



An
Bord
Pleanála

Board Order
PL 17.249303

Planning and Development Acts 2000 to 2017

Planning Authority: Meath County Council

Planning Register Reference Number: KA/170281

Appeal by John Callaghan and others of 10 The Cloisters, Oldcastle Road, Kells, County Meath against the decision made on the 28th day of August, 2017 by Meath County Council to grant subject to conditions a permission to Paddy Brady Agri Limited care of Rowan Engineering Consultants Limited of Unit 1, Scurlockstown Business Park, Trim, County Meath in accordance with plans and particulars lodged with the said Council.

Proposed Development: Permission is sought for a 664 square metres extension to an existing agricultural shed used for storage of sludge/bio-solid fertiliser and the construction of an over ground slurry/industrial sludge storage tank with a capacity of 931 square metres and all associated site works and permission for alterations to the existing entrance to the facility along the R163. Permission is also sought to amend planning condition 2(a) and 2(b) of planning application An Bord Pleanála appeal reference number PL17.241695. The amendments are to increase of overall tonnage of sludge/bio-solid fertiliser accepted at the facility from 3,000 tonnes per annum to 15,000 tonnes per annum and to allow municipal wastewater treatment plant sludges/bio-solids be imported from any county in Ireland. Retention permission is sought for an existing lime silo, all at Rossmeen, Kells, County Meath.

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. The Board is not satisfied, on the basis of the information submitted with the application and appeal, that there is adequate provision within the site for the storage of effluent arising from the proposed development and that all effluent will be sufficiently contained within the site. The use of the structures and site for the storage of sludge/bio-solids would, therefore, give rise to a risk of environmental pollution and would be prejudicial to public health.
2. It is considered that insufficient information has been submitted with the planning application detailing the methods involved in the treatment of sludge on site. The Board is not satisfied that adequate details has been submitted in relation to the storage of lime and the use of a mobile mixing unit on the site. In the absence of such details, it is considered that the use of the site for the storage and treatment of sludge/bio-solids would be prejudicial to public health.

3. On the basis of the information provided with the application and appeal and the absence of a Natura impact statement, the Board cannot be satisfied that the proposed development individually, or in combination with other plans and projects would not be likely to have a significant effect on the River Boyne and Blackwater Special Area of Conservation (Site Code 002299) and the River Boyne and River Blackwater Special Protection Area (Site Code 004232), in view of the sites' conservation objectives. In such circumstances, the Board is precluded from granting retention of planning permission.

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

Dated this day of 2018