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**Planning and Development Acts 2000 to 2020**

**Planning Authority: Kildare County Council**

**Planning Register Reference Number: 21/84**

**APPEAL** by Ummeras Wind Farm Limited care of Tobin Consulting Engineers of Block 10-4, Blanchardstown Corporate Park, Dublin and by Monasterevin-Rathangan Wind Awareness Group care of Hugh Corcoran of Kiltaghan, Rathangan, County Kildare against the decision made on the 18<sup>th</sup> day of March, 2021 by Kildare County Council to refuse permission to Ummeras Wind Farm Limited.

**Proposed Development** Five number wind turbines with a tip height of up to 169 metres and all associated foundations and hardstanding areas; one number on-site electrical substation; one number temporary construction compound; all associated underground electrical and communications cabling connecting the turbines to the proposed on-site electrical substation; provision of new site access tracks and associated drainage; erection of one number permanent meteorological mast of up to 100 metres in height; and all associated site development works, ancillary works and equipment.

Permission is sought for a period of 10 years and an operational life of 30 years from the date of commissioning of the entire wind farm. A concurrent planning application is being submitted to Offaly County Council in relation to the elements of the proposed development that are within County Offaly,

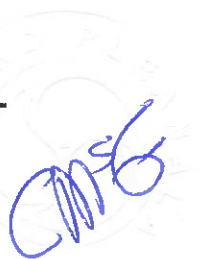
which consist of road/junction accommodation works to facilitate the turbine deliveries associated with the proposed wind farm development in County Kildare. An Environmental Impact Assessment Report (EIAR) and a Natura Impact Statement (NIS) have been prepared in respect of the proposed development. All within the townlands of Ummeras Beg, Coolatogher Mullaghroe Lower, Ummeras More and Coolsickin/Quinsborough, County Kildare.

## **Decision**

**REFUSE permission for the above proposed development in accordance with the reasons and considerations set out below.**


## **Matters Considered**

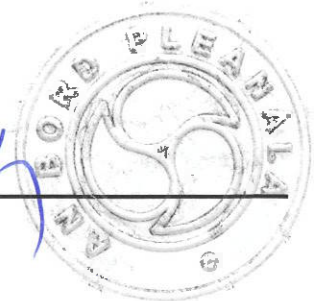
In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.



## Reasons and Considerations

The site location for the proposed windfarm, where it is proposed to construct five turbines with a maximum blade tip height of 169 metres, is wholly within an area identified by the Department of Defence as a critical low-level route in support of Air Corps operational requirements. The windfarm site is located beneath airspace EI-R16 which is used primarily for departure and arrival procedures for aircraft (both civilian and military) operating under Instrument Flight Rules, and within Military Operation Area 4 airspace wherein it is stated by the Department of Defence that this airspace is used for pilot training where aircraft will not be complying with the civil rules of the air. In this regard, it is considered that the proposed development would endanger or interfere with the safety of aircraft or the safe and efficient navigation thereof and 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  day of  2021.