

[Summary]

Final Screening for SEA Determination

Screening for Strategic Environmental Assessment (SEA) under the SEA Directive¹ for:

Amendment (No. 8) of the adopted Cherrywood Strategic Development Zone Planning Scheme, 2014, as amended

A summary Strategic Environmental Assessment (SEA) Screening determination as to Amendment No. 8, comprising a building height and density review, of the adopted Cherrywood Strategic Development Zone Planning Scheme, 2014, as amended, is likely to have significant effects on the environment is being made by Dún Laoghaire-Rathdown County Council – reflecting the process that has already been undertaken and concluded under the European SEA Directive, transposed into Irish legislation through European Communities (Environmental Assessment of Certain Plans and Programmes) Regulations 2004 (S.I. No. 435 of 2004), as amended by S.I. No. 200 of 2011 European Communities (Environmental Assessment of Certain Plans and Programmes) Amendment Regulations and S.I. No. 436 of 2004 (Planning and Development (SEA) Regulations 2004, as amended by S.I. No. 201 of 2011 (Planning and Development (SEA) (Amendment) Regulations 2011).

As there were no changes to the modifications subject to a SEA screening determination on 20th December 2022 (with the original Proposed Amendment having already been subject to a previous SEA screening determination on 25th July 2022), further, formal SEA Screening considerations were not required after this date. However, this determination allows for a summary of the process undertaken. In making the determination, the following are being taken into account:

- Report to inform the SEA Screening for Proposed Amendment No. 8 to the Cherrywood SDZPS 2014 (as amended) [July 2022], including: an examination of the need to undertake SEA against relevant criteria set out in Annex II of the SEA Directive, which is reproduced as Schedule 1 of the European Communities (Environmental Assessment of Certain Plans and Programmes) Regulations 2004, as amended, and Schedule 2A of the SEA Regulations (as amended);
- Screening for SEA Determination for Proposed Amendment No. 8 to the Cherrywood SDZPS 2014 (as amended) [July 2022];
- SEA Screening of Proposed Amendment No. 8 Addendum I - SEA Screening Review of CE Recommendations [October 2022];
- SEA Screening of Proposed Amendment No. 8 Addendum II - SEA Screening Review of Members' Motions and associated Chief Executive's Recommendations [November 2022];
- Cherrywood SDZ Pond 5A Rezoning - Technical Note [December 2022];
- Report to Inform Strategic Environmental Assessment Screening for Proposed Modifications/Proposed Material Alterations to Proposed Amendment No. 8 to the Cherrywood SDZ Planning Scheme 2014 (as amended) [December 2022], including: an examination of the need to undertake SEA against relevant criteria set out in Annex II of the SEA Directive, which is reproduced as Schedule 1 of the European Communities (Environmental Assessment of Certain Plans and Programmes) Regulations 2004, as amended, and Schedule 2A of the SEA Regulations (as amended);
- Written submissions made during public consultations; and
- Ongoing advice on SEA from the Council's agents.

¹ Directive 2001/42/EC on the assessment of the effects of certain plans and programmes on the environment, transposed into Irish legislation through European Communities (Environmental Assessment of Certain Plans and Programmes) Regulations 2004 (S.I. No. 435 of 2004), as amended by S.I. No. 200 of 2011 European Communities (Environmental Assessment of Certain Plans and Programmes) Amendment Regulations and S.I. No. 436 of 2004 (Planning and Development (Strategic Environmental Assessment) Regulations 2004, as amended by S.I. No. 201 of 2011 (Planning and Development (Strategic Environmental Assessment) (Amendment) Regulations 2011)

The above information and advice has been carefully considered and its reasoning and conclusion agreed with and adopted – allowing a determination to be made that Amendment No. 8 to be made would not be likely to result in significant environmental effects. Furthermore, the accompanying Screening for Appropriate Assessment process and documentation demonstrates that Amendment No. 8 to be made will not give rise to any likely significant effect on any European site.

Taking into account all of the above, it is determined that Amendment No. 8 would not be likely to result in significant environmental effects. Consequently, SEA was not required to be undertaken on the Proposed Amendment.


Signed: Vivienne Byrne,
Senior Planner, Forward Planning Infrastructure Department.


Signatory: Aidan Blighe,
Director of Services, Planning and Economic Development (including Dun Laoghaire Harbour).

Date: 3 May 2023