

An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

Meath County

Planning Register Reference Number: QY 13

An Bord Pleanála Reference Number: 17.SU.0078

APPLICATION FOR SUBSTITUTE CONSENT by Roadstone Wood Limited care of Tobin Consulting Engineers of Block 10-4, Blanchardstown Corporate Park, Dublin in accordance with section 177E of the Planning and Development Act, 2000, as amended by the insertion on section 57 of the Planning and Development (Amendment) Act, 2010, and as further amended by the European Union (Substitute Consent) Regulations, 2011 and European Union (Environmental Impact Assessment and Habitats) Regulations, 2011.

LOCATION OF QUARRY: Barleyhill, Ardagh, Kingscourt, County Meath.

BOARD DECISION

The Board, in accordance with section 177K of the Planning and Development Act, 2000, as amended, and based on the Reasons and Considerations set out below, decided to **GRANT** substitute consent in accordance with the following conditions.

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

In coming to its decision, the Board had regard to the following:

- (a) the provisions of the Planning and Development Acts, 2000 to 2015, and in particular Part XA,
- (b) the 'Quarries and Ancillary Activities, Guidelines for Planning Authorities', issued by the Department of the Environment, Heritage and Local Government, April 2004,
- (c) the provisions of the Meath County Development Plan 2013 - 2019,
- (d) the remedial Environmental Impact Statement submitted with the application for substitute consent,
- (e) the report and the opinion of the planning authority under section 177I,
- (f) the report of the Board's Inspector, including in relation to potential significant effects on the environment,
- (g) the submissions on file,

- (h) the site's planning history,
- (i) the pattern of development in the area, and
- (j) the nature and scale of the development the subject of this application for substitute consent.

Environmental Impact Assessment

The Board considered the nature, scale and location of the development, the remedial Environmental Impact Statement submitted by the applicant, the documentation submitted with the application generally, the submissions on file, the history of the subject site, and the Inspector's report. The Board completed an Environmental Impact Assessment in relation to the development in question and concluded that the remedial Environmental Impact Statement submitted identified and described adequately the direct and indirect effects on the environment of the development that had taken place. The Board considered that the Inspector's report was satisfactory in addressing the environmental effects of the development, and adopted her analysis and conclusions in this regard. The Board was, therefore, satisfied that the subject development, subject to compliance with the mitigation measures proposed, would not be likely to have had or have a significant effect on the environment.

Conclusion

Having regard to the acceptability of the environmental impacts, as set out above, it is considered that the subject development would not be likely to have had or have significant effects on the environment. The subject development would, therefore, not be contrary to the proper planning and sustainable development of the area.

CONDITIONS

1. (a) This grant of substitute consent shall be in accordance with the plans and particulars submitted to An Bord Pleanála with the application for substitute consent, as amended by the revised plans and particulars submitted on the 30th day of April, 2014 and on the 17th day of June, 2014, except as may otherwise be required in order to comply with the following conditions.

(b) This grant of substitute consent relates only to development that had taken place up to the date of lodgement of the application within the area shown in red on the site layout plan, drawing number 6985-2001 Revision: C, as submitted on the 30th day of April, 2014, and as described in the application and revised remedial Environmental Impact Statement submitted on the 17th day of June, 2014, and does not authorise any future development, including any future quarrying or excavation on the subject site.

Reason: In the interest of clarity.

2. A revised plan for the restoration of the quarry as authorised by this order shall be submitted to, and agreed in writing with, the planning authority within six months of the date of this order, unless the development permitted under An Bord Pleanála reference number 17.QD.0002 has been commenced. The plan shall include timelines and any proposals for phased implementation, an aftercare programme for a period of not less than five years, and security provisions within and bounding the quarry site.

Reason: In the interest of public amenity and public safety.

3. Unless the development permitted under An Bord Pleanála reference number 17.QD.0002 has been commenced, the developer shall lodge with the planning authority, within six months of the date of this order, a cash deposit, a bond of an insurance company, or other security to secure the provision and satisfactory restoration of the site, coupled with an agreement empowering the local authority to apply such security or part thereof to the satisfactory restoration of any part of the development. The form and amount of the security shall be as agreed between the planning authority and the developer or, in default of agreement, shall be referred to An Bord Pleanála for determination.

Reason: To ensure the satisfactory restoration of the site.

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

Dated this day of 2016.