

An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2016

Wexford County

Planning Register Reference Number: QO15

An Bord Pleanála Reference Number: 26.SU.0120

APPLICATION FOR SUBSTITUTE CONSENT by Drumderry Aggregates Limited care of Williams Planning and Environmental of Saint Roch, Windmill Hill, Rathcoole, County Dublin in accordance with section 177E of the Planning and Development Act, 2000, as amended.

LOCATION OF QUARRY: Curralane, Ferns, County Wexford.

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 2016, 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 in April 2004,
- (c) the provisions of the current Wexford County Development Plan,
- (d) the remedial Natura impact statement submitted with the application for substitute consent,
- (e) the report and the opinion of the planning authority under section 177I of the Planning and Development Act 2000, as amended,
- (f) the submissions made in accordance with regulations under section 177N of the said Act, as amended,
- (g) the report of the Board's Inspector,
- (h) the pattern of development in the area, and
- (i) the nature and scale of the development the subject of this application for substitute consent.

Having regard to the nature, scale and extent of the development, the remedial Natura impact statement submitted with the application and the mitigation measures contained therein, the submissions on file and the Inspector's assessment, the Board considered that the information before it was adequate to allow the carrying out of an Appropriate Assessment and completed an Appropriate Assessment of the impacts of the development on nearby Natura 2000 sites, specifically the Slaney River Valley Special Area of Conservation (Site Code 000781), the Blackstairs Mountains Special Area of Conservation (Site Code 000770) and the Wexford Harbour and Slobbs Special Protection Area (Site Code 004076). In completing the Appropriate Assessment, the Board accepted and adopted the Appropriate Assessment carried out in the Inspector's report in respect of the potential effects the development has or had on the aforementioned Natura sites, having regard to the sites' conservation objectives.

The Board was satisfied that subject to the implementation of the identified mitigation measures and on the basis of the information available, the proposed development, either individually or in combination with other plans or projects, would not have adversely affected and is not adversely affecting the integrity of any Natura site, having regard to the conservation objectives of those sites.

Having regard to the acceptability of the impacts as set out above, it is considered that, subject to compliance with the conditions set out below, the subject development has not seriously affected the visual or other amenities of the area, is acceptable in terms of traffic safety and convenience and is, therefore, not 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 on the 11th day of September, 2014.
- (b) This grant of substitute consent relates only to development undertaken as described in the application and does not authorise any future development, including excavation, on this site.

Reason: In the interest of clarity.

2. All environmental mitigation measures identified within the remedial Natura impact statement and other submissions shall be implemented in full.

Reason: To protect the environment and the amenities of the area and to ensure the proper planning and sustainable development of the area.

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

Dated this day of 2017.