

Planning and Development Act 2000, as amended

Planning Authority: Kildare County Council

Planning Register Reference Number: 25/61064

Appeal by TSL Projects Limited in relation to the inclusion of a development contribution condition by Kildare County Council in its decision made on the 9th day of April, 2026.

Proposed Development: Installation of a trade effluent wastewater treatment system and ancillary components and underground, surface water attenuation tank which replaces the attenuation pond granted at the north of the site under planning register reference number 22/1443 and an enlarged attenuation/infiltration tank at the south of the site. In detail, the treatment system and ancillary equipment and other works consisted of the construction of a sludge removal building (circa 8.73 metres in height and area 124.3 square metres) and sludge tank (height circa eight metres). A control building (height circa 4.38 metres and area 112 square metres) and associated and ancillary equipment. A Dissolved Air Flotation (DAF) building (height circa 5.33 metres and area 93.8 square metres). Aeration tank and two number clarifiers (the aeration tank has a height of circa 5.5 metres and the two clarifiers have heights of circa 5.5 metres). Balance tank and high strength balance tank (respective heights are circa 8.14 metres and circa 7.12 metres). Concrete aprons on the north and north-west of the treatment system. The concrete apron to the north-west includes ancillary electrical equipment. A

surface water, underground, attenuation tank located at the north of the treatment plant and an amendment to the surface water drainage system at the south of the site to include an enlarged, underground, infiltration/attenuation tank and a reduction in the number of swales. Installed palisade fencing (2.4 metres in height) along the west and northern boundaries of the site and to the east of the treatment plant as shown on the submitted drawings. This application includes all other ancillary equipment, components, containers and pumps required for the operation of the treatment system and surface water drainage. The development includes permission for additional landscaping around the perimeter of the treatment system on the north and north-west boundaries, all at American Fruits and Flavors Ireland DAC, Townparks Industrial Estate, Athy, County Kildare.

Decision

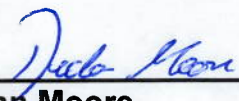
The Commission, in accordance with section 48 of the Planning and Development Act 2000, as amended, considered, based on the reasons and considerations set out below, that the terms of the Development Contribution Scheme for the area had been properly applied in respect of condition number 2 and directs the said Council to ATTACH condition number 2 and the reason therefor.

Reasons and Considerations

Having regard to:

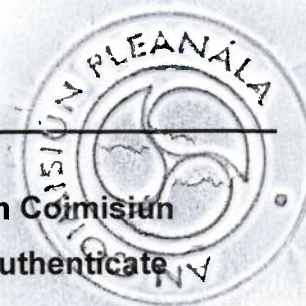
- (a) the Kildare County Council Development Contribution Scheme 2023-2029,
- (b) Section 34(5) of the Planning and Development Act 2000, as amended,
- (c) Section 48 of the Planning and Development Act 2000, as amended, and
- (d) the planning application, and the documentation submitted as part of the appeal,

the Commission considered that the terms of the Development Contribution Scheme were correctly applied in respect of condition number 2 of planning register reference number 25/61064 and that the planning authority is directed to attach condition number 2.


Declan Moore

Planning Commissioner of An Coimisiún

Pleanála duly authorised to authenticate
the seal of the Commission.



Dated this 19th day of August 2026.