

## **Decisions on planning applications accompanied by an Environmental Impact Assessment Report (EIAR)**

Notice is hereby given pursuant of Part II, Amendment of Miscellaneous Enactments of S.I. No. 352; Section 10 of the European Communities (Public Participation) Regulations 2010, Section 34(1A) of the Planning Development Act 2000 (as amended) and Section 172(1) of the Planning Development Act 2000 (as amended), that

Kildare County Council made a decision to **REFUSE** planning permission for the following on the **27<sup>th</sup> NOVEMBER 2019**

**Planning Ref: 19/1097**

**Applicant: KILSARAN CONCRETE (Trading as Kilsaran Build)**

### **Development :**

A new sand and gravel extraction development on an overall site of c.32.2 hectares and comprises:

Extraction of sand and gravel with excavation (dry and wet workings) occurring within a c.17.2 ha active area (location to vary over the operational phase) and related mobile processing activities that includes crushing, washing and screening and all ancillary works, plant and structures (including closed circuit silt disposal lagoons);

Stockpiling of overburden (topsoil, subsoil and waste), raw and finished aggregates (prior to processing on-site / transportation off-site);

Staff facilities including prefabricated canteen facility and welfare facilities (located within an existing agricultural shed);

Ancillary site works including hardstand areas, bunded and covered fuel tanks, weighbridge, wheelwash, and packaged waste water treatment system;

Perimeter landscaped screening berms;

A new vehicular access point onto the L8006 including boundary treatment and signage;

Landscaping and full restoration of the site with the establishment of a terrestrial and freshwater wildlife habitat;

and The proposed extraction operational period is for 12 years with 2 years to complete restoration (total duration sought 14 years).

This application is accompanied by an Environmental Impact Assessment Report and Natura Impact Statement.

Kildare County Council made a decision to **Refuse** planning permission for the following on the **27<sup>th</sup> November 2019**.

**Location of Development:** Racefield, Ballyshannon, Kilcullen, Co. Kildare.

The applicant and any person who made submissions or observations in writing to the planning authority in relation to the planning application in accordance with Section 37(1) of the Planning and Development Acts, 2000 (as amended) may appeal such a decision to An Bórd Pleanála.

A person may question the validity of any decision of the planning authority by way of an application for judicial review, under Order 84 of the Rules of the Superior Courts (S.I. No. 15 of 1986), in accordance with section 50 of the Planning and Development Act 2000 as amended.

A person may question the validity of any decision on an appeal by An Bórd Pleanála by way of an application for judicial review, under Order 84 of the Rules of the Superior Courts (S.I. No. 15 of 1986), in accordance with Section 50 of the Planning and Development Act, 2000 as amended.

Information in relation to the making of an appeal may be obtained from An Bórd Pleanála's website at [www.pleanala.ie](http://www.pleanala.ie). Also refer to Section 50 of the Planning and Development Act 2000 as amended by Sections 32 and 33 of the Planning and Development Act 2010 in relation to judicial review. General information on judicial review procedures is contained on the following website; [www.citizensinformation.ie](http://www.citizensinformation.ie)

Details with regard to the planning reference referred to in this notice may also be viewed on this website on the online planning system by entering the planning reference no. **19/1097** in the Planning File reference field.