

File With

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SECTION 131 FORM

Appeal No

ABP— 319198-24

Defer Re O/H

[Empty box]

Having considered the contents of the submission dated/received 2/4/24 from Colin Brennan 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 planning issues. Board to consider same.

Section 131 not to be invoked at this stage.

[Empty box]

Section 131 to be invoked — allow 2/4 weeks for reply.

[Empty box]

Signed

[Empty box]

Date

[Empty box]

EO

Signed

[Empty box]

Date

[Empty box]

SEO/SAO

M

Please prepare BP — Section 131 notice enclosing a copy of the attached submission.

To

[Empty box]

Task No

[Empty box]

Allow 2/3/4 weeks

BP

Signed

[Empty box]

Date

[Empty box]

EO

Signed

[Empty box]

Date

[Empty box]

AA



Daw o'c.



### Planning Appeal Online Observation

Online Reference  
NPA-OBS-003328

I.K.  
04/04/24

#### Online Observation Details

<b>Contact Name</b> Colin Brennan	<b>Lodgement Date</b> 02/04/2024 11:40:13	<b>Case Number / Description</b> 319198
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#### Payment Details

<b>Payment Method</b> Online Payment	<b>Cardholder Name</b> Colin Brennan	<b>Payment Amount</b> €50.00
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#### Processing Section

S.131 Consideration Required

Yes — See attached 131 Form       N/A — Invalid

Signed

*Damian Connor*

Date

4/4/24

EO

BP40 to observer

#### Fee Refund Requisition

Please Arrange a Refund of Fee of

€

Lodgement No

LDG— 071076-24

Reason for Refund

Documents Returned to Observer

Yes       No

Request Emailed to Senior Executive Officer for Approval

Yes       No

Signed

Date

EO

#### Finance Section

Payment Reference

ch\_3P14IFB1CW0EN5FC1k58It0w

Checked Against Fee Income Online

EO/AA (Accounts Section)

Amount

€

Refund Date

Authorised By (1)

SEO (Finance)

Authorised By (2)

Chief Officer/Director of Corporate Affairs/SAO/Board Member

Date

Date

Handwritten scribbles and marks in the top right corner.

**An Bord Pleanála**  
**64, Marlborough Street**  
**Dublin 1.**

**Banagagole**  
**Old Leighlin**  
**Co. Carlow..**

**28<sup>th</sup> March 2024.**

**Ref ABP-319198-24: ( Carlow CC 2360042.)**

Dear Sir/Madam,

We refer to the above Appeal which has been made to your office and wish to submit the following concerns as a follow up to our most recent submission on 25<sup>th</sup> January 2024 to Carlow County Council.

As already outlined I farm the lands immediately opposite the existing quarry owned by Kilkenny Limestone Ltd. The issues that affect us now from existing quarrying operations are :

- 1. Wastewater into the land drains** – the water regularly carries large amounts of silt / sediment (example can be seen in Pic. 1 below) some of which gets deposited in the bottom of the stream but mainly flows onto the River Barrow (approx. 1km from our farm boundary). I have on numerous occasions had to rescue sheep and lambs getting embedded in these streams with the amount of sediment deposited. There is no mitigation / control measures suggested by the applicant that will deal with the levels of rainfall we as a region are experiencing over the past few years. This type of rainfall will wash everything from quarries and roadways directly into our streams and rivers.
- 2. Wells** – Vital for the sustainability of our farm. As it stands supply can be erratic .We don't have any other source for drinking water. What happens us if the wells get contaminated or run dry? Who will be responsible?
- 3. Traffic Hazards** – There is too much heavy traffic on our small local roads. Hedgerows are falling into the roadside drains and fields. Photos of same have been provided to Carlow CC . The roads are not built for this kind of traffic and there is no plan to upgrade them anytime soon. Another quarry would just double the problem. People cannot use the roads with any degree of comfort or safety for driving or walking etc..
- 4. Visual Amenity / Noise** – From our house we have a direct view to the both the existing quarry and proposed quarry area. The landscape in what was once a thriving area for wildlife etc is becoming more scarred and extinct with each passing year. Another quarry would be unthinkable. The noise element is also a concern and we have to be conscious of animal welfare all the time.



5. **Why another quarry operating side by side with the existing quarry ?** A second quarry in this area makes no sense, nor has it been proven in applicant submissions that a second quarry is warranted. With all of the foregoing issues along with the Visual Impact we are asking that An Bord Pleanála reject this appeal as it has no grounds for sanction on any level.

Pic. 1



Thanking you in advance.



Colin Brennan



Ines Ribeiro



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SECTION 131 FORM

Appeal No

ABP— 319198-24

Defer Re O/H

[Empty box]

Having considered the contents of the submission dated/received 11/4/24 from Gaur McDavul I recommend that section 131 of the Planning and Development Act, 2000 be/no be invoked at this stage for the following reason(s):

No new material planning issues. Board to consider same.

Section 131 not to be invoked at this stage.

[Checked box]

Section 131 to be invoked — allow 2/4 weeks for reply.

[Empty box]

Signed

Daniel J Connor

EO

Date

9/4/24

Signed

[Empty box]

SEO/SAO

Date

[Empty box]

M

Please prepare BP — Section 131 notice enclosing a copy of the attached submission.

To

[Empty box]

Task No

[Empty box]

Allow 2/3/4 weeks

BP

Signed

[Empty box]

EO

Date

[Empty box]

Signed

[Empty box]

AA

Date

[Empty box]



DAW



### Planning Appeal Online Observation

Online Reference  
NPA-OBS-003324

#### Online Observation Details

Contact Name  
Gail McDowall

Lodgement Date  
01/04/2024 21:09:25

Case Number / Description  
319198

#### Payment Details

Payment Method  
Online Payment

Cardholder Name  
Gail McDowall

Payment Amount  
€50.00

#### Processing Section

S.131 Consideration Required

Yes — See attached 131 Form

N/A — Invalid

Signed

*Daniel O'Connor*

Date

*4/4/24*

EO

*B240 fee observer*

#### Fee Refund Requisition

Please Arrange a Refund of Fee of

€

Lodgement No

*LDG-071079-24*

Reason for Refund

Documents Returned to Observer

Yes  No

Request Emailed to Senior Executive Officer for Approval

Yes  No

Signed

Date

EO

#### Finance Section

Payment Reference

*ch\_3P0rAWB1CW0EN5FC0fack9Bt*

Checked Against Fee Income Online

EO/AA (Accounts Section)

Amount

€

Refund Date

Authorised By (1)

SEO (Finance)

Authorised By (2)

Chief Officer/Director of Corporate Affairs/SAO/Board Member

Date

Date

*I.K.  
04/04/24*

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**r the attention of** : The Planning Section, Carlow County Council

**Planning Appeal Reference:** ABP-319198-24, Milford Quarries

Dear Sir/Madam,

We wish to lodge our objections to the following planning appeal reference number ABP-319198-24, by Milford Quarries. We have a number of concerns about the proposed development and strongly urge Carlow County Council to take into serious consideration the following grounds for our objections and to reject the above planning appeal application.

1) Risk to the water supply

My house, as well as all the surrounding residential dwellings, all source their water supply from private wells. These private wells are reliant on a supply of clean water from surrounding natural water resources. There is no guarantee that these sources of water will be protected if the above development is allowed to proceed.

2) Risk to local Flora and Fauna

Many trees will be felled and earth removed from the hillside and this will have a direct affect on the local habitat of bats, badgers, corncrakes and falcons. The protection of wildlife and natural habitats has become even more important than ever before, but this proposed development will result in the destruction, not the protection, of the local flora and fauna. It will leave a 'scar' on the beautiful landscape that currently exists around the proposed area for development. The destruction of our beautiful landscape will never be restored if this development is permitted.

3) Health Risks

Dust pollution and associated health risks

I have a diagnosis of asthma which is directly aggravated by allergies. I am extremely allergic to dust particles and I am extremely concerned for my health if this development is allowed to proceed. The Old Leighlin quarry already poses risks to my asthma and allergies, but is farther away from my home than the proposed development. This proposed development will bring higher health risks as it is in much closer proximity to my family home. It will also extend the area exposing dust along the road nearer to my house. My house is situated only a couple of hundred yards away from the entrance to the proposed development and without a doubt the dust created by the proposed quarry will have a very negative impact on my health. I regularly walk and run those roads.

The dust particles will reside on the road and hedges along the proposed development, as it does in the other quarries belonging to this company. Dust will be carried on the high volume of lorries that most likely will be required to transport the unsuitable stone along the proposed routes, all of which are evident in the existing quarries this company already owns. In addition, the dust particles will be carried in the wind. There will be a risk of inhaling these dust particles while walking past the proposed quarry, from passing heavy vehicles on the road while walking, as well as inhaling dust particles from farther away on a windy day. The dust will not just pose a risk to me, but also to my

family and to anybody living in close proximity to the proposed site, anyone who walks regularly and passes the proposed development or the vehicles travelling to and from the site with loads of stone, because inhaling dust particles is not good for anybody's health, but particularly for those who have underlying health conditions or chronic lung conditions.

#### 4) Noise

If stone crushing and stone washing are going to take place in the proposed development, as it does in other quarries owned by Milford Quarries, the noise produced from these machines from the washing and crushing of stone will be far greater than the noise of the machines currently being used in the neighbouring Old Leighlin quarry. This will create much greater noise pollution for neighbouring houses but also have a negative impact on the wildlife currently residing in the surrounding areas earmarked for development.

#### 5) Safety concerns

My family regularly cycle, walk and jog on the local roads. I am gravely concerned that if this proposed development is given planning permission, the high volume of heavy articulated trucks that will be required to transport stone from the quarry, will pose an extremely high risk to the safety of my family and to any of the families using the roads in the area. There are already a high volume of heavy articulated trucks operating from the Old Leighlin quarry, which already pose a risk to the local children cycling and walking. Allowing this development to proceed will produce at least twice as many heavy articulated vehicles on these roads, posing an even higher risk to the locals' safety. These narrow, secondary country roads were not designed to facilitate a high volume of articulated trucks operating from one quarry, let alone from two quarries, on a daily basis. It would be highly irresponsible to allow the development to go ahead on these grounds alone.

#### 6) Operating hours

I would be very concerned that the proposed operating hours could be extended in the future, which would result in heavy traffic to and from the proposed development for much longer hours in the day. I am aware that heavy vehicles travel to and from other quarries belonging to this same company, from as early as 6am.

#### 7) Increased residential development in the local area

The area around the proposed development is not an isolated area, away from residential dwellings. It is in an area where there has been a lot of residential development over the past thirty years or more, extending the community of Old Leighlin from the village to a wider radius, encompassing all the new residential homes. When the Old Leighlin quarry was first opened, there were very few houses in the surrounding area, meaning fewer residents were affected by the impact of noise, dust and the movement of articulated lorries. This is no longer the case.

The demographics of the local area surrounding the proposed development have changed dramatically over the past 30 or 40 years since the neighbouring Old Leighlin quarry was originally granted planning permission. Many families have built homes above and around the areas surrounding the proposed development since then, including our own house that was only built 5 years ago. The higher number of residential dwellings has resulted in an increase in the number of

families using the country roads for walking, cycling and driving. There are now lots of residential dwellings in close proximity to the proposed development and therefore far more people going to be affected by the very negative impacts of such a proposed development.

#### **De-valuation of property**

Local residents will face serious de-valuation of their property if the proposed development is permitted. How will they be compensated for that devaluation? Most of these residents built their houses, including myself, to enjoy the beautiful natural landscape of the Old Leighlin area, to enjoy the freedom of letting their children cycle and walk to school or to friend's houses on the quiet country roads where all neighbours are mindful when travelling by car. The area will be far less appealing to any potential buyer if any of the residents have to sell their property in the future.

It is for all the above reasons that we strongly appeal to Carlow County Council to reject the proposed development by Milford Quarries and to protect the local water supply, the local wildlife and fauna, the local residents and to ensure the safety of all those children, parents and grandparents who use the small country roads daily.

Allowing this development to proceed would greatly impact the community in such a negative way, only for the material benefit of a company that already has a number of quarries in operation.

Yours Sincerely

Edward and Gail McDowall

Monemore,

Bagenalstown

Co.Carlow

R21RW31



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SECTION 131 FORM

Appeal No

ABP— 319198-24

Defer Re O/H

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Having considered the contents of the submission dated/received 01/04/24 from Joseph Kebe and Jacqueline O'Neill 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 planning issues. Board to consider same.

Section 131 not to be invoked at this stage.

Section 131 to be invoked — allow 2/4 weeks for reply.

Signed

Daniel O Connor

EO

Date

9/4/24

Signed

[Empty box]

SEO/SAO

Date

[Empty box]

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Please prepare BP — Section 131 notice enclosing a copy of the attached submission.

To

[Empty box]

Task No

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Allow 2/3/4 weeks

BP

Signed

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EO

Date

[Empty box]

Signed

[Empty box]

AA

Date

[Empty box]

