



Planning and Development Acts 2000 to 2019

Planning Authority: Wexford County Council

Planning Register Reference Number: 20181768

Appeal by Harmony Solar Mayglass Limited care of Fehily Timoney and Company of Core House, Pouladuff Road, Cork against the decision made on the 22nd day of February, 2019 by Wexford County Council to grant subject to conditions a permission in accordance with plans and particulars lodged with the said Council.

Proposed Development: Planning permission for a ten year permission for a solar farm on a site of approximately 32.72 hectares consisting of the following, up to 150,000 square metres of solar photovoltaic panels on ground mounted steel frames, electrical substation with electrical control building and associated compound with palisade fence, inverter/transformer stations, underground power and communication cables and ducts, boundary security fencing; upgraded internal access tracks, new internal access tracks and associated drainage infrastructure, upgrade and use of existing access to the public road south-east of Westland Grove cross roads, a passing bay on the public road to the north of site entrance and south of Westland Grove cross roads, cctv cameras and all associated site services and works, all at Gardamus Great, Mayglass, County Wexford.

Decision

Having regard to the nature of the conditions the subject of the appeal, the Board is satisfied that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted and, based on the reasons and considerations set out below, directs the said Council under subsection (1) of section 139 of the Planning and Development Act, 2000 to AMEND conditions numbers 2, 6 and 13 so that they shall be as follows for the reasons set out.

2. The period during which the development hereby permitted may be carried out shall be 10 years from the date of this order.

Reason: Having regard to the nature of the proposed development, the Board considered it reasonable and appropriate to specify a period of the permission in excess of five years.

6. Prior to commencement of development, the developer shall lodge with the planning authority a cash deposit, a bond of an insurance company, or such other security as may be acceptable to the planning authority, to secure the satisfactory reinstatement of the site on cessation of the project coupled with an agreement empowering the planning authority to apply such security or part thereof to such reinstatement. The form and amount of the security shall be as agreed between the planning authority and the developer or, in default of agreement, shall be referred to An Bord Pleanála for determination.

Reason: To ensure satisfactory reinstatement of the site.

13. This permission shall not be construed as any form of consent or agreement to a connection to the national grid or to the routing or nature of any such connection.

Reason: In the interest of clarity.

Reasons and Considerations

Having regard to nature of the development, it is considered that the amended conditions are more appropriate in the circumstances and would be in accordance with the proper planning and sustainable development of the area.

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.

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

Dated this day of 2019.