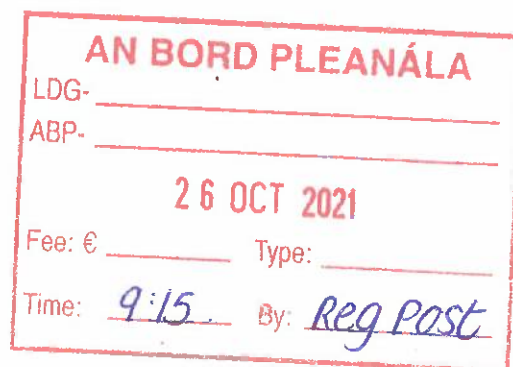


Alice Clarke  
Ballyboher  
Tomhaggard  
Co Wexford  
Y35X5Y6

An Bord Pleanála  
64 Marlborough Street  
Dublin 1  
D01 V902

14/10/2021



Your ref: ABP-311365-21

Planning Authority ref:20021864

Dear Mr. Kelledy,

Thank you for your letter dated 6/10/21, I wish to make the following submission.

RE: Planning Reg. No. EXD00832

Executive Order No P.0983/20 and P.1075/20

In response to a Section 5 application under the Planning and Development Act, 2000 as amended Wexford County Council confirmed that this development is not an exempted development under the Act.

I received a letter on 16/04/2021 stating that an Enforcement Notice (ref:0220/2020) was issued to the developer instructing them to 'Cease the use of the shed to house pigs', within six weeks.

Copies of all the above documents enclosed.

This development is close to a stream which feeds into the Ballyteige Lagoon, via Duncormick, under SAC protection.

I believe that all developments for pig housing should have to comply with the Regulations under the Planning and Development Act 2000 as amended, being fair to all.

Yours faithfully

Alice Clarke





# Both Piggeries 'Unimaginable' smells drive locals around the bend

## COUNCILLORS DEMAND QUICKER ACTION OVER PIG FARM ODOURS

By SIMON BOURKE

WITH residents near the piggery in Killuger continuing to endure an 'unimaginable' smell on an almost daily basis, those living near another farm in Taghmon are now reporting similar issues.

Speaking at the monthly meeting of the Rosslare Municipal District, Cathaoirleach Cllr Frank Staples first asked officials for an update on the situation at Killuger.

'The summer is coming and when you hear somebody say they're not looking forward to the summer, then you know how bad it is,' he said of a problem which has affected residents for the best part of four years now.

'We speak about people's mental health, but this is absolutely driving them round the bend here. I was there last summer myself and the smell is unimaginable. And I can just see this

running on and on and on.'

Asking whether a change in feed was responsible for the smell and whether Wexford County Council (WCC) had investigated that, Cllr Staples said he feared the issue would not be resolved this year despite two court proceedings being instigated against the farm's owner.

However, because of those proceedings Executive Planner Liam Bowe would not be drawn on the issue for fear of prejudicing either case.

Cllr Lisa McDonald has been campaigning for penalties to be put in place on the farm in Killuger since it first became an issue, and she criticised WCC for taking an overly 'conservative response' towards it.

'The legal proceedings in place are in relation to air pollution and a ramp and slats. They are not adequate, it's a limited, conservative response to something which is becoming a menace,' she said.

\* Yet, while WCC awaits the results of those actions, a further issue has arisen in the Taghmon area where another piggery is causing problems for locals.

'There's 20 houses out here on the Ballynagale Road, where the smell is seeping into the houses, even with the windows closed,' said Cllr Jim Codd. 'People tell me they can smell it from two kilometres away.

This farm was changed from a dairy to a pig farm - was there an application made for the change of use? And are WCC aware of the proximity of this particular pig farm to a river?

'It's nearly two years since I first heard about the pig farm in Killuger. And I, for one, am not going to be accepting a similar pace of progress in relation to the farm out here in Ballynagale.'

Cllr McDonald had also been contacted by concerned residents in Ballynagale.

'I've had the people from Ballynagale onto me over the weekend too and they've endured horrific smells,' she said. 'There was slurry spread around the land by the river, which could also have polluted the river; what in the name of God are we doing, sitting back and not reacting to this?'

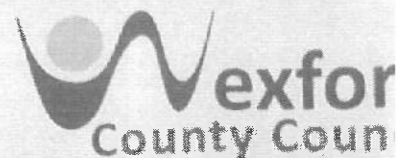
'This is commercialised farming, it's buying up dairy farms and turning them into industrial use, I said it at a meeting several years ago that this is an intensification of use we need to grow a pair. Literally take this on. We are planning enforcement authority in the county and we need to see it as such.'

Mr Bowe said a letter had been sent to the farmer in Ballynagale and that they had months to respond.





# Comhairle Contae Loch Garman



16<sup>th</sup> April 2021

Ref: PMcD/CCu/PE0220/2020

(Please quote this reference number in all correspondence)

Alice Clarke  
Ballyboher  
Tomhaggard  
Co. Wexford

Re: Non Compliance at Ballynagale, Taghmon, Co. Wexford.  
Enforcement Notice No. 0220/2020.

Dear Ms Clarke,


Further to your complaint regarding the above development, I wish to advise that an Enforcement Notice has now been issued instructing them to:

- Cease the use of shed to house pigs

within six weeks from the date of issue of the Notice.

We shall be in contact with you again with further developments in this case.

Yours sincerely,

  
Peadar McDonald  
Senior Staff Officer  
Planning Enforcement



21 October 2020

Alice Clarke  
Ballyboher  
Tomhaggard  
Co. Wexford  
Y35 X5Y6

**RE: Planning Register No. EXD00832**

Dear Ms. Clarke,

I refer to the above planning application and the Notification of Decision which issued on 25<sup>th</sup> September 2020, and in particular, an incorrect Eircode.

The incorrect Eircode has now been removed from the Notification of Decision and it is imperative that this correspondence is held with the Notification of Decision which issued to you.

Yours Faithfully,

  
Tom Banville  
Senior Executive Officer





**WEXFORD COUNTY COUNCIL**

**REGISTER OF EXECUTIVE ORDERS**

**PLANNING AND DEVELOPMENT ACT 2000 (AS AMENDED)**

**PLANNING REGISTER NO:** EXD00832  
**APPLICANTS:** ALICE CLARKE

P. 1075/20

**SUBJECT:** Removal of incorrect Eircode of Planning Register Number  
EXD00832 and Executive Order No. P.0983/20.

**ORDER:** By virtue of the powers, functions and duties vested in the Chief Executive of Wexford County Council by Section 149 of the Local Government Act, 2001, (As Amended), which were on the 13<sup>th</sup> May 2020, delegated to me by the Chief Executive of Wexford County Council pursuant to Section 154 of the Local Government Act, 2001 (As Amended), IT IS HEREBY ORDERED THAT...

Pursuant to Section 146A (1) of the Planning and Development (Strategic Infrastructure) Act, 2006, an incorrect Eircode (as set out hereunder) of Planning Register No. EXD00832 be removed from Executive Order Number P.0983/20, dated 25<sup>th</sup> September 2020:

Incorrect Eircode Y35 AX86

Be rescinded on the recommendation of the Senior Executive Officer.

Signed by me at the County Hall, Wexford, on 21<sup>st</sup> October, 2020.

**TONY LARKIN**

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**DIRECTOR OF SERVICES**



**MEMO TO:** TOM BANVILLE, SENIOR EXECUTIVE OFFICER  
**FROM:** ROBERTA GORDON, STAFF OFFICER  
**DATE:** 20<sup>th</sup> OCTOBER 2020  
**RE:** PLANNING REG NO: EXD00832  
**APPLICANT:** ALICE CLARKE

The above Planning Register Number was declared Exempted Development on 25<sup>th</sup> September 2020 for Agricultural shed - change of use from class 6 to class 7

The Notification of Decision erroneously included an incorrect Eircode.

The Planner has confirmed that the Eircode should be removed as it is incorrect.

  
\_\_\_\_\_  
Roberta Gordon  
Staff Officer



**Roberta Gordon**

---

**From:** Tom Banville  
**Sent:** 20 October 2020 16:59  
**To:** Roberta Gordon  
**Subject:** RE: EXD00832 errors

Ok Bobbie

Please proceed with Memo and EO to Director

**Tom Banville**

**Senior Executive Officer- Planning**  
Wexford County Council, Carricklawn, Wexford, Y35 WY93  
T: 053 919 6200 | M : 087-6796857  
E: [tom.banville@wexfordcoco.ie](mailto:tom.banville@wexfordcoco.ie)  
W : [www.wexfordcoco.ie/planning](http://www.wexfordcoco.ie/planning)



**Comhairle Contae Loch Garman**  
**Wexford County Council**

Need information and advice on COVID-19? Go to [www.hse.ie/coronavirus](http://www.hse.ie/coronavirus)

**From:** Roberta Gordon  
**Sent:** 20 October 2020 16:40  
**To:** Tom Banville  
**Subject:** FW: EXD00832 errors

Hi Tom,

Please see memo attached and emails below. Can you please confirm that it is in order to draw up an Executive Order for the removal of the incorrect Eircode.

Regards,

Bobbie.

Roberta Gordon  
Staff Officer  
Planning Department  
Wexford County Council  
Carricklawn  
Wexford  
053 9196470  
[roberta.gordon@wexfordcoco.ie](mailto:roberta.gordon@wexfordcoco.ie)

**From:** Liam Bowe





**To:** Roberta Gordon  
**Subject:** Re: EXD00832 errors

Bobbie,  
I'd say the 146 is ok.  
Eircode removed entirely.  
Liam

Get Outlook for Android

---

**From:** Roberta Gordon <roberta.gordon@wexfordcoco.ie>  
**Sent:** Thursday, October 15, 2020 10:57:01 AM  
**To:** Tom Banville <Tom.Banville@wexfordcoco.ie>  
**Cc:** Siobhan Doyle <Siobhan.Doyle@wexfordcoco.ie>; Liam Bowe <liam.bowe@wexfordcoco.ie>  
**Subject:** RE: EXD00832 errors

Hi Tom,

Will do.

Liam, can I just check, I assume I can do a Section 146 on this, I've never done one on an Exempted Development before. Do you want the eircode removed entirely or replaced with the correct one?

Regards,

Bobbie.

Roberta Gordon  
Staff Officer  
Wexford County Council  
Planning Department  
053 9196470  
roberta.gordon@wexfordcoco.ie

-----Original Message-----

**From:** Tom Banville  
**Sent:** 15 October 2020 10:49  
**To:** Roberta Gordon  
**Cc:** Siobhan Doyle; Liam Bowe  
**Subject:** FW: EXD00832 errors

Bobbie,

Will you pull out this file please?

It contains an error with eircodes and we need to correct.

Please discuss with me

Thanks

Tom Banville

Senior Executive Officer- Planning  
Wexford County Council, Carricklawn, Wexford, Y35 WY93  
T: 053 919 6200 | M : 087-6796857  
E: tom.banville@wexfordcoco.ie  
W : www.wexfordcoco.ie/planning



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-----Original Message-----

From: Liam Bowe  
Sent: 15 October 2020 10:09  
To: Tom Banville  
Cc: James Lavin  
Subject: RE: EXD00832 errors

Tom,  
Eircode is incorrect and should be removed from Declaration, i.e. remove Y35 AX86.  
Regards,  
Liam

-----Original Message-----

From: Tom Banville  
Sent: 15 October 2020 09:49  
To: Liam Bowe  
Subject: FW: EXD00832 errors

fyi

Tom Banville

Senior Executive Officer- Planning  
Wexford County Council, Carricklawn, Wexford, Y35 WY93  
T: 053 919 6200 | M : 087-6796857  
E: [tom.banville@wexfordcoco.ie](mailto:tom.banville@wexfordcoco.ie)  
W : [www.wexfordcoco.ie/planning](http://www.wexfordcoco.ie/planning)

Need information and advice on COVID-19? Go to [www.hse.ie/coronavirus](http://www.hse.ie/coronavirus)

-----Original Message-----

From: James Lavin  
Sent: 15 October 2020 09:47  
To: Tom Banville  
Subject: RE: EXD00832 errors

That's fine, double check that it is the correct site

-----Original Message-----

From: Tom Banville  
Sent: 15 October 2020 09:40  
To: Liam Bowe; James Lavin  
Subject: RE: EXD00832 errors

Ok with me Liam,





James?

Tom Banville

Senior Executive Officer- Planning  
Wexford County Council, Carricklawn, Wexford, Y35 WY93  
T: 053 919 6200 | M : 087-6796857  
E: tom.banville@wexfordcoco.ie  
W : [www.wexfordcoco.ie/planning](http://www.wexfordcoco.ie/planning)

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-----Original Message-----

From: Liam Bowe  
Sent: 15 October 2020 09:33  
To: James Lavin  
Cc: Tom Banville  
Subject: RE: EXD00832 errors

Gents,  
Can the decision with the correct eircode be issued on this?  
Regards,  
Liam

-----Original Message-----

From: Liam Bowe  
Sent: 05 October 2020 10:18  
To: James Lavin  
Cc: Tom Banville  
Subject: RE: EXD00832 errors

James,  
I have reviewed this.  
The application was assessed correctly on the maps submitted.  
However, there are two eircodes mentioned on the application and the wrong one appears to have been quoted within my report. This was then used in the decision/declaration.  
Can this be treated as a typographical error and amended to issue correct declaration?  
Regards,  
Liam

Liam Bowe  
Wexford Co. Council  
Tel: +353 (53) 919 6473  
BComm, MRUP, MIPI  
Executive Planner  
Planning Section

County Hall  
Carricklawn  
Wexford,  
Y35 WY93  
Ireland  
Mobile 087 6411355  
[liam.bowe@wexfordcoco.ie](mailto:liam.bowe@wexfordcoco.ie)



[www.wexford.ie](http://www.wexford.ie)  
Locat: LOC8)

Need information and advice on COVID-19? Go to [www.hse.ie/coronavirus](http://www.hse.ie/coronavirus)

-----Original Message-----

From: James Lavin  
Sent: 29 September 2020 12:48  
To: Liam Bowe  
Cc: Tom Banville  
Subject: FW: EXD00832 errors

Hi Liam,

I had a call from a Ms. Alice Clarke stating that EXD00832 was assessed on the wrong farmyard, there seems to be some confusion as Ms. Clarke application appeared to rely eircodes to identify the farmyard in question however in the cover letter Ms. Clarke appears to ask questions regarding exempted development which appear to relate to a different farmyard and different eircode. Can you have a look and revert back to me

Regards

James

-----Original Message-----

From: conor clarke [<mailto:alice108@eircom.net>]  
Sent: 29 September 2020 12:38  
To: James Lavin  
Cc: Tony Larkin  
Subject: EXD00832 errors

Hi James

As follow up to my telecon today

Please acknowledge receipt of this email

Regards  
Alice Clarke

