



An
Bord
Pleanála

Board Order
ABP-308584-20

Planning and Development Acts 2000 to 2020

Planning Authority: Waterford City and County Council

Planning Register Reference Number: 19/1001

APPEAL by Francis Joyce of Kinsalebeg, Via Youghal, County Waterford against the decision made on the 22nd day of October, 2020 by Waterford City and County Council to grant subject to conditions a permission to Gary O'Halloran care of Eco Resources Limited of Unit 8, Melbourne Business Park, Model Farm Road, Cork.

Proposed Development: The restoration of the quarry by importing inert soil and stone and concrete to improve the agricultural output at Ballyheeny, Clashmore, County Waterford. Further public notices were received by the planning authority on the 3rd day of June, 2020.

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

On the basis of the information submitted with the planning application and the appeal, including the absence of detail regarding average weekly, monthly and annual Heavy Goods Vehicle movements to and from the subject site, the absence of a detailed phasing plan that aligns with a specific confirmed operational life of the proposed project all of which should be set out clearly in the application documentation, with implications for an incomplete state of restoration at the subject site, and the absence of detailed site management surveys including noise and dust baseline and predicted levels and associated measures to mitigate any potential impacts arising, the Board is not satisfied, given the substantial tonnage of material proposed to be brought to the site that the proposed development would not give rise to likely significant impacts on the environment or on the amenity of the area, including property in the vicinity. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.


Chris McGarry

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

Dated this 4th day of May 2021.

