



An
Bord
Pleanála

Board Direction
BD-002466-19
ABP-300603-18

The submissions on this file and the Inspector's report were considered at a Board meeting held on 26/02/2019.

The Board decided to refuse permission, generally in accordance with the Inspector's recommendation, for the following reasons and considerations.

Reasons and Considerations

1. The proposed development is located in proximity to an elevated section of the national secondary road N65, at a location where particular vigilance is required, and glint and glare from the proposed development would endanger public safety by reason of traffic hazard and distraction of drivers and would interfere with the safety and free flow of traffic on the road. Furthermore, the proposed development would adversely affect the capacity, safety and operational efficiency of the national road network in the vicinity of the site which would be contrary to national policy to protect the capacity of national routes. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

Note 1: On the basis of the information provided with the application and appeal, particularly in relation to the construction methodology, the Board could not be satisfied that the proposed development individually, or in combination with other plans or projects would not be likely to have a significant effect on European site Site Code: 004089 and Site Code: 000332, or any other European site, in view of the site's Conservation Objectives. In such circumstances, the Board is precluded from granting approval/permission. The Board considered that additional information

could have been provided by the applicant by way of a further information request. However, the board decided not to issue a section 132 notice in accordance with the Planning and Development Act 2000, as amended, in light of the substantive reason for refusal on traffic grounds set out above.

Note 2: Copy of direction to issue with the Order.

Board Member

Date: 28/02/2019

Maria FitzGerald