

An  
Bord  
Pleanála

**Board Direction**  
**BD-009944-22**  
**ABP-311002-21**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 04/02/2022.

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

### **Reasons and Considerations**

Having regard to the policies and objectives of the Meath County Development Plan 2021-2027, the nature, extent and design of the proposed development, its location within an existing industrial estate and employment area removed from residential development and on land zoned for general enterprise and employment use whereon industry general is permitted in principle, it is considered that, subject to compliance with the conditions set out below, the proposed development would be consistent with the policies and objectives of the County Development Plan and would not seriously injure the residential amenities of the area or the amenity of properties in the vicinity of the site. 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 3<sup>rd</sup> day of June 2021 and the 15<sup>th</sup> day of June 2021, 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. Samples of the materials, colours and textures of all the external finishes to the proposed buildings shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

**Reason:** In the interest of the visual amenities of the area.

3. The developer shall facilitate the archaeological appraisal of the site and shall provide for the preservation, recording and protection of archaeological materials or features which may exist within the site. In this regard, the developer shall:-

(a) notify the planning authority in writing at least four weeks prior to the commencement of any site operation (including hydrological and geotechnical investigations) relating to the proposed development, and

(b) employ a suitably-qualified archaeologist prior to commencement of development. The archaeologist shall assess the site and monitor all site development works.

The assessment shall address the following issues:-

- (i) the nature and location of archaeological material on the site, and
- (ii) the impact of the proposed development on such archaeological material.

A report containing the results of the assessment shall be submitted to the planning authority. No site preparation or construction work shall be carried out until after the archaeologist's report has been submitted and permission to proceed has been received in writing from the Planning Authority in consultation with the National Monuments Service.



**Reason:** In order to conserve the archaeological heritage of the area and to secure the preservation (in-situ or by record) and protection of any archaeological remains that may exist within the site.

4. Site development and building works shall be carried out only between the hours of 0700 to 1800 Mondays to Fridays inclusive, between 0800 to 1400 hours on Saturdays and not at all on Sundays and public holidays. Deviation from these times will only be allowed in exceptional circumstances where prior written approval has been received from the planning authority.

**Reason:** In order to safeguard the amenities of property in the vicinity.

5. The landscaping scheme as submitted to the planning authority on the 3<sup>rd</sup> day of June 2021, shall be carried out within the first planting season following substantial completion of external construction works. This shall include:
  - a. Provision of block wall and railings along the southern boundary of the site to match that proposed along western and northern boundaries.

All planting shall be adequately protected from damage until established. Any plants which die, are removed or become seriously damaged or diseased, within a period of five years from the completion of the development, shall be replaced within the next planting season with others of similar size and species, unless otherwise agreed in writing with the planning authority. Planting at the proposed entrance shall be managed to ensure that sightlines are maintained at all times.

**Reason:** In the interest of residential and visual amenity.

6. Water supply and drainage arrangements, including the disposal of surface water, shall comply with the requirements for the planning authority for such works.

**Reason:** To ensure adequate servicing of the development and to prevent pollution.

7. Prior to commencement of development, the developer shall enter into water and/or wastewater connection agreement(s) with Irish Water.

**Reason:** In the interest of public health.

8. Prior to the commencement of development a Construction Environmental Management Plan (CEMP) shall be submitted to the planning authority for written agreement. This plan shall provide details of intended construction practice for the development, including:

A method statement(s) for incorporating environmental control measures to avoid siltation, erosion, surface water run-off and accidental pollution events.

(a) Means to ensure that non-native species are not introduced or transferred to the area.

(b) Location of designated refuelling area, management of hydrocarbons and arrangements for accidental spills.

A record of daily checks that the works are being undertaken in accordance with the CEMP shall be kept for inspection by the planning authority.

**Reason:** In the interest of amenities, public health and safety.

9. The construction of the development shall be managed in accordance with a Construction Management Plan, which shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development. This plan shall provide details of intended construction practice for the development, including the management of construction traffic (number and frequency of vehicles to access site and haul routes), arrangements for off carriageway parking facilities for all traffic associated with the development, noise management measures, and off-site disposal of construction/demolition waste, means to manage dust and dirt and the hours operation of the construction site.

**Reason:** In the interests of public safety and residential amenity.



10. Public lighting shall be provided in accordance with a scheme, details of which shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

**Reason:** In the interests of amenity and public safety.

11.

(a) Dust levels at the site boundary shall not exceed 350 milligrams per square metre per day averaged over a continuous period of 30 days (Bergerhoff Gauge).

(b) Details of a survey and monitoring programme shall be submitted to the planning authority for written agreement, prior to the commencement of development.

**Reason:** To control dust emissions arising from the development and in the interest of the amenity of the area.

12. During the operational phase of the proposed development, the noise level from within the boundaries of the site measured at noise sensitive locations in the vicinity, shall not exceed

(a) an Leq, 1h value of 55 dB(A) between 0800 and 1800 Monday to Friday (inclusive) and 0800 to 1400 on Saturdays.

(b) an Leq, 15 min value of 45 dB(A) at any other time.

There shall be no clearly audible tonal component or impulsive component in the noise emission from the site at any noise sensitive receptor.

Details of a survey and monitoring programme shall be submitted to the planning authority for written agreement, prior to the commencement of development.

**Reason:** In order to protect public health and the amenities of property in the vicinity.

13. A minimum of 10% of the proposed car parking spaces shall be provided with electrical connection points, to allow for functional electric vehicle charging. The remaining car parking spaces shall be fitted with ducting for

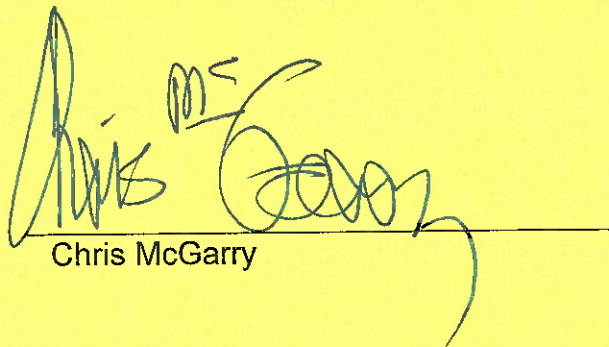
electric connection points to allow for future fitout of charging points. Details of how it is proposed to comply with these requirements shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

**Reason:** In the interest of sustainable transport.

14. 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.

Board Member



Chris McGarry

Date: 04/02/2022