



An
Bord
Pleanála

Board Order
ABP-319884-24

Planning and Development Acts 2000 to 2022

Planning Authority: Wexford County Council

Planning Register Reference Number: 20240337.

Appeal by Bord na Móna Recycling Limited care of McCutcheon Halley of 4th Floor, Kreston House, Arran Court, Arran Quay, Dublin against the decision made on the 15th day of May 2024 by Wexford County Council to refuse permission for the proposed development.

Proposed Development: Permission to amend condition 14 of Planning reference 20044687 to facilitate earlier departure of 8 Refuse Collection Vehicles from the facility. All activities other than office activities and departing Refuse Collection Vehicles (including skip trucks) within the development shall be confined to the following hours only: Monday to Friday (excluding bank holidays) 0800 to 1800 hours and Saturdays 0800 to 1300 hours. Refuse Collection Vehicles (including skip trucks) may depart the site no earlier than 5am, Monday to Saturday inclusive (excluding bank holidays), at Bord na Móna Recycling Facility, Kilrane Business Park, Ballygillane Big, Saint Helen, Kilrane, County Wexford.

Decision

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

Reasons and Considerations

Having regard to the provisions of the Wexford County Development Plan 2022-2028, it is considered that, subject to compliance with the conditions set out before, the proposed development at this established facility would not be seriously injurious to existing residential amenities. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, except as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. All activities other than office activities and departing Refuse Collection Vehicles (including skip trucks) within the development shall be confined to the following hours only: Monday to Friday (excluding bank holidays) 0800 to 1800 hours and Saturdays 0800 to 1300 hours. Refuse Collection Vehicles (including skip trucks) may depart the site no earlier than 0500 hours, Monday to Saturday inclusive (excluding bank holidays).

Reason: In the interest of clarity.

3. The noise mitigation measures specified in Section 6.2 of the Planning Statement accompanying the application cover letter prepared by McCutcheon Halley dated 27th day of March 2024 shall be completed in full. Specifically, these measures are:
 - (i) Earliest employee arrival to the site should not be before 0500 hours unless for an emergency or some other unforeseen purpose.
 - (ii) When possible, stagger the starting times for the trucks that have to leave the Waste Management Facility (WMF) early morning.
 - (iii) Avoid all unnecessary truck movements before 0600 hours.
 - (iv) For employees arriving before 0700 hours, parking is at the rear of the site only (adjacent to the truck compound).
 - (v) Pre-trip daily inspections shall be conducted, where possible, prior to engine start up.
 - (vi) After engine start-up, avoid unnecessary revving until the truck has departed the WMF.

- (vii) Depart the WMF as soon as possible after engine start-up.
- (viii) Trucks are to be driven in a considerate manner with no revving of engines or other unnecessary noise as they depart the site and on the local road leading away from the WMF.
- (ix) After the end of the day/last trip, refuse collection vehicles (RCVs) and Skip Trucks that are required to depart from the WMF before 0700 hours are to reverse park closest to the end of the waste transfer building such that the building provides a degree of noise attenuation.
- (x) Avoid where possible any unnecessary noise such as door banging, engine revving, use of reverse sirens, loud talking etc. whilst on or near the WMF.

The developer shall submit details of compliance with all mitigation measures for the written agreement of the planning authority.

Reason: To protect the amenities of property in the vicinity.


Declan Moore

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



Dated this 16th day of DECEMBER 2024.