

File With _____

SECTION 131 FORM

Appeal NO: ABP 314485-22Defer Re O/H ☐Having considered the contents of the submission dated/ received 30/03/2024
fromPatrick Donnelly 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: 07/04/2024

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 30/03/2024 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 Patrick Donnelly 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: Pat BPlans Date Stamped ☐Date Stamped Filled in ☐AA: Anthony McNallyDate: 07/04/2024Date: 25/04/2024

Fergal Ryan

From: Bord
Sent: 02 April 2024 09:48
To: Appeals2
Subject: FW: ABP Case No. 314485-22
Attachments: ABP Case No. 314485-22 Patrick Donnelly.pdf

From: Patrick Donnelly <p.donnelly1969@outlook.ie>

Sent: Saturday, March 30, 2024 10:50 AM

To: Bord <bord@pleanala.ie>

Subject: ABP Case No. 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.

Please find attached submission

Regards

Patrick Donnelly

087 - 2228193

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 us on the above case I wish to make the following observations/submissions:

1. I am very furious to see that the noise contours have been extended significantly into our community and that a large number of dwellings are now included within the noise eligibility contours. 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. My family have not been publicly notified about this and only became aware of this at a public meeting held by St Margarets /The Ward residents' group who explained this to all of us. There has been no media coverage on this and not one person from DAA or any other forum informed us. We as a community who are now within the contours have not been given the opportunity to make a submission/observation as we do not qualify because we did not make a submission previously as we thought we were unaffected. There was no notice given by An Bord Pleanála of this significant additional information. The above is unlawful and shows absolute disregard for the welfare and health of our communities including our children.
2. I note that the correspondence from Tom Phillips & Associates refers to the ANCA Regulatory Decision regarding eligibility to the noise insulation scheme and suggest 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, 'all significant impact 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?
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. The flight path now being operated by DAA is putting many existing residences in Noise Zone A and B which is devastating from a welfare and 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.

In summary planning is an afterthought for DAA. The DAA have broken the law and have shown that they do not respect our councils, our planning legislation or decisions made by An Bord Pleanála.

I plead that this application is refused.

Yours Sincerely,

Sign: P. Donnell

Date: 30/03/24

Address: The Orchard House, Kilsallaghan Co. Dublin