

An  
Bord  
Pleanála

## Application Form for Permission / Approval in respect of a Strategic Infrastructure Development

1.

Please specify the statutory provision under which your application is being made:	Section 175 and Section 177AE
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2. **Applicant:**

Name of Applicant:	South Dublin County Council and Dublin City Council
Address:	c/o South Dublin County Council, County Hall, Tallaght, Dublin 24
Telephone No:	+353 (0)1 414 9000
Email Address (if any):	

**3. Where Applicant is a company (registered under the Companies Acts):**  
*n/a*

Name(s) of company director(s):	
Registered Address (of company)	
Company Registration No.	
Telephone No.	
Email Address (if any)	

**4. Person / Agent acting on behalf of the Applicant (if any):**

Name:	Barry Dunphy
Address:	Nicholas O'Dwyer Ltd. Unit E4, Nutgrove Office Park, Nutgrove Avenue, Dublin 14
Telephone No.	01 296 9000
Mobile No. (if any)	
Email address (if any)	

**Should all correspondence be sent to the above address? (Please tick appropriate box)**

(Please note that if the answer is "No", all correspondence will be sent to the Applicant's address)

Yes: [  ] No: [  ]

Contact Name and Contact Details (Phone number) for arranging entry on site if required / appropriate:

Mr David Grant, Project Resident Engineer,  
River Poddle Flood Alleviation Scheme,  
South Dublin County Council, County Hall,  
Tallaght, Dublin 24  
Tel. 01 414 9000 Ext 3214

**5. Person responsible for preparation of Drawings and Plans:**

Name:	Mark Cheevers
Firm / Company:	Nicholas O'Dwyer Ltd.
Address:	Unit E4, Nutgrove Office Park, Nutgrove Avenue, Dublin 14
Telephone No:	01 296 9000
Mobile No:	
Email Address (if any):	
Details all plans / drawings submitted – title of drawings / plans, scale and no. of copies submitted. This can be submitted as a separate schedule with the application form.  (see attached Schedule)	



**6. Site:**

<p>Site Address / Location of the Proposed Development (as may best identify the land or structure in question)</p>	<p>Along and adjacent to the River Poddle in the townlands of Tymon North, Limekilnfarm, Whitehall, Perrystown, and Roebuck, Templeogue, Crumlin and Kimmage in the administrative area of South Dublin County Council; and Perrystown, Kimmage, Harold's Cross, Harold's Cross West, Tonguefield, Argus and Merchant's Quay in the administrative area of Dublin City Council.</p>
<p>Ordnance Survey Map Ref No. (and the Grid Reference where available)</p>	<p>3263-08, 3263-10, 3263-13, 3263-14, 3263-15, 3263-17, 3263-18, 3263-19, 3263-22, 3263-23, 3263-24, 3328-02, 3328-03, 3328-04, 3328-07, 3328-08, 3328-09, 3327-15, 3328-11, 3328-12, 3328-13, 3327-18, 3327-19, 3327-20, 3328-16, 3328-17, 3328-18, 3327-23, 3327-24, 3327-25, 3328-21, 3328-22, 3328-23, 3389-05, 3390-01, 3390-02, 3390-03, 3390-04, 3390-05, 3389-10, 3390-06, 3390-07, 3390-08, 3390-09, 3390-10, 3390-12, 3390-13, 3390-14</p>
<p>Where available, please provide the application site boundary, as shown in the submitted plans / drawings, as an ESRI shapefile in the Irish Transverse Mercator (ITM IRENET95) co-ordinate reference system. Alternatively, a CAD file in .dwg format, with all geometry referenced to ITM, may be provided.</p>	
<p>Area of site to which the application relates in hectares</p>	<p>12 ha</p>
<p>Site zoning in current Development Plan for the area:</p>	<p>In South Dublin County Council administrative area the subject lands are zoned Open Space and Residential.</p> <p>In Dublin City Council administrative area the subject lands are zoned Amenity/Open Space Lands/Green Network (Zone Z9) and Residential.</p>
<p>Existing use of the site &amp; proposed use of the site:</p>	<p>Existing recreational lands and urban green spaces along the River Poddle will be developed for the flood alleviation scheme and to provide an Integrated Constructed Wetland.</p>
<p>Name of the Planning Authority(s) in whose functional area the site is situated:</p>	<p>South Dublin County Council Dublin City Council</p>

**7. Legal Interest of Applicant in respect of the site the subject of the application:**

Please tick appropriate box to show applicant's legal interest in the land or structure:	Owner √	Occupier
	Other √	
Where legal interest is "Other", please expand further on your interest in the land or structure.		
Some of the works in the proposed River Poddle Flood Alleviation Scheme will be on or require access to private property. It is the intention of the Councils to undertake the works in private property by way of agreement with each affected property owner. In the event that agreement with a property owner is not possible, the relevant Councils may seek to use their powers of entry onto lands under Section 4 of the Local Authorities Works Act, 1949. It is noted that the consent of landowners and the use of powers of entry onto lands required for the Scheme is a separate process to and therefore not required for an application for approval of the proposed development under Sections 175 and 177AE of the Planning and Development Act, 2000, as amended.		
<b>If you are not the legal owner</b> , please state the name and address of the owner and supply a letter from the owner of consent to make the application as listed in the accompanying documentation.		
A letter of consent is provided in Section 2 of planning application documentation from the landowner/occupier of the laneway to gain access to the rear of 1-29 Fortfield Road, Terenure, Dublin 6W.  Landowner's name and address supplied separately and should not be made available to the public.		
Does the applicant own or have a beneficial interest in adjoining, abutting or adjacent lands? If so, identify the lands and state the interest.		
In the vicinity of some of the works areas the applicant Councils own adjoining lands in public green and open spaces. These adjoining lands are outlined in blue on the site location maps. Some temporary works and works to manholes are within the public roads.		



**8. Site History:**

<b>Details regarding site history (if known):</b>		
<p>Has the site in question ever, to your knowledge, been flooded?</p> <p>Yes: [<input checked="" type="checkbox"/>] No: [ <input type="checkbox"/> ]</p> <p>If yes, please give details e.g. year, extent: Historic flood events are recorded in the OPW CFRAM studies as referred to in the EIAR submitted in the planning application documentation. The most recent serious event occurred in October 2011.</p> <p>Are you aware of previous uses of the site e.g. dumping or quarrying?</p> <p>Yes: [ <input type="checkbox"/> ] No:[ <input checked="" type="checkbox"/> ]</p> <p>If yes, please give details:</p>		
<p><b>Are you aware of any valid planning applications previously made in respect of this land / structure?</b></p>		
<p>Yes: [ <input type="checkbox"/> ] No: [<input checked="" type="checkbox"/> ]</p>		
<p>If yes, please state planning register reference number(s) of same if known and details of applications</p>		
Reg. Ref. No:	Nature of Proposed Development	Nature of Final Decision of Application Grant of Refusal by Planning Authority / An Bord Pleanála

If a valid planning application has been made in respect of this land or structure in the 6 months prior to the submission of this application, then any required site notice must be on a yellow background in accordance with Article 19(4) of the Planning and Development regulations 2001 as amended.

**Is the site of the proposal subject to a current appeal to An Bord Pleanála in respect of a similar development?**

Yes: [ ] No: [  ]

If yes please specify

An Bord Pleanála Reference No.: \_\_\_\_\_

### 9. Description of the Proposed Development:

<p>Brief description of nature and extent of development</p>	<ul style="list-style-type: none"> <li>(a) construction of flood defence embankments in Tymon Park (west and east of the M50), Tallaght;</li> <li>(b) demolition of the existing flow control structure and footbridge and construction of a flood storage defence spillway with passive flow control structure and replacement footbridge at Tymon Lake in Tymon Park (east of the M50), Tallaght;</li> <li>(c) construction of an integrated constructed wetland in Tymon Park (east of the M50), Tallaght;</li> <li>(d) channel re-alignment and embankments, and flood defence walls on both banks of the River adjacent to the Lakelands Overflow at an open space located at Whitehall Park, east of Templeville Road, Templeogue;</li> <li>(e) construction of a flood defence wall on the left bank of the River, at the rear of properties on Whitehall Road, Terenure and Glendale Park, Walkinstown;</li> <li>(f) demolition of existing walls and construction of new flood defence walls on the right bank of the River at the rear of properties on Fortfield Road south of KCR Kimmage Crossroads, Terenure;</li> <li>(g) construction of flood defence walls and demolition and replacement of footbridge at Ravensdale Park, Kimmage;</li> <li>(h) construction of a flood defence wall on the right bank of the River at the end of St. Martin's Drive, Kimmage;</li> <li>(i) construction of a flood defence wall on the right bank of the River at Mount Argus Close, Harold's Cross; and</li> <li>(j) rehabilitating or replacing manholes in the public roads in the junction of Ravensdale Park and Poddle Park, Kimmage; and in the vicinity of Saint Teresa's Gardens and Donore Road, and at the rear of the National Stadium, South Circular Road in Merchant's Quay.</li> <li>(k) Proposed ancillary works and associated development includes drainage channel clearance and removal of trees where required for the works; rehabilitating or installing culvert screens in locations as required; installing flap valves in all culverts draining to the River; biodiversity enhancements including installation of floating nesting platforms in Tymon Lake in Tymon Park, Tallaght; and landscape mitigation and restoration at Tymon Park, Tallaght; Whitehall Park, Templeogue, and Ravensdale Park and St. Martin's Drive, Kimmage including public realm improvements, biodiversity enhancements and tree planting and landscaping.</li> </ul>
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	(l) Temporary works include establishing a main construction compound in Tymon Park with access off Limekiln Road, Tallaght which will be in operation for the entire duration of the works; and temporary works / set down areas at Wainsfort Manor Crescent, Terenure and Ravensdale Park and St. Martin's Drive, Kimmage which will be in use for the duration of the works to be carried out in these locations. Other temporary works include stockpiling of excavated earth in designated areas of Tymon Park, Tallaght; temporary channel crossings in Tymon Park (west and east of the M50), Tallaght; and channel diversions at Tymon Park, Tallaght and Whitehall Park, Templeogue to enable the works along the River channel to be carried out.
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10. In the case of mixed development (e.g. residential, commercial, industrial, etc), please provide breakdown of the different classes of development and a breakdown of the gross floor area of each class of development: *n/a*

Class of Development:	Gross Floor Area in m <sup>2</sup>

11. Where the application relates to a building or buildings: *n/a*

Gross floor space of any existing buildings(s) in m <sup>2</sup>	
Gross floor space of proposed works in m <sup>2</sup>	
Gross floor space of work to be retained in m <sup>2</sup> (if appropriate)	
Gross floor space of any demolition in m <sup>2</sup> (if appropriate)	

12. In the case of residential development please provide breakdown of residential mix: *n/a*

Number of	Studio	1 Bed	2 Bed	3 Bed	4 Bed	4 + Bed	Total
Houses							
Apartments							



Number of car-parking spaces to be provided	Existing:	Proposed:	Total:
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**13. Social Housing: *n/a***

<b>Please tick appropriate box:</b>	<b>Yes</b>	<b>No</b>
<i>Is the application an application for permission for development to which Part V of the Planning and Development Act 2000 applies?</i>		
<p>If the answer to the above question is "yes" and the development is not exempt (see below), you must provide, as part of your application, details as to how you propose to comply with section 96 of Part V of the Act.</p> <p>If the answer to the above question is "yes" but you consider the development to be exempt by virtue of section 97 of the Planning and Development Act 2000, a copy of the Certificate of Exemption under section 97 must be submitted (or, where an application for a certificate of exemption has been made but has not yet been decided, a copy of the application should be submitted).</p> <p>If the answer to the above question is "no" by virtue of section 96 (13) of the Planning and Development Act 2000, details indicating the basis on which section 96 (13) is considered to apply to the development should be submitted.</p>		

**14. Where the application refers to a material change of use of any land or structure or the retention of such a material change of use: *n/a***

Existing use (or previous use where retention permission is sought)
Proposed use (or use it is proposed to retain)
Nature and extent of any such proposed use (or use it is proposed to retain).

**15. Development Details:**

Please tick appropriate box:	If answer is yes please give details	YES	NO
	Does the proposed development involve the demolition of a Protected Structure(s), in whole or in part?		√
	Does the proposed development consist of work to a protected structure and / or its curtilage or proposed protected structure and / or its curtilage?		√
	Does the proposed development consist of work to the exterior of a structure which is located within an architectural conservation area (ACA)?		√
	Does the application relate to development which affects or is close to a monument or place recorded under section 12 of the National Monuments (Amendment) Act, 1994.  <i>Refer to Chapter 11 of the EIAR in Part 3 of the planning application documentation.</i>	√	
	Does the application relate to work within or close to a European Site or a Natural Heritage Area?		√
	Does the development require the preparation of a Natura Impact Statement?  <i>NIS is submitted in Part 4 of the planning application documentation.</i>	√	
	Does the proposed development require the preparation of an Environmental Impact Assessment Report?  <i>The EIAR is in Part 3 of the planning application documentation.</i>	√	
	Do you consider that the proposed development is likely to have significant effects on the environment in a transboundary state?		√
	Does the application relate to a development which comprises or is for the purpose of an activity requiring an integrated pollution prevention and control license		√
	Does the application relate to a development which comprises or is for the purpose of an activity requiring a waste license?		√
	Do the Major Accident Regulations apply to the proposed development?		√



Does the application relate to a development in a Strategic Development Zone?		√
Does the proposed development involve the demolition of any habitable house?		√

**16. Services: *n/a***

<b>Proposed Source of Water Supply:</b>
Existing connection: <input type="checkbox"/> New Connection: <input type="checkbox"/>
Public Mains*: <input type="checkbox"/> Group Water Scheme: <input type="checkbox"/> Private Well: <input type="checkbox"/>
Other (please specify): _____
Name of Group Water Scheme (where applicable): _____
<b>Proposed Wastewater Management / Treatment:</b>
Existing: <input type="checkbox"/> New: <input type="checkbox"/>
Public Sewer: <input type="checkbox"/> Conventional septic tank system: <input type="checkbox"/>
Other on site treatment system: <input checked="" type="checkbox"/> Please Specify: _____
<b>Proposed Surface Water Disposal:</b>
Public Sewer / Drain: <input type="checkbox"/> Soakpit: <input type="checkbox"/>
Watercourse: <input type="checkbox"/> Other: <input type="checkbox"/> Please specify:

**17. Notices:**

Details of public newspaper notice – paper(s) and date of publication
Copy of page(s) of relevant newspaper enclosed Yes: <input checked="" type="checkbox"/> No: <input type="checkbox"/>
Dates of publication: West Dublin Gazette 13/02/2020 Irish Independent 13/02/2020

The Echo 13/02/2020
Details of site notice, if any, - location and date of erection
<p>Copy of site notice enclosed Yes: [<input checked="" type="checkbox"/>] No:[ <input type="checkbox"/> ]</p> <p>Location of site notices are shown on the Site Location Maps (8 Nr Sheets) of the planning drawings.</p> <p>A list of the 17 Nr locations is attached.</p> <p>The site notices were erected on 13/02/2020</p>
Details of other forms of public notification, if appropriate e.g. website
<p>For full description of consultation and engagement undertaken for the Scheme please see Chapter 3 of the EIAR enclosed.</p> <p>Public information events were held in December 2018 and January 2020.</p> <p>Project website maintained by South Dublin County Council  <a href="http://www.poddlefas.ie">www.poddlefas.ie</a></p> <p>Ongoing engagement with property owners and residents in and near the proposed works areas. Letters circulated to properties in and near the works areas who will be directly affected by the Scheme, and to user groups of Tymon Park in December 2019. See Appendix 3-2 of the EIAR.</p>

#### 18. Pre-application Consultation:

<b>Date(s) of statutory pre-application consultations with An Bord Pleanála</b>
<p><b>Schedule of any other pre application consultations –name of person / body and date of consultation to be provided as appropriate and also details of any general public consultations i.e. methods, dates, venues etc. This can be submitted as a separate schedule with the application form.</b></p> <p>Full description of consultation and engagement undertaken for the Scheme is provided in Chapter 3 of the EIAR enclosed.</p> <p>Enclosed:</p> <p>Yes: [ <input checked="" type="checkbox"/> ] No:[ <input type="checkbox"/> ]</p> <p>Schedule of prescribed bodies to whom notification of the making of the application has been sent and a sample copy of such notification.</p>



Enclosed:

Yes: [  ] No: [  ]

**19. Confirmation Notice:**


**Copy of Confirmation Notice**

Attach a copy of the confirmation notice in relation to the EIA Portal where an EIAR accompanies the application.

**20. Application Fee:**

Fee Payable	€30,000
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**I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct and accurate and that the application documents being deposited at the planning authority offices, and any other location specified by the Board in pre application consultations, including a website (if any) will be identical to the application documents being deposited with the Board.**

Signed: (Applicant or Agent as appropriate)	
Date:	20/02/2020

**General Guidance Note:**

The range and format of material required to be compiled / submitted with any application in respect of a proposed strategic infrastructure development shall generally accord with the requirements for a planning application as set out in the Planning and Development Regulations, 2001 to 2018 and those Regulations should therefore be consulted prior to submission of any application.

September 2018