



**An
Bord
Pleanála**

**Board Direction
BD-015878-24
ABP-315888-23**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 20/03/2024.

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 WILT zoning objective of the Sligo and Environs Development Plan 2010-2016 (as extended and incorporated with the County Plan) which seeks to encourage the consolidation of activities such as waste management, light industry, logistics/transport in a designated area, and the fact that similar type motor vehicle facilities are located in the vicinity, it is considered that the proposed development, subject to conditions set out below, would not seriously injure the amenities of the area, be prejudicial to public health and would generally 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.

1.0 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 15th day of November 2022 and by the further plans and particulars received by An Bord Pleanála on the 21st day of March, 2023, 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 proposed development shall be amended as follows:

- (a) A stout and solid screen fence shall be erected along the south eastern boundary to extend at least 2 metres above the height of the existing boundary wall.

Revised drawings showing compliance 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 orderly development.

3. Surface water drainage management infrastructure to include silt trap, emergency shutdown for interceptor and interceptor shall all be contained within the red line boundaries of the site and accord with the technical requirements and standards of the planning authority.

- a) Specifications and drawings that detail the design and location of silt trap, emergency shutdown for interceptor and interceptor shall be submitted to the planning authority for written agreement within three months of the date of this order.
- b) As constructed drawings shall be submitted to the planning authority within six months of the receipt of the planning authority agreement regarding item a) above, such infrastructure shall be completed and operational within nine months of the date of this order.

Reason: In the interests of public health.

4. Drainage arrangements, including the 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.

5. Prior to the commencement of development, the applicant shall obtain as necessary a waste facility permit or licence and shall comply with any conditions attached therein.

Reason: To comply with all statutory requirements.

6. The storage of batteries shall be in suitable containers for hazardous waste, details of which shall be agreed with the planning authority prior to the commencement of development and shall be stored within the warehouse on site prior to removal from site for recovery.

Reason: In the interest of public health.

7. Adequate spill control equipment shall be maintained on site at all times.

Reason: In the interest of public health.

8. The applicant shall ensure that all hauliers of waste to and from the facility shall hold a valid waste collection permit for the waste material collected.

Reason: In the interest of orderly development.

9. (a) During the operational phase of the proposed development, the noise level from within the development, as measured at the nearest noise sensitive location, shall not exceed –

(i) an Leq 1h value of 55 dB(A) during the period 0800 to 2000 hours from Monday to Saturday (inclusive), and

(ii) an Leq 15 min value of 45 dB(A) at any other time. The noise at such time shall not contain a tonal component.

(b) All sound measurements shall be carried out in accordance with ISO Recommendations 1996:2007: Acoustics, - Description and Measurement of Environmental Noise.

Reason: To protect the amenities of properties in the vicinity of the site.

10. 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



Stephen Brophy

Date: 21/03/2024