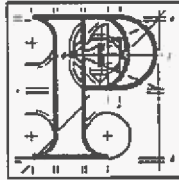


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS, 2000 TO 2002

Carlow County Council

APPLICATION by Carlow County Council for approval under Section 175 of the Planning and Development Act, 2000 in accordance with plans and particulars, including an environmental impact statement, lodged with the Board on the 1st August, 2003.

PROPOSED DEVELOPMENT: Extension to an existing landfill at Powerstown, County Carlow.

DECISION

GRANT approval for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

REASONS AND CONSIDERATIONS

Having regard to the existing use of lands for landfilling at this location, the existing pattern of development in the area including the relatively sparse and dispersed settlement pattern, the provisions of the current Carlow County Development Plan, which include an objective to extend this landfill facility and the Joint Waste Management Plan for the South-East, including those relating to the landfilling of waste, the nature and extent of the mitigation measures proposed and the necessity to obtain a Waste Licence in order to operate the proposed facility, it is considered that, subject to compliance with the conditions set out below, the proposed development would be a reasonable extension to an existing landfill facility, would be acceptable in terms of traffic safety and convenience, would not be prejudicial to public health, would not cause undue injury to the amenities of the area and would be in accordance with the proper planning and sustainable development of the area, and would not result in significant adverse effects on the environment.

CONDITIONS

1. This approval relates only to an 8 year period from the date of this order. At the end of this period the landfill shall be capped and the lands reinstated to grassland, unless approval has been granted for an extension of landfilling on the site.

Reason: In order to clarify the period to which the approval relates and to enable a reassessment of the development in the light of circumstances then prevailing, including the implementation of an integrated waste management strategy for the region, which implementation is considered to be in the interest of the proper planning and sustainable development of the area.

2. The proposed upgrading of the public road to the south of the site and from which it is proposed to gain access, shall be completed before landfilling commences on the proposed extended site. The upgrading shall include the provision of a footpath and public lighting along the stretch between the N9 road junction and the site entrance.

Reason: In the interest of public safety and amenity.

3. The operator of the facility shall
 - (a) employ a suitably qualified archaeologist who shall monitor all topsoil stripping and earthmoving associated with the construction phase, and
 - (b) provide satisfactory arrangements for the recording and removal of any archaeological material which may be considered appropriate to remove.

Reason: In order to conserve the archaeological heritage of the site and to secure preservation of any archaeology which may exist within it.

**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this day of 2004.