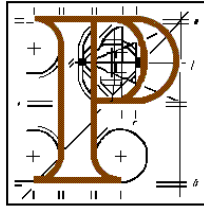


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

Tipperary County

Planning Register Reference Number: 14/600418

An Bord Pleanála Reference Number: PL 92.245499

APPEAL by Seamus Ryan Sand and Gravel Limited care of Q.E.D. Engineering Limited of M-TEK Building 1, Armagh Road, County Monaghan in relation to the inclusion of special contribution condition number 13 by Tipperary County Council in its decision made on the 25th day of August, 2015.

PROPOSED DEVELOPMENT: Extension of the existing sand and gravel quarry and for continued use of the site entrance, access laneway, weighbridge, maintenance shed, settlement lagoons, site office, toilet, plant and machinery and ancillary works at Ballybeg, Toomevara, County Tipperary. The extension area will be 8.19 hectares in lands to the north-west of the existing quarry.

DECISION

The Board, in accordance with section 48 of the Planning and Development Act, 2000, as amended by section 30 of the Planning and Development Act, 2010, based on the reasons and considerations under, directs the said Council, under section 48 (13) of the 2000 Act, to **REMOVE** condition number 13 and the reason therefor.

REASONS AND CONSIDERATIONS

The Board considered that the planning authority had failed adequately to “specify the particular works” proposed to be carried out relating to the contribution sought as required by section 48(12)(a) of the Planning and Development Act, 2000, as amended and determined that the condition should be removed.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this day of 2016.