

Daire

LDG-081382-25

Digital RP40



### Planning Appeal Online Observation

Online Reference  
NPA-OBS-004799

#### Online Observation Details

Contact Name  
Tadhg Curtis

Lodgement Date  
13/07/2025 00:08:43

Case Number / Description  
322787

#### Payment Details

Payment Method  
Online Payment

Cardholder Name  
Tadhg Curtis

Payment Amount  
€50.00

#### Processing Section

S.131 Consideration Required

Yes — See attached 131 Form

N/A — Invalid

Signed

  
EO

Date

18/7/25

#### Fee Refund Requisition

Please Arrange a Refund of Fee of

€

Lodgement No

LDG—

Reason for Refund

Documents Returned to Observer

Yes  No

Request Emailed to Senior Executive Officer for Approval

Yes  No

Signed

EO

Date

#### Finance Section

Payment Reference

ch\_3RkCX9B1CW0EN5FC12xuCf0r

Checked Against Fee Income Online

EO/AA (Accounts Section)

Amount

€

Refund Date

Authorised By (1)

SEO (Finance)

Authorised By (2)

Chief Officer/Director of Corporate Affairs/SAO/Board Member

Date

Date

File With

[Empty box]

SECTION 131 FORM

Appeal No

ABP-322787

Defer Re O/H

[Empty box]

Having considered the contents of the submission dated/received 13/7/28 from Tally + Fran Curtis I recommend that section 131 of the Planning and Development Act, 2000 be/not be invoked at this stage for the following reason(s):

no new material information

Section 131 not to be invoked at this stage.

[Checked box]

Section 131 to be invoked — allow 2/4 weeks for reply.

[Empty box]

Signed

P. Curran Ue cadM

Date

06/08/29

EO

Signed

[Empty box]

Date

[Empty box]

SEO/SAO

M

Please prepare BP — Section 131 notice enclosing a copy of the attached submission.

To

[Empty box]

Task No

[Empty box]

Allow 2/3/4 weeks

BP

Signed

[Empty box]

Date

[Empty box]

EO

Signed

[Empty box]

Date

[Empty box]

AA

To: The Secretary,  
An Bord Pleanála,  
64 Marlborough Street,  
Dublin 1,  
D01 V902

Tadhg & Fran Curtis,  
Kilmaclenine,  
Ballyclough,  
Mallow,  
Co.Cork.  
P51 K5R6

July 2025

RE: Observation Submission – An Bord Pleanála

Case Reference: ABP-322787

Planning Authority Reference: 245503

Applicant: Tullacondra Green Energy Limited

The applicant is seeking permission for the construction, operation and decommission of a Wind Energy Development, including 9 wind turbines, each with a blade tip height of 175 metres, rotor diameter of 150 metres, hub height of 100 metres and a rated output of 4.5 megawatts. An onsite 38 kilovolt electrical substation. Permanent meteorological mast of 100 metres height above ground level on a concrete base. Installation of approximately 13.5 kilometres of 38 kilovolts underground electrical cable, mainly within the public road between the proposed wind farm substation to the boundary of Mallow 110 kilovolt substation at St. Joseph's Road, Mallow.

I wish to lodge an objection to the granting of this application for the following reasons;

- i. **Size:** The size, scale and location of the development is entirely inappropriate, situated as it is in a rich agricultural area with numerous residences in close proximity to the proposed development.
- ii. **Shadow Flicker:** The predicted shadow flickers is greatest at properties to the turbines to the east and to the west. My home is on the border of Kilmaclenine and Boherascrub and will be one of the properties most affected by the shadow flicker.
- iii. **Noise:** Low frequency noise and infrasound can lead to potential health impacts and have been associated with learning, sleep and cognitive disruptions as well as stress and anxiety. As a result, minimum setback distances have been established world-wide to reduce or avoid potential effects for people being in close proximity to wind turbines. I understand

that the relevant minimum setback distances are not being adhered to in this planning application. I refer to the recent High Court decision in *Byrne & Moorhead v ABO Wind Ireland Ltd* (High Court, June 2025 – Co. Wexford) in which the High Court ordered that 3 wind turbines be permanently shut down. The Court ruled that the turbine noise suffered by the plaintiffs was a private nuisance and was unacceptable in a residential setting. In a similar case; *Webster & Anor v Meenacloghspar Wind Farm* (High Court, 2023 – Co. Wexford), the wind farm was found liable for noise and shadow flicker nuisance. Despite having planning permission, the court upheld that the rights of homeowners were violated by ongoing disturbance.

- iv. **Impact on Local Wildlife:** Wind plants can impact local wildlife. Turbines have been found to cause bird and bat deaths, particularly if they are located along their migratory paths. My property is home to swallows/housemartins which arrive each year from sunnier climates.
- v. **Loss of Local Heritage Sites:** The area is rich in local heritage and I believe that this development will result in the loss of ring forts and fulacht fiadhs.
- vi. **Environment:** The proposed development will have major implications for the environment. It will result in the displacement of many animals from their natural habitat and will also impact on the water table.
- vii. **Community:** The 8,000 heavy vehicle journeys which it is estimated will be necessary for the construction of this development will be a major imposition in a relatively quiet rural area. They will be a danger for residents of the area who use the local roads for their regular exercise and will generate a large carbon footprint.
- viii. **Economic Impact:** Apart from the disadvantages already outlined above, the visual impact of the turbines will have major implications for householders wishing to sell their property and there are figures available to suggest that a development such as this will devalue properties by over 30%.

I trust that the planners take the above points into consideration when reaching a decision on Case No. ABP-322787.

Yours Faithfully,

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Tadhg & Fran Curtis.