

File With _____

SECTION 131 FORM

Appeal NO: ABP 321285Defer Re O/H ☐

TO: SEO

Having considered the contents of the submission dated/ received 13-12-24 by e-mail
fromPA I recommend that section 131 of the Planning and Development Act, 2000be/not be invoked at this stage for the following reason(s): no new material planning issuesE.O.: littleDate: 07-01-25

To EO: _____

Section 131 not to be invoked at this stage. ☐Section 131 to be invoked – allow 2/4 weeks for reply. ☐

S.E.O.: _____

Date: _____

S.A.O.: _____

Date: _____

M _____

Please prepare BP _____ - Section 131 notice enclosing a copy of the attached
submission

to: _____

Allow 2/3/4 weeks – BP _____

EO: _____

Date: _____

AA: _____

Date: _____

File With _____

CORRESPONDENCE FORMAppel No.: ABP 321285M C RyanPlease treat correspondence received on 13-12-24 by email (+16-12-24) as follows:

1. Update database with new agent for Applicant/Appellant _____

2. Acknowledge with BP 203. Keep copy of Board's Letter ☐

1. RETURN TO SENDER with BP _____

2. Keep Envelope: ☐3. Keep Copy of Board's letter ☐

Amendments/Comments

PA response to grounds.

4. Attach to file

- (a) R/S ☐ (d) Screening ☐
 (b) GIS Processing ☐ (e) Inspectate ☐
 (c) Processing ☒

RETURN TO EO ☐EO: LitelleDate: 16-12-24Plans Date Stamped ☐Date Stamp Filled in ☐AA: [Signature]Date: 17-12-24

Ronan Megannety

clsa/rita

From: Claire Boohan <cboohan@clarecoco.ie>
Sent: Friday 13 December 2024 09:47
To: Appeals2
Subject: Your Ref: ABP-321285-24 Our Ref: P24-60411
Attachments: 1695_001.pdf

Caution: This is an **External Email** and may have malicious content. Please take care when clicking links or opening attachments. When in doubt, contact the ICT Helpdesk.

A Chara,

Please see the attached submission.

You might please acknowledge same.

Many thanks.

Mise le Meas,

Claire

Claire Boohan
Clerical Officer

Planning Department

Clare County Council, Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2

T: 065 6846456 | **E:** cboohan@clarecoco.ie | **W:** www.clarecoco.ie



COMHAIRLE CONTAE AN CHLÁIR
CLARE COUNTY COUNCIL

Tá an t-eolas atá sa ríomhphost seo, agus in aon cheangaltán leis, rúnda, agus is d'aird agus d'úsáid an fhaighteora nó na bhfaighteoirí amháin nó eintiteas ainmnithe thuas atá sé. Murar tusa faighteoir beartaithe an ríomhphost seo nó aon chud de, níor chóir duit an teachtaireacht seo a úsáid, a nochtadh, a chóipeáil, a dháileadh nó a choinneáil. Más rud é gur trí bhotún a fuair tú an ríomhphost seo cuir sin in iúl don tseoltóir gan mhoill.

This electronic message contains information (and may contain files), which may be privileged or confidential. The information is intended to be for the sole use of the individual(s) or entity named above. If you are not the intended recipient be aware that any disclosure, copying, distribution or use of the contents of this information and or files is prohibited. If you have received this electronic message in error, please notify the sender immediately.



COMHAIRLE | CLARE
CONTAE AN CHLÁIR | COUNTY COUNCIL

12th December 2024

Your Ref: ABP-321285-24

Our Ref: P24-60411

**An Bord Pleanála
64 Marlborough Street
Dublin 1
D01 V902**

Re: P24-60411

EDF Renewables Ireland Limited

Application for permission to construct 7 No. Wind Turbines in the townlands of Kilbane, Killeagy (Ryan), Shannaknock, Killeagy (Stritch), Killeagy (Goonan), Ballymoloney, Magherareagh and Lackareagh Beg, Co. Clare.

A Chara,

I refer to your letter dated 21st November 2024.

With respect to this appeal and in accordance with Section 129 of the Planning and Development Act, 2000 (as amended), the Planning Authority requests that the following be taken into account when deciding the above-mentioned file.

- In accordance with the adopted Wind Energy Strategy, as contained in the Clare County Development Plan 2023-2029, the proposal site is located in an area which is *Open for Consideration* for wind energy development. It is not located in an area identified as *Strategic* or *Acceptable in Principle* which are the preferred locations for wind-based renewable energy developments. In areas which are *Open for Consideration*, wind energy applications are evaluated on a case-by-case basis subject to viable wind speeds, environmental resources and constraints and cumulative impacts. Key issues such as the wind resource, residential amenities, landscape and visual impacts, landslide susceptibility and potential impacts on tourism, recreation and amenities must be evaluated before a wind energy development can be deemed acceptable.
- The appeal documents have been considered and the Planning Authority in most respects, refers to the detailed assessment and considerations set out in the Planner's Report and other technical reports on file.
- The Planning Authority is satisfied that the assessment undertaken was detailed and robust and represented a correct and accurate interpretation of the data and assessments presented by the applicant.

An Roinn Pleanála

An Stiúrthóireacht Forbairt Gheilleaghrach

Áras Contae an Chláir, Bóthar Nua, Inis, Co. an Chláir, V95 DXP2

Planning Department

Economic Development Directorate

Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2



- On the basis of same, the Planning Authority considered that the proposed development would have a significant negative impact on the visual and residential amenities of the area, would adversely affect the integrity of downstream European sites and has the potential for significant cumulative effects on biodiversity, most particularly bird species.

The Planning Authority considers that there are numerous issues of significant concern associated with the proposed development which either cannot be mitigated, due to the nature of the development and the characteristics of the development site, or which were not adequately assessed and mitigated by the application. As such, An Bord Pleanála is respectfully requested to uphold the Council's decision to refuse permission in this instance.

Yours sincerely,



Claire Boohan
Planning Department
Economic Development Directorate

Note: If you have any queries on the appeal, please contact the Planning Section, Clare County Council on telephone number (065) 6846456.



COMHAIRLE CLARE
CONTAE AN CHLÁIR COUNTY COUNCIL

12th December 2024

Your Ref: ABP-321285-24
Our Ref: P24-60411

An Bord Pleanála
64 Marlborough Street
Dublin 1
D01 V902

AN BORD PLEANÁLA
LDG- _____
ABP- _____
16 DEC 2024
Fee: € _____ Type: _____
Time: 8.59 By: Post

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An Roinn Pleanála
An Stiúarthóireacht Forbairt Gheilleagrach
Áras Contae an Chláir, Bóthar Nua, Inis, Co. an Chláir, V95 DXP2


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