



9th June 2015

**TO/ THE CATHAOIRLEACH & EACH MEMBER OF THE MUNICIPAL DISTRICT
OF CAPPAMORE-KILMALLOCK**

RE: PART 8 PROCEDURE – N24 BOHERDOTIA BRIDGE WORKS

I enclose, herewith, report prepared in accordance with Section 179 of the Planning & Development Acts 2000-2014 and Part 8 of the Planning & Development Regulations 2001-2013 in respect of the above proposed development.

The plans and particulars went on public display from Monday, 2nd February 2015 to Friday, 20th March, 2015. A total of four written submissions were received and details of which are set out in the attached Part 8 Planning Report.

It is proposed to proceed as indicated in the Planning Report.

Signed:

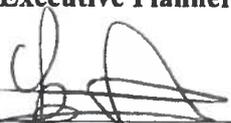
MARK LEAHY
ADMINISTRATIVE OFFICER

**PLANNING REPORT IN ACCORDANCE WITH
SECTION 179 3(a) OF THE PLANNING AND
DEVELOPMENT ACT 2000 - 2014**

Re: 15/8001 - The demolition of the existing reinforced concrete Boherdotia Bridge and its replacement, the installation of a new reinforced concrete culvert, the construction of new masonry parapets and all ancillary site works at Ballylahiff, Co. Limerick,



**Irené McCormack
Executive Planner**



**Stephane Duclot
Senior Executive Planner**

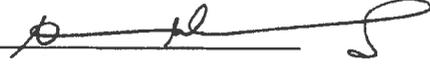


**Pat Daly
Director of Services
Economic Development & Planning**



**Vincent Murray
A/ Director of Services
Travel and Transportation**

Pursuant to Section 179 3(a) of the Planning & Development Act 2000-2014, this report is submitted to the members of Limerick County Council. In accordance with Section 179(4)(b) of the above Act, it is proposed to proceed as indicated in Section 5 of this report



**Conn Murray
Chief Executive
Limerick City and County Council**

Date: June 2015

TABLE OF CONTENTS

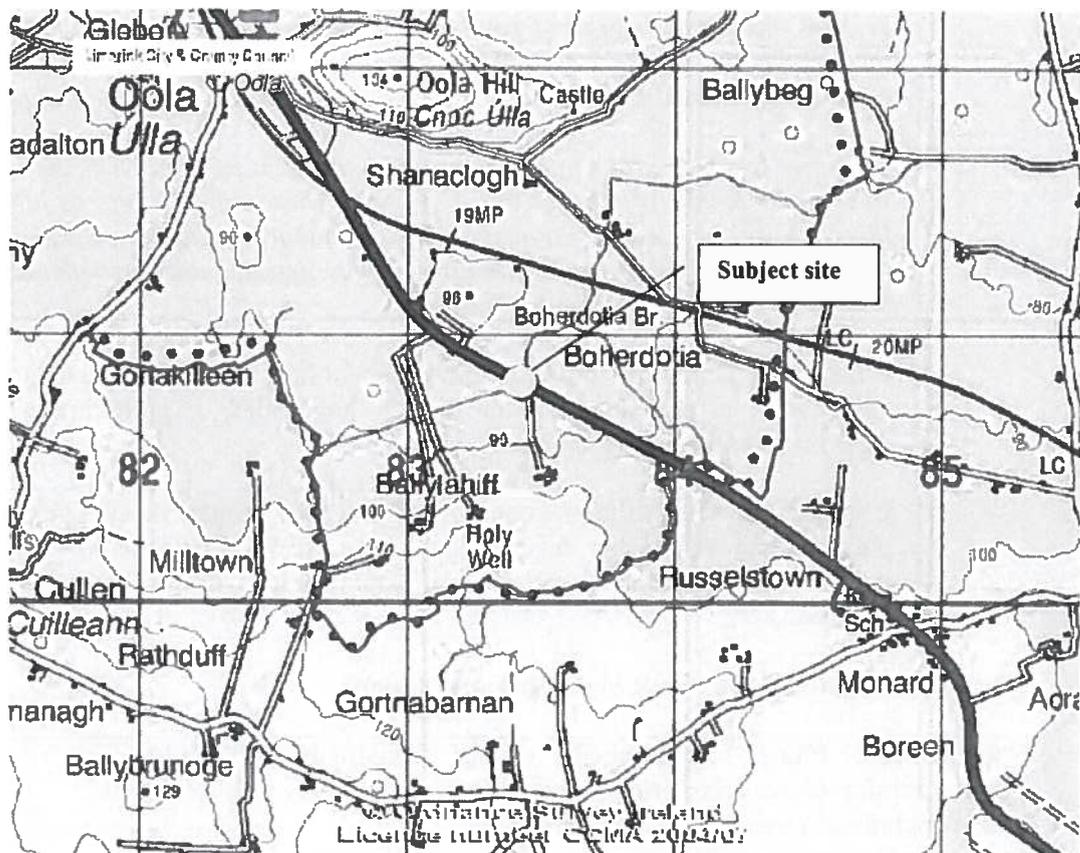
- 1. Foreword**
- 2. Description of the nature and extent of the proposed development**
- 3. Likely implications, if any, with respect to the Proper Planning and Development of the area**
- 4. Submissions with respect to the proposed development**
- 5. Action taken by Local Authority**

1.0 Foreword

This planning report has been prepared pursuant to Section 179 of the Planning and Development Act 2000-2014, and Part 8 of the Planning and Development Regulations 2001-2013.

2.0 Description of the nature and extent of the proposed development

The location of the scheme is shown on the map contained in Figure 1. Boherdoita Bridge, Ballylahiff, 1.5kms southeast of Oola. The proposed site is located on the N24 Limerick – Tipperary and spans a tributary of Pope's River.



The Scheme will comprise the following:

The scheme will comprise the replacement of an existing reinforced concrete bridge with a new bridge including a reinforced concrete culvert and new masonry parapets.

The bridge has failed a preliminary structural assessment and requires replacement. The existing span of the bridge is 2.5m

The plans and particulars went on public display from Monday 2nd February 2015 - 20th March 2015.

3.0 Likely implications, if any with respect to the proper planning and sustainable development of the area

3.1 Relevant Policies and Objectives

Limerick County Development Plan 2010-2016 states in respect of the N24 that it is an objective to design reserve land and construct improvements to the N24 from Ballysimon to the County Boundary. The following policy objectives apply:-

Policy IN P7: Road Safety and Capacity

To seek the improvement of road safety and capacity throughout the County, through minimising existing traffic hazards, preventing the creation of additional or new traffic hazards in the road network and securing appropriate signage.

Objective IN O22: Protection of proposed national road improvements

'It is the objective of the Council to protect, where relevant and as identified by the NRA or the County Council as roads authority, the corridors, routes and roads, necessary for the planning, construction, and completion of the improvement works as listed in Table 8.3'

It is considered that the proposed development is consistent with the above policy objectives, in particular as the bridge has failed a preliminary structural assessment and has been deemed unsafe.

It is considered that the proposed development is in accordance with the proper planning and sustainable development of the area. Taking into consideration the nature and scale of the proposed development it is deemed acceptable at this location.

3.2 Habitats Directive Project Screening Assessment

<p>Construction Phase: replacement of an existing reinforced concrete bridge with a new bridge including a reinforced concrete culvert and new masonry parapets</p> <p>Are effects significant: No</p> <p>Are substantial works required: No</p> <p>Operating phase effects: Limited and localised</p> <p>Are effects significant: No</p>	<p>Ex-situ effects: n/a</p> <p>Are effects significant: n/a</p> <p>Run-off: surface water run-off collected by road gullies and discharged to existing storm drain facilities, considered adequate.</p> <p>Are effects significant: No</p> <p>Abstraction: None</p> <p>Displacement: None</p>
--	---

Identification of Natura 2000 sites which may be impacted by the proposed development

1	Impacts on designated rivers, streams, lakes and fresh water dependant habitats and species e.g. bogs or otters -see abstraction/run off etc above.	<i>Is the development in the relevant catchment of or immediately up/downstream of a watercourse that has been designated as a Natura 2000 site?</i> Name of sites: Name of sites: Lower Shannon SAC	Yes
2	Impacts on terrestrial habitats and species.-see area and disturbance/displacement effects above.	<i>Is the development within 1km of a SAC site with terrestrial based habitats or species?</i>	No
3	Impacts on designated marine habitats and species.	<i>Is the development located within marine or intertidal areas or within 5 km of an SAC site whose qualifying habitats or species include the following habitats: Salmonid, Lamprey Mudflats, Sandflats, Saltmarsh, Shingle, Reefs, Sea Cliffs</i>	No
4	Impacts on birds in SPAs-	<i>Is the development within 1km of a Special Protection Area</i>	No
5	Cumulative effects	Would consideration of a number of significant projects nearby such as forested areas, quarries, wind energy together with the proposed development significantly increase the impacts listed above:	No

It is considered that there will not be any significant displacement, runoff or disturbance as a result of the proposal. Overall it is considered that the development as proposed should not exercise a significant effect on the conservation status of any SAC or Special Protection Area (SPA) and therefore an Appropriate Assessment is not necessary.

Conclusion

An Appropriate Assessment (AA) is not considered necessary in this case.

The application has been accompanied by an Appropriate Assessment screening report. The nearest designated Natura 2000 site is that of the Lower River Shannon Special Area of Conservation (002165) site which lies about 6.2km north

and 13.25kms downstream of the site. The report indicates that there are not likely significant on the sites.

Other sites within 15kms of the site were also reviewed including Philipstown Marsh SAC (001847), lower River Sir SAC (002137), Moanour Mountain SAC (002257), Galtee Mountain SAC (000646) and Slievefelim to Slivermines Mountains SPA (004165). The report indicates that there are not likely significant on the sites.

The report submitted indicates that significant environmental effects are not likely to occur as a result of the proposed scheme.

4.0 Submissions with respect to the proposed development

A total of three written submissions/observations was received and is listed below:

LIST OF SUBMISSIONS RECEIVED		
SUB REF	FROM	
(A)	Nicola Fox – National Road Authority, Waterloo Roads, Dublin 4.	Received 10 th February 2015
(B)	Irish Water, PO Box 6000, Dublin 1.	Received 20 th February 2015
(C)	Martin Stapleton – Ballylahiff, Oola, Co. Limerick.	Received 18 th March 2015
(D)	Tom O'Neill Heritage Officer – Limerick County Council.	Received 20th March 2015

SUB (A) Nicola Fox – National Roads Authority, Waterloo Road, Dublin 4.

Submission description

A submission was received from Nicola Fox – National Roads Authority, Waterloo Road, Dublin 4 stating that the NRA have no comments to make in relation to same.

Mid West Roads Office comments:

No comments

Planning Departments Comments:

The Planning Authority notes the above.

SUB (B) Irish Water, PO Box 6000, Dublin 1.

Submission description

A submission was received from Irish Water requesting that, if encountered, care should be taken to protect any existing water mains or sewers crossing the site and that any alterations that may arise be carried out in accordance with Limerick City & County Council Water Services Department. Irish Water requests a copy of as built drawings to be submitted to Limerick City and County Council. Irish Water also requested that Limerick City & County Council be contacted prior to the detailed design process or the commencement of the tender process.

Mid West Roads Office comments:

The Water Services department of Limerick City & County Council will be consulted during the design phase process and measures will be included in the works construction process to protect the existing water distribution network traversing the site.

Planning Departments Comments:

The Planning Authority notes the above and the recommendation will include appropriate conditions to address the above.

SUB (C) Martin Stapleton – Ballylahiff, Oola, Co. Limerick.

Submission description

A submission was received from Martin Stapleton – Ballylahiff, Oola, Co. Limerick setting out the following:

Mr. Stapleton raised concerns regarding the capacity of the proposed pipe to take the volume of water required. Mr. Stapleton also raised concerns regarding works to the entrance next to the bridge as a matter of priority in terms of road safety.

Mid West Roads Office comments:

The diameter of the pipe was increased from 600mm to 900mm

Revised works proposed to upgrade the entrance in the interest of traffic safety.

Planning Departments Comments:

The Planning Authority notes the above.

Submission description

Tom O'Neill notes the following in his report – *“I saw a screening for it and I would agree that with distance from the SAC site etc. It would not have an effect. While no bat or otter surveys were carried out the nature of the structure would mean that bats would be unlikely to use it as the dimensions would be too small and would not afford sufficient crevices. I would think that it is ok to proceed”*.

Mid West Roads Office comments:

No comments

Planning Departments Comments:

The Planning Authority notes the above.

5.0 Actions to be undertaken by Local Authority

It is proposed to proceed with the development in accordance with the drawings, details and specification contained in this report subject to the following:

1. All works shall be carried out in consultation with the Water Services Section of Limerick City & County Council

Reason: In the interest of proper planning and orderly development.

2. A complete set of as-built drawings shall be forwarded to the Water Services Section of Limerick City & County Council following completion of the works.

Reason: In the interest of proper planning and orderly development.