

An  
Bord  
Pleanála

## Memorandum ABP-317446-23

**To:** Ms. M. Cassells, SEO.  
**From:** M. Tucker, EO.  
**Re:** ABP-317446-23

*M. Tucker  
Forward file to Area  
Coordinator for allocation  
& Report & assessment of E.IAR*

Demolition of a two-storey dwelling and associated outbuildings and farm structures, the construction of a Data Centre with plant at roof level and associated ancillary development.

Site within the townlands of Ballybane and Kilbride, Clondalkin, Dublin 22.

**Date:** 25<sup>th</sup> September, 2023.

*26/9/23*

This is a first party appeal against a decision made by South Dublin County Council to refuse permission for the above-mentioned proposed development.

### GROUND

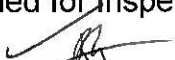
The applicant contends that – all the reasons were technical, apart from that relating to reason number 2 of the refusal, which was purely an inadvertent error, which has been comprehensively remedied by the inclusion of an updated EIAR that includes a revised Material Assets chapter with this appeal and contends that the five points within the first reason for refusal are addressed in detail within the appeal.

### COMMENTS

1. An Environmental Impact Assessment Report (EIAR) was submitted with the application. An EIAR Recommendations – EIAR submitted form (green) attached.

An amended EIAR was submitted with the appeal. A notice under s132 of the Planning and Development Act, 2000, as amended, issued to the applicant requiring revised public notices (as per instruction from SEO). The last date for receipt of response to the s132 notice is 27<sup>th</sup> September, 2023.

The applicant responded to the notice within the statutory time period and submitted copy of the revised public notices. Last date for receipt of submissions/observations on foot of the revised notices is **23<sup>rd</sup> October, 2023**.

2. There are three observations on this appeal.
  3. The planning authority have not responded to the grounds of appeal within the statutory time period.
  4. The EPA made a submission to the planning authority. However, it may be appropriate to ask the EPA to confirm an Industrial Emissions (IE) licence is required for the proposed development. Draft letter attached for Inspector to advise.
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## HISTORY

### **ABP-312793-23 (SIDS Case) – current application**

110kV Gas Insulated Switchgear (GIS) Substation compound and 110kV transmission lines along with associated and ancillary works.

Within Profile Park Business Park and partly within Grange Castle Business Park, Dublin 22.

### **ABP-313787-23 (SD21A/0241) – Appeal Withdrawn. – file attached.**

Demolition of house and outbuildings and the construction of two Data Centres and ancillary buildings, plant, and site development works. A revised EAIR was submitted as part of the Additional Information response to the council.

In the townlands of Ballybane & Kilbride within Profile Park, Clondalkin, Dublin 22

File submitted for comments/direction.