S. 37

File With _____

SECTION 131 FORM

Appeal NO:_ABP 310788 **Defer Re O/H**

☐

TO:SEO

Having considered the contents of the submission dated/received 30/7/2021 from

PA 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 issues raised

E.O.: Aisling Kelly **Date:** 26/08/2021

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: _____ **Task No:** _____

Allow 2/3/4weeks – BP_____

EO: _____ **Date:** _____

AA: _____ **Date:** _____

S. 37

File With _____

CORRESPONDENCE FORM

Appeal No: ABP 310788

M r Sutton

Please treat correspondence received on 30/7/2021 **as follows:**

1. Update database with new agent for Ap plicant/Appellant _____	
2. Acknowledge with BP 20	**1. RET URN TO SENDER with BP** _____
3. Keep copy of Board's Letter ☐	2. Keep Envelope: ☐
	3. Keep Copy of Board's letter ☐

Amendments/Comments
PA's Response to Appeals

4. Attach to file	**RETURN TO EO** ☐
(a) R/S ☐ (d) Screening ☐	
(b) GIS Processing ☐ (e) Inspectorate ☐	
(c) Processing ☐	

	Plans Date Stamped ☐
	Date Stamped Filled in ☐
EO: Sorcha Skelly	**AA:**
Da te: 6/8/2021	**Date:** 17/08/21

David O'Hara A. Doherty

From: Bord
Sent: Tuesday 3 August 2021 09:12
To: Appeals2
Subject: FW: PL 20/251 - Coillte CGA
Attachments: scan_kkennedy_2021-07-30-16-52-03.pdf

From: Karen Kennedy <kkennedy@sligococo.ie>
Sent: Friday 30 July 2021 17:03
To: Bord <bord@pleanala.ie>
Subject: PL 20/251 - Coillte CGA

Good afternoon,

Please find attached the comments of this Planning Authority in relation to the above mentioned planning application that is currently on appeal from the first party and a third party.

Kind regards,
Karen Kennedy,
Planning
(071)9114458
kkennedy@sligococo.ie

COMHAIRLE CHONTAE SHLIGIGH
HALLA NA CATHRACH SLIGEACH

SLIGO COUNTY COUNCIL
CITY HALL SLIGO

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ABP -310788-21
PL 20/251

30th July, 2021.

Mr. Stephen Sutton,
Administrative Assistant,
An Bord Pleanala,
64 Marlborough Street,
Dublin 1, D01 V902.

Appeal Re:- **PERMISSION for development consisting of a ten-year planning permission for a renewable energy development with a 30-year operational life (from the date of commissioning along with a recreational and amenity facility. The entirety of the renewable energy development constitutes the provision of a ten-turbine wind farm and associated site works on lands in both Counties Leitrim and Sligo. The development will consist of: i. Construction of 2 no. wind turbines with a maximum overall blade tip height of up to 170 metres and associated hardstand areas; ii. 1 no. permanent Meteorological Mast with a maximum height of up to 100 metres, iii. All associated underground electrical and communications cabling connecting the turbines to the proposed wind farm 38kV electricity substation (which is proposed to be located in the townland of Garvagh Glebe, Co Leitrim); iv. Upgrade of existing tracks, roads and provision of new site access roads; v. Recreation and amenity works, including marked trails and associated recreation and amenity signage; vi. Site drainage; vii. Permanent signage; viii. Ancillary forestry felling to facilitate construction and operation of the proposed development; and ix. All associated site development works. A concurrent planning application is being lodged with Leitrim County Council in relation to the elements of the project that are within County Leitrim (which include the provision of 8 no. wind turbines, electrical substation, underground cabling, connection to national electricity grid, access tracks/roads, access junction improvements, amenity works and all associated works). An Environmental Impact Assessment Report (EIAR) and a Natura Impact Statement (NIS) have been prepared in respect of the proposed development and will be submitted with the application in the towlands of Carrowmore and Carrownyclowan, County Sligo.**

Dear Mr. Sutton,

I refer to your correspondence of 15th July, 2021 in relation to the above mentioned appeal. The following are the comments of this Planning Authority:-

1. **Grounds**
   That An Bord Pleanala uphold the notification of grant of permission for the proposed development, however in doing so that additional clarity in relation to turbine dimensions and noise criteria (on foot of the Derryadd Judgement) be provided through the provision of appropriate condition wording.

   Planning Authority Comments:-
   Sligo County Council have issued a grant of permisision subject to conditions and have no objection to the inclusion of additional appropriate co nditions relating to turbine dimensions and noise criteria.

   Kind regards,

Karen Kennedy
p. Siobhan Gillen,
Admin istrative Officer
Planning

COMHAIRLE CHONTAE SHLIGIGH
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Dear Mr .Sutton,

I refer to your correspondence of 9th July, 2021 in relation to the above mentioned appeal. The following are the comments of this Planning Authority:-

1. **Grounds**
   The planning application does not comply with the requirements of the planning regulations.

   Planning Authority Comments:-
   It is the consideration of the Planning Authority that the planning application complied with planning regulations.

2 **Grounds**
   The EIAR is not compliant with the EAI Directive.

   Planning Authority Comments:-
   It is the consideration of the Planning Authority that the planning application is compliant with the EIA Directive.

3. **Grounds**
   The Planning Authority failed to carry out a proper Environmental Assessment if at all.

   Planning Authority Comments:-
   It is the consideration of the Planning Authority that the potential environmental impacts of the proposed development was assessed in accordance with the EIA Directive. Refer to Section 7.0 of Planner's Reports.

4. **Grounds**
   The Planning Authority failed to carry to carry out a proper Appropriate Assessment according to case law of the CJEU if at all.

   Planning Authority Comments:-
   It is the consideration of the Planning Authority that in accordance with Article 6(3) of the Habitats Directive a suitable Appropriate Assessment of the implications of the development for Natura 2000 sites was undertaken. Refer to Section 6.0 of Planner's reports.

Kind regards,

Karen Kennedy

pp Siobhan Gillen,
Administrative Officer
Planning

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AN BORD PLEANÁLA
LDG-
ABP-
03 AUG 2021
Fee: € Type:
Time: By: post

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