

An  
Bord  
Pleanála

**Board Order**  
**ABP-315481-23**

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**Planning and Development Acts 2000 to 2022**

**Planning Authority: Tipperary County Council**

**Planning Register Reference Number: 22167**

**APPEAL** by Evergreen Fields Limited care of Aidan Kelly of Molough, Newcastle, Clonmel, County Tipperary against the decision made on the 6<sup>th</sup> day of December 2022 by Tipperary County Council refuse permission to for the proposed development.

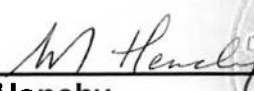
**Proposed Development:** Permission to construct (i) effluent tank, (ii) wall concrete yard. Planning permission for change of use of existing storage shed granted under planning register reference 21730 to agricultural storage shed for storage of organic compost and biosolids material and all associated site works at Carrigawillin, Clonmel, County Tipperary.

## **Decision**

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

## Reasons and Considerations

The proposed development is located within 500 metres of the 'Zone of Contribution' of the Carrigawillin public water supply resource and positioned on a regionally important karstified aquifer. Given the nature of the development, which includes the handling, treatment, storage, and distribution facility for sludges/biosolids within an existing vulnerable groundwater catchment area, it is considered the proposed development would be contrary to Policy 11-5 of the Tipperary County Development Plan 2022-2028 relating to flood risk management, and would, therefore, be prejudicial to public health.



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**Mary Henchy**

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

Dated this 11<sup>th</sup> day of July 2024.