

An
Coimisiún
Pleanála

Direction
CD-022064-26
ABP-319198-24

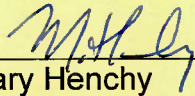
The submissions on this file and the Inspector's report were considered at a meeting held on 31/03/2026.

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

Planning

Commissioner:

Date: 31/03/2026


Mary Henchy

DRAFT WORDING FOR ORDER

Reasons and Considerations

1. The Commission is not satisfied that the environmental impact assessment has adequately assessed the likely effects of the proposed development on biodiversity, bats, noise, land stability, hydrology and hydrogeology and the interaction of these factors, together with the cumulative impacts of these factors when considered, in combination with the existing permitted quarry to the north of the site. Accordingly, the Commission is not satisfied that the proposed development would not have significant adverse impacts on sensitive environmental receptors. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

2. The subject site is located proximate to the Old Leighlin Stream_020 which has a current 'at risk' status and the Barrow_190, where the status is currently 'under review'. In addition, the Bagenalstown Lower Groundwater Body (Groundwater Body Code IE_SE_G_157) underlies the site, and although this groundwater body is stated as being 'not at risk', there is insufficient information presented as part of the planning application and appeal to definitely determine whether or not the proposed development would not result in a deterioration of the existing Water Framework Directive quality status of these said sites. Consequently, the Commission is not satisfied that the proposed development would not impact negatively on the aforementioned waterbodies to achieve the relevant water quality status required under the Water Framework Directive. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

3. The Commission is not satisfied, on the basis of the information provided with the application and appeal that the proposed development individually, or in combination with other plans or projects would not adversely affect the integrity of the River Barrow and River Nore Special Area of Conservation (Site Code: 002162), in view of the site's Conservation Objectives. Accordingly, the proposed development would be contrary to Objective NSP1 and NSP2 Of the Carlow County Development Plan 2020-2028. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.