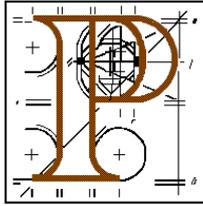


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2016

Laois County

Planning Register Reference Number: 15/401

An Bord Pleanála Reference Number: PL 11.247143

APPEAL by Andy Dunne of 7 Kellyville Park, Portlaoise, County Laois against the decision made on the 28th day of July, 2016 by Laois County Council to refuse permission.

PROPOSED DEVELOPMENT: One number 500 kW wind turbine with a hub height of 65 metres and an overall tip height of 93.5 metres, an electrical switch room and control facility, an access track, associated infrastructure including a crane hard standing area, underground cabling and all ancillary site works, all at Knocklead, Timahoe, County Laois as amended by the revised public notice received by the planning authority on the 7th day of June, 2016.

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

Having regard to the nature of the proposed development, which is for an isolated wind turbine, and not related to auto-production, it is considered that the proposed development would constitute a piecemeal and ad hoc approach to the development of lands that are designated as being Open for Consideration for the development of wind energy, as set out in the Wind Strategy in Appendix 5 of the Laois County Development Plan 2011 – 2017. In the absence of a demonstrated need for the turbine at this location, the Board is not satisfied that the proposed development, by itself and by the undesirable precedent that it would set, would not prejudice a coordinated approach to the development of wind energy in this area, or undermine the Wind Strategy for the County, contrary to Policies EC 7/P49, ET 9/P04 and ET 9/P10 as set out in the Development Plan, which policies encourage the development of wind energy in the County. Having regard to the proximity of the nearest dwelling to the north, neither is the Board satisfied that the effects on the amenity of this residential property from noise or shadow flicker have been satisfactorily addressed. The proposed development would, therefore, seriously injure the residential amenities of the area and be contrary to the proper planning and sustainable development of the area.

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

Dated this day of 2017.