



An  
Bord  
Pleanála

**Board Direction**  
**BD-017175-24**  
**ABP-318582-23**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 23/07/2024.

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

#### **Reasons and Considerations**

1. Having regard to the proposed development in combination with the existing slatted unit constructed under planning Reference 16/252 and the farmyard southeast of the site and notwithstanding the Appropriate Assessment Screening carried out by the PA, the Board is of the opinion that due to the proximity of the site to the Ballymacravan River which is a tributary of the Inagh River and the Inagh Estuary SAC that the presence of potential hydrological pathways involving surface water/groundwater have not been adequately addressed so as to definitively preclude contamination of the watercourse. Therefore, on the basis of the information provided with the application and appeal and in the absence of a Natura Impact Statement, the Board cannot 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 Sites No. 000036 and in such circumstances the Board is precluded from granting approval/permission.
2. Having regard to the absence of information with the application and appeal on the siting, construction specifications and management of surface water run-off, the Board is not satisfied that the development would not be

prejudicial to public health or would not seriously injure the residential amenities of properties in the vicinity. It is considered that the development proposed, would, therefore, be contrary to the proper planning and sustainable development of the area.

**Board Member**

  

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Liam Bergin

**Date:** 07/08/2024