



An
Bord
Pleanála

Board Order

ABP-313822-22

Planning and Development Acts 2000 to 2022

Planning Authority: Meath County Council

Planning Register Reference Number: 22/508

Appeal by Patrick Lynch and Sandra Quigley of Newcastle, Moynalty, Kells, County Meath against the decision made on the 7th day of June, 2022 by Meath County Council to grant subject to conditions a permission to Eugene Briody care of Design and Planning Services of Mahonstown, Kells, County Meath.

Proposed Development: Retention of existing slatted effluent tank and permission to construct a new shed over the slatted tank to include a cattle holding area, a slatted area and concrete feed passage together with all associated site development works on site off cul-de-sac, all at Newcastle, Moynalty, Kells, County Meath.

Decision

REFUSE permission for the above development for the reasons and considerations set out below.

Reasons and Considerations

1. Having regard to the location of the slatted tank proposed to be retained, which is upgradient of a private well and less than 30 metres from that well, the Board is not satisfied, in the absence of a hydrogeological report by a suitably qualified expert, that the development proposed to be retained would not give rise to a serious risk of pollution to a private water supply. The development proposed to be retained would, therefore, be prejudicial to public health.
2. It has not been demonstrated to the satisfaction of the Board that the slatted tank proposed to be retained is watertight and would not give rise to a risk of pollution in the absence of certification from a suitably qualified expert. The development proposed to be retained would, therefore, be prejudicial to public health.



Patricia Calleary

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this 12 day of September 2023.