COMHAIRLE CONTAE ATHA CLIATH THEAS South Dublin County Council

Record of Executive Business and Chief Executives Orders

Planning & Transport

Screening for Appropriate Assessment (AA) Determination for the Proposed Material Alterations to Variation No. 1 (Clondalkin Local Planning Framework) to the South Dublin County Development Plan 2022-2028

Background

A Screening for Appropriate Assessment (AA) determination, pursuant to Article 6(3) of the Habitats Directive and having regard to the requirements of the Planning and Development 2000 Act (as amended), is being made by South Dublin County Council regarding proposed material alterations to Proposed Variation No. 1 to the South Dublin County Development Plan 2022-2028.

This determination relates to whether any Proposed Material Alteration would or would not necessitate the undertaking of Stage 2 AA under the Planning and Development Act 2000 (as amended) and Habitats Directive (Directive 92/43/EEC on the Conservation of Natural Habitats and of Wild Fauna and Flora, as amended).

In carrying out this Screening for AA, the Council is taking into account:

- Proposed Variation No. 1;
- Screening for AA Report for Proposed Variation No. 1; and
- Proposed Material Alterations to Proposed Variation No. 1; and
- Screening for AA Report for Proposed Material Alterations to Proposed Variation No. 1.

As identified in the Screening for AA Report prepared by CAAS ltd (Consultants appointed to carry out SEA/AA Assessments for proposed Variation No. 1 and Material Alterations):

- The South Dublin County Development Plan 2022-2028 was subject to Stage 2
 AA, which facilitated the integration of measures into the Plan to ensure the
 appropriate protection and management of European Sites with which all lower
 tier plans/projects must comply.
- The Proposed Variation has been subject to Screening for AA which identified elements of the Proposed Variation that could present sources with pathways for potential effects to European sites. However, these effects were considered by the AA of the existing County Development Plan and measures were integrated into that Plan that ensure the appropriate protection of European sites.
- Considering the above, and the known threats and pressures relating to the Qualifying Interests and Special Conservation Interests of the European sites

assessed, in view of their Conservation Objectives; the Screening for AA for the Proposed Variation found that the Proposed Variation does not present any additional source for effect on any European site, that has a pathway with a likelihood for a significant effect on any European site, that was not already considered by the existing South Dublin County Development Plan 2022-2028 and associated Stage 2 AA process.

- Taking into account the Proposed Material Alterations and all of the above, including the measures that have been integrated into the existing County Development Plan, there is no additional source for any likely significant effect on any European site that would be introduced by any Proposed Material Alteration to Proposed Variation No. 1, that has not already been considered by the Stage 2 AA undertaken for the County Development Plan.
- As there is no additional source for any likely significant effect on any European site that would be introduced by Proposed Material Alterations to Proposed Variation No. 1, there is no likely significant in combination effect that would result from the implementation of Proposed Material Alterations to Proposed Variation No. 1.
- It is concluded in the screening report for AA determination carried out by CAAS
 to inform the competent authority carrying out the Screening for AA, that
 Proposed Material Alterations to Proposed Variation No. 1 are not foreseen to
 have any likelihood for any significant effect on any European site, alone or in
 combination with other plans or projects and therefore any potential for a
 significant effect to any European site as a result of implementing Proposed
 Material Alterations to Proposed Variation No. 1 can be ruled out.
- This evaluation is made in view of the conservation objectives of the habitats or species for which these sites have been designated. Consequently, Stage 2 AA (including the preparation of a Natura Impact Report) is not required.

The Planning Authority has carefully considered the AA Screening Report and agrees with and adopts the reasoning and conclusion presented.

Recommendation:

It is recommended that a determination is made that the proposed material alterations to Proposed Variation No. 1 to the South Dublin County Development Plan 2022-2028 (Clondalkin Local Planning Framework) will not give rise to any effects on the ecological integrity of any European Site, alone or in combination with any other plans, programmes or projects in view of the conservation objectives of the habitats or species for which these sites have been designated; and that Stage Two AA (including the preparation of a Natura Impact Report) is not required for Proposed Material Alternations to Variation No. 1 to the South Dublin County Development Plan 2022-2028.

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Senior Planner

ORDER:

It is determined that a Stage Two AA (including the preparation of a Natura Impact Report) is not required for the proposed Material Alterations to Variation No. 1 (Clondalkin Local Planning Framework) to the South Dublin County Development Plan 2022-2028 (Clondalkin Local Planning Framework.

Director of Services

To whom the appropriate powers have been delegated by order number DELG 2825 of the Chief Executive of South Dublin County Council