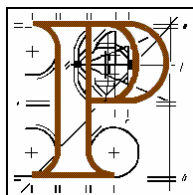


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2010

Cavan County

Planning Register Reference Number: 11/55

An Bord Pleanála Reference Number: PL 02.238935

APPEAL by Kingscourt Residents Against Wind Farm care of Val Martin of Drumsallagh, Kingscourt, County Cavan against the decision made on the 18th day of April, 2011 by Cavan County Council to grant subject to conditions a permission to PWWP Developments Limited care of Wind Prospect Ireland Limited of Headland House, 1-3 The Green, Malahide, County Dublin in accordance with plans and particulars lodged with the said Council.

PROPOSED DEVELOPMENT: Development consisting of the erection of a temporary meteorological mast for the measurement of the site wind regime. The mast will be 80 metres in height and will include guy wires anchored in the ground. The planning permission is for a temporary period of up to two years from the date of grant of this application. The planning permission relates to the 80 metres meteorological mast already erected on site as permitted under the Planning and Development Regulations 2008 S.I. Number 235, development all at a site at Corrinshigo, Kingscourt, County Cavan.

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.

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

Having regard to the existing permission for five wind turbines granted under planning register reference number 2236/10 (An Bord Pleanála appeal reference number PL 02.236608) on lands that include the site to which this proposal refers, it is considered that, subject to compliance with the conditions set out below, the proposed development would not seriously injure the amenities of the area or depreciate the value of property in the vicinity, would not be prejudicial to public health, would not seriously injure the ecological or cultural heritage of the area and would be acceptable in terms of its visual impact. 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 out in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. This permission shall apply for a period of two years from the date of this order unless, prior to the end of the period, planning permission shall have been granted for its retention for a further period.

Reason: To enable the planning authority to review its operation in the light of the circumstances then prevailing.

3. The developer shall inform the planning authority and the Irish Aviation Authority of the co-ordinates of the as constructed position of the meteorological mast.

Reason: In the interest of air traffic safety.

4. Prior to commencement of development, the developer shall lodge with the planning authority a cash deposit, a bond of an insurance company, or such other security as may be acceptable to the planning authority, to secure the satisfactory reinstatement of the site upon cessation of the project coupled with an agreement empowering the planning authority to apply such security or part thereof to the satisfactory completion of the reinstatement.

The form and amount of the security shall be as agreed between the planning authority and the developer or, in default of agreement, shall be referred to An Bord Pleanála for determination.

Reason: To ensure the satisfactory reinstatement of the site.

5. Should any archaeological material be discovered during the course of the proposed works, the developer shall notify the Director of the National Museum and the Office of Public Works immediately.

Reason: In order to conserve the archaeological heritage of the area and to secure the preservation and protection of any archaeological remains that may exist within the site.

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

Dated this day of 2011.