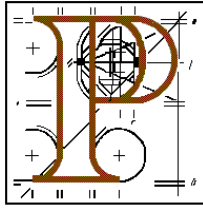


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

Kildare County

Planning Register Reference Number: 16/210

An Bord Pleanála Reference Number: PL 09.246641

APPEAL by Julie Doyle care of Vincent J. P. Farry and Company Limited of Suite 180, 28 South Frederick Street, Dublin against the decision made on the 28th day of April, 2016 by Kildare County Council to refuse permission.

PROPOSED DEVELOPMENT: Improve the quality of land for agricultural purposes, comprising works for the importation of 52,000 tonnes of soil and stones, to be spread on the land in three stages and over a period of between three and five years, the changing of the existing land levels as part of this process, the use of an existing entrance and driveway in connection with this development and the creation of a temporary haul/access road linking the existing driveway with the works area (including a truck turning area), along with the installation of a wheel-wash and a portable toilet, with chemical treatment of effluent, for the duration of these site operations at Fleshtown, Sallins, County Kildare.

DECISION

REFUSE permission for the above proposed development based on the reasons and considerations set out below.

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.

REASONS AND CONSIDERATIONS

Having regard to the nature of the proposed development, that is, the raising of lands by means of filling with inert materials, and its location in an area identified by the Office of Public Works as being at risk of pluvial flooding, the Board is not satisfied on the basis of the information provided, that the proposed development would not cause or exacerbate flooding on adjoining lands contrary to national flood guidelines. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

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

Dated this day of 2016.