



Planning and Development Acts 2000 to 2018

Planning Authority: South Dublin County Council

Planning Register Reference Number: SD18A/0366

APPEAL by Dermot Quinn care of Agri Design and Planning Services of Molough, Newcastle, Clonmel, County Tipperary against the decision made on the 3rd day of December, 2018 by South Dublin County Council to refuse permission for the proposed development.

Proposed Development: Construct (i) slatted shed with feeding area and crush area and (ii) farm roadway and all associated site works at Aghfarrell, Brittas, County Dublin.

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 proposed development does not provide for adequate separation distance from the adjacent watercourses, in accordance with Section 5.1 of the Department of Agriculture, Food and the Marine guidance – “Minimum specification for bovine livestock units and reinforced tanks” (2017) and Section 11.5.5 Landscape of the South Dublin County Development Plan 2016-2022. The proposed development would be contrary to Policy IE2 Objective 9 of the South Dublin County Development Plan 2016-2022 which seeks to protect water bodies and watercourses, including rivers and streams, would be prejudicial to public health and would, therefore, be contrary to the proper planning and sustainable development of the area.
2. In the absence of sufficient information in relation to the groundwater table and surface water disposal, the Board is not satisfied that the proposed development would not pose a potential risk for groundwater or surface water pollution within a designated Geological Site for Protection, as set out in Table 9.7 of the South Dublin County Development Plan 2016-2022. The proposed development would, therefore, be contrary to Infrastructure and Environmental Quality (IE), Policy 2 of the Development Plan, would be prejudicial to public health and would be contrary to the proper planning and sustainable development of the area.

Dave Walsh

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

Dated this day of 2019.