



Board Direction

Ref: SU26.SU0120

The submissions on this file and the Inspector's report were considered at a Board meeting held on 24th February 2017.

The Board decided to grant substitute consent generally in accordance with the Inspector's recommendation subject to the amendment shown below.

The Board considered the application for further development at the site submitted in ABP ref. no. QD0025 at the same time as this file.

REASONS AND CONSIDERATIONS

In making its decision the Board had regard to the following:

- (a) the provisions of the Planning and Development Acts, 2000, as amended, and in particular Part XA,
- (b) the 'Quarry and Ancillary Activities, Guidelines for Planning Authorities issued by the Department of the Environment, Heritage and Local Government in April, 2004,
- (c) the provisions of the current Wexford County Development Plan,
- (d) the remedial Natura impact statement submitted with the application for substitute consent,
- (e) the report and the opinion of the planning authority under section 177I,
- (f) the submissions/observations made in accordance with regulations made under section 177N,
- (g) the report of the Board's Inspector,
- (h) the pattern of development in the area, and
- (i) the nature and scale of the development the subject of this application for substitute consent.

Having regard to the nature, scale and extent of the development, the remedial Natura impact statement submitted with the application and the mitigation measures contained therein, the submissions on file and the Inspector's assessment, the Board considered that the information before it was adequate to allow the carrying out of an appropriate assessment and completed an appropriate assessment of the impacts of the development on nearby Natura 2000 sites, specifically the Slaney River Valley SAC, Blackstairs Mountains SAC and the Wexford Slobs SPA. In completing the appropriate assessment the Board accepted and adopted the appropriate assessment carried out in the Inspector's report in respect of the potential effects the development has or had on the aforementioned Natura sites, having regard to the sites' conservation objectives.

The Board was satisfied that subject to the implementation of the identified mitigation measures and on the basis of the information available, the development, either individually or in combination with other plans or projects, would not have adversely affected and is not adversely affecting the integrity of any Natura site, having regard to the conservation objectives of those sites.

Having regard to the acceptability of the impacts as set out above, it is considered that, subject to compliance with the conditions set out below, the subject development has not seriously affected the visual or other amenities of the area, is acceptable in terms of traffic safety and convenience and is, therefore, not contrary to the proper planning and sustainable development of the area.

CONDITIONS

1. This grant of substitute consent shall be in accordance with the plans and particulars submitted to An Bord Pleanála with the application on the 11th day of September 2014. This grant of substitute consent relates only to development undertaken as described in the application and does not authorise any future development, including excavation, on this site.

Reason: In the interest of clarity.

2. All environmental mitigation measures identified within the remedial Natura impact statement and other submissions shall be implemented in full, save as may be required in order to comply with other conditions attached to this order.

Reason: To protect the environment and the amenities of the area and to ensure the proper planning and sustainable development of the area.

The Board determined provisional costs as follows:

To An Bord Pleanála: €1,610.00

To PA: € 429.00

Board Member: _____
G.J. Dennison

Date: 24th Feb 2017