

John Cannon

From: Laura Crowe <laurac@tpa.ie>
Sent: Thursday 9 April 2026 17:21
To: Appeals2
Subject: ACP Ref. 324015 - Response to Carlow CC Opinion
Attachments: Redrock - 37L - Response to CCC Opinion (324015).pdf

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Hello,

Please see attached a letter on behalf of Milford Quarries Ltd., in response to a submission made by Carlow County Council in respect of Application ACP Reg. 324015, a Section 37L Application for a further quarry extension at Clogrennane, Bilboa, Co. Carlow. The Applicant was invited by letter by An Coimisiún Pleanála on 20th March 2026 to respond to Carlow County Council's submission, pursuant to Section 131 of the *Planning and Development Act, 2000* (as amended).

I trust the above and attached are in order. Please do not hesitate to contact me should you have any queries.

I would be grateful if you could provide written acknowledgement that this response has been received.

Le gach dea-ghuif

Laura Crowe
Senior Planner
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An Coimisiún Pleanála
64 Marlborough Street
Dublin 1
D01 V902

9th April 2026

[Submitted via email: appeals@pleanala.ie]

Dear Sir/Madam,

RE: RESPONSE TO SUBMISSION FROM CARLOW COUNTY COUNCIL IN RESPECT OF APPLICATION REG. REF. ACP-324015-25 – SECTION 37L APPLICATION FOR FURTHER QUARRY EXTRACTION AT CLOGRENNANE, BILBOA, CO. CARLOW.

Application Reg. Ref. ACP-324015

Tom Phillips + Associates (80 Harcourt Street, Dublin 2, D02 F449) have been retained by Milford Quarries Ltd. (Kilcarrig, Bagnelstown, Co. Carlow, R21 AP52) to prepare this response to a letter received from An Coimisiún Pleanála, dated 20th March 2026, which invited the Applicant to respond to the Submission from Carlow County Council in respect of Application Reg. Ref. ACP-324015-25, pursuant to Section 131 of the *Planning and Development Act, 2000* (as amended).

In response to this request, we wish to submit that we welcome the submission by Carlow County Council made to An Coimisiún Pleanála, dated 19th March 2026. We highlight that none of the Internal Departments in Carlow County Council noted any Objection to the subject Application, subject to the inclusion of the relevant Conditions, namely, the Municipal District Engineer, Transportation Department, and the Environment Section.

The Applicant has the following comments on the Conditions recommended by Carlow County Council to be attached to a Grant of Permission, should it be forthcoming:

Recommended Condition

Landscaping measures (semi mature planting) to be implemented around the perimeter of the site in order to soften and absorb the overall visual impact of the proposed development of this area.

Applicant Response

The Landscape Visual Impact Assessment included in Chapter 15 of the EIAR submitted as part of the subject Application assessed the visual impact of the proposed development and proposed mitigation measures in relation to visual impact. This LVIA concluded that the post-mitigation significance/quality/duration of effect of the proposed development, at each of the identified viewpoints, would be 'imperceptible/neutral/long-term'. We therefore contend

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that the proposed mitigation measures will be sufficient to mitigate against any adverse visual impact. The above recommended Condition is considered onerous, and we would request that it is not attached to any Grant of Permission for the subject Application, should it be forthcoming.

Recommended Condition

Provide details for protection measures for existing wells / water service infrastructure in the area during the extraction phase of the development

Applicant Response

As detailed in the submitted Section 37L Application, all works associated with the proposed development will remain above the water table and there will be no net change to the water level as a result of the proposed development. We therefore contend that the above recommended Condition is unnecessary, and we would request that it is not attached to any Grant of Permission for the subject Application, should it be forthcoming.

Recommended Condition

A Special Contribution in accordance with Section 48 of the Planning and Development Act, 2000(as amended) should be considered for the upgrade and maintenance of the local road network to facilitate the proposed development.

Applicant Response

A 'Special Contribution' is defined as followed in Section 48(2)(c) of the Planning and Development Act 2000 (as amended):

"A planning authority may, in addition to the terms of a scheme, require the payment of a special contribution in respect of a particular development where specific exceptional costs not covered by a scheme are incurred by any local authority in respect of public infrastructure and facilities which benefit the proposed development."

The Planning Authority has not defined any specific exceptional costs which are anticipated to be incurred in respect of the subject proposed development, only referring generally to 'public infrastructure and facilities'. We argue that the subject development will not result in 'exceptional costs' to the Local Authority, as the L7134, the local road which serves the subject site, is well upkept, wide, lined, and of good condition. This local road is also used by a number of other commercial businesses, who would also have paid their section 48 contributions, and therefore the Council should have sufficient funds to upkeep. We therefore contend that without details of the anticipated 'exceptional costs', no justification has been provided for the attachment of a 'Special Contribution'. We contend that the standard Section 48 Contributions will be sufficient to pay for any necessary upgrades to these 'public infrastructure and facilities'. We therefore request that no 'Special Contribution' is applied to any Grant of Permission for the subject Application, should it be forthcoming.



Recommended Condition

Pre and post road surveys and reinstatement costs to maintain the structural integrity of the public road network. Any resulting damage must be repaired to the councils satisfaction and all costs borne by the applicant.

Applicant Response

The Local Authority has not defined the extent of the public road network which they are requesting surveys and costs for. As detailed above, the L7134 is used by a range of other commercial businesses and to require the subject Applicant alone to pay for all repairs to this road would be grossly unjust. The standard Section 48 Contributions should be sufficient to cover the cost of any necessary repairs to maintain the structural integrity of the public road network. We therefore request that the above Condition is not attached to any Grant of Permission for the subject Application, should it be forthcoming.

We trust the above is in order.

We would be grateful if you could provide written acknowledgment of this submission at your earliest convenience. Please revert to the undersigned with any queries arising.

Yours sincerely,

Laura Crowe

Laura Crowe
Senior Planner
Tom Phillips + Associates

