

Castlepollard Quarry, Deerpark, Castlepollard, Co. Westmeath

Castlepollard Quarry

Environmental Impact Assessment Report

Appendix 2

Schedule of Conditions

P.A. Ref. 01/525 (PL 25.128072)

&

Extension of Duration of Planning Permission

February 2022

Prepared by:

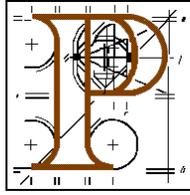
J Sheils Planning & Environmental Ltd

31 Athlumney Castle, Navan, Co. Meath



Part of the Breedon Group

An Bord Pleanála



LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1999

Westmeath County

Planning Register Reference Number: 01/525

APPEAL by M. O'Hara of Maple Court Nursing Home, Dublin Road, Castlepollard, County Westmeath and by Tom Naughton of Teerevagh, Loughpark, Castlepollard, County Westmeath against the decision made on the 7th day of December, 2001 by Westmeath County Council to grant subject to conditions a permission to P. Clarke and Sons Limited care of Brendan Smith of Slushill, Lisnaskea, County Fermanagh for development comprising the re-opening/working of existing quarry and the installation of a bituminous macadam manufacturing plant at Deerpark, Castlepollard, County Westmeath in accordance with plans and particulars lodged with the said Council:

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 to 1999, it is hereby decided, for the reason set out in the First Schedule hereto, to grant permission for the said development in accordance with the said plans and particulars, subject to the conditions specified in the Second Schedule hereto, the reasons for the imposition of the said conditions being as set out in the said Second Schedule and the said permission is hereby granted subject to the said conditions.

FIRST SCHEDULE

Having regard to the long established use of this site for quarrying operations and to the resource-based nature of the operation, it is considered that, subject to compliance with the conditions set out in the Second Schedule, the proposed development would not seriously injure the amenities of the area or of property in the vicinity, would be acceptable in terms of traffic safety and convenience and would, therefore, be in accordance with the proper planning and development of the area.

SECOND SCHEDULE

1. The development shall be carried out in accordance with the plans and particulars received by planning authority on the 1st day of May, 2001 and the 1st day of October 2001 and by the Board on the 11th day of March, 2002, except as may otherwise be required in order to comply with the following conditions.

Reason: In the interest of clarity

2. The period during which the development permitted by this order may be carried out shall be 15 years from the date of this order.

Reason: In the interest of orderly development..

3. Water supply and drainage arrangements, including the disposal of surface water, shall comply with the requirements of the planning authority for such works and services.

Reason: In the interest of public health and to ensure a proper standard of development.

4. Prior to commencement of development, the detailed requirements of the planning authority relating to the provision and completion of roads, waste disposal arrangements and other services in connection with this development shall be agreed in writing with the planning authority.

Reason: In the interest of proper planning and development

5. The following noise levels shall not be exceeded at the site boundary at any time: -

- (a) 55 dB(A)Leq(30 minutes) during day time (0800 to 2200 hours), and
- (b) 45 dB(A)Leq(30minutes) during night time (2200 to 0800).

Reason: In the interest of residential amenity.

6. Dust deposition levels measured at the site boundaries shall not exceed 130 milligrams/square metres per day at any time.

Reason: To protect the amenities of properties in the vicinity of the site.

7. Extraction shall not take place lower than two metres above the wintertime water table level at the point of excavation.

Reason: To safeguard the ground water resources of the area.

8. The site shall be landscaped in accordance with a landscaping scheme, which shall be submitted to the planning authority for agreement before development commences. This scheme shall include:
- (a) A plan to scale of not less than 1/500 showing-
 - (i) the trees and shrubs to be removed and those to be retained
 - (ii) the species and setting of all new planting
 - (b) A timescale for the implementation of this scheme.

Reason: In the interest of visual amenity.

9. The vibration levels from the blasting shall not exceed a peak particle velocity of 12 millimetres per second (when measured in any one of three mutually orthogonal planes) for any blast when measured at the site boundaries.

Reason: In the interest of residential amenity.

10. Blasting shall not give rise to air overpressure values at noise sensitive locations exceeding 125 dB (Lin) max peak.

Reason: In the interest of residential amenity.

11. Public notice of blasting procedures shall be established and agreed in advance with the planning authority.

Reason: In the interest of residential amenity.

12. The developer shall agree with the planning authority and implement, on an ongoing basis, a scheme for the protection of the peregrine falcons and other species nesting in the quarry.

Reason: To safeguard the bird life of the area.

13. The developer shall facilitate the planning authority in the archaeological appraisal of the site and in preserving and recording or otherwise protecting archaeological materials or features which may exist within the site. In this regard, the developer shall: -

- (a) notify the planning authority in writing at least four weeks prior to the commencement of any site operation (including hydrological and geotechnical investigations) relating to the proposed development, and
- (b) employ a suitably qualified archaeologist prior to commencement of development. The archaeologist shall assess the site and monitor all site development works.

The assessment shall address the following issues: -

- (i) the nature and location of archaeological material on the site, and
- (ii) the impact of the proposed development on such archaeological material.

Prior to commencement of development, a report containing the results of the assessment shall be submitted to the planning authority. Arising from this assessment, the developer shall agree with the planning authority details regarding any further archaeological requirements (including, if necessary, archaeological excavation) prior to commencement of construction works.

In default of agreement on any of these requirements, the matter shall be determined by An Bord Pleanála.

Reason: In order to conserve the archaeological heritage of the site and to secure the preservation of any remains which may exist within the site.

14. The progressive and final reinstatement of the site shall be in accordance with a detailed scheme for reinstatement of the site which shall be submitted to the planning authority for agreement within one year of the commencement of development. The reinstatement scheme and final plan shall be subject to review at intervals of five years during the operation of the quarry. Final reinstatement of the site shall be completed within one year of the cessation of rock excavation from the site.

Reason: In the interest of orderly development and the protection of the rural amenities of the area.

15. On cessation of the operation of the quarry, the macadam processing plant shall be decommissioned and removed.

Reason: In the interest of the amenities of the area.

16. The developer shall pay a sum of money to the planning authority as a contribution towards the expenditure that is proposed to be incurred by the planning authority in respect of road improvement and other works facilitating the proposed development. The amount of the contribution and the arrangements for payment shall be agreed between the developer and the planning authority or, in default of agreement, shall be determined by An Bord Pleanála.

Payment of this contribution is subject to the provisions of section 26(2)(h) of the Local Government (Planning and Development) Act, 1963 generally, and in particular, the specified period for the purposes of paragraph (h) shall be the period of seven years from the date of this order.

Reason: It is considered reasonable that the developer should contribute towards the expenditure proposed to be incurred by the planning authority in respect of works facilitating the proposed development.

17. The developer shall pay a sum of money to the planning authority as a contribution towards expenditure that was and/or that is proposed to be incurred by the planning authority in respect of compliance monitoring facilitating the proposed development. The amount of the contribution and the arrangements for payment shall be agreed between the developer and the planning authority or, in default of agreement, shall be determined by An Bord Pleanála.

In the case of expenditure that is proposed to be incurred, the requirement to pay this contribution is subject to the provisions of section 26(2)(h) of the Local Government (Planning and Development) Act, 1963 generally, and in particular, the specified period for the purposes of paragraph (h) shall be the period of seven years from the date of this order.

Reason: It is considered reasonable that the developer should contribute towards the expenditure that was and/or that is proposed to be incurred by the planning authority in respect of works facilitating the proposed development.

18. Prior to commencement of development, the developer shall lodge with the planning authority a cash deposit, a bond of an insurance company, or other security to secure the satisfactory reinstatement of the site, coupled with an agreement empowering the planning authority to apply such security or part thereof to the satisfactory completion of the reinstatement, including all necessary demolition and removal.

The form and amount of the security shall be agreed between the planning authority and the developer, or in default of agreement, shall be determined by An Bord Pleanála.

Reason: To ensure the satisfactory reinstatement of the site.



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

Dated this 4th day of October 2002.

Lagan Bitumen Limited
C/o SLR Consulting Ireland
7 Dundrum Business Park
Windy Arbour
Dublin
D14 N2Y7

15th December 2017

**Re: Extension of Duration of Planning Permission 01/525
RE-OPENING/WORKING OF EXISTING QUARRY AND THE INSTALLATION OF
A BITUMINOUS MACADAM MANUFACTURING PLANT at Deerpark,
Castlepollard, Co Westmeath**

A chara,

I am to advise that in accordance with Section 42 of the Planning and Development Act 2000 as amended and the Planning and Development Regulations 2001 as amended, a decision was made on the, 15th December 2017, the expiry date of the above Planning Permission is hereby extended for a period of 5 years up to the 14th February 2023.

Mise le meas,


A/O Mullingar Municipal District

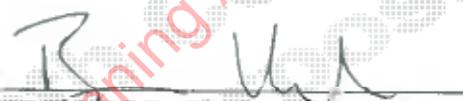
WESTMEATH COUNTY COUNCIL

Order No. DOS Transport Planning Athlone 51/2017

Subject: Planning and Development Acts 2000-2012 as amended
Planning and Development Regulations 2001-2013as amended
Extension of appropriate period of Planning Permission

Ref. No.	01/525
Applicant:	Lagan Bitumen Ltd
Location of Development	Deerpark, Castlepollard, Co Westmeath
Nature of Development:	RE-OPENING/WORKING OF EXISTING QUARRY AND THE INSTALLATION OF A BITUMINOUS MACADAM MANUFACTURING PLANT

Order: In pursuance of delegation under Section 154 of the Local Government Act 2001 duly made to the Director of Services by the Chief Executive in accordance with Section 42 of the Planning and Development Act 2000 as amended by the Planning and Development Regulations 2010, it is hereby ordered that the appropriate period for Planning Ref 01/525 be extended for a period of 5 year up to the 14th Feburary 2023



DIRECTOR OF SERVICES

Dated this 15 day of December 2017