

9 Peck's Lane,  
Castleknock,  
Dublin 15

13<sup>th</sup> February 2024

An Bord Pleanála,  
64 Marlborough Street,  
Dublin 1

By Hand

<b>AN BORD PLEANÁLA</b>	
LDG-	077972-25
ABP-	
14 FEB 2025	
Fee: €	50
Type:	CASH
Time:	10.36
By:	hand

**RE: Case Reference NO. 321465 Sandyhill, St. Margaret's, Co. Dublin. K67 EW73**

Dear Sirs,

Any planning application to a planning authority must have a public notice, erected in such a way as to be easily visible to the public. It is my belief that the planning notice has NOT been erected in such a position to allow for proper viewing by the public and as required by the Planning and Development Acts as amended.

In this particular case the notice was erected in the top corner of the wall right beside the entrance to the facility and at a distance of circa 14 metres from the road, ( R122) It is my view that the applicant is aware that the notice is positioned in a way that it is concealed from the public.

As the entrance to the site is from the R 122, St. Margarets Road, and the applicant uses this as the reference point for "sightlines" for access/egress to/from the facility, evidences the notice is NOT in a position to be viewed by the public and is in many ways concealed from the public. If the applicant is showing a genuine intent to advise of the public of the application, the notices should be placed in the suggested locations.

**See figure No 1 and No 2**

The Public's participation in this process is being impaired, accordingly the application should be ruled as invalid due to not meeting site notice requirements.

In view of notice requirements of the Act which have NOT been complied with in this case, I request that the application be ruled in valid and returned accordingly.

I also note from the application form that the legal entity that has applied is listed as




***Saint Margarets Recycling & Transfer Centre Limited***, see annex A. However, on checking the Company Registration Office records, no such company is listed as a registered company.

There is a company called St. Margeret's Recycling & Transfer Centre Limited, Company Registration No: 484135

Accordingly, I consider that this applicant has No legal standing and believe that the application should be ruled as invalid.

I also note that in the public newspaper notice in the Irish Daily Star on 05<sup>th</sup> December 2024, the applicant is listed as ***Saint Margarets Recycling & Transfer Centre Limited***. Again, as mentioned earlier NO such legal entity exists and accordingly the application should be ruled as invalid due to incorrect newspaper notice.

Yours Faithfully



Brendan O'Halloran

Enclosures

Figure 1 Suggested Correct Positioning of Notice

Figure 2 Suggested Correct positioning of Notice

Annex A. Application Form



Figure 1



Notice Should be here





Figure 2



Notice Should be Here





# APPLICATION FORM

<b>1. NAME OF RELEVANT PLANNING AUTHORITY</b>
Fingal County Council

<b>2. LOCATION OF DEVELOPMENT</b>	
Postal Address or Townland or Location (as may best identify the land or structure in question)	Sandyhill, St Margaret's, Co. Dublin. K67 EW73.
Ordnance Survey Map Ref no (and the Grid Reference where available <sup>1</sup> )	713068/743329

<b>3. APPLICANT<sup>2</sup>:</b>	
Name(s)	SAINT MARGARETS RECYCLING & TRANSFER CENTRE LIMITED.
	<i>Address to be supplied at the end of this form (Question 19)</i>

<b>4. WHERE APPLICANT IS A COMPANY (REGISTERED UNDER THE COMPANIES ACTS):</b>	
Name(s) of Company Director(s)	Brian McDonnell Ann McDonnell
Registered Address (of Company)	Sandyhill, St Margaret's, Co. Dublin. K67 EW73.
Company Registration Number	484135

5. PERSON / AGENT ACTING ON BEHALF OF THE APPLICANT (IF ANY)	
Name	Rachel Kenny, of CWPA Ltd.
	Address to be supplied at the end of this form (Question 20)

6. PERSON RESPONSIBLE FOR PREPARATION OF DRAWINGS AND PLANS <sup>3</sup> :	
Name	Shyamalima Buragohain
Firm / Company	CWPA Ltd.

7. DESCRIPTION OF DEVELOPMENT:	
Brief description of nature and extent of development <sup>4</sup>	<p>'Substitute Consent for retention of existing works and revised site size and retention and continuation of waste recycling and transfer activities from 2019 to 2023 for tonnages ranging from 26,000 tonnes to 42,500 tonnes, and from 2024 onwards for up to 21,900 tonnes per annum at waste transfer and metal recycling centre at St. Margaret's, Co. Dublin. Accompanied by a, rEIAR and a rNIS' (Full Development Description Appended to this document).</p>

8. LEGAL INTEREST OF APPLICANT IN THE LAND OR STRUCTURE:		
Please tick the box	A. Owner	B. Occupier
	C. Other <b>X</b>	
Where legal interest is 'Other' please expand on your interest in the land or structure	<p>The adjacent land is owned by the Applicant, including site of the percolation area and the proposed SUDs measures. The area relating to the existing waste recycling centre is owned by others. A Letter of Consent and a map identifying the portion of land is appended to this document allowing the inclusion of that land in the Application.</p>	

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