

File With \_\_\_\_\_

## SECTION 131 FORM

Appeal NO: ABP 314485-22Defer Re O/H ☐Having considered the contents of the submission dated/ received 27/03/2024  
fromBallyboughal Community Council 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: 04/04/2024

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 2/3/4 weeks – BP \_\_\_\_\_

EO: \_\_\_\_\_

Date: \_\_\_\_\_

AA: \_\_\_\_\_

Date: \_\_\_\_\_

File With \_\_\_\_\_

## CORRESPONDENCE FORM

Appeal No: ABP 314485-22

M \_\_\_\_\_

Please treat correspondence received on 27/03/2024 as follows:

1. Update database with new agent for Applicant/Appellant \_\_\_\_\_

2. Acknowledge with BP 233. Keep copy of Board's Letter ☐

1. RETURN TO SENDER with BP \_\_\_\_\_

2. Keep Envelope: ☐3. Keep Copy of Board's letter ☐Amendments/Comments Ballybaughal Community Council response to S.13112/03/24:02/04/24 ✓

## 4. Attach to file

(a) R/S ☐(d) Screening ☐(b) GIS Processing ☐(e) Inspectorate ☐(c) Processing ☐RETURN TO EO ☐EO: At SPlans Date Stamped ☐Date Stamped Filled in ☐AA: Anthony McNallyDate: 04/04/2024Date: 25/04/2024

Catherine Flynn

Patrick.

**From:** Bord  
**Sent:** Wednesday 27 March 2024 12:41  
**To:** Appeals2  
**Subject:** FW: ABP-314485-22 F20A/0668  
**Attachments:** Ballyboughal CC -ABP-314485-22.pdf

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**From:** Admin <ballyboughalcc@gmail.com>  
**Sent:** Wednesday, March 27, 2024 11:35 AM  
**To:** Bord <bord@pleanala.ie>  
**Subject:** ABP-314485-22 F20A/0668

**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,

Following your correspondence to Ballyboughal Community Council of the 12th March 2024 , please find attached our observations on the latest information provided by the DAA.  
We would be grateful if you can confirm receipt of same and note our request in same to make a further submission with actual aircraft noise data from Ballyboughal by the end of April 2024.

Yours sincerely,

David Walton  
Spokesperson on Aircraft Noise Pollution  
Ballyboughal Community Council  
086 2608225





Ballyboughal Community Council  
C/O David Walton  
Crannóg,  
Mainscourt,  
Ballyboughal  
Co. Dublin

An Bord Pleanála  
64 Marlborough St.  
Dublin 1  
D01 V902

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

Dear Sir/Madam

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

1. We are shocked to see that the noise contours have extended hugely into our community and that a very significant number of dwellings are now included within the noise eligibility contours. Firstly, we note that there was no notice of this fact in any of the planning notices for this application to date. Many of our neighbours who thought they were not affected by this application are now inside these contours but yet were never publicly notified until they attended a public meeting held by St Margarets /The Ward residents' group who explained



this to all of us. None of the newspaper or site notices informed the public. Secondly, the people who now know they are within the contours have not been given the opportunity to make a submission/observation as they do not qualify because they did not make a submission previously as they thought they were unaffected. An Bord Pleanála did not give a public notice of this significant additional information. The above is totally unacceptable and unjust to the communities affected.

2. We note that the correspondence from Tom Phillips & Associates refers to the ANCA Regulatory Decision regarding eligibility to the noise insulation scheme and suggests that the change in contours is as a result of their assessing that the increased area is as a result of them considering this new area which contains dwellings to having “very significant” effects. We note that the DAA have never carried out significant test criteria within any of the EIAR they have submitted and therefore they have not met with the EIA directive. This is a fundamental flaw in the assessment as the EIA directive is clear that all significant impacts on environment must be identified, quantified and mitigation proposed. That has not happened to date. For areas under the North Runway this involves comparing the scenario with no flights from the North Runway to a scenario where there will be night flights. This has not been done.
3. Tom Phillips refers continuously to the regulatory decision by ANCA in his correspondence. However, what is not contained in his correspondence but is within the EIAR relating to these noise contours is 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 of the existing population, permitted developments and zoned developments are summed together. “2025 exceeds 2019 by 4,541 people (1533 v 6074).
4. Why have the noise contours grown? St Margarets The Ward residents carried out noise monitoring on the north runway flight path and found the noise levels to be far beyond those PREDICTED by DAA. Their noise predictions are not accurate and unfounded and they are trying to obtain permission by manipulating numbers. Why can they not submit actual noise results along the flight path which has been in operation since August 2022. The community could.
5. Reference is made to the noise zones on Fingal development plan. These noise zones must now be revised due to the proposed flight path over our area. Fingal County Council consider that there should be no residential development allowed in noise zone A as it is considered harmful to health or otherwise considered unacceptable due to the high levels of aircraft noise. However, the flight path now being operated by DAA is putting many existing residences in Noise Zone A and B which is just not acceptable from a health point of view.
6. The noise insulation grant as proposed is not fit for purpose and is totally insufficient to protect for night noise. Measurements of noise in bedrooms of housing already insulated indicate that the noise levels exceed the recommendation in Fingal Development Plan are not sufficient to protect human health.





7. In summary in relation to this latest information provided by the DAA, planning is an afterthought for DAA. Their actions show that they do not respect planning legislation or decisions of An Bord Pleanála. This application must be refused.
8. In addition to the above, we wish to advise ABP of our intention to have an independent and professional assessment of the ACTUAL aircraft noise over Ballyboughal Village. At our own expense we are carrying out this work in the absence any monitoring of ACTUAL aircraft noise over Ballyboughal by ANCA or the DAA. The nearest noise Monitoring station to Ballyboughal is 8.5 km away in Balcultry. This professional assessment will take place at the earliest possible date in April and will use real data to align and be extrapolated against the DAA's hypothetical data. As this information is incredibly important and relevant to any assessment of the noise impact on the residents of Ballyboughal, we respectfully request that ABP will allow us to submit this report to you, once it is completed, by the 31<sup>st</sup> April 2024. Given the absence in the DAA's submissions of any actual data, and the findings elsewhere that the DAA's modelling is flawed based on actual data, we believe it essential , that our findings shall be considered by ABP. We would appreciate if you would confirm that you will consider our findings before making a decision on this application.

Yours Sincerely,



David Walton – Spokesperson on Aircraft Noise Pollution

On Behalf of Ballyboughal Community council

Date: 27<sup>th</sup> March 2024

Address: Ballyboughal Community Council, c/o "Crannóg", Mainscourt, Ballyboughal, Co. Dublin

