

File With

SECTION 131 FORM

Appeal No

ABP— 321285-24

Defer Re O/H

☐

Having considered the contents of the submission dated/received 12-12-24.
from John Ryan 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 planning issues

Section 131 not to be invoked at this stage.

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

☒
☐

Signed

Liz Clarke

EO

Date

14-01-25.

Signed

SEO/SAO

Date

M

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

To

Task No

Allow 2/3/4 weeks

BP

Signed

EO

Date

Signed

AA

Date



An
Bord
Pleanála

Planning Appeal Online Observation

Online Reference
NPA-OBS-004061

BPL0

to issue ✓

RM 30.12.24

Online Observation Details

Contact Name
John Ryan

Lodgement Date
12/12/2024 17:11:11

Case Number / Description
321285

Payment Details

Payment Method
Online Payment

Cardholder Name
John Ryan

Payment Amount
€50.00

Processing Section

S.131 Consideration Required

☒ Yes — See attached 131 Form

☐ N/A — Invalid

Signed

EO

Date

19/12/24

Fee Refund Requisition

Please Arrange a Refund of Fee of

€

Lodgement No

LDG— 076763 - 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_3QVFutB1CW0EN5FC0Qpz23jC

Checked Against Fee Income Online

EO/AA (Accounts Section)

Amount

€

Refund Date

Authorised By (1)

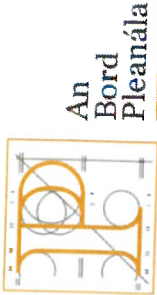
SEO (Finance)

Authorised By (2)

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

Date

Date



Details

Lodgement Date	13/12/2024
Customer	John Ryan
Lodgement Channel	Web Portal
Lodgement by Agent	No
Agent Name	
Correspondence Primarily Sent to	
Registered Post Reference	

Lodgement ID	LDG-076763-24
Map ID	
Created By	Fergal Ryan
Physical Items included	No
Generate Acknowledgement Letter	
Customer Ref. No.	
PA Reg Ref	2460411

Categorisation

Lodgement Type	Observation / Submission
Section	Processing

PA Name	Clare County Council
Case Type (3rd Level Category)	Normal Planning Appeal PDA2000

Fee and Payments

Specified Body	No
Oral Hearing	No
Fee Calculation Method	System
Currency	Euro
Fee Paid	50.00
Refund Amount	50.00

Observation/Objection Allowed?	Yes
Payment	PMT-059863-24
Related Payment Details Record	PD-059721-24

Observation

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	The development will consist of: (i) The construction of 7 no. wind turbines with the following parameters: (a) Total tip height range of 179.5m – 180m; (b) Rotor diameter range of 149m – 155m;
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(c) max height range of 102.3m to 105m; (ii) Construction of associated foundations, hardstand and assembly areas; (iii) All associated wind farm underground electrical and communications cabling connecting the turbines and mast to the proposed electrical substation; (iv) Construction of 1 no. permanent 38kV electrical substation including a single-story control building with welfare facilities, all associated electrical plant and equipment, security fencing, entrance on to new access road, all associated internal underground cabling, drainage infrastructure, wastewater holding tank, retention separator tank, and all ancillary works in the townland of Killeagy (Goonan), Co. Clare; (v) A Battery Energy Storage System within the 38kV electrical substation compound; (vi) 1 no. permanent meteorological mast of c. 36.5m in height, associated foundation and hard-standing area in the townland of Shannaknock; (vii) The permanent upgrade of 1 no. existing site entrance off the L7080 ('The Gap Road') for the provision of construction and operational access; (viii) Provision of 3 no. new permanent site entrances off the L7080 for the provision of construction and operational access; (ix) Provision of 3 no. new temporary site entrances off the L7080 for the provision of construction access; (x) Upgrade of existing tracks/ roads, including the L7080 and the provision of new site access roads, 4 no. watercourse crossings, junctions and hardstand areas; (xi) 1 no. temporary construction compound with temporary offices and staff facilities in the townland of Killeagy (Goonan); (xii) 1 no. temporary storage area in the townland of Killeagy (Goonan); (xiii) 1 no. borrow pit in the townland of Killeagy (Goonan); (xiv) peat and spoil

Development Description

2A Case Number

2460411

	management, (xv) use relating to operation of the proposed development; (xvi) operational stage site and amenity signage and (xvii) All ancillary apparatus and site development works above and below ground, including soft and hard landscaping and drainage infrastructure. A 10-year planning permission and 35-year operational life of the wind farm from the date of commissioning of the entire wind farm is sought. A design flexibility opinion issued by Clare County Council on 22nd April 2024 accompanies this application. The details unconfirmed in this application are the turbine tip height, rotor diameter and hub height, the range of parameters under which the turbine dimensions will fall are specified on this notice and in the design flexibility opinion that accompanies this application. An Environmental Impact Assessment Report (EIAR) and Natura Impact Statement (NIS) have been prepared in respect of the proposed development and will be submitted to the planning authority with the application.
Applicant	
Additional Supporting Items	Yes

PA Decision Date	23/10/2024
County	
Development Type	
Development Address	In the townlands of Kilbane, Killeagy (Ryan), Shannaknock, Killeagy (Stritch), Killeagy (Goonan), Ballymoloney, Magherareagh and Lackareagh Beg, Co. Clare.
Appellant	
Supporting Argument	

An Bord Pleanála

From John Ryan
Clonaconry
Kilbane
Broadford
Co Clare
V94N471

12 / 8 / 25
Case no 321285
Kilbane /lackareagh wind farm appeal

Details of my observations

- 1.By reason of their height (180m) and its siting and scale on an open exposed upland landscape would constitute strident and visually prominent features on the landscape from both local and long range viewpoints.
- 2.This development will negatively impact on the future of households, farm holdings and commercial businesses from the saturation of the area with turbines, attendant cables and associated infrastructure.
- 3.Contravention of objective CDP 13.7- Scenic Routes to ensure developments take into consideration their effects on views from the public road towards scenic features or areas and are designed and located to minimize their impacts.
- 4.This development will negatively impact on wildlife including birds where no model exists whereby impact on mammals and birds can be assessed in an intensely populated turbine reservation of exceptional turbine height and wingspan elevated ground.
- 5.The development will result in noise pollution which will severely injure the environment, human health and amenities of individuals, residential areas and communities in the vicinity.
- 6.The development will cause monopolization of turbine structures limiting and prohibiting any future land use.
- 7.The development will result in the destruction of ancient landscape.
8. The development will significantly devalue property in the area.

Signed
John Ryan

