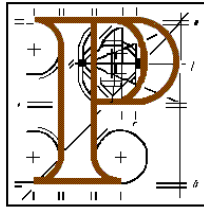


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

Mayo County

Planning Register Reference Number: P15/28

An Bord Pleanála Reference Number: PL 16.245272

APPEAL by John McLoughlin of Árd Na Gréine, Ballina Road, Crossmolina, County Mayo against the decision made on the 16th day of July, 2015 by Mayo County Council to grant subject to conditions a permission to Allied Gear Services care of Fox and Gallagher Limited of Teeling Street, Ballina, County Mayo in accordance with plans and particulars lodged with the said Council.

PROPOSED DEVELOPMENT: The construction of a storage yard area for existing warehouse/office granted under planning register reference number PL06/610, which will include the construction of retaining wall, landscaping and connection to existing storm water main, including all other ancillary site work and services at Crossmolina Industrial Park, Knockalegan, Crossmolina, County Mayo.

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 nature and reduced scale of the proposed development, and to the pattern of development in the vicinity, 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 of property in the vicinity by reason of excessive noise and disturbance, would not be prejudicial to public health and would be acceptable in terms of traffic safety and convenience. 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, as amended by the further plans and particulars submitted on the 22nd day of June, 2015, 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. The mounded and landscaped berm together with the fencing as indicated on the drawings submitted to the planning authority on the 22nd day of June, 2015 shall be provided in full prior to storage operations commencing on the subject site. Details of the proposed construction of the berm and of the landscaping of both the berm and the open space in the area to the north of the retaining wall, including a timeframe for the implementation of the landscaping, shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

Reason: In the interest of visual amenity.

3. The stacks of scaffolding to be stored on site shall not exceed a height of 2.2 metres.

Reason: In the interest of visual amenity.

4. Operations shall take place on the subject site only between the hours of 0800 hours and 1800 hours Monday to Friday inclusive and between 0800 hours and 1400 hours on Saturdays with no activities being permitted on Sundays or bank holidays.

Reason: In the interest of residential amenity.

5. 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.

6. The noise levels arising from operations at the site shall not exceed 55dB(A) rated sound level, as measured at any point along the boundary of the site. Procedures for the purpose of determining compliance with this limit shall be submitted to, and agreed in writing with, the planning authority prior to the commencement of development.

Reason: To protect the residential amenities of property in the vicinity of the site.

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 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 Bord 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.

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

Dated this day of 2015.