



Planning and Development Acts 2000 to 2020

Planning Authority: Cavan County Council

Planning Register Reference Number: 20/18

Appeal by Val Martin of Drumsallagh, Kingscourt, County Cavan against the decision made on the 16th day of March, 2020 by Cavan County Council to grant subject to conditions a permission to Raragh Developments Limited care of Natural Power Consultants Limited of Suite 7, The Mall, Beacon Court, Sandyford, Dublin in accordance with plans and particulars lodged with the said Council.

Proposed Development: Retention and completion of an 85-metre high meteorological mast and associated works including hardstanding access tracks and site works in place of an 85-metre high meteorological mast permitted approximately 377.5 metres north-east on the same site under planning register reference number 09/270, (An Bord Pleanála appeal reference number PL 02.236608), all in the townland of Corrinshigo, Kingscourt, County Cavan.

Decision

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions 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

Having regard to the nature and scale of the meteorological mast previously permitted under planning register reference number 09/270, (An Bord Pleanála appeal reference number PL 02.236608), to the location and elevation of the mast as now proposed, to the pattern of development in the area including the windfarm within which the development is located, it is considered that, subject to compliance with the conditions set out below, the development for which retention is sought and the proposed development would not seriously injure the amenities of the area or of property in the vicinity, would be acceptable in terms of visual impact and would constitute an appropriate form of development at this location within an established windfarm. The development for which retention is sought and the proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be completed and retained in accordance with the plans and particulars lodged with the application, except as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority prior to commencement of development and the development shall be completed and retained in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. This permission shall be for a period of 25 years from the date of the commissioning of the wind turbines permitted under planning register reference number 09/270,(An Bord Pleanála appeal reference number PL 02.236608). The meteorological mast and all ancillary development including foundations, hardstanding and access track, shall then be decommissioned and removed unless, prior to the end of the period, planning permission shall have been granted for their retention for a further period. On full or partial decommissioning of the wind farm or if the wind farm ceases operation for a period of more than one year, the mast and all associated development including its foundation and access track shall be removed within three months of decommissioning.

Reason: To ensure satisfactory reinstatement of the site upon cessation of the project.

3. Prior to the commencement of further development on foot of this permission, details of the proposed surface water drainage system shall be agreed in writing with the planning authority.

Reason: In the interests of public health, traffic safety and biodiversity.

4. The mast shall be painted in a neutral colour and maintained in good condition.

Reason: In the interest of visual amenity.

Chris McGarry

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this day of 2020.