

Board Order PL 20.247923

Planning and Development Acts 2000 to 2017 Planning Authority: Roscommon County Council Planning Register Reference Number: PD/16/121

Appeal by Nathan Kitchen care of Planning-appeals.ie of Tirnaneil, Monaghan, County Monaghan and by Catherine O'Beirne care of Stephen Dowds Associates of 5 Mary Street, Galway against the decision made on the 3rd day of January, 2017 by Roscommon County Council to grant subject to conditions a permission to the said Catherine O'Beirne.

Proposed Development: Provision of two number poultry unit buildings each measuring 2,010 square metres together with underground washing tanks and carry out all associated site development work including, storage shed, boiler houses, feed silos and vehicular access at Corgullion Townland, Carrick-on-Shannon, County Roscommon. The proposed development was revised by further public notices received by the planning authority on the 4th day of November, 2016.

Decision

REFUSE permission for the above proposed development in accordance with 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

The proposed development would generate significant quantities of manure, the disposal of which has the potential to have a significant effect on the quality of waters. Adequate information has not been provided to enable the Board to complete an Environmental Impact Assessment of this likely significant indirect effect on the environment in relation to the proposal to spread the manure generated by the proposed development on lands that are remote from the appeal site.

Furthermore, information has not been provided on the potential for significant effects on European sites arising from such spreading, and in the absence of an appropriate assessment that deals with this matter, being an indirect effect of the proposed development, the Board cannot be satisfied that the proposed development would not have an adverse effect on one or more European sites. The proposed development would also be contrary to the advice given regarding the siting of poultry units at section 4.3 of the BATNEEC Guidance Note for the Poultry Production Sector issued by the Environmental Protection Agency in 1996, which seeks to maintain a nutrient balance within a control area, and the advice at section 4.6 of the Note that, in cases where the normal spreading area is obtained by agreement from another landowner, the owners of units should maintain a reserve spreading area. 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

2017