



An
Bord
Pleanála

Board Direction
BD-007412-21
ABP-306924-20

Re: Amending Board Order

S146A of the Planning and Development Act, 2000, as amended

The submissions on this file were considered at a Board meeting held on 21/01/2021.

The Board decided to exercise its powers under section 146A(1)(b) of the Planning and Development Act 2000, as amended, to amend its Order of 14 September by amending conditions no. 6 and no.10 in order to facilitate the operation of the permission.

The Board decided that a clerical error had occurred. It is considered that amendment of the Board Order would not result in a material alteration of the terms of the development, the subject of the permission or decision.

Having regard to the nature of the issue involved, the Board decided not to/to invite submissions in relation to the matter from any person who had made submissions or observations to the Board in relation to the permission/other matter.

Accordingly the Board hereby amends the above-mentioned decision by amending condition 6 and condition 10 in accordance with the provisions of section 146A(1) of the Planning and Development Act, 2000, as amended, as follows:

Condition **6**. This permission shall be for a period of 30 years from the date of the first commissioning of the windfarm.

Reason: To enable the relevant authority to review the operation of the windfarm in the light of the circumstance then prevailing.

Condition **10**. The operation of the proposed development, by itself or in combination with any other permitted wind energy development, shall not result in noise levels, when measured externally at nearby noise sensitive locations, which exceed

- (a) Between the hours of 7am and 11pm:
 - i. the greater of 5 dB(A) $L_{90,10min}$ above background noise levels, or 45 dB(A) $L_{90,10min}$, at standardised 10m height wind speeds of 4m/s or greater
 - ii. 40 dB(A) $L_{90,10min}$ at all other wind speeds
- (b) 43 dB(A) $L_{90,10min}$ at all other times

Prior to commencement of development, the developer shall submit, and agree in writing with, the planning authority a noise compliance monitoring programme for the subject development, including any mitigation measures such as the de-rating of particular turbines. All noise measures shall be carried out in accordance with ISO Recommendations R 1996 “Assessment of Noise with Respect to Community Response,” as amended by ISO Recommendations R 1996-1. The results of the initial noise compliance monitoring shall be submitted to, and agreed in writing with, the planning authority within six months of commissioning of the windfarm

Reason: In the interest of residential amenity.

Board Member: _____

Date: 26/01/2021

Maria FitzGerald