

An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2007

Cavan County

Planning Register Reference Number: 08/1497

An Bord Pleanála Reference Number: PL 02.233292

APPEAL by James and Margaret Matthews care of Allen and Shiels of Cavan Road, Virginia, County Cavan against the decision made on the 11th day of March, 2009 by Cavan County Council to grant subject to conditions a permission to Wilton Waste Recycling Limited care of Hanley Taite Design Partnership of Main Street, Virginia, County Cavan.

PROPOSED DEVELOPMENT: Construction of a civic amenity and recycling centre consisting of the following: (a) single storey weigh bridge office/pay desk, (b) hard surfaced yard to accommodate storage containers for recyclable materials, (c) convert existing outhouse into washroom/toilet, (d) new wastewater treatment unit, (e) erect new two metre high palisade fence to boundary, and (f) form new entrance off public road and associated site works at Dunancory, Virginia, County Cavan.

DECISION

REFUSE permission for the above proposed development based on the reasons and considerations set out below.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

REASONS AND CONSIDERATIONS

1. The site is located in a rural area outside the area zoned for development as set out in the Virginia Local Area Plan of the Cavan County Development Plan 2008-2014. It is considered that the proposed development, located in an unzoned and unserviced rural area remote from any industrial or population centre, would be inappropriate and constitute haphazard and uncoordinated development which would be contrary to the policies and objectives of the development plan which seeks to encourage recycling facilities in close proximity to commercial/residential developments and would give rise to unsustainable patterns of transportation. It is considered that the proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.
2. Having regard to the scale of the proposed development, including the movement of circa 2,395 tonnes of waste material, close to the proposed junction with the new bypass route, accessed from a regional route with a width of circa six metres, the volumes of traffic on this road, the speed environment facilitated by the alignment of the road, together with the vehicular movements to and from the site, it is considered that the proposed development would endanger public safety by reason of traffic hazard and obstruction to road users.
3. The Board is not satisfied, on the basis of the submissions made in connection with the planning application and the appeal, that the proposed development on an unserviced site in proximity to a stream would not be prejudicial to public health.

**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this day of 2009.