

Áras an Chontae,
Cnoc na Radharc, Gaillimh.
Áras an Chontae,
Prospect Hill, Galway

Fón/Phone: (091) 509 000
Facs/Fax: (091) 509 010
Idirlíne: www.galway.ie
www.gaillimh.ie

SMS: (087) 7799888
Twitter: @galwaycoco

Iasachtaí/Deontais Tithíochta
Housing Loans/Grants
☎ (091) 509 301
✉ housing@galwaycoco.ie

Iarratais Tithíochta
Housing Applications
☎ (091) 509 300
✉ housing@galwaycoco.ie

Seirbhísí Corparáideacha
Corporate Services
☎ (091) 509 225
✉ corpserv@galwaycoco.ie

Timpeallacht & Tréidliachta
Environment & Veterinary
☎ (091) 476 402
✉ environment@galwaycoco.ie

Bóithre, Iompar & Muirí
Roads, Transportation & Marine
☎ (091) 509 309
✉ roads@galwaycoco.ie

Acmhainní Daonna
Human Resources
☎ (091) 509 303
✉ hr@galwaycoco.ie

Mótarcháin
Motor Taxation
☎ (091) 509 099
✉ motortax@galwaycoco.ie

Ceadúnais Tiomána
Driving Licences
☎ (091) 509 305
✉ motortax@galwaycoco.ie

Clár na dToghthóirí
Register of Electors
☎ (091) 509 310
✉ electors@galwaycoco.ie

Seirbhísí Uisce
Water Services
☎ (091) 476 401
✉ water@galwaycoco.ie

Pobal & Fiontar
Community & Enterprise
☎ (091) 476 400
✉ community@galwaycoco.ie

Pleanáil
Planning
☎ (091) 509 308
✉ planning@galwaycoco.ie

Leabharlann
Library
☎ (091) 562 471
✉ info@galwaylibrary.ie



Planning ref: QSP83
Your ref: SU07.SU0038

Comhairle Chontae na Gaillimhe

Galway County Council

4th June 2013

An Bord Pleanála,
64 Marlborough Street,
Dublin 1.



Re: Substitute Consent for Quarry located at Shannapheasteen, Co.Galway

Dear Sir/Madam,

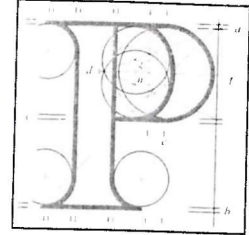
In reply to your letter dated 10th May 2013 please find enclosed the following documents relating to QSP83.

1. Certified copy of notice served.
2. Submission or correspondence received from Stephen Larkin on 30th January 2012 in respect of this quarry under Section 261A(1).
3. Copy of all information in respect of this quarry upon which the determination and decision was based.
4. Copy of planning history in respect of this site
 - 10/702
5. Copy of letter from enforcement department in respect of this site to follow.
6. Copy of Section 261 registration file reference QY83.

Please let me know if you require further details.

Yours faithfully,


Sinead Dillon
Assistant Staff Officer
Planning & Sustainable Development Unit



The Secretary
Planning Section,
Galway County Council
Post Office Box No. 27,
County Hall,
Prospect Hill,
Galway.

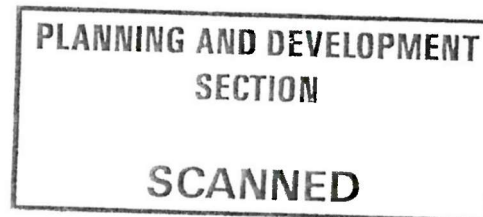
18 JAN 2013

Re: Quarry.
Shannapheasteen, Co.Galway.

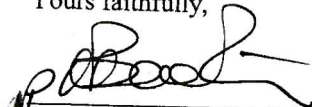
Dear Sir/Madam,



An order has been made by An Bord Pleanála determining the above-mentioned matter under the Planning and Development Acts 2000 to 2011. A copy of the order is enclosed. Also, please find enclosed a copy of a letter issued to the applicant in relation to the above-mentioned matter.



Yours faithfully,


Carmel Morgan
Executive Officer

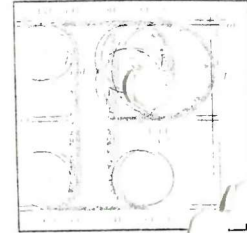
Encl:

BP 100n.ltr



Our Ref: 07.SH.0082
P.A.Reg.Ref: QSP83
Your Ref: 120417

An Bord Pleanála



McCarthy Keville O'Sullivan Ltd.
Block 1, G.F.S.C.
Moneenageisha Road,
Galway.



18 JAN 2013

Re: Quarry.
Shannapheasteen, Co.Galway.

Dear Sir/Madam,

An order has been made by An Bord Pleanála determining the above-mentioned matter under the Planning and Development Acts 2000 to 2011. A copy of the order is enclosed.

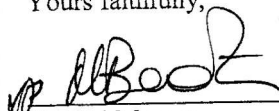
Please note that the final date for the making of an application for substitute consent is the 7th day of May, 2013.

Separately, the Board has considered your request for a pre-application meeting and has refused your request as the Board considered that no particular circumstances were outlined that necessitated a meeting. In making its decision, the Board noted that it held an information meeting for prospective applicants in quarry cases under Section 261A of the Planning and Development Act, 2000, as amended, at which procedural matters were discussed, and it is noted that the applicant's agent was in attendance.

In accordance with section 146(5) of the Planning and Development Act 2000, as amended, the Board will make available for inspection and purchase at its offices the documents relating to any matter falling to be determined by it, within 3 days following the making of its decision. The documents referred to shall be made available for a period of 5 years, beginning on the day that they are required to be made available. In addition, the Board will also make available the Inspector's Report, the Board Direction and Board Order in respect of the matter on the Board's website (www.pleanala.ie). This information is normally made available on the list of decided cases on the website on the Wednesday following the week in which the decision is made.

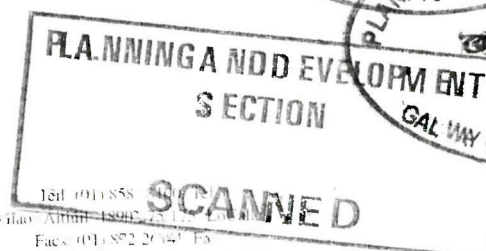
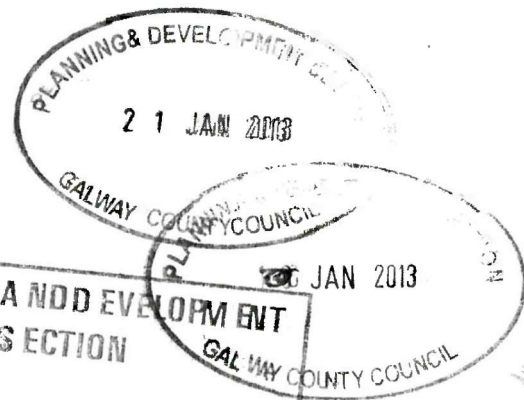
The Public Access Service for the purpose of inspection/purchase of file documentation is available on weekdays from 9.15am to 5.30pm (including lunchtime) except on public holidays and other days on which the office of the Board is closed.

Yours faithfully,

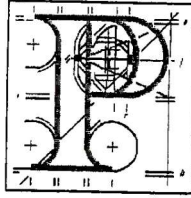

Carmel Morgan
Executive Officer

Encl:

BP 100n.ltr



An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2011

Galway County

Planning Authority Reference Number: QSP83

An Bord Pleanála Reference Number: 07.SH.0082

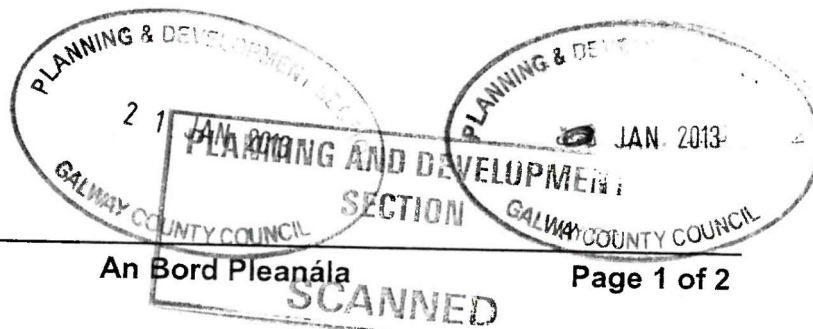


APPLICATION FOR AN EXTENSION OF TIME TO APPLY FOR SUBSTITUTE CONSENT by Stephen Larkin of Knockadoe, Costello, County Galway and by Connemara Granite Teoranta care of McCarthy Keville O'Sullivan Limited of Block 1, G.F.S.C., Moneenageisha Road, Galway pursuant to a determination by Galway County Council on the 3rd day of August, 2012, requiring the owner/operator to apply to An Bord Pleanála for substitute consent.

DEVELOPMENT: Quarry at Shannapheasteen, County Galway.

DECISION

GRANT an extension of the period for the making of an application for substitute consent under section 177E (4) of the Planning and Development Act, 2000, as inserted by section 57 of the Planning and Development (Amendment) Act 2010, for a **FURTHER PERIOD OF 26 WEEKS** from the end of the original 12 week period that commenced on the 3rd day of August, 2012, based on the reasons and considerations set out below.



07.SH.0082

An Bord Pleanála

Page 1 of 2

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

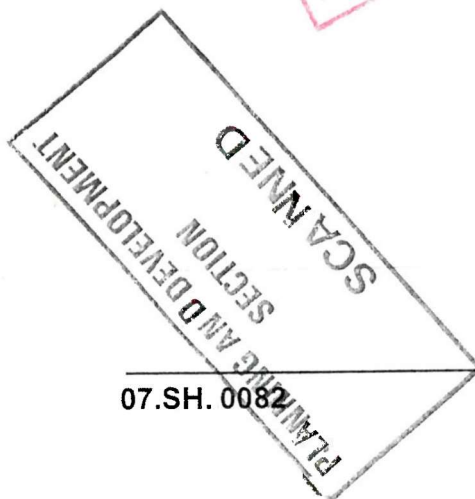
REASONS AND CONSIDERATIONS

The Board noted the request made for an extension of the period for the making of the application for substitute consent in this instance, and considered it appropriate that the further period should be 26 weeks. In making this decision, the Board had regard to the circumstances of the case, the content of the Planning Authority's notice, and furthermore, to the provisions of Section 261A of the Planning and Development Act 2000, as amended, and to its legislative intent, and was of opinion that the extended period of 26 weeks would be adequate to prepare a comprehensive remedial environmental impact statement and a comprehensive remedial Natura impact statement in this instance.



Carol R. [Signature]
Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.

Dated this 17th day of *January* 2013.



①

GALWAY COUNTY COUNCIL

Section 261A of Planning and Development Act, 2000
as inserted by section 75 of the Planning and Development (Amendment) Act 2010
and amended by Regulation 16 of the European Union (Environmental Impact
Assessment and Habitats) Regulations 2011 and Regulation 3 of the European Union
(Environmental Impact Assessment and Habitats) Regulations 2012

**NOTICE under SECTION 261A(3)(c) of the Planning and Development
Act 2000 as amended**

3rd August 2012

Planning Authority Ref. QSP83

Connemara Granite Teoranta
Ros an Mhil
Baile na hAbhann
Co. na Gaillimhe

and

Stephen Larkin
Knockadoe
Costello
Co. Galway



**Re: Quarry development located in the townland of Shannapheasteen,
Co. Galway**

Galway County Council has examined the above quarry in accordance with Section 261A of the Planning and Development Acts 2000-2010 and hereby issues a Notice under section 261A(3)(c) of the Planning and Development Act 2000 as amended as follows:

(i) Galway County Council under section 261A(2)(a) has determined that:

- development was carried out after 1 February 1990 which development would have required, having regard to the Environmental Impact Assessment Directive, an environmental impact assessment, but that such an assessment was not carried out

AND

- development was carried out after 26 February 1997, which development would have required, having regard to the Habitats Directive, an appropriate assessment, but that such assessment was not carried out

Reasons for the determination:

The quarry site is located directly adjacent to the Connemara Bog Complex candidate Special Area of Conservation (cSAC) Code 002034, the Connemara Bog Complex proposed Natural Heritage Area (pNHA)

Code 002034 and the Connemara Bog Complex Special Protection Area (SPA) Code 004181.

The quarry site exceeds the threshold of 5 hectares which requires an Environmental Impact Assessment as set out in Schedule 5, Part 2 of the Planning and Development Regulations 2001 (as amended).

(ii) Galway County Council under section 261A (3)(a) has decided that

- the quarry commenced operation before 1 October 1964

AND

- the requirements in relation to registration under section 261 were fulfilled

Reasons for the decision:

Having regard to the information available from the registration process under Section 261 of the Planning and Development Act 2000

(iii) **you are directed to apply to An Bord Pleanála for substitute consent**

in respect of this quarry, under section 177E of the Planning and Development Act 2010, with a remedial environmental impact statement and a remedial Natura impact statement in accordance with the determination of the Planning Authority under section 261A(2)(a), not later than 12 weeks after the date of this notice, or such further period as An Bord Pleanála may allow.

(iv) You may apply to An Bord Pleanála for a review of the determination under section 261A(2)(a) and/or review of the decision under section 261A(3)(a), not later than 21 days after the date of this notice. No fee in relation to either application for a review shall be payable.

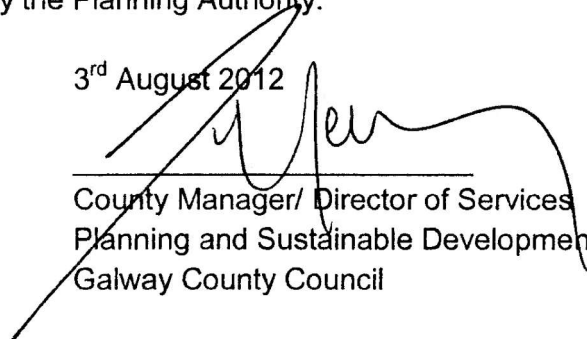
A copy of this notice will be given to any person who made submissions or observations in accordance with section 261A(e) of the Planning & Development Act 2010.

The application to An Bord Pleanála for a review under section 261A(6) shall have the effect of suspending the operation of the direction contained in this notice until the review is disposed of by An Bord Pleanála.

Failure to comply with the direction in this notice or to successfully apply to An Bord Pleanála for a review under section 261A(6) will result in enforcement action by the Planning Authority.

Dated: 3rd August 2012

Signed:


County Manager/ Director of Services
Planning and Sustainable Development Unit
Galway County Council

[endif]-->



AN OIFIG UM CHLÁRÚ CUIDEACHTAÍ
COMPANIES REGISTRATION OFFICE



Company Details

You may view a list of submissions or request a company printout which details a company's name and previous name, registered office, company type, incorporation and annual return details, charges secured against it, directors and secretary, and a list of each submission that has been received or registered. In the case of an external company, the directors and secretary are not listed, instead the person responsible for compliance and the person responsible to accept service of process are listed.

What would you like to do?

- View the list of Submissions
- Request a Company Printout

Details

Type	Company
Number	477546
Name	CONNEMARA GRANITE TEORANTA
Address	ROS AN MHIL BAILE NA HABHANN CO. NA GAILLIMHE
Registered	13/11/2009
Status	Normal Effective date: 13/11/2009
Last AR Date	06/07/2012
Next AR Date	13/07/2013
Last Accounts to Date	31/12/2011

Public Office Address: Companies Registration Office, Parnell House, 14 Parnell Square, Dublin
1

Land Registry

County Galway

Folio 101721F

Register of Ownership of Freehold Land

Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent

For parts transferred see Part 1(B)

No.	Description	Official Notes
1	<p>The property shown coloured Red as plan(s) 1, C1QWM on the Registry Map, situate in the Townland of SHANNAPHEASTEEN, in the Barony of MOYCULLEN, in the Electoral Division of SELERNA.</p> <p>The Registration does not extend to the mines and minerals</p> <p>NOTE: Plan No. C1QWM added to Lands No. 1. See D2008WR018200W.</p>	<p>From Folio GY41588N</p>

County Galway

Part 1(B) - Property
Parts Transferred

No.	Prop No:	Instrument:	Date:	Area (Hectares):	Plan:	Folio No:

Land Registry

County Galway

Folio 101721F

Part 2 - Ownership

Title ABSOLUTE

No.	The devolution of the property is subject to the provisions of Part II of the Succession Act, 1965
1	20-APR-2004 STEPHEN LARKIN of Knockadoe, Costelloe, County Galway is D2004GY004525Y full owner.

Land Registry

County Galway

Folio 101721F

Part 3 - Burdens and Notices of Burdens

No.	Particulars	
1	LR 693/56519	The property is subject to the fishing rights and fisheries (if any) reserved to the Land Commission by its Order.
2	LR 693/56519	The property is subject to the sporting rights within the meaning of the Irish Land Act, 1903, reserved by Order of the Land Commission.
3	LR 693/56519	The property is subject to the right of the Land Commission it's successors, licencees and assigns to pass and repass thereover on foot and with horses, or other animals with or without carts and other vehicles and for every purpose by the way coloured yellow on the plan(s) thereof.
4	15-APR-2008 D2008WR018200W	Covenant by Stephen Larkin of the one part with Galway County Council of the other part as specified in Instrument no. D2008WR018200W. Note: This burden affects plan C1QWM only.
5	15-APR-2008 D2008WR018200W	Charge for present and future advances repayable with interest. IRISH LIFE & PERMANENT plc is owner of this charge.

landdirect.ie - Windows Internet Explorer provided by Comhairle Chontae Na Gallimhe

https://landdirect.ie

landdirect.ie An online service from the Property Registration Authority

main menu | form 17 | owner search | app search | view folio | request certified copy | map search | account | help | logout

Identify Features

Folio **GY101721F (2 Plan(s))**

Zoom Highlight View Folio Request Copy

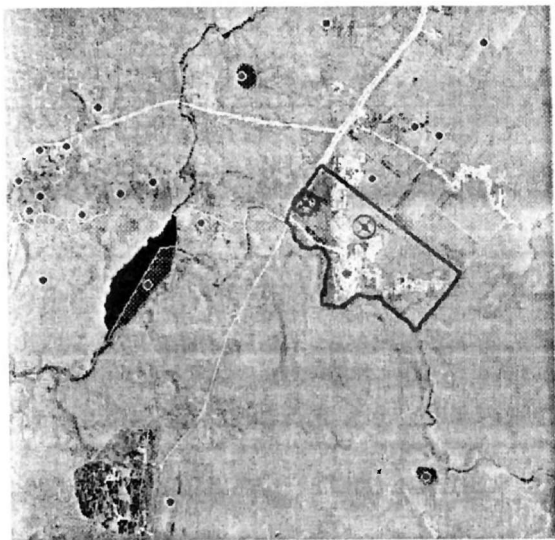
No Pending Applications

Map Data | Addressed | Bookmarks | Area Search | Home

Special Registration Map Official Map Search

Information: Based on centre point
Easting: 503,434 Northing: 732,823
Map Width: 1.52Km

Townland: **GLENICMURRIN**
E.D.: **SELERNA**
P.T.: **MOYCHILLIN**



Internet 100%

start Internet Explorer land reg & maps Inbox - Microsoft Out... EN 15:16

GALWAY COUNTY COUNCIL
Section 261A- Quarry Recommendation
(3)(a) EIA & AA

QSP83

Owner/Operator: Connemara Granite Teo, Ros an Mhil, Baile na hAbhann

Quarry Location: Shannapheasteen, Costello, County Galway

I can confirm I have had regard to the following;

- Valid submissions received by the planning authority.
- Information submitted to the planning authority in connection with the registration of this quarry under Section 261.
- Any relevant information on the planning register.
- Any relevant information obtained by the planning authority in an enforcement action relating to the quarry.
- Any other relevant information.

Recommendation:

Pursuant to the provisions of section 261 of the Planning & Development Act 2000 as amended by section 74, and as inserted by section 75 of the Planning and Development (Amendment) Act 2010 and amended by Regulation 16 of the European Union (Environmental Impact Assessment and Habitats) Regulations 2011.

Galway County Council under section 261A 2(a) has determined that:

- development was carried out after 1 February 1990 which development would have required, having regard to the Environmental Impact Assessment Directive, an environmental impact assessment, but that such an assessment was not carried out.

AND

- development was carried out after 26 February 1997, which development would have required, having regard to the Habitats Directive, an appropriate assessment, but that such assessment was not carried out.

The reasons for the determination:

The quarry site is located directly adjacent to the Connemara Bog Complex

candidate Special Area of Conservation (cSAC) Code 002034, the Connemara Bog Complex proposed Natural Heritage Area (pNHA) Code 002034 and the Connemara Bog Complex Special Protection Area (SPA) Code 004181.

The quarry site exceeds the threshold of 5 hectares which requires an Environmental Impact Assessment as set out in Schedule 5, Part 2 of the Planning and Development Regulations 2001 (as amended).

AND

Galway County Council under section 261A 3(a) has decided that:

- the quarry commenced operation before 1 October 1964

AND

- the requirements in relation to registration under section 261 were fulfilled

Arrange to issue a notice to the owner/occupier of the quarry. The notice shall inform the person to whom it is issued of the following matters:

- The person is directed to apply to An Bord Pleanála for substitute consent in respect of the quarry, under section 177E of the Planning and Development Act 2010 with a remedial environmental impact statement and a remedial Natura impact statement in accordance with the determination of the Planning Authority under section 261A(2)(a), not later than 12 weeks after the date of this notice, or such further period as An Bord Pleanála may allow.
- The person may apply to An Bord Pleanála for a review of the determination under section 261A(2)(a) and/or review of the decision under section 261A(3)(a), not later than 21 days after the date of this notice. No fee in relation to either application for a review shall be payable.

Note:

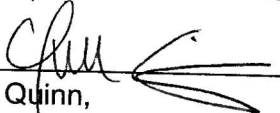
Please ensure that at the same time that the Planning Authority issues the notice to an owner/operator of the quarry;

- A copy of the notice is issued to any person who made submissions or observations to the Planning Authority in accordance with section 261A(e). Inform that person that they may, not later than 21 days after the date of the notice apply to An Bord Pleanála for a review of the determination under section 261A(2)(a) and/or the decision under section 261A(3)(a), and that no fee in relation to either application for a review shall be payable.
- A copy of the notice is forwarded to an Bord Pleanála

Dated:

12/07/12

Signed:



Tara Quinn,
Executive Planner
Planning and Sustainable Development Unit
Galway County Council

