

File With

SECTION 131 FORM

Appeal No

ABP— 321285

Defer Re O/H

☐

Having considered the contents of the submission dated/received

16-12-24

from D. Boland

I recommend that section 131 of the Planning and Development Act, 2000 be ~~not~~ invoked at this stage for the following reason(s):

no new material planning issues

Section 131 not to be invoked at this stage.

☒

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

☐

Signed

L. H. C. C.

Date

14-01-25.

EO

Signed

Date

SEO/SAO

M

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

To

Task No

Allow 2/3/4 weeks

BP

Signed

Date

EO

Signed

Date

AA



Planning Appeal Online Observation

Online Reference
NPA-OBS-004086

L. Quinn

BPLUO
to
Issue

DM 31.12.24

Online Observation Details

Contact Name
Deirdre Boland

Lodgement Date
16/12/2024 12:37:29

Case Number / Description
321285

Payment Details

Payment Method
Online Payment

Cardholder Name
Deirdre Boland

Payment Amount
€50.00

Processing Section

S.131 Consideration Required

☒ Yes — See attached 131 Form

☐ N/A — Invalid

Signed


EO

Date

20/12/24

Fee Refund Requisition

Please Arrange a Refund of Fee of

€

Lodgement No

LDG— 076850-24

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_3QWdYDB1CW0EN5FC032U3RNV

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

Deirdre Boland

Kilbane
Broadford
Co. Clare
V94AW8F

087-6315606

I wish to object to the proposed Lackeragh Wind farm Planning File number 2460411 currently under review by Clare County Council for the following reasons.

- A recent court High Court Case ruling by MS Justice Emily Egan held that noise levels from the two-turbine Bally duff Windfarm at Kilcomb near Enniscorthy Co Wexford amounted to Unreasonable interference.

Turbines at Lackeragh are higher and more elevated than the ones in question in Wexford.

www.breakingnews.ie/ireland/noise-from-wind-farm-is-nuisance-to-neighbours-judge-says-in-landmark-ruling-1598717.html#:~:text=A%20High%20Court%20judge%20has%20found%20that%20levels%20of%20noise

- Wind farm regulations are outdated and were enacted when wind turbines were an average of 100 meters high, in Lackeragh the turbines are 180 meters tall on elevated ground.

www.clare.fm/news/council-calls-suspension-clare-windfarm-developments-new-guidelines-published/#:~:text=Clare%20County%20Council%20will%20write%20to%20the%20Environment%20Minister

Clare County Council will write to the Environment Minister to request that all proposed windfarms here are suspended until new guidelines on wind energy development are published.

I ask the planning section of Clare County Council to refuse this application until the guidelines are updated .

- The roads within the area are not suitable for HGV traffic as many are lanes with grass growing in the middle

The L7004 is named as the route for stone delivery from a disused sand quarry, this road is a single track road not suitable for HGV traffic, see image below from planning application.



Recent forest road works at the site recently have caused extensive road damage to the Gap Road L7080 which is a tourist route. See images attached.

Clare County Council stopped Coillte from continuing with the works as the road damage was severe.

It could be argued that that works has already commenced without planning permission at the site as over 800mm in stone has been laid over an existing forest/bog road access, this is 8 to 10 meters in places, see attached images.

I ask the council for clarification on this as it seems works for Turbine Installation / HGV goods/stone/concrete delivery has commenced on Lackeraugh Mountain with no regard for public safety.



Planning permission sign highlighted.





Damage to the L7080



Works already commencing at the site without proper planning permission.

- The height of these proposed turbines, tip height up to 180m, scale and siting on the open, exposed, and sensitive upland landscape would constitute a prominent feature on the landscape from both local and long-range viewpoints and would therefore seriously injure the visual amenities of the area.
- As a house immediately below three of the turbines, I am deeply concerned about the potential for landslides (Derrybrien as an example) particularly as the turbines are so large.
- I am very concerned about the potential of flooding on my site and the public road leading to my house. Removal of large amounts of forestry, and soil and the introduction of huge concrete foundations may impact or change watercourses potentially leading to flooding. Could this have an impact on the functioning of my septic tank?
- As a house directly below three of the turbines I am concerned the construction of the turbines could potentially cause pollution to the groundwater which might affect my household well which we drink from. Could changes to vulnerable groundwater aquifers cause permanent changes to my drinking water?
- I am deeply concerned about the potential for nuisance at home. Particularly, noise at night which may interfere with my sleep and my family's sleep. There are long-term health consequences of disrupted sleep. Additionally, I am concerned about flicker (described as a flashing fluorescent bulb) during the day and flashing lights at night that will come into my house and cause nuisance, anxiety, disturbed sleep, and detrimental health effects.

I thank you in advance for your consideration of these matters which I am very worried about.

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