement of the rationale for this.	

(b) State cumulative gross floor space of non-residential development in m <sup>2</sup> :	281.1sqm
(c) State cumulative gross floor space of residential accommodation and other uses in m <sup>2</sup> :	13,323.56sqm (inclusive of residential service buildings)
(d) Express 15(b) as a percentage of 15(c):	2.1%

**16. Strategic Housing Development Details:**

**Note:** If the answer to any of the below statements is “Yes”, please submit a brief statement in support of your application.

<b>Please tick appropriate box:</b>	<b>Yes</b>	<b>No</b>
(a) Are details of housing density, plot ratio, site coverage, building heights, proposed layout and aspect enclosed with the application?	X Please see Planning Report and Statement of Consistency, Planning Drawings and 'Architectural Design Statement' for details	
(b) Are details of public and private open space provision, landscaping, play facilities, pedestrian permeability, vehicular access and parking provision, where relevant, enclosed with the application?	X Please see Planning Report and Statement of Consistency, Planning Drawings and 'Architectural Design Statement' for details	
(c) Are details of any proposals to address or, where relevant, integrate the proposed development with surrounding land uses enclosed with the application?	X Please see Planning Report and Statement of Consistency, Planning Drawings and	

	'Architectural Design Statement' for details	
(d) Are details of any proposals to provide for services infrastructure other than water, such as cabling (including broadband provision) and any phasing proposals enclosed with the application?	X	
(e) Does the proposed development include an activity requiring an integrated pollution control licence or a waste licence?  If "Yes", enclose a brief explanation with this application.		X
(f) Does the proposed development involve the demolition of any structure (including a habitable house), in whole or in part?  If "Yes", enclose a brief explanation with this application.	X  Demolition of derelict outbuildings	
(g) Does the proposed development involve the demolition of a Protected Structure(s), in whole or in part?  If "Yes", an explanation as to the need for the demolition of a Protected Structure(s) should be enclosed with this application.		X
(h) Does the proposed development consist of work to a Protected Structure and/or its curtilage or proposed Protected Structure and/or its curtilage?  If "Yes", provide photographs, plans and other particulars necessary to show how the proposed development would affect the character of the structure.		X
(i) Does the proposed development consist of work to the exterior of a structure which is located within an architectural conservation area (ACA)?  If "Yes", provide photographs, plans and other particulars necessary to show how the proposed development would affect the character of the structure.		X

<p>(j) Does the proposed application development affect, or is close to, a national monument or place in the ownership or guardianship of the Minister for Culture, Heritage and the Gaeltacht or a local authority, or is it the subject of a preservation order or temporary preservation order under the National Monuments Acts 1930 to 2014?</p> <p>If “Yes”, enclose a brief explanation with this application.</p>		X
<p>(k) Is the proposed development in a Strategic Development Zone?</p> <p>If “Yes”, enclose a statement of how the proposed development is consistent with the planning scheme for the Zone.</p>		X
<p>(l) Do any statutory notices (e.g. Fire Safety, Enforcement, Dangerous Buildings, Derelict Sites, Building Control, etc.) apply to the site and/or any building thereon?</p> <p>If “Yes”, enclose details with this application.</p>		X
<p>(m) Do the Major Accident Regulations apply to the proposed development?</p>		X
<p>(n) Is information specified by An Bord Pleanála as necessary for inclusion in any application for permission for the proposed development, so included?</p> <p>If “Yes”, give details of the specified information accompanying this application.</p>	<p>X</p> <p>See <b>Statement of Response</b> for details</p>	

**17. Where the Proposed Development Relates to Existing Building(s) / Structure(s):**

State gross floor space of any existing building(s) / structure(s) in m <sup>2</sup> :	40sqm. (in derelict and ruined state)
State gross floor space of any proposed demolition, in m <sup>2</sup> :	40sqm. (derelict and ruined state)
State gross floor space of any building(s) / structure(s) to be retained in m <sup>2</sup> :	0sqm.
State total gross floor space of proposed works in m <sup>2</sup> :	13,323.56sqm (inclusive of residential service buildings)

**18. Where the Application relates to Material Change of Use of Land or Structure:**

(a) State existing use of land or structure:	N/A
(b) Where the existing land or structure is not in use, state the most recent authorised use of the land or structure:	N/A
(c) State proposed use(s):	N/A
(d) State nature and extent of any such proposed use(s):	N/A
(e) Plans (including a site or layout plan and drawings of floor plans, elevations and sections that comply with the requirements of Article 297 and 298) and other particulars required describing the works proposed should be enclosed with this application:	

**Enclosed:** Yes: [ ] No: [ ] N/A: [ ] [N/A](#)

**19. Social Housing (Part V)**

Please tick appropriate box:	Yes	No
(a) Does Part V of the Planning and Development Act 2000 apply to the proposed development?	X	
<p>(b) If the answer to Question 19(A) is “Yes”, are details enclosed as to how the applicant proposes to comply with section 96 of Part V of the Act including, for example—</p> <p>(i) details of such part or parts of the land for the proposed development or is or are specified by the Part V agreement, or houses situated on such aforementioned land or elsewhere in the planning authority’s functional area proposed to be transferred to the planning authority, or details of houses situated on such aforementioned land or elsewhere in the planning authority’s functional area proposed to be leased to the planning authority, or details of any combination of the foregoing, and</p>	<p>X</p> <p><a href="#">See Section 4.3 and Appendix 2 of the Planning Report and Statement of Consistency</a></p>	
<p>(ii) details of the calculations and methodology for calculating values of land, site costs, normal construction and development costs and profit on those costs and other related costs such as an appropriate share of any common development works as required to comply with the provisions in Part V of the Act, and</p>	X	

(iii) a layout plan showing the location of proposed Part V units in the development?	X Please see drawings included in Appendix 2 of the 'Planning Report and Statement of Consistency	
(c) If the answer to Question 19(A) is "No" by virtue of section 96(13) of the Planning and Development Act 2000, details must be enclosed with this application form indicating the basis on which section 96(13) is considered to apply to the development.	N/A	N/A

**20. Water Services:**

<b>(A) Proposed Source of Water Supply:</b>
<p>Please indicate as appropriate:</p> <p>(a) Existing Connection: <input type="checkbox"/> New Connection: <input checked="" type="checkbox"/></p> <p>(b) Public Mains: <input checked="" type="checkbox"/></p> <p>Group Water Scheme: <input type="checkbox"/> Name of Scheme: _____</p> <p>Private Well: <input type="checkbox"/></p> <p>Other (please specify): _____</p> <p>Please see the enclosed <b>Engineering Services Report</b> for further details.</p>
<b>(B) Proposed Wastewater Management / Treatment:</b>
Please indicate as appropriate:



(a) Existing Connection:  New Connection:

(b) Public Sewer:

Conventional septic tank system:

Other on-site treatment system (please specify): \_\_\_\_\_

Where the disposal of wastewater for the proposed development is other than to a public sewer, provide information on the on-site treatment system proposed and evidence as to the suitability of the site for the system proposed:

Please see the enclosed [Engineering Services Report](#) for further details.

**(C) Proposed Surface Water Disposal:**

Please indicate as appropriate:

(a) Public Sewer/Drain:

Soakpit:

Watercourse:

Other (please specify): \_\_\_\_\_

Please see the enclosed [Engineering Services Report](#) for further details.

**(D) Irish Water Requirements:**

Please submit the following information:

(a) Where the proposed development has the potential to impact on a public water supply source, irrespective of whether or not a connection to a water/wastewater network is required, this application must be accompanied by evidence of engagement with Irish Water and its outcome.

**Enclosed:**

Yes:  No:

Please see Appendix D of the [Engineering Services Report](#) which includes correspondence from Irish Water

(b) A current/valid Confirmation of Feasibility Statement from Irish Water in relation to the proposed development confirming that there is or will be sufficient water network treatment capacity to service the development.

**Enclosed:**

Yes:  No:

Please see [Engineering Services Report](#)

(c) A Statement of Compliance with Irish Water's Standard Details and Codes of Practice for water

**Enclosed:**

and/or wastewater infrastructure proposals (designs, layouts, etc.).	Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]  Please see Engineering Services Report
(d) An indication of timelines and phasing for water demand or wastewater collection requirements, or both, as appropriate.	<b>Enclosed:</b> Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]  Please see Engineering Services Report
(e) Where the proposed development will impact on assets of Irish Water, details of proposals for protection or diversion of such assets.	<b>Enclosed:</b> Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]  Please see Engineering Services Report

## 21. Traffic and Transportation

(a) Is a Traffic / Transportation Impact Assessment included with the application, having regard to the relevant Development Plan / Local Area Plan requirements and the Traffic Management Guidelines (DoT / DoEHLG / DTO, 2003)?	<b>Enclosed:</b> Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]  Please refer to Chapter 13 of EIAR
(b) Is a Travel Plan included with the application, having regard to the relevant Development Plan / Local Area Plan requirements?	<b>Enclosed:</b> Yes: [ <input type="checkbox"/> ] No: [ <input checked="" type="checkbox"/> ]
(c) Is a Road Safety Audit included with the application, having regard to the relevant Development Plan / Local Area Plan requirements?	<b>Enclosed:</b> Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]

## 22. Taking in Charge

Is it intended that any part of the proposed development will be taken in charge by the planning authority?	Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]  Please see attached Taken in Charge drawing Drawing No. 924-MDO-XX-XX-DR-A-01201
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If the answer is “Yes”, please attach site plan clearly showing area(s) intended for taking in charge.

### 23. Maps, Plans and Drawings

List in a schedule accompanying this application all maps, plans and drawings enclosed with the application, stating title, scale and number.

[See cover letter](#)

### 24. Application Fee:

(a) State fee payable for application:	<b>€37,753.92</b>		
(b) Set out basis for calculation of fee:	<b>HA1a: Basic fee for each Housing Unit - €130 per unit</b>	121 units	€15,730
	<b>HA1B: Other uses on the land, and the zoning permits the use - €7.20 per square metre - Cost per square metre of gross floor space up to 4,500 square metres. (Max. €32,400)</b>	Creche (224.80sqm.) Community Room (56.3) Total = 281.1 sqm.	€2,023.92
	<b>HA3: Submission</b>	NIS	€10,000

	of NIS - €10,000		
	HA2: Submission of EIAR - €10,000	EIAR	€10,000
	<b>Total</b>		<b>€37,753.92</b>
(c) Is the fee enclosed with the application?	<p><b>Enclosed:</b> Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]</p> <p><a href="#">See enclosed cheque</a></p>		

**25. Universal Design:**

<p>Please provide a statement as to how the proposed Strategic Housing Development has sought to comply with the principles of Universal Design (to encourage access and use of the development regardless of age, size, ability or disability). For assistance and general information on such matters please refer for example to the National Disability Authority's "Building for Everyone: A Universal Design Approach" and "Universal Design Guidelines for Homes in Ireland" at <a href="http://www.universaldesign.ie">www.universaldesign.ie</a></p>	<p><b>Enclosed:</b> Yes: [ <input checked="" type="checkbox"/> ] No: [ <input type="checkbox"/> ]</p> <p><a href="#">Please refer to Architectural Design Statement and Building Life Cycle Report prepared by McCauley Daye O'Connell Architects Ltd</a></p>
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### Declaration

I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct and accurate and fully compliant with the requirements of the Planning and Development Act 2000 and Chapter 1 of Part 2 of the Planning and Development (Housing) and Residential Tenancies Act 2016 and the Regulations made thereunder. In this regard, I also hereby declare that, to the best of my knowledge and belief, the copies of the application documents sent to the planning authority, prescribed bodies, etc., and displayed on any website under the applicant's control are identical to the application documents being deposited with An Bord Pleanála.

Signed: (Applicant or Agent as appropriate)	 Colm Ryan MKO Tuam Road Galway (Planning Agents)
Date:	16th October 2020

## 26. Contact Details- Not to be Published

### Applicant(s):

First Name:	N/A
Surname:	
Address Line 1:	
Address Line 2:	
Address Line 3:	
Town / City:	
County:	
Country:	
Eircode:	
E-mail address (if any):	
Primary Telephone Number:	
Other / Mobile Number (if any):	

### Where the Applicant(s) is a Company:

Name(s) of Company Director(s):	Michael Burke, Fred Fullard, Sarah Burke, Katie Burke, Diane Burke
Company Registration Number (CRO):	547473
Contact Name:	Fred Fullard and Michael Burke
Primary Telephone Number:	+353 91 565004
Other / Mobile Number (if any):	
E-mail address:	info@burkeway.ie

### Person/Agent (if any) acting on behalf of the Applicant(s):

First Name:	Colm
Surname:	Ryan
Address Line 1:	MKO
Address Line 2:	Tuam Road
Address Line 3:	
Town / City:	Galway
County:	Galway
Country:	Ireland
Eircode:	H91 VW84
E-mail address (if any):	cryan@mkoireland.ie
Primary Telephone Number:	091 735611
Other / Mobile Number (if any):	

**Person responsible for preparation of maps, plans and drawings:**

<b>First Name:</b>	David O'Connell
<b>Surname:</b>	McCauley Daye O'Connell Architects Ltd
<b>Address Line 1:</b>	11 Merrion Square
<b>Address Line 2:</b>	Dublin 2
<b>Address Line 3:</b>	
<b>Town / City:</b>	Dublin
<b>County:</b>	Dublin
<b>Country:</b>	Ireland
<b>Eircode:</b>	D02 P962
<b>E-mail address (if any):</b>	info@mdo.ie
<b>Primary Telephone Number:</b>	01 4004171
<b>Other / Mobile Number (if any):</b>	David O'Connell

**Contact for arranging entry on site, if required:**

<b>Name:</b>	Colm Ryan MKO (Planning Agents)
<b>Mobile Number:</b>	091 735611
<b>E-mail address:</b>	cryan@mkoireland.ie

### **General Guidance Note:**

1. In this form, “applicant” means the person seeking the planning permission, not an agent acting on his or her behalf. Where there is more than one applicant, the details of all applicants should be inserted, as required, on the form.
2. Where the plans have been drawn up by a firm/company the name of the person primarily responsible for the preparation of the drawings and plans, on behalf of the firm/company, should be stated.
3. In this form, “planning authority” means the planning authority in whose area the proposed strategic housing development would be situated. Where the proposed development would be situated in the area of more than one planning authority, the relevant details should be supplied separately in respect of each such authority.
4. The site location map shall be drawn to a scale (which shall be indicated thereon) of not less than 1:1000 in built up areas and 1:2500 in all other areas. The draft layout plan shall be drawn to a scale (which shall be indicated thereon) of not less than 1:500, shall show buildings, roads, boundaries, septic tanks and percolation areas, bored wells, significant tree stands and other features on, adjoining or in the vicinity of the land or structure to which the application relates.
5. Gross floor space means the area ascertained by the internal measurement of the floor space on each floor of a building (including internal walls and partitions), i.e. floor areas must be measured from inside the external wall, disregarding any floor space provided for the parking of vehicles by persons occupying or using the building or buildings where such floor space is incidental to the primary purpose of the building.



6. An Environmental Impact Assessment Report (EIAR) is required to accompany an application for permission for strategic housing development of a class set out in Schedule 5 of the Planning and Development Regulations 2001-2018 which equals or exceeds, as the case may be, a limit, quantity or threshold set for that class of development. An EIAR will be required in respect of sub-threshold strategic housing development where An Bord Pleanála considers that the proposed development would be likely to have significant effects on the environment. Under section 7(1)(a)(i)(I) of the Act of 2016, a prospective applicant may request An Bord Pleanála to make an EIA screening determination in respect of a proposed strategic housing development. Where an EIAR is being submitted with an application, it must be accompanied with a copy of the confirmation notice received from the EIA portal in accordance with article 97B(2) of the permission regulations that certain information in respect of the EIAR has been entered onto the portal.
7. An appropriate assessment (AA) is required to accompany an application for permission for strategic housing development in cases where it cannot be excluded that the proposed development would have a significant effect on a European site. Under section 7(1)(a)(i)(II) of the Act of 2016, a prospective applicant may request An Bord Pleanála to carry out an AA screening in respect of a proposed strategic housing development.
8. A list of national monuments in the ownership or guardianship of the Minister for Culture, Heritage and the Gaeltacht is available for download from the National Monuments Service website ([www.archaeology.ie](http://www.archaeology.ie)) under “National Monuments in State Care”. A list of preservation orders is similarly available from this website (under “Monument Protection”). The relevant local authority should be contacted in relation to national monuments in its ownership or guardianship. If a proposed development affects or is close to a national monument that is in the ownership or guardianship of the Minister for Culture, Heritage and the

Gaeltacht or a local authority, or is the subject of a preservation order or a temporary preservation order, a separate statutory consent for the development is required from that Minister under the National Monuments Acts.

9. The Record of Monuments and Places (RMP), established under section 12 of the National Monuments (Amendment) Act 1994, is available for each county in the public libraries and principal local authority offices in that county. It is also available for download from the National Monuments Service website ([www.archaeology.ie](http://www.archaeology.ie)) under “Publications, Forms & Legislation”. If a proposed development affects or is close to a monument listed in the RMP, there is a separate requirement to give two months advance notice of any proposed work to the Minister for Culture, Heritage and the Gaeltacht. No work may commence within the two month period except in the case of urgent necessity and with the consent of that Minister.
  
10. Part V of the Planning and Development Act 2000 applies where—
  - the land is zoned for residential use or for a mixture of residential and other uses,
  - there is an objective in the Development Plan for the area for a percentage of the land to be made available for social and/or affordable housing, and
  - the proposed development is not exempt from Part V.
  
11. Under section 96(13) of the Planning and Development Act 2000, Part V does not apply to certain housing developments by approved voluntary housing bodies, certain conversions, the carrying out of works to an existing house or the development of houses under an agreement made under section 96 of the Act.

12. All maps, plans and drawings, should, insofar as possible, comply with articles 297 and 298 of the Planning and Development Regulations 2001 to 2017.