

File With _____

SECTION 131 FORM

Appeal NO: ABP 34485-22Defer Re O/H ☐Having considered the contents of the submission dated received 01/04/2024
fromEddie & Monica Cassidy I recommend that section 131 of the Planning and Development Act, 2000
be/not be invoked at this stage for the following reason(s): no new material issuesE.O.: Pat BDate: 17/04/2024

For further consideration by SEO/SAO

Section 131 not to be invoked at this stage. ☐Section 131 to be invoked – allow 2/4 weeks for reply. ☐

S.E.O.: _____

Date: _____

S.A.O.: _____

Date: _____

M _____

Please prepare BP _____ - Section 131 notice enclosing a copy of the attached
submission

to: _____ Task No: _____

Allow 2/3/4weeks – BP _____

EO: _____

Date: _____

AA: _____

Date: _____

File With _____

CORRESPONDENCE FORM

Appeal No: ABP 314485-22

M _____

Please treat correspondence received on 01/04/2024 as follows:

- | | |
|---|---|
| 1. Update database with new agent for Applicant/Appellant _____ | 1. RETURN TO SENDER with BP _____ |
| 2. Acknowledge with BP <u>23</u> | 2. Keep Envelope: <input type="checkbox"/> |
| 3. Keep copy of Board's Letter <input type="checkbox"/> | 3. Keep Copy of Board's letter <input type="checkbox"/> |

Amendments/Comments Eddie & Monisa Cassidy response to S. 13112/03/24: 02/04/24 ✓

4. Attach to file

- | | |
|---|---|
| (a) R/S <input type="checkbox"/> | (d) Screening <input type="checkbox"/> |
| (b) GIS Processing <input type="checkbox"/> | (e) Inspectorate <input type="checkbox"/> |
| (c) Processing <input type="checkbox"/> | |

RETURN TO EO ☐

	Plans Date Stamped <input type="checkbox"/>
	Date Stamped Filled in <input type="checkbox"/>
EO: <u>Pat B</u>	AA: <u>Anthony McNally</u>
Date: <u>17/04/2024</u>	Date: <u>25/04/2024</u>

Dan Wigglesworth

From: Bord
Sent: Tuesday 2 April 2024 10:01
To: Appeals2
Subject: FW: Observation regarding case number 314485-22
Attachments: Observation 20240330 Case 314485-22.pdf

From: Eddie Cassidy <eddcass@gmail.com>
Sent: Monday, April 1, 2024 2:28 PM
To: Bord <bord@pleanala.ie>
Subject: Observation regarding case number 314485-22

Caution: This is an **External Email** and may have malicious content. Please take care when clicking links or opening attachments. When in doubt, contact the ICT Helpdesk.

Dear sir/ madam,

Please find attached my observation in respect to case number ABP-314485-22, Relevant Action Application, Dublin Airport.

Kind regards,

Eddie Cassidy

An Bord Pleanála
64 Marlborough St.
Dublin 1
D01 V902

Rosewood
Coolquay
The Ward
Co.Dublin. D11Y89X

30th March 2024.

RE: Case Number ABP- 314485-22 Relevant Action Application, Dublin Airport

Dear Sir/Madam

Further to your correspondence to us on the above case we wish to make the following observations/submissions:

1. We are outraged to find the DAA have extended the noise contours significantly into our community at Coolquay, The Ward, and that a very substantial number of dwellings are now included within these new noise eligibility contours. Firstly, we note that there was no notice of this extended contour area in the planning notices for this application. Many of the residents in the area who expected not to be affected by the North Runway noise now find themselves inside these new contours and were not previously given the opportunity to make observations as they were not publicly notified until they attended a recent public meeting held by St Margarets /The Ward residents. These residents do not have the opportunity to make a submission/observation because they did not make a previous submission as they were not notified that they were going to be affected. An Bord Pleanála did not give a public notice of this significant additional information. This is totally unacceptable and unjust to the residents who live in the affected communities of North County Dublin.
2. How can the DAA be allowed to extend the noise contours far beyond that which was previously assessed and permitted in the 2007 planning permission. St Margarets The Ward residents have completed noise monitoring along the north runway flight path and find the noise levels to be far beyond those predicted and reported by the DAA and their consultants. The DAA's noise predictions are inaccurate and misleading, and they are trying to force a permission by manipulating numbers and misguiding the planning authorities. The DAA have failed to carry out proper noise monitoring in the zones affected by the North Runway flight path because they know that the actual noise levels far exceed those they had predicted, and they do not want the actual noise levels publicised. The actual noise levels once published will confirm that the DAA are non-compliant with their planning and regulatory obligations and show the DAA to be ignoring the plight of Coolquay, The Ward and all other affected areas of North County Dublin.
3. We note that the report from Tom Phillips & Associates refers to the ANCA regulatory decision regarding eligibility to the noise insulation scheme and note that their assessment states that the effect of the new noise contours on dwellings are having "very significant" effects. We note that the DAA have not carried out significant test criteria within any of their EIAR's submitted and therefore have not met with the EIA directive. This is a fundamental failing in the assessment as the EIA directive is clear, all significant impact on

the environment must be identified, quantified and mitigation proposed. The DAA has simply not complied with this legal requirement.

4. For areas affected by operations from the North Runway this should involve comparing the scenario of "no flight" from the North Runway to the scenario that represents "night flights" from this same runway. For some absurd reason, this assessment has not been completed by the DAA or included in their planning reports.
5. Tom Phillips & Associates in their report, continuously refers to the regulatory decision by ANCA. They however fail to include in their report that the proposal does not meet the Noise Abatement Objective of ANCA in future years. The proposed 2025 Scenario will fail the NAO when compared to 2019 when the total for the existing population, permitted developments and zoned developments are summed together. "2025 exceeds 2019 by 4,541 people (1533 v 6074).
6. The current noise levels if allowed to persist would require Fingal County Council to revise its recent 2023 development plan as the current noise levels along the North Runway flight path are exceeding those permitted for the lower **Noise Zone C** (> 54 and <63 dB LAeq, 16hr and >48 and <55 dB Lnight). The current North Runway operations is forcing many existing residences and residential development lands into noise zone A and B which is unacceptable and dangerous from a health and human rights perspective. This will cause a halt to residential development in the area, effecting the growth of the Coolquay rural village and others in North County Dublin. This matter is so significant that not only will the growth of rural villages like Coolquay become stagnant, but families will move away from these areas as the quality of life becomes unbearable from the levels of noise and air pollution caused by the DAA's non-compliance with planning and its disregard for local and EU law.
7. The noise insulation grants as proposed by the DAA is absurd as it is totally insufficient to protect residents from the proposed nighttime noise. Measurements of noise in bedrooms of housing already insulated reveal that the noise levels exceed the recommendation of the Fingal Development Plan and are inadequate in safeguarding human health and wellbeing. This is another example of the DAA ignoring their responsibilities and pressing to force a planning decision that is to their commercial advantage while not caring about the effect their actions are having on the communities of North County Dublin.
8. The DAA are trying to coerce the planning authorities into granting the planning for The Relevant Action Application at Dublin Airport by providing inaccurate and misleading reports, trying to justify the current flight paths and nighttime flights. The DAA's North Runway operations are ignoring their planning obligations, ESG responsibilities and relevant EU directives. It is infuriating that the DAA, a semi state body is allowed to carry on in a manner which is having such a negative and adverse effect on the health and wellbeing of so many of the local citizens. It is imperative that this planning application is not permitted as it ignores statutory and EU law, and it would provide the DAA with further opportunities to add to the misery and the current plight of the local residents/ citizens of North County Dublin.
9. This application must be assessed on its merit and integrity. So much of the information represented by the DAA and their agents is done in a misguided fashion, with only the

commercial interest of the DAA in mind. The right of the citizens living in the areas affected by the direct actions of the DAA are being ignored, so we plead with An Board Pleanála to look beyond the biased nature of the DAA's reports and submissions and recognise the impact and devastation that this application if permitted will have on the affected communities and refuse this planning application.

Yours Sincerely,

Sign:


Eddie & Marisa Cassidy

Date: 30th March 2024

