

File With _____

SECTION 131 FORM

Appeal NO: ABP 314485-22Defer Re O/H ☐Having considered the contents of the submission dated received 02/04/2024
fromThomas Conaty 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: 18/04/2024

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

M _____

Please treat correspondence received on 02/04/2024 as follows:

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

Amendments/Comments <u>Thomas Conaty response to S.131</u>
<u>12/03/2024 - 02/04/24 ✓</u>

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 <input type="checkbox"/>
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	Plans Date Stamped <input type="checkbox"/>
	Date Stamped Filled in <input type="checkbox"/>
EO: <u>Pat E</u>	AA: <u>Anthony McNally</u>
Date: <u>18/04/2024</u>	Date: <u>25/04/2024</u>

Dan Wigglesworth

From: Bord
Sent: Tuesday 2 April 2024 10:08
To: Appeals2
Subject: FW: Tom Conaty Submission for Noise Contours Maps
Attachments: Tom Conaty Letter 2nd April Submission ABP.docx

From: B BEYER <bbeyer2021@gmail.com>
Sent: Tuesday, April 2, 2024 10:02 AM
To: Bord <bord@pleanala.ie>; tomconaty1@gmail.com
Subject: Tom Conaty Submission for Noise Contours Maps

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.

Hi,

Please find attached Tom Conaty submission for new noise contour maps Dublin Airport Relevant Action.

Thank you,

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

Dear Sir / Madam,

I received your recent correspondence regarding the new noise contour maps dated 12th March 2024. I would be unwilling to give the DAA any further permissions for anything until they agree to go by the planning permission they got in 2007 for the New.Runway. I am a home and landowner in Coolquoy and Kilcoskan and I was told in 2007 at a DAA public meeting in St.Margarets Complex by Siobhan O'Donnell from DAA that there would be no flights over Coolquoy or Kilcoskan yet today we are shocked to have flights going over our homes and Kilcoskan National School every 2minutes. From 7am until after Midnight on the wrong flight pathway since the new runway opened.

My family has built 2 new houses in the Coolquoy / Kilcoskan area which had to get planning permission from Fingal CC which was very strict and if it was not done right they would be refused planning, so why should the D.A.A. get away with this?

I do not want to see shortcuts like this in our planning system as it would set a bad example for future planning applications in Ireland and would open the floodgates for bogus opportunists across Ireland to do the same, if this Relevant Action is given the green light.

As a Coolquoy resident, I am concerned about the future of Coolquoy Rural Village as the noise contour maps show that the DAA now want to change the noise zones for the area.

My grandchildren attend Kilcoskan National School and Tippy Toes preschool, and I am extremely worried about the constant aircraft noise and pollution that the children in these schools are experiencing daily especially when they are outside playing in the school yard. It can be up to 80 decibels some days.

Bigger question here is – who is really in control of our lands in Fingal? Is it Fingal County Council or DAA? An Bord Pleanala have a very important decision to make on this relevant action and I truly hope you take all our worries into consideration.

Other points I am concerned about and attached photos of flights going over my home:

1. My family and neighbours 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. I am a home owner and landowner in Coolquoy / Kilcoskan area and I have never been consulted by any authority that my properties and lands could be potentially placed into new noise zones. Surely this is unlawful? How do the DAA think they have the right to dictate the noise zones of my lands, yet Fingal County Council clearly show my lands to be in Zone C and D?

Many of my neighbours and residents in communities across Fingal and now County Meath, 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. The volunteers in SMTW FORUM do amazing work and our communities would be lost without them. We would not know what is going on as the DAA has not held a public meeting for the local communities since 2016.

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 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. 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 planning is an afterthought for DAA. The continued actions and lack of engagement by DAA show that they do not respect planning legislation or decisions of An Bord Pleanála. They also have zero consideration for their neighbours living around Dublin Airport. This application must be refused permission.

Thank you for considering my observation. Trusting your team will do the right things and REFUSE PERMISSION for this DAA relevant action.

Regards,

Tom Conaty.

30th March 2024

See Below:

PHOTOS OF AIRCRAFTS FLYING OVER MY HOME IN COOLQUOY – MY GRANDCHILDREN IN THE GARDEN:





