



An  
Bord  
Pleanála

**Board Order**  
**PL 02.248164**

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**Planning and Development Acts 2000 to 2017**

**Planning Authority: Cavan County Council**

**Planning Register Reference Number: 16/264**

**Appeal** by Cavan Better Waste Management care of Environmental Management Services of Outer Courtyard, Tullynally, Castlepollard, County Westmeath against the decision made on the 13<sup>th</sup> day of February, 2017 by Cavan County Council to grant subject to conditions a permission to Andrew Fay care of McCutcheon Halley of Kreston House, Arran Court, Arran Quay, Dublin.

**Proposed Development:** : Demolition of an existing derelict house, construction of an anaerobic digestion facility comprising one number reception building, two number digester tanks, four number pre-storage tanks, two number storage tanks, green waste storage, one number combined heat and power unit, one number flare, biofilter, office and control room, weighbridge, wheel wash area, access road, parking spaces, and all associated site works and services at Lismagratty, Cavan, County Cavan

## **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**

1. On the basis of the submissions made in connection with the application and the appeal and in the absence of a Natura impact statement, the Board is not satisfied that the proposed development, either individually or in combination with other plans or projects, would not be likely to have a significant effect on European sites Lough Oughter and Associated Loughs Special Area of Conservation (Site Code 000007) and Lough Oughter Complex Special Protection Area (Site Code 004049) in view of the sites' conservation objectives. In these circumstances, the Board is precluded from granting permission for the proposed development.

