

# SEA ENVIRONMENTAL REPORT

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FOR THE

## DRAFT ATHY LOCAL AREA PLAN 2021-2027

**for: Kildare County Council**

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## List of Abbreviations

<b>AA</b>	Appropriate Assessment
<b>ACA</b>	Architectural Conservation Area
<b>CAFE</b>	Cleaner Air for Europe
<b>CFRAM</b>	Catchment Flood Risk Assessment and Management
<b>CORINE</b>	Co-ORdinated INformation on the Environment
<b>CSO</b>	Central Statistics Office
<b>DAFM</b>	Department of Agriculture, Food and Marine
<b>DCCAE</b>	Department of Communication, Climate Action and Environment
<b>DCHG</b>	Department of Culture, Heritage and the Gaeltacht
<b>DEHLG</b>	Department of the Environment, Heritage and Local Government
<b>DECC</b>	Department of the Environment, Climate and Communications
<b>DHLGH</b>	Department of Housing, Local Government and Heritage
<b>DHPLG</b>	Department of Housing, Planning and Local Government
<b>EIA</b>	Environmental Impact Assessment
<b>EPA</b>	Environmental Protection Agency
<b>EQS</b>	Environmental Quality Standard
<b>EU</b>	European Union
<b>GSI</b>	Geological Survey of Ireland
<b>NHA</b>	Natural Heritage Area
<b>pNHA</b>	Proposed Natural Heritage Area
<b>NIAH</b>	National Inventory of Architectural Heritage
<b>NTA</b>	National Transport Authority
<b>OPW</b>	Office of Public Works
<b>PAS</b>	Priority Action Substance
<b>RAL</b>	Remedial Action List
<b>RBD</b>	River Basin District
<b>RMP</b>	Record of Monuments and Places
<b>RPA</b>	Register of Protected Areas
<b>RPS</b>	Record of Protected Structures
<b>RSES</b>	Regional Spatial and Economic Strategy
<b>SAC</b>	Special Area of Conservation
<b>SEA</b>	Strategic Environmental Assessment
<b>SEO</b>	Strategic Environmental Objective
<b>SI No.</b>	Statutory Instrument Number
<b>SPA</b>	Special Protection Area
<b>WHO</b>	World Health Organisation
<b>WFD</b>	Water Framework Directive

# Glossary

## Appropriate Assessment

The obligation to undertake Appropriate Assessment derives from Article 6(3) and 6(4) of the Habitats Directive 92/43/EEC. AA is a focused and detailed impact assessment of the implications of a strategic action (such as a plan or programme) or project, alone and in combination with other strategic actions and projects, on the integrity of a European Site in view of its conservation objectives.

## Biodiversity and Flora and Fauna

Biodiversity is the variability among living organisms from all sources including inter alia, terrestrial, marine and other aquatic ecosystems and the ecological complexes of which they are a part; this includes diversity within species, between species and of ecosystems' (United Nations Convention on Biological Diversity 1992).

Flora is all of the plants found in a given area.

Fauna is all of the animals found in a given area.

## Environmental Problems

Annex I of Directive 2001/42/EC of the European Parliament and of the Council of Ministers, of 27<sup>th</sup> June 2001, on the assessment of the effects of certain Plans and programmes on the environment (the Strategic Environmental Assessment Directive) requires that information is provided on 'any existing environmental problems which are relevant to the plan or programme', thus, helping to ensure that the proposed strategic action does not make existing environmental problems worse.

Environmental problems arise where there is a conflict between current environmental conditions and ideal targets. If environmental problems are identified at the outset they can help focus attention on important issues and geographical areas where environmental effects of the plan or programme may be likely.

## Environmental Vectors

Environmental vectors are environmental components, such as air, water or soil, through which contaminants or pollutants, which have the potential to cause harm, can be transported so that they come into contact with human beings.

## Mitigate

To make or become less severe or harsh.

## Mitigation Measures

Mitigation measures are measures envisaged to prevent, reduce and, as fully as possible, offset any significant adverse impacts on the environment of implementing a human action, be it a plan, programme or project. Mitigation involves ameliorating significant negative effects. Where there are significant negative effects, consideration should be given in the first instance to preventing such effects or, where this is not possible, to lessening or offsetting those effects. Mitigation measures can be roughly divided into those that: avoid effects; reduce the magnitude or extent, probability and/or severity of effects; repair effects after they have occurred; and compensate for effects, balancing out negative impacts with other positive ones.

In the context of Article 6 of the Habitats Directive, mitigation measures are clearly distinguished from compensatory measures. Compensatory measures are intended to offset the negative effects of the plan or project so that the overall ecological coherence of the Natura 2000 Network is maintained.

## **Natural Heritage**

The Heritage Act (1995) defines natural heritage as including flora, fauna, wildlife habitats, landscapes, seascapes, wrecks, geology, inland waterways, heritage gardens and parks.

## **Protected Structure**

Protected Structure is the term used in the Planning and Development Act 2000 (as amended) and associated Regulations (as amended) to define a structure included by a planning authority in its Record of Protected Structures. Such a structure shall not be altered or demolished in whole or part without obtaining planning permission or confirmation from the planning authority that the part of the structure to be altered is not protected.

## **Recorded Monument**

A monument included in the list and marked on the map that comprises the Record of Monuments and Places that is set out county by county under Section 12 of the National Monuments (Amendment) Act, 1994 by the Archaeological Survey of Ireland. The definition includes Zones of Archaeological Potential in towns and all other monuments of archaeological interest that have so far been identified. Any works at or in relation to a recorded monument requires two months' notice to the former Department of the Environment, Heritage and Local Government (now Department of Culture, Heritage and the Gaeltacht) under Section 12 of the National Monuments (Amendment) Act, 1994.

## **Scoping**

Scoping is the process of determining what issues are to be addressed, and setting out a methodology in which to address them in a structured manner appropriate to the plan or programme. Scoping is carried out in consultation with appropriate environmental authorities.

## **Strategic Environmental Assessment (SEA)**

Strategic Environmental Assessment (SEA) is the formal, systematic evaluation of the likely significant environmental effects of implementing a plan or programme before a decision is made to adopt it.

## **Strategic Environmental Objective (SEO)**

Strategic Environmental Objectives (SEOs) are methodological measures developed from policies which generally govern environmental protection objectives established at international, Community or Member State level and are used as standards against which the provisions of the Draft Plan and the alternatives can be evaluated in order to help identify which provisions would be likely to result in significant environmental effects and where such effects would be likely to occur, if - in the case of adverse effects - unmitigated.

# Section 1 SEA Introduction and Background

## 1.1 Introduction and Terms of Reference

This is the Strategic Environmental Assessment (SEA) Environmental Report for the Draft Athy Local Area Plan 2021-2027. It has been undertaken by CAAS Ltd. on behalf of Kildare County Council.

The SEA is being undertaken in order to comply with European SEA Directive<sup>1</sup>, which introduced the requirement that SEA be carried out on plans and programmes that are prepared for a number of sectors, including land use planning.

## 1.2 SEA Directive and its transposition into Irish Law

Directive 2001/42/EC of the European Parliament and of the Council of Ministers, of 27<sup>th</sup> June 2001, on the Assessment of the Effects of Certain Plans and Programmes on the Environment, referred to hereafter as the SEA Directive, introduced the requirement that SEA be carried out on plans and programmes which are prepared for a number of sectors, including land use planning.

The SEA Directive was transposed into Irish Law through the European Communities (Environmental Assessment of Certain Plans and Programmes) Regulations 2004 (Statutory Instrument Number (SI No. 435 of 2004) and the Planning and Development (Strategic Environmental Assessment) Regulations 2004 (SI No. 436 of 2004). Both sets of Regulations became operational on 21<sup>st</sup> July 2004. The

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<sup>1</sup> Directive 2001/42/EC of the European Parliament and of the Council of Ministers, of 27<sup>th</sup> June 2001, on the assessment of the effects of certain plans and programmes on the environment, transposed into Irish Law through the European Communities (Environmental Assessment of Certain Plans and Programmes) Regulations 2004 (SI No. 435 of 2004), as amended by the European Communities (Environmental Assessment of Certain Plans and Programmes) (Amendment) Regulations 2011 (SI No. 200 of 2011), and the Planning and Development (SEA) Regulations 2004 (SI No. 436 of 2004), as amended by the Planning and Development (SEA) (Amendment) Regulations 2011 (SI No. 201 of 2011).

Regulations have been amended by the European Communities (Environmental Assessment of Certain Plans and Programmes) (Amendment) Regulations 2011 (SI No. 200 of 2011) and the Planning and Development (Strategic Environmental Assessment) (Amendment) Regulations 2011 (SI No. 201 of 2011).

## 1.3 Implications for the Local Area Plan and the Planning Authority

SEA identifies the likely significant environmental effects of implementing the Plan. The findings of the SEA are expressed in this Environmental Report, which accompanies the Draft Plan on public display and identifies how environmental considerations were integrated into the Plan and how alternatives for the Plan were considered. This report may be updated in order to take account of recommendations contained in submissions and/or in order to take account of any changes which are made to the Draft Plan on foot of submissions.

The planning authority must take into account the findings of this report and other related SEA output during their consideration of the Draft Plan and before it is adopted.

When the Draft Plan is finalised, an SEA Statement must be prepared which will summarise, *inter alia*, how environmental considerations have been integrated into the Plan.

## 1.4 Why SEA? The Benefits

SEA is the planning authority's and the public's guide to what are generally the best areas for development in the town.

SEA enables the planning authority to direct development towards robust, well-serviced and connected areas in the town – thereby facilitating the general avoidance of incompatible areas in the most sensitive, least

well-serviced and least well-connected areas, in the town and beyond.

SEA provides greater certainty to the public and to developers. Plans are more likely to be adopted without delays or challenges and planning applications are more likely to be granted permission. Environmental mitigation is more likely to cost less.

An Overlay of Environmental Sensitivities<sup>2</sup> within and surrounding Athy are shown on Figure 1.1. Various areas within the Plan area are identified as having low to moderate levels of sensitivity, however: significant areas, including those along the River Barrow and its tributaries and within the historic core, are of elevated sensitivity. Sensitivities occurring within the Plan area include:

- The ecological features of the River Barrow, which flows through the town. These include river lamprey; salmon; freshwater pearl mussel; and white-clawed crayfish and are recognised by the River Barrow and River Nore Special Area of Conservation designation;
- The Grand Canal, which is designated a Proposed Natural Heritage Area;
- The River Barrow, part of which is identified as being of poor status and does not meet the requirements of the Water Framework Directive, which is a river from which drinking water is abstracted and which is a Nutrient Sensitive River;
- Areas of high and moderate flood risk along the River Barrow and its tributaries;
- The Bennetsbridge Stream, part of which is identified as being of poor and does not meet the requirements of the Water Framework Directive;
- Areas of high and extreme groundwater vulnerability;
- Zones of archaeological importance in the centre of the town;
- An Architectural Conservation Area designation in the centre of the town;
- Protected Monuments and Structures; and
- The River Barrow Landscape Character Area of Special Sensitivity.

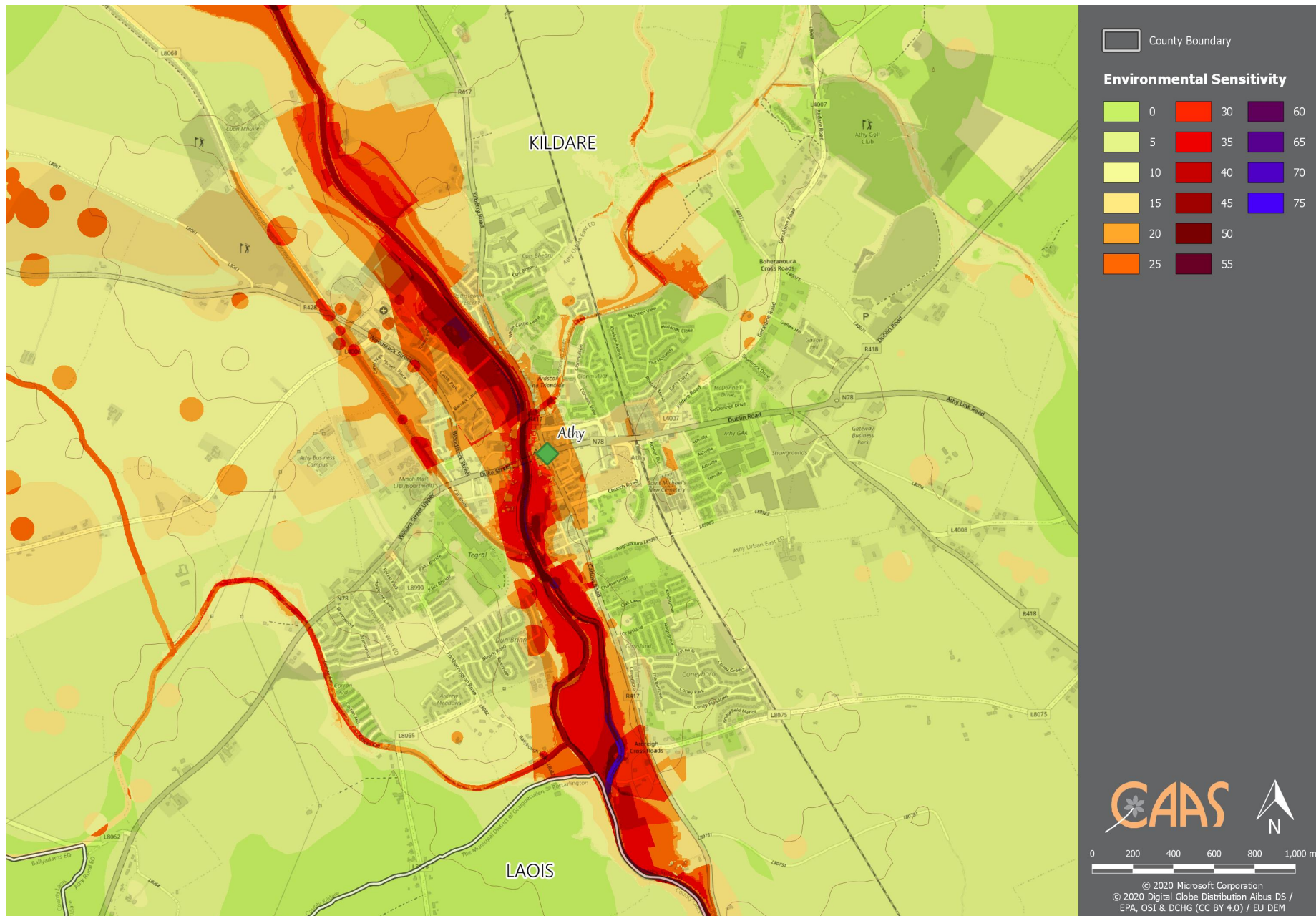
The Plan directs incompatible development away from the most sensitive areas in the town and focuses on directing: compact, sustainable development within the existing envelopes of the town; and sustainable development elsewhere. Development of these generally more robust, well-serviced and well-connected areas of the town will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.

Compact development can be accompanied by placemaking initiatives to enable the town to

become a more desirable place to live – so that it maintains populations and services. Compatible sustainable development in the town's sensitive areas is also provided for, subject to various requirements relating to environmental protection and management being met.

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<sup>2</sup> For further information on the Overlay of Environmental Sensitivities please refer to Section 4.14.



**Figure 1.1 Environmental Sensitivities**

## Section 2 The Draft Local Area Plan

### 2.1 Introduction

Kildare County Council intends make a new Local Area Plan (LAP) for Athy under Section 20 of the Planning and Development Act 2000 (as amended). The Plan will set out an overall strategy for the proper planning and sustainable development over the years 2021-2027.

LAPs are required to be consistent with the policies and objectives of the County Development Plan and its Core Strategy, as well as the National Planning Framework and Regional Spatial Economic Strategies.

The Draft LAP should be read in conjunction with the Kildare County Development Plan 2017-2023 (as varied), which sets out the overarching development strategy for the County. Where any provisions of the LAP conflict with the provisions of the County Development Plan, the provisions of the LAP shall cease to have effect.

### 2.2 Content of the Draft Plan

The Draft Plan comprises a Written Statement (including written policies and objectives) and associated maps (including land use zoning). The Plan will contribute towards the proper planning and sustainable development of the area.

Chapters 1 to 3 of the Plan (*Introduction and Context; Spatial Planning Context and Vision for Athy; Compliance with the Kildare County Core Strategy*) provide an overview of the LAP. Chapters 4 to 11 cover the specific subject areas as follows:

- *Homes and Communities*
- *Urban Centre and Retailing*
- *Economic Development, Enterprise and Tourism*
- *Movement and Transport*
- *Built Heritage and Archaeology*
- *Natural Heritage, Green Infrastructure and Strategic Open Space*
- *Infrastructure and Environmental Services*
- *Implementation*

Appendices include the Athy Urban Regeneration Framework, this SEA Environmental Report, an Appropriate

Assessment Natura Impact Report and a Strategic Flood Risk Assessment.

### 2.3 Vision Statement

The Plan's Vision Statement is:

*"To successfully fulfil Athy's role as a self-sustaining growth town by embracing the transition to a low carbon and climate resilient model of development which seeks to utilise and invest in the town's existing economic, social and environmental assets to generate sustainable economic development and job creation, thereby enhancing its status as the main economic and services centre of South Kildare.*

*The vision for the Local Area Plan will ensure that growth planned for the town over the life of the Plan and beyond occurs in a sustainable and sequential manner, characterised by a compact, consolidated and permeable pattern of development linked by sustainable modes of transport including a robust network of pedestrian and cycle routes, providing a high level of connectivity; facilitating and enabling the creation of a healthy, safe and age-friendly community.*

*In essence, by 2027 a series of concerted steps will have been taken to 'future proof' Athy and create a more sustainable inclusive settlement centred around a regenerated and vibrant town centre providing important retail and commercial services and hosting an improved tourist offer. The town will not only be more resilient to the effects of climate change but will also have adapted to the needs of a growing and aging population, through the development of integrated communities, served by an enhanced level of social infrastructure and an expanded green infrastructure network."*

### 2.4 Relationship with other relevant Plans and Programmes

The Draft Plan sits within a hierarchy of strategic actions such as plans and programmes and is subject to a number of high-level environmental protection policies and objectives with which it must comply (including those detailed throughout this report). The Plan may, in turn, guide lower-level strategic actions. In this regard, Appendix I includes statutory provisions, plans, policies and strategies that set the context within which the Plan is framed and which have influenced the provisions of the Plan.

## Section 3 SEA Methodology

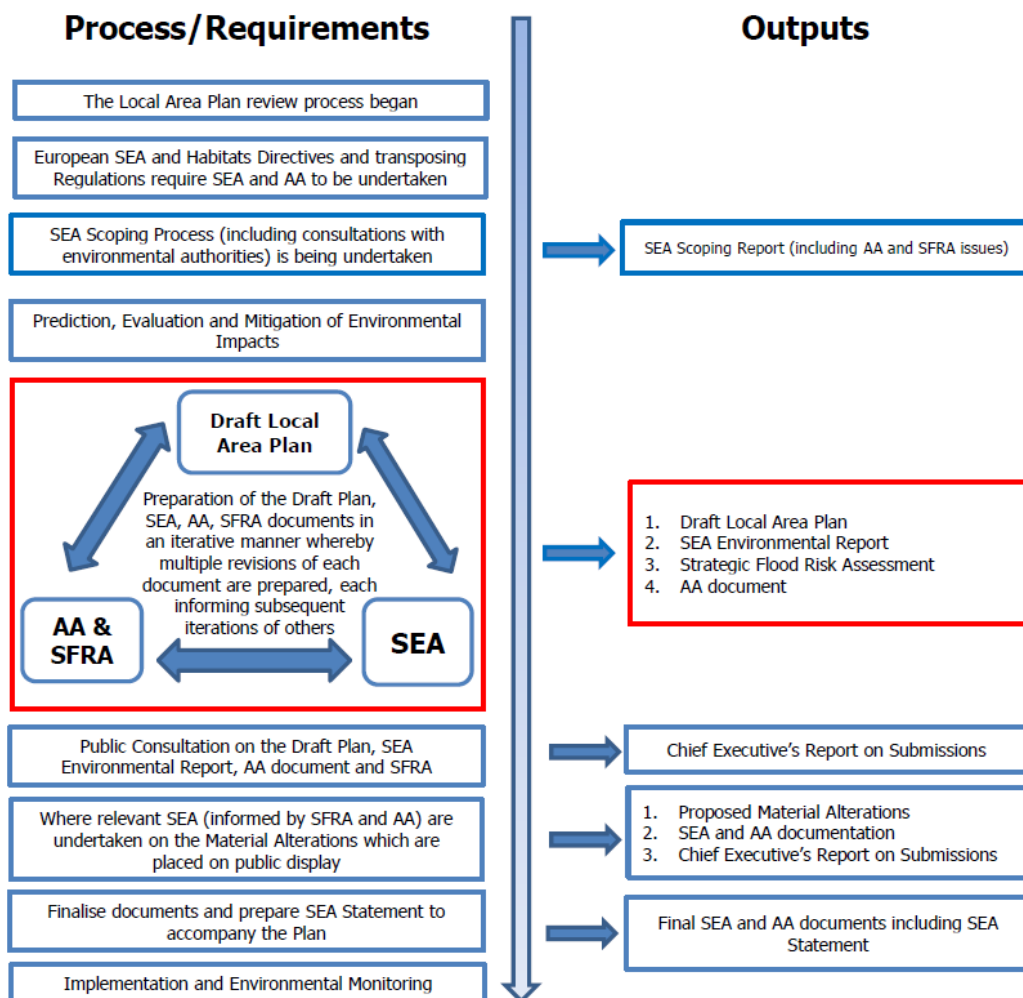
### 3.1 Introduction to the Iterative Approach

Figure 3.1 provides an overview of the integrated Plan preparation, SEA, Appropriate Assessment (AA) and Strategic Flood Risk Assessment (SFRA) processes. The preparation of the Draft Plan, SEA, AA and SFRA have taken place concurrently and the findings of the SEA, AA and SFRA have informed the Draft Plan.

The process is currently at a stage where the findings of this report will be placed on public display as part of the required statutory public consultations. AA and SFRA documents will also accompany the Draft Plan on public display. Submissions made on the Draft Plan

and associated documents, including SEA, AA and SFRA documents, will be responded to and updates made to the documents where relevant. Proposed material alterations will be screened for SEA and AA. Modifications will be examined to ensure that they would not be likely to affect the Natura 2000 network of designated ecological sites and to ensure that they would not be likely to result in significant environmental effects.

On finalisation of the Plan, an SEA Statement will be prepared that will summarise, inter alia, how environmental considerations have been integrated into the Plan. The Plan will be implemented and environmental monitoring will be undertaken.



**Figure 3.1 Overview of the SEA Process in the Review and Preparation of the Plan**

## 3.2 Appropriate Assessment and Integrated Biodiversity Impact Assessment

### 3.2.1 Appropriate Assessment

Appropriate Assessment (AA) Screening and Stage 2 AA are being undertaken alongside the Plan. The requirement for AA is provided under the EU Habitats Directive (Directive 1992/43/EEC).

The emerging conclusion of the AA is that the Plan will not affect the integrity of the European Sites, alone or in combination with other plans or projects.<sup>3</sup>

The preparation of the Plan, SEA and AA has taken place concurrently and the findings of the AA have informed the SEA.

### 3.2.2 Integrated Biodiversity Impact Assessment

Many elements of Integrated Biodiversity Impact Assessment as detailed in the EPA's (2013) Practitioner's Manual have been aligned with in the undertaking of the SEA for the Draft Plan. These include:

#### Scoping

- Biodiversity-relevant issues were identified for consideration at scoping stage and these are now detailed in Section 4.6.
- Reference to a zone of influence is provided at Section 4.6.

#### Baseline

- Biodiversity data sources relevant for this local level assessment have been identified and datasets collated/gathered.
- The biodiversity baseline addresses designated sites and other habitats and species of ecological value.
- AA information has been incorporated into the SEA baseline.

#### Alternatives

- Impacts upon biodiversity are considered under each of the alternatives and potential conflicts can be mitigated.

<sup>3</sup> Except as provided for in Article 6(4) of the Habitats Directive, viz. There must be:  
(a) no alternative solution available,  
(b) imperative reasons of overriding public interest for the plan to proceed; and  
(c) adequate compensatory measures in place.

#### Impact assessment

- Effects on biodiversity are identified and assessed and the AA gives consideration to the interrelationship between biodiversity and potential effects on European Sites.

#### Mitigation and monitoring

- Taking into account all measures contained within the Plan, all the proposed mitigation measures deriving from the various processes were generally consistent and compatible.
- Indicators and associated targets have been included in SEA for monitoring European Sites.

#### Reporting

- This SEA ER addresses all biodiversity-related considerations relevant for this local level assessment.
- This SEA ER contains all biodiversity-relevant information, data, figures and maps relevant for this local level assessment.
- This SEA ER has been informed by the AA findings.

#### Communication and consultation

- Submissions received have been taken on board.
- The preparation of the Draft Plan, SEA and AA has taken place concurrently and the findings of the AA have informed the SEA.

## 3.3 Strategic Flood Risk Assessment

A Strategic Flood Risk Assessment (SFRA) has been undertaken to inform the development strategy set out in the Draft Plan. The requirement for SFRA is provided under 'The Planning System and Flood Risk Management Guidelines for Planning Authorities' (DEHLG and OPW, 2009) and associated Department of the Environment, Community and Local Government Circular PL2/2014.

The preparation of the Draft Plan, SEA and SFRA has taken place concurrently and the findings of the SFRA have informed both the Draft Plan and the SEA.

Please refer to Section 4.9.8 for more details on flooding issues.

## 3.4 Scoping

### 3.4.1 Introduction

In consultation with the relevant authorities, the scope of environmental issues to be dealt with by the SEA together with the level of detail to which they are addressed was broadly decided upon taking into account the

collection of environmental baseline data and input from environmental authorities. Scoping allowed the SEA to become focused upon key issues relevant to the environmental components that are specified under the SEA Directive<sup>4</sup>.

As the Plan is not likely to have significant effects on the environment in another Member State transboundary consultations as provided for by Article 7 of the SEA Directive were not undertaken.

### 3.4.2 Scoping Notices

Relevant environmental authorities<sup>5</sup> identified under the SEA Regulations, as amended, were all sent SEA scoping notices by the Council indicating that submissions or observations in relation to the scope and level of detail of the information to be included in the environmental report could be made to the Council.

### 3.4.3 Scoping Submissions

A submission was made by the Environmental Protection Agency in response to the SEA Scoping Notices and Draft SEA Scoping Report. The issues raised in this submission were taken into account during preparation of the SEA. An acknowledgement was also received from the Laois County Council.

## 3.5 Environmental Baseline Data

The SEA process is informed by the environmental baseline (i.e. the current state of the environment) to facilitate the identification and evaluation of the likely significant environmental effects of implementing the provisions of the Plan and the alternatives and the subsequent

<sup>4</sup> These components comprise biodiversity, fauna, flora, population, human health, soil, water, air, climatic factors, material assets, cultural heritage including architectural and archaeological heritage, landscape and the interrelationship between the above factors.

<sup>5</sup> The following authorities were notified: Department of Agriculture, Food and the Marine; Department of Culture, Heritage, and the Gaeltacht; Department of Communications, Climate Action and Environment; Department of Housing, Planning and Local Government; Environmental Protection Agency; Meath County Council; South Dublin County Council; Fingal County Council; Wicklow County Council; Carlow County Council; Laois County Council; and Offaly County Council.

monitoring of the effects of implementing the provisions of the Plan as adopted.

## 3.6 Alternatives

The SEA Directive requires that reasonable alternatives (taking into account the objectives and the geographical scope of the plan or programme) are identified, described and evaluated for their likely significant effects on the environment. In accordance with this requirement, alternatives for the Plan are examined in Section 7.

## 3.7 The SEA Environmental Report

In this SEA Environmental Report, which is placed on public display alongside the Draft Plan, the likely environmental effects of the Draft Plan and the alternatives are predicted and their significance evaluated.

The Environmental Report provides the Council, stakeholders and the public with a clear understanding of the likely environmental consequences of implementing the Draft Plan.

Mitigation measures to prevent or reduce significant adverse effects posed by the Draft Plan are identified in Section 9.

This Environmental Report will be updated in order to take account of recommendations contained in submissions and in order to take account of changes that are made to the original, Draft Plan that is being placed on public display. Changes to the Draft Plan will be examined for the need to undertake SEA and AA.

This Environmental Report contains the information specified in Schedule 2B of the Planning and Development (Strategic Environmental Assessment) Regulations 2004 (SI No. 436 of 2004) as amended (see Table 3.1).

No significant difficulties have been encountered during the undertaking of the assessment to date.

### **3.8 The SEA Statement**

On the making of the Plan by the Council, an SEA Statement will be prepared which will include information on:

- How environmental considerations have been integrated into the Plan, highlighting the main changes to the Plan which resulted from the SEA process;
- How the SEA Environmental Report and consultations have been taken into account, summarising the key issues raised in consultations and in the Environmental Report indicating what action was taken in response;
- The reasons for choosing the Plan in the light of the other alternatives, identifying the other alternatives considered, commenting on their potential effects and explaining why the Plan as adopted was selected; and
- The measures decided upon to monitor the significant environmental effects of implementing of the Plan.

**Table 3.1 Checklist of Information included in this Environmental Report**

Information Required to be included in the Environmental Report	Corresponding Section of this Report
(A) Outline of the contents and main objectives of the plan or programme, and of its relationship with other relevant plans and programmes	Sections 2, 5 and 8
(B) Description of relevant aspects of the current state of the environment and the evolution of that environment without implementation of the plan or programme	Section 4
(C) Description of the environmental characteristics of areas likely to be significantly affected	Sections 4, 7 and 8
(D) Identification of any existing environmental problems which are relevant to the plan or programme, particularly those relating to European Sites	Section 4
(E) List environmental protection objectives, established at international, EU or National level, which are relevant to the plan or programme and describe how those objectives and any environmental considerations have been taken into account when preparing the Plan	Sections 5, 7, 8, 9 and Appendix I
(F) Describe the likely significant effects on the environment	Sections 7 and 8
(G) Describe any measures envisaged to prevent, reduce and as fully as possible offset any significant adverse environmental effects of implementing the plan or programme	Section 9
(H) Give an outline of the reasons for selecting the alternatives considered, and a description of how the assessment was undertaken (including any difficulties)	Sections 6, 7 and 8
(I) A description of proposed monitoring measures	Section 10
(J) A non-technical summary of the above information	Appendix II Non-Technical Summary
(K) Interrelationships between each environmental topic	Addressed as it arises within each Section

## Section 4 Environmental Baseline

### 4.1 Introduction

Reflecting the specifications in the SEA Directive, the relevant aspects of the current state of the environment for the following environmental components are identified in this section: biodiversity and flora and fauna, population and human health, soil, water, air and climatic factors, material assets, cultural heritage including architectural and archaeological heritage, landscape and the interrelationship between the above factors.

Information which is relevant to planning and project development and associated environmental assessments and administrative consent of projects is identified (note that Article 5 of the SEA Directive, in accordance with the established European principle of subsidiarity, requires that the Environmental Report includes the information that may reasonably be required taking into account, inter alia, the extent to which certain matters are more appropriately assessed at different levels in that process in order to avoid duplication of the assessment).

### 4.2 National Reporting on the Environment

The EPA's "*Ireland's Environment - An Integrated Assessment 2020*" report provides an integrated assessment of the overall quality of Ireland's environment; the pressures being placed on it and the societal responses to current and emerging environmental issues. This report has informed various parts of the environmental baseline provided below. The key environmental challenges or messages identified by the report are:

#### Environmental Policy Position

A national policy position for Ireland's Environment.

#### Full implementation

Full implementation of existing environmental legislation and a review of the governance around the coordination on environmental protection across public bodies.

#### Health and Wellbeing

Protecting the Environment is an Investment in Our Health and Wellbeing.

#### Climate

Systemic change is required for Ireland to become the climate-neutral and climate resilient society and economy that it aspires to be.

#### Air Quality

Adoption of measures to meet the World Health Organization air quality guideline values should be the target to aim for in the Clean Air Strategy.

#### Nature

Safeguard nature and wild places as a national priority and to leave a legacy for future generations.

#### Water Quality

Improve the water environment and tackle water pollution locally at a water catchment level.

#### Marine

Reduce the human-induced pressures on the marine environment.

#### Clean Energy

Ireland needs to move rapidly away from the extensive use of fossil fuels to the use of clean energy systems.

#### Environmentally Sustainable Agriculture

An agriculture and food sector that demonstrates validated performance around producing food with a low environmental footprint.

#### Water Services

Drinking water and wastewater infrastructure must meet the needs of our society.

#### Circular Economy

Move to a less wasteful and circular economy where the priority is waste prevention, reuse, repair and recycling.

#### Land Use

Promote integrated land-mapping approaches to support decision-making on sustainable land use.

This EPA report highlights that high-quality green and blue spaces are not just for nature but are for peoples' health and wellbeing, particularly in the context of an increasingly urban society and increasing settlement densities.

### 4.3 Sustainable Development Goals

Implementation of the Plan will contribute towards efforts to achieve a number of the 17 Sustainable Development Goals of the 2030 Agenda for Sustainable Development, which

were adopted by world leaders in 2015 at a United Nations Summit and came into force in 2016. These Goals include:

- Goal 3. Ensure healthy lives and promote well-being for all at all ages.
- Goal 6. Ensure availability and sustainable management of water and sanitation for all.
- Goal 7. Ensure access to affordable, reliable, sustainable and modern energy for all.
- Goal 8. Promote sustained, inclusive and sustainable economic growth, full and productive employment and decent work for all.
- Goal 9. Build resilient infrastructure, promote inclusive and sustainable industrialization and foster innovation.
- Goal 11. Make cities and human settlements inclusive, safe, resilient and sustainable.
- Goal 12. Ensure sustainable consumption and production patterns.
- Goal 13. Take urgent action to combat climate change and its impacts.
- Goal 15. Protect, restore and promote sustainable use of terrestrial ecosystems, sustainably manage forests, combat desertification, and halt and reverse land degradation and halt biodiversity loss.
- Goal 17. Strengthen the means of implementation and revitalize the global partnership for sustainable development.

#### **4.4 Likely Evolution of the Environment in the Absence of the Plan**

In the absence of a new Plan, permission for new development would be applied for under the County Development Plan in force at the time.

The Athy Town Development Plan 2012-2018 has contributed towards environmental protection within and surrounding the town. If the Plan was not to be replaced by the 2021-2027 Plan, this would result in a deterioration of the town's planning and environmental protection framework. Although higher level environmental protection objectives – such as those of various EU Directives and transposing Irish Regulations – would still apply, the deterioration of this framework would mean that it would be less comprehensive and new development would be less coordinated and controlled.

As a result, there would be a decreased likelihood in the extent, magnitude and frequency of the positive effects identified by this assessment occurring, including:

- Contribution towards protection of ecology (including designated sites, ecological connectivity, habitats) by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.
- Contribution towards the maintenance of existing green infrastructure and associated ecosystem services, listed species, ecological connectivity and non-designated habitats.
- Contribution towards protection and/or maintenance of biodiversity and flora and fauna by contributing towards the protection of natural capital including the environmental vectors of air, water and soil. Biodiversity and flora and fauna includes biodiversity in designated sites (including European Sites and Wildlife Sites) and Annexed habitats and species (including birds and bats), listed/protected species, ecological connectivity and non-designated habitats (including terrestrial and aquatic habitats), and disturbance to biodiversity and flora and fauna – including terrestrial and aquatic biodiversity and flora and fauna.
- Promotion of economic growth to encourage retention of working age population and funding of sustainable development and environmental protection and management.
- Contribution towards appropriate provision of infrastructure and services to existing population and planned growth by facilitating compact development of lands that are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop less well-served lands elsewhere in the town and beyond.
- Contribution towards the protection of human health by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.
- Contribution towards protection of human health as a result of contributing towards the protection of natural capital including environmental vectors, including air and water.
- Contribution towards the protection of soils (including those used for agriculture) by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.
- Contribution towards the protection of the environment from contamination the highest standards of remediation, and where appropriate to consultations with the EPA and other relevant bodies, will be required to resolve any instances of environmental pollution created by contaminated land.
- Contribution towards the protection of water by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.
- Contributions towards the protection of water resources including the status of surface and groundwaters and water-based designations.
- Contribution towards flood risk management and appropriate drainage.

- Contribution towards appropriate provision of infrastructure and services to existing population and planned growth by facilitating compact development of lands that are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop less well-served lands elsewhere in the town and beyond.
  - Contribution towards compliance with national and regional water services and waste management policies.
  - Contribution towards increase in renewable energy use by facilitating renewable energy and electricity transmission infrastructure developments.
  - Contribution towards limits in increases in energy demand from the transport sector by facilitating sustainable compact growth.
  - Contribution towards reductions in average energy consumption per capita including promoting energy efficient buildings.
  - Contribution towards climate mitigation and adaptation by facilitating compact development of lands that are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop less well-served lands elsewhere in the town and beyond.
  - In combination with other plans, programmes etc., contribution towards the objectives of the wide policy framework relating to climate mitigation and adaptation, and associated contribution towards maintaining and improving air quality and managing noise levels, including through measures relating to:
    - Sustainable compact growth;
    - Sustainable mobility, including walking, cycling and public transport;
    - Drainage, flood risk management and resilience;
    - Sustainable infrastructure design solutions including green infrastructure.
  - Contributes towards protection of cultural heritage elsewhere in the County by facilitating development within the town.
  - Contributes towards protection of cultural heritage within existing settlements by facilitating brownfield development and regeneration.
  - Contributes towards protection of wider landscape and landscape designations by facilitating development within the town.
- Potential adverse effects on the hydrogeological and ecological function of the soil resource, including as a result of development on contaminated lands.
  - Potential for riverbank erosion.
  - Potential adverse effects upon the status of water bodies and entries to the WFD Register of Protected Areas (ecological and human value), arising from changes in quality, flow and/or morphology.
  - Increase in flood risk and associated effects associated with flood events.
  - Failure to provide adequate and appropriate waste water treatment (water services infrastructure and capacity ensures the mitigation of potential conflicts).
  - Failure to adequately treat surface water run-off that is discharged to water bodies (water services infrastructure and capacity ensures the mitigation of potential conflicts).
  - Failure to comply with drinking water regulations and serve new development with adequate drinking water (water services infrastructure and capacity ensures the mitigation of potential conflicts).
  - Increases in waste levels.
  - Potential impacts upon public assets and infrastructure.
  - Potential conflict between development under the Plan and aiming to reduce carbon emissions in line with local, national and European environmental objectives.
  - Potential conflicts between transport emissions, including those from cars, and air quality.
  - Potential conflicts between increased frequency of noise emissions and protection of sensitive receptors.
  - Potential conflicts with climate adaptation measures including those relating to flood risk management. Potential effects on protected and unknown archaeology and protected architecture arising from construction and operation activities.
  - Occurrence of adverse visual impacts and conflicts with the appropriate protection of designations relating to the landscape.

Further, as a result of this less comprehensive framework, there would be an increased likelihood in the extent, magnitude and frequency of adverse effects identified by this assessment occurring, including:

- Arising from both construction and operation of development and associated infrastructure:
  - Loss of/damage to biodiversity in designated sites (including European Sites and Wildlife Sites) and Annexed habitats and species, listed species, ecological connectivity and non-designated habitats; and disturbance to biodiversity and flora and fauna;
  - Habitat loss, fragmentation and deterioration, including patch size and edge effects; and
  - Disturbance (e.g. due to noise and lighting along transport corridors) and displacement of protected species such as birds and bats.
- Potential adverse effects arising from flood events.
- Potential interactions if effects arising from environmental vectors.

## 4.5 Natural Capital and Ecosystem Services<sup>6</sup>

The natural capital of Athy and its surrounding area comprises its renewable and non-renewable resources (e.g. plants, animals, air, water, soils, minerals) that combine to yield a flow of ecosystem services that provide benefits to people. These benefits can include clean air and water, a stable climate, protection from floods, food, resources for fuel, building materials, clothes and medicines, recreation. Managing natural capital so that it can continue to deliver the ecosystem services that give us these benefits is important in order to ensure sustainable development. Unmanaged natural capital risks the continued degradation and depletion of these assets, and in turn, of their capacity to provide the economy and society with the ecosystem benefits that they depend on. These services

<sup>6</sup> This section includes content taken from the Eastern and Midland Regional Spatial and Economic Strategy (Eastern and Midland Regional Assembly, 2020)

also regulate climate, regulate water flows (e.g. through wetlands and forests), sequester and store carbon in peatlands and improve soil quality for crops.

In recognition of the need to manage natural capital, provisions have been integrated into the Plan that will contribute towards management of air quality, noise pollution, light pollution, water quality and integrated catchment management.

Ecosystems are multifunctional communities of living organisms interacting with each other and their environment. Ecosystems provide a series of services for human well-being (ecosystem services) either directly or indirectly contributing towards human wellbeing. There are four main types; provisioning, regulating, supporting and cultural services. Provisioning services are the products obtained from ecosystems such as food, fresh water, wood, fibre, genetic resources and medicines. Regulating services are defined as the benefits obtained from the regulation of ecosystem processes such as climate regulation, natural hazard regulation, water purification and waste management, pollination or pest control. Support services highlight the importance of ecosystems to provide habitat for migratory species and to maintain the viability of gene-pools. Cultural services include non-material benefits that people obtain from ecosystems such as spiritual enrichment, intellectual development, recreation and aesthetic values<sup>7</sup>.

In preparing the Draft Plan and developing policy objectives, the Council have followed these ecosystem services approach principles:

- a) Consideration of natural systems - by using knowledge of interactions in nature and how ecosystems function (including at Plan Chapter 9 "Natural Heritage, Green infrastructure and Strategic Open Space")
- b) Taking into account of the services that ecosystems provide - including those that underpin social and economic well-being, such as flood and climate regulation (including at Plan Chapter 10 "Infrastructure and Environmental Services"), resources for food, fibre or fuel (including at Plan Chapter 6 "6. Economic Development, Enterprise and Tourism") or for recreation, culture and quality of life (including at Chapter 9 "Natural Heritage, Green infrastructure and Strategic Open Space" and Chapter 8 "Built Heritage and Archaeology"); and

- c) Involving people - those who benefit from the ecosystem services and those managing them need to be involved in decisions that affect them (public consultation has informed the preparation of the Draft Plan which will be further refined before adoption, taking into account submissions/observations made on the Draft Plan during public display).

In recognition of the need to manage natural capital, provisions have been integrated into the Plan that will contribute towards management of air quality, noise pollution, light pollution, water quality and river basin management.

## 4.6 Biodiversity and Flora and Fauna

### 4.6.1 Overview

Information on biodiversity and flora and fauna which is relevant to project planning and development and associated environmental assessment and administrative consent of projects includes available information on designated ecological sites and protected species, ecological connectivity (including stepping-stones and corridors) and non-designated habitats.

**Key ecological sensitivities** within the Plan area include those relating to:

- The River Barrow and River Nore Special Area of Conservation (SAC) within central parts of the Plan area and their associated aquatic and riverine ecology (including: river lamprey; salmon; freshwater pearl mussel; and white-clawed crayfish); and
- The Grand Canal proposed Natural Heritage Area (pNHA) partially within/adjacent to the western parts of the Plan area.

<sup>7</sup> <https://biodiversity.europa.eu/topics/ecosystem-services>

## 4.6.2 European Sites

European Sites comprise:

- Special Areas of Conservation<sup>8</sup> (SACs); and
- Special Protection Areas<sup>9</sup> (SPAs).

The SEA uses the same zone of influence cited in the AA; a 15 km buffer around the Plan area (sites within this zone are mapped on Figure 4.1).

There are two European Sites within 15 km of the Plan boundary: the River Barrow and River Nore SAC (Site code: 002162)<sup>10</sup>, stretching from the north to south across the Plan area; and the Ballyprior Grassland SAC (Site code: 002256)<sup>11</sup> approx. 7 km to the west of the Plan area, in County Laois.

Other connected by hydrological links European Sites within the wider region, include those downstream of the Plan area, such as the Lower River Suir SAC (Site code: 002137)<sup>12</sup>, mapped on Figure 4.2.

<sup>8</sup> SACs have been selected for protection under the European Council Directive on the conservation of natural habitats and of wild fauna and flora (92/43/EEC) due to their conservation value for habitats and species of importance in the European Union. The Habitats Directive seeks to establish Natura 2000, a network of protected areas throughout the EU. It is the responsibility of each member state to designate SACs to protect habitats and species, which, together with the SPAs designated under the 1979 Birds Directive, form Natura 2000. The European Communities (Birds and Natural Habitats) Regulations 2011 consolidate the European Communities (Natural Habitats) Regulations 1997 to 2005 and the European Communities (Birds and Natural Habitats) (Control of Recreational Activities) Regulations 2010. The Regulations have been prepared to address several judgments of the Court of Justice of the European Union (CJEU) against Ireland, notably cases C-418/04 and C-183/05, in respect of failure to transpose elements of the Birds Directive and the Habitats Directive into Irish law.

<sup>9</sup> SPAs have been selected for protection under the 1979 European Council Directive on the Conservation of Wild Birds (79/409/EEC) - referred to as the Birds Directive - due to their conservation value for birds of importance in the EU.

<sup>10</sup> Sensitive features include: estuaries; tidal mudflats and sandflats; reefs; Atlantic salt meadows; Mediterranean salt meadows; floating river vegetation; dry heath; petrifying springs; old oak woodlands; alluvial forests; Desmoulin's whorl snail; freshwater pearl mussel; white-clawed crayfish; sea lamprey; brook lamprey; river lamprey; twaite shad; Atlantic salmon; otter; Killarney fern; and Nore freshwater pearl mussel.

<sup>11</sup> Sensitive features include orchid-rich calcareous grassland.

<sup>12</sup> Sensitive features include: Atlantic salt meadows; Mediterranean salt meadows; floating river vegetation; old oak woodlands; alluvial forests; yew woodlands; freshwater pearl mussel; white-clawed crayfish; sea

For more detail on European Sites please refer to the AA document that accompanies the Draft Plan and this SEA Environmental Report.

## 4.6.3 Proposed Natural Heritage Areas

Natural Heritage Areas (NHAs) are designated due to their national conservation value for ecological and/or geological/geomorphological heritage. They cover nationally important semi-natural and natural habitats, landforms or geomorphological features, wildlife plant and animal species or a diversity of these natural attributes. NHAs are designated under the Wildlife (Amendment) Act 2000. Proposed NHAs (pNHAs) were published on a non-statutory basis in 1995, but have not since been statutorily proposed or designated.

There are no NHAs designated within/or within 15 km of the Plan area. There is one pNHA, the Grand Canal pNHA (Site code: 002104), partially within/adjacent to the western parts of the Plan area.

There are number of pNHAs in the wider 15 km buffer area (Table 4.1), including the Barrow Valley at Tankardstown Bridge pNHA (Site code: 000858) approx. 3 km to the south-east of the Plan area (mapped on Figure 4.3).

**Table 4.1 pNHAs within 15 km of the Plan area**

Site Code	Site Name
000416	Derries Wood
000421	Timahoe Esker
000810	Oakpark
000857	Ballylynan
000858	Barrow Valley at Tankardstown Bridge
000860	Clopook Wood
000867	Kilteale Hill
000878	Rock Of Dunamase
000881	The Great Heath of Portlaoise
001389	Corballis Hill
001390	Derryvullagh Island
001494	Dunamase Woods
001751	Ballycore Rath
001764	Lowtown Fen
001800	Stradbally Hill
002104	Grand Canal

lamprey; brook lamprey; river lamprey; twaite shad; Atlantic salmon; and otter.

#### 4.6.4 Margaritifera Sensitive Areas

Freshwater pearl mussel is a globally threatened, long-lived and extremely sensitive species that can be impacted by many forms of pollution, particularly sediment and nutrient pollution and by hydrological and morphological changes, which may arise from developments, activities or changes in any part of the catchment. There are two species of freshwater pearl mussel in Ireland (*Margaritifera margaritifera* and *Margaritifera durrovensis*) and both are protected under Annex II and Annex V of the EU Habitats Directive.

Within the Plan area, the freshwater pearl mussel species are found in the River Barrow catchment. These areas (shown on Figure 4.3) are identified as *catchments with previous records of Margaritifera, but current status unknown*.

#### 4.6.5 Land Cover Mapping

Land cover is the observed physical cover, as seen from the ground or through remote sensing, including for example natural or planted vegetation, water and human constructions which cover the earth's surface.

The CORINE 2018<sup>13</sup> mapping (as shown on Figure 4.4) identifies the land cover of the Plan area mainly as urban fabric (mainly within central parts of the Plan area) and agricultural (adjacent and surrounding lands).

Categories from the CORINE mapping in the Plan area include:

- Discontinuous Urban Fabric;
- Land principally occupied by agriculture with areas of natural vegetation;

<sup>13</sup> The CORINE (Co-ordinated Information on the Environment) land cover data series was devised as a means of compiling geo-spatial environmental information in a standardised and comparable manner. CORINE has become a key data source for informing environmental and planning policy on a national and European level. The main land cover type in Ireland is agricultural land including forestry, which accounts for two-thirds of the national landmass. Most of this is permanent grassland pastures. Peatlands and wetlands are the second most widespread land cover type, covering almost one-fifth of the country. While forested areas cover about one-tenth of the country. Despite rapid development in the past two decades, Ireland's landscape is predominantly rural and agricultural.

- Complex cultivated patterns;
- Pastures; and
- Non-irrigated land.

Some categories from the CORINE mapping may indicate areas likely to contain Annex I habitats. There are no such areas within/or adjacent to the Plan area. Areas likely to contain Annex I Habitats occurring in the wider area include mixed forest and semi-natural areas c. 2 km to the north and south-east of Athy.

#### 4.6.6 Habitat Mapping

Kildare County Council's 'Habitat Mapping and Green Infrastructure Survey for Athy' (2018) identified and mapped various habitats and green infrastructure areas in the town. Habitats were recorded by features according to their ecological value and Heritage Council's habitat classification system.

Three '**Broad Habitat Groups**' were identified in the survey, with a number of different habitat types according to their ecological value (as mapped on Figure 4.6):

- **Built and Improved Lands** - improved grassland and cultivated and built land (of low ecological potential); the most dominant group with c. 90% of habitats in Athy, including: improved agricultural grassland; amenity grassland; arable land; horticultural land; tilled land; stone walls and other stone work; buildings and artificial surfaces;
- **Transitional** (of ecological potential); c. 5% of habitats in Athy, including: mixed broadleaved woodland; conifer plantation; scattered trees and parkland; scrub; ornamental/non-native shrub; canals; other artificial lakes and ponds; spoil and bare ground; recolonising bare ground; and
- **Semi-natural** (of high ecological potential); c. 5% of habitats in Athy, including: dry meadows and grassy verges; wet grassland; wet willow-alder-ash woodland; depositing lowland rivers; reed and large sedge swamp; and mesotrophic lakes.

The survey also identified six main **green infrastructure corridors**, considered local biodiversity areas within Athy (mapped on Figure 4.7):

- The River Barrow;
- The Grand Canal;
- Bennetsbridge Stream;
- The Rail Line;
- Athy Stream and Prusselstown; and
- Barrowford.

These corridors are made up of various components including: rivers; streams, their tributaries and riparian zones; various woodlands; parks; gardens; hedgerows; treelines; and lands used for agriculture. These features provide habitats for flora and fauna and facilitate linkages, connecting habitats within the Plan area and the wider landscape.

#### 4.6.7 Register of Protected Areas

In response to the requirements of the Water Framework Directive a number of water bodies or parts of water bodies that must have extra controls on their quality by virtue of how their waters are used by people and by wildlife have been listed on Registers of Protected Areas (RPAs). These areas (mapped on Figure 4.5) include:

- The River Barrow and all groundwater underlying the Plan and surrounding areas which are used for drinking water abstraction in accordance with European Communities (Drinking Water) (No. 2) Regulations 2007 (SI No. 278/2007) and are identified on the RPAs for Drinking Water Ground or Surface Water Bodies.
- The River Barrow, flowing through the centre of the Plan area, which is included on the RPA as a Nutrient Sensitive Area<sup>14</sup>;
- The Bennetsbridge Stream and Ballynasculloge Stream in the west and south-west of the Plan area, which are included on the RPAs for Surface Water in Nutrient Sensitive Areas; and
- All groundwaters underlying the Plan and surrounding areas, which are included under the RPAs for Groundwater in Nutrient Sensitive Areas.

#### 4.6.8 Existing Problems

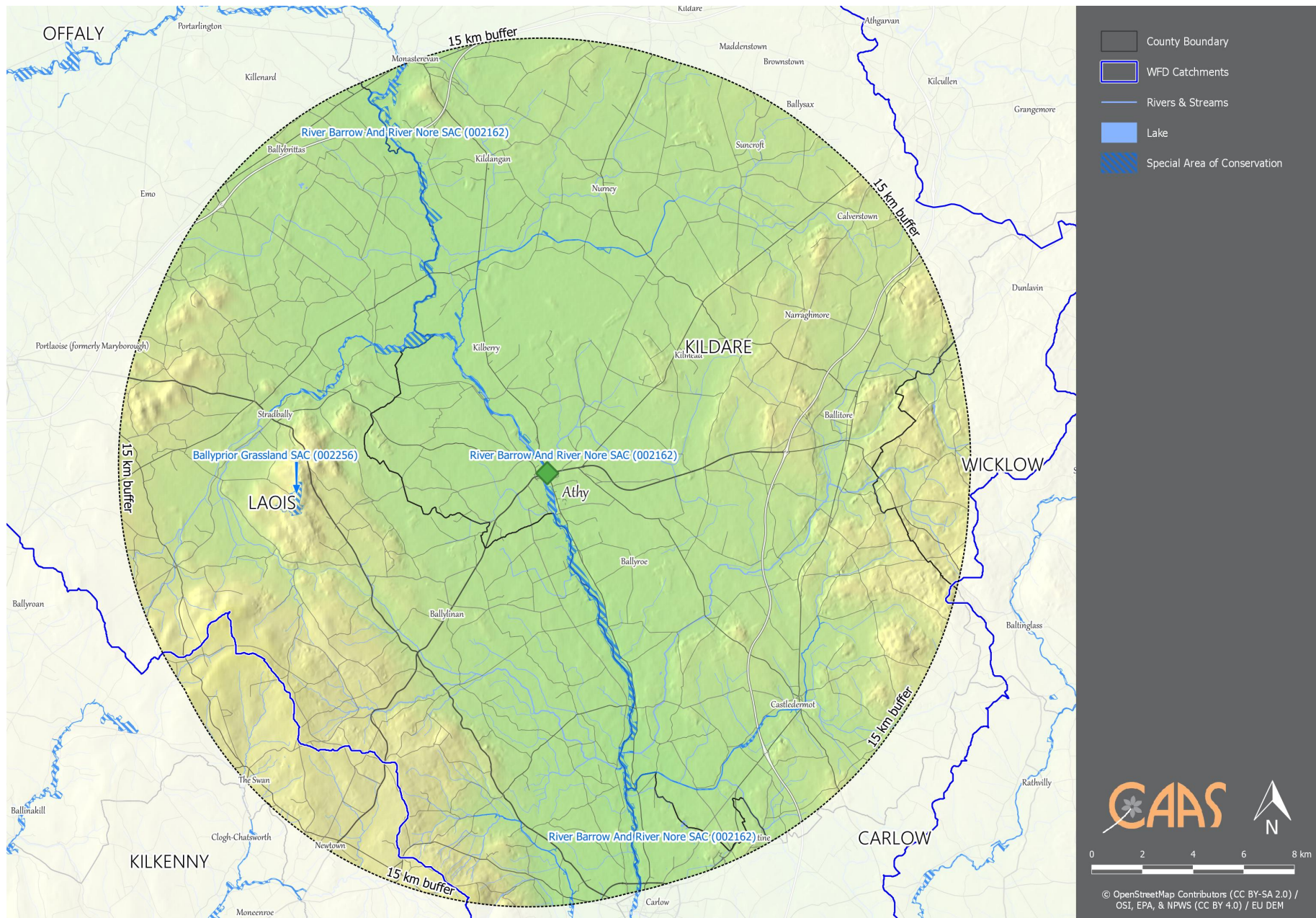
Ireland's Article 17 report on the Status of EU Protected Habitats and Species in Ireland (DCHG, 2019) identifies various Irish, EU-protected habitats and species to be of unfavourable status and many to be still declining, although it also identifies that a range of positive actions are underway. Categories for pressures and threats on Ireland's habitats and species identified by the report comprise:

- Agriculture;
- Forestry;
- Extraction of resources (minerals, peat, non-renewable energy resources);
- Energy production processes and related infrastructure development;
- Development and operation of transport systems;
- Development, construction and use of residential, commercial, industrial and recreational infrastructure and areas;
- Extraction and cultivation of biological living resources (other than agriculture and forestry);
- Military action, public safety measures, and other human intrusions;
- Alien and problematic species;
- Mixed source pollution;
- Human-induced changes in water regimes;
- Natural processes (excluding catastrophes and processes induced by human activity or climate change);
- Geological events, natural catastrophes;
- Climate change; and
- Unknown pressures, no pressures and pressures from outside the Member State.

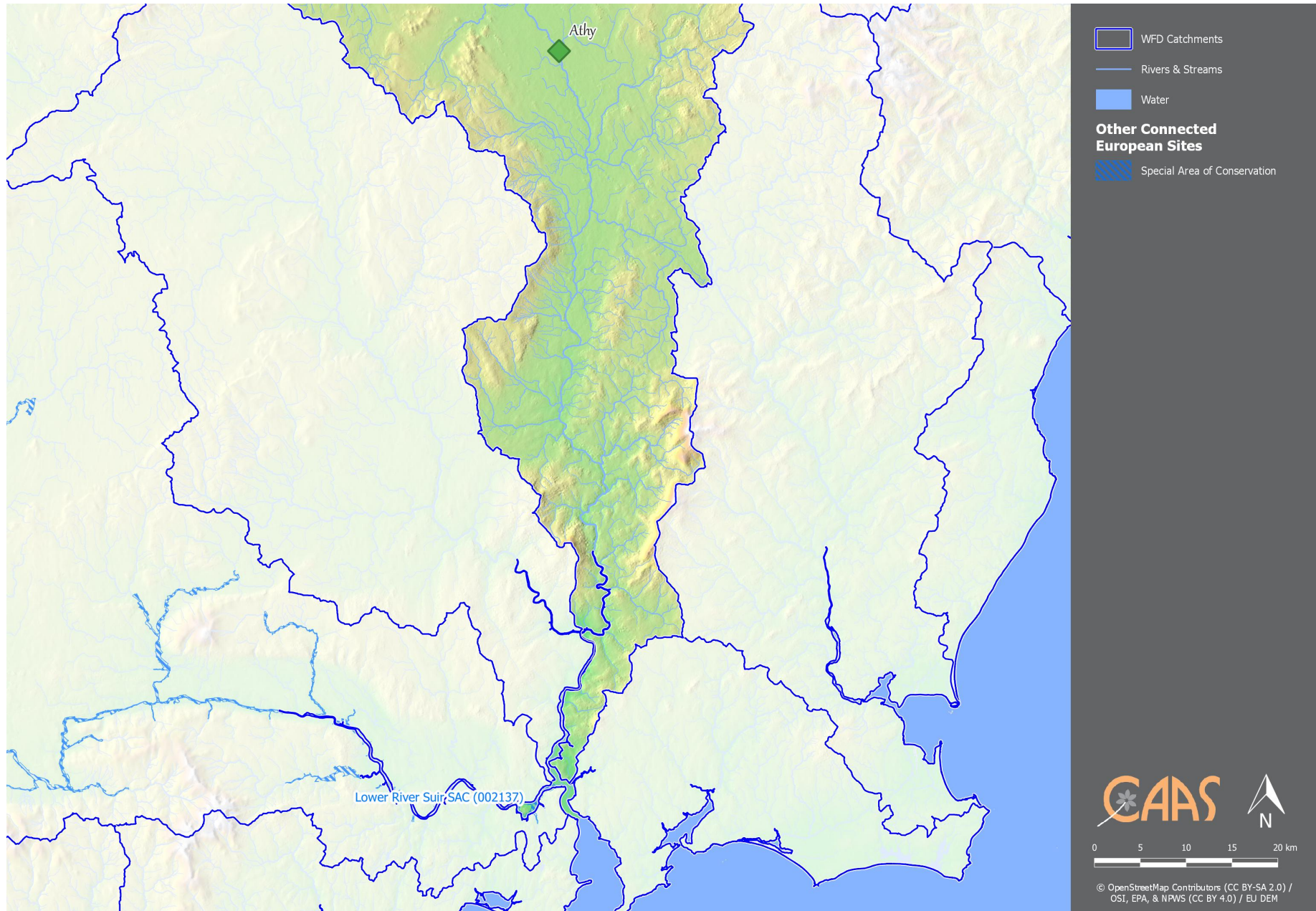
The Plan includes measures to contribute towards the protection of biodiversity and flora and fauna and associated ecosystem services.

Previous changes in land uses arising from human development have resulted in a loss of biodiversity and flora and fauna however, legislative objectives governing biodiversity and fauna were not identified as being conflicted with.

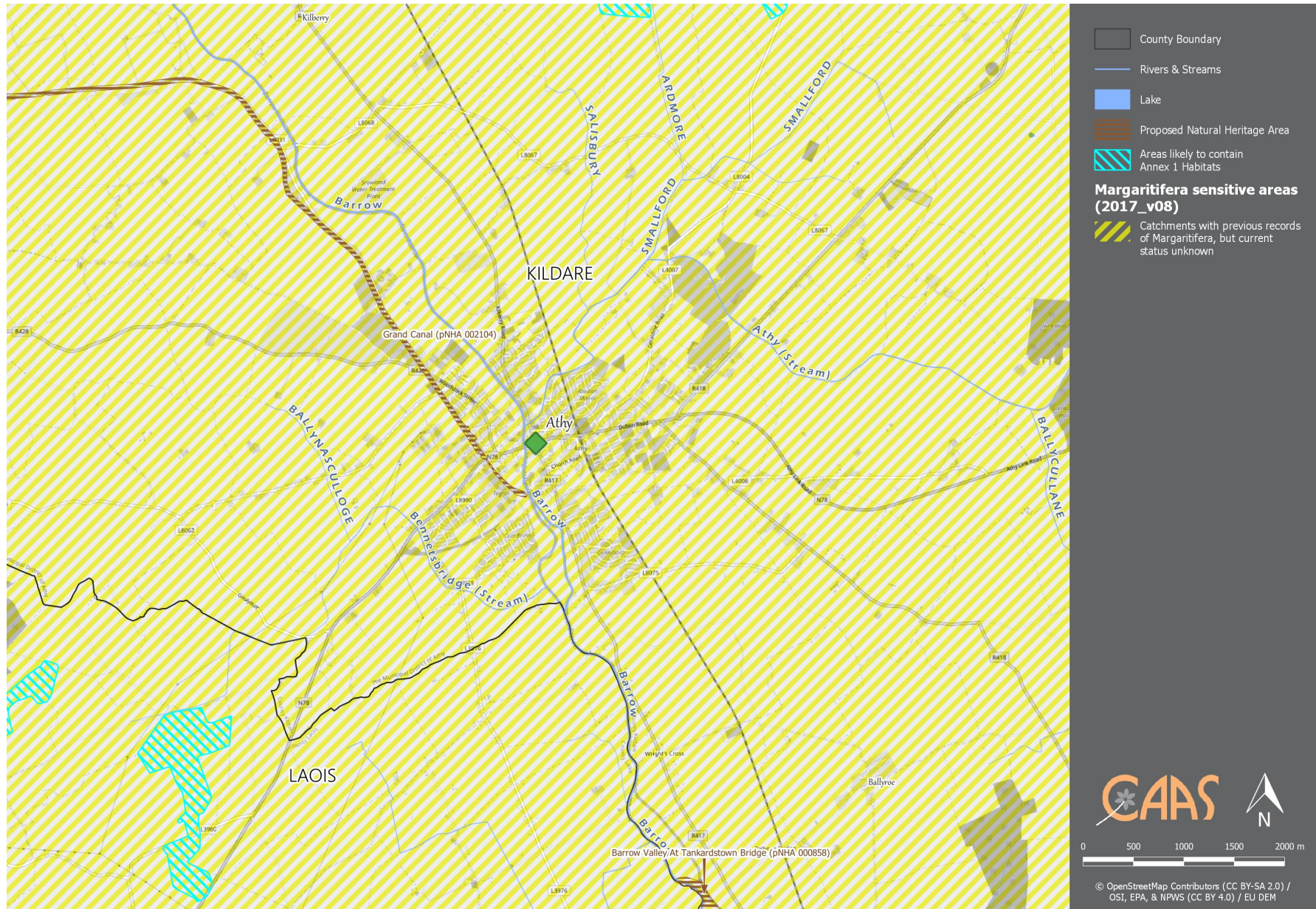
<sup>14</sup> Nutrient sensitive areas are those waterbodies listed in accordance with the Urban Wastewater Treatment (UWWT) Directive 91/271/EEC on Urban Wastewater Treatment and transposing Regulations. The waterbody containing the sensitive area is used to represent the nutrient sensitive area.



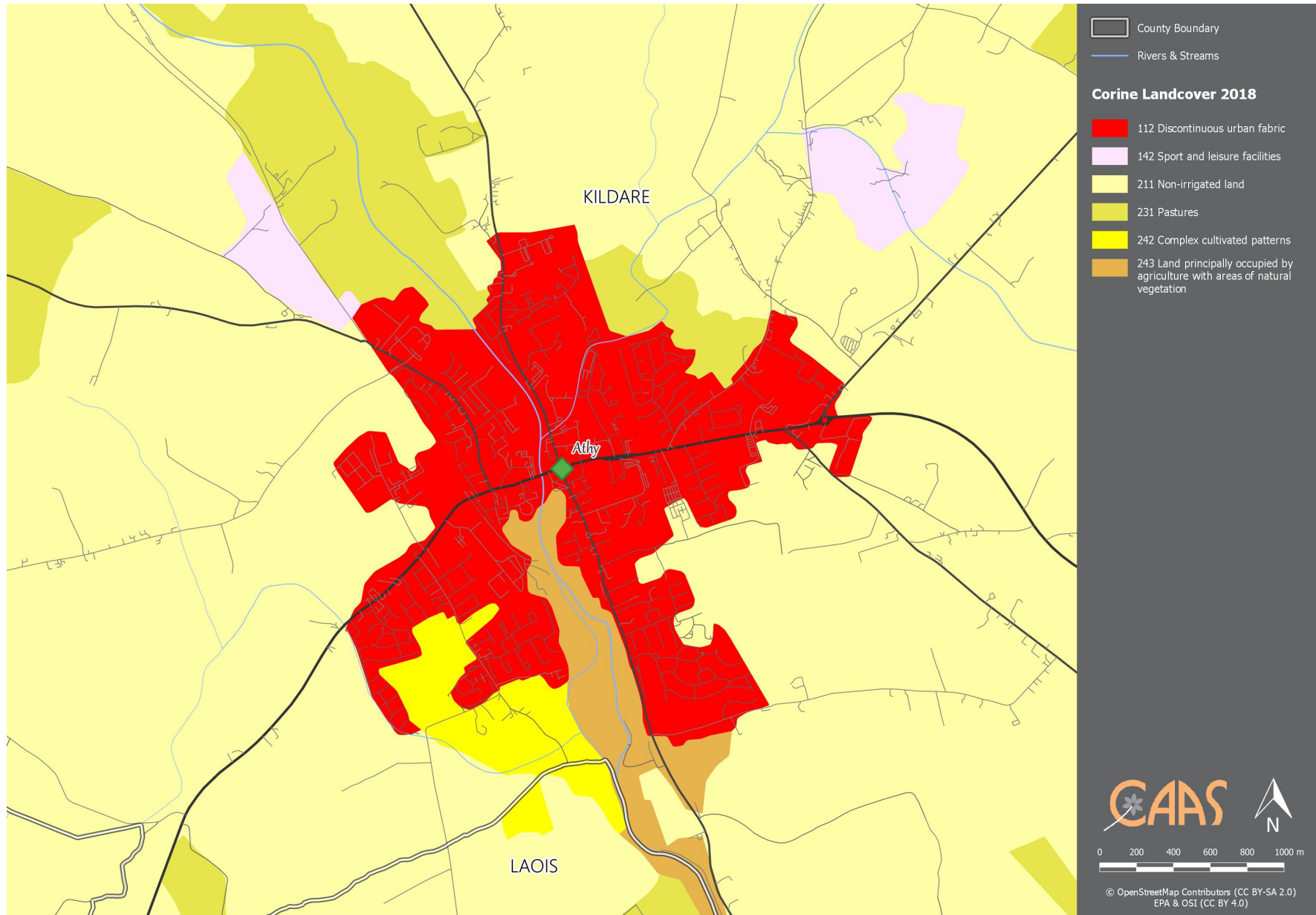
**Figure 4.1 European Sites within 15 km buffer of the Athy Plan area**



**Figure 4.2 Other European Sites with hydrological links**



**Figure 4.3 Other ecologically related designations**



**Figure 4.4 CORINE Land Cover Mapping 2018**

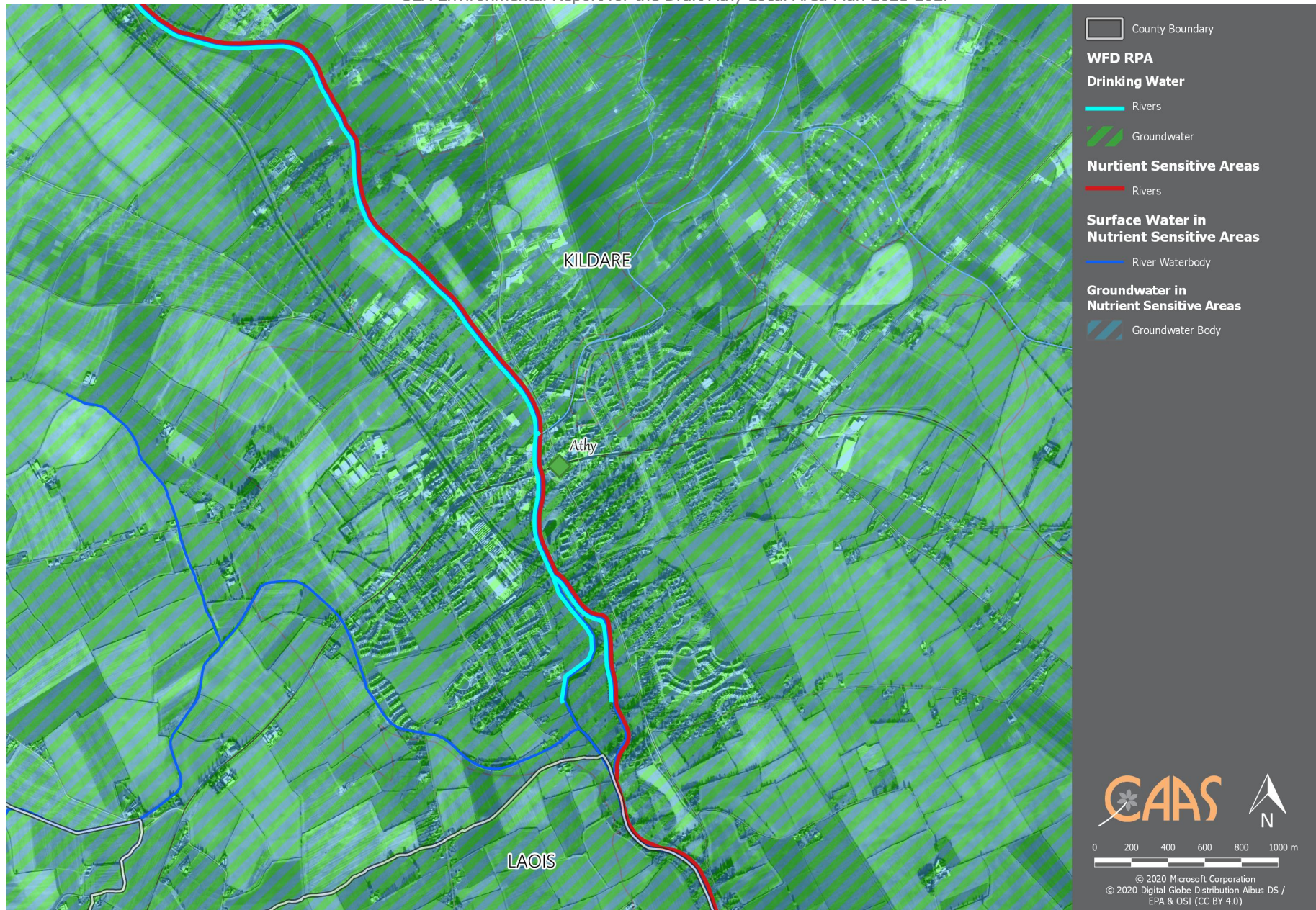


Figure 4.5 WFD Register of Protected Areas

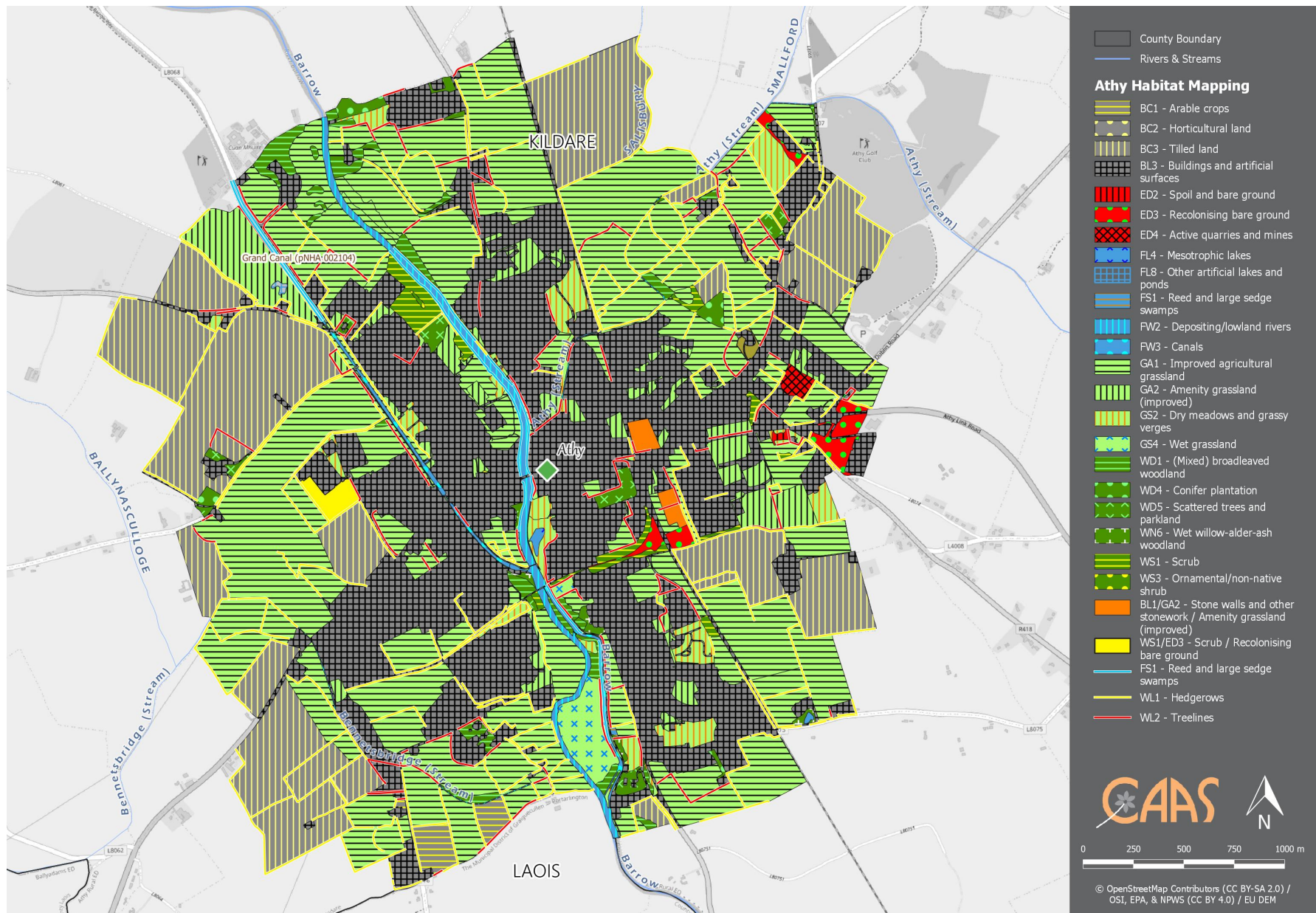


Figure 4.6 Athy Habitat Mapping

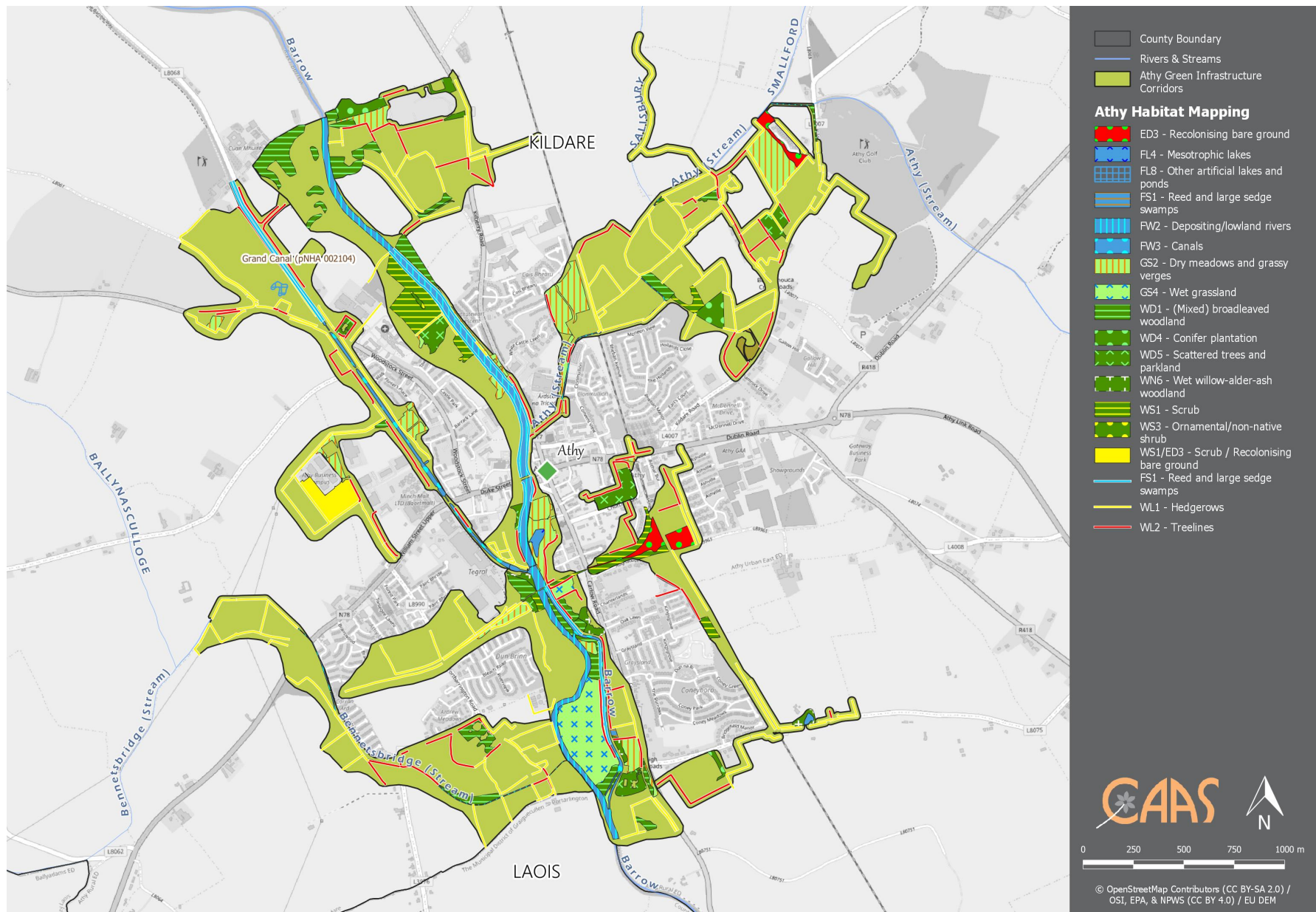


Figure 4.7 Athy Green Infrastructure Mapping

## 4.7 Population and Human Health

### 4.7.1 Population

Census 2016 recorded a population of 9,847 persons in Athy (within the Legal Town boundary<sup>15</sup>), which represents an increase of 2.7% (260 persons) in population from 2011 (9,587 persons). The future allocated population increase for Athy for 2027 is 2,160 persons and the population target is 11,837 persons<sup>16</sup>.

Athy is identified by the Kildare County Development Plan 2017-2023 (as varied) as a 'Self-Sustaining Growth Town' within the County's Kildare Settlement Hierarchy.

The new population provided for in the Draft Local Area Plan will interact with various environmental components. Potential interactions include:

- Recreational and development pressure on habitats and landscapes;
- Contribution towards increase in demand for waste water treatment at the municipal level;
- Contribution towards increase in demand for water supply and associated potential impact of water abstraction;
- Potential interactions in flood-sensitive areas; and
- Potential effects on water quality.

### 4.7.2 Human Health

Human health has the potential to be impacted upon by environmental vectors (i.e. environmental components such as air, water or soil through which contaminants or pollutants, which have the potential to cause harm, can be transported so that they come into contact with human beings). Hazards or nuisances to human health can arise as a result of exposure to these vectors arising from incompatible adjacent land uses for example. These factors have been considered with regard to the description of: the baseline of each environmental component; and the identification and evaluation of the likely

<sup>15</sup> This was abolished under the 2014 Local Government Reform Act.

<sup>16</sup> Draft Athy Local Area Plan 2021-2027: This figure only includes projected population growth on lands zoned for town centre and new residential uses. It does not include any increases in population on existing residential/infill lands.

significant environmental effects of implementing the Plan.

### 4.7.3 Existing Problems

The greatest health risk from radiation in Ireland is caused by radon. The presence of radon gas, a naturally occurring radioactive gas that originates from the decay of uranium in rocks and soils, occurs across the country. It accounts for more than half of the total radiation dose received by the Irish population. As a known carcinogen, in the same category as tobacco smoke and asbestos it is a cause of lung cancer. Exposure to radon for long periods or at high concentrations can lead to lung cancer.

The number of homes within the Plan area with radon levels above the reference level is within the normal range experienced in other locations across the country<sup>17</sup>.

Also refer to the other sections of this report referred to above with respect interactions with other environmental components.

## 4.8 Soil

### 4.8.1 Introduction

Soil is the top layer of the earth's crust. It is formed by mineral particles, organic matter, water, air and living organisms. Soil can be considered as a non-renewable natural resource because it develops over very long timescales. It is an extremely complex, variable and living medium and performs many vital functions including: food and other biomass production, storage, filtration and transformation of many substances including water, carbon, and nitrogen. Soil has a role as a habitat and gene pool, serves as a platform for human activities, landscape and heritage and acts as a provider of raw materials. Such functions of soil are worthy of protection because of their socio-economic as well as environmental importance. Soils in any area are the result of the interaction of various factors, such as parent material, climate, vegetation and human action.

To date, there is no legislation which is specific to the protection of soil resources. Although a proposal for a Soil Framework Directive was

<sup>17</sup> Mapping available at <http://www.epa.ie/radiation/radonmap>

withdrawn in 2014, the importance of sustainable soil management was recognised in the Seventh Environment Action Programme, where sustainable land management is to be achieved by 2020.

#### 4.8.2 Soil Types

Outside of the urban area, luvisol soils<sup>18</sup>, occurring extensively within and surrounding the town, are the most dominant soil type across the Plan area. Other main soil types identified (as shown on Figure 4.8), include:

- Alluvial soils<sup>19</sup> (in the flood plains of the rivers);
- Surface water gleys<sup>20</sup> (occurring in the north-east of the Plan area); and
- Groundwater gleys (to the east - beyond the Plan area).

Peatlands are unique systems comprising of ombrotrophic (rain-fed) or minerotrophic (ground water-fed) peat soils, providing as significant carbon stores and supporting a range of unique species. Active blanket bogs and active raised bogs are considered to be priority habitats, listed on Annex I of the EU Habitats Directive. Peat soils are often indicative of areas that are the most sensitive to development due to ecological sensitivities and impeded drainage issues. There is an area of peat identified c. 1.5 km to the south-west of the Plan area (Figure 4.8).

#### 4.8.3 Potentially Contaminated Lands and Landfill Sites

In the absence of mitigation, contaminated materials have the potential to adversely impact upon human health, water quality and habitats and species.

As is the case with other urban and semi-urban areas across the country, there is potential for contamination at sites within the Plan area, especially where land uses occurred in the past in the absence of environmental protection legislation.

<sup>18</sup> Luvisols are generally fertile, widely used for agriculture and associated with significant accumulation of clay.

<sup>19</sup> These are associated with alluvial (clay, silt or sand) river deposits.

<sup>20</sup> Surface water and groundwater gleys are wetland soils with slowly permeable horizons resulting in seasonal waterlogging.

#### 4.8.4 Source Protection Areas

Source Protection Area delineation provides an assessment of the land area that contributes groundwater to a borehole or spring. Source reports have been undertaken by the Geological Survey Ireland (GSI) on behalf of Local Authorities since the mid-1990s.

The Public Supply Source Protection Areas comprises Source Protection Areas around groundwater abstraction points that are managed by Irish Water to supply Public Water Supply Schemes across Ireland. The objective of the Source Protection Areas is to provide protection by placing tighter controls on activities within all or part of the zone of contribution of the source. The Zone of Contribution is the land area that contributes water to the well or spring. The Inner Protection Area (SI) is designed to protect against the effects of human activities that might have an immediate effect on the source and, in particular, against microbial pollution. The Outer Protection Area (SO) is encompassing the remainder of the zone of contribution to the groundwater abstraction point (e.g. borehole or spring). The Group Scheme Preliminary Source Protection Areas comprises Zones of Contribution to groundwater abstraction points that supply Group Water Schemes across Ireland that are affiliated to the National Federation of Group Water Schemes and that supply more than 15 people. The Zones of Contribution are preliminary protection areas around groundwater abstractions, but are not full Source Protection Areas.

Public Supply Source Protection Areas are identified within the northern half of the Plan area to the immediate west of the River Barrow (shown on Figure 4.9).

#### 4.8.5 Landslides

The term "landslide" describes a wide variety of processes that result in the downward and outward movement of materials such as rock, debris, earth, mud and peat under the force of gravity. Issues such as existing ground conditions, slope stability and storage of excavated material have the potential to influence susceptibility to landslides/bog bursts. The potential impacts of landslides include loss of human life/injury, flooding,

pollution of watercourses and impacts upon aquatic biodiversity.

The Plan area has no locations with a history of landslide events<sup>21</sup>. The GSI has identified landslide susceptibility within the Plan area as *low*, *low (inferred)* or *moderately low*, as shown on Figure 4.10.

#### **4.8.6 County Geological Sites<sup>22</sup>**

GSI coordinate the Irish Geological Heritage Programme, whereby an objective has been set to identify and select sites of geological interest within each county across the country. The audit of County Geological Sites in County Kildare was completed in 2005<sup>23</sup>. There are no County Geological Sites occurring within or adjacent to the Plan area.

Ballyadams Quarry County Geological Site (in County Laois) is located c. 6 km to the south-west of the Plan area.

#### **4.8.7 Existing Problems**

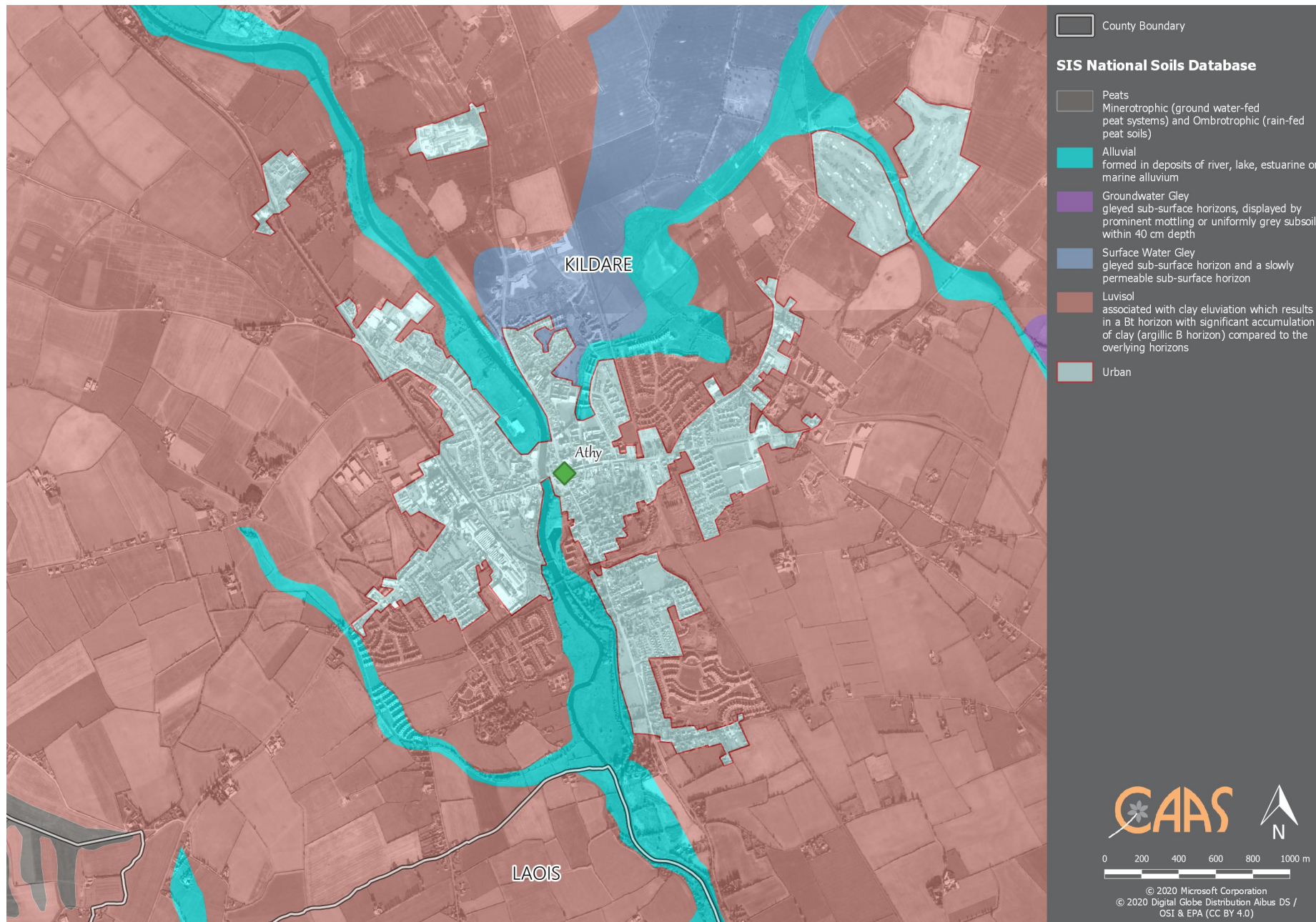
Legislative objectives governing soil were not identified as being conflicted with.

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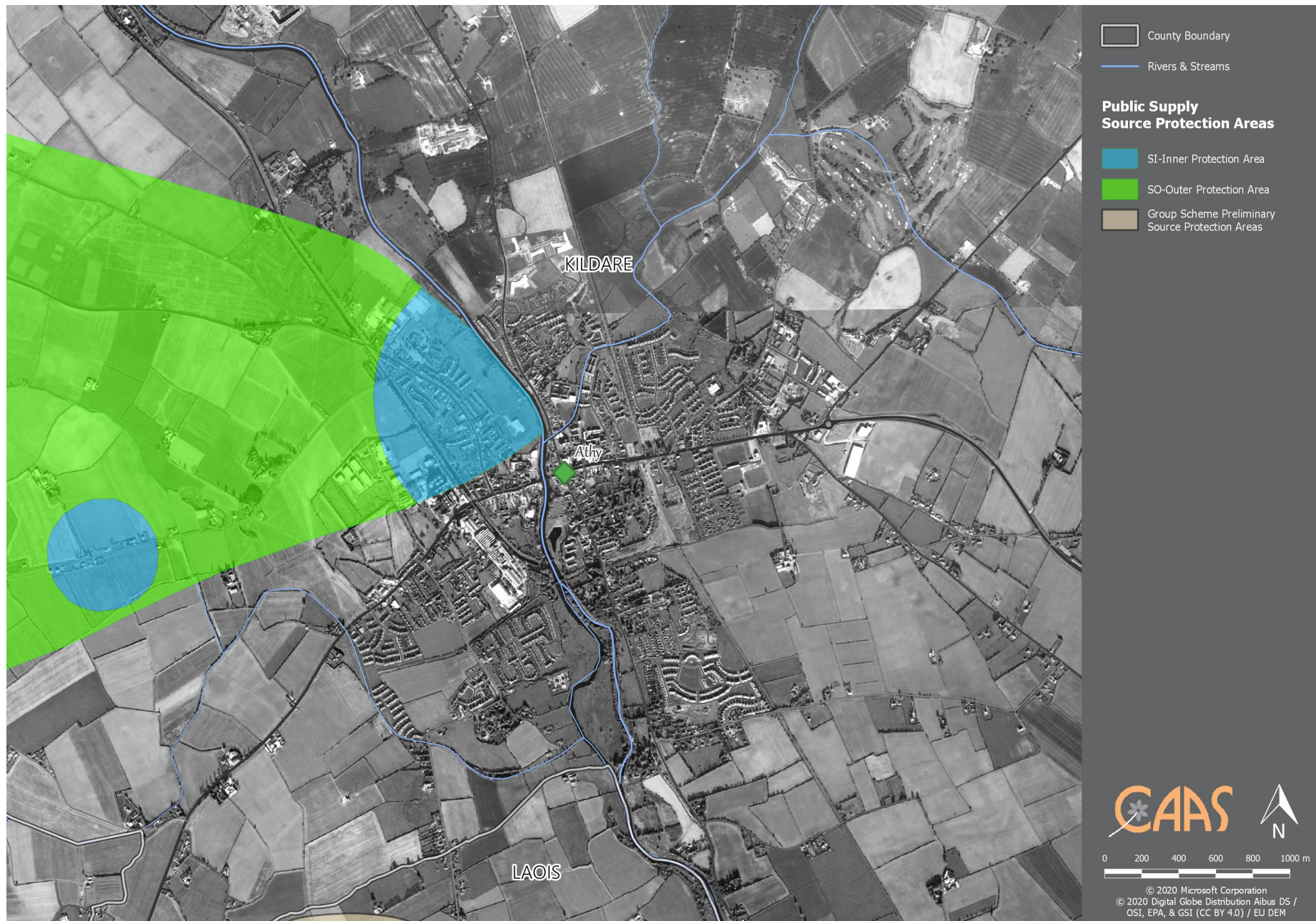
<sup>21</sup> Over 2,500 landslide events are recorded in the National Landslides Database available from GSI ([www.gsi.ie](http://www.gsi.ie)). This dataset also includes Landslide Susceptibility Mapping to assist in the identification of areas that are likely to experience land sliding.

<sup>22</sup> Sites that are appraised, but which are not selected for NHA designation, are classified as 'County Geological Sites', as recognised in the National Heritage Plan (2002). This enables their integration into County Development Plans. County or Local Authority area reports are available on [www.gsi.ie](http://www.gsi.ie).

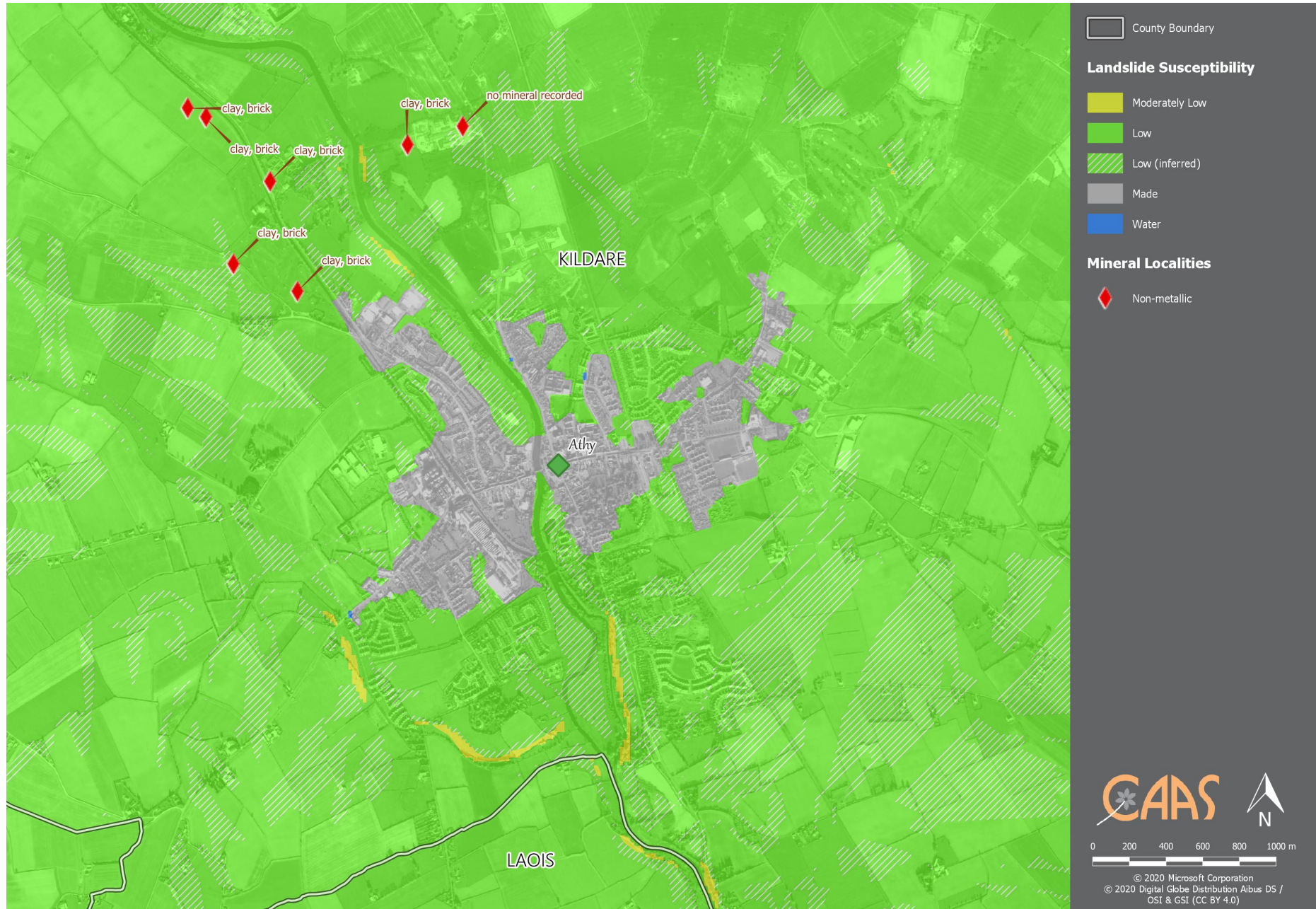
<sup>23</sup> There are 22 County Geological Sites in County Kildare.



**Figure 4.8 Soil types**



**Figure 4.9 Source Protection Areas**



**Figure 4.10 Landslide Susceptibility and Mineral Localities**

## 4.9 Water

### 4.9.1 The Water Framework Directive

Since 2000, Water Management in the EU has been directed by the Water Framework Directive 2000/60/EC (WFD). The WFD requires that all Member States implement the necessary measures to prevent deterioration of the status of all waters - surface, ground, estuarine and coastal - and protect, enhance and restore all waters with the aim of achieving *good status*. All public bodies are required to coordinate their policies and operations so as to maintain the *good status* of water bodies which are currently unpolluted and improve polluted water bodies to *good status*.

Article 4 of the WFD sets out various exemptions for deterioration in status caused as a result of certain physical modifications to water bodies. This is provided: all practicable mitigation measures are taken; there are reasons of overriding public interest or the benefits to human health, safety or sustainable development outweigh the benefits in achieving the WFD objective; there are no better alternatives; and the reasons for the physical modification are explained in the River Basin Management Plan.

The EU's Common Implementation Strategy Guidance Documents No. 20 and 36 provide guidance on exemptions to the environmental objectives of the WFD.

For the purpose of assessment, reporting and management, water is divided into groundwater, rivers, lakes, estuarine waters and coastal waters which are in turn divided into specific, clearly defined water bodies.

### 4.9.2 Zone of Influence

The Zone of Influence of the Plan extends beyond the Athy LAP Plan boundary with respect to impacts upon waters can be estimated to be all bodies of groundwater and all surface waters downstream areas of catchments which drain the Plan area.

### 4.9.3 Surface Water Drainage

A catchment is an area of land contributing to a waterbody, with all the water ultimately running off to a single outlet. The WFD requires water quality management to be based on natural river catchments i.e. by reference to the natural, environmental unit rather than by reference to administrative or legal boundaries, which often fragment river catchments.

Athy is located in the River Barrow catchment, drained by the River Barrow (flowing through the centre of the town in the north-south direction) and its tributaries, including: Bennetsbridge Stream and Ballynasculloge Stream (in the south-west of the Plan area); and Athy Stream, Smallford Stream and Salisbury Stream (in the north-east of the Plan area). The Barrow Line of the Grand Canal flows through the north-west of the Plan area.

### 4.9.4 Surface Water Status

The WFD defines 'overall surface water status' as the general expression of the status of a body of surface water, determined by the poorer of its ecological status and its chemical status. Thus, in order to achieve 'good surface water status' both the ecological status and the chemical status of a surface water body need to be at least 'good'.

The ecological status is an expression of the structure and functioning of aquatic ecosystems associated with surface waters. Such waters are classified as of 'good ecological status' when they meet Directive requirements.

Chemical Status is a pass/fail assignment with a failure defined by a face-value exceedance of an Environmental Quality Standards (EQS) for one or more Priority Action Substances (PAS) listed in Annex X of the Water Framework Directive (WFD). The EQS values for individual PAS substances are set at European level. Good surface water chemical status means that concentrations of pollutants in the water body do not exceed the environmental limit values specified in the Directive.

The WFD surface water status (2013-2018) for rivers and canal waterbodies, within and surrounding the Plan area is shown on Figure

4.11 and Table 4.2. In addition, there are a number of *unassigned*<sup>24</sup> rivers and streams across the Plan area (also shown on Table 4.2).

The current WFD (2013-2018) status of the section of the Barrow River (Barrow\_140)<sup>25</sup> within the Plan area is identified as *poor* due to unsatisfactory ecological/biological status as is its tributary the Bennetsbridge Stream. The status of the River Barrow downstream of the Plan area is *unassigned*; with *moderate* status at Ballyfoyle. The status of the Athy Stream (Athy Stream\_120) in the north-west of the Plan area is *moderate*, while the status of the Grand Canal Barrow Line, is *good*.

Subject to exemptions provided for by Article 4 of the WFD, water bodies will need improvement in order to comply with the objectives of the WFD.

In addition to this, many water bodies are identified as being at risk of not achieving their water quality objectives due to the damage being caused by significant pressures<sup>26</sup>. Significant pressures, those pressures which need to be addressed in order to improve water quality, have been identified for waterbodies that are 'At Risk' of not meeting their water quality objectives under the WFD. Significant pressures for surface water bodies within or adjacent to Athy are identified on Table 4.2.

There are various types of pressures identified, such as:

- **Agricultural pressures** can include: issues related to farming including loss of excess nutrients and sediment loss to surface waters from diffuse sources such as spreading of fertilisers and manures. Excess phosphorous and sediment are typically issues for rivers and lakes, and too much nitrogen is the main issue for estuaries and coastal waters.
- **Hydromorphological and anthropogenic pressures** are identified together in many instances. Hydromorphological pressures can include: modifications to the physical habitat conditions or the natural functioning of a waterbody which can impact on ecology, caused by dredging and straightening of rivers (channelisation), land drainage or hard

infrastructure such as dams, weirs, culverts or other obstructions. Anthropogenic pressures can include: water abstractions; invasive species; agriculture; use of fertilizers, manures and pesticides; animal husbandry activities; inefficient irrigation practices; deforestation of woods; aquaculture; pollution due to industrial effluents and domestic sewage; and recreational activities.

**Table 4.2 WFD Surface Waterbody Status and Pressures<sup>27</sup>**

Waterbody Name (EPA Identification Code) <sup>28</sup>	Waterbody Type	WFD Surface Waterbody Status (2013 -2018)
Barrow_140	River	<b>Poor</b> - due to poor ecological/biological status. This waterbody is also identified to be <b>under significant pressure from agricultural and hydromorphological /anthropogenic sources.</b>
Athy Stream_020	River	<b>Moderate</b> - this waterbody is also identified to be <b>under significant pressure from agricultural sources.</b>
Grand Canal Barrow Line (Barrow)	Canal	<b>Good</b> - pressures on canal waterbodies have not yet been identified.
Athy Stream_030	River	<b>Unassigned</b> - no pressures identified.
Barrow_130	River	<b>Unassigned</b> - this waterbody is also identified to be <b>under significant pressure from anthropogenic/ hydromorphological sources.</b>

<sup>24</sup> There is a data gap relating to WFD surface water status data. There are a number of waterbodies within the Plan area with overall status currently not assigned to them and the term "unassigned status" applies in respect of these waterbodies.

<sup>25</sup> As per EPA classification system (gis.epa.ie/EPAMaps)

<sup>26</sup> EPA (2019): Report on Water Quality in Ireland 2013-2018.

<sup>27</sup>Source: <https://gis.epa.ie/EPAMaps/> and <https://gis.epa.ie/EPAMaps/Water>

<sup>28</sup> The number at the end of each river water body name indicates where the water body is located along the main river channel. For example, the water body at the source is coded '\_010', the next water body downstream is coded '\_020' and the final water body before the river becomes transitional is '\_180'.

#### 4.9.5 Groundwater Status

Groundwater is stored in the void spaces in underground layers of rock, or aquifers. These aquifers are permeable, allowing both the infiltration of water from the soils above them and the yielding of water to surface and coastal waters. Groundwater is the part of the subsurface water that is in the saturated zone - the zone below the water table, the uppermost level of saturation in an aquifer at which the pressure is atmospheric, in which all pores and fissures are full of water.

For groundwater bodies, the approach to classification is different from that for surface water. For each body of groundwater, both the chemical status and the quantitative must be determined. Both have to be classed as either *good* or *poor*. The WFD sets out a series of criteria that must be met for a body to be classed as good chemical and quantitative status.

The WFD status (2013-2018) of all groundwater underlying the Plan area and is currently identified as being of *good status*, meeting the objectives of the WFD, as shown on Figure 4.11.

#### 4.9.6 Aquifer Vulnerability and Productivity

The Geological Survey of Ireland (GSI) rates groundwaters according to both their productivity and vulnerability to pollution.

Aquifer vulnerability refers to the ease with which pollutants of various kinds can enter into groundwater. The aquifers underlying the Plan area are mapped on Figure 4.12 and classified as being of:

- **Moderate vulnerability** – across the central parts and along the river in the north-east and south-west of the Plan area;
- **High vulnerability** - surrounding the moderate vulnerability parts across the Plan area;
- **Extreme vulnerability and extreme (rock at or near surface or karst)** – in the west and north-west of the Plan area, associated with the Source Protection Areas; and
- **Low vulnerability** – adjacent to the lands in the south-east of the Plan area.

The GSI also rates aquifers based on the hydrogeological characteristics and on the value of the groundwater resource. This is referred to as

aquifer productivity and is mapped on Figure 4.13 and generally classified as being of:

- **regionally important aquifer karstified (diffuse)** - across the west of the Plan area;
- **locally important aquifer bedrock which is moderately productive in local zones** - across the east of the Plan area; and
- **regionally important gravel aquifer** - throughout much of the Plan area.

#### 4.9.7 WFD Registers of Protected Areas

The WFD requires that Registers of Protected Areas (RPAs) are compiled for a number of water bodies or part of water bodies which must have extra controls on their quality by virtue of how their waters are used by people and by wildlife.

The WFD requires that these RPAs contain: areas from which waters are taken for public or private water supply schemes; designated shellfish production areas; bathing waters; areas which are affected by high levels of substances most commonly found in fertilizers, animal and human wastes - these areas are considered nutrient sensitive; areas designated for the protection of habitats or species e.g. Salmonid areas; Special Areas of Conservation (SACs); and, Special Protection Areas (SPAs).

Entries to the RPAs within and adjacent to the Plan area are shown on Figure 4.5 and detailed under Section 4.6.7.

#### 4.9.8 Flooding

A Strategic Flood Risk Assessment (SFRA) has been undertaken to inform the development strategy set out in the Draft LAP. The requirement for SFRA is provided under 'The Planning System and Flood Risk Management Guidelines for Planning Authorities' (DEHLG and OPW, 2009) and associated Department of the Environment, Community and Local Government Circular PL2/2014.

The preparation of the Draft Plan, SEA and SFRA has taken place concurrently and the findings of the SFRA have informed both the Draft Plan and the SEA. Historical and predictive indicators of flood risk were taken into account by the SFRA.

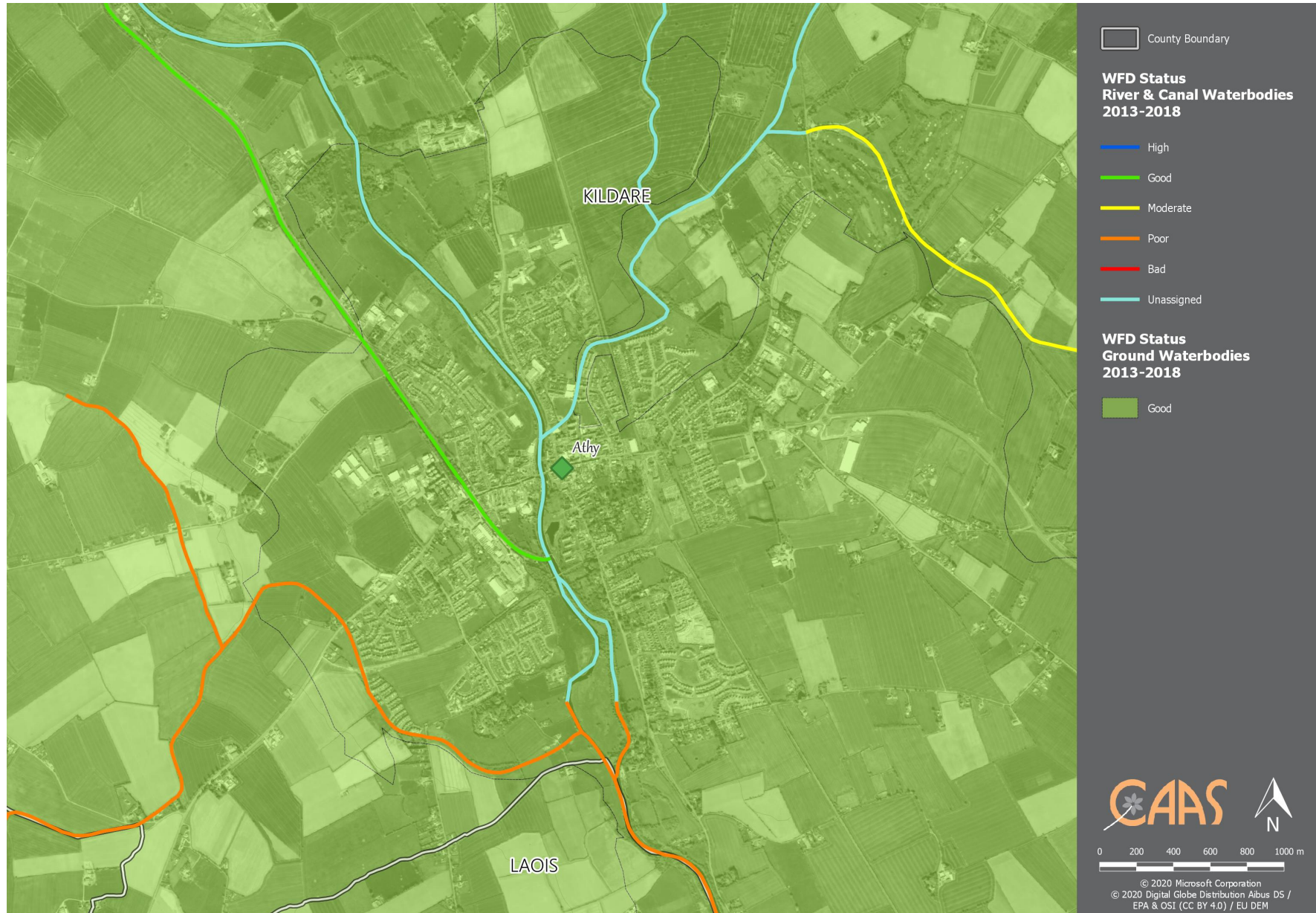
The extent of the Flood Zones A and B for the Plan area is shown on Figure 4.14.

### **4.9.9 Existing Problems**

Subject to exemptions provided for by Article 4 of the WFD, based on available water data, certain surface and groundwater bodies will need improvement in order to comply with the objectives of the WFD.

The Draft Plan includes provisions that will contribute towards improvements in the status of waters.

There is historic and predictive evidence of elevated levels of flood risk from fluvial sources at various locations across the Plan area. The preparation of the Draft Plan, SEA and SFRA has taken place concurrently and the findings of the SFRA have informed both the Draft Plan and the SEA.

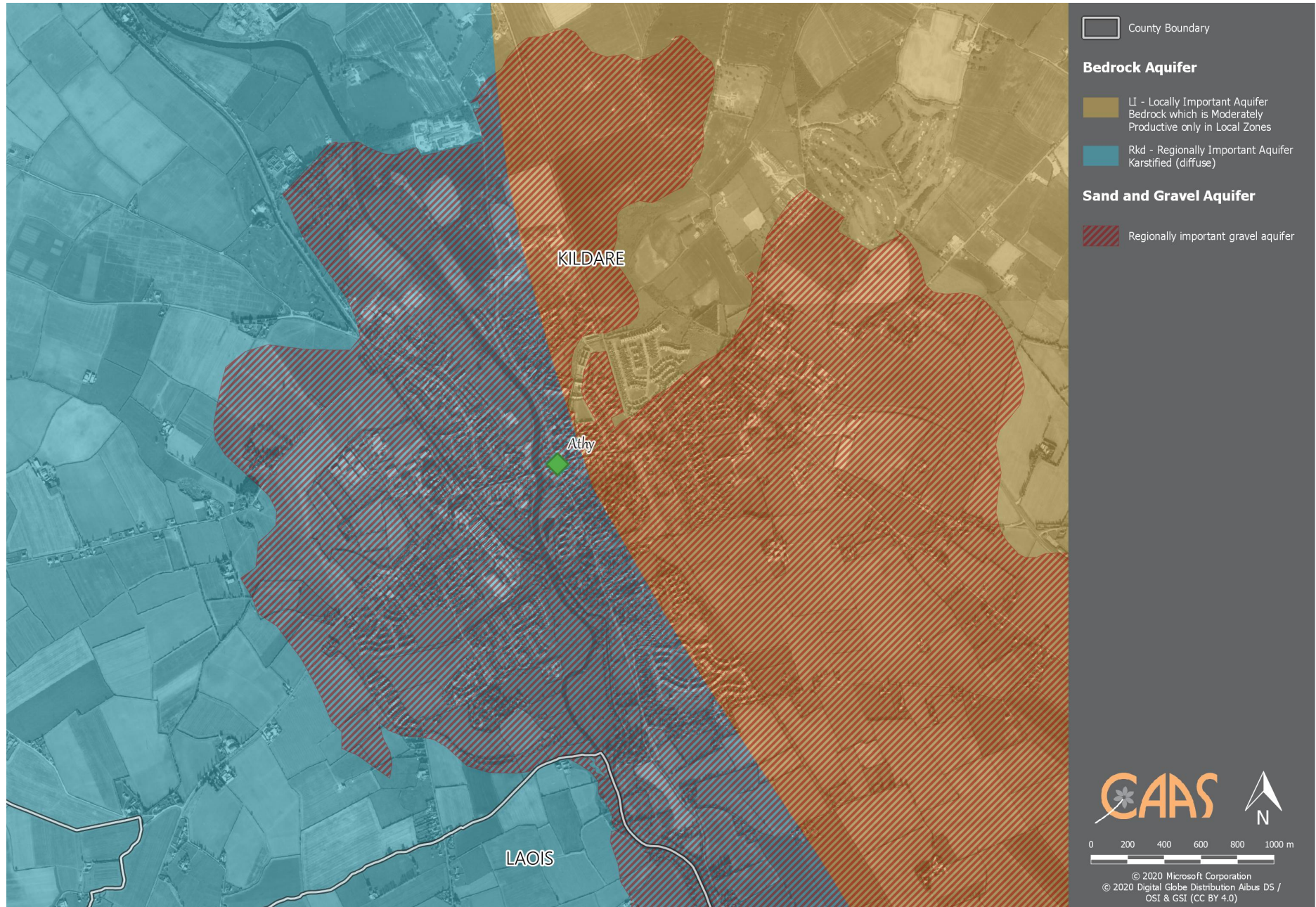


**Figure 4.11 WFD Water Status (2013-2018)**



**Figure 4.12 Groundwater Vulnerability**

CAAS for Kildare County Council



**Figure 4.13 Aquifer Productivity**

CAAS for Kildare County Council



**Figure 4.14 Flood Zones**

CAAS for Kildare County Council

## 4.10 Air and Climatic Factors

### 4.10.1 Introduction

Total emissions of greenhouse gases by humans come from various sectors including transport, agriculture, energy industries, manufacturing combustion, industrial processes, residential developments, commercial services developments, waste management processes and fluorinated gases equipment (such as refrigeration and fire protection systems).

Ireland's Provisional Greenhouse Gas Emissions 1990-2017 (EPA, 2018) details provisional estimates of greenhouse gas emissions for the period 1990-2017. For 2017, total national greenhouse gas emissions are estimated to be 60.75 million tonnes carbon dioxide equivalent (Mt CO<sub>2</sub>eq). This is 0.9% lower (0.53 Mt CO<sub>2</sub>eq) than emissions in 2016.

The EPA's 2019 publication *Ireland's Greenhouse Gas Emission Projections 2018-2040* provides an assessment of Ireland's progress towards achieving its emission reduction targets set down under the EU Effort Sharing Decision (Decision No. 406/2009/EC) for the years 2013-2020 and a longer-term assessment based on current projections. Ireland's 2020 target is to achieve a 20% reduction of non-Emission Trading Scheme (non-ETS) sector emissions (i.e. agriculture, transport, the built environment, waste and non-energy intensive industry) on 2005 levels with annual limits set for each year over the period 2013-2020.

The report on *Ireland's Final Greenhouse Gas Emissions 1990-2017* (EPA, 2019) identifies that:

- For 2017, the total national GHG emissions are estimated to be 60.74 million tonnes carbon dioxide equivalent (Mt CO<sub>2</sub>eq), 0.9% lower than 2016.
- In the last 3 years, national total emissions have increased by 6.4%. In the same period, emissions in the ETS<sup>29</sup> sector have increased by 5.9%.

<sup>29</sup> The EU emissions trading system (EU ETS) was launched in 2005 as the world's first international company-level 'cap-and trade' system for reducing emissions of greenhouse gases cost-effectively. The cap makes sure that CO<sub>2</sub> becomes a product and, thus, CO<sub>2</sub> is

- Agriculture emissions increased by 2.9% in 2017 (driven by higher dairy cow numbers and increases in milk production).
- GHG emissions from the Transport sector decreased by 2.4% in 2017. This is the first year of decreased emissions after four successive years of increases in transport emissions.
- Agriculture and Transport accounted for 73.5% of total ESD emissions in 2017.
- Emissions in the Energy Industries sector show a decrease of 6.9% which is attributable to a 5.9% decrease in fossil fuel consumption and an increase of 21.1% and 1.6% in electricity generated from wind and hydro, respectively, in 2017. Renewables now account for 30.1% of electricity generated in 2017, an increase of 3.3% from 2016 figures. Ireland continued to be a net exporter of electricity in 2017. However, exported electricity saw a 4.7% reduction in 2017 to previous 2016 figures.
- Emissions from the Manufacturing Combustion<sup>30</sup> sector increased by 3.1% in 2017.
- The Industrial Processes sector emissions increased by 4.1%, mainly from increased cement production. Cement process emissions increased by 2.6% in 2017.
- GHG emissions from the Residential sector decreased by 5.0%. This can be attributed to a milder winter.
- Emissions from the Waste sector decreased by 2.5% in 2017.

The EPA 2019 publication *Ireland's Greenhouse Gas Emission Projections 2018-2040* provides an assessment of Ireland's total projected greenhouse gas emissions out to 2040 which includes an assessment of progress towards achieving its emission reduction targets out to 2020 and 2030 set under the EU Effort Sharing Decision (Decision No 406/2009/EU) and Effort Sharing Regulation (Regulation (EU) 2018/842). Ireland's 2020 target is to achieve a 20% reduction of non-Emission Trading Scheme (non-ETS) sector emissions (i.e. agriculture, transport, the built environment, waste and non-energy intensive industry) on 2005 levels with annual limits set for each year over the period 2013-2020. Ireland's 2030 target under the Effort Sharing Regulation is a 30% reduction of emissions compared to 2005 levels by 2030. There will be binding annual limits over the 2021-2030 period to meet that target. Key Insights identified as part of the report's package of documents are that:

- There is a long-term projected decrease in greenhouse gas emissions as a result of inclusion of new climate mitigation policies and measures that formed part of the 2018-2027 National Development Plan, which was published in 2018. This is evident in the With

valued at a price, which is determined by the supply and demand at the (trading) market.

<sup>30</sup> Manufacturing Combustion; includes combustion of fuels in Industry and Construction, both in ETS and non-ETS

Additional Measures scenario which assumes full implementation of the programmes, policies and measures included in the National Development Plan.

- Fossil fuels such as coal, peat and gas continue to be key contributors to emissions from the power generation sector. However, a significant reduction in emissions over the longer term is projected as a result of the expansion of renewables (e.g. wind), assumed to reach 41-54% by 2030, with a move away from coal and peat.
- A growth in emissions from the transport sector continues to be projected which is largely attributed to fuel consumption from diesel cars and diesel freight. A decrease in emissions over the longer term, most notably in the With Additional Measures scenario, is largely attributed to assumed accelerated deployment of 500,000 electric vehicles and the impact of greater biofuel uptake.
- Agriculture emissions are projected to continue to grow steadily over the period which is mainly a result of an increase in animal numbers particularly for the dairy herd.
- The implementation of additional energy efficiency measures included in the National Development Plan will see a significant reduction in emissions in the residential, commercial/public services and manufacturing sectors over the projected period.

#### 4.10.2 Climate Mitigation

The National Climate Action Plan 2019 is an all of Government plan to tackle climate change and bring about a step change in Ireland's climate ambition over the coming years. The plan sets out an ambitious course of action over the coming years to address the diverse and wide-ranging impacts climate disruption is having on Ireland's environment, society, economic and natural resources. The Climate Action Plan sets out clear 2030 targets for each sector with the ultimate objective of achieving a transition to a competitive, low-carbon, climate-resilient, and environmentally sustainable society and economy by 2050. The Action Plan deals with both mitigation and adaptation.

Climate mitigation describes action to reduce the likelihood of climate change occurring or reduce the impact if it does occur. This can include reducing the causes of climate change (e.g. emissions of greenhouse gases) as well as reducing future risks associated with climate change.

The use of alternative fuels, including electricity, forms a significant part of government policy to reduce emissions, including from transport. Greater use of alternative fuels, including renewable energy,

has the potential to further contribute towards energy security.

The 2019 emission projections do not consider the impact of new policies and measures that will be included in the forthcoming Government Climate Plan. It is anticipated that future emission projections will include the additional impact of the Government Climate Plan.

The Climate Change Advisory Council's Annual Review 2019 identifies that the most recent projections demonstrate that, under different assumptions, Ireland will not meet its emissions reduction targets, even with the additional policies and measures included in the National Development Plan. The projections also show that progress on reducing emissions is sensitive to the future path of fuel prices. A significant and sustained rate of emissions reduction of approximately - 2.5% per year is required to meet our objectives for 2050. However, it must be noted that additional measures within the recent Climate Action Plan are not included in the analysis to date.

Climate adaptation is a change in natural or human systems in response to the impacts of climate change. These changes moderate harm or exploit beneficial opportunities and can be in response to actual or expected impacts.

The National Adaptation Framework (Department of Communications, Climate Action and Environment, 2018), sets out the national strategy to reduce the vulnerability of the country to the negative effects of climate change and to avail of positive impacts. The National Adaptation Framework outlines a whole of government and society approach to climate adaptation. Under the Framework, a number of Government Departments will be required to prepare sectoral adaptation plans in relation to a priority area that they are responsible for.

The Kildare County Council Climate Change Adaptation Strategy 2019-2024 features a range of actions across sectors. The Strategy seeks to:

- Ensure a proper comprehension of the key risks and vulnerabilities of climate change is attained;
- Bring forward the implementation of climate change resilient adaptation actions in a planned and proactive manner; and

- Ensure that climate adaptation considerations are mainstreamed into all plans and policies and integrated into all operations and functions of the local authority.

### 4.10.3 Ambient Air Quality

In order to protect human health, vegetation and ecosystems, EU Directives set down air quality standards in Ireland and the other Member States for a wide variety of pollutants. These pollutants are generated through fuel combustion, in space heating, traffic, electricity generation and industry and, in sufficient amounts, could affect the well-being of the areas inhabitants. The EU Directives include details regarding how ambient air quality should be monitored, assessed and managed.

The principles to this European approach are set out in the Ambient Air Quality and Cleaner Air for Europe (CAFE) Directive (2008/50/EC) (which replaces the earlier Air Quality Framework Directive 1996 and the first, second and third *Daughter Directives*; the fourth *Daughter Directive* will be included in CAFE at a later stage).

In order to comply with the directives mentioned above, the EPA measures the levels of a number of atmospheric pollutants. For the purposes of monitoring in Ireland, four zones are defined in the Air Quality Standards Regulations 2002 (SI No. 271 of 2002).

The EPA's (2020) *Air Quality in Ireland 2019* identifies that:

- Air quality in Ireland is generally good however there are localised issues;
- Nitrogen dioxide (NO<sub>2</sub>) from transport emissions is polluting urban areas; and
- Ireland was above World Health Organization air quality guideline value levels at 33 monitoring sites – mostly due to the burning of solid fuel within settlements across the country.

Problem pollutants identified by the EPA include particulate matter from burning of solid fuel and nitrogen dioxide from transport emissions in urban areas. Indications that Ireland will exceed EU limit values for nitrogen dioxide in the near future.

With regards to solutions, the report identifies that:

- To tackle the problem of particulate matter, clean ways of heating homes and improve energy efficiency of homes can be progressed; and

- To reduce the impact of nitrogen dioxide, transport options in the Government's Climate Action Plan can be implemented and transport choices can be considered by individuals.

In order to apply with European Directives relating to air quality, the EPA manages the National Ambient Air Quality Network and measures the levels of a number of atmospheric pollutants at locations across the country. The current<sup>31</sup> air quality in the Plan area (Air Quality Index Regions: Small Towns in the Rural East) is identified by the EPA as being *good*.

### 4.10.4 Noise

Kildare County Council has prepared a Noise Action Plan 2019-2023 in accordance with the requirements of the Environmental Noise Regulations 2006. The purpose of the Noise Action Plan is to avoid, prevent and reduce, on a prioritised basis the harmful effects, including annoyance due to the long-term exposure to environmental noise.

### 4.10.5 Existing Problems

Legislative objectives governing air and climatic factors were not identified as being conflicted with.

## 4.11 Material Assets

Other material assets, in addition to those detailed below, covered by the SEA include archaeological and architectural heritage (see Section 4.12) natural resources of economic value, such as water and air (see Sections 4.9 and 4.10).

### 4.11.1 Public Assets and Infrastructure

Public assets and infrastructure that have the potential to be impacted upon by the Plan, if unmitigated, include; the Settlement of Athy; resources such as public open spaces, parks and recreational areas; public buildings and services; transport and utility infrastructure (electricity, gas, telecommunications, water supply, waste water infrastructure etc.); and natural resources that are covered under other topics such as water and soil.

<sup>31</sup> 09/12/2020 (<http://www.epa.ie/air/quality/>)

Athy is served by the 110kv Station at Woodstock South and by a natural gas supply transported to the town via a spur from the Cork to Dublin transmission pipe line. Gas is available throughout the town with transmission terminating at Ardreigh Bridge.

### 4.11.2 Green Infrastructure

Parks and open space promote health and well-being, provide recreational facilities and range of habitats for various species. Green infrastructure is also a crucial component in building resilient communities capable of adapting to the consequences of climate change with trees, woodlands and wetlands providing carbon capture and slowing water flows while improving air quality. Green Infrastructure within Athy is shown on Figure 4.7.

### 4.11.3 Land

The Plan has the potential to assist with the reuse and regeneration of brownfield sites thereby contributing towards sustainable mobility and reducing the need to develop greenfield lands and associated potential adverse environmental effects. Brownfield lands are generally located within urban/suburban areas.

### 4.11.4 Minerals and Aggregates

Minerals such as iron and copper and aggregates such as sand and gravel can occur throughout the country. Minerals and aggregates are essential to manufacturing and construction.

Minerals localities within and adjacent to the Plan area are shown on Figure 4.10. The GSI have a suite of data sources available that would be useful in planning and assessing individual projects with regard to the environmental topic(s) of soil and/or material assets. These include:

- Aggregate Potential Mapping;
- Bedrock mapping;
- Quaternary and Physiographic mapping;
- National Aquifer and Recharge mapping; and
- Marine and Coastal Unit datasets.

### 4.11.5 Transport

Athy occupies a strategic location on the National Road network with the N78 traversing the Plan area with links to Dublin going to the east and Waterford and Cork going to the south-west from the Plan area. The town is served by the Dublin to Waterford mainline and commuter train services. The Bus Éireann and a number of other private operators provide bus services to Athy.

The Area Based Transport Assessment (ABTA) has been prepared alongside the Draft Plan to examine the existing and proposed infrastructure and to ensure shift towards more sustainable modes of transport.

### 4.11.6 Water Services

#### 4.11.6.1 Waste Water

The EPA's 2020 report '*Urban Waste Water Treatment in 2019*' identified that:

- Wastewater treatment at 19 towns and cities did not meet European standards;
- Raw sewage is released into the environment from 35 urban areas;
- Wastewater from 48 areas is the main significant pressure on waters at risk of pollution;
- Wastewater contributed to poor quality bathing waters at three beaches in 2019;
- Discharges from 13 areas must improve to protect freshwater pearl mussels; and
- Irish Water must complete assessments of the Seven wastewater collection systems have been found non-compliant with European Union requirements.

Based on the EPA's assessment of monitoring information provided by Irish Water and the enforcement activities carried out by the EPA, this report identifies urban areas with the most important environmental issues with respect to waste water infrastructure that must be addressed.

The Waste Water Treatment Plant serving Athy is not currently<sup>32</sup> listed as a priority area, where improvements are required to resolve urgent environmental issues.

From January 2014, Irish Water became responsible for all public water services, involving the supply of drinking water and the collection, treatment and disposal of waste water. Irish Water is also responsible for the treatment and disposal of the sludge that is

<sup>32</sup> EPA, 2020: *Urban Waste Water Treatment in 2019*

generated from both its water and waste water treatment plants. The Council is an agent of Irish Water for operations and remains the designated Water Authority for the assessment and approval of on-site waste water treatment systems and is responsible for surface water drainage in the town.

The provision of well-maintained quality waste water treatment infrastructure is essential to facilitate sustainable development of the town while also protecting the environment and public health. Irish Water is now responsible for the collection, treatment and disposal of waste water where public waste water facilities exist in towns and villages.

Irish Water, working in partnership with Kildare County Council, is making investments to undertake essential upgrade works to waste water treatment plants in towns and villages across the County. The upgrading of infrastructure will contribute towards compliance with the Water Framework Directive, EU Urban Waste Water Treatment Directive and Drinking Water Regulations and will help to protect human health and maintain the quality of surface and ground waters.

#### 4.11.6.2 Waste Water Infrastructure

Athy is served by the Athy Waste Water Treatment Plant (WWTP) at Fortbarrington Road to the south-west of the town. The Athy WWTP has currently designed capacity of 15,000 population equivalent (PE) with additional capacity for future expansion.

The most recent figures available indicate that the loading capacity of the treatment plant is approximately 12,898 PE (spring 2020) leaving a treatment capacity of 2,102 PE. It is noted that there are no major infrastructural constraints on the sewerage network within the town.<sup>33</sup>

Table 4.3 shows the most recent available information on WWTP performance sourced from Irish Water's Annual Environmental Reports (2019)<sup>34</sup>. The WWTP environmental performance was non-compliant with the Emission Limit Values set in the wastewater discharge licence as a result of a mechanical breakdown.

<sup>33</sup> Draft Athy LAP 2021-2027

<sup>34</sup> Available at:  
<https://www.water.ie/wastewater/compliance/annual-environmental-repo/>

**Table 4.3 Athy WWTP Performance**

<b>Plant name and Reference</b>	Athy WWTP D0003-01
<b>Treatment Provided</b>	Tertiary
<b>Overall Compliance (Pass/Fail)</b>	Fail
<b>Parameter Failed</b>	Ammonia -Total (as N) mg/l
<b>Cause of Exceedances and Significance of Results (Water Quality)</b>	<p>Cause: mechanical breakdown at WWTP</p> <ul style="list-style-type: none"> <li>• The WWTP discharge was not compliant with the ELVs set in the wastewater discharge licence.</li> <li>• The ambient monitoring results does not meet the required environmental quality standard.</li> <li>• The discharge from the WWTP does not have an observable impact on the water quality.</li> <li>• The discharge from the WWTP does not have an observable negative impact on the WFD status.</li> </ul>
<b>Organic Capacities (PE)</b>	As Constructed: 15,000 Collected Load (peak week): 12,898 Remaining: 2,102

#### 4.11.6.3 Water Supply

Irish Water is responsible for providing and maintaining adequate public water supply infrastructure throughout County Kildare.

Athy has been served by the Srowland Water Treatment Plant located to the north of the town. This plant replaced all four previous sources and has the capacity to serve 11,000 PE. The average water demand in the town is three million litres per day (summer 2020). While there are no specific constraints on the water supply network, Irish Water (IW) advises that there is limited capacity at the treatment works and new connections will be on a first come/first served basis. It is noted that capacity will have to be expanded to accommodate the envisaged growth in the town over the life of the Plan.

Further information on drinking water demand and capacity will be provided where it becomes available during the Plan-preparation/SEA process.

Under Section 58 of the Environmental Protection Agency Act 1992, the EPA is

required to collect and verify monitoring results for all water supplies in Ireland covered by the European Communities (Drinking Water) Regulations, 2000. The EPA publishes their results in annual reports that are supported by Remedial Action Lists (RALs). The RAL identifies water supplies that are not in compliance with the Regulations mentioned above.

The most recent EPA Remedial Action List (Q3 of 2020) does not include any water scheme that supplies the Plan area.

#### **4.11.6.4 Surface Water Drainage**

Kildare County Council is responsible for surface water drainage in the Plan area. Sustainable urban Drainage systems (SuDS) is a method to minimise the quantity and increase the quality of surface water runoff and to mitigate adverse impacts of climate change. SuDS can also provide amenity and biodiversity benefits. The Council seeks to ensure the sustainable management of surface water discharges in urban areas through the use of SuDS.

#### **4.11.7 Waste Management**

Waste management within the Plan area is guided by the Eastern-Midlands Region Waste Management Plan 2015-2021. The Plan provides a framework for the prevention and management of waste in a sustainable manner in 12 local authority areas, including that of Kildare.

#### **4.11.8 Existing Problems**

The provisions of the Plan will contribute towards protection of the environment with regard to impacts arising from material assets.

## 4.12 Cultural Heritage

### 4.12.1 Archaeological Heritage

Archaeology is the study of past societies through the material remains left by those societies and the evidence of their environment. Archaeological sites and monuments vary greatly in form and date; examples include earthworks of different types and periods, (e.g. early historic ringforts and prehistoric burial mounds), megalithic tombs from the Prehistoric period, medieval buildings, urban archaeological deposits and underwater features.

Archaeological heritage is protected under the National Monuments Acts (1930-2004), Natural Cultural Institutions Act 1997 and the Planning Acts.

The Record of Monuments and Places (RMP) is an inventory, put on a statutory basis by amendment to the National Monuments Act 1994, of sites and areas of archaeological significance, numbered and mapped. It is available from the National Monuments Service and at [archaeology.ie](http://archaeology.ie).

The term 'monument' includes all man-made structures of whatever form or date except buildings habitually used for ecclesiastical purposes. All monuments in existence before 1700 A.D. are automatically considered to be historic monuments within the meaning of the Acts. Monuments of architectural and historical interest also come within the scope of the Acts. Monuments include: any artificial or partly artificial building, structure or erection or group of such buildings, structures or erections; any cave, stone or other natural product, whether or not forming part of the ground, that has been artificially carved, sculptured or worked upon or which (where it does not form part of the place where it is) appears to have been purposely put or arranged in position; any, or any part of any, prehistoric or ancient tomb, grave or burial deposit, or, ritual, industrial or habitation site; and any place comprising the remains or traces of any such building, structure or erection, any such cave, stone or natural product or any such tomb, grave, burial deposit or ritual, industrial or habitation site, situated on land or in the territorial waters of

the State', but excludes 'any building or part of any building, that is habitually used for ecclesiastical purposes' (National Monuments Acts 1930-2004).

A recorded monument is a monument included in the list and marked on the map which comprises the RMP set out county by county under Section 12 of the National Monuments (Amendment) Act, 1994 by the Archaeological Survey of Ireland. The definition includes Zones of Notification within which requirements for notifications of proposed works apply.

A Sites and Monuments Record (SMR)<sup>35</sup> is a manual containing a numbered list of all certain and possible monuments. An Urban Archaeology Survey was completed in 1995 and contained reports on historic towns dating to before 1700 A.D. with a view to delineating zones of archaeological potential (SMR Zones of Notification). The SMR formed the basis for issuing the Record of Monuments and Places (RMP) - the statutory list of recorded monuments established under Section 12 of the National Monuments (Amendment) Act 1994.

The Plan area contains number of archaeological monuments, including entries to the SMR and RMP. Figure 4.15 shows the spatial distribution of recorded monuments and associated SMR and RMP Zones of Notification within and surrounding the Plan area.

Clusters of monuments are located within the centre of the Plan area at Athy's historic core, which is also identified as a Zone of Archaeological Potential. There are many important sites of significant archaeological interest within and surrounding Athy, including: a wall of St. John's Hospital and the medieval graveyard site on John's Lane; the ruins of St. Michael's Church; and the White Castle on the east bank of the River Barrow, adjacent to Cromaboo Bridge.

<sup>35</sup> The RMP was issued for each county between 1995 and 1998 in a similar format to the existing SMR. However, the RMP differs from the earlier lists in that, as defined in the Act, only monuments with known locations or places where there are believed to be monuments are included. The large archive and supporting database are managed by the National Monuments Service and the records are continually updated and supplemented as additional monuments are discovered. (<https://data.gov.ie/dataset/national-monuments-service-archaeological-survey-of-ireland>).

The Underwater Archaeology Unit was established within the National Monuments Service to manage and protect Ireland's underwater cultural heritage, including the quantification of the underwater resource and assessing development impacts in order to manage and protect this aspect of Ireland's heritage. The Shipwreck Inventory is principally a desktop survey with information gathered from a broad range of cartographic, archaeological and historical sources, both documentary and pictorial. Wrecks over 100 years old and archaeological objects found underwater are protected under the National Monuments (Amendment) Acts 1987 and 1994. Significant wrecks less than 100 years old can be designated by Underwater Heritage Order on account of their historical, archaeological or artistic importance. Such Orders can also be used to designate areas of seabed or land covered by water to more clearly define and protect wreck sites and archaeological objects. Under the legislation all diving on known protected wreck sites or with the intention of searching for underwater cultural heritage is subject to licensing requirements.

Rivers within the Plan area may contain many features and finds associated with riverine heritage such as shipwrecks, piers, quay walls, fords, stepping stones and associated archaeological objects and features.

#### 4.12.2 Architectural Heritage

The term architectural heritage is defined in the Architectural Heritage (National Inventory) and Historic Monuments Act 1999 as meaning all: structures and buildings together with their settings and attendant grounds, fixtures and fittings; groups of structures and buildings; and, sites which are of technical, historical, archaeological, artistic, cultural, scientific, social, or technical interest.

Records of Protected Structures are legislated for under Section 12 and Section 51 of the Planning and Development Act 2000 as amended. Protected structures are defined in the Planning and Development Act 2000 as amended as structures, or parts of structures that are of special interest from an architectural, historical, archaeological, artistic, cultural, scientific, social or technical point of view.

In relation to a protected structure or proposed protected structure, the following are encompassed:

- The interior of the structure;
- The land lying within the curtilage<sup>36</sup> of the structure;
- Any other structures lying within that curtilage and their interiors; and,
- All fixtures and features that form part of the interior or exterior of any structure or structures referred to in subparagraph (i) or (iii).

Similar to the general spatial spread of archaeological heritage, clusters of architectural heritage are indicated within the town's centre as shown on Figure 4.16. There are 150 entries to the Record of Protected Structures in within the Plan area<sup>37</sup> including many buildings of character and historical and architectural significance such as: White Castle (a prominent feature in the Town); Market House (heritage centre); the Model Farm and School; the former Dominican Church (now Athy Library); and the Presbyterian Church.

Athy has a rich industrial heritage, which is represented by wide range of elements, including: bridges, locks, mills and other engineering structures associated with the River Barrow and the Grand Canal; and the railway line passing through the town (dating back to 1846) and its associated structures such as lamp standards, cast-iron features, railings, and street signs.

In addition to Protected Structures, the Planning and Development Act, 2000 provides the legislative basis for the protection of Architectural Conservation Areas (ACAs). An ACA is a place, area or group of structures or townscape that is of special architectural, historical, archaeological, artistic, cultural, scientific, social or technical interest or value, or contributes to the appreciation of protected structures, whose character it is an objective to preserve in a development plan. The ACA designation requires that planning permission must be obtained before significant works can

<sup>36</sup> Curtilage is normally taken to be the parcel of ground immediately associated with the Protected Structure, or in use for the purposes of the structure. Protection extends to the buildings and land lying within the curtilage. While the curtilage sometimes coincides with the present property boundary, it can originally have included lands, features or even buildings now in separate ownership, e.g. the lodge of a former country house, or the garden features located in land subsequently sold off. Such lands are described as being attendant grounds, and the protection extends to them just as if they were still within the curtilage of the Protected Structure.

<sup>37</sup> Draft Athy LAP 2021-2027

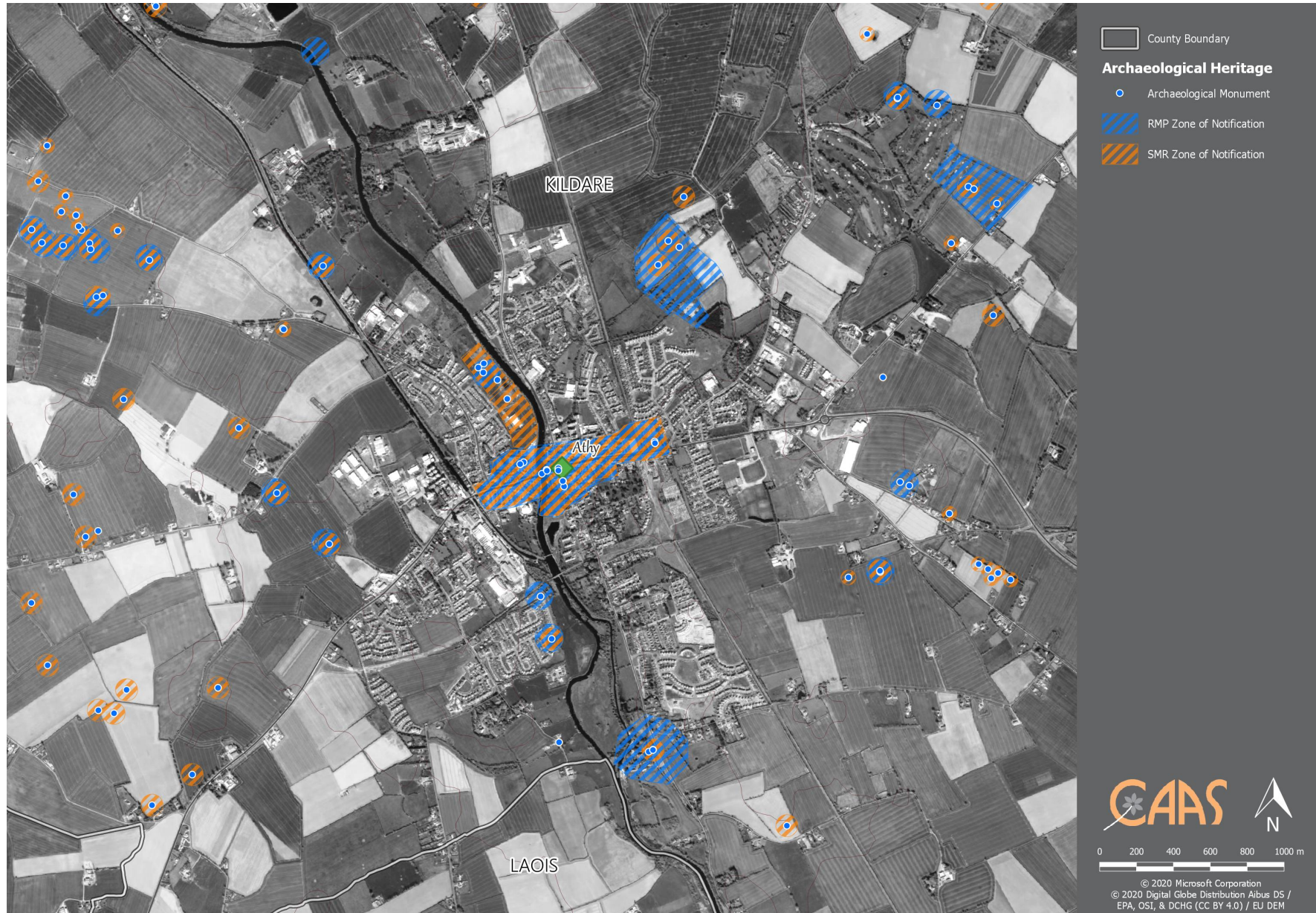
be carried out to the exterior of a structure in the ACA that might alter the character of the structure or the ACA.

There is one ACA designated in the Plan area that encompasses much of the town centre of Athy (shown on Figure 4.16). This ACA is divided into three sub-areas, which represent the different stages of the town's development: the 18<sup>th</sup> century western area including the Grand Canal dry dock and the Barrow lock; the historic/ medieval core including Emily Quay and Barrow Quay; and the 19<sup>th</sup> century eastern area including the railway station and the People's Park.

The National Inventory of Architectural Heritage (NIAH) is a state initiative under the administration of the Department of Culture, Heritage and the Gaeltacht and was established on a statutory basis under the provisions of the Architectural Heritage (National Inventory) and Historic Monuments (Miscellaneous Provisions) Act 1999. The purpose of the NIAH is to identify, record, and evaluate the post-1700 architectural heritage of Ireland, uniformly and consistently as an aid in the protection and conservation of the built heritage. NIAH surveys provide the basis for the recommendations of the Minister of Culture, Heritage and the Gaeltacht to the local authorities for the inclusion of particular structures in their Record of Protected Structures. The NIAH includes historic gardens and designed landscapes. Figure 4.16 shows entries to NIAH in the Plan area.

### **4.12.3 Existing Problems**

The context of archaeological and architectural heritage has changed over time however no existing conflicts with legislative objectives governing archaeological and architectural heritage have been identified.



**Figure 4.15 Archaeological Heritage**



**Figure 4.16 Architectural Heritage**

## **4.13 Landscape**

### **4.13.1 Introduction**

Article 1 (a) of the European Landscape Convention provides a definition of landscape as follows; "Landscape means an area, as perceived by people whose character is the result of the action and interaction of natural/or human factors". The importance of landscape and visual amenity and the role of its protection are recognised in the Planning and Development Act 2000 as amended, which requires that Development Plans include objectives for the preservation of the landscape, views and the amenities of places and features of natural beauty.

Athy is largely characterised by the River Barrow corridor flowing through the settlement from north to south. The majority of the surrounding Plan area consists of pastures and agricultural lands with the Barrow Line of the Grand Canal traversing the Plan area.

The different landscapes found in the Plan area have varying visual and amenity values, topography, exposure levels and contain a variety of habitats. Each landscape type has varying capacity to absorb development related to its overall sensitivity.

### **4.13.2 Landscape Character Assessment**

The European Landscape Convention was ratified in Ireland in 2002, this required EU Member States to adopt national measures to promote landscape, planning, protection and management.

The purpose of landscape character assessment is to provide the foundation for policy formulation and decision making for landscape management. The Landscape Character Assessment for County Kildare identifies eight Principal Landscape Character Areas and seven Sub-ordinate Landscape Character Areas.

The Plan area is located within the Southern Lowlands Landscape Character Area and the River Barrow Valley Corridor Sub-ordinate Landscape Character Area (as shown on Figure 4.17).

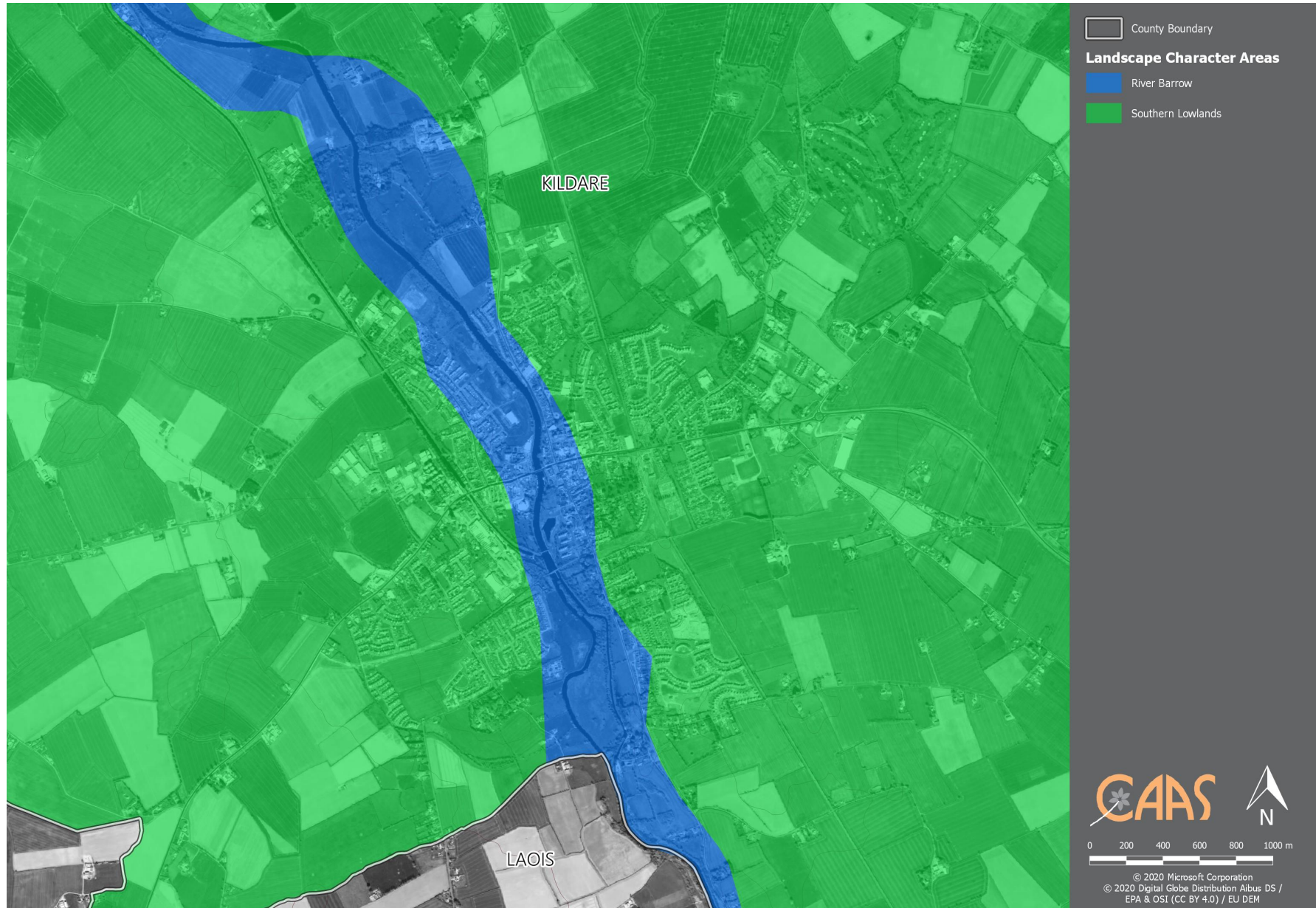
The Southern Lowlands Landscape Character Area is identified as having a sensitivity rating of 'Class One: Low Sensitivity', as it has the capacity to generally accommodate a wide range of uses without significant adverse effects on the appearance or character of the area.

The Sub-ordinate Landscape Area of The River Barrow Valley Corridor is identified as having a sensitivity rating of 'Class Four: Special', as there is little or no capacity to accommodate uses without significant adverse effects on the appearance or character of the landscape having regard to unique and special sensitivity factors.

The County Development Plan provides for the protection of a number of scenic routes, views and prospects within the Council's administrative area. Under the provisions of the Kildare County Development Plan 2017-2023 there are no designated views or prospect within or adjacent to the Plan area. However, the Statement of Character for the Athy ACA (see Section 4.12.2) outlines a number of key views/prospects which are deemed to be worthy of protection.

### **4.13.3 Existing Environmental Problems**

New developments have resulted in changes to the visual appearance of lands within the Plan area however legislative objectives governing landscape and visual appearance were not identified as being conflicted with.



**Figure 4.17 Landscape Designations**

## 4.14 Overlay of Environmental Sensitivity Mapping

In order to identify where most sensitivities within and surrounding the town occur, a number of the environmental sensitivities described above were weighted and mapped overlapping each other.

Figure 4.18 provides an Overlay of Environmental Sensitivities for the Plan and surrounding areas. Environmental sensitivities are indicated by colours which range from higher to lower sensitivity. The map was prepared using Geographical Information System (GIS) software that allowed for a weighting system to be applied with differentiation in certain layers as follows:

- European Sites – SAC (10 points);
- Other Ecological designations – pNHA (5 points);
- Green Infrastructure Corridors (5 points);
- WFD Status of surface water poor status (10 points);
- WFD Status of surface water moderate status (5 points);
- Groundwater vulnerability (“extreme” or “extreme – rock at or near surface or karst” 10 points, “high” 5 points);
- Source Protection Areas (10 points Inner; 5 points Outer);
- WFD RPA Drinking Water Rivers (10 points);
- WFD RPA Nutrient Sensitive Rivers (10 points);
- Fluvial Flood Zone A (10 points) and Zone B (5 points);
- Cultural Heritage including Archaeological Zones of Notification, Architectural Conservation Areas, entries to the Record of Protected Structures, entries to the Record of Monuments and Places, National Monuments in State Care and entries to the National Inventory of Architectural Heritage (10 points); and
- Barrow Landscape Character Area (10 points).

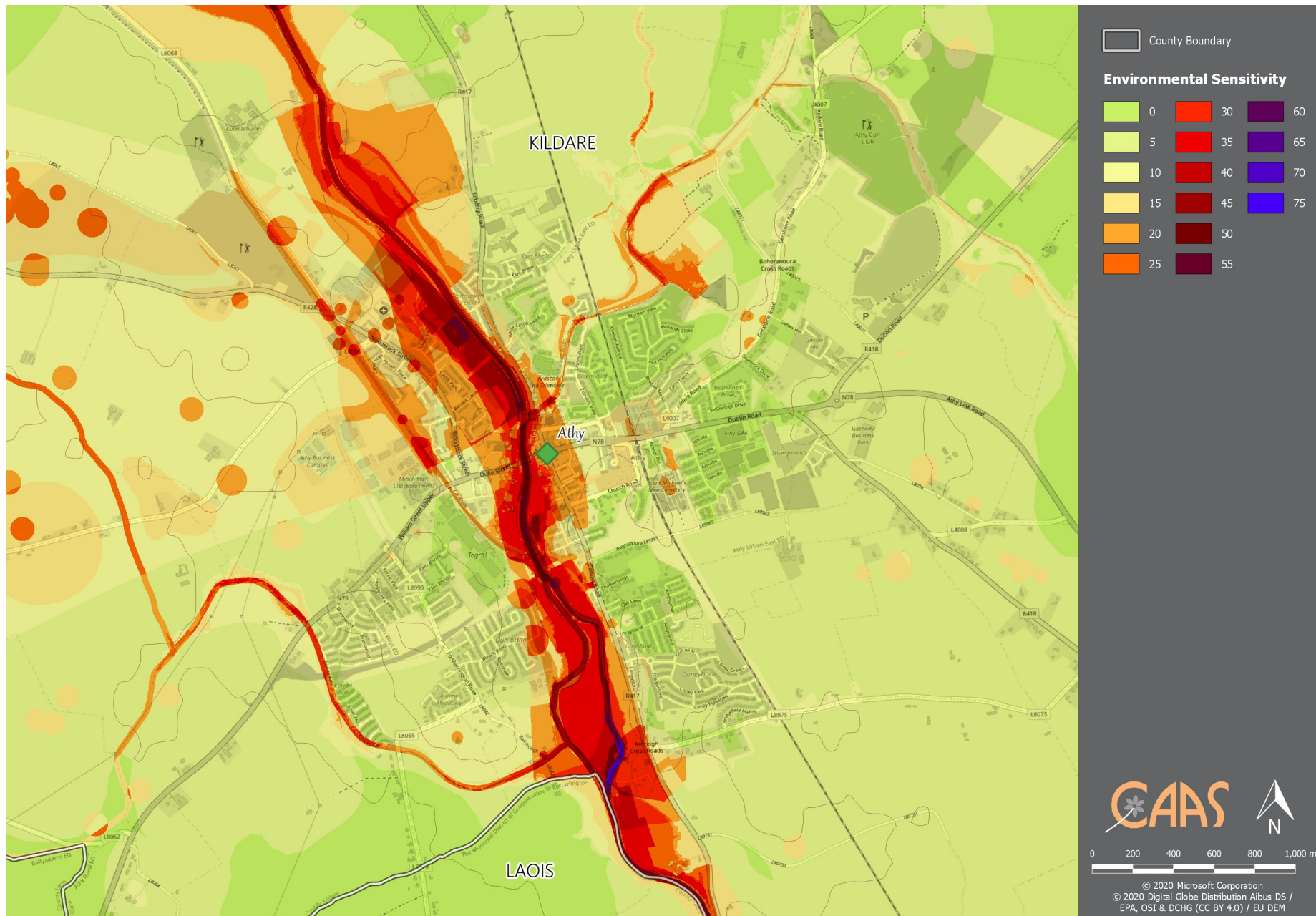
Where the mapping shows a concentration of environmental sensitivities there is an increased likelihood that development will conflict with these sensitivities and cause environmental deterioration. However, the occurrence of environmental sensitivities does not preclude development; rather it flags at a strategic level that the mitigation measures - which have been integrated into the Plan - will need to be complied with in order to ensure that the implementation of the Plan contributes towards environmental protection.

Various areas within the Plan area are identified as having low to moderate levels of

sensitivity, however: significant areas, including those along the River Barrow and its tributaries and within the historic core, are of elevated sensitivity.

Sensitivities occurring within the Plan area include:

- The ecological features of the River Barrow, which flows through the town. These include river lamprey; salmon; freshwater pearl mussel; and white-clawed crayfish and are recognised by the River Barrow and River Nore Special Area of Conservation designation;
- The Grand Canal, which is designated a Proposed Natural Heritage Area;
- The River Barrow, part of which is identified as being of poor status and does not meet the requirements of the Water Framework Directive, which is a river from which drinking water is abstracted and which is a Nutrient Sensitive River;
- Areas of high and moderate flood risk along the River Barrow and its tributaries;
- The Bennetsbridge Stream, part of which is identified as being of poor and does not meet the requirements of the Water Framework Directive;
- Areas of high and extreme groundwater vulnerability;
- Zones of archaeological importance in the centre of the town;
- An Architectural Conservation Area designation in the centre of the town;
- Protected Monuments and Structures; and
- The River Barrow Landscape Character Area of Special Sensitivity.



**Figure 4.18 Overlay of Environmental Sensitivities**

## **Section 5 Strategic Environmental Objectives**

Strategic Environmental Objectives (SEOs) are methodological measures developed from policies that generally govern environmental protection objectives established at international, Community or Member State level e.g. the environmental protection objectives of various European Directives that have been transposed into Irish law and which are required to be implemented.

The SEOs are set out under a range of topics and are used as standards against which the provisions of the Draft Plan and the alternatives are evaluated in order to help identify which provisions would be likely to result in significant environmental effects and where such effects would be likely to occur, if – in the case of adverse effects – unmitigated.

The SEOs are linked to indicators which can facilitate monitoring the environmental effects of the Plan as well as identifying targets which the Plan can help work towards.

All SEOs, indicators and targets are provided on Table 5.1 overleaf.

Further detail on legislation, plans and programmes are provided under Section 2 (and associated Appendix I “Relationship with Legislation and Other Policies, Plans, and Programmes”) and Section 4.

Given the position of the Local Area Plan in the land use planning hierarchy beneath the Eastern and Midland RSES, the measures identified in that RSES SEA have been used – as they are or having been slightly modified – in most instances. This consistency across the hierarchy of land use plans will improve the efficiency and effectiveness of future monitoring and is the approach being taken throughout much of the region.

**Table 5.1 Strategic Environmental Objectives, Indicators and Targets**

Environmental Component	SEO Code	Guiding Principle	Strategic Environmental Objectives	Indicators	Targets
<b>Biodiversity, Flora and Fauna</b>	<b>BFF</b>	No net contribution to biodiversity losses or deterioration	<ul style="list-style-type: none"> <li>To preserve, protect, maintain and, where appropriate, enhance the terrestrial, aquatic and soil biodiversity, particularly EU designated sites and protected species</li> <li>Ensure no adverse effects on the integrity of any European site, with regard to its qualifying interests, associated conservation status, structure and function</li> <li>Safeguard national, regional and local designated sites and supporting features which function as stepping stones for migration, dispersal and genetic exchange of wild species</li> <li>Enhance biodiversity in line with the National Biodiversity Strategy and its targets</li> <li>To protect, maintain and conserve natural capital</li> </ul>	<ul style="list-style-type: none"> <li>Condition of European sites</li> <li>Number of spatial plans that have included ecosystem services content, mapping and policy to protect ecosystem services when their relevant plans are either revised or drafted</li> <li>SEA and AA as relevant for new Council policies, plans, programmes etc.</li> <li>Status of water quality in water bodies</li> <li>Compliance of planning permissions with Plan measures providing for the protection of Biodiversity and flora and fauna – see Chapter 9: Natural Heritage, Green infrastructure and Strategic Open Space as well as relevant measures from the County Plan</li> </ul>	<ul style="list-style-type: none"> <li>Require all local level land use plans to include ecosystem services and green/blue infrastructure provisions in their land use plans and as a minimum, to have regard to the required targets in relation to the conservation of European sites, other nature conservation sites, ecological networks, and protected species</li> <li>Implement and review, as relevant, Local Biodiversity Action Plans</li> <li>For planning permission to be only granted when applications demonstrate that they comply with all Plan measures providing for the protection of biodiversity and flora and fauna – see Chapter 9: Natural Heritage, Green infrastructure and Strategic Open Space as well as relevant measures from the County Plan</li> </ul>
<b>Population and Human Health</b>	<b>PHH</b>	Improve quality of life for all ages and abilities based on high-quality, serviced, well connected and sustainable residential, working, educational and recreational environments	<ul style="list-style-type: none"> <li>Promote economic growth to encourage retention of working age population and funding of sustainable development and environmental protection and management</li> <li>Ensure that existing population and planned growth is matched with the required public infrastructure and the required services</li> <li>Safeguard citizens from environment-related pressures and risks to health and well-being</li> </ul>	<ul style="list-style-type: none"> <li>Implementation of Plan measures relating to the promotion of economic growth as provided for by Chapter 6 “Economic Development, Enterprise and Tourism”</li> <li>Number of spatial concentrations of health problems arising from environmental factors resulting from development permitted under the Plan</li> <li>Proportion of people reporting regular cycling / walking to school and work above 2016 CSO figures</li> <li>Number of spatial plans that include specific green infrastructure mapping</li> </ul>	<ul style="list-style-type: none"> <li>For review of progress on implementing Plan objectives to demonstrate successful implementation of measures relating to the promotion of economic growth as provided for by Chapter 6 “Economic Development, Enterprise and Tourism”</li> <li>No spatial concentrations of health problems arising from environmental factors as a result of implementing the Plan</li> <li>Increase in the proportion of people reporting regular cycling / walking to school and work above 2016 CSO figures.</li> <li>Implementation of Green Infrastructure provisions from the Plan</li> </ul>
<b>Soil (and Land)</b>	<b>S</b>	Ensure the long-term sustainable management of land	<ul style="list-style-type: none"> <li>Protect soils against pollution, and prevent degradation of the soil resource</li> <li>Promote the sustainable use of infill and brownfield sites over the use of greenfield</li> <li>Safeguard areas of prime agricultural land and designated geological sites</li> </ul>	<ul style="list-style-type: none"> <li>Proportion of population growth occurring on infill and brownfield lands compared to greenfield</li> <li>Volume of contaminated material generated from brownfield and infill</li> <li>Number of AA determinations and environmental assessments undertaken to support applications for brownfield and infill development prior to planning permission</li> </ul>	<ul style="list-style-type: none"> <li>Maintain built surface cover nationally to below the EU average of 4% as per the NPF.</li> <li>NPF National Policy Objective 3c: Deliver at least 30% of all new homes that are targeted in settlements other than the five Cities and their suburbs, within their existing built-up footprints.</li> </ul>

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Environmental Component	SEO Code	Guiding Principle	Strategic Environmental Objectives	Indicators	Targets
<b>Water</b>	<b>W</b>	Protection, improvement and sustainable management of the water resource	<ul style="list-style-type: none"> <li>• Ensure that the status of water bodies is protected, maintained and improved in line with the requirements of the Water Framework Directive</li> <li>• Ensure water resources are sustainably managed to deliver proposed growth targets in the context of existing and projected water supply and waste water capacity constraints ensuring the protection of receiving environments</li> <li>• Avoid inappropriate development in areas at risk of flooding and areas that are vulnerable to current and future erosion</li> <li>• Integrate sustainable water management solutions (such as SuDS, porous surfacing and green roofs) into development proposals</li> </ul>	<ul style="list-style-type: none"> <li>• Status of water bodies as reported by the EPA Water Monitoring Programme for the WFD</li> <li>• Number of incompatible developments permitted within flood risk areas</li> </ul>	<ul style="list-style-type: none"> <li>• Not to cause deterioration in the status of any surface water or affect the ability of any surface water to achieve 'good status'</li> <li>• Implementation of the objectives of the second cycle of the River Basin Management Plan by 2021 (and subsequent objectives as relevant)</li> <li>• Minimise developments granted permission on lands which pose - or are likely to pose in the future - a significant flood risk</li> </ul>
<b>Material Assets</b>	<b>MA</b>	Sustainable and efficient use of natural resources	<ul style="list-style-type: none"> <li>• Optimise existing infrastructure and provide new infrastructure to match population distribution proposals</li> <li>• Ensure access to affordable, reliable, sustainable and modern energy for all which encourages a broad energy generation mix to ensure security of supply – wind, wave solar, tidal, biomass, energy from waste and traditional fossil fuels</li> <li>• Promote the circular economy, reduce waste, and increase energy efficiencies</li> <li>• Ensure there is adequate sewerage and drainage infrastructure in place to support new development</li> <li>• Reduce the energy demand from the transport sector and support moves to electrification of road and rail transport modes</li> <li>• Encourage the transition to a zero-carbon economy by facilitating the development of a grid infrastructure to support renewables and international connectivity. Reduce the average energy consumption per capita including promoting energy efficient buildings, retrofitting, smart- buildings, cities and grids</li> </ul>	<ul style="list-style-type: none"> <li>• Programmed delivery of Irish Water infrastructure for all key growth towns in line with Irish Water Investment Plan and prioritisation programme to ensure sustainable growth can be accommodated</li> <li>• Number of new developments granted permission which can be adequately and appropriately served with waste water treatment over the lifetime of the Plan</li> <li>• Proportion of population within who report regular cycling / walking to school and work above 2016 CSO figures</li> </ul>	<ul style="list-style-type: none"> <li>• To map brownfield and infill land parcels across the Plan area.</li> <li>• All new developments granted permission to be connected to and adequately and appropriately served by waste water treatment over the lifetime of the Plan</li> <li>• Where septic tanks are proposed, for planning permission to be only granted when applications demonstrate that the outfall from the septic tank will not – in- combination with other septic tanks– contribute towards any surface or ground water body not meeting the objective of good status under the Water Framework Directive</li> <li>• Increased budget spends on water and waste water infrastructure</li> <li>• By 2020 all citizens will have access to speeds of 30Mbps, and that 50% of citizens will be subscribing to speeds of 100Mbps</li> </ul>

SEA Environmental Report for the Draft Athy Local Area Plan 2021-2027

Environmental Component	SEO Code	Guiding Principle	Strategic Environmental Objectives	Indicators	Targets
<b>Air</b>	<b>A</b>	Support clean air policies that reduce the impact of air pollution on the environment and public health	<ul style="list-style-type: none"> <li>• To avoid, prevent or reduce harmful effects on human health and the environment as a whole resulting from emissions to air from all sectors with particular reference to emissions from transport, residential heating, industry and agriculture</li> <li>• Maintain and promote continuing improvement in air quality through the reduction of emissions and promotion of renewable energy and energy efficiency</li> <li>• Promote continuing improvement in air quality</li> <li>• Reduction of emissions of sulphur dioxide, nitrogen oxides, volatile organic compounds, ammonia and fine particulate matter which are responsible for acidification, eutrophication and ground-level ozone pollution</li> <li>• Meet Air Quality Directive standards for the protection of human health — Air Quality Directive</li> <li>• Significantly decrease noise pollution by 2020 and move closer to WHO recommended levels</li> </ul>	<ul style="list-style-type: none"> <li>• Proportion of journeys made by private fossil fuel-based car compared to 2016 National Travel Survey levels of 74%</li> <li>• NO<sub>x</sub>, SO<sub>x</sub>, PM10 and PM2.5 as part of Ambient Air Quality Monitoring</li> </ul>	<ul style="list-style-type: none"> <li>• Decrease in proportion of journeys made by private fossil fuel-based car compared to 2016 National Travel Survey levels.</li> <li>• Improvement in Air Quality trends, particularly in relation to transport related emissions of NO<sub>x</sub> and particulate matter</li> </ul>
<b>Climatic Factors</b>	<b>C</b>	Achieving transition to a competitive, low carbon, climate-resilient economy that is cognisant of environmental impacts	<ul style="list-style-type: none"> <li>• To minimise emissions of greenhouse gasses.</li> <li>• Integrate sustainable design solutions into infrastructure (e.g. energy efficient buildings; green infrastructure)</li> <li>• Contribute towards the reduction of greenhouse gas emissions in line with national targets</li> <li>• Promote development resilient to the effects of climate change</li> <li>• Promote the use of renewable energy, energy efficient development and increased use of public transport</li> </ul>	<ul style="list-style-type: none"> <li>• Implementation of Plan measures relating to climate reduction targets as provided for by Plan provisions including Policy CAM 1 – Climate Adaptation and Mitigation</li> <li>• Proportion of journeys made by private fossil fuel-based car compared to 2016 levels</li> <li>• Proportion of people reporting regular cycling / walking to school and work above 2016 CSO figures</li> </ul>	<ul style="list-style-type: none"> <li>• For review of progress on implementing Plan objectives to demonstrate successful implementation of measures climate reduction targets as provided for by Plan provisions including Policy CAM 1 – Climate Adaptation and Mitigation</li> <li>• Increase in the proportion of people resident in the Plan area reporting regular cycling / walking to school and work above 2016 CSO figures</li> <li>• Decrease in the proportion of journeys made by residents of the Plan area using private fossil fuel-based car compared to 2016 levels</li> <li>• Contribute towards transition to a competitive, low-carbon, climate-resilient and environmentally sustainable economy by 2050</li> <li>• Contribute towards the target of the Renewable Energy Directive (2009/28/EC), for all Member States to reach a 10% share of renewable energy in transport by 2020</li> <li>• Contribute towards the target of aggregate reduction in carbon dioxide (CO<sub>2</sub>) emissions of at least 80% (compared to 1990 levels) by 2050 across the electricity generation, built environment and transport sectors</li> <li>• To promote reduced energy consumption and support the uptake of renewable options and a move away from solid fuels for residential heating</li> </ul>

SEA Environmental Report for the Draft Athy Local Area Plan 2021-2027

Environmental Component	SEO Code	Guiding Principle	Strategic Environmental Objectives	Indicators	Targets
<b>Cultural Heritage</b>	<b>CH</b>	Safeguard cultural heritage features and their settings through responsible design and positioning of development	<ul style="list-style-type: none"> <li>Protect places, features, buildings and landscapes of cultural, archaeological or architectural heritage</li> </ul>	<ul style="list-style-type: none"> <li>Percentage of entries to the Record of Monuments and Places, and the context these entries within the surrounding landscape where relevant, protected from adverse effects resulting from development which is granted permission under the Plan</li> <li>Percentage of entries to the Record of Protected Structures and Architectural Conservation Areas and their context protected from significant adverse effects arising from new development granted permission under the Plan</li> </ul>	<ul style="list-style-type: none"> <li>Protect entries to the Record of Monuments and Places, and the context of these entries within the surrounding landscape where relevant, from adverse effects resulting from development which is granted permission under the Plan</li> <li>Protect entries to the Record of Protected Structures and Architectural Conservation Areas and their context from significant adverse effects arising from new development granted permission under the Plan</li> </ul>
<b>Landscape</b>	<b>L</b>	Protect and enhance the landscape character	<ul style="list-style-type: none"> <li>To implement the Plan's framework for identification, assessment, protection, management and planning of landscapes having regard to the European Landscape Convention</li> </ul>	<ul style="list-style-type: none"> <li>Number of developments permitted which result in avoidable adverse visual impacts on the landscape, especially with regard to landscape and amenity designations included in Land Use Plans, resulting from development which is granted permission under the Plan</li> </ul>	<ul style="list-style-type: none"> <li>No developments permitted which result in avoidable adverse visual impacts on the landscape, especially with regard to landscape and amenity designations included in Land Use Plans, resulting from development which is granted permission under the Plan</li> </ul>

## Section 6 Description of Alternatives

### 6.1 Introduction

The SEA Directive requires that reasonable alternatives (taking into account the objectives and the geographical scope of the plan or programme) are identified, described and evaluated for their likely significant effects on the environment. Alternatives for the Plan are identified below and assessed in Section 7.

### 6.2 Development of Alternatives

The Plan is required to be prepared by the Planning and Development Act 2000 (as amended), which specifies various types of objectives that must be provided for by the Plan.

The alternatives available for the Plan are limited by the provisions of higher-level planning objectives, including those of the land use policy, plans and programmes (e.g. the National Planning Framework, the Eastern and Midland Regional Spatial and Economic Strategy, the Kildare County Development Plan, as varied, and other land use plans). These documents set out various requirements for the content of the Plan.

Four alternative plan scenarios have been developed by the Council. The development of scenarios has been informed by the National Planning Framework (2040) and the provisions in regard to compact growth and the requirement for 30% of an areas growth to be located within to the existing built-up area (National Policy Objective 3c).

The scenarios considered provide for alternative methods of meeting this requirement ranging from an extreme of exceeding a 30% compact growth within or in close proximity (c.400m or 5-minutes walking distance) to the town centre of Athy to more broader alternatives where the minimum 30% compact growth requirement is met with remaining growth allocated to lands either within or adjoining the 'defined built up area'.

The now expired Athy Town Development Plan (2012-2018) previously zoned 75.5 hectares of 'C: New Residential' lands. It is noted the no residential units have been developed on these lands since 2012. The 2021 Local Area Plan intends to reduce the amount of zoned residential land outside the town centre to circa 25 hectares. This is in order to promote sequential development, strengthen the urban core of Athy and align the LAP with the transitional population projections set out in the Implementation Roadmap for the National Planning Framework and Kildare County Development Plan 2017-2023 (as varied).

The scenarios outlined have been fully informed by the findings of a Sustainable Planning and Infrastructure Assessment which has been carried out for the Plan area and which has informed the development strategy proposed for the town of Athy.

The importance of Athy at a county level is emphasised in Variation No. 1 of the Kildare County Council Development Plan 2017 - 2023, which has designated Athy as a '*Self-Sustaining Growth Town*'. The Regional Spatial and Economic Strategy describes these towns as having '*a moderate level of jobs and services. Such settlements include sub-county market towns and commuter towns with good transport links and capacity for continued commensurate growth to become more self-sustaining.*'

Under the Core Strategy of the County Kildare Development Plan 2017 – 2023 (CDP) Athy has been allocated 4.8% of the county's overall housing growth. Applying this figure to the Athy LAP translates into a requirement for **771 additional units** to be developed over the life of the Plan to 2027. Using a unit occupancy rate of 2.8 persons per household, as provided for in the CDP, would result of an

increase of 2,160 persons in Athy by the end of the LAP period. **This would result in a population of 11,837 and a dwelling forecast of 5,052 units by 2027.**<sup>38</sup>

Government policy outlined in *Sustainable Residential Development in Urban Areas: Guidelines for Planning Authorities* (DECHG, 2009) and *Urban Development and Building Heights: Guidelines for Planning Authorities* (DHP&LG, 2018) state that land is a scarce resource and should be managed efficiently. The guidelines provide, inter alia, indicative appropriate residential density standards to apply to settlements depending on population size. For towns in excess of 5,000 persons, i.e. Athy no upper limit should, in principle, apply to town centres subject to specified requirements. Similarly, on brownfield sites higher densities would also apply. On public transport corridors in proximity to bus stops or rail stations minimum net densities of 50 units per hectare (uph) are advised. Whereas outer suburban/greenfield sites should be encouraged at net densities around 35-50 uph and net densities below 30uph being discouraged.

It is therefore considered sites outside the town centre should be developed at an average density of 35 uph, while infill sites in the town centre should be developed at 40 uph. These are adjudged acceptable densities for Athy, considering its population, location and history of development.

### 6.2.1 Alternative 1: Developing Greenfield Sites to the North of the Town Centre

These sites (see Figure 6.1) were chosen as some were zoned as 'New Residential' in the Athy Town Development Plan 2012-2018 and others are vacant/underutilised and within the context of the existing built environment of Athy. Extant permission on sites 3, 6 and 12 could deliver 296 residential units. The other sites if developed at 35 units per hectare could provide 1,179 units, which is substantially above the 771 units required. However, there are concerns sites 1, 2, 4, 7, 8 and 9 are not appropriate for development. If zoned these sites would not be in compliance with the provisions of the National Planning Framework and the Kildare County Development Plan 2017-2023 (Variation No. 1).

Below is a brief assessment of each site, **red text** indicates sites considered unacceptable for development, **orange text** indicates sites better suited to light industrial uses, **blue text** indicates sites with extant permissions and black text indicates sites acceptable for development.

- **Site 1** is classed as a Tier 2 land. This site was zoned 'New Residential' in the Athy Town Development Plan 2012-2018. It was removed from the study as it is outside of the built area of Athy (as defined by the 2016 CSO) and its development would continue unsustainable ribbon development outside the town.
- **Site 2** is classed as a Tier 1 land. As this site is surrounded by industrial uses on three sides it is considered a light industrial/warehousing is considered to be a more appropriate use for this site.
- **Site 3** is classed as a Tier 1 land. It has planning permission for a Part 8 development of 35 social houses or 35 units per hectare (P8.2017.006). This development has not yet commenced (October 2020).
- **Site 4** is classed as a Tier 2 land. It was removed from the study as while this site is close to several schools its development would needlessly extend the built-up area of Athy, undermining the principles of compact growth. It is also considered development of this site would adversely impact the adjacent River Barrow SAC, if unmitigated.
- **Site 5** is classed as a Tier 1 land. It recently had planning permission refused for an extension of time (19/1060) therefore planning permission would appear to have expired for a scheme of 47 residential units. However, it is considered this vacant greenfield site, which adjoins existing residential development would be a prime site for residential development. If developed at 35 units per hectare would provide 147 units.
- **Site 6** is classed as a Tier 1 land. It has planning permission for 250 residential units or 28 units per hectare (19/234). This development has not yet commenced (August 2020).

<sup>38</sup> These figures only include projected population growth on lands zoned for town centre and new residential uses. It does not include any increases in population on existing residential/infill lands.

- [Site 7](#) is classed as a Tier 2 land. It is a greenfield site which if developed would needlessly extend the built-up area of Athy, undermining the principles of compact growth. It is also noted there is potential fluvial flooding in all return periods adjacent to the forested area.
- [Site 8](#) is classed as a Tier 2 land. It is a greenfield site which if developed would needlessly extend the built-up area of Athy, undermining the principles of compact growth. It is also noted there is potential fluvial flooding in the corner of the site and the site is not adequately serviced.
- [Site 9](#) is classed as a Tier 2 land. It is a greenfield site which if developed would needlessly extend the built-up area of Athy, undermining the principles of compact growth. The site is also not adequately serviced.
- [Site 10](#) is classed as a Tier 1 land. It is a small greenfield site which has multiple landowners, adjoins a recycling centre and is in a central location. It is considered because of surrounding established land uses this site would be better suited to a light industrial/warehousing and an existing residential / infill land use zoning.
- [Site 11](#) is classed as a Tier 1 land. It is a small greenfield infill site which is considered because of surrounding uses this site would be better suited to a light industrial/warehousing land use zoning.
- [Site 12](#) is classed as a Tier 1 land. It is a small greenfield infill site. This site has been partially developed and now houses a Primary Care Centre. Planning permission has recently been granted for 11 units or 17 units per hectare (19/669).

Extant permissions would therefore deliver 296 residential units and other acceptable sites if developed at 35 units per hectare would provide 227 residential units. Therefore, this option would provide 523 units or 68% of the units required. As the majority of these sites would be within the settlement boundary as defined by CSO 2016 census results, this option would meet the requirement of 30% Compact Growth. However, as none of these sites are centrally located within 400 metres of the Town Centre (Emily Square), Alternative 1 is considered not an acceptable solution.

### **6.2.2 Alternative 2: Compact Growth/Consolidation and densification of existing Town Centre**

- All of these sites (see Figure 6.3) would be classified as Tier 1 lands as they are well serviced and meet the classification of compact growth as all are inside the CSO settlement boundary of the town and all are located within 400 metres of the Town Centre (Emily Square).
- 3.3 hectares of central sites were identified in the Town Centre as vacant or underutilised.
- Higher densities at 45 units per hectare these sites would provide 149 units or only 19% of units required. Even if developed at a 50 uph density these sites would only provide 165 residential units which is well below the 771 residential units required.
- The Athy Urban Regeneration Framework (Appendix 1 of the Plan) shows that there is a prolonged period of high commercial vacancy in the core retail core of Athy Town Centre. Many of these vacant retail premises could be converted entirely or partially into residential apartments or dwellings. However, it is considered these vacant units providing over 600 residential units is unrealistic.
- Furthermore, it is noted from site visits and desk-based research there has been very little development in the town centre of Athy in the last decade, so envisioning all these sites and vacant buildings being developed over the time period of this LAP is unlikely.

It is therefore considered Alternative 2 is not an acceptable or viable solution.

### **6.2.3 Alternative 3: Developing Greenfield sites to the South of the Town Centre**

These sites (see Figure 6.3) were chosen as some were zoned as 'New Residential' in the Athy Town Development Plan 2012-2018 and others are vacant/underutilised and within the context of the existing built environment of Athy. Extent permission on site 7 could deliver 97 residential units. The other sites if developed at 35 units per hectare could provide 1,495 units, which is substantially above the 771 units required. However, there are concerns sites 4, 5, 8 and 9 are not appropriate for development. If zoned, these sites would be not be in compliance with the provisions of the National

Planning Framework (2040) and the Kildare County Development Plan 2017-2023 (Variation No. 1). Below is a brief assessment of each site, **red text** indicates sites considered unacceptable for development, **orange text** indicates sites better suited to light industrial uses, **blue text** indicates sites with extent permissions and black text indicates sites acceptable for development.

- **Site 1** is classed as a Tier 1 land. This backland infill site is within the context of existing residential development and represents a prime site for development. If developed at 35 units per hectare this site would provide 67 units.
- **Site 2** is classed as a Tier 2 land. This site adjoins existing residential development, has good access to Fortbarrington Road and access will be improved by the development of the Athy Distributor Road. It is 1.2km from the centre of Athy and if developed at 35 units per hectare, 140 units could be provided.
- **Site 3** is classed as a Tier 2 land. It is located within the context of several completed residential estates and is owned by KCC. There are plans to partially develop the site for residential development (social housing) and a proposed sports training hub, but if developed entirely for residential purposes at 35 units per hectare 305 units could be provided.
- **Site 4** is classed as a Tier 2 land. Its development would needlessly extend the built-up area of Athy, undermining the principles of compact growth.
- **Site 5** is classed as a Tier 2 land. Its development would needlessly extend the built-up area of Athy, undermining the principles of compact growth.
- **Site 6** is classed as a Tier 1 land. This is a greenfield is still vacant, fully serviced and adjoins existing residential development. Access to the site is currently considered to be poor, but this would be improved by the development of the Athy Distributor Road. If this site were to be developed at 35 units per hectare this site would deliver 171 units.
- **Site 7** is classed as a Tier 1 land. This unfinished residential estate contains a large green open space area. Planning permission was granted for 97 residential units and a creche in 2007 and extended in 2017 (17/1013) and slight amendments were approved recently 2019 (20/666). This development would provide 19 units per hectare.
- **Site 8** is classed as a Tier 1 land. If developed, it is considered that this site would, if unmitigated, have a significant adverse impact on the adjoining SAC.
- **Site 5** is classed as a Tier 2 land. Its development would extend the built-up area of Athy, undermining the principal.

Extent permissions would therefore deliver 97 residential units and other acceptable sites if developed at 35 units per hectare would provide 641 residential units. Therefore, this option would provide 738 units or 30 units above what was required. As the majority of these sites would be within the settlement boundary as defined by CSO 2016 census results, this option would meet the requirement of 30% Compact Growth. However, as none of these sites are centrally located within 400 metres of the Town Centre (Emily Square), Alternative 1 is therefore considered not an acceptable solution.

## 6.2.4 Alternative 4: 30% Compact Growth and Hybrid of Northern and Southern Sites

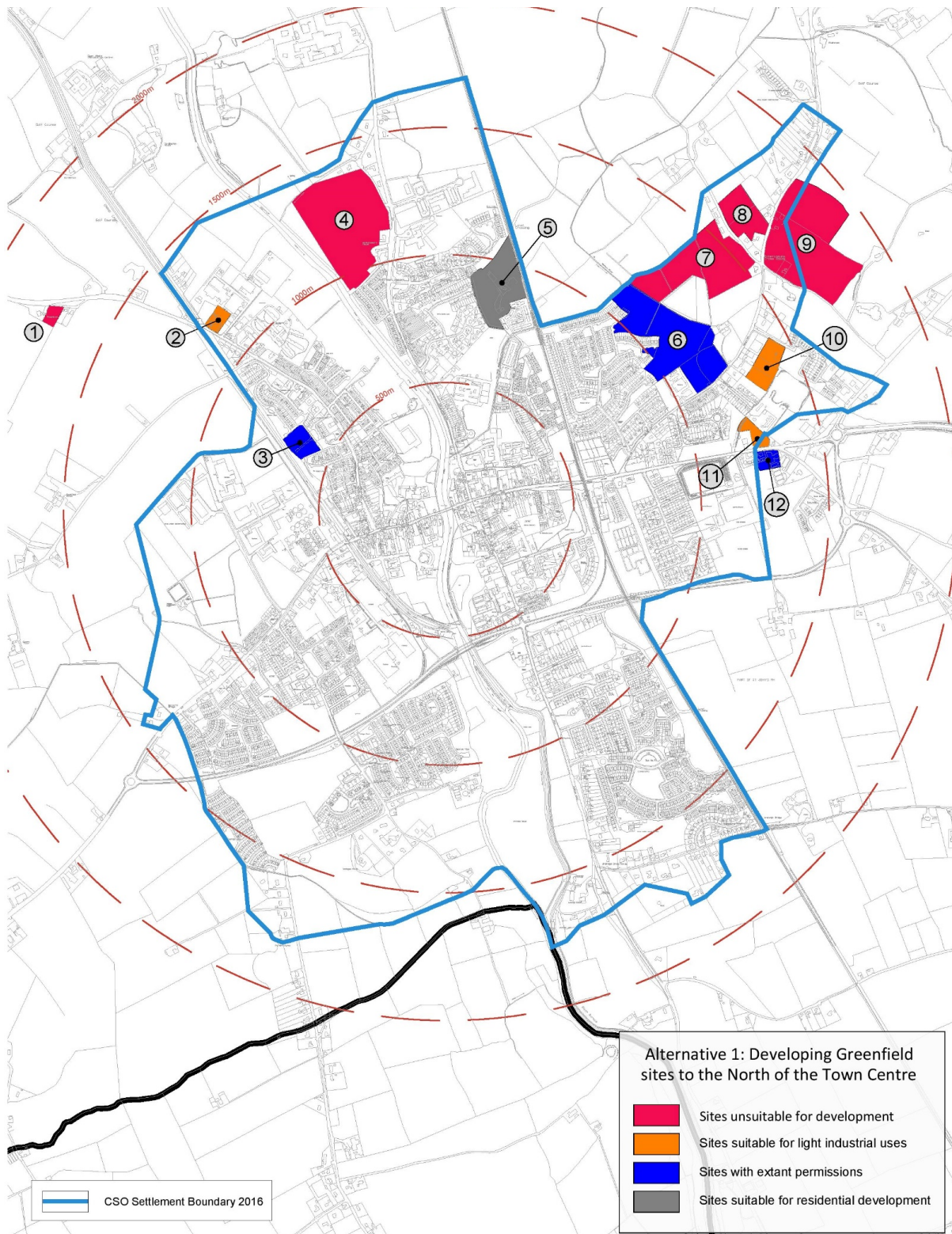
This alternative combines the sites considered most suited for residential development within Alternatives 1, 2 and 3 with the proposed reuse of existing building stock within the town centre. This alternative includes:

- **4 sites** in blue text which have extent permissions (**Site Nos. 4, 3, 15 and 20**). These sites if developed would provide **393 residential units**.
- 4 sites north and south of the town centre (Site Nos. 2, 8, 16, 17 and 19) could be developed for residential housing. It should be noted site no. 5 has been reduced in size to 5 ha as the majority of the site is proposed to be used for a proposed sports training hub. Therefore, if all these sites were to develop at 35 residential units per hectare, they would provide **840 residential units**.
- **8 central sites** within the red oval were identified as vacant or underutilised within the Town Centre as vacant or underutilised (**Site Nos. 5, 6, 9, 10, 11, 12, 13 and 14**). All of these sites would be classified as Tier 1 lands as they are well serviced. These sites are also all located

within 400 metres of the Town Centre (Emily Square). At 45 units per hectare these sites would provide **149 units**.

- Furthermore, it is noted The Athy Urban Regeneration Framework shows that there is a prolonged period of high commercial vacancies in Athy Town Centre. A lot of these vacant retail premises could be converted entirely or partially into residential apartments or dwellings.
- It is noted substantial growth in the town centre of Athy may be very difficult to achieve. It was observed from site visits there has been very little development in the town centre of Athy in the last decade, so envisioning all of these sites and vacant buildings being developed over the time period of this LAP is unlikely.
- [2 sites](#) (Site Nos. 1 and 7) highlighted in orange were formally zoned 'New Residential'. It is considered because of surrounding uses; these sites would be better suited to a light industrial/warehousing land use zoning. Site No. 4 will be zoned existing residential and will not be factored into this study as a site for development as located within several back gardens.
- [1 site](#) is located to the south in green text ([Site No. 18](#)) is designated strategic reserve as they would extend the built area of Athy, are located a significant distance from the town centre and require the full construction of the Athy Distributor Road to be accessible.

It is considered Alternative 4 strikes the best balance for achieving a high level of compact growth while infilling vacant greenfield sites which lie in between existing residential housing estates. It does not extend the built-up footprint of Athy and aims to curtail any further sprawl of the town. It also demarcates areas for future growth past the lifetime of this LAP. This alternative is therefore in line with compact growth provisions contained in Variation No. 1 of the Kildare County Development Plan 2017–2023 and National Planning Framework (2040).



**Figure 6.1 Alternative 1 Sites**

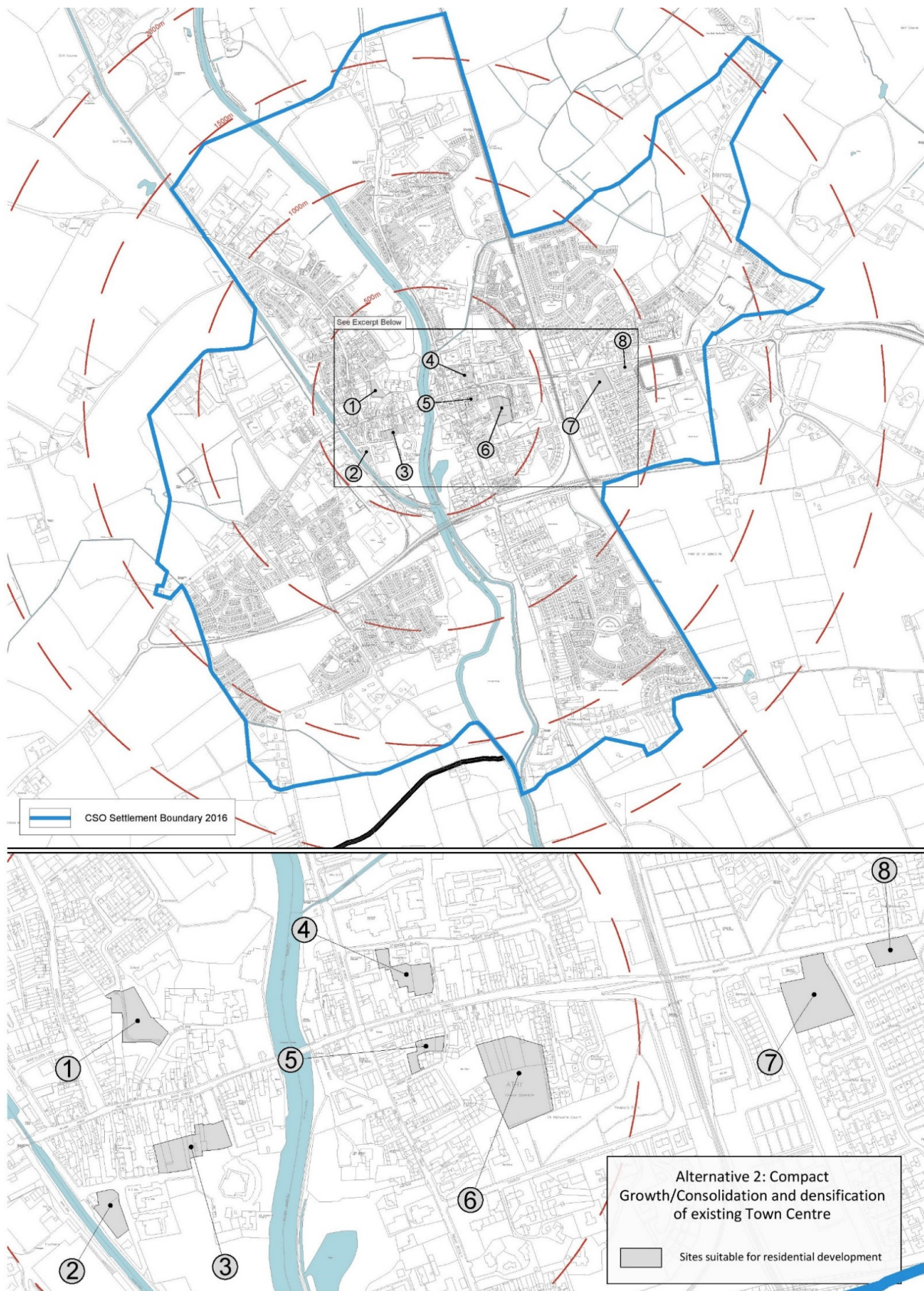


Figure 6.2 Alternative 2 Sites

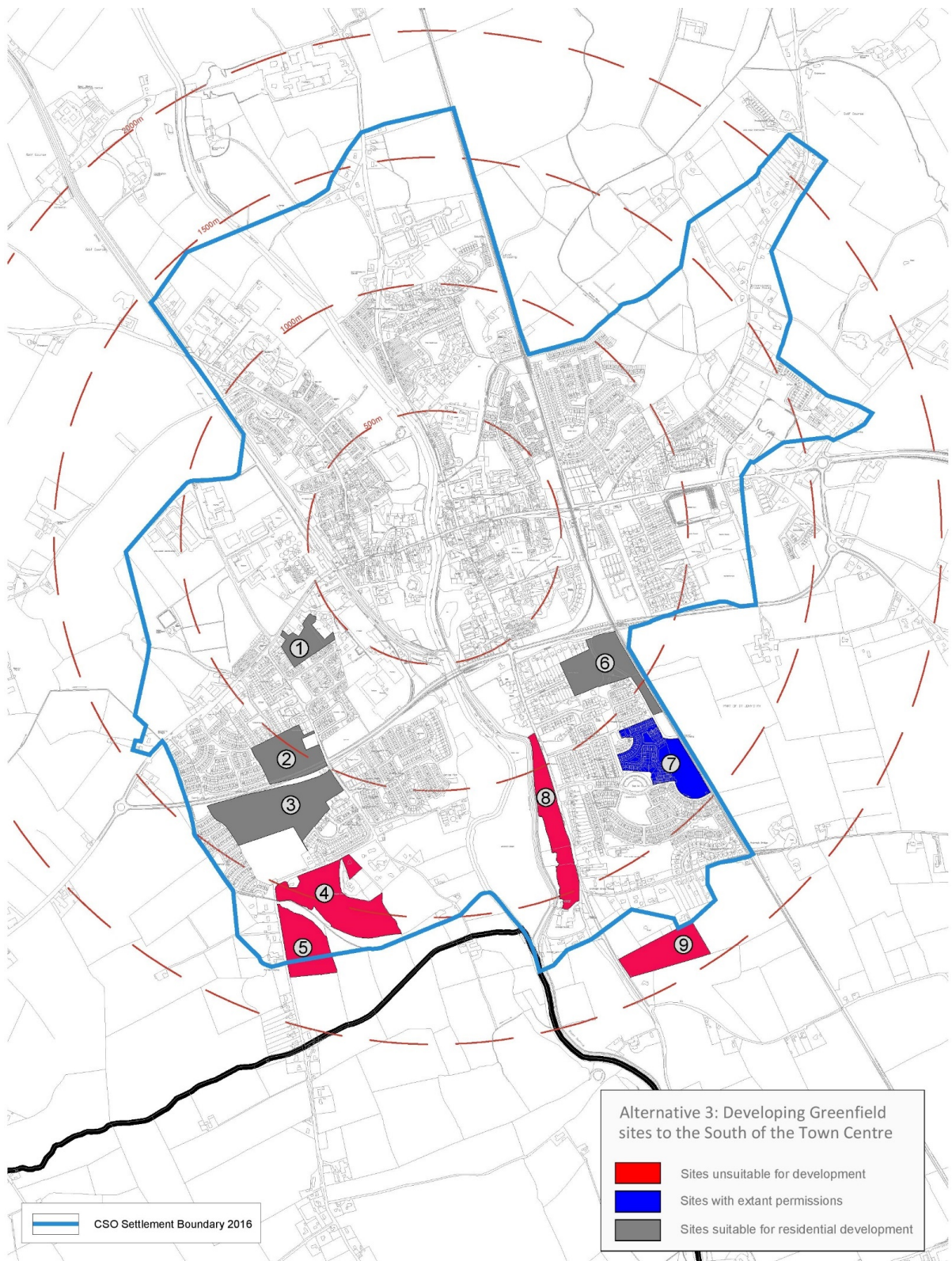
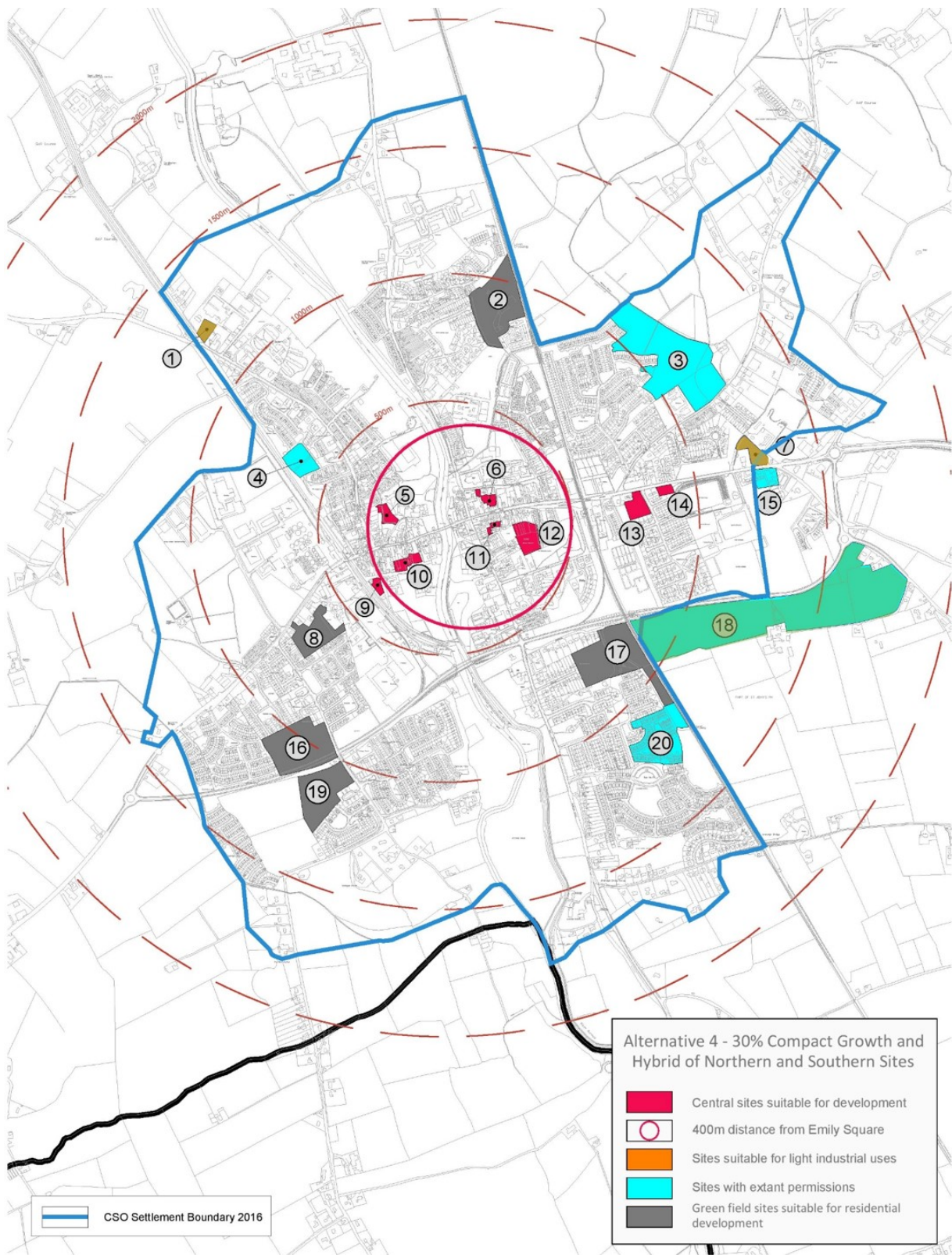


Figure 6.3 Alternative 3 Sites



**Figure 6.4 Alternative 4 Sites**

## Section 7 Evaluation of Alternatives

### 7.1 Introduction

This section provides a comparative evaluation of the likely significant environmental effects<sup>39</sup> of implementing available alternatives that are described in Section 6. This determination sought to understand whether each alternative was likely to improve conflict with or have a neutral interaction with the receiving environment.

### 7.2 Methodology

The relevant aspects of the current state of the environment (see Section 4) and the Strategic Environmental Objectives (see Section 5 and Table 7.1) are used in the assessment of alternatives.

The degree to which effects can be determined is limited as implementation of the Plan will involve assessment, consideration and decision-making associated with individual projects. Nonetheless a comparative evaluation of the various alternatives can be provided.

**Table 7.1 Strategic Environmental Objectives<sup>40</sup>**

Environmental Component	SEO Code	Guiding Principle	Strategic Environmental Objectives
<b>Biodiversity, Flora and Fauna</b>	<b>BFF</b>	No net contribution to biodiversity losses or deterioration	<ul style="list-style-type: none"> <li>To preserve, protect, maintain and, where appropriate, enhance the terrestrial, aquatic and soil biodiversity, particularly EU designated sites and protected species</li> <li>Ensure no adverse effects on the integrity of any European site, with regard to its qualifying interests, associated conservation status, structure and function</li> <li>Safeguard national, regional and local designated sites and supporting features which function as stepping stones for migration, dispersal and genetic exchange of wild species</li> <li>Enhance biodiversity in line with the National Biodiversity Strategy and its targets</li> <li>To protect, maintain and conserve natural capital</li> </ul>
<b>Population and Human Health</b>	<b>PHH</b>	Improve quality of life for all ages and abilities based on high-quality, serviced, well connected and sustainable residential, working, educational and recreational environments	<ul style="list-style-type: none"> <li>Promote economic growth to encourage retention of working age population and funding of sustainable development and environmental protection and management</li> <li>Ensure that existing population and planned growth is matched with the required public infrastructure and the required services</li> <li>Safeguard citizens from environment-related pressures and risks to health and well-being</li> </ul>
<b>Soil (and Land)</b>	<b>S</b>	Ensure the long-term sustainable management of land	<ul style="list-style-type: none"> <li>Protect soils against pollution, and prevent degradation of the soil resource</li> <li>Promote the sustainable use of infill and brownfield sites over the use of greenfield</li> <li>Safeguard areas of prime agricultural land and designated geological sites</li> </ul>

<sup>39</sup> These effects include secondary, cumulative (see also Section 8.2), synergistic, short, medium and long-term permanent and temporary, positive and negative effects.

<sup>40</sup> See also Section 5

Environmental Component	SEO Code	Guiding Principle	Strategic Environmental Objectives
<b>Water</b>	<b>W</b>	Protection, improvement and sustainable management of the water resource	<ul style="list-style-type: none"> <li>• Ensure that the status of water bodies is protected, maintained and improved in line with the requirements of the Water Framework Directive</li> <li>• Ensure water resources are sustainably managed to deliver proposed growth targets in the context of existing and projected water supply and waste water capacity constraints ensuring the protection of receiving environments</li> <li>• Avoid inappropriate development in areas at risk of flooding and areas that are vulnerable to current and future erosion</li> <li>• Integrate sustainable water management solutions (such as SuDS, porous surfacing and green roofs) into development proposals</li> </ul>
<b>Material Assets</b>	<b>MA</b>	Sustainable and efficient use of natural resources	<ul style="list-style-type: none"> <li>• Optimise existing infrastructure and provide new infrastructure to match population distribution proposals</li> <li>• Ensure access to affordable, reliable, sustainable and modern energy for all which encourages a broad energy generation mix to ensure security of supply – wind, wave solar, tidal, biomass, energy from waste and traditional fossil fuels</li> <li>• Promote the circular economy, reduce waste, and increase energy efficiencies</li> <li>• Ensure there is adequate sewerage and drainage infrastructure in place to support new development</li> <li>• Reduce the energy demand from the transport sector and support moves to electrification of road and rail transport modes</li> <li>• Encourage the transition to a zero-carbon economy by facilitating the development of a grid infrastructure to support renewables and international connectivity. Reduce the average energy consumption per capita including promoting energy efficient buildings, retrofitting, smart- buildings, cities and grids</li> </ul>
<b>Air</b>	<b>A</b>	Support clean air policies that reduce the impact of air pollution on the environment and public health	<ul style="list-style-type: none"> <li>• To avoid, prevent or reduce harmful effects on human health and the environment as a whole resulting from emissions to air from all sectors with particular reference to emissions from transport, residential heating, industry and agriculture</li> <li>• Maintain and promote continuing improvement in air quality through the reduction of emissions and promotion of renewable energy and energy efficiency</li> <li>• Promote continuing improvement in air quality</li> <li>• Reduction of emissions of sulphur dioxide, nitrogen oxides, volatile organic compounds, ammonia and fine particulate matter which are responsible for acidification, eutrophication and ground-level ozone pollution</li> <li>• Meet Air Quality Directive standards for the protection of human health — Air Quality Directive</li> <li>• Significantly decrease noise pollution by 2020 and move closer to WHO recommended levels</li> </ul>
<b>Climatic Factors</b>	<b>C</b>	Achieving transition to a competitive, low carbon, climate-resilient economy that is cognisant of environmental impacts	<ul style="list-style-type: none"> <li>• To minimise emissions of greenhouse gasses.</li> <li>• Integrate sustainable design solutions into infrastructure (e.g. energy efficient buildings; green infrastructure)</li> <li>• Contribute towards the reduction of greenhouse gas emissions in line with national targets</li> <li>• Promote development resilient to the effects of climate change</li> <li>• Promote the use of renewable energy, energy efficient development and increased use of public transport</li> </ul>
<b>Cultural Heritage</b>	<b>CH</b>	Safeguard cultural heritage features and their settings through responsible design and positioning of development	<ul style="list-style-type: none"> <li>• Protect places, features, buildings and landscapes of cultural, archaeological or architectural heritage</li> </ul>
<b>Landscape</b>	<b>L</b>	Protect and enhance the landscape character	<ul style="list-style-type: none"> <li>• To implement the Plan's framework for identification, assessment, protection, management and planning of landscapes having regard to the European Landscape Convention</li> </ul>

## 7.3 Detailed Assessment of Alternatives

### 7.3.1 Effects Common to all Alternatives

Various potential environmental effects, to varying degrees, are present under each of the alternatives.

**Table 7.2 Effects Common to All Alternatives**

<b>Environmental Component</b>	<b>Significant Positive Effect, likely to occur</b>	<b>Potentially Significant Adverse Environmental Effects, if unmitigated</b>
<b>Biodiversity and Flora and Fauna</b>	<ul style="list-style-type: none"> <li>Contribution towards protection of ecology (including designated sites, ecological connectivity, habitats) by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.</li> </ul>	<p>Arising from both construction and operation of development and associated infrastructure:</p> <ul style="list-style-type: none"> <li>Loss of/damage to biodiversity in designated sites (including European Sites and Wildlife Sites) and Annexed habitats and species, listed species, ecological connectivity and non-designated habitats; and disturbance to biodiversity and flora and fauna;</li> <li>Habitat loss, fragmentation and deterioration, including patch size and edge effects; and</li> <li>Disturbance (e.g. due to noise and lighting along transport corridors) and displacement of protected species such as birds and bats.</li> </ul>
<b>Population and Human Health</b>	<ul style="list-style-type: none"> <li>Promotion of economic growth to encourage retention of working age population and funding of sustainable development and environmental protection and management.</li> <li>Contribution towards appropriate provision of infrastructure and services to existing population and planned growth by facilitating compact development of lands that are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop less well-served lands elsewhere in the town and beyond.</li> <li>Contribution towards the protection of human health by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.</li> </ul>	<ul style="list-style-type: none"> <li>Potential adverse effects arising from flood events.</li> <li>Potential interactions if effects arising from environmental vectors.</li> </ul>
<b>Soil</b>	<ul style="list-style-type: none"> <li>Contribution towards the protection of soils (including those used for agriculture) by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.</li> </ul>	<ul style="list-style-type: none"> <li>Potential adverse effects on the hydrogeological and ecological function of the soil resource, including as a result of development on contaminated lands.</li> <li>Potential for riverbank erosion.</li> </ul>
<b>Water</b>	<ul style="list-style-type: none"> <li>Contribution towards the protection of water by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.</li> </ul>	<ul style="list-style-type: none"> <li>Potential adverse effects upon the status of water bodies and entries to the WFD Register of Protected Areas (ecological and human value), arising from changes in quality, flow and/or morphology.</li> <li>Increase in flood risk and associated effects associated with flood events.</li> </ul>

<b>Material Assets</b>	<ul style="list-style-type: none"> <li>• Contribution towards appropriate provision of infrastructure and services to existing population and planned growth by facilitating compact development of lands that are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop less well-served lands elsewhere in the town and beyond.</li> <li>• Contribution towards limits in increases in energy demand from the transport sector by facilitating sustainable compact growth.</li> </ul>	<ul style="list-style-type: none"> <li>• Failure to provide adequate and appropriate waste water treatment (water services infrastructure and capacity ensures the mitigation of potential conflicts).</li> <li>• Failure to adequately treat surface water run-off that is discharged to water bodies (water services infrastructure and capacity ensures the mitigation of potential conflicts).</li> <li>• Failure to comply with drinking water regulations and serve new development with adequate drinking water (water services infrastructure and capacity ensures the mitigation of potential conflicts).</li> <li>• Increases in waste levels.</li> <li>• Potential impacts upon public assets and infrastructure.</li> </ul>
<b>Air and Climatic Factors</b>	<ul style="list-style-type: none"> <li>• Contribution towards climate mitigation and adaptation by facilitating compact development of lands that are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop less well-served lands elsewhere in the town and beyond.</li> </ul>	<ul style="list-style-type: none"> <li>• Potential conflict between development under the Plan and aiming to reduce carbon emissions in line with local, national and European environmental objectives.</li> <li>• Potential conflicts between transport emissions, including those from cars, and air quality.</li> <li>• Potential conflicts between increased frequency of noise emissions and protection of sensitive receptors.</li> <li>• Potential conflicts with climate adaptation measures including those relating to flood risk management.</li> </ul>
<b>Cultural Heritage</b>	<ul style="list-style-type: none"> <li>• Contributes towards protection of cultural heritage elsewhere in the County by facilitating development within the town.</li> </ul>	<ul style="list-style-type: none"> <li>• Potential effects on protected and unknown archaeology and protected architecture arising from construction and operation activities.</li> </ul>
<b>Landscape</b>	<ul style="list-style-type: none"> <li>• Contributes towards protection of wider landscape and landscape designations by facilitating development within the town.</li> </ul>	<ul style="list-style-type: none"> <li>• Occurrence of adverse visual impacts and conflicts with the appropriate protection of designations relating to the landscape.</li> </ul>

### **7.3.2 Assessment of Alternative 1: Developing Greenfield Sites to the North of the Town Centre**

Alternative 1 focuses on the development of greenfield sites to the north of the Town Centre. Many of the sites selected would undermine the principles of compact growth and would not provide for development on centrally located sites in the town.

This Alternative would adversely affect the ability water supply, waste water, compact growth, public transport and co-ordinated development considerations to be adequately integrated into the Plan and deficits would be more likely. Lands identified for development would be premature and would not wholly align with objectives relating to sequential development.

Much of the greenfield development would be unnecessary given other lands closer to the centre within the existing built-up footprint of the town and so would result in unnecessary and avoidable potential impacts upon various environmental components. Development under this Alternative would: reduce benefits from infrastructural investment; decrease the likelihood of brownfield development; harm efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would adversely the protection of multiple environmental components. Conflicts with the protection of the Special Area of Conservation as a result of developing Site No. 4 would have to be mitigated.

New developments would be distant from the primary amenity areas for the town, public services, and shopping, and would therefore adversely affect the long-term vibrancy of the town centre.

By providing for development within the Plan area, Alternative No. 1 reduces the need to develop more sensitive, less well- serviced, less well-connected greenfield sites beyond the Plan area; however, as described above, none of the sites are centrally located.

### **7.3.3 Assessment of Alternative 2: Compact Growth/Consolidation and densification of existing Town Centre**

By providing for development in centrally located sites within the Plan area, Alternative No. 2 reduces the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area. Although potentially adverse effects associated with brownfield development would exist, they would be mitigated to a significant degree.

However, this Alternative would not facilitate a sufficient amount of development to allow the town to meet population targets. As a result, development may be pushed outside of the Plan area - increasing the need to develop more sensitive, less well-serviced, less well-connected greenfield sites in other areas. Water supply, waste water, compact growth, public transport and co-ordinated development considerations could be integrated into the Plan; however, deficits would occur where development is pushed out of the Plan area.

Within the Plan area, this Alternative may present the least amount of potential environmental conflicts to be mitigated in the short term; however, this Alternative would not ensure the continued sustainable development of the town into the future.

### **7.3.4 Assessment of Alternative 3: Developing Greenfield sites to the South of the Town Centre**

Alternative No. 3 focuses on the development of greenfield sites to the south of the Town Centre. Many of the sites selected would undermine the principles of compact growth and would not provide for development on centrally located sites in the town.

This Alternative would adversely affect the ability water supply, waste water, compact growth, public transport and co-ordinated development considerations to be adequately integrated into the Plan and

deficits would be more likely. Lands identified for development would be premature and would not wholly align with objectives relating to sequential development.

Much of the greenfield development would be unnecessary given other lands closer to the centre within the existing built-up footprint of the town and so would result in unnecessary and avoidable potential impacts upon various environmental components. Development under this Alternative would: reduce benefits from infrastructural investment; decrease the likelihood of brownfield development; harm efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would adversely affect the protection of multiple environmental components. Conflicts with the protection of the Special Area of Conservation as a result of developing Site No. 8 would have to be mitigated.

New developments would be distant from the primary amenity areas for the town, public services, and shopping, and would therefore adversely affect the long-term vibrancy of the town centre.

By providing for development within the Plan area, Alternative No. 3 reduces the need to develop more sensitive, less well-served, less well-connected greenfield sites beyond the Plan area; however, as described above, none of the sites are centrally located.

### **7.3.5 Assessment of Alternative 4: 30% Compact Growth and Hybrid of Northern and Southern Sites**

This alternative combines the sites considered most suited for residential development within Alternatives 1, 2 and 3 with the proposed reuse of existing building stock within the town centre. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town.

This alternative is the most sustainable of the four alternatives and would be likely to contribute towards environmental protection and management the most. By providing for compact development in centrally located sites within the Plan area, Alternative 4 reduces the need to develop more sensitive, less well-served, less well-connected greenfield sites beyond the Plan area.

By consolidating the zoning and helping to curtail further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components.

This approach would allow for water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components.

Although potentially adverse effects associated with brownfield and infill greenfield development would exist, they would be mitigated to a significant degree.

Table 7.3 provides an assessment of Tier 3 alternatives against the Strategic Environmental Objectives.

### **7.3.6 Selected Alternative**

The Selected Alternative is Alternative 4. This alternative provides the best balance for achieving a high level of compact growth while infilling vacant greenfield sites which lie in between existing residential housing estates. It does not extend the built-up footprint of Athy and aims to curtail any further sprawl of the town.

**Table 7.3 Assessment<sup>41</sup> of Tier 3 Alternatives against Strategic Environmental Objectives**

Alternative (selected alternative for the Plan in <b>bold</b> )	Likely to <b>Improve</b> status of SEOs			<b>Potential Conflict</b> with status of SEOs – likely to be mitigated		
	to a <b>Greater</b> degree	to a <b>Moderate</b> degree	to a <b>Lesser</b> degree	to a <b>Lesser</b> degree	to a <b>Moderate</b> degree	to a <b>Greater</b> degree
Alternative 1: Developing Greenfield Sites to the North of the Town Centre			<b>PHH MA A C BFF S W CH L</b> (provides for development within the Plan area, reducing the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area – however none of the sites are centrally located)			<b>PHH MA A C BFF S W CH L</b> (significant residual adverse effects as a result of providing for greenfield development that is not compact and is distant from the town centre) <b>BFF</b> (site 4 would conflict with the SAC if unmitigated)
Alternative 2: Compact Growth/Consolidation and densification of existing Town Centre		<b>PHH MA A C BFF S W CH L</b> (provides for development in centrally located sites within the Plan area, reducing the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area – however it does not provide for enough development)		<b>PHH MA A C BFF S W CH L</b> (brownfield development would result in conflicts that would have to be mitigated)		<b>PHH MA A C BFF S W CH L</b> (not providing for enough development would potentially push development to areas outside of the Plan area that are less well-serviced and less well-connected, resulting in unnecessary potentially significant adverse effects on all environmental components)
Alternative 3: Developing Greenfield sites to the South of the Town Centre			<b>PHH MA A C BFF S W CH L</b> (provides for development within the Plan area, reducing the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area – however none of the sites are centrally located)			<b>PHH MA A C BFF S W CH L</b> (significant residual adverse effects as a result of providing for greenfield development that is not compact and is distant from the town centre) <b>BFF</b> (site 8 would conflict with the SAC if unmitigated)
<b>Alternative 4: 30% Compact Growth and Hybrid of Northern and Southern Sites</b>	<b>PHH MA A C BFF S W CH L</b> (provides for development in centrally located sites within the Plan area, reducing the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area)				<b>PHH MA A C BFF S W CH L</b> (brownfield and infill greenfield development would result in conflicts that would have to be mitigated)	

<sup>41</sup> The alternatives are evaluated using compatibility criteria in order to determine how they would be likely to affect the status of the existing environment and the SEOs. The SEOs and the alternatives are arrayed against each other to demonstrate which interactions would cause effects on specific components of the environment. Where the appraisal identifies an interaction with the status of an SEO the relevant SEO code is entered into the relevant column.

The interactions identified are reflective of likely significant environmental effects:

- Interactions that would be likely to improve the status of a particular SEO would be likely to result in a significant positive effect on the protection/management of the environmental component/issues to which the SEO relates.
- Interactions that would potentially conflict with the status of an SEO and would be likely to be mitigated would be likely to result in a potential significant negative effect however these effects would be likely to be mitigated by measures which have been integrated into the Plan.

These effects include secondary, cumulative (see also Section 8.2), synergistic, short, medium and long-term permanent and temporary, positive and negative effects.

## Section 8 Evaluation of Draft Plan Provisions

### 8.1 Introduction

This section provides an assessment of environmental effects using the information on the current state of the environment (provided in Section 4) and the Strategic Environmental Objectives (see Table 8.1) from implementation of the Plan.

The degree of significance of effects occurring cannot be fully determined at this level of decision making due to the lack of exact detail available with regard to the type or scale of development that will be applied for and subsequently permitted under the Plan. However, a strategic assessment can be undertaken.

**Table 8.1 Strategic Environmental Objectives<sup>42</sup>**

Environmental Component	SEO Code	Guiding Principle	Strategic Environmental Objectives
<b>Biodiversity, Flora and Fauna</b>	<b>BFF</b>	No net contribution to biodiversity losses or deterioration	<ul style="list-style-type: none"> <li>To preserve, protect, maintain and, where appropriate, enhance the terrestrial, aquatic and soil biodiversity, particularly EU designated sites and protected species</li> <li>Ensure no adverse effects on the integrity of any European site, with regard to its qualifying interests, associated conservation status, structure and function</li> <li>Safeguard national, regional and local designated sites and supporting features which function as stepping stones for migration, dispersal and genetic exchange of wild species</li> <li>Enhance biodiversity in line with the National Biodiversity Strategy and its targets</li> <li>To protect, maintain and conserve natural capital</li> </ul>
<b>Population and Human Health</b>	<b>PHH</b>	Improve quality of life for all ages and abilities based on high-quality, serviced, well connected and sustainable residential, working, educational and recreational environments	<ul style="list-style-type: none"> <li>Promote economic growth to encourage retention of working age population and funding of sustainable development and environmental protection and management</li> <li>Ensure that existing population and planned growth is matched with the required public infrastructure and the required services</li> <li>Safeguard citizens from environment-related pressures and risks to health and well-being</li> </ul>
<b>Soil (and Land)</b>	<b>S</b>	Ensure the long-term sustainable management of land	<ul style="list-style-type: none"> <li>Protect soils against pollution, and prevent degradation of the soil resource</li> <li>Promote the sustainable use of infill and brownfield sites over the use of greenfield</li> <li>Safeguard areas of prime agricultural land and designated geological sites</li> </ul>
<b>Water</b>	<b>W</b>	Protection, improvement and sustainable management of the water resource	<ul style="list-style-type: none"> <li>Ensure that the status of water bodies is protected, maintained and improved in line with the requirements of the Water Framework Directive</li> <li>Ensure water resources are sustainably managed to deliver proposed growth targets in the context of existing and projected water supply and waste water capacity constraints ensuring the protection of receiving environments</li> <li>Avoid inappropriate development in areas at risk of flooding and areas that are vulnerable to current and future erosion</li> <li>Integrate sustainable water management solutions (such as SuDS, porous surfacing and green roofs) into development proposals</li> </ul>

<sup>42</sup> Please refer to Section 5 for further details

Environmental Component	SEO Code	Guiding Principle	Strategic Environmental Objectives
<b>Material Assets</b>	<b>MA</b>	Sustainable and efficient use of natural resources	<ul style="list-style-type: none"> <li>• Optimise existing infrastructure and provide new infrastructure to match population distribution proposals</li> <li>• Ensure access to affordable, reliable, sustainable and modern energy for all which encourages a broad energy generation mix to ensure security of supply – wind, wave solar, tidal, biomass, energy from waste and traditional fossil fuels</li> <li>• Promote the circular economy, reduce waste, and increase energy efficiencies</li> <li>• Ensure there is adequate sewerage and drainage infrastructure in place to support new development</li> <li>• Reduce the energy demand from the transport sector and support moves to electrification of road and rail transport modes</li> <li>• Encourage the transition to a zero-carbon economy by facilitating the development of a grid infrastructure to support renewables and international connectivity. Reduce the average energy consumption per capita including promoting energy efficient buildings, retrofitting, smart- buildings, cities and grids</li> </ul>
<b>Air</b>	<b>A</b>	Support clean air policies that reduce the impact of air pollution on the environment and public health	<ul style="list-style-type: none"> <li>• To avoid, prevent or reduce harmful effects on human health and the environment as a whole resulting from emissions to air from all sectors with particular reference to emissions from transport, residential heating, industry and agriculture</li> <li>• Maintain and promote continuing improvement in air quality through the reduction of emissions and promotion of renewable energy and energy efficiency</li> <li>• Promote continuing improvement in air quality</li> <li>• Reduction of emissions of sulphur dioxide, nitrogen oxides, volatile organic compounds, ammonia and fine particulate matter which are responsible for acidification, eutrophication and ground-level ozone pollution</li> <li>• Meet Air Quality Directive standards for the protection of human health – Air Quality Directive</li> <li>• Significantly decrease noise pollution by 2020 and move closer to WHO recommended levels</li> </ul>
<b>Climatic Factors</b>	<b>C</b>	Achieving transition to a competitive, low carbon, climate-resilient economy that is cognisant of environmental impacts	<ul style="list-style-type: none"> <li>• To minimise emissions of greenhouse gasses.</li> <li>• Integrate sustainable design solutions into infrastructure (e.g. energy efficient buildings; green infrastructure)</li> <li>• Contribute towards the reduction of greenhouse gas emissions in line with national targets</li> <li>• Promote development resilient to the effects of climate change</li> <li>• Promote the use of renewable energy, energy efficient development and increased use of public transport</li> </ul>
<b>Cultural Heritage</b>	<b>CH</b>	Safeguard cultural heritage features and their settings through responsible design and positioning of development	<ul style="list-style-type: none"> <li>• Protect places, features, buildings and landscapes of cultural, archaeological or architectural heritage</li> </ul>
<b>Landscape</b>	<b>L</b>	Protect and enhance the landscape character	<ul style="list-style-type: none"> <li>• To implement the Plan's framework for identification, assessment, protection, management and planning of landscapes having regard to the European Landscape Convention</li> </ul>

## 8.2 Cumulative Effects

Cumulative effects are one of the types of effects which have been considered by the assessment of the alternatives. Cumulative effects can be described as the addition of many small impacts to create one larger, more significant, impact.

There are two types of potential cumulative effects that have been considered, namely:

- Potential *intra-Plan* cumulative effects - these arise from the interactions between different types of potential environmental effects resulting from a plan, programme, etc. Where there are elevated levels of environmental sensitivities (such as those identified under Section 4), future development could result in environmental conflicts and lead to a deterioration in environmental integrity. The interrelationships between environmental components that help determine these potential effects are identified on Table 8.3 e.g. interrelationships between: human health and water quality; human health and air quality; human health and flood risk; and ecology and water quality.
- Potential *inter-Plan* cumulative effects - these arise when the effects of the implementation of one plan occur in combination with those of other plans, programmes, developments, etc.

Effects that may arise as a result of implementing the Plan have been mitigated to the extent that the only residual adverse effects likely to occur as a result of implementation of the Plan are those which are identified under Table 8.2.

Other policies, plans and programmes that have been considered by the assessment of effects include those which are detailed under Section 2.4 (and associated Appendix I "Relationship with Legislation and Other Policies, Plans and Programmes"), Section 4 and Section 5. Plans and programmes from various sectors will interact with the Plan, including those relating to land use planning. These plans and programmes are subject to their own environmental assessment requirements as relevant. Examples include:

- Land use policy, plans and programmes (e.g. the National Planning Framework, the Eastern and Midland Regional Spatial and Economic Strategy, the Kildare County Development Plan, as varied, and other land use plans)
- Kildare Local Economic and Community Plan and the Local Economic and Community Plans of adjoining counties;
- Energy policy, plans and programmes (e.g. Grid25 and associated Implementation Programme, Ireland's National Renewable Energy Action Plan 2010, Strategy for Renewable Energy 2012-2020, Offshore Renewable Energy Development Plan, Draft National Energy and Climate Plan 2021-2030 and the Renewable Electricity Policy and Development Framework);
- Climate related policy, plans and programmes (e.g. the National Climate Policy Position and Climate Action 2014, Low Carbon Development Act 2015 and White Paper Ireland's Transition to a Low Carbon Energy Future 2015, Climate Action Plan 2019, the National Adaptation Framework 2018 and the Kildare Climate Change Adaptation Strategy 2019-2024);
- Tourism Plans (including Fáilte Ireland Tourism plans, strategies, including those relating to the Ireland's Ancient East brand)
- Water services, waste management, transport and energy infrastructure plans (e.g. Irish Water's Water Services Strategic Plan and associated Capital Investment Plan, Eastern-Midlands Regional Waste Management Plan and Transportation Policies and Strategies); and
- Environmental protection and management plans (e.g. River Basin Management Plans and Flood Risk Management Plans).

Potential cumulative/in combination effects include:

- Contributions towards reductions in travel related greenhouse gas and other emissions to air, reductions in consumption from non-renewables and associated achievement of legally binding targets (in combination with plans and programmes from all sectors, including energy, transport and land use planning) as a result of facilitating:
  - sustainable compact growth;

- sustainable mobility/a shift from motorised transport modes to more sustainable and non-motorised transport modes; and
- renewable energy development.
- Contributions towards travel related greenhouse gas and other emissions to air (in combination with plans and programmes from all sectors, including transport and land use planning) as a result of facilitating development which must be accompanied by road capacity;
- Facilitation of new development that is accompanied by appropriate levels of water services thereby contributing towards environmental protection;
- Need for and use of water and waste water treatment capacity arising from new developments and associated potential adverse effects;
- Potential cumulative effects upon surface and ground water status as a result of housing, employment, agricultural and forestry – loadings and abstractions;
- Potential cumulative effects (habitat damage, enhancing ecological connectivity, contributing towards sustainable mobility) arising from linear developments, such as those relating to Green Infrastructure, including beyond the town border;
- Potential cumulative effects on flood risk by, for example, development of greenfield lands or obstruction of flood paths; and
- In combination with plans and programmes from all sectors potential adverse effects on all environmental components arising from all development in greenfield and brownfield areas (e.g. infrastructural, residential, economic, tourism, agricultural etc.). The type of these effects are consistent with those described on Table 8.2. These plans and programmes are required to comply with environmental legislation and undergo SEA and AA as relevant while projects are subject to EIA and AA, as relevant.

These effects would have the potential, if unmitigated, if they occurred, to result in changes in the environment within and beyond the Plan area.

A variety of the issues covered by the Plan provisions are county and/or regional issues which are considered: at county level, through development plans; and at Regional Assembly level, in the Eastern and Midland RSES and by planning authorities across the Region. The solutions to these issues are often regional solutions which are subject their own consenting procedures. Works arising outside of the Plan as a result of providing for new development within the town including those arising as a result of the cumulative provision of development in the wider Eastern and Midland region would potentially conflict with a number of environmental components, across the wider region and beyond, including: ecology, soil function, the status of water bodies and the landscape. Some of these conflicts would be mitigated by measures which will be integrated into the Plan while some will be mitigated by measures arising out of separate consent procedures.

### **8.3 Overall Evaluation**

Kildare County Council have integrated various recommendations arising from the SEA, AA and SFRA processes into the formulation of the development strategy for the town set out in the Draft Plan (see Section 9). Table 8.2 provides a detailed overall evaluation of the environmental effects arising from the Plan. The effects encompass all in-combination/cumulative effects arising from implementation of the Plan. The potentially significant adverse environmental effects (if unmitigated) arising from implementation of the Plan are detailed as are residual effects, taking into account mitigation – see Section 9.

Environmental impacts which occur will be determined by the nature and extent of multiple or individual projects and site-specific environmental factors. Strategic Environmental Objective (SEO) codes are taken from Table 8.2.

**Table 8.2 Overall Evaluation – Effects arising from the Draft Plan**

Environmental Component	Environmental Effects, in combination with the wider planning framework Effects include in-combination effects that are planned for through the wider planning framework including the NPF and associated NDP 2018, the Eastern and Midland RSES, the Kildare County Development Plan and adjacent Development Plans and lower-tier land use plans.			SEO Codes
	Significant Positive Effect, likely to occur	Potentially Significant Adverse Environmental Effects, if unmitigated	Likely Residual Adverse Non-Significant Effects	
<b>Biodiversity and Flora and Fauna</b>	<ul style="list-style-type: none"> <li>Contribution towards protection of ecology (including designated sites, ecological connectivity, habitats) by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-serviced lands elsewhere in the town and beyond.</li> <li>Contribution towards the maintenance of existing green infrastructure and associated ecosystem services, listed species, ecological connectivity and non-designated habitats.</li> <li>Contribution towards protection and/or maintenance of biodiversity and flora and fauna by contributing towards the protection of natural capital including the environmental vectors of air, water and soil. Biodiversity and flora and fauna includes biodiversity in designated sites (including European Sites and Wildlife Sites) and Annexed habitats and species (including birds and bats), listed/protected species, ecological connectivity and non-designated habitats (including terrestrial and aquatic habitats), and disturbance to biodiversity and flora and fauna – including terrestrial and aquatic biodiversity and flora and fauna.</li> </ul>	<p>Arising from both construction and operation of development and associated infrastructure:</p> <ul style="list-style-type: none"> <li>Loss of/damage to biodiversity in designated sites (including European Sites and Wildlife Sites) and Annexed habitats and species, listed species, ecological connectivity and non-designated habitats; and disturbance to biodiversity and flora and fauna;</li> <li>Habitat loss, fragmentation and deterioration, including patch size and edge effects; and</li> <li>Disturbance (e.g. due to noise and lighting along transport corridors) and displacement of protected species such as birds and bats.</li> </ul>	<ul style="list-style-type: none"> <li>Loss of an extent of non-protected habitats and species arising from the replacement of semi-natural land covers with artificial surfaces.</li> <li>Losses or damage to ecology (these would be in compliance with relevant legislation).</li> </ul>	<b>BFF</b>

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Environmental Component	Environmental Effects, in combination with the wider planning framework Effects include in-combination effects that are planned for through the wider planning framework including the NPF and associated NDP 2018, the Eastern and Midland RSES, the Kildare County Development Plan and adjacent Development Plans and lower-tier land use plans.			SEO Codes
	Significant Positive Effect, likely to occur	Potentially Significant Adverse Environmental Effects, if unmitigated	Likely Residual Adverse Non-Significant Effects	
<b>Population and Human Health</b>	<ul style="list-style-type: none"> <li>• Promotion of economic growth to encourage retention of working age population and funding of sustainable development and environmental protection and management.</li> <li>• Contribution towards appropriate provision of infrastructure and services to existing population and planned growth by facilitating compact development of lands that are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop less well-served lands elsewhere in the town and beyond.</li> <li>• Contribution towards the protection of human health by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.</li> <li>• Contributes towards protection of human health as a result of contributing towards the protection of natural capital including environmental vectors, including air and water.</li> </ul>	<ul style="list-style-type: none"> <li>• Potential adverse effects arising from flood events.</li> <li>• Potential interactions if effects arising from environmental vectors.</li> </ul>	<ul style="list-style-type: none"> <li>• Potential interactions with residual effects on environmental vectors – please refer to residual adverse effects under “Soil”, “Water” and “Air and Climatic Factors” below.</li> </ul>	<b>PHH</b>
<b>Soil</b>	<ul style="list-style-type: none"> <li>• Contribution towards the protection of soils (including those used for agriculture) by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.</li> <li>• Contribution towards the protection of the environment from contamination the highest standards of remediation, and where appropriate to consultations with the EPA and other relevant bodies, will be required to resolve any instances of environmental pollution created by contaminated land.</li> </ul>	<ul style="list-style-type: none"> <li>• Potential adverse effects on the hydrogeological and ecological function of the soil resource, including as a result of development on contaminated lands.</li> <li>• Potential for riverbank erosion.</li> </ul>	<ul style="list-style-type: none"> <li>• Loss of an extent of soil function arising from the replacement of semi-natural land covers with artificial surfaces.</li> </ul>	<b>S</b>

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Environmental Component	Environmental Effects, in combination with the wider planning framework Effects include in-combination effects that are planned for through the wider planning framework including the NPF and associated NDP 2018, the Eastern and Midland RSES, the Kildare County Development Plan and adjacent Development Plans and lower-tier land use plans.			SEO Codes
	Significant Positive Effect, likely to occur	Potentially Significant Adverse Environmental Effects, if unmitigated	Likely Residual Adverse Non-Significant Effects	
<b>Water</b>	<ul style="list-style-type: none"> <li>Contribution towards the protection of water by facilitating development of lands that have relatively low levels of environmental sensitivities and are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop more sensitive, less well-served lands elsewhere in the town and beyond.</li> <li>Contributions towards the protection of water resources including the status of surface and groundwaters and water-based designations.</li> <li>Contribution towards flood risk management and appropriate drainage.</li> </ul>	<ul style="list-style-type: none"> <li>Potential adverse effects upon the status of water bodies and entries to the WFD Register of Protected Areas (ecological and human value), arising from changes in quality, flow and/or morphology.</li> <li>Increase in flood risk and associated effects associated with flood events.</li> </ul>	<ul style="list-style-type: none"> <li>Any increased loadings as a result of development to comply with the River Basin Management Plan.</li> <li>Flood related risks remain due to uncertainty with regard to extreme weather events – however such risks will be mitigated by measures that have been integrated into the Plan.</li> </ul>	<b>W</b>
<b>Material Assets</b>	<ul style="list-style-type: none"> <li>Contribution towards appropriate provision of infrastructure and services to existing population and planned growth by facilitating compact development of lands that are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop less well-served lands elsewhere in the town and beyond.</li> <li>Contribution towards compliance with national and regional water services and waste management policies.</li> <li>Contribution towards increase in renewable energy use by facilitating renewable energy and electricity transmission infrastructure developments.</li> <li>Contribution towards limits in increases in energy demand from the transport sector by facilitating sustainable compact growth.</li> <li>Contribution towards reductions in average energy consumption per capita including promoting energy efficient buildings.</li> </ul>	<ul style="list-style-type: none"> <li>Failure to provide adequate and appropriate waste water treatment (water services infrastructure and capacity ensures the mitigation of potential conflicts).</li> <li>Failure to adequately treat surface water run-off that is discharged to water bodies (water services infrastructure and capacity ensures the mitigation of potential conflicts).</li> <li>Failure to comply with drinking water regulations and serve new development with adequate drinking water (water services infrastructure and capacity ensures the mitigation of potential conflicts).</li> <li>Increases in waste levels.</li> <li>Potential impacts upon public assets and infrastructure.</li> </ul>	<ul style="list-style-type: none"> <li>Exceedance of capacity in critical infrastructure risks remain, including due to uncertainty with regard to climate – however, such risks will be mitigated by: measures, including those requiring the timely provision of critical infrastructure, and compliance with the Water Framework Directive and associated River Basin Management Plan.</li> <li>Residual wastes to be disposed of in line with higher-level waste management policies.</li> <li>Any impacts upon public assets and infrastructure to comply with statutory planning/consent-granting framework.</li> </ul>	<b>MA</b>

SEA Environmental Report for the Draft Athy Local Area Plan 2021-2027

Environmental Component	Environmental Effects, in combination with the wider planning framework Effects include in-combination effects that are planned for through the wider planning framework including the NPF and associated NDP 2018, the Eastern and Midland RSES, the Kildare County Development Plan and adjacent Development Plans and lower-tier land use plans.			SEO Codes
	Significant Positive Effect, likely to occur	Potentially Significant Adverse Environmental Effects, if unmitigated	Likely Residual Adverse Non-Significant Effects	
<b>Air and Climatic Factors</b>	<ul style="list-style-type: none"> <li>• Contribution towards climate mitigation and adaptation by facilitating compact development of lands that are served (or can be more easily served) by infrastructure and services, thereby helping to avoid the need to develop less well-served lands elsewhere in the town and beyond.</li> <li>• In combination with other plans, programmes etc., contribution towards the objectives of the wide policy framework relating to climate mitigation and adaptation, and associated contribution towards maintaining and improving air quality and managing noise levels, including through measures relating to: <ul style="list-style-type: none"> <li>○ Sustainable compact growth;</li> <li>○ Sustainable mobility, including walking, cycling and public transport;</li> <li>○ Drainage, flood risk management and resilience;</li> <li>○ Sustainable infrastructure design solutions including green infrastructure.</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>• Potential conflict between development under the Plan and aiming to reduce carbon emissions in line with local, national and European environmental objectives.</li> <li>• Potential conflicts between transport emissions, including those from cars, and air quality.</li> <li>• Potential conflicts between increased frequency of noise emissions and protection of sensitive receptors.</li> <li>• Potential conflicts with climate adaptation measures including those relating to flood risk management.</li> </ul>	<ul style="list-style-type: none"> <li>• An extent of travel related greenhouse gas and other emissions to air. This has been mitigated by provisions which have been integrated into the Plan, including those relating to sustainable compact growth and sustainable mobility.</li> <li>• Interactions between noise emissions and sensitive receptors. Various provisions have been integrated into the Plan to ensure that noise levels at sensitive receptors will be minimised.</li> </ul>	<b>AC</b>
<b>Cultural Heritage</b>	<ul style="list-style-type: none"> <li>• Contributes towards protection of cultural heritage elsewhere in the County by facilitating development within the town.</li> <li>• Contributes towards protection of cultural heritage within existing settlements by facilitating brownfield development and regeneration.</li> </ul>	<ul style="list-style-type: none"> <li>• Potential effects on protected and unknown archaeology and protected architecture arising from construction and operation activities.</li> </ul>	<ul style="list-style-type: none"> <li>• Potential effects on known architectural and archaeological heritage and unknown archaeology however, these will occur in compliance with legislation.</li> </ul>	<b>CH</b>
<b>Landscape</b>	<ul style="list-style-type: none"> <li>• Contributes towards protection of wider landscape and landscape designations by facilitating development within the town.</li> </ul>	<ul style="list-style-type: none"> <li>• Occurrence of adverse visual impacts and conflicts with the appropriate protection of designations relating to the landscape.</li> </ul>	<ul style="list-style-type: none"> <li>• Landscapes will change overtime as a result of natural changes in vegetation cover combined with new developments that will occur in compliance with the Plan's landscape protection measures.</li> </ul>	<b>L</b>

## 8.4 Appropriate Assessment and Strategic Flood Risk Assessment

Appropriate Assessment (AA) Screening and Stage 2 AA are being undertaken alongside the Plan. The requirement for AA is provided under the EU Habitats Directive. The emerging conclusion of the AA is that the Plan will not affect the integrity of the European Sites, alone or in combination with other plans or projects.<sup>43</sup> The preparation of the Plan, SEA and AA has taken place concurrently and the findings of the AA have informed the SEA.

A Strategic Flood Risk Assessment (SFRA) has been undertaken to inform the development strategy set out in the Draft Plan. The requirement for SFRA is provided under 'The Planning System and Flood Risk Management Guidelines for Planning Authorities' (DEHLG and OPW, 2009) and associated Department of the Environment, Community and Local Government Circular PL2/2014. The preparation of the Draft Plan, SEA and SFRA has taken place concurrently and the findings of the SFRA have informed both the Draft Plan and the SEA.

## 8.5 Interactions with Climate Mitigation and Adaptation

As detailed in Section 2.2 of the Plan, the Plan provides for the following measures to both limit the amount of greenhouse gas emissions and increase the resilience of the town to the effects of existing and future climate change:

- Supporting the circular and bio-economy through achieving greater efficiency in land management by building at sustainable densities and prioritising brownfield development.
- Reducing Athy's local carbon footprint caused by transport emissions by increasing connectivity and prioritising sustainable movement routes to key destinations within the town.
- Avoiding development at inappropriate locations by changing the zoning designation of flood prone land from Town Centre and New Residential uses to conservation or agricultural uses.
- Creating an integrated green infrastructure network to support urban biodiversity, water retention and flood alleviation, allowing for natural and unhindered inundation during flood events.
- Supporting and promoting the use of biodiversity techniques, such as green roofs and walls and the integration of Sustainable Urban Drainage Systems (SuDS) into all new development schemes.

Policy CAM 1 Climate Adaptation and Mitigation "is to future proof Athy to ensure that it becomes a climate resilient town by promoting the economic, social and environmental benefits of low-carbon development, creating an integrated green infrastructure network, prioritising sustainable mobility within the town and building at sustainable densities in appropriate locations". The Plan also (Objective CAMO 1.1) supports "the full implementation of the Kildare County Council Climate Change Adaptation Strategy 2019-2024, or any succeeding document, with regards to its goals, objectives and actions relating to the planning and development of Athy" and (Action CAMO 1.1) seeks "to ensure all plans and projects carried out in Athy encourage and provide for climate resilient measures"

## 8.6 Interrelationship between Environmental Components

The SEA Directive requires the Environmental Report to include information on the likely significant effects on the environment, including on issues such as biodiversity, fauna, flora, population, human health, soil, water, air, climatic factors, material assets, cultural heritage including architectural and archaeological heritage, landscape and the interrelationship between the above factors. Likely significant effects on environmental components which are identified include those which are interrelated; implementation of the Draft Plan will not affect the interrelationships between these components. The presence of significant interrelationships between environmental components is identified on Table 8.3.

<sup>43</sup> Except as provided for in Article 6(4) of the Habitats Directive, viz. There must be:

- (a) no alternative solution available,
- (b) imperative reasons of overriding public interest for the plan to proceed; and
- (c) adequate compensatory measures in place.

**Table 8.3 Presence of Interrelationships between Environmental Components**

<b>Component</b>	<b>Biodiversity, flora and fauna</b>	<b>Population and human health</b>	<b>Soil</b>	<b>Water</b>	<b>Air and Climatic factors</b>	<b>Material assets</b>	<b>Cultural heritage</b>	<b>Landscape</b>
<b>Biodiversity, flora and fauna</b>		Yes	Yes	Yes	Yes	Yes	No	Yes
<b>Population and Human Health</b>			Yes	Yes	Yes	Yes	No	No
<b>Soil</b>				Yes	No	Yes	No	No
<b>Water</b>					No	Yes	No	No
<b>Air and Climatic Factors</b>						Yes	No	No
<b>Material Assets</b>							Yes	Yes
<b>Cultural Heritage</b>								Yes
<b>Landscape</b>								

## 8.7 Detailed Evaluation of Draft Plan Provisions<sup>44</sup>

For an explanation of SEO codes e.g. **BFF**, **PHH**, **S**, **W**, etc. refer to Table 8.1 on page 74.

The following applies to each of the tables below:

The Plan is situated in a hierarchy of documents setting out public policy setting out public policy for, among other things, land use planning, infrastructure, sustainable development, tourism, environmental protection and environmental management, such as the National Planning Framework, the National Development Plan, the National Adaptation Framework, the Climate Action Plan, the Eastern and Midland Regional Spatial and Economic Strategy and the Kildare County Development Plan (for additional detail please refer to Section 2.4 "*Relationship with other relevant Plans and Programmes*" in this report).

These other existing policies, plans etc. have been subject to their own environmental assessment processes, as relevant, and already provide for various measures that have been compiled into the Plan. The Plan aligns with these documents and will be incorporated into the review and preparation of these documents.

Lower tier plans and projects must be consistent and comply with the provisions of the Plan and of these other policies, plans etc. and will be subject to their own project level EIA and AA requirements as relevant. An assessment of cumulative effects is provided at Section 8.2 of this report.

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<sup>44</sup> The Plan's provisions are evaluated using compatibility criteria in order to determine how they would be likely to affect the status of the existing environment and the SEOs. The SEOs and the Plan provisions are arrayed against each other in order to demonstrate which interactions would cause effects on specific components of the environment. Where the appraisal identifies an interaction with the status of an SEO the relevant SEO code is entered into the relevant column.

The interactions identified are reflective of likely significant environmental effects:

1. Interactions that would be likely to improve the status of a particular SEO would be likely to result in a significant positive effect on the protection/management of the environmental component/issues to which the SEO relates.
2. Interactions that would potentially conflict with the status of an SEO and would be likely to be mitigated would be likely to result in a potential significant negative effect however these effects would be likely to be mitigated by measures which have been integrated into the Plan.

These effects include secondary, cumulative (see also Section 8.2), synergistic, short, medium and long-term permanent and temporary, positive and negative effects.

## 8.7.1 Chapter 2: Spatial Planning Context and Vision for Athy

	Likely to Improve status of SEOs	Probable Conflict with status of SEOs – unlikely to be mitigated	Mitigated Conflicts	No Likely interaction with status of SEOs
<p><b>The Plan's Vision Statement is:</b></p> <p><i>"To successfully fulfil Athy's role as a self-sustaining growth town by embracing the transition to a low carbon and climate resilient model of development which seeks to utilise and invest in the town's existing economic, social and environmental assets to generate sustainable economic development and job creation, thereby enhancing its status as the main economic and services centre of South Kildare.</i></p> <p><i>The vision for the Local Area Plan will ensure that growth planned for the town over the life of the Plan and beyond occurs in a sustainable and sequential manner, characterised by a compact, consolidated and permeable pattern of development linked by sustainable modes of transport including a robust network of pedestrian and cycle routes, providing a high level of connectivity; facilitating and enabling the creation of a healthy, safe and age-friendly community.</i></p> <p><i>In essence, by 2027 a series of concerted steps will have been taken to 'future proof' Athy and create a more sustainable inclusive settlement centred around a regenerated and vibrant town centre providing important retail and commercial services and hosting an improved tourist offer. The town will not only be more resilient to the effects of climate change but will also have adapted to the needs of a growing and aging population, through the development of integrated communities, served by an enhanced level of social infrastructure and an expanded green infrastructure network."</i></p> <p><b>Policy CAM 1 – Climate Adaptation and Mitigation</b></p> <p><i>It is the policy of the Council to future proof Athy to ensure that it becomes a climate resilient town by promoting the economic, social and environmental benefits of low-carbon development, creating an integrated green infrastructure network, prioritising sustainable mobility within the town and building at sustainable densities in appropriate locations.</i></p> <p><b>Objective CAM01.1</b> Support the full implementation of the Kildare County Council Climate Change Adaptation Strategy 2019-2024, or any succeeding document, with regards to its goals, objectives and actions relating to the planning and development of Athy.</p> <p><b>Action</b> To ensure all plans and projects carried out in Athy encourage and provide for climate resilient measures.</p> <p><b>Strategic Development Principles</b></p> <ol style="list-style-type: none"> <li>1. Achieving Compact Growth: In keeping with stated planning policy at all levels of the spatial hierarchy, a key priority of the Plan is to develop a compact and coherent urban form with particular emphasis being placed on the regeneration of the town centre, building within the existing urban footprint of the town and providing for orderly sequential development.</li> <li>2. Realising Climate Resilience: The Local Area Plan endeavours to accelerate the transition to a low carbon model of development, which will better equip the town in managing the adverse impacts of climate change, whilst also providing for a better quality of life for residents of the town.</li> <li>3. An Asset-Based Approach to Development: This approach involves utilising and investing in the existing social, economic and natural assets of Athy. In such a way, the town's rich stock of built and natural heritage can be harnessed and appropriately developed to provide for sustainable locally based employment opportunities. In this regard the development of the Barrow Blueway walking and cycling route along the Barrow Line Canal will be a critical project.</li> <li>4. Developing Integrated Sustainable Communities: Focusing on the idea of healthy placemaking, this wide-ranging principle will ensure that new residential areas are being built at sustainable densities in appropriate locations, but also seeks to create a more connected town, linking existing neighbourhoods with key destinations by sustainable and active modes of transport. This principle also involves an enhanced level of social infrastructure provision to service the needs of the residents of the town and its surrounding rural hinterland.</li> <li>5. Becoming an Age Friendly Town: Similar to many settlements across the country the population of Athy is aging. In order to ensure that this growing cohort of people continues to contribute and participate in the social and economic life of the town, it is necessary to put in place and where appropriate retrofit, the infrastructure needed to ensure universal accessibility.</li> <li>6. Fostering Jobs Creation and Economic Development: Ensure the realisation of Athy as a Self-Sustaining Growth Town by supporting existing and encouraging new enterprise and employment generating activities within the town. Such support also includes the delivery of key infrastructural projects such as the Athy Distributor Road which will improve the accessibility and the functioning of business activities in Athy.</li> <li>7. Initiating Heritage-Led Regeneration: Such an approach is key to ensuring the continued viability of the historic core as a centre for commercial activities. The Local Area Plan includes an Urban Regeneration Framework for Athy, which will primarily focus on how the historic centre can accommodate changing roles and functions, increase its residential population and employment activity, and provide for a transformed public realm that will enhance the user experience of shoppers, visitors and the community as a whole.</li> <li>8. Delivering a Green Infrastructure Network: The creation of such a network will not only protect Athy's strategic natural assets but also enhance the town's climate resilience, protect biodiversity within the town and be the focus of public recreational and tourism activities.</li> </ol>	<p><b>BFF PHH S W MA A C C H L</b></p>		<p><b>BFF PHH S W MA A C C H L</b></p>	

**Commentary**

The assessment of the Plan's Vision Statement, Policy CAM 1 and Strategic Development Principles against Strategic Environmental Objectives (SEOs BFF, PHH, S, W, MA, A, C, CH and L) is consistent with the:

- Environmental effects detailed under subsections 8.2 to 8.6 of this report; and
- Assessments of the selected alternatives for the Plan provided at Section 7 of this report.

Implementing the Plan (including the Athy Development Strategy that supports sustainable compact growth and is outlined in Chapter 3 and supported by the Land Use Zoning map and other Plan provisions) will help to direct incompatible development away from the most sensitive parts of the Plan area and focus development on the town centre, promoting the re-use of existing properties and the targeted re-development of infill greenfield and strategic brownfield sites for uses including residential, economic and community. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town. By providing for compact development in centrally located sites the Plan reduces the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area. By consolidating the zoning and helping to curtailing further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components. The development approach has allowed water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components. The approach taken by the Plan will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.

The provisions in this Chapter of the Plan would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. Potential adverse environmental effects arising from land use development and activities include in-combination effects arising from services and infrastructure to service development, for example those relating to water services, transport and energy.

Policy CAM 1 "Climate Adaptation and Mitigation" would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. including:

- The Climate Action Plan that allocates the following three actions to local authorities: Action 64 Introduce minimum BER standards in the Local Authority social housing stock as part of retrofit works being carried out on older stock or refurbishment of vacant dwellings; Action 65 Develop and establish a climate-action toolkit and audit framework for Local Authority development planning to drive the adoption of stronger climate action policies in relation to the patterns and forms of future development.; and Action 66 Roadmap to develop supply chain to support the phase out of fossil fuel boilers in new dwellings.
- The National Planning Framework, which sets out 10 National Strategic Outcomes (NSOs) to guide the future development of Ireland over the next 20 years, of which 2 are related specifically to addressing climate action - NSO 8 'Transition to a Low Carbon and Climate Resilient Society' and NSO 9 'Sustainable Management of Water, Waste and other Environmental Resources'. There are further National Policy Objectives (NPOs) noted within the theme of climate change and how mitigation and adaption measures are required. Of particular note, Kildare County Council must demonstrate compliance with NPOs in areas such as densification, NPO 3 (C) 30% brownfield (role of Urban Regeneration and Development Fund in consolidation) integrating transport links, increasing permeability (both pedestrian and cycling) and connection to public transport.
- The Eastern and Midland Regional Spatial and Economic Strategy that has identified various Regional Policy Objectives relating to climate action, including 7.32 "With the assistance and support of the Climate Action Regional Offices, local authorities shall develop, adopt and implement local climate adaptation and mitigation strategies which shall address issues including local vulnerability to climate risks and identify and prioritise actions, in accordance with the guiding principles of the National Adaptation Framework, National Mitigation Plan.", 7.35 "EMRA shall, in conjunction with local authorities in the Region, identify Strategic Energy Zones as areas suitable for larger energy generating projects, the role of community and micro energy production in urban and rural settings and the potential for renewable energy within industrial areas. The Strategic Energy Zones for the Region will ensure all environmental constraints are addressed in the analysis. A regional landscape strategy should be developed to support delivery of projects within the Strategic Energy Zones." and "Local authorities shall include policies in statutory land use plans to promote high levels of energy conservation, energy efficiency and the use of renewable energy sources in existing buildings, including retro fitting of energy efficiency measures in the existing building stock and energy efficiency in traditional buildings. All new buildings within the Region will be required to achieve the Nearly Zero-Energy Buildings (NZEB) standard in line with the Energy Performance of Buildings Directive (EPBD)."

Also refer to Section 8.5 for Plan Interactions with Climate Mitigation and Adaptation.

By integrating the mitigation measures reproduced under Section 9 of this report into the Plan, the Council is helping to ensure that:

- The potential significant adverse effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are avoided, reduced or offset; and
- The beneficial environmental effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are maximised.

The Vision Statement, Policy CAM 1 and Strategic Development Principles in this Chapter of the Plan would contribute towards sustainable development and the protection and management of the environment.

## 8.7.2 Chapter 3: Compliance with the Kildare County Core Strategy

	Likely to Improve status of SEOs	Probable Conflict with status of SEOs – unlikely to be mitigated	Mitigated Conflicts	No Likely interaction with status of SEOs
<p><b>Aim:</b> To accommodate 4.8% of County Kildare’s allocated housing growth in Athy over the period 2021-2027 in accordance with the Core Strategy of the Kildare County Development Plan.</p> <p>It is an objective of the Council to:</p> <p><b>CPD1.1</b> Align the Athy Local Area Plan 2021 – 2027, if necessary, with the Core Strategy of the Kildare County Development Plan 2023-2029 once adopted, and any other material changes relevant to Athy contained in the Kildare County Development Plan 2023 – 2029, by way of a statutory amendment to the Local Area Plan pursuant to Section 20 of the Planning and Development Act 2000 (as amended).</p> <p><b>Policy CS1 – Core Strategy</b></p> <p><b>CS1</b> It is the policy of the Council to support the sustainable long term growth of Athy in accordance with the Core Strategy of the Kildare County Development Plan 2017-2023 (or any succeeding plan), the provisions of the National Planning Framework and the Regional Spatial and Economic Strategy 2019-2031.</p> <p><b>Objectives</b></p> <p>It is an objective of the Council to:</p> <p><b>CSO1.1</b> Support and facilitate compact growth through the sustainable intensification and consolidation of the town centre and established residential areas.</p> <p><b>CSO1.2</b> Monitor the scale, type, tenure and location of constructed and permitted developments in Athy during the lifetime of the Plan and apply appropriate development management standards to ensure compliance with the Core Strategy to achieve the delivery of strategic plan-led and coordinated balanced development within the town.</p> <p><b>CSO1.3</b> Prioritise the development of sites zoned A: Town Centre and C: New Residential within the town as set out in <b>Chapters 2, 4 and 11 and Appendix 1</b> of this Plan.</p> <p><b>CSO1.4</b> Support and facilitate the implementation of the Urban Regeneration Framework for the town as set out in Appendix 1 of the Plan.</p> <p><b>CSO1.5</b> Focus new enterprise development into lands identified for Industry and Warehousing and Enterprise and Employment uses.</p> <p><b>CSO1.6</b> Support new residential development and infill development that occurs in tandem with the delivery of supporting physical and social infrastructure.</p> <p><b>CSO1.7</b> Preserve the lands identified as ‘Strategic Reserve’ on <i>Map 6: Land Use Zoning Objectives</i>, thereby controlling the level of piecemeal and haphazard development on these lands and safeguarding their strategic value in accommodating the orderly sequential expansion of the urban settlement beyond the current Plan period.</p>	<p><b>BFF PHH S W MA A C CH L</b></p>		<p><b>BFF PHH S W MA A C CH L</b></p>	
<p><b>Commentary</b></p> <p>The assessment of the Plan’s Core Strategy provisions against Strategic Environmental Objectives (SEOs BFF, PHH, S, W, MA, A, C, CH and L) is consistent with the:</p> <ul style="list-style-type: none"> <li>• Environmental effects detailed under subsections 8.2 to 8.6 of this report; and</li> <li>• Assessments of the selected alternatives for the Plan provided at Section 7 of this report.</li> </ul> <p>Implementing the Plan (including the Athy Development Strategy that supports sustainable compact growth and is outlined in this Chapter and supported by the Land Use Zoning map and other Plan provisions) will help to direct incompatible development away from the most sensitive parts of the Plan area and focus development on the town centre, promoting the re-use of existing properties and the targeted re-development of infill greenfield and strategic brownfield sites for uses including residential, economic and community. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town. By providing for compact development in centrally located sites the Plan reduces the need to develop more sensitive, less well-served, less well-connected greenfield sites beyond the Plan area. By consolidating the zoning and helping to curtailing further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components. The development approach has allowed water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components. The approach taken by the Plan will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.</p> <p>The provisions in this Chapter of the Plan would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. Potential adverse environmental effects arising from land use development and activities include in-combination effects arising from services and infrastructure to service development, for example those relating to water services, transport and energy.</p> <p>By integrating the mitigation measures reproduced under Section 9 of this report into the Plan, the Council is helping to ensure that:</p> <ul style="list-style-type: none"> <li>• The potential significant adverse effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are avoided, reduced or offset; and</li> <li>• The beneficial environmental effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are maximised.</li> </ul> <p>The Core Strategy provisions in this Chapter of the Plan would contribute towards sustainable development and the protection and management of the environment.</p>				

### 8.7.3 Chapter 4: Homes and Communities

	Likely to <b>Improve</b> status of SEOs	Probable <b>Conflict</b> with status of SEOs – unlikely to be mitigated	<b>Mitigated Conflicts</b>	<b>No Likely</b> interaction with status of SEOs
<p><b>Aims</b></p> <ul style="list-style-type: none"> <li>To support and facilitate the development of integrated sustainable neighbourhoods that respond to the needs of changing demographics and provide community, recreational and amenity facilities in tandem with housing delivery;</li> <li>To require residential developments be built at sustainable densities in appropriate locations, incorporating a mix of tenures and integrating the principles of healthy and age friendly placemaking to ensure that Athy enhances its attractiveness as a place to live and work;</li> <li>To promote and support innovative housing models including live-work units and specific needs housing.</li> </ul> <p><b>Policy HC1 - Residential Development: Capacity and Delivery</b></p> <p><b>HC1</b> <i>It is the policy of the Council to ensure that sufficient zoned land continues to be available at appropriate locations to satisfy the Core Strategy growth allocation for Athy and that each household has access to good quality housing that is appropriate to its circumstances.</i></p> <p><b>Objectives</b> It is an objective of the Council to:</p> <p><b>HC01.1</b> Support new residential development and infill development that occurs in tandem with the delivery of supporting physical and social infrastructure.</p> <p><b>HC01.2</b> Encourage the appropriate redevelopment of brownfield and infill sites for residential uses within the footprint of the existing built-up area.</p> <p><b>HC01.3</b> Utilise the provisions of the Urban Regeneration and Housing Act 2015 (as amended) with regards the Vacant Site Levy to facilitate the appropriate development of vacant sites on Residential land and Regeneration (Town Centre) land<sup>45</sup>.</p> <p><b>HC01.4</b> Manage the provision of one-off housing on lands zoned as 'I: Agricultural'. Limited one-off housing will be permitted in this zone subject to compliance with the rural housing policy of the Kildare County Development Plan and all other normal siting and design considerations.</p> <p><b>Policy HC2 - Residential Density, Mix and Design</b></p> <p><b>HC2</b> <i>It is the policy of the Council to ensure that all new residential development provides for a sustainable mix of housing types, sizes and tenures and that new development complements the existing residential mix.</i></p> <p><b>Objectives</b> It is an objective of the Council to:</p> <p><b>HC02.1</b> Ensure that a good mix of housing types and sizes is provided in all new residential areas including the Ardrew Key Development Area (KDA) and appropriate infill/brownfield locations to meet the needs of the population of Athy, including housing designed for older people and people with disabilities.</p> <p><b>HC02.2</b> Support the actions set out in Kildare Age Friendly County Strategy 2019 – 2021 and any subsequent strategy, regarding the implementation of Age Friendly principles in the planning, design and delivery of physical infrastructure, public realm works, business and commercial premises.</p> <p><b>HC02.3</b> Require that residential schemes in close proximity to heavily trafficked roads within the Plan area are designed and constructed to minimise noise disturbance, follow a good acoustic design process and clearly demonstrate that significant adverse noise impacts will be avoided.</p> <p><b>HC02.4</b> Seek to provide Traveller Specific Accommodation at appropriate locations close to key services and public transport facilities in accordance with Kildare County Council's Traveller Accommodation Programme 2019-2024 and any subsequent traveller accommodation programme.</p> <p><b>HC02.5</b> Comply with the Special Policy Planning Requirements (SPPRs) for apartment standards and building heights issued under Section 28(1) of the Planning and Development Act 2000 (as amended).</p> <p><b>HC02.6</b> Apply a 10% social housing requirement, pursuant to Part V of the Planning and Development Act 2000 (as amended) to all sites that are zoned solely for residential use or for a mixture of residential and other uses (save where the development is exempt from the provisions of Part V).</p> <p><b>Policy HC3 – Social Infrastructure</b></p> <p><b>HC3</b> <i>It is the policy of the Council to facilitate and secure the provision of social infrastructure to support existing and new communities within the Plan area, in a manner which provides flexibility to respond to varied and changing community needs.</i></p> <p><b>Objectives</b> It is an objective of the Council to:</p> <p><b>HC03.1</b> Support and facilitate improvements to existing primary schools and secondary schools to resolve current capacity issues and facilitate forecasted future growth.</p> <p><b>HC03.2</b> Promote initiatives with relevant agencies to expand training and education that meets the wide range of business skills located in Athy.</p> <p><b>HC03.3</b> Require the provision of appropriately located and purpose-built early learning and childcare facilities to meet the pro-rata childcare needs of housing development during the plan period.</p> <p><b>HC03.4</b> Support and co-operate with promoters or operators of public and private health care facilities by facilitating and encouraging the provision of improved health care facilities in appropriate locations in Athy.</p>	<p><b>BFF PHH S W MA A C CH L</b></p>		<p><b>BFF PHH S W MA A C CH L</b></p>	

<sup>45</sup> Refer to Part 2 of Urban Regeneration and Housing Act 2015 (as amended) for definition.

<p><b>Policy HC4 – Community Facilities</b>  <b>HC4</b> <i>It is the policy of the Council to facilitate and support a broad range of community, cultural and recreational facilities to serve the needs of the residents of Athy.</i></p> <p><b>Objectives</b>                  It is an objective of the Council to:</p> <p><b>HCO4.1</b> Support and facilitate the provision of multi-functional community facilities to meet the needs of the population of Athy.  <b>HCO4.2</b> Support, promote and facilitate the development of cultural, arts and performance spaces in Athy.  <b>HCO4.3</b> Support any appropriate development or extension of places of worship/burial in Athy.  <b>HCO4.4</b> Require, promote and facilitate the development of a new local park (2 ha or larger in area) which would contain both passive and active recreation.  <b>HCO2.5</b> Support and facilitate the provision of children’s play facilities in Athy within existing and proposed green spaces, for children of all ages while also having regard to those with special needs.</p>				
<p><b>Commentary</b></p> <p>The assessment of the Plan’s Homes and Communities provisions against Strategic Environmental Objectives (SEOs BFF, PHH, S, W, MA, A, C, CH and L) is consistent with the:</p> <ul style="list-style-type: none"> <li>Environmental effects detailed under subsections 8.2 to 8.6 of this report; and</li> <li>Assessments of the selected alternatives for the Plan provided at Section 7 of this report.</li> </ul> <p>Implementing the Plan (including the Athy Development Strategy that supports sustainable compact growth and is outlined in Chapter 3 and supported by the Land Use Zoning map and other Plan provisions) will help to direct incompatible development away from the most sensitive parts of the Plan area and focus development on the town centre, promoting the re-use of existing properties and the targeted re-development of infill greenfield and strategic brownfield sites for uses including residential, economic and community. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town. By providing for compact development in centrally located sites the Plan reduces the need to develop more sensitive, less well-served, less well-connected greenfield sites beyond the Plan area. By consolidating the zoning and helping to curtailing further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components. The development approach has allowed water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components. The approach taken by the Plan will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.</p> <p>The provisions in this Chapter of the Plan would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. Potential adverse environmental effects arising from land use development and activities include in-combination effects arising from services and infrastructure to service development, for example those relating to water services, transport and energy.</p> <p>By integrating the mitigation measures reproduced under Section 9 of this report into the Plan, the Council is helping to ensure that:</p> <ul style="list-style-type: none"> <li>The potential significant adverse effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are avoided, reduced or offset; and</li> <li>The beneficial environmental effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are maximised.</li> </ul> <p>The Homes and Communities provisions in this Chapter of the Plan would contribute towards sustainable development and the protection and management of the environment.</p>				

## 8.7.4 Chapter 5: Urban Centre and Retailing

	Likely to <b>Improve</b> status of SEOs	Probable <b>Conflict</b> with status of SEOs – unlikely to be mitigated	<b>Mitigated Conflicts</b>	<b>No Likely</b> interaction with status of SEOs
<p><b>Aim</b>                  To protect and enhance the primacy and character of the town centre, so that it remains attractive to businesses and meets the retailing and service needs of the town and its surrounding hinterland, whilst also offering a pleasant and attractive environment for shopping, business and living as well as becoming a visitor destination.</p> <p><b>Policy UCR1 – Urban Regeneration and Development</b>  <b>UCR1</b> <i>It is the policy of the Council to support the implementation of the Athy Urban Regeneration Framework to maximise the potential of Athy’s unique built and natural assets in order to instigate transformative place-based change in the town, where a revitalised town centre becomes a major visitor destination and contributes to a model of low carbon development and the creation of a climate resilient, healthy, connected and more inclusive settlement.</i></p> <p><b>Objectives</b>                  It is an objective of the Council to:</p> <p><b>UCRO1.1</b> Support the implementation of the Athy Urban Regeneration Framework and seek funding from relevant agencies and Government sources including the Rural/Urban Regeneration and Development Fund (RRDF/URDF) to secure financial support for all regeneration and urban development projects in</p>	<p><b>BFF PHH S W MA A C CH L</b></p>		<p><b>BFF PHH S W MA A C CH L</b></p>	

<p>Athy.</p> <p><b>UCRO1.2</b> Promote the town centre as the priority location for commercial, civic, social and cultural development and to promote new infill and backland development that consolidates and regenerates the existing urban core.</p> <p><b>UCRO1.3</b> Improve the quality, ambience, vitality and vibrancy of the town centre, through the following:</p> <ol style="list-style-type: none"> <li>(i) Promotion of an appropriate mix of day and night time uses.</li> <li>(ii) Facilitation of development that will attract and retain commercial and retail activities in the town centre.</li> <li>(iii) Encouragement of alternative uses and functions as outlined in <b>Section 3.4</b> of the Urban Regeneration Framework for vacant units within the town centre.</li> </ol> <p><b>UCRO1.4</b> Continue to actively engage with the community, landowners, developers and other agencies to secure resources for the enhancement, renewal and regeneration of Athy town centre.</p> <p><b>UCRO1.5</b> Encourage the full utilisation of buildings and sites, in particular the use of upper floors and backlands where appropriate, with due regard to the quality of urban design, integration and linkages.</p> <p><b>UCRO1.6</b> Ensure that regeneration and new development enhances the character of the townscape and the quality of the public realm. Such development shall also be in keeping with the relevant provisions of the Athy Urban Regeneration Framework.</p> <p><b>UCRO1.7</b> Ensure that development in the town centre will only be permitted where it conserves or enhances the existing character of the area and where it is demonstrated that it is of high architectural quality; providing a strong vertical emphasis along key streets and incorporating a fine urban grain, with active frontages at ground floor level where appropriate.</p> <p><b>UCRO1.8</b> Require that new development facilitates a connected network of streets and spaces which prioritises pedestrians and cyclists and provides for the possibility of connections to future development on adjacent lands.</p> <p><b>UCRO1.9</b> Prioritise the enhancement of the streetscape and heritage assets of the town centre, to continue environmental improvements, to sustain and improve its attraction for living, working, visiting and investment.</p> <p><b>UCRO1.10</b> Commence the preparation of a Public Realm Strategy for Athy within twelve months of the adoption of this plan. The strategy should be developed in accordance with the provisions of the Athy Urban Regeneration Framework and implemented on a phased basis over the lifetime of the Plan and beyond. The Strategy should also address the following issues:</p> <ol style="list-style-type: none"> <li>(i) Ensure that the town centre is accessible to all members of the community, including people with disabilities, the elderly and people with young children.</li> <li>(ii) Support and facilitate the delivery of age friendly seating, bus stops and other public realm initiatives identified in the Athy Public Realm Strategy.</li> <li>(iii) Develop a comprehensive car parking plan for the town which will balance the needs of vehicular access to the town centre without compromising the overall quality and visitor experience of the public realm.</li> <li>(iv) Seek to reduce the use of line marking, signage and overhead wiring in the town centre of Athy.</li> </ol> <p><b>Actions:</b></p> <ul style="list-style-type: none"> <li>• Apply for funding for all urban regeneration and development projects identified in the Athy Urban Regeneration Framework as opportunities/funding streams arise.</li> <li>• Prepare a Public Realm Strategy for Athy and implement its recommendations on a phased basis over the lifetime of the Plan and beyond.</li> <li>• Work with the owners of White Castle with a view to providing public access to this historic building as a tourist and heritage destination (see Chapter 8, Objective BH1.8)</li> <li>• Seek to update the Town Centre Land Use Survey on a biennial basis during the lifetime of the Plan.</li> <li>• To investigate the feasibility of appointing an Athy Town Centre Coordinator.</li> </ul> <p>To explore the possibility of the Local Authority acquiring a vacant commercial unit within the town centre (or in partnership with a landowner) in order to demonstrate as a 'pilot project' the feasibility of repurposing the building for alternative uses as outlined in Section 3.4 of the Athy Urban Regeneration Framework.</p> <p><b>Policy UCR2 – Retailing</b></p> <p><b>UCR2</b> <i>It is the policy of the Council to support the Level 3 Town and Sub-County Centre (Key Service Centre) retail function of Athy and to consolidate existing retail development and to develop/regenerate opportunity sites/areas within the town centre.</i></p> <p><b>Objectives</b></p> <p>It is an objective of the Council to:</p> <p><b>UCRO2.1</b> Ensure the type, quantum and location of future retail floorspace provision in Athy is consistent with the requirements and recommendations of the current County Development Plan, relevant regional policy frameworks and national planning guidelines.</p> <p><b>UCRO2.2</b> Protect the primacy of the Core Retail Area of Athy, through the application of a sequential approach to retail development, in accordance with the Retail Planning Guidelines for Planning Authorities, DECLG (2012).</p> <p><b>UCRO2.3</b> Support and facilitate the development of retail, retail services and niche retailing in the town centre area, including new/infill development and redevelopment of an appropriate scale.</p> <p><b>UCRO2.4</b> Encourage and facilitate the re-use and regeneration of derelict land and buildings for retail and other town centre uses, with due cognisance of the character, heritage and design requirements for the Architectural Conservation Area (ACA).</p> <p><b>UCRO2.5</b> Align, as far as is practicable, new retail development with existing and proposed public transport infrastructure and services and encourage access by foot and bicycle to reduce the dominance of access by private car.</p>				
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<p><b>UCRO2.6</b> Support and facilitate appropriate levels of expansion within established retail neighbourhood centres.</p> <p><b>UCRO2.7</b> Support and facilitate the development of retail-led tourism associated with the natural and built heritage assets of Athy.</p> <p><b>UCRO2.8</b> Strongly discourage the development of undesirable uses such as fast food outlets, amusement arcades, off-licences, bookmakers, and other non-retail uses in the interest of protecting the vibrancy, residential amenity and public realm of Athy Town Centre.</p> <p><b>UCRO2.9</b> Require applicants to indicate proposed hours of opening. Late opening of shops will only be permissible where it can be clearly demonstrated that there will be no negative impact on the residential amenity of neighbouring areas.</p> <p><b>UCRO2.10</b> Ensure that new shop front and signage design contributes positively to and enhances the streetscape and is in accordance with the guidance set out in the County Kildare Shopfront Guidelines (July 2013) and Kildare County Council Policy on Signage (April 2013).</p> <p><b>UCRO2.11</b> Recognise the tradition of Athy as a Market Town and to encourage the continuation and improvement of the 'Athy Town Market' and the continued development of a high quality 'Farmers Market' within the town.</p> <p><b>Actions:</b></p> <ul style="list-style-type: none"> <li>To continue to promote the Kildare County Council Shopfront Improvement and Accessibility grant scheme.</li> <li>To explore the possibility of updating the Town Centre Land Use Survey on a biennial basis during the lifetime of the Plan.</li> </ul>				
<p><b>Commentary</b></p> <p>The assessment of the Plan's Urban Centre and Retailing provisions against Strategic Environmental Objectives (SEOs BFF, PHH, S, W, MA, A, C, CH and L) is consistent with the:</p> <ul style="list-style-type: none"> <li>Environmental effects detailed under subsections 8.2 to 8.6 of this report; and</li> <li>Assessments of the selected alternatives for the Plan provided at Section 7 of this report.</li> </ul> <p>Implementing the Plan (including the Athy Development Strategy that supports sustainable compact growth and is outlined in Chapter 3 and supported by the Land Use Zoning map and other Plan provisions) will help to direct incompatible development away from the most sensitive parts of the Plan area and focus development on the town centre, promoting the re-use of existing properties and the targeted re-development of infill greenfield and strategic brownfield sites for uses including residential, economic and community. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town. By providing for compact development in centrally located sites the Plan reduces the need to develop more sensitive, less well-served, less well-connected greenfield sites beyond the Plan area. By consolidating the zoning and helping to curtailing further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components. The development approach has allowed water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components. The approach taken by the Plan will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.</p> <p>The provisions in this Chapter of the Plan would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. Potential adverse environmental effects arising from land use development and activities include in-combination effects arising from services and infrastructure to service development, for example those relating to water services, transport and energy.</p> <p>By integrating the mitigation measures reproduced under Section 9 of this report into the Plan, the Council is helping to ensure that:</p> <ul style="list-style-type: none"> <li>The potential significant adverse effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are avoided, reduced or offset; and</li> <li>The beneficial environmental effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are maximised.</li> </ul> <p>The Urban Centre and Retailing provisions in this Chapter of the Plan would contribute towards sustainable development and the protection and management of the environment.</p>				

### 8.7.5 Chapter 6: Economic Development, Enterprise and Tourism

	Likely to <b>Improve</b> status of SEOs	Probable <b>Conflict</b> with status of SEOs – unlikely to be mitigated	<b>Mitigated Conflicts</b>	<b>No Likely</b> interaction with status of SEOs
<p><b>Aims</b></p> <ul style="list-style-type: none"> <li>To provide for the future well-being of the residents of Athy by adopting an asset-based approach to economic and employment growth in accordance with the principles of sustainable development.</li> <li>To achieve a reduction in the levels of commuting from the town by ensuring that lands are appropriately zoned, and a framework is in place to attract greater employment opportunities including in the sectors identified for growth by fostering competitiveness and innovation within a high quality physical environment.</li> <li>To provide a greater focus on social infrastructure and the quality of life of the residents of Athy in order to increase the attractiveness of the town as a place to live, work, visit and invest in.</li> <li>To provide for an improved 'tourist offer' and associated entrepreneurial spin-offs by identifying and supporting targeted areas for investment over the life of the Plan and beyond.</li> </ul>	BFF PHH S W MA A C CH L		BFF PHH S W MA A C CH L	

<p><b>Policy EDT1 – Economic Development</b></p> <p><b>EDT1</b> <i>It is the policy of the Council to support the development of Athy as the enterprise and employment hub for south County Kildare, increase employment located within the town, reduce rates of commuting and ensure new employment development contributes towards reducing carbon output.</i></p> <p><b>Objectives</b> It is an objective of the Council to:</p> <p><b>EDTO1.1</b> Encourage economic development and employment growth in Athy in accordance with its designation as a 'Self-Sustaining Growth Town' while adhering to the overall Economic Development Strategy of this Plan.</p> <p><b>EDTO1.2</b> Ensure that an appropriate quantum of land is zoned for employment generating uses in Athy. Such lands will, notwithstanding exceptional circumstances, be protected from inappropriate development that would prejudice any long-term development for these uses.</p> <p><b>EDTO1.3</b> Ensure the provision of adequate and appropriate water, wastewater treatment and waste management facilities to accommodate future economic growth of the town.</p> <p><b>EDTO1.4</b> Acquire and develop suitable land/properties, subject to the availability of funding, to stimulate and support creative and innovative entrepreneurial initiatives.</p> <p><b>EDTO1.5</b> Encourage the development of existing manufacturing industries in the town while establishing and expanding new categories of business in Athy and support their development in a phased and sustainable manner.</p> <p><b>EDTO1.6</b> Support IDA Ireland in the attraction of high value added manufacturing sectors and internationally traded sectors to Athy.</p> <p><b>EDTO1.7</b> Actively encourage the appropriate redevelopment of brownfield sites and re-use of disused buildings for enterprise and employment creation, when such development is compliant with the policies and objectives of this Plan.</p> <p><b>EDTO1.8</b> Promote employment in Athy in order to reduce the need to travel and the dependence on private transport.</p> <p><b>EDTO1.9</b> Support the appropriate development of a high quality built environment to attract and sustain enterprise and employment.</p> <p><b>EDTO1.10</b> Promote innovative economic sectors and encourage business clusters that exploit links with one another and with third level education facilities.</p> <p><b>EDTO1.11</b> Promote the establishment of entrepreneurial start-up businesses and small scale employment generating activities and to apply a flexible approach to zoning where it can be demonstrated that the proposed use would have minimal impact on adjoining uses, particularly residential.</p> <p><b>EDTO1.12</b> Support the development of Athy Food, Drinks and Skills Innovation Hub at the former Model School and support the initiative in its remit to accelerate job creation and create an innovation-rich environment which will facilitate the development of scalable and sustainable food businesses. To support any ancillary education and training activities taking place on the former Model School site.</p> <p><b>EDTO1.13</b> Promote the provision of incubation/start-up units suitable for small businesses and start-up companies in general, and with particular emphasis on their provision within the town centre.</p> <p><b>EDTO1.14</b> Facilitate home-working and other innovative forms of working which reduce the need to travel but are subordinate to the main residential use of the dwelling and do not result in a disamenity in an area.</p> <p><b>EDTO1.15</b> Encourage the provision of live-work units as part of mixed-use developments in appropriate locations (particularly at ground floor level within the town centre).</p> <p><b>EDTO1.16</b> Encourage the provision of remote working hubs within the town centre.</p> <p><b>EDTO1.17</b> Support and protect the development of agriculture within the agricultural zone in Athy and to protect agricultural and equine uses, from encroachment by urban development uses beyond that needed to cater for the orderly expansion of the town.</p> <p><b>EDTO1.18</b> Encourage agri-businesses appropriate to the area which are directly related to the local horticultural or agricultural sectors in areas zoned for agricultural purposes.</p> <p><b>EDTO1.19</b> Encourage the development of equine related enterprises on agricultural zoned lands within the local area plan boundary.</p> <p><b>Policy EDT2 – Non-Conforming Uses</b></p> <p><b>EDT2</b> <i>It is the policy of the Council, where commercial and industrial enterprises exist as non-conforming but long established uses, to support their continued operation and reasonable expansion, save where such a use would impact negatively on the economic and social well-being of the area and inhibits development that is in conformance with the land use zoning objective.</i></p> <p><b>Objectives</b> It is an objective of the Council: To support the continued operation and reasonable expansion of existing non-conforming uses, provided they do not:</p> <ul style="list-style-type: none"> <li>• Result in loss of amenity to adjoining properties;</li> <li>• Cause adverse impact on the environment;</li> <li>• Cause adverse impact on the visual amenity or character of the area; or</li> </ul> <p>Inhibit the development of adjoining land in conformance with its land use zoning objective.</p> <p><b>Policy EDT3 - Tourism</b></p> <p><b>EDT3</b> <i>It is the policy of the Council to support and facilitate the development of the tourism infrastructure in Athy with particular emphasis on utilising and harnessing, in an appropriate and sustainable manner, the potential of the town's natural and built heritage assets.</i></p> <p><b>Objectives</b> It is an objective of the Council to:</p> <p><b>EDTO3.1</b> Support the development of the Barrow Blueway route along the Barrow Line of the Grand Canal and Barrow Navigation system as a multi-use</p>				
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<p><b>EDTO3.2</b></p> <p><b>EDTO3.3</b></p> <p><b>EDTO3.4</b></p> <p><b>EDTO3.5</b></p> <p><b>EDTO3.6</b></p> <p><b>EDTO3.7</b></p> <p><b>EDTO3.8</b></p> <p><b>EDTO3.9</b></p> <p><b>EDTO3.10</b></p> <p><b>EDTO3.11</b></p> <p><b>EDTO3.12</b></p> <p><b>EDTO3.13</b></p> <p><b>EDTO3.14</b></p> <p><b>EDTO3.15</b></p> <p><b>EDTO3.16</b></p> <p><b>EDTO3.17</b></p> <p><b>EDTO3.18</b></p> <p><b>Action</b></p>	<p>tourism and amenity resource, subject to the required environmental assessments.</p> <p>Support and facilitate the development of Athy as an 'activity hub' for water-based sports and associated recreational activities including the development of a Blueway Sports Hub / Education Centre within the Dominican lands, subject to the required environmental assessments.</p> <p>Support the development of the necessary infrastructure to service the expansion of water-based activities in the town, including safe and convenient mooring facilities, subject to the required environmental assessments.</p> <p>Support and facilitate the development of an integrated network of greenways, Heritage/Tourist Trails and looped walks where appropriate, within the town centre and along the River Barrow and the Barrow Blueway route.</p> <p>Support the development of the transformational public realm projects that will enhance the aesthetics of the town's built and natural character and improve the overall ambience and visitor experience of the town.</p> <p>To support the redevelopment of Athy Heritage Centre – Shackleton Museum as a key tourism and heritage resource and visitor destination in the town and to support its board of directors in progressing related programmes and proposals including, in particular, the further development of the Ernest Shackleton theme.</p> <p>Support the development of the tourism industry by the upgrading of existing amenities in co-operation with the appropriate statutory agencies, private tourism sector and community groups.</p> <p>Protect recreational areas such as the People's Park and encourage the further development of amenity areas such as the area surrounding Woodstock Castle, the Dominican Lands and Ardreich Island.</p> <p>To facilitate the erection of bespoke signage for tourism amenities throughout the town, including interpretative panels and directional signage along designated tourist trails.</p> <p>Protect the environmental amenities of Athy from insensitive or inappropriate development, particularly any development that threatens the tourism resources of the town.</p> <p>Recognise the importance of the local golf clubs and other sports clubs and sporting events to tourism in the town and encourage their continued operation.</p> <p>Facilitate the appropriate use and development of White Castle, either fully or partially, as a tourist attraction, in order to ensure its conservation and protection.</p> <p>Recognise the importance of the malting industry to the economy of Athy and to support and encourage the development of the town's association with the malting industry as a tourist attraction.</p> <p>Support tourism initiatives including Fáilte Ireland's 'Ireland's Ancient East' tourism marketing platform which promotes Athy as a visitor destination.</p> <p>Promote festivals and sporting events to increase the tourism, cultural and lifestyle profile of the town including the use of appropriate green areas throughout the town.</p> <p>Support tourism initiatives which develop the tourism potential of the town's rural hinterland while recognising and enhancing the quality and values of the rural area.</p> <p>Encourage the sustainable development of tourism activities such as waterways activities, agri-tourism, green/eco-tourism, niche retailing, farmers' markets, local and other craft type activities so as to diversify the tourism product in Athy.</p> <p>Promote Athy's literary, social, historical, genealogical, archaeological, architectural and natural heritage as tourism generating opportunities.</p> <p>To continue to apply for funding from the relevant national sources to support the development of the projects/proposals outlined in Section 6.5.4 Tourism Development Opportunities.</p>				
<p><b>Commentary</b></p> <p>The assessment of the Plan's Economic Development, Enterprise and Tourism provisions against Strategic Environmental Objectives (SEOs BFF, PHH, S, W, MA, A, C, CH and L) is consistent with the:</p> <ul style="list-style-type: none"> <li>• Environmental effects detailed under subsections 8.2 to 8.6 of this report; and</li> <li>• Assessments of the selected alternatives for the Plan provided at Section 7 of this report.</li> </ul> <p>Implementing the Plan (including the Athy Development Strategy that supports sustainable compact growth and is outlined in Chapter 3 and supported by the Land Use Zoning map and other Plan provisions) will help to direct incompatible development away from the most sensitive parts of the Plan area and focus development on the town centre, promoting the re-use of existing properties and the targeted re-development of infill greenfield and strategic brownfield sites for uses including residential, economic and community. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town. By providing for compact development in centrally located sites the Plan reduces the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area. By consolidating the zoning and helping to curtail further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components. The development approach has allowed water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components. The approach taken by the Plan will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.</p> <p>The provisions in this Chapter of the Plan would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. Potential adverse environmental effects arising from land use development and activities include in-combination effects arising from services and infrastructure to service development, for example those relating to water services, transport and energy.</p>					

Tourism and recreation related developments in the town, including new visitor accommodation, water-based leisure activities and linkage initiatives, will need to ensure appropriate protection of biodiversity and flora and fauna, including the River Barrow and Grand Canal. Development of greenways, blueways, trails and walking and cycling routes, including those within the town and surrounding areas has the potential to contribute towards sustainable mobility and a better management of movements in sensitive areas, thereby benefitting various environmental components, including habitats, at certain locations. The development of these projects, however, presents a variety of potentially adverse environmental effects that would, if unmitigated, have the potential to arise from both the construction and operation of such developments and/or their ancillary infrastructure. These types of infrastructure are often constructed in ecologically and visually sensitive areas adjacent to the banks of rivers and streams. Potential adverse effects would be mitigated both by measures which have been integrated into the Plan which provide for and contribute towards environmental protection, environmental management and sustainable development (including those identified at Section 9 of this report) and by measures arising from lower tier assessments (including those for the preparation of lower tier plans and projects). The development of green infrastructure can achieve synergies with regard to the provision of open space amenities, sustainable mobility, the sustainable management of water, the protection and management of biodiversity, the protection of cultural heritage and the protection of protected landscape sensitivities.

By integrating the mitigation measures reproduced under Section 9 of this report into the Plan, the Council is helping to ensure that:

- The potential significant adverse effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are avoided, reduced or offset; and
- The beneficial environmental effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are maximised.

The Economic Development, Enterprise and Tourism provisions in this Chapter of the Plan would contribute towards sustainable development and the protection and management of the environment, for example:

- EDTO3.1 "subject to the required environmental assessments"
- EDTO3.2 "subject to the required environmental assessments"
- EDTO3.3 "subject to the required environmental assessments"
- EDTO3.10 "Protect the environmental amenities of Athy from insensitive or inappropriate development"
- EDTO3.12 "ensure its conservation and protection"

## 8.7.6 Chapter 7: Movement and Transport

	Likely to Improve status of SEOs	Probable Conflict with status of SEOs – unlikely to be mitigated	Mitigated Conflicts	No Likely interaction with status of SEOs
<p><b>Aim</b></p> <ul style="list-style-type: none"> <li>• To promote and develop a sustainable transport network for Athy that improves access to walking, cycling and public transport while also providing an appropriate level of road infrastructure and traffic management to support future development;</li> <li>• To facilitate the development of a universally accessible and integrated network of pedestrian and cycle routes, linking identified key destinations in Athy, thus providing for a realistic and convenient alternative to the car for short journeys within the town.</li> </ul> <p><b>Policy MT1 – Walking, Connectivity and Cycling</b></p> <p><b>MT1</b> It is the policy of the Council to promote enhanced connectivity for pedestrians and cyclists within Athy in order to improve access to the town centre, local schools, residential areas, recreational facilities, public transport services and other amenities.</p> <p><b>Objectives</b></p> <p>It shall be an objective of the Council to:</p> <p><b>MT01.1</b> Support and promote the use of sustainable active transport modes in Athy and seek to implement a connected network of walking and cycling infrastructure in the town as detailed in Table 7.1 and 7.2 and illustrated on Map 1.1 and 1.2, in conjunction with the National Transport Authority, other statutory agencies, and the relevant stakeholders. The final design details shall be subject to appropriate environmental assessment, where applicable, and undergo a separate public consultation process.</p> <p><b>MT01.2</b> Support the implementation of the actions contained in the Athy Walkability Audit (2020) and ensure that all footpaths in Athy are accessible to all members of the community, including people with disabilities, the elderly and people with young children.</p> <p><b>MT01.3</b> Continue to work with Waterways Ireland to progress the completion of the Barrow Blueway route.</p> <p><b>MT01.4</b> To work with the National Transport Authority (NTA) to implement the Greater Dublin Area Cycle Network Plan (2013) proposals for Athy, subject to detailed engineering design and any mitigation measures presented in the Strategic Environmental Assessment (SEA) and Natura Impact Statement (NIS) accompanying the NTA Plan.</p> <p><b>MT01.5</b> Support the creation of new pedestrian and cycle links across the River Barrow that enhance connectivity in the area and link residential areas, the town centre, community facilities and public spaces/amenities as proposed under the Athy Area Based Transport Assessment. The final design details shall be subject to the appropriate environmental assessment and public consultation</p> <p><b>MT01.6</b> Ensure that all development within Athy allows for connectivity (pedestrian, cyclist and vehicular) to adjacent lands in accordance with the National Transport Authority's Permeability Best Practice Guide (2015), or any updated version of same.</p> <p><b>MT01.7</b> Provide appropriate, secure and sheltered bicycle parking facilities subject to demand analysis, at appropriate locations at:</p> <ol style="list-style-type: none"> <li>Town centre;</li> <li>Adjacent to heritage, community and amenity destinations.</li> </ol>	<p><b>BFF PHH S W MA A C C H L</b></p>		<p><b>BFF PHH S W MA A C C H L</b></p>	

<p><b>MT01.8</b> Seek to improve and promote looped walks in conjunction with Sí na Sláinte and other relevant bodies recognising them as important health and recreation infrastructure within the town.</p> <p><b>Actions</b></p> <ul style="list-style-type: none"> <li>To progress the delivery of the measures outlined in the Athy Area Based Transport Assessment on a phased basis as funding is secured.</li> <li>To progress the delivery of the Barrow Blueway.</li> <li>To identify and provide suitable sites for secure and appropriately located bicycle parking as per Objective MTO1.8.</li> </ul> <p>To commence the preparation of a Public Realm Strategy within 12 months of the adoption of the Local Area Plan (Objective UCRO 1.10) and to implement the recommendations on a phased basis over the lifetime of the Plan as funding is secured.</p> <p><b>Policy MT2 – Car Parking</b></p> <p><b>MT2</b> <i>It is the policy of the Council to manage the provision of parking to provide for the needs of residents, business and visitors to Athy Town Centre.</i></p> <p><b>Objectives</b></p> <p>It shall be an objective of the Council to:</p> <p><b>MT02.1</b> Apply the parking standards in the Kildare County Development Plan and relevant Section 28 Guidelines in considering applications for planning permission in Athy.</p> <p><b>MT02.2</b> Support and facilitate the implementation of the preferred car parking management measures, as identified in the Athy Area Based Transport Assessment.</p> <p><b>MT02.3</b> To make provisions for the use of electric vehicles through a significant increase in the provision of clearly and exclusively designated electric car charging points on public and private land in partnership with ESB and other relevant stakeholders and landowners.</p> <p><b>Action</b></p> <p>To implement the preferred car parking measures outlined in the Athy Area Based Transport Assessment.</p> <p><b>Policy MT3 – Public Transport</b></p> <p><b>MT3</b> <i>It is the policy of the Council to promote the sustainable development of Athy by supporting and guiding the relevant national agencies in their remit to deliver improvements to the public transport network and to public transport services.</i></p> <p><b>Objectives</b></p> <p>It shall be an objective of the Council to:</p> <p><b>MT03.1</b> Focus people-intensive land uses around existing and planned public transport nodes and improve access to services.</p> <p><b>MT03.2</b> Support and facilitate the delivery of the preferred public transport (bus and rail) enhancements in the town, as identified in the Athy Area Based Transport Assessment.</p> <p><b>MT03.3</b> Engage with the National Transport Authority (NTA), Dublin Bus, Irish Rail, Local Link and other stakeholders to improve the provision of public transport in Athy including the provision of a new bus interchange, close to the train station and the extension of certain bus routes to access this interchange.</p> <p><b>MT03.4</b> Support improving the quality and extent of the bus infrastructure within the town including the provision pull-in bays, bus shelters, seating and real time passenger information.</p> <p><b>MT03.5</b> To facilitate the provision of taxi and hackney services and appropriately located taxi parking in Athy.</p> <p><b>Action</b></p> <p>To continue to promote the provision of improved public transport services and facilities to serve the population of Athy, as identified in the ABTA, through ongoing liaison with statutory agencies and public transport providers.</p> <p><b>Policy MT4 – Road and Street Network</b></p> <p><b>MT4</b> <i>It is the policy of the Council to maintain, improve and extend the local road network in and around Athy to ensure a high standard of connectivity and safety for all road users.</i></p> <p><b>Objectives</b></p> <p>It shall be an objective of the Council to:</p> <p><b>MT04.1</b> Maintain and improve, as required, the local road network to ensure a high standard of road quality and safety in accordance with the requirements of the relevant legislation.</p> <p><b>MT04.2</b> To support and facilitate the continued development and completion of the Athy Distributor Road.</p> <p><b>MT04.3</b> To support and facilitate the development of 'New Street' as identified in the Athy Area Based Transport Assessment and illustrated on <b>Map 1.3 Roads and Streets Network Measures</b>.</p> <p><b>MT04.4</b> Support the implementation of the recommendations of the Athy Area Based Transport Assessment regarding the road and street network of the town.</p> <p><b>MT04.5</b> Co-operate and liaise with the Department of Transport, the National Transport Authority (NTA) and Transport Infrastructure Ireland (TII) in relation to securing appropriate improvements/extensions to the transport network within Athy.</p> <p><b>MT04.6</b> Ensure that development proposals within Athy Town Centre are subject to a Traffic Impact Assessment (TIA), to be carried out in accordance with the Traffic and Transport Assessment Guidelines (2014). The requirement for all other developments will be determined on a case-by-case basis.</p> <p><b>MT04.7</b> Ensure that any significant new development takes place in proximity to public transport routes and can be adequately served by the road network.</p> <p><b>MT04.8</b> Provide for traffic calming and speed reduction measures throughout the town, where necessary as funding allows, and ensure that all new developments are designed to incorporate appropriate traffic calming measures as set out in the Design Manual for Urban Roads and Streets.</p>				
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<p><b>MTO4.9</b></p> <p><b>Action</b></p>	<p>Reduce the harmful effects of traffic noise by ensuring noise mitigation measures are implemented into new developments in proximity to national routes, regional routes and significant urban streets. Developers shall engage a suitably qualified acoustic specialist to prepare an Acoustic Design Statement for all new developments with the potential to impact sensitive noise receptors from traffic noise. The Statement shall have regard to the thresholds set out in the Kildare Noise Action Plan 2019-2023 (or any subsequent plan).</p> <p>To progress the delivery of the road/street network measures proposed in the Athy Area Based Transport Assessment over the life of the Plan.</p>				
<p><b>Commentary</b></p> <p>The assessment of the Plan's Movement and Transport provisions against Strategic Environmental Objectives (SEOs BFF, PHH, S, W, MA, A, C, CH and L) is consistent with the:</p> <ul style="list-style-type: none"> <li>• Environmental effects detailed under subsections 8.2 to 8.6 of this report; and</li> <li>• Assessments of the selected alternatives for the Plan provided at Section 7 of this report.</li> </ul> <p>Implementing the Plan (including the Athy Development Strategy that supports sustainable compact growth and is outlined in Chapter 3 and supported by the Land Use Zoning map and other Plan provisions) will help to direct incompatible development away from the most sensitive parts of the Plan area and focus development on the town centre, promoting the re-use of existing properties and the targeted re-development of infill greenfield and strategic brownfield sites for uses including residential, economic and community. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town. By providing for compact development in centrally located sites the Plan reduces the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area. By consolidating the zoning and helping to curtailing further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components. The development approach has allowed water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components. The approach taken by the Plan will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.</p> <p>The provisions in this Chapter of the Plan would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. Potential adverse environmental effects arising from land use development and activities include in-combination effects arising from services and infrastructure to service development, for example those relating to water services, transport and energy.</p> <p>By integrating the mitigation measures reproduced under Section 9 of this report into the Plan, the Council is helping to ensure that:</p> <ul style="list-style-type: none"> <li>• The potential significant adverse effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are avoided, reduced or offset; and</li> <li>• The beneficial environmental effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are maximised.</li> </ul> <p>The Movement and Transport provisions in this Chapter of the Plan focus upon, and in combination with the implementation of other provisions from the Plan (including those relating to compact growth and land use zoning) would help to maximise sustainable mobility and associated positive interactions with emissions to air (including noise and greenhouse gas emissions), energy usage, air quality and human health.</p>					

## 8.7.7 Chapter 8: Built Heritage and Archaeology

	Likely to <b>Improve</b> status of SEOs	Probable <b>Conflict</b> with status of SEOs – unlikely to be mitigated	<b>Mitigated Conflicts</b>	<b>No Likely</b> interaction with status of SEOs
<p><b>Aim</b> Aim: To protect, conserve and manage Athy's unique built and archaeological heritage, by promoting the understanding, enhancement and appropriate development of these assets in order to instigate a heritage-led regeneration of the town.</p> <p><b>Policy BH1 – Protected Structures</b> <b>BH1</b> <i>It is the policy of the Council to preserve and enhance the buildings identified on the Record of Protected Structures and to carefully consider any proposals for development that would affect the special value of such structures, including their historic curtilage, both directly and indirectly.</i></p> <p><b>Objectives</b> It is an objective of the Council to:</p> <p><b>BH1.1</b> Ensure the protection and preservation of all protected structures (or parts of structures), including the curtilage and attendant grounds of structures contained in the Record of Protected Structures (refer to <b>Table 8.1, Map 3: Built Heritage and Archaeology and Map 3a: Built Heritage and Archaeology – Town Centre</b>).</p> <p><b>BH1.2</b> Acknowledge and promote awareness of the origins, historical development and cultural heritage of the town, to support high-quality developments that relate to local heritage and to ensure that new development respects and is responsive to the cultural heritage of Athy.</p> <p><b>BH1.3</b> Support the sensitive conservation of protected structures, their curtilage and attendant grounds, and to operate flexibility with regard to the use of these buildings to facilitate their ongoing use, subject to good conservation principles.</p> <p><b>BH1.4</b> Proactively address dereliction, endangerment, neglect and vacancy in the town centre through the use of the Council's legal process and through</p>	<p>BFF PHH S W MA A C CH L</p>		<p>BFF PHH S W MA A C CH L</p>	

<p><b>BH1.5</b> Encourage the protection, retention, appreciation and appropriate revitalisation of the vernacular and industrial heritage of Athy.  <b>BH1.6</b> Protect and conserve important heritage items such as, gates, street furniture, post boxes and other significant historic features of interest.  <b>BH1.7</b> Support the development of Athy Heritage Centre and Shackleton Museum as an important tourism and heritage resource for the town.  <b>BH1.8</b> Support the public access to the White Castle as a tourist and heritage destination and to support the preparation of a conservation management plan for the building to avoid loss of historic building fabric and authenticity through appropriate repair and restoration work for the White Castle.</p>	<p>the promotion of appropriate uses and the sensitive conservation of historic buildings, in conjunction with other relevant initiatives.</p>				
<p><b>Action</b> The Council will work with and assist, where appropriate, owners of protected structures of particular significance within Athy in their maintenance and repair through advice and grant aid from relevant sources.</p>					
<p><b>Policy BH2 – Architectural Conservation Area</b></p>					
<p><b>BH2</b></p>	<p><i>It is the policy of the Council to protect the character of the Architectural Conservation Area (ACA) and to carefully consider any proposals for development that would affect the special value of the ACA, while providing guidance through the publication of a Statement of Character to support property owners located within the ACA.</i></p>				
<p><b>Objectives</b></p>	<p>It shall be an objective of the Council to:</p>				
<p><b>BH2.1</b></p>	<p>Ensure that new development, including infill development, extensions and renovation works within or adjacent to Athy ACA preserve or enhance the special character and visual setting of the ACA and its setting including vistas, streetscapes, building line, fenestration patterns and architectural features.</p>				
<p><b>BH2.2</b></p>	<p>Require all development proposals including new development, modifications, alterations or extensions to existing buildings within the Athy town ACA boundary, in the surrounding area and adjoining the boundary of the ACA have due regard to the Athy ACA Statement of Character (2020), DoEHG's 'Architectural Heritage Protection Guidelines for Planning Authorities (2004)' and their 'Advice Series'.</p>				
<p><b>BH2.3</b></p>	<p>Encourage the retention, repair and re-use of materials which characterise the vernacular architecture of the ACA including stone, slate, timber windows and doors, and decorative render.</p>				
<p><b>BH2.4</b></p>	<p>Ensure that any development (contemporary or traditional) within or adjoining the ACA is of high quality design and finish and is sympathetic to the character of the area. All applications within and adjoining the ACA will be assessed in the context of the following criteria and the impact of any development on the immediate surroundings of the site, the broader townscape or its landscape setting;</p> <ul style="list-style-type: none"> <li>• The height, scale and orientation of the proposed development;</li> <li>• The bulk, massing and density of the proposed development and its layout in relation to any building line and the surrounding plan form;</li> <li>• The quality and type of materials to be used in the construction of the development; any boundary treatment and landscaping;</li> <li>• The design and detail of the proposed development;</li> <li>• The retention of the traditional plot boundaries of the town;</li> <li>• The retention and maintenance of historic street furniture, surfaces and boundary treatments.</li> </ul>				
<p><b>BH2.5</b></p>	<p>Review all applications for demolition, modifications or extensions to existing buildings with regard to its relative importance to the appreciation of the character of the ACA as identified in the Building Inventory of the Statement of Character.</p>				
<p><b>BH2.6</b></p>	<p>Strongly discourage proposals for the demolition of a structure that positively contributes to the character of the ACA, except in exceptional circumstances. Kildare County Council will require such applications to be accompanied by a photographic survey, condition report and architectural heritage assessment of the structure and an assessment of the impact of the replacement building on the character of the ACA.</p>				
<p><b>BH2.7</b></p>	<p>Require that proposals for infill development within the ACA, and proposals contiguous to the ACA should include an analysis of how the new development complements the setting, character and appearance of the ACA, making reference to the findings of the Statement of Character for the town.</p>				
<p><b>BH2.8</b></p>	<p>Encourage appropriate new infill development which is considered essential to the vibrancy and sustainability of the town, designed in accordance with the advice given in the Statement of Character for the town.</p>				
<p><b>BH2.9</b></p>	<p>Encourage removal of visually intrusive elements from existing façades, and reinstatement of historic features, and differentiation of original building plots in accordance with the advice and case study demonstrated in the Statement of Character for the town.</p>				
<p><b>BH2.10</b></p>	<p>Encourage the repair and enhancement of existing shopfronts and the replacement of inappropriate shop fronts where necessary. The design of new shop fronts is required to act in harmony with the upper floor facades to complement and enhance the character of the building and streetscape plots in accordance with the advice and case study demonstrated in the Statement of Character and the Kildare Shopfront Guidelines (2013) .</p>				
<p><b>BH2.11</b></p>	<p>Require that applications for modifications to existing shopfronts or new shopfronts include a study of the overall façade and to make proposals which would, where relevant, include the removal of visually intrusive elements such as inappropriate signage, lighting and ancillary cables and ducts and use of appropriate material as indicated in the shop front case study in the Statement of Character</p>				
<p><b>BH2.12</b></p>	<p>Reduce, prevent and encourage the removal of visual and urban clutter within the ACA including, where appropriate:</p> <ul style="list-style-type: none"> <li>• Traffic management structures</li> <li>• Utility structures and signage</li> <li>• Signage (including signs protruding from the façade) at ground and upper floor levels;</li> <li>• Obsolete/unnecessary lighting, electrics, cables, ducts</li> <li>• Internally affixed stickers;</li> </ul>				

<p><b>BH2.13</b> Internally illuminated signage.</p> <p>Protect the landscape character, values, sensitivities, focal points and views identified in the Athy ACA Statement of Character. This will include, inter alia, the following:</p> <ol style="list-style-type: none"> <li>i. The requirement of a Visual Impact Assessment for developments with potential to impact on areas of significant landscape character, value or sensitivity, including both urban and natural features, significant townscapes and historic buildings, as appropriate.</li> <li>ii. Prohibit development that will block or interfere with a significant focal point or a view. Where it is considered that a development may impact on focal points or views, proposals must have regard to the significance of any such impact and any appropriate mitigation measures that should be incorporated.</li> </ol> <p><b>BH2.14</b> Seek the preparation and implementation of heritage-led regeneration plans (including for the public realm) in Athy’s historic core, through funding sources such as the Historic Towns Initiative and the Rural/Urban Regeneration Development Fund.</p> <p><b>Action</b> The Council will prepare an information/guidance booklet to be circulated to property owners, the general public and Kildare County Council service departments on the type of works that would require planning permission within the ACA while making specific recommendations on how to improve/restore the character of the ACA where required.</p> <p><b>Policy BH3 – Archaeological Heritage</b></p> <p><b>BH3</b> <i>It is the policy of the Council to safeguard the archaeological heritage located within the boundary of the Local Area Plan and avoid negative impacts on sites, monuments, features or objects of significant historical or archaeological interest.</i></p> <p><b>Objectives</b> It is an objective of the Council to:</p> <p><b>BH3.1</b> Prioritise the protection/preservation in situ (or upon agreement preservation by record) of items of archaeological interest as listed in <b>Table 8.3</b> and shown on <b>Map 3: Built and Natural Heritage</b> from inappropriate development that would adversely affect and/or detract from the interpretation and setting of these sites.</p> <p><b>BH3.2</b> Protect the historic core of Athy and retain, except in exceptional circumstances, the existing street layout, historic building lines and traditional plot widths where these derive from medieval or earlier origins.</p> <p><b>BH3.2</b> Ensure the remains of the historic defensive walls of the town are retained where these still exist and to promote public awareness and understanding of the existence of these historic elements and their route within the public realm.</p> <p><b>BH3.3</b> Encourage, where practicable, the provision of public access to sites identified on the Sites and Monuments Record under the direct ownership or control of the Local Authority and the State.</p> <p><b>BH3.4</b> Provide for the protection of historic burial grounds within Athy, in co-operation with agencies such as the Office of Public Works and the National Monuments Section of the Department of the Housing, Local Government and Heritage.</p> <p><b>BH3.5</b> Ensure that development proposals contribute towards the protection and preservation of the archaeological value of underwater or archaeological sites associated with the River Barrow, the Grand Canal and associated features.</p>					
<p><b>Commentary</b></p> <p>The assessment of the Plan’s Built Heritage and Archaeology provisions against Strategic Environmental Objectives (SEOs BFF, PHH, S, W, MA, A, C, CH and L) is consistent with the:</p> <ul style="list-style-type: none"> <li>• Environmental effects detailed under subsections 8.2 to 8.6 of this report; and</li> <li>• Assessments of the selected alternatives for the Plan provided at Section 7 of this report.</li> </ul> <p>Implementing the Plan (including the Athy Development Strategy that supports sustainable compact growth and is outlined in Chapter 3 and supported by the Land Use Zoning map and other Plan provisions) will help to direct incompatible development away from the most sensitive parts of the Plan area and focus development on the town centre, promoting the re-use of existing properties and the targeted re-development of infill greenfield and strategic brownfield sites for uses including residential, economic and community. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town. By providing for compact development in centrally located sites the Plan reduces the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area. By consolidating the zoning and helping to curtailing further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components. The development approach has allowed water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components. The approach taken by the Plan will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.</p> <p>The provisions in this Chapter of the Plan would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. Potential adverse environmental effects arising from land use development and activities include in-combination effects arising from services and infrastructure to service development, for example those relating to water services, transport and energy.</p> <p>By integrating the mitigation measures reproduced under Section 9 of this report into the Plan, the Council is helping to ensure that:</p> <ul style="list-style-type: none"> <li>• The potential significant adverse effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are avoided, reduced or offset; and</li> <li>• The beneficial environmental effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are maximised.</li> </ul> <p>The focus of most of the provisions in this Chapter is the protection and management of the town’s cultural heritage (including archaeological and architectural heritage).</p>					

## 8.7.8 Chapter 9: Natural Heritage, Green Infrastructure and Open Space

	Likely to Improve status of SEOs	Probable Conflict with status of SEOs – unlikely to be mitigated	Mitigated Conflicts	No Likely interaction with status of SEOs
<p><b>Aim</b></p> <ul style="list-style-type: none"> <li>To protect, enhance, create and connect natural heritage, high-quality amenity areas and other green spaces throughout Athy for both biodiversity and recreational use and to ensure that the future development of the town complements its natural setting;</li> <li>To ensure that the natural heritage and green infrastructure of Athy is allowed to play an enhanced role in strengthening the climate resilience of the town.</li> </ul> <p><b>Policy NH1 – Natural Heritage</b></p> <p><b>NH1</b> <i>It is the policy of the Council to support the protection of species and habitats that are designated under the Wildlife Acts 1976 and 2000, the Birds Directive 1979 and the Habitats Directive 1992 as well as areas of high local biodiversity value and to ensure that developments with potential to impact the integrity of the Natura 2000 network will be subject to Appropriate Assessment.</i></p> <p><b>Objectives</b></p> <p>It is an objective of the Council to:</p> <p><b>NH1.1</b> Protect, conserve and manage the River Barrow and River Nore SAC and contribute to the protection of the ecological, visual, recreational, environmental and amenity value of the Grand Canal pNHA.</p> <p><b>NH1.2</b> Ensure screening for Appropriate Assessment (AA), in accordance with Article 6(3) of the Habitats Directive is carried out with respect to any plan or project, including masterplans.</p> <p><b>NH1.3</b> Ensure that any proposal for development within or adjacent to the Grand Canal pNHA is located and designed to minimise its impact on the biodiversity, geological, water and landscape value of the pNHA.</p> <p><b>NH1.4</b> Ensure all applications for planning permission within or adjacent to the Grand Canal pNHA are accompanied by an Ecological Impact Assessment (EcIA) prepared by a suitably qualified professional.</p> <p><b>NH1.5</b> Identify, protect, conserve and enhance wherever possible, wildlife habitats and species of local importance, not otherwise protected by legislation. Such habitats would include woodland, river, canal, wetlands and grassland areas along with field boundaries (hedgerows, stone walls and ditches). These features form part of a network of habitats and corridors, which allow wildlife to exist and flourish and contribute to compliance with Article 10 of the Habitats Directive.</p> <p><b>NH1.6</b> Protect and conserve the integrity of soils that supports the rich biodiversity and ecological networks in Athy.</p> <p><b>Action</b></p> <p>To survey existing bridge structures in Athy to identify whether any such structure currently supports bat roosts</p> <p><b>Policy GI 1 – Green Infrastructure</b></p> <p><b>GI 1</b> <i>It is the policy of the Council to protect, enhance and further develop the green infrastructure network in Athy to provide a shared space for amenity, recreation and biodiversity to thrive and to strengthen links to the wider regional network.</i></p> <p><b>Objectives</b></p> <p>It is an objective of the Council to:</p> <p><b>GI1.1</b> Reduce fragmentation of the existing Green Infrastructure network while protecting and enhancing its biodiversity by strengthen ecological links including stepping stone habitats (according to their value).</p> <p><b>GI1.2</b> Integrate new and existing green infrastructure as an essential component of all new developments and to restrict development that would fragment, damage or prejudice the integrity of the green infrastructure network.</p> <p><b>GI1.3</b> Ensure the key green infrastructure and habitat features identified in <b>Map 4: Green Infrastructure</b>, and the linkages they provide to larger areas of green infrastructure and the wider countryside are retained and integrated into the design of new developments as far as practicable.</p> <p><b>GI1.4</b> Seek that development proposals also include an outline of measures to protect the retained green infrastructure of a site during the period of construction.</p> <p><b>GI1.5</b> Provide for wildlife bridges (eco links) as part of any new pedestrian and cycle links across the River Barrow, the Barrow Line Canal and railway, thereby facilitating the free movement of people and species throughout the Plan area.</p> <p><b>GI1.6</b> Promote a network of pedestrian and cycle paths to enhance accessibility to the Green Infrastructure network, while ensuring that the design and operation of the routes responds to the ecological protection needs of each site.</p> <p><b>GI1.7</b> Maintain a biodiversity protection zone of 60 metres from the top bank of the River Barrow, 20 metres from the canal and not less than 10 metres from the top bank of smaller watercourses, with the full extent of the protection zone to be determined on a case by case basis by the Planning Authority, based on site specific characteristics and sensitivities. Strategic green routes and trails will be open for consideration within the biodiversity protection zone, subject to appropriate safeguards and assessments.<sup>46</sup></p> <p><b>GI1.8</b> Incorporate items of historical or heritage importance within the green infrastructure as amenity features, where practical.</p>	<p><b>BFF PHH S W MA A C C H L</b></p>		<p><b>BFF PHH S W MA A C C H L</b></p>	

<sup>46</sup> Any such green route or trail should be designed in accordance with the guidelines and principles outlined in 'Planning for Watercourses in the Urban Environment' (Inland Fisheries Ireland, 2020)

<p><b>GI1.9</b> Seek to protect trees with a particular local amenity or conservation value.</p> <p><b>GI1.10</b> Promote appropriate tree planting within the public realm with a particular focus on strategic open spaces as well as along transport networks.</p> <p><b>GI.1.11</b> Protect and enhance the existing character and setting along the route of the Barrow Blueway.</p> <p><b>Actions:</b></p> <ul style="list-style-type: none"> <li>All proposals for development will be required to demonstrate that the existing Green Infrastructure network is protected, in so far as practicable, and that the development contributes positively to the development and protection of the overall green infrastructure assets of Athy.</li> </ul> <p>Investigate opportunities for placement of bat boxes and/or bird nesting boxes along the River Barrow in conjunction with the Kildare Bat Group / Bat Conservation Ireland and BirdWatch Ireland (in partnership with the National Parks &amp; Wildlife Service and Waterways Ireland).</p> <p><b>Policy OS1 – Open Space</b></p> <p><b>OS1</b> <i>It is the policy of the Council to provide for a hierarchy of high quality multi-functional public open spaces within Athy, and to preserve and protect such spaces through the appropriate zoning of lands.</i></p> <p><b>Objectives</b></p> <p>It is an objective of the Council to:</p> <p><b>OS1.1</b> Support the implementation of the Open Space and Outdoor Recreation Strategy for County Kildare 2021 – 2031 with regards to its aims, recommendations and actions relating to the provision of open space and outdoor recreation infrastructure in Athy.</p> <p><b>OS1.2</b> Explore the feasibility of and develop and/or improve linkages and connections between the network of open spaces in Athy, without compromising the biodiversity along the banks of the River Barrow and banks of the Grand Canal.</p> <p><b>OS1.3</b> Continue to facilitate and promote community-managed gardens/allotments and green waste composting sites.</p> <p><b>OS1.4</b> Support and promote the development of a sports training hub (5 ha in area) on Kildare County Council owned lands at Ardrew to cater for active recreation for residents.</p> <p><b>OS1.5</b> Encourage the development of a new local eco-park (2 ha or larger in area) as part of the Dominican Lands Masterplan, which would provide active and passive recreation for residents, subject to appropriate environmental considerations.</p> <p><b>OS1.6</b> Cooperate with key stakeholders including landowners in the development (where appropriate) of universally accessible greenways and blueways, and other areas within Athy for recreational purposes, subject to appropriate environmental considerations.</p> <p><b>OS1.7</b> Promote and provide amenities and features such as playgrounds, outdoor gym equipment facilities and picnic tables in all open spaces to improve their quality and usability.</p> <p><b>OS1.8</b> Support the development and implementation of a masterplan for the Woodstock Lands surrounding Woodstock Castle within the lifetime of the Local Area Plan.</p>				
<p><b>Commentary</b></p> <p>The assessment of the Plan's Natural Heritage, Green Infrastructure and Open Space provisions against Strategic Environmental Objectives (SEOs BFF, PHH, S, W, MA, A, C, CH and L) is consistent with the:</p> <ul style="list-style-type: none"> <li>Environmental effects detailed under subsections 8.2 to 8.6 of this report; and</li> <li>Assessments of the selected alternatives for the Plan provided at Section 7 of this report.</li> </ul> <p>Implementing the Plan (including the Athy Development Strategy that supports sustainable compact growth and is outlined in Chapter 3 and supported by the Land Use Zoning map and other Plan provisions) will help to direct incompatible development away from the most sensitive parts of the Plan area and focus development on the town centre, promoting the re-use of existing properties and the targeted re-development of infill greenfield and strategic brownfield sites for uses including residential, economic and community. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town. By providing for compact development in centrally located sites the Plan reduces the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area. By consolidating the zoning and helping to curtailing further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components. The development approach has allowed water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components. The approach taken by the Plan will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.</p> <p>The provisions in this Chapter of the Plan would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. Potential adverse environmental effects arising from land use development and activities include in-combination effects arising from services and infrastructure to service development, for example those relating to water services, transport and energy.</p> <p>The development of new and existing linkages with walking and cycle routes and water-based activities, such as greenways, blueways, trails and walking and cycling routes, including those within the town and surrounding areas has the potential to contribute towards sustainable mobility and a better management of movements in sensitive areas, thereby benefitting various environmental components including habitats at certain locations. The development of these projects, however, presents a variety of potentially adverse environmental effects that would, if unmitigated, have the potential to arise from both the construction and operation of such developments and/or their ancillary infrastructure. These types of infrastructure are often constructed in ecologically and visually sensitive areas adjacent to the banks of rivers and streams. Potential adverse effects would be mitigated both by measures which have been integrated into the Plan which provide for and contribute towards environmental protection, environmental management and sustainable development (including those identified at Section 9 of this report) and by measures arising from lower tier assessments (including those for the preparation of lower tier plans and projects). The development of green infrastructure can achieve synergies with regard to the provision of open space amenities, sustainable mobility, the sustainable management of water, the protection and management of biodiversity, the protection of cultural heritage and the protection of protected landscape sensitivities.</p>				

By integrating the mitigation measures reproduced under Section 9 of this report into the Plan, the Council is helping to ensure that:

- The potential significant adverse effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are avoided, reduced or offset; and
- The beneficial environmental effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are maximised.

The focus of most of the provisions in this Chapter is the protection and management of the town's natural heritage (including biodiversity, water, air and soil).

## 8.7.9 Chapter 10: Infrastructure and Environmental Services

	Likely to Improve status of SEOs	Probable Conflict with status of SEOs – unlikely to be mitigated	Mitigated Conflicts	No Likely interaction with status of SEOs
<p><b>Aim</b> To ensure that future residential, employment and commercial growth in Athy occurs in tandem with the delivery of supporting physical infrastructure whilst also incorporating appropriate climate change mitigation and adaptation measures.</p> <p><b>Policy I1 – Water Supply and Wastewater</b></p> <p><b>I1</b> <i>It is the policy of the Council to work in conjunction with Irish Water to protect existing water and wastewater infrastructure in Athy, to maximise the potential of existing capacity and to facilitate the timely delivery of new water services infrastructure to facilitate future growth.</i></p> <p><b>Objectives</b></p> <p><b>IO1.1</b> Work in conjunction with Irish Water to promote the ongoing upgrade and expansion of water supply and wastewater services to meet the future needs of Athy.</p> <p><b>IO1.2</b> Maximise the sustainable and efficient use of existing capacity in water services in the planning of new development.</p> <p><b>IO1.3</b> Seek to ensure that adequate water services will be available to service development prior to the granting of planning permission for development.</p> <p><b>IO1.4</b> Seek to ensure that development proposals comply with the standards and requirements of Irish Water in relation to water and wastewater infrastructure.</p> <p><b>Policy I2 – Surface Water and Groundwater</b></p> <p><b>I2</b> <i>It is the policy of the Council to maintain and enhance the existing surface water drainage systems in Athy and to protect surface and ground water quality in accordance with the Water Framework Directive.</i></p> <p><b>Objectives</b></p> <p><b>IO2.1</b> Carry out an audit of the existing surface water infrastructure to identify improvement works as required.</p> <p><b>IO2.2</b> Ensure that all new developments maintain surface water discharge at greenfield runoff rate, including an allowance for climate change.</p> <p><b>IO2.3</b> Incorporate Sustainable Urban Drainage Systems (SuDS) and other nature-based surface water drainage solutions as part of all plans and development proposals in Athy. Priority shall be given to SuDS that incorporate green infrastructure and promote biodiversity including green roofs, walls and rain gardens. Proposals for all new residential developments and for the development of 'H' and 'Q' zoned employment lands must consider the potential for SuDS to control surface water outfall and protect water quality, with underground retention solutions only being considered when all other options have been exhausted.</p> <p><b>IO2.4</b> Maintain, improve and enhance the environmental and ecological quality of surface waters and groundwater in Athy in accordance with the River Basin Management Plan for Ireland and in conjunction with the Environmental Protection Agency.</p> <p><b>IO2.5</b> Require applicants, where necessary, to demonstrate that proposals will not negatively impact on any groundwater or surface water body and be compliant with the requirements of the Water Framework Directive and measures to protect and improve our water bodies set down in the River Basin Management Plan for Ireland 2018 – 2021 and future Cycles of this Plan.</p> <p><b>IO2.6</b> Protect both ground and surface water resources and to work with Irish Water to develop and implement Water Safety Plans to protect sources of public water supply and their contributing catchments.</p> <p><b>IO2.7</b> Ensure that development along urban watercourses must comply with the Inland Fisheries Ireland Guidance 'Planning for Watercourses in the Urban Environment' (2020), including the maintenance of a minimum riparian zone of 35 metres for river channels greater than 10 metres in width, and 20 metres for rivers channels less than 10 metres in width. Development within this zone will only be considered for water compatible developments.<sup>47</sup></p> <p><b>Action</b> To encourage 'daylighting'/deculverting<sup>48</sup> and the restoration of culverted water bodies within the town as a natural method of flood management.</p> <p><b>Policy I3 – Flood Risk Management</b></p> <p><b>I3</b> <i>It is the policy of the Council to manage flood risk in Athy in conjunction with the Office of Public Works and in accordance with the requirements of the Planning System and Flood Risk Management Guidelines for Planning Authorities (2009) and circular PL02/2014 (August 2014).</i></p> <p><b>Objectives</b></p> <p><b>IO3.1</b> Manage flood risk in Athy in accordance with the requirements of <i>The Planning System and Flood Risk Management Guidelines for Planning Authorities, DECLG and OPW (2009) and Circular PL02/2014 (August 2014).</i></p>	<p>BFF PHH S W MA A C CH L</p>		<p>BFF PHH S W MA A C CH L</p>	

<sup>47</sup> Water compatible developments as defined in the OPW Planning System and Flood Risk Management Guidelines for Planning Authorities (2009)

<sup>48</sup> 'Daylighting' is the action of returning a culverted river to open water. At its simplest it is taking the lid off the culvert, but most designs aim to create a more natural river shape and re-introduce ecological habitats.

<p><b>I03.2</b> Ensure development proposals within the areas outlined on the Flood Risk Map are the subject of Site-Specific Flood Risk Assessment, appropriate to the nature and scale of the development proposed.</p> <p><b>I03.3</b> Maintain all existing overland flow routes.</p> <p><b>I03.4</b> Support and co-operate with the OPW in delivering the Athy Flood Relief Scheme, subject to the statutory environmental considerations.</p> <p><b>Policy I4 – Energy and Communications</b></p> <p><b>I4</b> <i>It is the policy of the Council to promote and facilitate the development and renewal of energy and communications networks in Athy, while protecting the amenities of the town.</i></p> <p><b>Objectives</b></p> <p><b>I04.1</b> Support the statutory providers of electricity and gas infrastructure by safeguarding existing infrastructure and strategic corridors from encroachment by development that might compromise the operation, maintenance and provision of energy networks.</p> <p><b>I04.2</b> Support and facilitate the provision of telecommunications infrastructure, including broadband services in Athy, subject to safety and amenity requirements.</p> <p><b>I04.3</b> Seek the undergrounding of all electricity, telephone and television cables within built-up areas in the town.</p> <p><b>I04.4</b> Discourage a proliferation of above ground utility boxes in the town and to seek screening measures in conjunction with the provision of such structures.</p> <p><b>I04.5</b> Promote and encourage the use of renewable energy technologies in existing and proposed building stock within the boundaries of the Local Area Plan subject to consideration of environmental, conservation and visual requirements.</p> <p><b>Action</b></p> <p>To liaise with EirGrid, ESB Networks and telecommunications providers in relation to the rationalisation of transmission and telecommunications infrastructure and/or underground routing of overhead lines in Athy.</p> <p><b>Policy I5 – Pollution and Environmental Services</b></p> <p><b>I5</b> <i>It is the policy of the Council to protect environmental quality in Athy through the implementation of European, national and regional policy and legislation relating to air quality, greenhouse gases, climate change, light pollution, noise pollution and waste management.</i></p> <p><b>Objectives</b></p> <p><b>I05.1</b> Adequately maintain recycling facilities and to secure the provision of additional facilities, as required, including in conjunction with development.</p> <p><b>I05.2</b> Support the development of a local bring bank recycling facility at an appropriate location, proximate to either the Stradbally Road or Kilkenny Road, within the boundaries of the Local Area Plan.</p> <p><b>I05.3</b> Avoid, prevent or reduce harmful effects on human health and the environment as a whole through promoting the preservation of best ambient air quality with sustainable development.</p> <p><b>I05.4</b> Support the take-up and use of ultra-low emissions vehicles and encourage, through the development management process the provision of electric vehicle charging infrastructure, where appropriate.</p>				
<p><b>Commentary</b></p> <p>The assessment of the Plan's Infrastructure and Environmental Services provisions against Strategic Environmental Objectives (SEOs BFF, PHH, S, W, MA, A, C, CH and L) is consistent with the:</p> <ul style="list-style-type: none"> <li>• Environmental effects detailed under subsections 8.2 to 8.6 of this report; and</li> <li>• Assessments of the selected alternatives for the Plan provided at Section 7 of this report.</li> </ul> <p>Implementing the Plan (including the Athy Development Strategy that supports sustainable compact growth and is outlined in Chapter 3 and supported by the Land Use Zoning map and other Plan provisions) will help to direct incompatible development away from the most sensitive parts of the Plan area and focus development on the town centre, promoting the re-use of existing properties and the targeted re-development of infill greenfield and strategic brownfield sites for uses including residential, economic and community. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town. By providing for compact development in centrally located sites the Plan reduces the need to develop more sensitive, less well-serviced, less well-connected greenfield sites beyond the Plan area. By consolidating the zoning and helping to curtailing further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components. The development approach has allowed water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components. The approach taken by the Plan will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.</p> <p>The provisions in this Chapter of the Plan would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. Potential adverse environmental effects arising from land use development and activities include in-combination effects arising from services and infrastructure to service development, for example those relating to water services, transport and energy.</p> <p>By integrating the mitigation measures reproduced under Section 9 of this report into the Plan, the Council is helping to ensure that:</p> <ul style="list-style-type: none"> <li>• The potential significant adverse effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are avoided, reduced or offset; and</li> <li>• The beneficial environmental effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are maximised.</li> </ul> <p>The focus of the Infrastructure and Environmental Services provisions in this Chapter includes the protection and management of the town's environment, including provision of adequate levels of water services infrastructure and capacity, flood risk management and protection human health, water and visual resources.</p>				

Policy I1 and associated Objectives relating to water supply and wastewater would, by protecting water resources, providing safe drinking water and appropriately treating waste water, contribute towards the protection of various environmental components including: human health, biodiversity and flora and fauna, the status of waters and soil. There would be potential for significant adverse environmental effects upon various environmental components to arise during construction of water services infrastructure. Such potential significant adverse effects could also arise during operation: the protection of human health, biodiversity and flora and fauna and the status of waters, could all be conflicted with by outflows and abstractions.

Policy I2 and Policy I3 and associated Objectives provide for the management of flood risk and surface water drainage and would benefit the protection of human health, biodiversity, flora and fauna, cultural heritage, water status and existing infrastructure and services. Flood risk management infrastructure (if required) has the potential to result in significant adverse environmental effects during construction and operation on most environmental components. These types of infrastructure are often constructed in ecologically and visually sensitive areas and adjacent to the banks of rivers and streams. Potential adverse effects will be mitigated both by measures which have been integrated into the Plan (including those identified at Section 9 of this report) and by measures arising from lower tier assessments.

Policy I4 and associated Objectives would contribute towards achieving various government objectives and targets including those relating to climate mitigation and reducing greenhouse gas emissions and increasing the amount of energy to be consumed from renewable sources. If unmitigated, there would be potential for significant adverse effects on all environmental components.

Policy I5 and associated Objectives would contribute towards the protection of environmental quality in Athy through the implementation of European, national and regional policy and legislation relating to air quality, greenhouse gases, climate change, light pollution, noise pollution and waste management.

### 8.7.10 Chapter 11: Implementation

	Likely to Improve status of SEOs	Probable Conflict with status of SEOs – unlikely to be mitigated	Mitigated Conflicts	No Likely interaction with status of SEOs
<p><b>Aim</b> To phase new development to ensure that it occurs in an orderly and efficient manner in accordance with the principles of proper planning and sustainable development. To ensure that all new residential development and infill development occurs in tandem with the delivery of supporting physical and social infrastructure.</p> <p>This Chapter includes the following:</p> <ul style="list-style-type: none"> <li>• Implementation Strategy</li> <li>• Andrew Key Development Area overarching design framework</li> <li>• Phasing and Infrastructure Delivery Schedule</li> <li>• Land Use Zoning Objectives</li> <li>• Land Use Zoning matrix</li> </ul>	<p><b>BFF PHH S W MA A C CH L</b></p>		<p><b>BFF PHH S W MA A C CH L</b></p>	
<p><b>Commentary</b></p> <p>The assessment of the this Chapter against Strategic Environmental Objectives (SEOs BFF, PHH, S, W, MA, A, C, CH and L) is consistent with the:</p> <ul style="list-style-type: none"> <li>• Environmental effects detailed under subsections 8.2 to 8.6 of this report; and</li> <li>• Assessments of the selected alternatives for the Plan provided at Section 7 of this report.</li> </ul> <p>Implementing the Plan (including the Athy Development Strategy that supports sustainable compact growth and is outlined in this Chapter and supported by the Land Use Zoning map, Land Use Zoning Objectives and associated Matrix and other Plan provisions) will help to direct incompatible development away from the most sensitive parts of the Plan area and focus development on the town centre, promoting the re-use of existing properties and the targeted re-development of infill greenfield and strategic brownfield sites for uses including residential, economic and community. It would facilitate compact growth, including on centrally located sites, without extending the built-up footprint of the town. By providing for compact development in centrally located sites the Plan reduces the need to develop more sensitive, less well-served, less well-connected greenfield sites beyond the Plan area. By consolidating the zoning and helping to curtailing further sprawl of the town, this alternative would: help to maximise benefits from infrastructural investment; increase the likelihood of brownfield development; contribute towards efforts to improve sustainable mobility (with associated effects on energy, air, noise and human health); and would benefit the protection of multiple environmental components. The development approach has allowed water supply, waste water, compact growth, public transport and co-ordinated development considerations to be integrated into the Plan to the highest degree. This approach would benefit the protection of various environmental components. The approach taken by the Plan will contribute towards environmental protection and sustainable development, including climate mitigation and adaptation.</p> <p>The provisions in this Chapter of the Plan would contribute towards the Statutory consent granting and decision-making framework for land use developments and activities, and sustainable development of the town, in combination with other Plan provisions and other plans, programmes, strategies, etc. Potential adverse environmental effects arising from land use development and activities include in-combination effects arising from services and infrastructure to service development, for example those relating to water services, transport and energy.</p> <p>By integrating the mitigation measures reproduced under Section 9 of this report into the Plan, the Council is helping to ensure that:</p> <ul style="list-style-type: none"> <li>• The potential significant adverse effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are avoided, reduced or offset; and</li> <li>• The beneficial environmental effects of implementing the Plan, in combination with implementation of other provisions from the Plan and other plans, programmes, etc., are maximised.</li> </ul>				

## Section 9 Mitigation Measures

### 9.1 Introduction

Mitigation measures are measures envisaged to prevent, reduce and, as fully as possible, offset any significant adverse impacts on the environment of implementing the Plan. Various environmental sensitivities and issues have been communicated to the Council through the SEA, Appropriate Assessment (AA) and Strategic Flood Risk Assessment (SFRA) processes. By integrating various recommendations into the Plan, the Council is helping to ensure that both the beneficial environmental effects of implementing the Plan have been and will be maximised and that potential adverse effects have been and will be avoided, reduced or offset.

Mitigation was achieved through the:

- Strategic work undertaken by the Council to ensure contribution towards environmental protection and sustainable development;
- Considering alternatives for the Plan;
- Integration of environmental considerations into zoning provisions of the Plan; and
- Integration of written environmental measures into the text of the Plan.

### 9.2 Early and strategic work undertaken by the Council to ensure contribution towards environmental protection and sustainable development

Far in advance of the placing of the Draft LAP on public display, Kildare County Council undertook various work in order to inform the preparation of the Draft LAP.

The findings of this strategic work have been integrated into the LAP and will contribute towards both environmental protection and management and sustainable development within the town.

Strategic work undertaken by the Council includes background work in relation to the following assessments that have facilitated an evidence-based approach to planning:

- Strategic Environmental Assessment;
- Appropriate Assessment;
- Strategic Flood Risk Assessment; and
- Sustainable Planning and Infrastructural Assessment<sup>49</sup>.

### 9.3 Consideration of Alternatives

Although strategic alternatives in relation to the content of the Draft LAP were significantly limited for the LAP (see Section 6), as part of the Plan preparation/SEA process, the Council considered a number of alternatives for the Draft LAP.

These alternatives were assessed by the SEA process (see Section 7) and the findings of this assessment informed the selection of preferred alternatives, facilitating an informed choice with respect to the type of Plan that was prepared and placed on public display.

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<sup>49</sup> The outputs of the *Sustainable Planning and Infrastructural Assessment* have informed the overall development strategy and the policies and objectives of the Draft Athy Local Area Plan, specifically the zoning proposals for lands zoned 'C: New Residential'. The Plan seeks to ensure that the required infrastructural and site-servicing requirements for these lands, as outlined in the SPIA and the Area Based Transport Assessment, are delivered prior to or in tandem with development of these sites, where appropriate and reasonable.

## **9.4 Integration of environmental considerations into Zoning of the Plan**

Environmental considerations were integrated into the Plan's zoning through an interdisciplinary approach.

Zoning has been applied in a way that primarily seeks to achieve sustainable and compact growth, taking into account the various requirements set out in the higher-level NPF, Eastern RSES and Kildare County Development Plan.

The detailed Plan preparation process undertaken by the Planning Department combined with specialist input from the SFRA and AA processes facilitated zoning that avoids inappropriate development being permitted in areas of high flood risk and ecological sensitivity. Various provisions have been inserted into the Plan which provide for flood risk management at project level.

Other environmental sensitivities taking into account included those relating to cultural heritage, landscape and water.

## **9.5 Integration of individual measures into the Plan**

Various provisions have been integrated into the text of the Draft LAP over multiple iterations through the Plan-preparation and SEA process.

In addition to the mitigation measures that have been integrated into the Draft LAP, new development is required to comply with Kildare County Development Plan provisions, including those relating to sustainable development and environmental protection.

As identified in the Draft LAP, in the full interpretation of all objectives for Athy, it is essential that both the County Development Plan and the Local Area Plan be read in tandem. Where conflicting objectives arise between the County Plan and the Local Area Plan, the objectives of the County Plan shall take precedence. It should be noted that the general development management standards applicable to the Plan area are included in the County Plan. Imperatively, Objective CPD1.1 commits to aligning the Local Area Plan with any changes to the existing County Plan or any future review of that Plan.

Table 9.1 links key mitigation measure(s) from the Plan to the potential adverse effects of implementing the Plan, if unmitigated. The measures generally benefit multiple environmental components i.e. a measure providing for the protection of biodiversity, flora and fauna could beneficially impact upon the minimisation of flood risk and the protection of human health, for example.

**Table 9.1 Integration of Individual Measures into the LAP**

Topic	Potentially Significant Adverse Effect, if Unmitigated	Mitigation integrated into the Plan <sup>50</sup> , included in:
All	Various	<p><b>EDTO3.1</b> Support the development of the Barrow Blueway route along the Barrow Line of the Grand Canal and Barrow Navigation system as a multi-use tourism and amenity resource, subject to the required environmental assessments.</p> <p><b>EDTO3.2</b> Support and facilitate the development of Athy as an <i>activity hub</i> for water-based sports and associated recreational activities including the development of a Blueway Sports Hub / Education Centre within the Dominican lands, subject to the required environmental assessments.</p> <p><b>EDTO3.3</b> Support the development of the necessary infrastructure to service the expansion of water-based activities in the town, including safe and convenient mooring facilities, subject to the required environmental assessments.</p> <p><b>MT01.4</b> To work with the National Transport Authority (NTA) to implement the Greater Dublin Area Cycle Network Plan (2013) proposals for Athy, subject to detailed engineering design and any mitigation measures presented in the Strategic Environmental Assessment (SEA) and Natura Impact Statement (NIS) accompanying the NTA Plan.</p>
Biodiversity and flora and fauna	<p>Arising from both construction and operation of development and associated infrastructure:</p> <ul style="list-style-type: none"> <li>Loss of/damage to biodiversity in designated sites (including European Sites and Wildlife Sites) and Annexed habitats and species, listed species, ecological connectivity and non-designated habitats; and disturbance to biodiversity and flora and fauna;</li> <li>Habitat loss, fragmentation and deterioration, including patch size and edge effects; and</li> <li>Disturbance (e.g. due to noise and lighting along transport corridors) and displacement of protected species such as birds and bats.</li> </ul>	<p><b>Policy NH1 – Natural Heritage</b></p> <p><b>NH1</b> <i>It is the policy of the Council to support the protection of species and habitats that are designated under the Wildlife Acts 1976 and 2000, the Birds Directive 1979 and the Habitats Directive 1992 as well as areas of high local biodiversity value and to ensure that developments with potential to impact the integrity of the Natura 2000 network will be subject to Appropriate Assessment.</i></p> <p><b>Objectives</b> It is an objective of the Council to:</p> <p><b>NH1.1</b> Protect, conserve and manage the River Barrow and River Nore SAC and contribute to the protection of the ecological, visual, recreational, environmental and amenity value of the Grand Canal pNHA.</p> <p><b>NH1.2</b> Ensure screening for Appropriate Assessment (AA), in accordance with Article 6(3) of the Habitats Directive is carried out with respect to any plan or project, including masterplans.</p> <p><b>NH1.3</b> Ensure that any proposal for development within or adjacent to the Grand Canal pNHA is located and designed to minimise its impact on the biodiversity, geological, water and landscape value of the pNHA.</p> <p><b>NH1.4</b> Ensure all applications for planning permission within or adjacent to the Grand Canal pNHA are accompanied by an Ecological Impact Assessment (EcIA) prepared by a suitably qualified professional.</p> <p><b>NH1.5</b> Identify, protect, conserve and enhance wherever possible, wildlife habitats and species of local importance, not otherwise protected by legislation. Such habitats would include woodland, river, canal, wetlands and grassland areas along with field boundaries (hedgerows, stone walls and ditches). These features form part of a network of habitats and corridors, which allow wildlife to exist and flourish and contribute to compliance with Article 10 of the Habitats Directive.</p> <p><b>NH1.6</b> Protect and conserve the integrity of soils that supports the rich biodiversity and ecological networks in Athy.</p> <p><b>Action</b> To survey existing bridge structures in Athy to identify whether any such structure currently supports bat roosts</p> <p><b>GI1.1</b> Reduce fragmentation of the existing Green Infrastructure network while protecting and enhancing its biodiversity by strengthen ecological links including stepping stone habitats (according to their value).</p> <p><b>GI1.5</b> Provide for wildlife bridges (eco links) as part of any new pedestrian and cycle links across the River Barrow, the Barrow Line Canal and railway, thereby facilitating the free movement of people and species throughout the Plan area.</p> <p><b>GI1.7</b> Maintain a biodiversity protection zone of 60 metres from the top bank of the River Barrow, 20 metres from the canal and not less than 10 metres from the top bank of smaller watercourses, with the full extent of the protection zone to be determined on a case by case basis by the Planning Authority, based on site specific characteristics and sensitivities. Strategic green routes and trails will be open for consideration within the biodiversity protection zone, subject to appropriate safeguards and assessments.<sup>51</sup></p> <p><b>GI1.9</b> Seek to protect trees with a particular local amenity or conservation value.</p> <p><b>GI1.10</b> Promote appropriate tree planting within the public realm with a particular focus on strategic open spaces as well as along transport networks.</p>
Population and human health	<ul style="list-style-type: none"> <li>Potential adverse effects arising from flood events.</li> <li>Potential interactions if effects arising from environmental vectors.</li> </ul>	<p><u>See measures under other environmental components including Soil, Water and Air and Climatic Factors</u></p>
Soil	<ul style="list-style-type: none"> <li>Potential adverse effects on the hydrogeological and ecological function of the soil resource, including as a result of development on contaminated lands.</li> <li>Potential for riverbank erosion.</li> </ul>	<p><u>Also see measures under other environmental components including Water and Plan provisions relating to compact development</u></p> <p><b>NH1.6</b> Protect and conserve the integrity of soils that supports the rich biodiversity and ecological networks in Athy.</p>

<sup>50</sup> These measures are in addition to those measures already in force through the Kildare County Development Plan, as varied, which must be complied with by proposals for development.

<sup>51</sup> Any such green route or trail should be designed in accordance with the guidelines and principles outlined in *Planning for Watercourses in the Urban Environment* (Inland Fisheries Ireland, 2020)

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Topic	Potentially Significant Adverse Effect, if Unmitigated	Mitigation integrated into the Plan <sup>50</sup> , included in:
Water	<ul style="list-style-type: none"> <li>Potential adverse effects upon the status of water bodies and entries to the WFD Register of Protected Areas (ecological and human value), arising from changes in quality, flow and/or morphology.</li> <li>Increase in flood risk and associated effects associated with flood events.</li> </ul>	<p><u>Also see measures under other environmental components including Soil and Material Assets.</u></p> <p><b>Policy I2 – Surface Water and Groundwater</b>  <b>I2</b> <i>It is the policy of the Council to maintain and enhance the existing surface water drainage systems in Athy and to protect surface and ground water quality in accordance with the Water Framework Directive.</i></p> <p><b>Objectives</b>  <b>IO2.1</b> Carry out an audit of the existing surface water infrastructure to identify improvement works as required.  <b>IO2.2</b> Ensure that all new developments maintain surface water discharge at greenfield runoff rate, including an allowance for climate change.  <b>IO2.3</b> Incorporate Sustainable Urban Drainage Systems (SuDS) and other nature-based surface water drainage solutions as part of all plans and development proposals in Athy. Priority shall be given to SuDS that incorporate green infrastructure and promote biodiversity including green roofs, walls and rain gardens. Proposals for all new residential developments and for the development of 'H' and 'Q' zoned employment lands must consider the potential for SuDS to control surface water outfall and protect water quality, with underground retention solutions only being considered when all other options have been exhausted.  <b>IO2.4</b> Maintain, improve and enhance the environmental and ecological quality of surface waters and groundwater in Athy in accordance with the River Basin Management Plan for Ireland and in conjunction with the Environmental Protection Agency.  <b>IO2.5</b> Require applicants, where necessary, to demonstrate that proposals will not negatively impact on any groundwater or surface water body and be compliant with the requirements of the Water Framework Directive and measures to protect and improve our water bodies set down in the River Basin Management Plan for Ireland 2018 – 2021 and future Cycles of this Plan.  <b>IO2.6</b> Protect both ground and surface water resources and to work with Irish Water to develop and implement Water Safety Plans to protect sources of public water supply and their contributing catchments.  <b>IO2.7</b> Ensure that development along urban watercourses must comply with the Inland Fisheries Ireland Guidance '<i>Planning for Watercourses in the Urban Environment</i>' (2020), including the maintenance of a minimum riparian zone of 35 metres for river channels greater than 10 metres in width, and 20 metres for rivers channels less than 10 metres in width. Development within this zone will only be considered for water compatible developments.<sup>52</sup></p> <p><b>Action</b> To encourage 'daylighting'/deculverting<sup>53</sup> and the restoration of culverted water bodies within the town as a natural method of flood management.</p> <p><b>Policy I3 – Flood Risk Management</b>  <b>I3</b> <i>It is the policy of the Council to manage flood risk in Athy in conjunction with the Office of Public Works and in accordance with the requirements of the Planning System and Flood Risk Management Guidelines for Planning Authorities (2009) and circular PL02/2014 (August 2014).</i></p> <p><b>Objectives</b>  <b>IO3.1</b> Manage flood risk in Athy in accordance with the requirements of <i>The Planning System and Flood Risk Management Guidelines for Planning Authorities</i>, DECLG and OPW (2009) and Circular PL02/2014 (August 2014).  <b>IO3.2</b> Ensure development proposals within the areas outlined on the Flood Risk Map are the subject of Site-Specific Flood Risk Assessment, appropriate to the nature and scale of the development proposed.  <b>IO3.3</b> Maintain all existing overland flow routes.  <b>IO3.4</b> Support and co-operate with the OPW in delivering the Athy Flood Relief Scheme, subject to the statutory environmental considerations.</p>
Air and Climatic Factors	<ul style="list-style-type: none"> <li>Potential conflict between development under the Plan and aiming to reduce carbon emissions in line with local, national and European environmental objectives.</li> <li>Potential conflicts between transport emissions, including those from cars, and air quality.</li> <li>Potential conflicts between increased frequency of noise emissions and protection of sensitive receptors.</li> <li>Potential conflicts with climate adaptation measures including those relating to flood risk management.</li> </ul>	<p><u>Also refer to the overall approach to land use zoning, transport and sustainability provided by the Plan.</u></p> <p><b>Policy CAM 1 – Climate Adaptation and Mitigation</b>  <i>It is the policy of the Council to future proof Athy to ensure that it becomes a climate resilient town by promoting the economic, social and environmental benefits of low-carbon development, creating an integrated green infrastructure network, prioritising sustainable mobility within the town and building at sustainable densities in appropriate locations.</i></p> <p><b>Objective CAM01.1</b> Support the full implementation of the Kildare County Council Climate Change Adaptation Strategy 2019-2024, or any succeeding document, with regards to its goals, objectives and actions relating to the planning and development of Athy.</p> <p><b>Action</b> To ensure all plans and projects carried out in Athy encourage and provide for climate resilient measures.</p> <p><b>HCO2.3</b> Require that residential schemes in close proximity to heavily trafficked roads within the Plan area are designed and constructed to minimise noise disturbance, follow a good acoustic design process and clearly demonstrate that significant adverse noise impacts will be avoided.</p> <p><b>Policy UCR1 – Urban Regeneration and Development</b>  <b>UCR1</b> <i>It is the policy of the Council to support the implementation of the Athy Urban Regeneration Framework to maximise the potential of Athy's unique built and natural assets in order to instigate transformative place-based change in the town, where a revitalised town centre becomes a major visitor destination and contributes to a model of low carbon development and the creation of a climate resilient, healthy, connected and more inclusive settlement.</i></p> <p><b>MT04.9</b> Reduce the harmful effects of traffic noise by ensuring noise mitigation measures are implemented into new developments in proximity to national routes, regional routes and significant urban streets. Developers shall engage a suitably qualified acoustic specialist to prepare an Acoustic Design Statement for all new developments with the potential to impact sensitive noise receptors from traffic noise. The Statement shall have regard to the thresholds set out in the Kildare Noise Action Plan 2019-2023 (or any subsequent plan).</p> <p><b>IO5.3</b> Avoid, prevent or reduce harmful effects on human health and the environment as a whole through promoting the preservation of best ambient air quality with sustainable development.</p> <p><b>IO5.4</b> Support the take-up and use of ultra-low emissions vehicles and encourage, through the development management process the provision of electric vehicle charging infrastructure, where appropriate.</p>

<sup>52</sup> Water compatible developments as defined in the OPW Planning System and Flood Risk Management Guidelines for Planning Authorities (2009)

<sup>53</sup> 'Daylighting' is the action of returning a culverted river to open water. At its simplest it is taking the lid off the culvert, but most designs aim to create a more natural river shape and re-introduce ecological habitats.

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Topic	Potentially Significant Adverse Effect, if Unmitigated	Mitigation integrated into the Plan <sup>50</sup> , included in:
<b>Material Assets</b>	<ul style="list-style-type: none"> <li>Failure to provide adequate and appropriate waste water treatment (water services infrastructure and capacity ensures the mitigation of potential conflicts).</li> <li>Failure to adequately treat surface water run-off that is discharged to water bodies (water services infrastructure and capacity ensures the mitigation of potential conflicts).</li> <li>Failure to comply with drinking water regulations and serve new development with adequate drinking water (water services infrastructure and capacity ensures the mitigation of potential conflicts).</li> <li>Increases in waste levels.</li> <li>Potential impacts upon public assets and infrastructure.</li> </ul>	<p><i>Also see measures under other environmental components including Population and Human Health and various Land Use and Phasing provisions from the Plan.</i></p> <p><b>EDTO1.3</b> Ensure the provision of adequate and appropriate water, wastewater treatment and waste management facilities to accommodate future economic growth of the town.</p> <p><b>MT04.6</b> Ensure that development proposals within Athy Town Centre are subject to a Traffic Impact Assessment (TIA), to be carried out in accordance with the Traffic and Transport Assessment Guidelines (2014). The requirement for all other developments will be determined on a case-by-case basis.</p> <p><b>MT04.8</b> Provide for traffic calming and speed reduction measures throughout the town, where necessary as funding allows, and ensure that all new developments are designed to incorporate appropriate traffic calming measures as set out in the Design Manual for Urban Roads and Streets.</p> <p><b>Policy I1 – Water Supply and Wastewater I1</b> <i>It is the policy of the Council to work in conjunction with Irish Water to protect existing water and wastewater infrastructure in Athy, to maximise the potential of existing capacity and to facilitate the timely delivery of new water services infrastructure to facilitate future growth.</i></p> <p><b>Objectives</b></p> <p><b>IO1.1</b> Work in conjunction with Irish Water to promote the ongoing upgrade and expansion of water supply and wastewater services to meet the future needs of Athy.</p> <p><b>IO1.2</b> Maximise the sustainable and efficient use of existing capacity in water services in the planning of new development.</p> <p><b>IO1.3</b> Seek to ensure that adequate water services will be available to service development prior to the granting of planning permission for development.</p> <p><b>IO1.4</b> Seek to ensure that development proposals comply with the standards and requirements of Irish Water in relation to water and wastewater infrastructure.</p> <p><b>IO5.1</b> Adequately maintain recycling facilities and to secure the provision of additional facilities, as required, including in conjunction with development.</p> <p><b>IO5.2</b> Support the development of a local bring bank recycling facility at an appropriate location, proximate to either the Stradbally Road or Kilkenny Road, within the boundaries of the Local Area Plan.</p>
<b>Cultural Heritage</b>	<ul style="list-style-type: none"> <li>Potential effects on protected and unknown archaeology and protected architecture arising from construction and operation activities.</li> </ul>	<p><b>UCRO1.9</b> Prioritise the enhancement of the streetscape and heritage assets of the town centre, to continue environmental improvements, to sustain and improve its attraction for living, working, visiting and investment.</p> <p><b>Policy BH1 – Protected Structures</b></p> <p><b>BH1</b> <i>It is the policy of the Council to preserve and enhance the buildings identified on the Record of Protected Structures and to carefully consider any proposals for development that would affect the special value of such structures, including their historic curtilage, both directly and indirectly.</i></p> <p><b>BH1.1</b> Ensure the protection and preservation of all protected structures (or parts of structures), including the curtilage and attendant grounds of structures contained in the Record of Protected Structures (refer to <b>Table 8.1, Map 3: Built Heritage and Archaeology and Map 3a: Built Heritage and Archaeology – Town Centre</b>).</p> <p><b>BH1.4</b> Proactively address dereliction, endangerment, neglect and vacancy in the town centre through the use of the Council's legal process and through the promotion of appropriate uses and the sensitive conservation of historic buildings, in conjunction with other relevant initiatives.</p> <p><b>BH1.5</b> Encourage the protection, retention, appreciation and appropriate revitalisation of the vernacular and industrial heritage of Athy.</p> <p><b>Policy BH2 – Architectural Conservation Area</b></p> <p><b>BH2</b> <i>It is the policy of the Council to protect the character of the Architectural Conservation Area (ACA) and to carefully consider any proposals for development that would affect the special value of the ACA, while providing guidance through the publication of a Statement of Character to support property owners located within the ACA.</i></p> <p><b>Policy BH3 – Archaeological Heritage</b></p> <p><b>BH3</b> <i>It is the policy of the Council to safeguard the archaeological heritage located within the boundary of the Local Area Plan and avoid negative impacts on sites, monuments, features or objects of significant historical or archaeological interest.</i></p> <p><b>Objectives</b></p> <p><b>BH3.1</b> Prioritise the protection/preservation in situ (or upon agreement preservation by record) of items of archaeological interest as listed in <b>Table 8.3</b> and shown on <b>Map 3: Built and Natural Heritage</b> from inappropriate development that would adversely affect and/or detract from the interpretation and setting of these sites.</p> <p><b>BH3.5</b> Ensure that development proposals contribute towards the protection and preservation of the archaeological value of underwater or archaeological sites associated with the River Barrow, the Grand Canal and associated features.</p>
<b>Landscape</b>	<ul style="list-style-type: none"> <li>Occurrence of adverse visual impacts and conflicts with the appropriate protection of designations relating to the landscape.</li> </ul>	<p><b>EDTO2.1</b> To support the continued operation and reasonable expansion of existing non-conforming uses, provided they do not:</p> <ul style="list-style-type: none"> <li>Result in loss of amenity to adjoining properties;</li> <li>Cause adverse impact on the environment;</li> <li>Cause adverse impact on the visual amenity or character of the area; or</li> </ul> <p><b>GI.1.11</b> Protect and enhance the existing character and setting along the route of the Barrow Blueway.</p>

## Section 10 Monitoring Measures

### 10.1 Introduction

The SEA Directive requires that the significant environmental effects of the implementation of plans and programmes are monitored. This section details the measures which will be used in order to monitor the likely significant effects of implementing the Plan.

Monitoring can both demonstrate the positive effects facilitated by the Plan and can enable, at an early stage, the identification of unforeseen adverse effects and the undertaking of appropriate remedial action.

The occurrence of significant adverse environmental effects not predicted and mitigated by this assessment, which are directly attributable to the implementation of the Plan, would necessitate consideration of these effects in the context of the Plan and potential remediation action(s) and/or review of part(s) of the Plan.

### 10.2 Indicators and Targets

Monitoring is based around indicators which allow quantitative measures of trends and progress over time relating to the Strategic Environmental Objectives identified in Section 5 and used in the evaluation. Each indicator to be monitored is accompanied by the target(s) which were identified with regard to the relevant strategic actions. Given the position of the Local Area Plan in the land use planning hierarchy beneath the Eastern and Midland RSES, the measures identified in that RSES SEA have been used – as they are or having been slightly modified – in most instances. This consistency across the hierarchy of land use plans will improve the efficiency and effectiveness of future monitoring and is the approach being taken throughout much of the region.

Table 10.1 overleaf shows the indicators and targets which have been selected for monitoring the likely significant environmental effects of implementing the Plan, if unmitigated.

Monitoring is an ongoing process and the programme allows for flexibility and the further refinement of indicators and targets. The Monitoring Programme may be updated to deal with specific environmental issues – including unforeseen effects – as they arise.

### 10.3 Sources

The Draft LAP will form part of the wider land use planning framework comprising a hierarchy of policies, plans, programmes, etc. This wider framework, including the National Planning Framework, the Eastern and Midland RSES and the Kildare County Development Plan, is subject to its own SEA (and associated monitoring) requirements. At the lowest tier of the hierarchy, individual projects will be subject to their own monitoring requirements, as relevant.

In implementing the Monitoring Programme, the Council will take into account this hierarchy of planning and environmental monitoring.

Sources for indicators may include existing monitoring databases (including those maintained by planning authorities and national/regional government departments and agencies) and the output of lower-tier environmental assessment and decision making (including a review of project approvals granted and associated documents and the output of any EIA monitoring programmes).

Internal monitoring of the environmental effects of grants of permission in the Council would provide monitoring of certain indicators on a *grant of permission*<sup>54</sup> basis. Where significant adverse effects as a result of the development to be permitted are identified, such effects could be identified, recorded and used to inform monitoring evaluation.

<sup>54</sup> The likely significant effects of development proposals on environmental sensitivities are further determined during the development management process. Documenting any identified effects as a result of a development to be permitted can help to fulfill monitoring requirements.

## **10.4 Reporting and Responsibility**

A stand-alone Monitoring Report on the significant environmental effects of implementing the Plan will be prepared in advance of the beginning of the review of the Plan. This report should address the indicators set out on Table 10.1.

Interim reporting specific to the Local Area Plan could be prepared as part of the reporting under the SEA monitoring programme for the Kildare County Development Plan, in order to ensure efficiency and effectiveness.

The Council is responsible for the ongoing review of indicators and targets, collating existing relevant monitored data, the preparation of monitoring evaluation report(s), the publication of these reports and, if necessary, the carrying out of remedial action.

**Table 10.1 Indicators, Targets, Sources and Remedial Action**

Environmental Component	SEO Code	Indicators	Targets	Sources	Remedial Action
<b>Biodiversity, Flora and Fauna</b>	<b>BFF</b>	<ul style="list-style-type: none"> <li>• Condition of European sites</li> <li>• Number of spatial plans that have included ecosystem services content, mapping and policy to protect ecosystem services when their relevant plans are either revised or drafted</li> <li>• SEA and AA as relevant for new Council policies, plans, programmes etc.</li> <li>• Status of water quality in water bodies</li> <li>• Compliance of planning permissions with Plan measures providing for the protection of Biodiversity and flora and fauna – see Chapter 9: Natural Heritage, Green infrastructure and Strategic Open Space as well as relevant measures from the County Plan</li> </ul>	<ul style="list-style-type: none"> <li>• Require all local level land use plans to include ecosystem services and green/blue infrastructure provisions in their land use plans and as a minimum, to have regard to the required targets in relation to the conservation of European sites, other nature conservation sites, ecological networks, and protected species</li> <li>• Implement and review, as relevant, Local Biodiversity Action Plans</li> <li>• For planning permission to be only granted when applications demonstrate that they comply with all Plan measures providing for the protection of biodiversity and flora and fauna – see Chapter 9: Natural Heritage, Green infrastructure and Strategic Open Space as well as relevant measures from the County Plan</li> </ul>	<ul style="list-style-type: none"> <li>• Department of Housing, Local Government and Heritage report of the implementation of the measures contained in the Habitats Directive - as required by Article 17 of the Directive (every 6 years).</li> <li>• Internal monitoring of likely significant environmental effects of grants of permission (grant by grant).</li> <li>• Consultations with the NPWS (at monitoring evaluation - see Section 10.4)</li> </ul>	<ul style="list-style-type: none"> <li>• Where condition of European sites is found to be deteriorating this will be investigated with the Regional Assembly and the DHLGH to establish if the pressures are related to Plan actions / activities. A tailored response will be developed in consultation with these stakeholders in such a circumstance.</li> <li>• Where water bodies are failing to meet at least good status this will be investigated with the DHLGH Water Section, the Regional Assembly, the EPA Catchment Unit and, as relevant, Irish Water to establish if the pressures are related to Plan actions / activities. A tailored response will be developed in consultation with these stakeholders in such a circumstance.</li> </ul>
<b>Population and Human Health</b>	<b>PHH</b>	<ul style="list-style-type: none"> <li>• Implementation of Plan measures relating to the promotion of economic growth as provided for by Chapter 6 "Economic Development, Enterprise and Tourism"</li> <li>• Number of spatial concentrations of health problems arising from environmental factors resulting from development permitted under the Plan</li> <li>• Proportion of people reporting regular cycling / walking to school and work above 2016 CSO figures</li> <li>• Number of spatial plans that include specific green infrastructure mapping</li> </ul>	<ul style="list-style-type: none"> <li>• For review of progress on implementing Plan objectives to demonstrate successful implementation of measures relating to the promotion of economic growth as provided for by Chapter 6 "Economic Development, Enterprise and Tourism"</li> <li>• No spatial concentrations of health problems arising from environmental factors as a result of implementing the Plan</li> <li>• Increase in the proportion of people reporting regular cycling / walking to school and work above 2016 CSO figures.</li> <li>• Implementation of Green Infrastructure provisions from the Plan</li> </ul>	<ul style="list-style-type: none"> <li>• Internal review of progress on implementing Plan objectives</li> <li>• Consultations with the Health Service Executive and EPA</li> <li>• CSO data</li> </ul>	<ul style="list-style-type: none"> <li>• Where planning applications are rejected due to insufficient capacity in the waste water treatment plant or failure of the waste water treatment plant to meet Emission Limit Values, the Council will contribute towards a response with the Regional Assembly, EPA and Irish Water to achieve the necessary capacity.</li> <li>• Where proportion of population shows increase in private car use above CSO 2016 figures, the Council will coordinate with the Regional Assembly, the DHLGH, DECC and NTA to develop a tailored response.</li> </ul>

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Environmental Component	SEO Code	Indicators	Targets	Sources	Remedial Action
<b>Soil (and Land)</b>	<b>S</b>	<ul style="list-style-type: none"> <li>Proportion of population growth occurring on infill and brownfield lands compared to greenfield</li> <li>Volume of contaminated material generated from brownfield and infill</li> <li>Number of AA determinations and environmental assessments undertaken to support applications for brownfield and infill development prior to planning permission</li> </ul>	<ul style="list-style-type: none"> <li>Maintain built surface cover nationally to below the EU average of 4% as per the NPF.</li> <li>NPF National Policy Objective 3c: Deliver at least 30% of all new homes that are targeted in settlements other than the five Cities and their suburbs, within their existing built-up footprints.</li> </ul>	<ul style="list-style-type: none"> <li>Environmental Protection Agency (EPA), Geoportal</li> <li>Internal monitoring of likely significant environmental effects of grants of permission (grant by grant)</li> </ul>	<ul style="list-style-type: none"> <li>Where the proportion of growth on infill and brownfield sites is not keeping pace with the targets set in the NPF and the RSES, the Council will liaise with the Regional Assembly to establish reasons and coordinate actions to address constraints to doing so.</li> </ul>
<b>Water</b>	<b>W</b>	<ul style="list-style-type: none"> <li>Status of water bodies as reported by the EPA Water Monitoring Programme for the WFD</li> <li>Number of incompatible developments permitted within flood risk areas</li> </ul>	<ul style="list-style-type: none"> <li>Not to cause deterioration in the status of any surface water or affect the ability of any surface water to achieve 'good status'</li> <li>Implementation of the objectives of the second cycle of the River Basin Management Plan by 2021 (and subsequent objectives as relevant)</li> <li>Minimise developments granted permission on lands which pose - or are likely to pose in the future - a significant flood risk</li> </ul>	<ul style="list-style-type: none"> <li>EPA Monitoring Programme for WFD compliance</li> <li>Internal monitoring of likely significant environmental effects of grants of permission (grant by grant)</li> </ul>	<ul style="list-style-type: none"> <li>Where water bodies are failing to meet at least good status this will be investigated with the DHLGH Water Section, the EPA Catchment Unit, the Regional Assembly and, as relevant, Irish Water to establish if the pressures are related to Plan actions / activities. A tailored response will be developed in consultation with these stakeholders in such a circumstance.</li> <li>Where planning applications in are rejected due to insufficient capacity in the Waste water treatment Plant or failure of the plant to meet Emission Limit Values, the Regional Assembly will coordinate a response between the Council, EPA and Irish Water to achieve the necessary capacity.</li> <li>The Council will engage, as relevant, with the Regional Assembly and the OPW with respect to planning applications for development in areas of elevated flood risk.</li> </ul>

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Environmental Component	SEO Code	Indicators	Targets	Sources	Remedial Action
<b>Material Assets</b>	<b>MA</b>	<ul style="list-style-type: none"> <li>Programmed delivery of Irish Water infrastructure for all key growth towns in line with Irish Water Investment Plan and prioritisation programme to ensure sustainable growth can be accommodated</li> <li>Number of new developments granted permission which can be adequately and appropriately served with waste water treatment over the lifetime of the Plan</li> <li>Proportion of population within who report regular cycling / walking to school and work above 2016 CSO figures</li> </ul>	<ul style="list-style-type: none"> <li>To map brownfield and infill land parcels across the Plan area.</li> <li>All new developments granted permission to be connected to and adequately and appropriately served by waste water treatment over the lifetime of the Plan</li> <li>Where septic tanks are proposed, for planning permission to be only granted when applications demonstrate that the outfall from the septic tank will not – in- combination with other septic tanks– contribute towards any surface or ground water body not meeting the objective of good status under the Water Framework Directive</li> <li>Increased budget spends on water and waste water infrastructure</li> <li>By 2020 all citizens will have access to speeds of 30Mbps, and that 50% of citizens will be subscribing to speeds of 100Mbps</li> </ul>	<ul style="list-style-type: none"> <li>Internal monitoring of likely significant environmental effects of grants of permission (grant by grant)</li> <li>CSO data</li> <li>Consultations with the Irish Water (at monitoring evaluation - see Section 10.4)</li> <li>Department of Housing, Local Government and Heritage in conjunction with Local Authorities</li> <li>Department of Environment, Climate and Communications</li> <li>Department of Public Expenditure and Reform</li> </ul>	<ul style="list-style-type: none"> <li>Where planning applications are rejected due to insufficient capacity in the waste water treatment plant or failure of the waste water treatment plant to meet Emission Limit Values, the Council will coordinate a response between the Regional Assembly, EPA and Irish Water to achieve the necessary capacity.</li> <li>Where proportion of population shows increase in private car use above CSO 2016 figures, the Council will coordinate with the Regional Assembly, DHPLG and NTA to develop a tailored response.</li> </ul>
<b>Air</b>	<b>A</b>	<ul style="list-style-type: none"> <li>Proportion of journeys made by private fossil fuel-based car compared to 2016 National Travel Survey levels of 74%</li> <li>NO<sub>x</sub>, SO<sub>x</sub>, PM10 and PM2.5 as part of Ambient Air Quality Monitoring</li> </ul>	<ul style="list-style-type: none"> <li>Decrease in proportion of journeys made by private fossil fuel-based car compared to 2016 National Travel Survey levels.</li> <li>Improvement in Air Quality trends, particularly in relation to transport related emissions of NO<sub>x</sub> and particulate matter</li> </ul>	<ul style="list-style-type: none"> <li>CSO data</li> <li>Data from the National Travel Survey</li> <li>EPA Air Quality Monitoring</li> <li>Consultations with Department of Transport and Department of Environment, Climate and Communications (at monitoring evaluation - see Section 10.4)</li> </ul>	<ul style="list-style-type: none"> <li>Where proportion of population shows increase in private car use above CSO 2016 figures, Council will coordinate with the Regional Assembly, DHLGH, DECC and NTA to develop a tailored response. See also entry under Population and human health above</li> </ul>

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Environmental Component	SEO Code	Indicators	Targets	Sources	Remedial Action
<b>Climatic Factors</b>	<b>C</b>	<ul style="list-style-type: none"> <li>Implementation of Plan measures relating to climate reduction targets as provided for by Plan provisions including Policy CAM 1 – Climate Adaptation and Mitigation</li> <li>Proportion of journeys made by private fossil fuel-based car compared to 2016 levels</li> <li>Proportion of people reporting regular cycling / walking to school and work above 2016 CSO figures</li> </ul>	<ul style="list-style-type: none"> <li>For review of progress on implementing Plan objectives to demonstrate successful implementation of measures climate reduction targets as provided for by Plan provisions including Policy CAM 1 – Climate Adaptation and Mitigation</li> <li>Increase in the proportion of people resident in the Plan area reporting regular cycling / walking to school and work above 2016 CSO figures</li> <li>Decrease in the proportion of journeys made by residents of the Plan area using private fossil fuel-based car compared to 2016 levels</li> <li>Contribute towards transition to a competitive, low-carbon, climate-resilient and environmentally sustainable economy by 2050</li> <li>Contribute towards the target of the Renewable Energy Directive (2009/28/EC), for all Member States to reach a 10% share of renewable energy in transport by 2020</li> <li>Contribute towards the target of aggregate reduction in carbon dioxide (CO<sub>2</sub>) emissions of at least 80% (compared to 1990 levels) by 2050 across the electricity generation, built environment and transport sectors</li> <li>To promote reduced energy consumption and support the uptake of renewable options and a move away from solid fuels for residential heating</li> </ul>	<ul style="list-style-type: none"> <li>EPA Annual National Greenhouse Gas Emissions Inventory reporting</li> <li>Climate Action Regional Office</li> <li>Consultations with Department of Environment, Climate and Communication (at monitoring evaluation - see Section 10.4)</li> <li>CSO data</li> </ul>	<ul style="list-style-type: none"> <li>Where trends toward carbon reduction are not recorded, the Council will liaise with the Regional Assembly to establish reasons and develop solutions</li> <li>Where proportion of population shows increase in private car use above CSO 2016 figures, the Council will coordinate with the Regional Assembly, DHLGH and NTA to develop a tailored response</li> </ul>
<b>Cultural Heritage</b>	<b>CH</b>	<ul style="list-style-type: none"> <li>Percentage of entries to the Record of Monuments and Places, and the context these entries within the surrounding landscape where relevant, protected from adverse effects resulting from development which is granted permission under the Plan</li> <li>Percentage of entries to the Record of Protected Structures and Architectural Conservation Areas and their context protected from significant adverse effects arising from new development granted permission under the Plan</li> </ul>	<ul style="list-style-type: none"> <li>Protect entries to the Record of Monuments and Places, and the context of these entries within the surrounding landscape where relevant, from adverse effects resulting from development which is granted permission under the Plan</li> <li>Protect entries to the Record of Protected Structures and Architectural Conservation Areas and their context from significant adverse effects arising from new development granted permission under the Plan</li> </ul>	<ul style="list-style-type: none"> <li>Internal monitoring of likely significant environmental effects of grants of permission (grant by grant)</li> <li>Consultation with the Department of Housing, Local Government and Heritage (at monitoring evaluation - see Section 10.4).</li> </ul>	<ul style="list-style-type: none"> <li>Where monitoring reveals visitor pressure is causing negative effects on key tourist features, the Council will work with Regional Assembly, Fáilte Ireland and other stakeholders to address the pressures through additional mitigation</li> </ul>
<b>Landscape</b>	<b>L</b>	<ul style="list-style-type: none"> <li>Number of developments permitted which result in avoidable adverse visual impacts on the landscape, especially with regard to landscape and amenity designations included in Land Use Plans, resulting from development which is granted permission under the Plan</li> </ul>	<ul style="list-style-type: none"> <li>No developments permitted which result in avoidable adverse visual impacts on the landscape, especially with regard to landscape and amenity designations included in Land Use Plans, resulting from development which is granted permission under the Plan</li> </ul>	<ul style="list-style-type: none"> <li>Internal monitoring of likely significant environmental effects of grants of permission (grant by grant)</li> </ul>	<ul style="list-style-type: none"> <li>Where monitoring reveals developments permitted which result in avoidable adverse visual impacts on the landscape, the Council will re-examine Plan provisions and the effectiveness of their implementation</li> </ul>

# Appendix I Relationship with Legislation and Other Policies, Plans and Programmes

This appendix is not intended to be a full and comprehensive review of EU Directives, the transposing regulations or the regulatory framework for environmental protection and management. The information is not exhaustive and it is recommended to consult the Directive, Regulation, Plan or Programme to become familiar with the full details of each.

Legislation, Plan, etc.	Summary of high-level aim/ purpose/ objective	Summary of lower-level objectives, actions etc.	Relevance to the Plan
<b>European Level</b>			
<b>SEA Directive (2001/42/EC)</b>	<ul style="list-style-type: none"> <li>Contribute to the integration of environmental considerations into the preparation and adoption of plans and programmes with a view to promoting sustainable development.</li> <li>Provide for a high level of protection of the environment by carrying out an environmental assessment of plans and programmes which are likely to have significant effects on the environment.</li> </ul>	<ul style="list-style-type: none"> <li>Carry out an environmental assessment for plans or programmes referred to in Articles 2 to 4 of the Directive.</li> <li>Prepare an environmental report which identifies, describes and evaluates the likely significant effects on the environment of implementing the plan or programme and reasonable alternatives that consider the objectives and the geographical scope of the plan or programme.</li> <li>Consult with relevant authorities, stakeholders and public allowing sufficient time to make a submission.</li> <li>Consult other Member States where the implementation of a plan or programme is likely to have transboundary environmental effects.</li> <li>Inform relevant authorities and stakeholders on the decision to implement the plan or programme.</li> <li>Issue a statement to include requirements detailed in Article 9 of the Directive.</li> <li>Monitor and mitigate significant environmental effects identified by the assessment.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>EIA Directive (2011/92/EU as amended by 2014/52/EU)</b>	<ul style="list-style-type: none"> <li>Requires the assessment of the environmental effects of public and private projects which are likely to have significant effects on the environment.</li> <li>Aims to assess and implement avoidance or mitigation measures to eliminate environmental effects, before consent is given of projects likely to have significant effects on the environment by virtue, inter alia, of their nature, size or location are made subject to a requirement for development consent and an assessment with regard to their effects. Those projects are defined in Article 4.</li> </ul>	<ul style="list-style-type: none"> <li>All projects listed in Annex I are considered as having significant effects on the environment and require an EIA.</li> <li>For projects listed in Annex II, a "screening procedure" is required to determine the effects of projects on the basis of thresholds/criteria or a case-by-case examination. This should take into account Annex III.</li> <li>The environmental impact assessment shall identify, describe and assess in an appropriate manner, in the light of each individual case and in accordance with Articles 4 to 12, the direct and indirect effects of a project on the following factors: human beings, fauna and flora, soil, water, air, climate and the landscape, material assets and the cultural heritage, the interaction between each factor.</li> <li>Consult with relevant authorities, stakeholders and public allowing sufficient time to make a submission before a decision is made.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Habitats Directive (92/43/EEC)</b>	<ul style="list-style-type: none"> <li>Promote the preservation, protection and improvement of the quality of the environment, including the conservation of natural habitats and of wild fauna and flora.</li> <li>Contribute towards ensuring biodiversity through the conservation of natural habitats and of wild fauna and flora.</li> <li>Maintain or restore to favourable conservation status, natural habitats and species of wild fauna and flora of community interest.</li> <li>Promote the maintenance of biodiversity, taking account of economic, social, cultural and regional requirements.</li> </ul>	<ul style="list-style-type: none"> <li>Propose and protect sites of importance to habitats, plant and animal species.</li> <li>Establish a network of European sites hosting the natural habitat types listed in Annex I and habitats of the species listed in Annex II, to enable the natural habitat types and the species' habitats concerned to be maintained or, where appropriate, restored at a favourable conservation status in their natural range.</li> <li>Carry out comprehensive assessment of habitat types and species present.</li> <li>Establish a system of strict protection for the animal species and plant species listed in Annex IV.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Birds Directive (2009/147/EC)</b>	<ul style="list-style-type: none"> <li>Conserve all species of naturally occurring birds in the wild state including their eggs, nests and habitats.</li> </ul>	<ul style="list-style-type: none"> <li>Preserve, maintain or re-establish a sufficient diversity and area of habitats for all the species of birds referred to in Annex 1.</li> </ul>	Where new land use developments or activities occur as a result of this legislation,

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Legislation, Plan, etc.	Summary of high-level aim/ purpose/ objective	Summary of lower-level objectives, actions etc.	Relevance to the Plan
	<ul style="list-style-type: none"> <li>Protect, manage and control these species and comply with regulations relating to their exploitation.</li> <li>The species included in Annex I shall be the subject of special conservation measures concerning their habitat in order to ensure their survival and reproduction in their area of distribution.</li> </ul>	<ul style="list-style-type: none"> <li>Preserve, maintain and establish biotopes and habitats to include the creation of protected areas (Special Protection Areas).</li> <li>Ensure the upkeep and management in accordance with the ecological needs of habitats inside and outside the protected zones, re-establish destroyed biotopes and creation of biotopes.</li> <li>Measures for regularly occurring migratory species not listed in Annex I is required as regards their breeding, moulting and wintering areas and staging posts along their migration routes. The protection of wetlands and particularly wetlands of international importance.</li> </ul>	<p>plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>EU Nitrates Directive (91/676/EC)</b></p>	<ul style="list-style-type: none"> <li>Reducing water pollution caused or induced by nitrates from agricultural sources and - preventing further such pollution.</li> </ul>	<p>Ireland's Nitrates Action Programme is designed to prevent pollution of surface waters and ground water from agricultural sources and to protect and improve water quality. Ireland's third NAP came into operation in 2014. Each Member State's NAP must include:</p> <ul style="list-style-type: none"> <li>a limit on the amount of livestock manure applied to the land each year</li> <li>set periods when land spreading is prohibited due to risk</li> <li>set capacity levels for the storage of livestock manure</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>EU Integrated Pollution Prevention Control Directive (2008/1/EC)</b></p>	<ul style="list-style-type: none"> <li>The purpose of this Directive is to achieve integrated prevention and control of pollution arising from the activities listed in Annex I. It lays down measures designed to prevent or, where that is not practicable, to reduce emissions in the air, water and land from the abovementioned activities, including measures concerning waste, in order to achieve a high level of protection of the environment taken as a whole, without prejudice to Directive 85/337/EEC and other relevant Community provisions.</li> </ul>	<p>The IPPC Directive is based on several principles:</p> <ul style="list-style-type: none"> <li>an integrated approach</li> <li>best available techniques,</li> <li>flexibility; and</li> <li>public participation</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>EU Plant Protection (products) Directive 2009/127/EC</b></p>	<ul style="list-style-type: none"> <li>The Directive aims at reducing the risks and impacts of pesticide use on human health and the environment by introducing different targets, tools and measures such as Integrated Pest Management (IPM) or National Action Plans (NAPs).</li> </ul>	<ul style="list-style-type: none"> <li>The Framework Directive applies to pesticides which are plant protection products.</li> <li>Regarding pesticide application equipment already in professional use, the Framework Directive introduces requirements for the inspection and maintenance to be carried out on such equipment.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>EU Renewables Directive (2009/28/EC)</b></p>	<ul style="list-style-type: none"> <li>The Renewable Energy Directive establishes an overall policy for the production and promotion of energy from renewable sources in the EU.</li> <li>It requires the EU to fulfil at least 20% of its total energy needs with renewables by 2020 – to be achieved through the attainment of individual national targets.</li> <li>All EU countries must also ensure that at least 10% of their transport fuels come from renewable sources by 2020.</li> </ul>	<ul style="list-style-type: none"> <li>The Directive promotes cooperation amongst EU countries (and with countries outside the EU) to help them meet their renewable energy targets.</li> <li>The Directive specifies national renewable energy targets for each country, taking into account its starting point and overall potential for renewables.</li> <li>EU countries set out how they plan to meet these targets and the general course of their renewable energy policy in national renewable</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute</p>

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Legislation, Plan, etc.	Summary of high-level aim/ purpose/ objective	Summary of lower-level objectives, actions etc.	Relevance to the Plan
		<p>energy action plans.</p> <ul style="list-style-type: none"> <li>Progress towards national targets is measured every two years when EU countries publish national renewable energy progress reports.</li> </ul>	<p>towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>EU (2018) Clean Air Policy Package</b>	<p>Aims to substantially reduce air pollution across the EU.</p>	<p>The proposed strategy sets out objectives for reducing the health and environmental impacts of air pollution by 2030, and contains legislative proposals to implement stricter standards for emissions and air pollution.</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Indirect Land Use Change Directive (2012/0288(COD))</b>	<ul style="list-style-type: none"> <li>Article 3(4) of Directive 2009/28/EC of the European Parliament and of the Council (3) requires Member States to ensure that the share of energy from renewable energy sources in all forms of transport in 2020 is at least 10 % of their final energy consumption.</li> <li>The blending of biofuels is one of the methods available for Member States to meet this target, and is expected to be the main contributor.</li> <li>Other methods available to meet the target are the reduction of energy consumption, which is imperative because a mandatory percentage target for energy from renewable sources is likely to become increasingly difficult to achieve sustainably if overall demand for energy for transport continues to rise, and the use of electricity from renewable energy sources.</li> </ul>	<ul style="list-style-type: none"> <li>Limit the contribution that conventional biofuels (with a risk of ILUC emissions) make towards attainment of the targets in the Renewable Energy Directive;</li> <li>Improve the greenhouse gas performance of biofuel production processes (reducing associated emissions) by raising the greenhouse gas saving threshold for new installations subject to protecting installations already in operation on 1st July 2014;</li> <li>Encourage a greater market penetration of advanced (low-ILUC) biofuels by allowing such fuels to contribute more to the targets in the Renewable Energy Directive than conventional biofuels;</li> <li>Improve the reporting of greenhouse gas emissions by obliging Member States and fuel suppliers to report the estimated indirect land-use change emissions of biofuels.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Alternative Fuels Infrastructure Directive (2014/94/EU)</b>	<ul style="list-style-type: none"> <li>This Directive establishes a common framework of measures for the deployment of alternative fuels infrastructure in the Union in order to minimise dependence on oil and to mitigate the environmental impact of transport.</li> </ul>	<ul style="list-style-type: none"> <li>This Directive sets out minimum requirements for the building-up of alternative fuels infrastructure, including recharging points for electric vehicles and refuelling points for natural gas (LNG and CNG) and hydrogen, to be implemented by means of Member States' national policy frameworks, as well as common technical specifications for such recharging and refuelling points, and user information requirements.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>EU Energy Efficiency Directive (2012/27/EU)</b>	<ul style="list-style-type: none"> <li>Establishes a set of binding measures to help the EU reach its 20% energy efficiency target by 2020.</li> <li>Under the Directive, all EU countries are required to use energy more efficiently at all stages of the energy chain, from production to final consumption.</li> </ul>	<ul style="list-style-type: none"> <li>Energy distributors or retail energy sales companies have to achieve 1.5% energy savings per year through the implementation of energy efficiency measures</li> <li>EU countries can opt to achieve the same level of savings through other means, such as improving the efficiency of heating systems, installing double glazed windows or insulating roofs</li> <li>The public sector in EU countries should purchase energy efficient buildings, products and services</li> <li>Every year, governments in EU countries must carry out energy efficient renovations on at least 3% (by floor area) of the buildings they own and occupy</li> <li>Energy consumers should be empowered to better manage consumption.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental</p>

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		<p>This includes easy and free access to data on consumption through individual metering</p> <ul style="list-style-type: none"> <li>National incentives for SMEs to undergo energy audits</li> <li>Large companies will make audits of their energy consumption to help them identify ways to reduce it</li> <li>Monitoring efficiency levels in new energy generation capacities.</li> </ul>	<p>protection and management.</p>
<p><b>EU Seveso Directive (2012/18/EU)</b></p>	<ul style="list-style-type: none"> <li>This Directive lays down rules for the prevention of major accidents which involve dangerous substances, and the limitation of their consequences for human health and the environment, with a view to ensuring a high level of protection throughout the Union in a consistent and effective manner.</li> </ul>	<p>The Seveso Directive is well integrated with other EU policies, thus avoiding double regulation or other administrative burden. This includes the following related policy areas:</p> <ul style="list-style-type: none"> <li>Classification, labelling and packaging of chemicals;</li> <li>The Union's Civil Protection Mechanism;</li> <li>The Security Union Agenda including CBRN-E and Protection of critical infrastructure;</li> <li>Policy on environmental liability and on the protection of the environment through criminal law;</li> <li>Safety of offshore oil and gas operations.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>European Union Biodiversity Strategy to 2020</b></p>	<ul style="list-style-type: none"> <li>Aims to halt or reverse biodiversity loss and speed up the EU's transition towards a resource efficient and green economy.</li> <li>Halting the loss of biodiversity and the degradation of ecosystem services in the EU by 2020, and restoring them in so far as feasible.</li> </ul>	<ul style="list-style-type: none"> <li>Outlines six targets and twenty actions to aid European Union in halting the loss to biodiversity and eco-system services.</li> <li>The six targets cover: <ul style="list-style-type: none"> <li>Full implementation of EU nature legislation to protect biodiversity</li> <li>Maintaining, enhancing and protecting for ecosystems, and green infrastructure</li> <li>Ensuring sustainable agriculture, and forestry</li> <li>Sustainable management of fish stocks</li> <li>Reducing invasive alien species</li> <li>Addressing the global need to contribute towards averting global biodiversity loss</li> </ul> </li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>EU Green Infrastructure Strategy</b></p>	<p>Aims to create a robust enabling framework in order to promote and facilitate Green Infrastructure (GI) projects.</p>	<ul style="list-style-type: none"> <li>Promoting GI in the main EU policy areas.</li> <li>Supporting EU-level GI projects.</li> <li>Improving access to finance for GI projects.</li> <li>Improving information and promoting innovation.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>UNESCO (1972) The Convention for the Protection of the World Cultural and Natural Heritage</b></p>	<ul style="list-style-type: none"> <li>links concepts of nature conservation and the preservation of cultural properties; and recognizes the way in which people interact with nature, and the fundamental need to preserve the balance between the two.</li> </ul>	<ul style="list-style-type: none"> <li>sets out the duties of States Parties in identifying potential sites and their role in protecting and preserving them;</li> <li>each country pledges to conserve not only the World Heritage sites situated on its territory, but also to protect its national heritage;</li> <li>encourages to integrate the protection of the cultural and natural heritage into regional planning programmes, set up staff and services at their sites, undertake scientific and technical conservation research and adopt measures which give this heritage a function in the day-to-day life of the community.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>

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<b>UN (1992) The Convention on Biological Diversity</b>	An overall objective is to develop national strategies for the conservation and sustainable use of biological diversity.	The Convention has three main goals: <ul style="list-style-type: none"> <li>the conservation of biological diversity (or biodiversity);</li> <li>the sustainable use of its components; and</li> <li>the fair and equitable sharing of benefits arising from genetic resources.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>UN (1992) Framework Convention on Climate Change</b>	It is aimed at stabilising greenhouse gas concentrations in the atmosphere at a level that would prevent dangerous anthropogenic interference with the climate system.	<ul style="list-style-type: none"> <li>The Convention acknowledges the vulnerability of all countries to the effects of climate change and calls for special efforts to ease the consequences, especially in developing countries which lack the resources to do so on their own.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>UN Kyoto Protocol (2<sup>nd</sup> Kyoto Period), the Second European Climate Change Programme (ECCP II), Paris climate conference (COP21) 2015 (Paris Agreement)</b>	<p>The UN Kyoto Protocol set of policy measures to reduce greenhouse gas emissions.</p> <p>The Second European Climate Change Programme (ECCP II) aims to identify and develop all the necessary elements of an EU strategy to implement the Kyoto Protocol.</p> <p>At the Paris climate conference (COP21) in December 2015, 195 countries adopted the first-ever universal, legally binding global climate deal. The agreement sets out a global action plan to put the world on track to avoid dangerous climate change by limiting global warming to well below 2°C.</p>	<ul style="list-style-type: none"> <li>The Kyoto Protocol is implemented through the European Climate Change Programme (ECCP II).</li> <li>EU member states implement measures to improve on or compliment the specified measures and policies arising from the ECCP.</li> <li>Under COP21, governments agreed to come together every 5 years to set more ambitious targets as required by science; report to each other and the public on how well they are doing to implement their targets; track progress towards the long-term goal through a robust transparency and accountability system.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>EU 2020 Climate and Energy Package</b>	<ul style="list-style-type: none"> <li>Binding legislation which aims to ensure the European Union meets its climate and energy targets for 2020.</li> <li>Aims to achieve a 20% reduction in EU greenhouse gas emissions from 1990 levels.</li> <li>Aims to raise the share of EU energy consumption produced from renewable resources to 20%.</li> <li>Achieve a 20% improvement in the EU's energy efficiency.</li> </ul>	<p>Four pieces of complimentary legislation:</p> <ul style="list-style-type: none"> <li>Reform of the EU Emissions Trading System (EU ETS) to include a cap on emission allowances in addition to existing system of national caps.</li> <li>Member States have agreed national targets for non-EU ETS emissions from countries outside the EU.</li> <li>Meet the national renewable energy targets of 16% for Ireland by 2020.</li> <li>Preparing a legal framework for technologies in carbon capture and storage.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>EU 2030 Framework for Climate and Energy</b>	<ul style="list-style-type: none"> <li>A 2030 Framework for climate and energy, including EU-wide targets and policy objectives for the period between 2020 and 2030 that has been agreed by European countries.</li> <li>Targets include a 40% cut in greenhouse gas emissions compared to 1990 levels, at least a 27% share of renewable energy consumption and at least 27% energy savings</li> </ul>	<p>To meet the targets, the European Commission has proposed the following policies for 2030:</p> <ul style="list-style-type: none"> <li>A reformed EU emissions trading scheme (ETS).</li> <li>New indicators for the competitiveness and security of the energy system, such as price differences with major trading partners, diversification of supply, and interconnection capacity between EU</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to

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	<p>compared with the business-as-usual scenario.</p>	<p>countries.</p> <ul style="list-style-type: none"> <li>• First ideas for a new governance system based on national plans for competitive, secure, and sustainable energy. These plans will follow a common EU approach. They will ensure stronger investor certainty, greater transparency, enhanced policy coherence and improved coordination across the EU.</li> </ul>	<p>comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>The Clean Air for Europe Directive (2008/50/EC)</b> <b>(EU Air Framework Directive)</b></p> <p><b>Fourth Daughter Directive (2004/107/EC)</b></p>	<ul style="list-style-type: none"> <li>• The CAFE Directive merges existing legislation into a single directive (except for the fourth daughter directive).</li> <li>• Sets new air quality objectives for PM<sub>2.5</sub> (fine particles) including the limit value and exposure related objectives.</li> <li>• Accounts for the possibility to discount natural sources of pollution when assessing compliance against limit values.</li> <li>• Allows the possibility for time extensions of three years (PM<sub>10</sub>) or up to five years (NO<sub>2</sub>, benzene) for complying with limit values, based on conditions and the assessment by the European Commission.</li> <li>• The Fourth Daughter Directive lists pollutants, target values and monitoring requirements for the following: arsenic, cadmium, mercury, nickel and polycyclic aromatic hydrocarbons in ambient air.</li> </ul>	<ul style="list-style-type: none"> <li>• Sets objectives for ambient air quality designed to avoid, prevent or reduce harmful effects on human health and the environment as a whole.</li> <li>• Aims to assess the ambient air quality in Member States on the basis of common methods and criteria.</li> <li>• Obtains information on ambient air quality in order to help combat air pollution and nuisance and to monitor long-term trends and improvements resulting from national and community measures.</li> <li>• Ensures that such information on ambient air quality is made available to the public.</li> <li>• Aims to maintain air quality where it is good and improving it in other cases.</li> <li>• Aims to promote increased cooperation between the Member States in reducing air pollution.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Noise Directive (2002/49/EC)</b></p>	<p>The Noise Directive - Directive 2002/49/EC relating to the assessment and management of environmental noise - is part of an EU strategy setting out to reduce the number of people affected by noise in the longer term and to provide a framework for developing existing Community policy on noise reduction from source.</p>	<p>The Directive requires competent authorities in Member States to:</p> <ul style="list-style-type: none"> <li>• Draw up strategic noise maps for major roads, railways, airports and agglomerations, using harmonised noise indicators and use these maps to assess the number of people which may be impacted upon as a result of excessive noise levels;</li> <li>• Draw up action plans to reduce noise where necessary and maintain environmental noise quality where it is good; and</li> <li>• Inform and consult the public about noise exposure, its effects, and the measures considered to address noise.</li> </ul> <p>The Directive does not set any limit value, nor does it prescribe the measures to be used in the action plans, which remain at the discretion of the competent authorities.</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Floods Directive (2007/60/EC)</b></p>	<ul style="list-style-type: none"> <li>• Establishes a framework for the assessment and management of flood risks</li> <li>• Reduce adverse consequences for human health, the environment, cultural heritage and economic activity associated with floods in the Community</li> </ul>	<ul style="list-style-type: none"> <li>• Assess all water courses and coast lines at risk from flooding through Flood Risk Assessment</li> <li>• Prepare flood hazard maps and flood risk maps outlining the extent or potential of flooding and assets and humans at risk in these areas at River Basin District level (Article 3(2) (b)) and areas covered by Article 5(1) and Article 13(1) (b) in accordance with paragraphs 2 and 3.</li> <li>• Implement flood risk management plans and take adequate and coordinated measures to reduce flood risk for the areas covered by the Articles listed above.</li> <li>• Inform the public and allow the public to participate in planning process.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Water Framework Directive (2000/60/EC)</b></p>	<ul style="list-style-type: none"> <li>• Establish a framework for the protection of water bodies to include inland surface waters, transitional waters, coastal waters and groundwater and their dependent wildlife and habitats.</li> <li>• Preserve and prevent the deterioration of water status and where necessary improve and maintain "good status" of water bodies.</li> <li>• Promote sustainable water usage.</li> </ul>	<ul style="list-style-type: none"> <li>• Protect, enhance and restore all water bodies and meet the environmental objectives outlined in Article 4 of the Directive.</li> <li>• Achieve "good status" for all waters.</li> <li>• Manage water bodies based on identifying and establishing river basins districts.</li> <li>• Involve the public and streamline legislation.</li> <li>• Prepare and implement a River Basin Management Plan for each river basin districts identified and a Register of Protected Areas.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute</p>

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	<ul style="list-style-type: none"> <li>• The Water Framework Directive repealed the following Directives:               <ul style="list-style-type: none"> <li>○ The Drinking Water Abstraction Directive</li> <li>○ Sampling Drinking Water Directive</li> <li>○ Exchange of Information on Quality of Surface Freshwater Directive</li> <li>○ Shellfish Directive</li> <li>○ Freshwater Fish Directive</li> <li>○ Groundwater (Dangerous Substances) Directive</li> <li>○ Dangerous Substances Directive</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>• Establish a programme of monitoring for surface water status, groundwater status and protected areas.</li> <li>• Recover costs for water services.</li> </ul>	<p>towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Groundwater Directive (2006/118/EC)</b>	<ul style="list-style-type: none"> <li>• Protect, control and conserve groundwater.</li> <li>• Prevent the deterioration of the status of all bodies of groundwater.</li> <li>• Implements measures to prevent and control groundwater pollution, including criteria for assessing good groundwater chemical status and criteria for the identification of significant and sustained upward trends and for the definition of starting points for trend reversals.</li> </ul>	<ul style="list-style-type: none"> <li>• Meet minimum groundwater standards listed in Annex 1 of Directive.</li> <li>• Meet threshold values adopted by national legislation for the pollutants, groups of pollutants and indicators of pollution which have been identified as contributing to the characterisation of bodies or groups of bodies of groundwater as being at risk, also taking into account Part B of Annex II.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Drinking Water Directive (98/83/EC)</b>	<ul style="list-style-type: none"> <li>• Improve and maintain the quality of water intended for human consumption.</li> <li>• Protect human health from the adverse effects of any contamination of water intended for human consumption by ensuring that it is wholesome and clean.</li> </ul>	<ul style="list-style-type: none"> <li>• Set values applicable to water intended for human consumption for the parameters set out in Annex I.</li> <li>• Set values for additional parameters not included in Annex I, where the protection of human health within national territory or part of it so requires. The values set should, as a minimum, satisfy the requirements of Article 4(1) (a).</li> <li>• Implement all measures necessary to ensure that regular monitoring of the quality of water intended for human consumption is carried out, in order to check that the water available to consumers meets the requirements of this Directive and in particular the parametric values set in accordance with Article 5.</li> <li>• Ensure that any failure to meet the parametric values set in accordance with Article 5 is immediately investigated in order to identify the cause.</li> <li>• Ensure that the necessary remedial action is taken as soon as possible to restore its quality and shall give priority to their enforcement action.</li> <li>• Undertake remedial action to restore the quality of the water where necessary to protect human health.</li> <li>• Notify consumers when remedial action is being undertaken except where the competent authorities consider the non-compliance with the parametric value to be trivial.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Urban Waste Water Treatment Directive (91/271/EEC)</b>	<ul style="list-style-type: none"> <li>• This Directive concerns the collection, treatment and discharge of urban waste water and the treatment and discharge of waste water from certain industrial sectors.</li> <li>• The objective of the Directive is to protect the environment from the adverse effects of waste water discharges.</li> </ul>	<ul style="list-style-type: none"> <li>• Urban waste water entering collecting systems shall before discharge, be subject to secondary treatment.</li> <li>• Annex II requires the designation of areas sensitive to eutrophication which receive water discharges.</li> <li>• Establishes minimum requirements for urban waste water collection and treatment systems in specified agglomerations to include special requirements for sensitive areas and certain industrial sectors.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>

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<p><b>Environmental Liability Directive (2004/35/EC) as amended by Directive 2006/21/EC, Directive 2009/31/EC and Directive 2013/30/EU</b></p>	<ul style="list-style-type: none"> <li>Establish a framework of environmental liability based on the 'polluter-pays' principle, to prevent and remedy environmental damage.</li> </ul>	<ul style="list-style-type: none"> <li>Relates to environmental damage caused by any of the occupational activities listed in Annex III, and to any imminent threat of such damage occurring by reason of any of those activities; damage to protected species and natural habitats caused by any occupational activities other than those listed in Annex III, and to any imminent threat of such damage occurring by reason of any of those activities, whenever the operator has been at fault or negligent.</li> <li>Where environmental damage has not yet occurred but there is an imminent threat of such damage occurring, the operator shall, without delay, take the necessary preventive measures.</li> <li>Where environmental damage has occurred the operator shall, without delay, inform the competent authority of all relevant aspects of the situation and take all practicable steps to immediately control, contain, remove or otherwise manage the relevant contaminants and/or any other damage factors in order to limit or to prevent further environmental damage and adverse effects on human health or further impairment of services and the necessary remedial measures, in accordance with Article 7.</li> <li>The operator shall bear the costs for the preventive and remedial actions taken pursuant to this Directive.</li> <li>The competent authority shall be entitled to initiate cost recovery proceedings against the operator.</li> <li>The operator may be required to provide financial security guarantees to ensure their responsibilities under the directive are met.</li> <li>The Environmental Liability Directive has been amended through a number of Directives. Implementation of the Environmental Liability Directive is contributed towards by a Multi-Annual Work Programme (MAWP) 'Making the Environmental Liability Directive more fit for purpose' that is updated annually to changing developments, growing knowledge and new needs.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>European Convention on the Protection of the Archaeological Heritage (Valletta 1992)</b></p>	<ul style="list-style-type: none"> <li>The aim of this (revised) Convention is to protect the archaeological heritage as a source of the European collective memory and as an instrument for historical and scientific study.</li> </ul>	<p>The Valletta Convention makes the conservation and enhancement of the archaeological heritage one of the goals of urban and regional planning policies. The Convention sets guidelines for the funding of excavation and research work and publication of research findings. It also deals with public access, in particular to archaeological sites, and educational actions to be undertaken to develop public awareness of the value of the archaeological heritage. It also constitutes an institutional framework for pan-European co-operation on the archaeological heritage, entailing a systematic exchange of experience and experts among the various States.</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Convention of the Protection of the Architectural Heritage of Europe (Granada 1995)</b></p>	<ul style="list-style-type: none"> <li>The main purpose of the Convention is to reinforce and promote policies for the conservation and enhancement of Europe's heritage. It also affirms the need for European solidarity with regard to heritage conservation and is designed to foster practical co-operation among the Parties. It establishes the principles of "European co-ordination of conservation policies" including consultations regarding the thrust of the policies to be implemented.</li> </ul>	<ul style="list-style-type: none"> <li>The reinforcement and promotion of policies for protecting and enhancing the heritage within the territories of the parties.</li> <li>The affirmation of European solidarity with regard to the protection of the heritage and the fostering of practical co-operation between states and regions.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>

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<b>Council of Europe Framework Convention on the Value of Cultural Heritage for Society (Faro 2005)</b>	<ul style="list-style-type: none"> <li>Cultural heritage is a group of resources inherited from the past which people identify, independently of ownership, as a reflection and expression of their constantly evolving values, beliefs, knowledge and traditions. It includes all aspects of the environment resulting from the interaction between people and places through time.</li> <li>A heritage community consists of people who value specific aspects of cultural heritage which they wish, within the framework of public action, to sustain and transmit to future generations.</li> </ul>	<ul style="list-style-type: none"> <li>Recognise that rights relating to cultural heritage are inherent in the right to participate in cultural life, as defined in the Universal Declaration of Human Rights.</li> <li>Recognise individual and collective responsibility towards cultural heritage.</li> <li>Emphasise that the conservation of cultural heritage and its sustainable use have human development and quality of life as their goal.</li> <li>Take the necessary steps to apply the provisions of this Convention concerning the role of cultural heritage in the construction of a peaceful and democratic society.</li> <li>Greater synergy of competencies among all the public, institutional and private actors concerned.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>European Landscape Convention 2000</b>	<ul style="list-style-type: none"> <li>The developments in agriculture, forestry, industrial and mineral production techniques, together with the practices followed in town and country planning, transport, networks, tourism and recreation, and at a more general level, changes in the world economy, have in many cases accelerated the transformation of landscapes. The Convention expresses a concern to achieve sustainable development based on a balanced and harmonious relationship between social needs, economic activity and the environment. It aims to respond to the public's wish to enjoy high quality landscapes.</li> </ul>	<ul style="list-style-type: none"> <li>Promote protection, management and planning of landscapes.</li> <li>Organise European co-operation on landscape issues.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>The Seventh Environmental Action Programme (EAP) of the European Community (2013-2020)</b>	<p>It identifies three key objectives:</p> <ul style="list-style-type: none"> <li>to protect, conserve and enhance the Union's natural capital</li> <li>to turn the Union into a resource-efficient, green, and competitive low-carbon economy</li> <li>to safeguard the Union's citizens from environment-related pressures and risks to health and wellbeing</li> </ul>	<p>Four so called "enablers" will help Europe deliver on these objectives (goals):</p> <ul style="list-style-type: none"> <li>Better implementation of legislation.</li> <li>Better information by improving the knowledge base.</li> <li>More and wiser investment for environment and climate policy.</li> <li>Full integration of environmental requirements and considerations into other policies.</li> </ul> <p>Two additional horizontal priority objectives complete the programme:</p> <ul style="list-style-type: none"> <li>To make the Union's cities more sustainable.</li> <li>To help the Union address international environmental and climate challenges more effectively.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Bern Convention (Convention on the Conservation of European Wildlife and Natural Habitats)</b>	<p>The convention has three main aims:</p> <ul style="list-style-type: none"> <li>to conserve wild flora and fauna and their natural habitats</li> <li>to promote cooperation between states</li> <li>to give particular attention to endangered and vulnerable species including endangered and vulnerable migratory species</li> </ul>	<p>The Parties under the convention recognise the intrinsic value of nature, which needs to be preserved and passed to future generations, they also:</p> <ul style="list-style-type: none"> <li>Seek to ensure the conservation of nature in their countries, paying particular attention to planning and development policies and pollution control.</li> <li>Look at implementing the Bern Convention in central Eastern Europe and the Caucasus.</li> <li>Take account of the potential impact on natural heritage by other policies.</li> <li>Promote education and information of the public, ensuring the need to conserve species is understood and acted upon.</li> <li>Develop an extensive number of species action plans, codes of conducts, and guidelines, at their own initiative or in co-operation with other organisations.</li> <li>Created the Emerald Network, an ecological network made up of Areas of Special Conservation Interest.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Bali Road Map (2007)</b>	<p>The overall goals of the project are twofold:</p> <ul style="list-style-type: none"> <li>To increase national capacity to co-ordinate ministerial views, participate in the UNFCCC process, and negotiate positions</li> </ul>	<p>The Bali Action Plan is centred on four main building Blocks:</p> <ul style="list-style-type: none"> <li>mitigation</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in

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	<p>within the timeframe of the Bali Action Plan; and</p> <ul style="list-style-type: none"> <li>To assess investment and financial flows to address climate change for up to three key sectors and/or economic activities.</li> </ul>	<ul style="list-style-type: none"> <li>adaptation</li> <li>technology</li> <li>financing</li> </ul>	<p>combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Cancun Agreements (2010)</b>	<p>Set of decisions taken at the COP 16 Conference in Cancun in 2010 which addresses a series of key issues in the fight against climate change. Cancun Agreements' main objectives cover:</p> <ul style="list-style-type: none"> <li>Mitigation</li> <li>Transparency of actions</li> <li>Technology</li> <li>Finance</li> <li>Adaptation</li> <li>Forests</li> <li>Capacity building</li> </ul>	<p>Among the most prominent agreements is the establishment of a Green Climate Fund to transfer money from the developed to developing world to tackle the impacts of climate change.</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Doha Climate Gateway (2012)</b>	<p>Set of decisions taken at the COP 18 meeting in Doha in 2012 which pave the way for a new agreement in Paris in 2015.</p>	<ul style="list-style-type: none"> <li>Set out a timetable to adopt a universal climate agreement by 2015 (to come into effect in 2020);</li> <li>Complete the work under Bali Action Plan and to focus on new completing new targets;</li> <li>Strengthen the aim to cut greenhouse gases and help vulnerable countries to adapt;</li> <li>Amend Kyoto Protocol to include a new commitment period for cutting down the greenhouse gases emissions; and</li> <li>Provide the financial and technology support and new institutions to allow clean energy investment and sustainable growth in developing countries.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>EU Common Agricultural Policy</b>	<ul style="list-style-type: none"> <li>To improve agricultural productivity, so that consumers have a stable supply of affordable food; and</li> <li>To ensure that EU farmers can make a reasonable living.</li> </ul>	<ul style="list-style-type: none"> <li>ensuring viable food production that will contribute to feeding the world's population, which is expected to rise considerably in the future;</li> <li>Climate change and sustainable management of natural resources;</li> <li>Looking after the countryside across the EU and keeping the rural economy alive.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>EU REACH Regulation (EC 1907/2006)</b>	<ul style="list-style-type: none"> <li>Aims to improve the protection of human health and the environment through the better and earlier identification of the intrinsic properties of chemical substances.</li> </ul>	<p>The aims are achieved by applying REACH, namely:</p> <ul style="list-style-type: none"> <li>Registration,</li> <li>Evaluation,</li> <li>Authorisation; and</li> <li>Restriction of chemicals.</li> </ul> <p>REACH also aims to enhance innovation and competitiveness of the EU chemicals industry.</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users</p>

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<b>Stockholm Convention</b>	<ul style="list-style-type: none"> <li>The objective of the Stockholm Convention is to protect human health and the environment from persistent organic pollutants.</li> </ul>	<ul style="list-style-type: none"> <li>Prohibit and/or eliminate the production and use, as well as the import and export, of the intentionally produced POPs that are listed in Annex A</li> <li>Restrict the production and use, as well as the import and export, of the intentionally produced POPs that are listed in Annex B to the Convention</li> <li>Reduce or eliminate releases from unintentionally produced POPs that are listed in Annex C to the Convention</li> <li>Ensure that stockpiles and wastes consisting of, containing or contaminated with POPs are managed safely and in an environmentally sound manner</li> <li>To target additional POPs</li> <li>Other provisions of the Convention relate to the development of implementation plans, information exchange, public information, awareness and education, research, development and monitoring, technical assistance, financial resources and mechanisms, reporting, effectiveness evaluation and non-compliance</li> </ul>	<p>and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p> <p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Ramsar Convention</b>	<p>The Convention’s mission is “the conservation and wise use of all wetlands through local and national actions and international cooperation, as a contribution towards achieving sustainable development throughout the world”.</p>	<p>Under the “three pillars” of the Convention, the Contracting Parties commit to:</p> <ul style="list-style-type: none"> <li>Work towards the wise use of all their wetlands;</li> <li>Designate suitable wetlands for the list of Wetlands of International Importance (the “Ramsar List”) and ensure their effective management;</li> <li>Cooperate internationally on transboundary wetlands, shared wetland systems and shared species.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>European 2020 Strategy for Growth</b>	<p>Europe 2020 sets out a vision of Europe’s social market economy for the 21st century and puts forward three mutually reinforcing priorities:</p> <ul style="list-style-type: none"> <li>Smart growth: developing an economy based on knowledge and innovation;</li> <li>Sustainable growth: promoting a more resource efficient, greener and more competitive economy;</li> <li>Inclusive growth: fostering a high-employment economy delivering social and territorial cohesion.</li> </ul>	<p>In order to reach these priorities, the Commission proposes five quantitative targets to fulfil by 2020:</p> <ol style="list-style-type: none"> <li>75 % of the population aged 20-64 should be employed;</li> <li>3% of the EU’s GDP should be invested in R&amp;D;</li> <li>the “20/20/20” climate/energy targets should be met (including an increase to 30% of emissions reduction if the conditions are right);</li> <li>the share of early school leavers should be under 10% and at least 40% of the younger generation should have a tertiary degree;</li> <li>20 million less people should be at risk of poverty.</li> </ol>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>The European Green Deal (EGD) 2019</b>	<p>The deal sets out how to make Europe the first climate-neutral continent by 2050, boosting the economy, improving people’s quality of life, caring for nature and leaving no one behind.</p>	<ul style="list-style-type: none"> <li>It sets out a roadmap with actions to boost the efficient use of resources by moving to a clean, circular economy, restore biodiversity and cut pollution.</li> <li>It outlines investments required, financing tools available and explains how to ensure a just and inclusive transition.</li> <li>In order to meet the goal to become climate neutral by 2050 as part of the European Green Deal, the European Union (EU) Commission proposed on 4th March 2020 to bring about the first European Climate Law and legally bind the target of net zero greenhouse gas emissions by 2050.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>

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<p><b>National Level</b></p> <p><b>Ireland 2040 - Our Plan, the National Planning Framework, and the National Development Plan (2018-2027)</b></p>	<ul style="list-style-type: none"> <li>The National Planning Framework is the Government's high-level strategic plan for shaping the future growth and development of to the year 2040. It is a framework to guide public and private investment, to create and promote opportunities for people, and to protect and enhance the environment - from villages to cities, and everything around and in between.</li> <li>The National Development Plan sets out the investment priorities that will underpin the successful implementation of the new National Planning Framework. This will guide national, regional and local planning and investment decisions in Ireland over the next two decades, to cater for an expected population increase of over 1 million people.</li> </ul>	<p>National Strategic Outcomes as follows:</p> <ol style="list-style-type: none"> <li>Compact Growth</li> <li>Enhanced Regional Accessibility</li> <li>Strengthened Rural Economies and Communities</li> <li>Sustainable Mobility</li> <li>A Strong Economy, supported by Enterprise, Innovation and Skills</li> <li>High-Quality International Connectivity</li> <li>Enhanced Amenity and Heritage</li> <li>Transition to a Low-Carbon and Climate-Resilient Society</li> <li>Sustainable Management of Water and other Environmental Resources</li> <li>Access to Quality Childcare, Education and Health Services</li> </ol>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Planning, Land Use and Transport Outlook 2040 [in preparation]</b></p>	<p>The PLUTO will take account of forecasted future economic and demographic scenarios, affordability considerations and relevant Government policies and will:</p> <ol style="list-style-type: none"> <li>Quantify in broad terms the appropriate scale of financial investment in land transport over the long term;</li> <li>Consider how fiscal, environmental and technological developments might impact on this investment; and,</li> <li>Identify strategic priorities for future investment to ensure land transport infrastructure provision facilitates the objectives of Project Ireland 2040.</li> </ol>	<p>In preparation</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Planning and Development Act 2000 (as amended)</b></p>	<ul style="list-style-type: none"> <li>The core principal objectives of this Act are to amend the Planning Acts of 2000 – 2009 with specific regard given to supporting economic renewal and sustainable development.</li> </ul>	<ul style="list-style-type: none"> <li>Development, with certain exceptions, is subject to development control under the Planning Acts and the local authorities grant or refuse planning permission for development, including ones within protected areas.</li> <li>There are, however, a range of exemptions from the planning system. Use of land for agriculture, peat extraction and afforestation, subject to certain thresholds, is generally exempt from the requirement to obtain planning permission.</li> <li>Additionally, Environmental Impact Assessment (EIA) is required for a range of classes and large-scale projects.</li> <li>Under planning legislation, Development Plans must include mandatory objectives for the conservation of the natural heritage and for the conservation of European sites and any other sites which may be prescribed. There are also discretionary powers to set objectives for the conservation of a variety of other elements of the natural heritage.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>European Communities (Environmental Assessment of Certain Plans and Programmes Regulations 2004 (S.I. 435 of 2004), as amended by S.I. 200 of 2011)</b></p>	<ul style="list-style-type: none"> <li>The purpose of these Regulations is to transpose into Irish law Directive 2001/42/EC of 27 June 2001 (O.J. No. L 197, 21 July 2001) on the assessment of the effects of certain plans and programmes on the environment — commonly known as the Strategic Environmental Assessment (SEA) Directive.</li> </ul>	<ul style="list-style-type: none"> <li>The Regulations cover plans and programmes in all of the sectors listed in article 3(2) of the Directive except land-use planning.</li> <li>These Regulations also amend certain provisions of the Planning and Development Act 2000 to provide the statutory basis for the transposition of the Directive in respect of land-use planning.</li> <li>Transposition in respect of the land-use planning sector is contained in the Planning and Development (Strategic Environmental Assessment) Regulations 2004 (S.I. No. 436 of 2004).</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>European Communities (Birds and Natural Habitats) Regulations 2011 (S.I. 477 of 2011, as amended)</b></p>	<ul style="list-style-type: none"> <li>These Regulations provide a new for the implementation in Ireland of Council Directive 92/43/EEC on habitats and protection of wild fauna and flora (as amended) and for the</li> </ul>	<ul style="list-style-type: none"> <li>They provide, among other things, for: the appointment and functions of authorized officers; identification, classification and other procedures relative to the designation of Community sites.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-</p>

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	<p>implementation of Directive 2009/147/EC of the European Parliament and of the Council on the protection of wild birds.</p>	<ul style="list-style-type: none"> <li>The Regulations have been prepared to address several judgments of the CJEU against Ireland, notably cases C-418/04 and C-183/05, in respect of failure to transpose elements of the Birds Directive and the Habitats Directive into Irish law.</li> </ul>	<p>combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Waste Management Act 1996, as amended</b></p>	<ul style="list-style-type: none"> <li>To make provision in relation to the prevention, management and control of waste; to give effect to provisions of certain acts adopted by institutions of the European communities in respect of those matters; to amend the Environmental Protection Agency Act, 1992, and to repeal certain enactments and to provide for related matters.</li> </ul>	<ul style="list-style-type: none"> <li>The Waste Management Act contains a number of key legal obligations, including requirements for waste management planning, waste collection and movement, the authorisation of waste facilities, measures to reduce the production of waste and/or promote its recovery.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>European Communities Environmental Objectives (FPM) Regulations 2009 (S.I. 296 of 2009)</b></p>	<ul style="list-style-type: none"> <li>The purpose of these Regulations is to support the achievement of favourable conservation status for freshwater pearl mussels</li> </ul>	<ul style="list-style-type: none"> <li>Set environmental quality objectives for the habitats of the freshwater pearl mussel populations named in the First Schedule to these Regulations that are within the boundaries of a site notified in a candidate list of European sites, or designated as a Special Area of Conservation, under the European Communities (Natural Habitats) Regulations, 1997 (S.I. No. 94/1997).</li> <li>Require the production of sub-basin management plans with programmes of measures to achieve these objectives.</li> <li>Set out the duties of public authorities in respect of the sub-basin management plans and programmes of measure.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>European Communities Environmental Objectives (Groundwater) Regulations 2010 (S.I. 9 of 2010), as amended (S.I. No. 366 of 2016)</b></p>	<ul style="list-style-type: none"> <li>To amend the European Communities Environmental Objectives (Groundwater) Regulations 2010 (S.I. No. 9 of 2010) to make further provision to implement Commission Directive 2014/80/EU of 20 June 2014 amending Annex II to Directive 2006/118/EC of the European Parliament and of the Council on the protection of groundwater against pollution and deterioration.</li> </ul>	<p>The substances and threshold values set out in Schedule 5 to S.I. No. 9 of 2010 have been reviewed and amended where necessary, based on existing monitoring information and international guidelines on appropriate threshold values.</p> <ul style="list-style-type: none"> <li>Part A of Schedule 6 has been amended to include changes to the rules governing the determination of background levels for the purposes of establishing threshold values for groundwater pollutants and indicators of pollution.</li> <li>Part B of Schedule 6 has been amended to include nitrites and phosphorus (total) / phosphates among the minimum list of pollutants and their indicators which the Environmental Protection Agency (EPA) must consider when establishing threshold values.</li> <li>Part C of Schedule 6 amends the information to be provided to the Minister by the EPA with regard to the pollutants and their indicators for which threshold values have been established.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>European Communities (Good Agricultural Practice for Protection of Waters) Regulations 2014 (S.I. No. 31 of 2014)</b></p>	<ul style="list-style-type: none"> <li>These Regulations, which give effect to Irelands 3rd Nitrates Action Programme, provide statutory support for good agricultural practice to protect waters against pollution from agricultural sources</li> </ul>	<p>The Regulations include measures such as:</p> <ul style="list-style-type: none"> <li>Periods when land application of fertilisers is prohibited</li> <li>Limits on the land application of fertilisers</li> <li>Storage requirements for livestock manure; and</li> <li>Monitoring of the effectiveness of the measures in terms of agricultural practice and impact on water quality.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute</p>

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<b>Climate Action and Low Carbon Development Act 2015</b>	<ul style="list-style-type: none"> <li>An Act to provide for the approval of plans by the Government in relation to climate change for the purpose of pursuing the transition to a low carbon, climate resilient and environmentally sustainable economy.</li> </ul>	<p>When considering a plan or framework, for approval, the Government shall endeavour to achieve the national transition objective within the period to which the objective relates and shall, in endeavouring to achieve that objective, ensure that such objective is achieved by the implementation of measures that are cost effective and shall, for that purpose, have regard to:</p> <ul style="list-style-type: none"> <li>The ultimate objective specified in Article 2 of the United Nations Framework Convention on Climate Change done at New York on 9 May 1992 and any mitigation commitment entered into by the European Union in response or otherwise in relation to that objective,</li> <li>The policy of the Government on climate change,</li> <li>Climate justice,</li> <li>Any existing obligation of the State under the law of the European Union or any international agreement referred to in section 2; and</li> <li>The most recent national greenhouse gas emissions inventory and projection of future greenhouse gas emissions, prepared by the Agency.</li> </ul>	<p>towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p> <p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>The Sustainable Development Goals National Implementation Plan (2018 – 2020)</b>	<ul style="list-style-type: none"> <li>National Implementation Plan 2018 - 2020 is in direct response to the 2030 Agenda for Sustainable Development and provides a whole-of-government approach to implement the 17 Sustainable Development Goals (SDGs).</li> <li>The Plan provides a 'SDG Matrix' which identifies the responsible Government Departments for each of the 169 targets. It also includes a 'SDG Policy Map' indicating the relevant national policies for each of the targets.</li> </ul>	<p>The Plan identifies four strategic priorities to guide implementation:</p> <ul style="list-style-type: none"> <li>Awareness: raise public awareness of the SDGs;</li> <li>Participation: provide stakeholders opportunities to engage and contribute to follow-up and review processes, and further develop national implementation of the Goals;</li> <li>Support: encourage and support efforts of communities and organisations to contribute towards meeting the SDGs, and foster public participation; and</li> <li>Policy alignment: develop alignment of national policy with the SDGs and identify opportunities for policy coherence.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Infrastructure and Capital Investment Plan (2016-2021)</b>	<ul style="list-style-type: none"> <li>€27 billion multi-annual Exchequer Capital Investment Plan, which is supported by a programme of capital investment in the wider State sector, and which over the period 2016 to 2021 will help to lay the foundations for continued growth in Ireland.</li> </ul>	<ul style="list-style-type: none"> <li>This Capital Plan reflects the Government's commitment to supporting strong and sustainable economic growth and raising welfare and living standards for all.</li> <li>It includes allocations for new projects across a number of key areas and funding to ensure that the present stock of national infrastructure is refreshed and maintained.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>European Union (Birds and Natural Habitats) (Sea-Fisheries) Regulations 2013 (S.I. 290 of 2013)</b>	<p>These regulations have been drafted to implement the responsibilities of the Minister for Agriculture Food and the Marine in relation to sea fisheries in Natura 2000 sites, in accordance with the Habitats and Birds Directives as transposed by the European Communities (Birds and Natural Habitats) Regulations 2011 (S.I. 477 of 2011).</p>	<ul style="list-style-type: none"> <li>Regulation 3 provides for the submission of a Fisheries Natura Plan in relation to planned fisheries;</li> <li>Regulation 4 provides for a screening of a Fisheries Natura Plan to determine whether or not an appropriate assessment is required;</li> <li>Regulation 5 provides for an appropriate assessment of a Fisheries Natura Plan and also provides for public and statutory consultation;</li> <li>Regulation 6 provides for the Minister to make a determination to adopt a Fisheries Natura Plan. The Minister may amend, withdraw or revoke a plan;</li> <li>Regulation 7 provides for publication of the adopted Fisheries Natura Plan;</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the</p>

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		<ul style="list-style-type: none"> <li>Regulation 8 provides for a Risk Assessment of unplanned fisheries and also provides for public and statutory consultation on the assessment;</li> <li>Regulation 9 provides for the issue of a Natura Declaration to prohibit, restrict including restricting by permit, control, etc. of sea fishing activities;</li> <li>Regulation 10 provides for Natura Permits to be issued where required by Natura Declarations; and</li> <li>Regulations 11 to 31 deal with functions of authorised officers and related matters, offences, etc.</li> </ul>	regulatory framework for environmental protection and management.
<b>Ireland's National Renewable Energy Action Plan 2010 (Irish Government submission to the European Commission)</b>	<ul style="list-style-type: none"> <li>The National Renewable Energy Action Plan (NREAP) sets out the Government's strategic approach and concrete measures to deliver on Ireland's 16% target under Directive 2009/28/EC.</li> </ul>	<ul style="list-style-type: none"> <li>The NREAP sets out the Member State's national targets for the share of energy from renewable sources to be consumed in transport, electricity and heating and cooling in 2020, and demonstrates how the Member State will meet its overall national target established under the Directive.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Strategy for Renewable Energy (2012-2020)</b>	<ul style="list-style-type: none"> <li>The Government's overarching strategic objective is to make renewable energy an increasingly significant component of Ireland's energy supply by 2020, so that at a minimum it will achieve its legally binding 2020 target in the most cost-efficient manner for consumers.</li> <li>Of critical importance is the role which the renewable energy sector plays in job creation and economic activity as part of the Government's action plan for jobs.</li> </ul>	<p>This document sets out five strategic goals, reflecting the key dimensions of the renewable energy challenge to 2020:</p> <ul style="list-style-type: none"> <li>Increasing on and offshore wind,</li> <li>Building a sustainable bioenergy sector,</li> <li>Fostering R&amp;D in renewables such as wave &amp; tidal,</li> <li>Growing sustainable transport; and</li> <li>Building out robust and efficient networks.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>National Policy Position on Climate Action and Low Carbon Development (2014)</b>	<ul style="list-style-type: none"> <li>The National Policy Position provides a high-level policy direction for the adoption and implementation by Government of plans to enable the State to move to a low carbon economy by 2050.</li> <li>Statutory authority for the plans is set out in the Climate Action and Low Carbon Development Act 2015.</li> </ul>	<p>National climate policy in Ireland:</p> <ul style="list-style-type: none"> <li>Recognises the threat of climate change for humanity;</li> <li>Anticipates and supports mobilisation of a comprehensive international response to climate change, and global transition to a low-carbon future;</li> <li>Recognises the challenges and opportunities of the broad transition agenda for society; and</li> <li>Aims, as a fundamental national objective, to achieve transition to a competitive, low carbon, climate-resilient and environmentally sustainable economy by 2050.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>National Clean Air Strategy [in preparation]</b>	<ul style="list-style-type: none"> <li>The Clean Air Strategy will provide the strategic policy framework necessary to identify and promote integrated measures across government policy that are required to reduce air pollution and promote cleaner air while delivering on wider national objectives.</li> </ul>	<ul style="list-style-type: none"> <li>Having a National Strategy will provide a policy framework by which Ireland can develop the necessary policies and measures to comply with new and emerging EU legislation.</li> <li>The Strategy should also help tackle climate change.</li> <li>The Strategy will consider a wider range of national policies that are relevant to clean air policy such as transport, energy, home heating and agriculture.</li> <li>In any discussion relating to clean air policy, the issue of people's health is paramount and this will be a strong theme of the Strategy.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the

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<b>EirGrid’s Grid25 Strategy and associated Grid25 Implementation Programme 2017-2022</b>	<ul style="list-style-type: none"> <li>EirGrid’s mission is to develop, maintain and operate a safe, secure, reliable, economical and efficient transmission system for Ireland; <i>“Our vision is of a grid developed to match future needs, so it can safely and reliably carry power all over the country to the major towns and cities and onwards to every home, farm and business where the electricity is consumed and so it can meet the needs of consumers and generators in a sustainable way.”</i></li> </ul>	<ul style="list-style-type: none"> <li>Grid25, EirGrid’s roadmap to uprate the electricity transmission grid by 2025, continues to be implemented so as to increase the capacity of the grid, to satisfy future demand, and to help Ireland meet its target of 40 per cent of electricity from renewable energy by 2020.</li> </ul>	<p>achievement of the objectives of the regulatory framework for environmental protection and management.</p> <p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Strategy for the Future Development of National and Regional Greenways (2018)</b>	<ul style="list-style-type: none"> <li>The objective of this Strategy is to assist in the strategic development of nationally and regionally significant Greenways in appropriate locations constructed to an appropriate standard in order to deliver a quality experience for all Greenways users.</li> <li>It also aims to increase the number and geographical spread of Greenways of scale and quality around the country over the next 10 years with a consequent significant increase in the number of people using Greenways as a visitor experience and as a recreational amenity.</li> </ul>	<ul style="list-style-type: none"> <li>A Strategic Greenway network of national and regional routes, with a number of high capacity flagship routes that can be extended and/or link with local Greenways and other cycling and walking infrastructure;</li> <li>Greenways of scale and appropriate standard that have significant potential to deliver an increase in activity tourism to Ireland and are regularly used by overseas visitors, domestic visitors and locals thereby contributing to a healthier society through increased physical activity;</li> <li>Greenways that provide a substantially segregated off road experience linking places of interest, recreation and leisure in areas with beautiful scenery of different types with plenty to see and do; and</li> <li>Greenways that provide opportunities for the development of local businesses and economies, and</li> <li>Greenways that are developed with all relevant stakeholders in line with an agreed code of practice.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>National Water Resources Plan [in preparation]</b>	<ul style="list-style-type: none"> <li>The NWRP is a plan on how to provide a safe, secure and reliable water supply to customers for the next 25 years, without causing adverse impact on the environment.</li> <li>The objective of the NWRP is to set out how we intend to maintain the supply and demand for drinking water over the short, medium and long term whilst minimising the impact on the environment.</li> </ul>	<p>The key objectives of the plan are to:</p> <ul style="list-style-type: none"> <li>Identify areas where there are current and future potential water supply shortfalls, taking into account normal and extreme weather conditions</li> <li>Assess the current and future water demand from homes, businesses, farms, and industry</li> <li>Consider the impacts of climate change on Ireland’s water resources</li> <li>Develop a drought plan advising measures to be taken before and during drought events</li> <li>Develop a plan detailing how we deal with the material that is produced as a result of treating drinking water</li> <li>Identify, develop and assess options to help meet potential shortfalls in water supplies</li> <li>Assess the water resources available at a national level including lakes, rivers and groundwater</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>National Strategic Plan for Aquaculture Development (2014-2020)</b>	<p>Vision: <i>“Aquaculture in RC is economically, socially and ecologically sustainable, with a developed infrastructure, strong human potentials and an organized market. The consumption of aquaculture products is equal or above EU average, while the technological development of the sector is among the best in the EU.”</i></p>	<p>General development and growth objectives of marine and freshwater aquaculture (2014 – 2020):</p> <ul style="list-style-type: none"> <li>Strengthen the social, business and administrative environment for aquaculture development</li> <li>Increase in the total production to 24,050 tonnes while adhering to the principles of economic, social and ecological sustainability</li> <li>Improvement of the perception and increase in the national consumption of National products</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>

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<p><b>Construction 2020, A Strategy for a Renewed Construction Sector</b></p>	<ul style="list-style-type: none"> <li>Construction 2020 sets out a package of measures agreed by the Government and is aimed at stimulating activity in the building industry.</li> <li>The Strategy aims both to increase the capacity of the sector to create and maintain jobs, and to deliver a sustainable sector, operating at an appropriate level. It seeks to learn the lessons of the past and to ensure that the right structures and mechanisms are in place so that they are not repeated.</li> </ul>	<p>This Strategy therefore addresses issues including:</p> <ul style="list-style-type: none"> <li>A strategic approach to the provision of housing, based on real and measured needs, with mechanisms in place to detect and act when things are going wrong;</li> <li>Continuing improvement of the planning process, striking the right balance between current and future requirements;</li> <li>The availability of financing for viable and worthwhile projects;</li> <li>Access to mortgage finance on reasonable and sustainable terms;</li> <li>Ensuring we have the tools we need to monitor and regulate the sector in a way that underpins public confidence and worker safety;</li> <li>Ensuring a fit for purpose sector supported by a highly skilled workforce achieving high quality and standards; and</li> <li>Ensuring opportunities are provided to unemployed former construction workers to contribute to the recovery of the sector.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Sustainable Development: A Strategy for Ireland (1997)</b></p>	<ul style="list-style-type: none"> <li>The overall aim of this Strategy is to ensure that economy and society in Ireland can develop to their full potential within a well-protected environment, without compromising the quality of that environment, and with responsibility towards present and future generations and the wider international community.</li> </ul>	<ul style="list-style-type: none"> <li>The Strategy addresses all areas of Government policy, and of economic and societal activity, which impact on the environment. It seeks to re-orientate policies as necessary to ensure that the strong growth Ireland enjoys and seeks to maintain will be environmentally sustainable.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>National Landscape Strategy for Ireland 2015-2025 and National Landscape Character Assessment (pending preparation)</b></p>	<ul style="list-style-type: none"> <li>The National Landscape Strategy will be used to ensure compliance with the European Landscape Convention and to establish principles for protecting and enhancing the landscape while positively managing its change. It will provide a high-level policy framework to achieve balance between the protection, management and planning of the landscape by way of supporting actions.</li> <li>Landscape Strategy Vision: <i>"Our landscape reflects and embodies our cultural values and our shared natural heritage and contributes to the well-being of our society, environment and economy. We have an obligation to ourselves and to future generations to promote its sustainable protection, management and planning."</i></li> </ul>	<p>The objectives of the National Landscape Strategy are to:</p> <ul style="list-style-type: none"> <li>Implement the European Landscape Convention by integrating landscape into the approach to sustainable development;</li> <li>Establish and embed a public process of gathering, sharing and interpreting scientific, technical and cultural information in order to carry out evidence-based identification and description of the character, resources and processes of the landscape;</li> <li>Provide a policy framework, which will put in place measures at national, sectoral - including agriculture, tourism, energy, transport and marine - and local level, together with civil society, to protect, manage and properly plan through high quality design for the sustainable stewardship of the landscape;</li> <li>Ensure that we take advantage of opportunities to implement policies relating to landscape use that are complementary and mutually reinforcing and that conflicting policy objectives are avoided in as far as possible.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>National Hazardous Waste Management Plan (EPA) 2014-2020</b></p>	<p>This Plan sets out the priorities to be pursued over the next six years and beyond to improve the management of hazardous waste, taking into account the progress made since the previous plan and the waste policy and legislative changes that have occurred since the previous plan was published.</p> <p>Section 26 of the Waste Management Act 1996 as amended, sets out the overarching objectives for the National Hazardous Waste Management Plan. In this context, the following objectives are included as priorities for the revised Plan period:</p> <ul style="list-style-type: none"> <li>To prevent and reduce the generation of hazardous waste by industry and society generally;</li> <li>To maximise the collection of hazardous waste with a view to reducing the environmental and health impacts of any unregulated waste;</li> <li>To strive for increased self-sufficiency in the management of</li> </ul>	<p>The revised Plan makes 27 recommendations under the following topics:</p> <ul style="list-style-type: none"> <li>Prevention</li> <li>Collection</li> <li>Self-sufficiency</li> <li>Regulation</li> <li>Legacy issues</li> <li>North-south cooperation</li> <li>Guidance and awareness</li> <li>Implementation</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>

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<b>Ministerial Guidelines such as Sustainable Rural Housing Guidelines and Flood Risk Management Guidelines</b>	<ul style="list-style-type: none"> <li>hazardous waste and to minimise hazardous waste export; To minimise the environmental, health, social and economic impacts of hazardous waste generation and management.</li> <li>The Department produces a range of guidelines designed to help planning authorities, An Bord Pleanála, developers and the general public and cover a wide range of issues amongst others, architectural heritage, child care facilities, landscape, quarries and residential density.</li> </ul>	<ul style="list-style-type: none"> <li>The Minister issues statutory guidelines under Section 28 of the Act which planning authorities and An Bord Pleanála are obliged to have regard to in the performance of their planning functions.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>HSE Healthy Ireland Framework for Improved Health and Wellbeing 2013-2025</b>	<ul style="list-style-type: none"> <li>The vision is: <i>"A Healthy Ireland, where everyone can enjoy physical and mental health and wellbeing to their full potential, where wellbeing is valued and supported at every level of society and is everyone's responsibility."</i></li> </ul>	<p>These four goals are interlinked, interdependent and mutually supportive:</p> <ul style="list-style-type: none"> <li>Goal 1: Increase the proportion of people who are healthy at all stages of life</li> <li>Goal 2: Reduce health inequalities</li> <li>Goal 3: Protect the public from threats to health and wellbeing</li> <li>Goal 4: Create an environment where every individual and sector of society can play their part in achieving a healthy Ireland</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Our Sustainable Future: A framework for Sustainable Development for Ireland 2012</b>	<p>A medium to long term framework for advancing sustainable development and the green economy in Ireland. It identifies spatial planning as a key challenge for sustainable development and sets a series of measures to address these challenges.</p>	<ul style="list-style-type: none"> <li>Sets out the challenges facing us and how we might address them in making sure that quality of life and general wellbeing can be improved and sustained in the decades to come.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Smarter Travel – A Sustainable Transport Future – A New Transport Policy for Ireland 2009 – 2020 (2009)</b>	<ul style="list-style-type: none"> <li>Outlines a policy for how a sustainable travel and transport system can be achieved.</li> <li>Sets out five key goals: <ul style="list-style-type: none"> <li>To reduce overall travel demand.</li> <li>To maximise the efficiency of the transport network.</li> <li>To reduce reliance on fossil fuels.</li> <li>To reduce transport emissions.</li> <li>To improve accessibility to transport.</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>Others lower level aims include: <ul style="list-style-type: none"> <li>reduce distance travelled by private car and encourage smarter travel, including focusing population growth in areas of employment and to encourage people to live in close proximity to places of employment</li> <li>ensuring that alternatives to the car are more widely available, mainly through a radically improved public transport service and through investment in cycling and walking</li> <li>improving the fuel efficiency of motorised transport through improved fleet structure, energy efficient driving and alternative technologies</li> <li>strengthening institutional arrangements to deliver the targets</li> </ul> </li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>

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<p><b>Investing in our Future: A Strategic Framework for Investment in Land Transport (SFILT) – Department of Transport, Tourism and Sport</b></p>	<ul style="list-style-type: none"> <li>SFILT sets out a set of priorities to guide the allocation of the State's investment to best develop and manage Ireland's land transport network over the coming decades.</li> </ul>	<p>The three priorities stated in SFILT are:</p> <ul style="list-style-type: none"> <li>Priority 1: Achieve steady state maintenance (meaning that the maintenance and renewal of the existing transport system is at a sufficient level to maintain the system in an adequate condition);</li> <li>Priority 2: Address urban congestion; and</li> <li>Priority 3: Maximise the value of the road network.</li> </ul> <p>In delivering on the steady state maintenance objective set out in SFILT, the Plan includes for:</p> <ul style="list-style-type: none"> <li>Planned replacement programme for the bus fleet operated under Public Service Obligation ("PSO") contracts;</li> <li>Tram refurbishment and asset renewal in the case of light rail; and</li> <li>To the extent within the Authority/ remit, support for the operation of the existing rail network within the GDA.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Delivering a Sustainable Energy Future for Ireland – The Energy Policy Framework 2007 – 2020 (2007)</b></p>	<ul style="list-style-type: none"> <li>White paper setting out a framework for delivering a sustainable energy future in Ireland.</li> <li>Outlines strategic Goals for: <ul style="list-style-type: none"> <li>Security of Supply</li> <li>Sustainability of Energy</li> <li>Competitiveness of Energy Supply</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>Ensuring that electricity supply consistently meets demand</li> <li>Ensuring the physical security and reliability of gas supplies to Ireland</li> <li>Enhancing the diversity of fuels used for power generation</li> <li>Delivering electricity and gas to homes and businesses over efficient, reliable and secure networks</li> <li>Creating a stable attractive environment for hydrocarbon exploration and production</li> <li>Being prepared for energy supply disruptions</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>National Adaptation Framework (NAF) 2018 and associated regional, local and sectoral adaptation plans</b></p>	<ul style="list-style-type: none"> <li>NAF specifies the national strategy for the application of adaptation measures in different sectors and by local authorities in their administrative areas in order to reduce the vulnerability of the State to the negative effects of climate change and to avail of any positive effects that may occur</li> </ul>	<ul style="list-style-type: none"> <li>Adaptation under this Framework should seek to minimise costs and maximise the opportunities arising from climate change.</li> <li>Adaptation actions range from building adaptive capacity (e.g. increasing awareness, sharing information and targeted training) through to policy and finance-based actions.</li> <li>Adaptation actions must be risk based, informed by existing vulnerabilities of our society and systems and an understanding of projected climate change.</li> <li>Adaptation actions taken to increase climate resilience must also consider impacts on other sectors and levels of governance</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Governments White Paper 'Ireland's Transition to a Low Carbon Energy Future' (2015 – 2030)</b></p>	<p>The White Paper sets out a vision and a framework to guide Irish energy policy between now and 2030. A complete energy policy update informed by the vision to transform Ireland into a low carbon society and economy by 2050.</p>	<p>2030 will represent a significant milestone, meaning:</p> <ul style="list-style-type: none"> <li>Reduced GHG emissions from the energy sector by between 80% and 95%</li> <li>Ensuring that secure supplies of competitive and affordable energy remain available to citizens and businesses.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>National Renewable Energy Action Plan (2010)</b></p>	<ul style="list-style-type: none"> <li>Sets out the Member State's national targets for the share of energy from renewable sources to be consumed in transport, electricity and heating and cooling in 2020, and demonstrates how the Member State will meet its overall national target established under the Directive.</li> </ul>	<p>Including Ireland's 16% target of gross final consumption to come from renewables by 2020.</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may</p>

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			arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>National Energy Efficiency Action Plan for Ireland (2009 – 2020)</b>	<ul style="list-style-type: none"> <li>This is the second National Energy Efficiency Action Plan for Ireland.</li> </ul>	<ul style="list-style-type: none"> <li>The Plan reviews the original 90 actions outlined in the first Plan and updates/renews/removes them as appropriate.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Wildlife Act of 1976</b> <b>Wildlife (Amendment) Act, 2000</b>	<ul style="list-style-type: none"> <li>The act provides protection and conservation of wild flora and fauna.</li> </ul>	<ul style="list-style-type: none"> <li>Provides protection for certain species, their habitats and important ecosystems</li> <li>Give statutory protection to NHAs</li> <li>Enhances wildlife species and their habitats</li> <li>Includes more species for protection</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Actions for Biodiversity (2017-2021) Ireland's National Biodiversity Plan</b>	<ul style="list-style-type: none"> <li>Sets out strategic objectives, targets and actions to conserve and restore Ireland's biodiversity and to prevent and reduce the loss of biodiversity in Ireland and globally.</li> </ul>	<ul style="list-style-type: none"> <li>To mainstream biodiversity in the decision-making process across all sectors.</li> <li>To substantially strengthen the knowledge base for conservation, management and sustainable use of biodiversity.</li> <li>To increase awareness and appreciation of biodiversity and ecosystem services.</li> <li>To conserve and restore biodiversity and ecosystem services in the wider countryside.</li> <li>To conserve and restore biodiversity and ecosystem services in the marine environment.</li> <li>To expand and improve on the management of protected areas and legally protected species.</li> <li>To substantially strengthen the effectiveness of international governance for biodiversity and ecosystem services.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>National Broadband Plan (2012)</b>	<ul style="list-style-type: none"> <li>Sets out the strategy to deliver high speed broadband throughout Ireland.</li> </ul>	<p>The Plan sets out:</p> <ul style="list-style-type: none"> <li>A clear statement of Government policy on the delivery of High-Speed Broadband.</li> <li>Specific targets for the delivery and rollout of high-speed broadband and the speeds to be delivered.</li> <li>The strategy and interventions that will underpin the successful implementation of these targets.</li> <li>A series of specific complementary measures to promote implementation of Government policy in this area.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the

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<p><b>European Communities (Water Policy) Regulations of 2003 (SI 722 of 2003)</b></p> <p><b>European Communities (Water Policy) Regulations of 2003 (SI 350 of 2014)</b></p> <p><b>European Communities Environmental Objectives (Surface waters) Regulations of 2009 (SI 272 of 2009)</b></p>	<ul style="list-style-type: none"> <li>• Transpose the Water Framework Directive into legislation.</li> <li>• Outlines the general duty of public authorities in relation to water.</li> <li>• Identifies the competent authorities in charge of water policy (amended to Irish Water in 2013) and gives EPA and the CER the authority to regulate and supervise their actions.</li> </ul>	<ul style="list-style-type: none"> <li>• Implements River basin districts and characterisation of RBDs and River Basin Management Plans.</li> <li>• Requires the public to be informed and consulted on the Plan and for progress reports to be published on RBDs.</li> <li>• Implements a Register of protected areas, Classification systems and Monitoring programmes for water bodies.</li> <li>• Allows the competent authority to recover the cost of damage/destruction of status of water body.</li> <li>• Outlines environmental objectives and programme of measures and environmental quality standards for priority substances.</li> <li>• Outlines criteria for assessment of groundwater.</li> <li>• Outlines environmental objectives to be achieved for surface water bodies.</li> <li>• Outlines surface water quality standards.</li> <li>• Establishes threshold values for the classification and protection of surface waters against pollution and deterioration in quality.</li> </ul>	<p>achievement of the objectives of the regulatory framework for environmental protection and management.</p> <p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>European Communities Environmental Objectives (Groundwater) Regulations of 2010 (SI 9 of 2010)</b></p>	<ul style="list-style-type: none"> <li>• Transpose the requirements of the Groundwater Directive 2006/118/EC into Irish Legislation.</li> </ul>	<ul style="list-style-type: none"> <li>• Outlines environmental objectives to be achieved for groundwater bodies of groundwater against pollution and deterioration in quality.</li> <li>• Sets groundwater quality standards.</li> <li>• Outlines threshold values for the classification and protection of groundwater.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Water Pollution Acts 1977 to 1990</b></p>	<ul style="list-style-type: none"> <li>• The Water Pollution Acts allow Local Authorities the authority regulate and supervise actions relating to water in their division.</li> </ul>	<p>The Water Pollution Acts enable local authorities to:</p> <ul style="list-style-type: none"> <li>• Prosecute for water pollution offences.</li> <li>• Attach appropriate pollution control conditions in the licensing of effluent discharges from industry, etc., made to waters.</li> <li>• Issue notices ("section 12 notices") to farmers, etc., specifying measures to be taken within a prescribed period to prevent water pollution.</li> <li>• issue notices requiring a person to cease the pollution of waters and requiring the mitigation or remedying of any effects of the pollution in the manner and within the period specified in such notices;</li> <li>• Seek court orders, including High Court injunctions, to prevent, terminate, mitigate or remedy pollution/its effects.</li> </ul> <p>Prepare water quality management plans for any waters in or adjoining their functional areas.</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Water Services Act 2007</b></p> <p><b>Water Services (Amendment) Act 2012</b></p> <p><b>Water Services Act (No. 2) 2013</b></p>	<ul style="list-style-type: none"> <li>• Provides the water services infrastructure.</li> <li>• Outlines the responsibilities involved in delivering and managing water services.</li> <li>• Identifies the authority in charge of provision of water and waste water supply.</li> <li>• Irish Water was given the responsibility of the provision of water and waste water services in the amendment act during 2013, therefore these services are no longer the responsibility of the 34 Local Authorities in Ireland.</li> </ul>	<p>Key strategic objectives include:</p> <ul style="list-style-type: none"> <li>• Ensuring Irish Water delivers infrastructural projects that meet key public health, environmental and economic objectives in the water services sector.</li> <li>• Ensuring the provision of adequate water and sewerage services in the gateways and hubs listed in the National Spatial Strategy, and in other locations where services need to be enhanced.</li> <li>• Ensuring good quality drinking water is available to all consumers of public and group water supplies, in compliance with national and EU drinking water standards</li> <li>• Ensuring the provision of the remaining infrastructure needed to provide secondary waste water treatment, for compliance with the requirements of the EU Urban Waste water Treatment Directive.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>

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		<ul style="list-style-type: none"> <li>Promoting water conservation through Irish Water's Capital Investment Plan, the Rural Water Programme and other measures.</li> <li>Monitoring the on-going implementation of septic tanks inspection regime and the National Inspection Plan for Domestic Waste Water Treatment Systems.</li> <li>Ensuring a fair funding model to deliver water services.</li> <li>Overseeing the establishment of an economic regulation function under the CER.</li> </ul>	
<b>Irish Water's Water Services Strategic Plan 2015 and associated Proposed Capital Investment Plan (2014-2016)</b>	<ul style="list-style-type: none"> <li>This Water Services Strategic Plan sets out strategic objectives for the delivery of water services over the next 25 years up to 2040. It details current and future challenges which affect the provision of water services and identifies the priorities to be tackled in the short and medium term.</li> </ul>	<p>Six strategic objectives as follows:</p> <ul style="list-style-type: none"> <li>Meet Customer Expectations.</li> <li>Ensure a Safe and Reliable Water Supply.</li> <li>Provide Effective Management of Waste water.</li> <li>Protect and Enhance the Environment.</li> <li>Support Social and Economic Growth.</li> <li>Invest in the Future.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Raised Bog SAC Management Plan and Review of Raised Bog Natural Heritage Areas</b>	<ul style="list-style-type: none"> <li>Aims to meet nature conservation obligations while having regard to national and local economic, social and cultural needs</li> </ul>	<ul style="list-style-type: none"> <li>Ensure that the implications of management choices for water levels, quantity and quality are fully explored, understood and factored into policy making and land use planning.</li> <li>Review the current raised bog NHA network in terms of its contribution to the national conservation objective for raised bog habitats and determine the most suitable sites to replace the losses of active raised bog habitat and high bog areas within the SAC network and to enhance the national network of NHAs.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Food Harvest 2020</b>	<ul style="list-style-type: none"> <li>Food Harvest 2020 is a roadmap for the Irish food industry, as it seeks to innovate and expand in response to increased global demand for quality foods. It sets out a vision for the potential growth in agricultural output after the removal of milk quotas.</li> </ul>	<ul style="list-style-type: none"> <li>Seeks for the improvement of all agricultural sectors at all levels in terms of sustainability, environmental consideration and marketing development.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Agri-vision 2015 Action Plan</b>	<p>Outlines the vision for agricultural industry to improve competitiveness and response to market demand while respecting and enhancing the environment</p>	<p>not applicable</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the</p>

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<p><b>Rural Environmental Protection Scheme (REPS)</b></p> <p><b>Agri-Environmental Options Scheme (AEOS)</b></p> <p><b>Green, Low-Carbon, Agri-environment Scheme (GLAS)</b></p>	<ul style="list-style-type: none"> <li>Agri-environmental funding schemes aimed at rural development for the environmental enhancement and protection.</li> <li>GLAS is the new replacement for REPS and AEOS which are both expiring.</li> </ul>	<ul style="list-style-type: none"> <li>Establish best practice farming methods and production methods in order to protect landscapes and maximise conservation.</li> <li>Protect biodiversity, endangered species of flora and fauna and wildlife habitats.</li> <li>Ensure food is produced with the highest regard to the environment.</li> <li>Implement nutrient management plans and grassland management plans.</li> <li>Protect and maintain water bodies, wetlands and cultural heritage.</li> </ul>	<p>regulatory framework for environmental protection and management.</p> <p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>National Rural Development Programme</b></p>	<ul style="list-style-type: none"> <li>The National Rural Development Programme, prepared by the Department of Agriculture, Fisheries and Food, sets out a national programme based on the EU framework for rural development and prioritises improving the competitiveness of agriculture, improving the environment and improving the quality of life in rural areas</li> </ul>	<p>At a more detailed level, the programme also:</p> <ul style="list-style-type: none"> <li>Supports structural change at farm level including training young farmers and encouraging early retirement, support for restructuring, development and innovation;</li> <li>Aims to improve the environment, biodiversity and the amenity value of the countryside by support for land management through funds such as Natura 2000 payments etc.; and</li> <li>Aims to improve quality of life in rural areas and encouraging diversification of economic activity through the implementation of local development strategies such as non-agricultural activities</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>National Forestry Programme (2014-2020)</b></p>	<ul style="list-style-type: none"> <li>Represents Ireland’s proposals for 100% State aid funding for a new Forestry Programme for the period 2014 – 2020.</li> </ul>	<p>Measures include the following:</p> <ul style="list-style-type: none"> <li>Afforestation and Creation of Woodland</li> <li>NeighbourWood Scheme</li> <li>Forest Roads</li> <li>Reconstitution Scheme</li> <li>Woodland Improvement Scheme</li> <li>Native Woodland Conservation Scheme</li> <li>Knowledge Transfer and Information Actions</li> <li>Producer Groups</li> <li>Innovative Forest Technology</li> <li>Forest Genetic Reproductive Material</li> <li>Forest Management Plans</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>River Basin Management Plan</b></p>	<ul style="list-style-type: none"> <li>River Basin Management Plans set out the measures planned to maintain and improve the status of waters.</li> </ul>	<ul style="list-style-type: none"> <li>Aim to protect and enhance all water bodies in the RBD and meet the environmental objectives outlined in Article 4 of the Water Framework Directive.</li> <li>Identify and manages water bodies in the RBD.</li> <li>Establish a programme of measures for monitoring and improving water quality in the RBD.</li> <li>Involve the public through consultations.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>National Peatlands Strategy (2015-2025)</b></p>	<p>This Strategy aims to provide a long-term framework within which all of the peatlands within the State can be managed responsibly in order to optimise their social, environmental and economic contribution to the well-being of this and</p>	<p>Objectives of the Strategy include:</p> <ul style="list-style-type: none"> <li>To give direction to Ireland’s approach to peatland management.</li> <li>To apply to all peatlands, including peat soils.</li> <li>To ensure that the relevant State authorities and state-owned</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-</p>

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	future generations.	<p>companies that influence such decisions contribute to meeting cross-cutting objectives and obligations in their policies and actions.</p> <ul style="list-style-type: none"> <li>To ensure that Ireland's peatlands are sustainably managed so that their benefits can be enjoyed responsibly.</li> <li>To inform appropriate regulatory systems to facilitate good decision making in support of responsible use.</li> </ul>	combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Flood Risk Management Plans arising from National Catchment Flood Risk Assessment and Management Programme</b>	<ul style="list-style-type: none"> <li>The national Catchment Flood Risk Assessment and Management (CFRAM) programme commenced in Ireland in 2011 and is being overseen by the Office of Public Works. The CFRAM Programme is intended to deliver on core components of the National Flood Policy, adopted in 2004, and on the requirements of the EU Floods Directive.</li> </ul>	CFRAM Studies have been undertaken for all River Basin Districts. The studies are focusing on areas known to have experienced flooding in the past and areas that may be subject to flooding in the future either due to development pressures or climate change. Flood Risk and Hazard mapping, including Flood Extent Mapping, was finalised in 2017. The final outputs from the studies are the CFRAM Plans, finalised in 2018. The Plans define the current and future flood risk in the River Basin Districts and set out how this risk can be managed.	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Draft National Bioenergy Plan 2014 - 2020</b>	<p>The Draft Bioenergy Plan sets out a vision as follows:</p> <ul style="list-style-type: none"> <li>Bioenergy resources contributing to economic development and sustainable growth, generating jobs for citizens, supported by coherent policy, planning and regulation, and managed in an integrated manner.</li> </ul>	<p>Three high level goals, of equal importance, based on the concept of sustainable development are identified:</p> <ul style="list-style-type: none"> <li>To harness the market opportunities presented by bioenergy in order to achieve economic development, growth and jobs.</li> <li>To increase awareness of the value, opportunities and societal benefits of developing bioenergy.</li> <li>To ensure that bioenergy developments do not adversely impact the environment and its living and non-living resources.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Draft Renewable Electricity Policy and Development Framework (DCCAE) 2016</b>	Goal: To optimise the opportunities in Ireland for renewable electricity development on land at significant scale, to serve both the All Island Single Electricity Market and any future regional market within the European Union, in accordance with European and Irish law, including Directive 2009/28/EC: On the promotion of the use of energy from renewable resources.	Objective: To develop a Policy and Development Framework for renewable electricity generation on land to serve both the All Island Single Electricity Market and any future regional market within the European Union, with particular focus on large scale projects for indigenous renewable electricity generation. This will, inter alia, provide guidance for planning authorities and An Bord Pleanála.	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>National Alternative Fuels Infrastructure for the Transport Sector (DTTAS) 2017- 2030</b>	This Framework sets targets to achieve an appropriate level of alternative fuels infrastructure for transport, which is relative to national policy and Irish market needs. Non-infrastructure-based incentives to support the use of the infrastructure and the uptake of alternative fuels are also included within the scope of the Framework.	<p>Targets for alternative fuel infrastructure include the following:</p> <ul style="list-style-type: none"> <li>AFV forecasts</li> <li>Electricity targets</li> <li>Natural gas (CNG, LNG) targets</li> <li>Hydrogen targets</li> <li>Biofuels targets</li> <li>LPG targets</li> <li>Synthetic and paraffinic fuels targets</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the

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<b>Food Wise 2025 (DAFM)</b>	Food Wise 2025 sets out a ten-year plan for the agri-food sector. It underlines the sector's unique and special position within the Irish economy, and it illustrates the potential which exists for this sector to grow even further.	Food Wise 2025 identifies ambitious and challenging growth projections for the industry over the next ten years including: <ul style="list-style-type: none"> <li>• 85% increase in exports to €19 billion.</li> <li>• 70% increase in value added to €13 billion.</li> <li>• 60% increase in primary production to €10 billion.</li> <li>• The creation of 23,000 additional jobs all along the supply chain from producer level to high-end value-added product development.</li> </ul>	achievement of the objectives of the regulatory framework for environmental protection and management. Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>National Cycle Network Scoping Study 2010</b>	<ul style="list-style-type: none"> <li>• Outlines objectives and actions aimed at developing a strong cycle network in Ireland</li> <li>• Sets out 19 specific objectives, and details the 109 actions, aimed at ensuring that a cycling culture is developed</li> </ul>	<ul style="list-style-type: none"> <li>• Sets a target where 10% of all journeys will be made by bike by 2020</li> <li>• Proposes the planning, infrastructure, communication, education and stakeholder participations measures required to implement the initiative</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>National Policy Framework for Alternative Fuels Infrastructure for Transport in Ireland 2017 to 2030</b>	<ul style="list-style-type: none"> <li>• This National Policy Framework on Alternative Fuels Infrastructure for Transport represents the first step in communicating our longer-term national vision for decarbonising transport by 2050, the cornerstone of which is our ambition that by 2030 all new cars and vans sold in Ireland will be zero-emissions capable.</li> <li>• By 2030 it is envisaged that the movement in Ireland to electrically-fuelled cars and commuter rail will be well underway, with natural gas and biofuels developing as major alternatives in the freight and bus sectors.</li> </ul>	This policy set out to achieve five key goals in transport: <ul style="list-style-type: none"> <li>• Reduce overall travel demand</li> <li>• Maximise the efficiency of the transport network</li> <li>• Reduce reliance on fossil fuels</li> <li>• Reduce transport emissions</li> <li>• Improve accessibility to transport</li> </ul> <p>These goals remain the cornerstone of transport policy and are fully aligned to the objectives of this National Policy Framework.</p>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Tourism Action Plan 2019-2021</b>	The Tourism Action Plan 2019-2021 sets out actions that the Tourism Leadership Group has identified as priorities to be progressed until 2021 in order to maintain sustainable growth in overseas tourism revenue and employment. Each action involves specific tourism stakeholders, both in the public and private sectors, all of whom we expect to proactively work towards the completion of actions within the specified timeframe.	The Plan contains 27 actions focusing on the following areas: <ul style="list-style-type: none"> <li>• Policy Context</li> <li>• Marketing Ireland as a Visitor Destination</li> <li>• Enhancing the Visitor Experience</li> <li>• Research in the Irish Tourism Sector</li> <li>• Supporting Local Communities in Tourism</li> <li>• Wider Government Policy</li> <li>• International Context</li> <li>• Co-ordination Structures</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.

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<b>Tourism Policy Statement: People, Place and Policy – Growing Tourism to 2025</b>	The main goal of this policy statement is to have a vibrant, attractive tourism sector that makes a significant contribution to employment across the country; is economically, socially and environmentally sustainable; helps promote a positive image of Ireland overseas, and is a sector in which people want to work.	The Tourism Policy Statement sets three headline targets to be achieved by 2025: <ul style="list-style-type: none"> <li>Overseas tourism revenue of €5 billion per year</li> <li>net of inflation excluding carrier receipts;</li> <li>250,000 people employed in tourism; and</li> <li>10 million overseas visitors to Ireland per year.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Draft Renewable Electricity Policy and Development Framework (DCCAEE)</b>	Goal: To optimise the opportunities in Ireland for renewable electricity development on land at significant scale, to serve both the All Island Single Electricity Market and any future regional market within the European Union, in accordance with European and Irish law, including Directive 2009/28/EC: On the promotion of the use of energy from renewable resources.	Objective: To develop a Policy and Development Framework for renewable electricity generation on land to serve both the All Island Single Electricity Market and any future regional market within the European Union, with particular focus on large scale projects for indigenous renewable electricity generation. This will, inter alia, provide guidance for planning authorities and An Bord Pleanála.  Methodology: Development of the Policy and Development Framework is to be informed by the carrying out of an SEA, including widespread consultation with stakeholders and public, and with AA under the Habitats Directive.	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>National Alternative Fuels Infrastructure for the Transport Sector (DTTAS) 2017- 2030</b>	This Framework sets targets to achieve an appropriate level of alternative fuels infrastructure for transport, which is relative to national policy and Irish market needs. Non-infrastructure-based incentives to support the use of the infrastructure and the uptake of alternative fuels are also included within the scope of the Framework.	Targets for alternative fuel infrastructure include the following: <ul style="list-style-type: none"> <li>AFV forecasts</li> <li>Electricity targets</li> <li>Natural gas (CNG, LNG) targets</li> <li>Hydrogen targets</li> <li>Biofuels targets</li> <li>LPG targets</li> <li>Synthetic and paraffinic fuels targets</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>People Place and Policy - Growing Tourism to 2025, (DTTAS, 2014)</b>	Growing Tourism to 2025 is a policy framework for the development of tourism within the Country.	The framework establishes the overall tourism goal of Government; <ul style="list-style-type: none"> <li>Employment in the tourism sector will be 250,000 by 2025, compared with around 200,000 at present.</li> <li>There will be 10 million visits to Ireland annually by 2025.</li> <li>The Government's ambition is that overseas tourism revenue will reach €5 billion in real terms by 2025.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Waterways Ireland Heritage Plan 2016-2020</b>	The overarching aim of the Plan is to: <i>"Identify and protect the unique waterways heritage and promote its sustainable use for the enjoyment of this and future generations"</i> .	Four objectives of the Plan include the following: <ul style="list-style-type: none"> <li>Objective 1: Fostering partnerships to continue building waterway heritage knowledge through storing information, undertaking research and developing best practice.</li> <li>Objective 2: Promoting awareness, appreciation and enjoyment of our waterway heritage with a focus on community engagement.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to

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		<ul style="list-style-type: none"> <li>Objective 3: Promoting the integrated management, conservation, protection and sustainable use of the inland navigable waterway asset.</li> <li>Objective 4: To develop Waterways Ireland as a heritage organisation committed to achieving the aim of this plan.</li> </ul>	<p>comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Tourism Development and Innovation – A strategy for Investment 2016-2022, (Fáilte Ireland, 2016)</b></p>	<p>This strategy sets out the framework and mechanism for the delivery of investment to cities, towns, villages, communities and businesses across the country. It identifies priorities to support innovation in the sector to retain and grow the country's competitiveness in the marketplace. Its ultimate aim is to strengthen the appeal of Ireland for international visitors.</p>	<p>The objectives of the Tourism Development and Innovation Strategy are:</p> <ul style="list-style-type: none"> <li>To successfully and consistently deliver a world class visitor experience;</li> <li>To support a tourism sector that is profitable and achieves sustainable levels of growth and delivers jobs;</li> <li>To facilitate communities to play an enhanced role in developing tourism in their locality, thereby strengthening and enriching local communities; and</li> <li>To recognise, value and enhance Ireland's natural environment as the cornerstone of Irish tourism.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Aquaculture Acts 1997 to 2006 : (Sea-Fisheries and Maritime Jurisdiction Act 2006 (8/2006), s. 1(3)) Fisheries (Amendment) Act 1997 (23/1997) Fisheries and Foreshore (Amendment) Act 1998 (54/1998), ss. 2, 3 and 4 Fisheries (Amendment) Act 2001 (40/2001) Sea-Fisheries and Maritime Jurisdiction Act 2006 (8/2006)</b></p>	<p>The Aquaculture and Foreshore Management Division ensures the efficient and effective management of Aquaculture licensing and Foreshore licensing in respect of Aquaculture and Sea Fishery related activities.</p>	<p>The Strategic Objectives of the Aquaculture and Foreshore Management Division are:</p> <ul style="list-style-type: none"> <li>to develop and manage an efficient and effective regulatory framework in respect of Aquaculture licensing and Foreshore licensing of Aquaculture and Sea Fishery related activities;</li> <li>to secure a fair financial return from the State's foreshore estate in the context of Aquaculture licensing and Foreshore licensing in respect of Aquaculture and Sea Fishery related activities</li> <li>to progressively reduce arrears in the clearing of licence applications.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Regional/ County/Local Level</b>			
<p><b>Eastern and Midlands Regional Economic and Spatial Strategy 2019-2031</b></p>	<p>The Regional Spatial and Economic Strategy provides a long-term strategic planning and economic framework for the Eastern and Midlands Region in order to support the implementation of the National Planning Framework.</p>	<p>The Eastern and Midlands Regional Economic and Spatial Strategy includes provisions for its 12 constituent local authorities: Fingal County Council; Dublin City Council; South Dublin County Council; Dún Laoghaire-Rathdown County Council; Louth County Council; Kildare County Council; Meath County Council; Wicklow County Council; Longford County Council; Laois County Council; Offaly County Council; and Westmeath County Council.</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<p><b>Integrated Implementation Plan 2019-2024</b></p>	<p>The Transport Strategy for the Greater Dublin Area 2016-2035, which established an overall framework for transport investment over the next two decades and was subject to full SEA and Stage 2 AA, is a key policy shaping the six-year Integrated Infrastructure Plan. The priorities in the Integrated Infrastructure Plan align with the objectives and priorities set out in the Transport Strategy, focused on improving public and sustainable transport.</p>	<p>The Implementation Plan identifies investment proposals for a number of areas including:</p> <ul style="list-style-type: none"> <li>Bus</li> <li>Light Rail;</li> <li>Heavy Rai;</li> <li>Integration Measures and Sustainable Transport Investment;</li> <li>Integrated Service Plan; and</li> <li>Integration and Accessibility.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the</p>

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<b>Greater Dublin Area (GDA) Transport Strategy (2016-2035)</b>	<ul style="list-style-type: none"> <li>This Strategy sets out how transport will be developed across the Greater Dublin Area, covering Dublin, Meath, Wicklow and Kildare.</li> <li>Vision Statement: "The GDA by 2022 is an economically vibrant, active and sustainable international Gateway Region, with strong connectivity across the GDA Region, nationally and worldwide; a region which fosters communities living in attractive, accessible places well supported by community infrastructure and enjoying high quality leisure facilities; and promotes and protects across the GDA green corridors, active agricultural lands and protected natural areas."</li> <li>Full SEA and Stage 2 AA have been undertaken on this Strategy.</li> </ul>	<p>Core principles deriving from the strategic vision include:</p> <ul style="list-style-type: none"> <li>The Dublin and Mid-East Regions will be attractive, vibrant locations for industry, commerce, recreation and tourism and will be a major focus for economic growth within the Country.</li> <li>Development in the GDA shall be directly related to investment in integrated high quality public transport services and focused on compact urban form.</li> <li>Development within the existing urban footprint of the Metropolitan Area will be consolidated to achieve a more compact urban form</li> <li>Development in the Hinterland Area will be focused on the high quality integrated growth and consolidation of development in key identified towns, separated from each other by extensive areas of strategic green belt land devoted to agriculture and similar uses.</li> </ul>	<p>achievement of the objectives of the regulatory framework for environmental protection and management.</p> <p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Land Use Plans including County Development Plans and Local Area Plans, those in force in County Kildare, such as Kildare County Development Plan 2017-2023 (as varied), and those in force in other adjoining planning authorities</b>	<ul style="list-style-type: none"> <li>Outline planning objectives for land use development (including transport and tourism objectives).</li> <li>Strategic framework for planning and sustainable development including those set out in National Planning Framework and Regional Economic and Spatial Strategies.</li> <li>Set out the policies and proposals to guide development in the specific Local Authority area.</li> </ul>	<ul style="list-style-type: none"> <li>Identify future infrastructure, development and zoning required.</li> <li>Protect and enhances amenities and environment.</li> <li>Guide planning authority in assessing proposals.</li> <li>Aim to guide development in the area and the amount of nature of the planned development.</li> <li>Aim to promote sustainable development.</li> <li>Provide for economic development and protect natural environmental, heritage.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>NPWS Conservation Plans and/or Conservation Objectives for SACs and SPAs</b>	<p>Management planning for nature conservation sites has a number of aims. These include:</p> <ul style="list-style-type: none"> <li>To identify and evaluate the features of interest for a site</li> <li>To set clear objectives for the conservation of the features of interest</li> <li>To describe the site and its management</li> <li>To identify issues (both positive and negative) that might influence the site</li> <li>To set out appropriate strategies/management actions to achieve the objectives</li> </ul>	<ul style="list-style-type: none"> <li>Conservation objectives for SACs and SPAs (i.e. sites within the Natura 2000 network) have to be set for the habitats and species for which the sites are selected.</li> </ul> <p>These objectives are used when carrying out appropriate assessments for plans and projects that might impact on these sites.</p>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Groundwater Protection Schemes</b>	<ul style="list-style-type: none"> <li>A Groundwater Protection Scheme provides guidelines for the planning and licensing authorities in carrying out their functions, and a framework to assist in decision-making on the location, nature and control of developments and activities in order to protect groundwater.</li> </ul>	<ul style="list-style-type: none"> <li>A Groundwater Protection Scheme aims to maintain the quantity and quality of groundwater, and in some cases improve it, by applying a risk assessment-based approach to groundwater protection and sustainable development.</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.</p>
<b>Local Economic and Community Plans (LECPs), including the Kildare LECP 2016-2021</b>	<ul style="list-style-type: none"> <li>The overarching vision for each LECP is: "to promote the well-being and quality of life of citizens and communities"</li> </ul>	<ul style="list-style-type: none"> <li>The purpose of the LECP, as provided for in the Local Government Reform Act 2014, is to set out, for a six-year period, the objectives and actions needed to promote and support the economic development and</li> </ul>	<p>Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in</p>

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		the local and community development of the relevant local authority area, both by itself directly and in partnership with other economic and community development stakeholders.	combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Green Infrastructure Plans/Strategies</b>	<ul style="list-style-type: none"> <li>Promotes the maintenance and improvement of green infrastructure in an area.</li> <li>Aims to protect and enhance biodiversity and habitats.</li> </ul>	<ul style="list-style-type: none"> <li>not applicable</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Kildare Heritage Plan 2019-2025</b>	The aim of this plan is to recognise by all, the value and opportunity of Kildare's unique heritage resource and to manage, conserve and protect it, in partnership, for present and future generations.	<p>The four strategic objectives of the Plan are:</p> <ul style="list-style-type: none"> <li>Increase understanding of Kildare's heritage through awareness, education and training and to foster stewardship of and involvement in heritage;</li> <li>Promote best practise in the conservation and management of County Kildare's heritage resource;</li> <li>Disseminate heritage data and information to a wide audience, undertake surveys/research and to inform and develop heritage policy which promotes heritage; and</li> <li>Promote heritage as a resource that contributes to quality of life and to cultural and economic development in County Kildare.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Kildare Landscape Character Assessment</b>	Characterises the geographical dimension of the landscape.	<ul style="list-style-type: none"> <li>Identifies the quality, value, sensitivity and capacity of the landscape area.</li> <li>Guides strategies and guidelines for the future development of the landscape.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Eastern and Midlands Regional Waste Management Plan 2015-2021</b>	These plans give effect to national and EU waste policy, and address waste prevention and management (including generation, collection and treatment) over the period 2015-2021.	To manage wastes in a safe and compliant manner, a clear strategy, policies and actions are required.	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users

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Legislation, Plan, etc.	Summary of high-level aim/ purpose/ objective	Summary of lower-level objectives, actions etc.	Relevance to the Plan
			and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Kildare Noise Action Plan 2019-2023</b>	Noise Action Plans are prepared in accordance with the requirements of the Environmental Noise Regulations 2006, Statutory Instrument 140 of 2006. These Regulations give effect to the EU Directive 2002/49/EC relating to the assessment and management of environmental noise. This Directive sets out a process for managing environmental noise in a consistent manner across the EU and the Noise Regulations set out the approach to meeting the requirements of the Directive in Ireland.	The main purpose of Noise Action Plans is to: Inform and consult the public about noise exposure, its effects and the measures which may be considered to address noise problems Address strategic noise issues by requiring competent authorities to draw up action plans to manage noise issues and their effects Reduce noise, where possible, and maintain the environmental acoustic quality where it is good	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Kildare Climate Change Adaptation Strategy 2019-2024</b>	Respond to the impact that climate change is having, and will continue to have. Attempt to climate change adaptation and mitigation.	The Kildare County Council Climate Change Adaptation Strategy 2019-2024 features a range of actions across sectors. The Strategy seeks to: <ul style="list-style-type: none"> <li>• Ensure a proper comprehension of the key risks and vulnerabilities of climate change is attained;</li> <li>• Bring forward the implementation of climate change resilient adaptation actions in a planned and proactive manner; and</li> <li>• Ensure that climate adaptation considerations are mainstreamed into all plans and policies and integrated into all operations and functions of the local authority.</li> </ul>	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Fáilte Ireland Tourism plans, strategies, including those relating to the Ireland’s Ancient East and Hidden Heartlands brands</b>	Fáilte Ireland’s work includes preparing various plans and strategies for Ireland’s Hidden Heartlands, the Wild Atlantic Way, Ireland’s Ancient East and other brands and initiatives. These plans are subject to their own environmental assessment processes and any project arising is required to be consistent with and conform with the provisions of all adopted/approved Statutory Policies, Strategies, Plans and Programmes, including provisions for the protection and management of the environment.	Some of Fáilte Ireland’s plans and strategies include various projects relating to land use and infrastructural development, including those relating to development of land or on land and the carrying out of land use activities. Many of these projects exist already while some are not currently in existence. The Statutory Policies, Strategies, Plans and Programmes that provide for different projects undergo a variety of environmental assessments. These assessments ensure that environmental effects are considered, including: those arising from new and intensified uses and activities; and those arising from various sectors such as tourism.	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.
<b>Various existing, planned and emerging projects provided for by the above plans and programmes</b>	These projects have been provided for by higher-level plans and programmes.	These projects will contribute towards the development of the Plan area and/or wider area and will contribute towards environmental protection and management.	Where new land use developments or activities occur as a result of this legislation, plan, programme, etc., individually or in combination with others, potential in-combination effects (see Section 8.2) may arise. Implementation of the Plan needs to comply with all environmental legislation and align with and cumulatively contribute towards – in combination with other users and bodies and their plans etc. – the achievement of the objectives of the regulatory framework for environmental protection and management.