

File With _____

SECTION 131 FORM

Appeal NO: ABP-314485-22Defer Re O/H ☐

TO: SEO

Having considered the contents of the submission ~~dated~~ received 11/12/2023
fromFrank Resdy 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 BenDate: 13/12/2023

To EO: _____

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: _____

Allow 2/3/4 weeks – BP _____

EO: _____

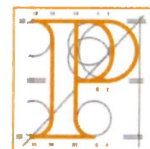
Date: _____

AA: _____

Date: _____

Validation Checklist

Lodgement Number : **LDG-068563-23**
Case Number: **ABP-314485-22**
Customer: **Frank Reidy**
Lodgement Date: **11/12/2023 10:45:00**
Validation Officer: **Karen Byrne**
PA Name: **Fingal County Council**
PA Reg Ref: **F20A/0668**
Case Type: **Normal Planning Appeal PDA2000**
Lodgement Type: **Observation / Submission**

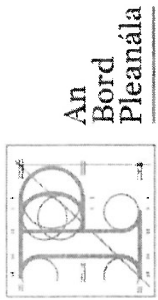


An
Bord
Pleanála

| Validation Checklist | Value |
|---|---------------------|
| Confirm Classification | Confirmed - Correct |
| Confirm ABP Case Link | Confirmed-Correct |
| Fee/Payment | Valid – Correct |
| Name and Address available | Yes |
| Agent Name and Address available (if engaged) | Not Applicable |
| Subject Matter available | Yes |
| Grounds | Yes |
| Sufficient Fee Received | Yes |
| Received On time | Yes |
| Eligible to make lodgement | Yes |
| Completeness Check of Documentation | Yes |

BP40 to issue to Frank Reidy and enclose a copy of the receipt.

Lodgement Cover Sheet - LDG-068563-23



Details

| | |
|----------------------------------|-------------|
| Lodgement Date | 11/12/2023 |
| Customer | Frank Reidy |
| Lodgement Channel | In Person |
| Lodgement by Agent | No |
| Agent Name | |
| Correspondence Primarily Sent to | |
| Registered Post Reference | |

| | |
|---------------------------------|---------------|
| Lodgement ID | LDG-068563-23 |
| Map ID | |
| Created By | Carol Gaffney |
| Physical Items included | No |
| Generate Acknowledgement Letter | |
| Customer Ref. No. | |
| PA Reg Ref | |

Categorisation

| | |
|----------------|--------------------------|
| Lodgement Type | Observation / Submission |
| Classification | Processing |

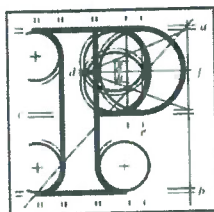
| | |
|--------------------------------|-----------------------|
| PA Name | Fingal County Council |
| Case Type (3rd Level Category) | |

Fees and Payments

| | |
|--------------------|--------|
| Specified Body | No |
| Initial Hearing | No |
| Calculation Method | System |
| Currency | Euro |
| Fee Value | 0.00 |
| Fund Amount | 0.00 |

| | |
|--------------------------------|---------------|
| Observation/Objection Allowed? | |
| Payment | PMT-053239-23 |
| Related Payment Details Record | PD-053112-23 |

Observation



An
Bord
Pleanála

Observation on a Planning Appeal: Form.

Your details

1. Observer's details (person making the observation)

If you are making the observation, write your full name and address.

If you are an agent completing the observation for someone else, write the observer's details:

Your full details:

(a) Name

Click or tap here to enter text.

Frank Reidy

(b) Address

Click or tap here to enter text.

The Rath, Kilsallaghan, Co. Meath K67FV30

Agent's details

2. Agent's details

If you are an agent and are acting for someone else on this observation, please also write your details below.

If you are not using an agent, please write "Not applicable" below.

(a) Agent's name

N/A

(b) Agent's address

Click or tap here to enter text.

| | |
|-------------------------|-------------|
| AN BORD PLEANÁLA | |
| LDG- | 068563 - 23 |
| ABP- | |
| 11 DEC 2023 | |
| Fee: € | 50.00 |
| Type: | CHG |

Postal address for letters

3. During the appeal process we will post information and items to you **or** to your agent. For this observation, who should we write to? (Please tick ✓ one box only.)

You (the observer) at the address in Part 1

☒

The agent at the address in Part 2

☐

Details about the proposed development

4. Please provide details about the appeal you wish to make an observation on. If you want, you can include a copy of the planning authority's decision as the observation details.

(a) Planning authority

(for example: Ballytown City Council)

Fingal County Council

(b) An Bord Pleanála appeal case number (if available)

(for example: ABP-300000-19)

PL06F.314485

(c) Planning authority register reference number

(for example: 18/0123)

F20A/0668

(d) Location of proposed development

(for example: 1 Main Street, Baile Fearainn, Co Abhaile)

Dublin Airport

Observation details

5. Please describe the grounds of your observation (planning reasons and arguments). You can type or write them in the space below or you can attach them separately.

I have been living here with my wife and family for the past 34 years. We have been blessed to live in a beautiful locality. During that time development has taken place in the area, which was in compliance with planning conditions.

Our lives changed in February of this year with the opening of the North Runway. I have come to realise that I am living under an illegal flight path which is not in compliance with Planning Conditions granted in 2007. The noise from aircraft is utterly intolerable and is having a negative impact on my health.

Some examples of how I am affected in my home and property.

The intrusive noise of low flying planes directly over our house on a repetitive basis has been a shock to all.

I have found it impossible to hold conversations in the garden. This also applies when I am on the telephone.

Windows in our house must remain closed at all times to help deal with the noise. This was particularly upsetting during the Summer, causing my family huge distress.

It has come to my notice that the DAA has submitted new documents to An Bord Pleanála in an effort to have the flight paths (currently used illegally) legitimised almost as an oversight. These illegal flight paths are a critical element of the DAA action submission and must be considered within it.

5. Please describe the grounds of your observation (planning reasons and arguments). You can type or write them in the space below or you can attach them separately.

The DAA must revert to flight paths granted by Fingal Co. Council in 2007 which will largely deal with the noise issue. Planes will not have to use extra thrust as they turn, thereby creating more noise, as they do presently.

In conclusion my major areas of concern are:

- The DAA is not using the flightpaths granted in its 2007 planning permission.
- The DAA has breached the passenger cap in 2019 and will most likely do so again.
- The DAA is consistently breaching the 65 flight movement cap per night.

It is my firmly held belief that an oral hearing is absolutely necessary given the gravity of the situation.

5. Please describe the grounds of your observation (planning reasons and arguments). You can type or write them in the space below or you can attach them separately.
-

Supporting materials

6. If you wish, you can include supporting materials with your observation.

Supporting materials include:

- photographs,
- plans,
- surveys,
- drawings,
- digital videos or DVDs,
- technical guidance, or
- other supporting materials.

Fee

7. You **must** make sure that the correct **fee** is included with your observation. You can find out the correct fee to include in our [Fees and Charges Guide](#) on our website.

This document has been awarded a Plain English mark by NALA.

Last updated: April 2019.

