

An
Bord
Pleanála

Board Direction
BD-018086-24
ABP-320072-24

The submissions on this file and the Inspector's report were considered at a Board meeting held on 05/11/2024.

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

- (a) EU legislation including in particular: the provisions of Directive 92/43/EEC (Habitats Directive) and Directive 79/409/EEC as amended by 2009/147/EC (Birds Directives) which sets out the requirements for Conservation of Natural Habitats and of Wild Fauna and Flora throughout the European Union, and the EU Renewable Energy Directive 2009/28/EC which aims to promote the use of renewable energy and associated infrastructure,
- (b) the National Planning Framework published in February 2018,
- (c) the Government Policy Statement on the Strategic Importance of Transmission and Other Energy Infrastructure, July 2012,
- (d) the provisions of the Tipperary County Development Plan 2022-2028, and also having regard to the following matters:
- (e) the nature, scale and design of the proposed development as set out in the planning application, existing permissions in the area, and the pattern of development in the vicinity,
- (f) other relevant guidance documents,

- (g) the likely consequences for the environment and the proper planning and sustainable development of the area in which it is proposed to carry out the proposed development, and,
- (h) the submissions and observations made in connection with the planning application and appeal.

It is considered that subject to compliance with the conditions set out below, the proposed amendments to the transformer station would accord with European, national, regional and local planning and that it is acceptable in respect of its likely effects on the environment and its likely consequences for the proper planning and sustainable development of the area.

Proper Planning and Sustainable Development and the Likely effects on the environment:

It is considered that, subject to compliance with the conditions set out below, the proposed development would not have significant negative effects on the environment or the community in the vicinity, would not give rise to a risk of pollution, would not be detrimental to the visual or landscape amenities of the area, would not seriously injure the amenities of property in the vicinity, would not adversely impact on the cultural, archaeological and built heritage of the area, would not constitute a traffic hazard and would not interfere with the existing land uses in the area.

The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The proposed development shall be carried out and completed in accordance with the plans and particulars lodged with the application, 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 proposed development shall be carried out in accordance with the agreed particulars.

Reason: In the interest of clarity.

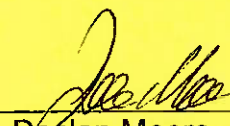
2. The development shall comply with the terms and conditions of Tipperary CC Planning reg. no. 20/972, including the expiry date of same, which govern the overall development of the lands in which the site forms a part.

Reason: In the interest of orderly development.

Note:

The Board noted a typographical error in the inspector's report, at section 8.3 on page 14, which should have read that the unnamed stream running in a wooded channel is approximately **80m** (metres) north of the site and not 80km (kilometres).

Board Member


Declan Moore

Date: 06/11/2024