



Planning and Development Acts 2000 to 2020

Planning Authority: Mayo County Council

Planning Register Reference Number: P20/387

APPEAL by Tommy Moyles of Kincon, Ballina, County Mayo against the decision made on the 9th day of November, 2020 by Mayo County Council to refuse permission for the proposed development.

Proposed Development: Construction of a new agricultural cattle crush, handling area and concrete apron, including all other ancillary work and services at Lecarrowanteean, Killala, Ballina, County Mayo.

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. On the basis of the information submitted, the Board is not satisfied that the proposed cattle crush and the effluent associated with the facility, would not give rise to water pollution affecting the quality of the Palmerstown River by way of general pollution and by way of increased nutrient loadings. The proposed development, if permitted, would be prejudicial to public health and would, therefore, be contrary to the proper planning and sustainable development of the area.
2. It is considered that the proposed development, with its entrance located in close proximity to a traffic junction, would endanger public safety by reason of a traffic hazard because of the additional turning movements the development would generate on a road where sightlines are restricted in a northerly direction. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

3. Having regard to the location of the site in an area which is prone to flooding and to the Planning System and Flood Risk Management Guidelines for Planning Authorities issued by the Department of the Environment, Heritage and Local Government in November, 2009, the Board is not satisfied that the proposed development would not give rise to an increased risk of flooding of the site or of property in the vicinity. The proposed development would, therefore, be prejudicial to public health and would be contrary to the proper planning and sustainable development of the area.

DR. Maria FitzGerald

Maria FitzGerald

Member of An Bord Pleanála

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

Dated this *27th* day of *May* 2021.

