

AN COIMISIÚN PLEANÁLA CURRACRUI  
SUBSTITUTE CONSENT AND BAGINALSTOWN  
DEVELOPMENT UNDER - 37-L Co. CARLOW  
2-2-2026  
04 FEB 2026  
Fee: € Type:  
Time: 9:15 By: SUBSTITUTE  
SUBMISSIONS REGARDING CONSENT - 324014-25  
AND ALSO TO INCLUDE - DEVELOPMENT OF LAND UNDER  
SECTION 37-L - 324015-25 - BY MILFORD QUARRIES  
FOR DEVELOPMENT AT CLOGRENNANE, BILBOA Co. CARLOW.

THESE PLANNING APPLICATIONS SHOULD BE REFUSED  
FOR THE FOLLOWING REASONS.

MILFORD QUARRIES PURCHASED THIS UN-AUTHORISED QUARRY VERY  
RECENTLY IN THE HOPE OF HITTING THE JACK-POT BY  
ACQUIRING SUBSTITUTE - CONSENT AND PLANNING PERMISSION FOR  
ABOVE SITE WHICH SHOULD NOT BE ALLOWED.

ALSO MILFORD QUARRIES = KILCARRIG QUARRIES - LONG TRACK  
RECORD OF NON-COMPLIANCE OF PLANNING AND WASTE-  
PERMIT CONDITIONS ATTACHED TO OTHER QUARRIES  
THEY OWN AND OPERATE.

PLEASE SEE ALL MY SUBMISSIONS ON THIS ISSUE.

THE FOLLOWING ISSUES NEED TO BE ADDRESSED AND  
CLARIFIED REGARDING ABOVE SITE.

WATER MANAGEMENT - AERIAL PHOTOGRAPHS SHOW HUGE  
AREAS OF EXPOSED WATER = [MOST LIKELY GROUND-WATER]

APPLICANT STATES THESE HUGE AREAS OF EXPOSED WATER  
ARE ONLY WET AREAS, AND WE ALL SHOULD NOT  
BE CONCERNED. BUT GIVEN SITES HUGELY ELEVATED POSITION  
AND ITS CLOSE PROXIMITY = 2.1 KM - TO THE RIVER BARROW  
WHICH HAS SPECIAL EUROPEAN PROTECTION - SAC-002162  
AND ALL WATER INCLUDING WASTE WATER FROM ABOVE  
SITE ENDS UP IN RIVER BARROW. THIS SHOULD BE A  
HUGE CONCERN TO ALL OF US.

WATER MANAGEMENT - E.P.A. MAPPING SUGGESTS A STREAM - IDENTIFIED AS RAHEENDORAN STREAM - FLOWS THROUGH THE SITE BEFORE ULTIMATELY DISCHARGING INTO THE RIVER BARROW. THIS STREAM SEEMS TO HAVE BEEN DESTROYED BY QUARRYING ACTIVITIES ON ABOVE SITE, AS WALKOVER SURVEYS AND DRAINAGE MAPPING INDICATE NO WATERCOURSES CROSS THE EXISTING QUARRY VOID. THIS STREAM SHOULD BE RE-INSTATED TO ITS ORIGINAL LOCATION EVEN IF SUBSTITUTE CONSENT IS REFUSED. APPLICANT STATES THAT WATER GATHERS IN THE FLOOR OF EXISTING QUARRY AND DRAINS OUT FROM AN EXISTING POND IN THE NORTH OF THE QUARRY, FROM HERE DISCHARGE FLOWS TO SOUTHEAST ALONG THE EXISTING QUARRY ACCESS ROAD.

WATER FROM QUARRY FLOOR WOULD HAVE TO FLOW UP-HILL TO DISCHARGE ON-TO EXISTING QUARRY ACCESS ROAD. MORE THAN LIKELY WATER FROM QUARRY FLOOR DRAINS DIRECTLY INTO GROUND-WATER PUTTING LOCAL WELLS AT SERIOUS RISK OF CONTAMINATION.

RIVER NORE CATCHMENT - APPLICANT STATES THERE IS NO EXISTING DISCHARGE FROM THE QUARRY WITHIN THE RIVER NORE CATCHMENT, BUT THERE IS NO DOUBT THERE IS EXISTING DISCHARGE OF WATER FROM QUARRY FLOOR DIRECTLY INTO GROUNDWATER WITHIN THE RIVER NORE CATCHMENT.

TRADE EFFLUENT DISCHARGE - A DISCHARGE LICENCE WAS GRANTED BY CARLOW CO COUNCIL IN-2011-DS-SH-2011-2. THIS LICENCE WAS FOR THE PURPOSE OF LICENSING DISCHARGES TO WATERS - WATER POLLUTION ACTS - 1997-2007. A E R'S AND COMPLIANCE OF CONDITIONS ATTACHED TO DISCHARGE LICENCE SEEM NEVER TO HAVE BEEN COMPLIED WITH, AND YET APPLICANT STATES EXISTING QUARRY HAS HAD NO ADVERSE EFFECTS ON GROUND-WATER, WHICH IS UN-BELIEVABLE.



ROCK BLASTING - FROM MY OWN RESEARCH ROCK BLASTING IN IRISH QUARRIES AND CONSTRUCTION PROJECTS COMMONLY USES A.N.F.O - [AMMONIUM NITRATE/FUEL OIL] PUMPED EMULSIONS AND GELIGNITE - BASED CARTRIDGES TO BREAK ROCK.

AMMONIUM NITRATE IS NOT CONSIDERED SAFE IN DRINKING WATER AT HIGH LEVELS, AND ITS PRESENCE INDICATES AGRICULTURAL OR INDUSTRIAL POLLUTION.

AMMONIUM NITRATE IS GENERALLY NOT SAFE FOR FISH AND IS HIGHLY TOXIC TO AQUATIC LIFE.

FUEL OIL - FUEL OIL IS NOT SAFE IN DRINKING WATER. FUEL OIL INCLUDING HEATING OIL, KEROSENE, AND DIESEL, IS TOXIC TO HUMANS, ANIMALS, AND THE ENVIRONMENT. EVEN SMALL AMOUNTS OF FUEL OIL CAN SEVERELY CONTAMINATE WATER SUPPLIES, MAKING THEM UN-SUITABLE FOR CONSUMPTION, WASHING, OR BATHING.

GELIGNITE - BASED CARTRIDGES - GELIGNITE IS NOT SAFE IN DRINKING WATER. IT IS A DANGEROUS, TOXIC, AND CAN CONTAMINATE WATER SUPPLIES WITH TOXIC COMPONENTS, SPECIFICALLY NITROGLYCERINE WHICH IS HAZARDOUS TO HUMAN HEALTH.

ROCK BLASTING CAUSES VIBRATION, HUGE LEVELS OF NOISE, FLYROCK AND CAUSES LARGE VOLUMES OF DUST.

DUST - GUIDELINES FOR PLANNING AUTHORITIES - APRIL 2004 STATES THAT RESIDENTS LIVING IN PROXIMITY TO QUARRIES CAN POTENTIALLY BE AFFECTED BY DUST UP TO 0.5 KM FROM THE SOURCE. THE MAIN POTENTIAL IMPACTS OF DUST ARE - VISUAL IMPACTS, COATING/SOILING OF PROPERTY - INCLUDING HOUSING, WASHING, AND CARS, - COATING OF VEGETATION, CONTAMINATION OF SOILS, WATER POLLUTION, CHANGE IN PLANT COMPOSITION, LOSS OF SENSITIVE PLANT SPECIES, INCREASED INPUTS OF MINERAL NUTRIENTS AND ALTERED PH BALANCES. RESPIRABLE PARTICLES, I.E. THOSE LESS THAN 10 MICROMETERS IN DIAMETER, HAVE THE POTENTIAL TO CAUSE EFFECTS

ON HUMAN HEALTH, DEPENDING ON EXPOSURE LEVELS  
DUST ISSUES AT ABOVE SITE WILL BE FAR GREATER AS  
SITE IS Hugely ELEVATED.

ROCK BLASTING EFFECT ON WATER QUALITY - It is quite  
OBVIOUS THAT ROCK BLASTING AT ABOVE SITE - IF ALLOWED -  
WILL SERIOUSLY CONTAMINATE - SURFACE-WATER - GROUND-WATER -  
LOCAL STREAMS - AND INDEED THE RIVER BARROW WHERE  
HUGE QUANTITIES OF CONTAMINATED WASTE WATER FROM  
ABOVE SITE WILL BE DISCHARGED.

NOISE FROM ROCK BLASTING CAN BE EXTREME AND CAUSE  
ANNOYANCE, NUISANCE, SLEEP DISTURBANCE AND CAN ALSO AFFECT  
WILDLIFE AND RESIDENTIAL PROPERTIES.

ROCK BLASTING WAS NEVER ALLOWED AT ABOVE  
SITE AND SHOULD NOT BE ALLOWED IN ANY  
CIRCUMSTANCES EVEN IF THESE PLANNING APPLICATIONS  
ARE GRANTED.

FEASIBILITY STUDY FOR ABOVE QUARRY - MILFORD QUARRIES  
SHOULD BE REQUIRED TO SUBMIT A FEASIBILITY STUDY  
REGARDING ABOVE QUARRY FOR THE FOLLOWING REASONS.

A- CO CARLOW - ALMOST THE SMALLEST COUNTY IN IRELAND  
BUT PROBABLY HAS THE MOST QUARRIES LOCATED IN IT.

B- MILFORD QUARRIES IN THIS APPLICATION STATE ABOVE QUARRY  
IS REQUIRED TO SUPPLY LOCAL NEEDS. THIS IS FALSE  
AND MIS-LEADING AS THERE ARE AT LEAST 10<sup>NO</sup> QUARRIES  
WITHIN A SHORT DISTANCE OF ABOVE SITE, 5 OF WHICH  
ARE ROCK QUARRIES - MORRISSEYS STONE QUARRY CLONMELSH -  
WHICH IS A HUGE QUARRY AND ONLY A FEW MILES FROM  
ABOVE SITE. PAULSTOWN ROCK QUARRY - OLD-LEIGHLIN-ROCK QUARRY -  
CLOGRENNAN ROCK QUARRY WHICH IS LOCATED ONLY MILE OR  
SO FROM ABOVE SITE - GORESBRIDGE ROCK QUARRY.  
SAND AND GRAVEL QUARRIES LOCATED NEAR ABOVE SITE



INCLUDE. POWERTOWN QUARRY - KILDAVIN QUARRY - TULLOW QUARRY - FENISCOURT QUARRY - [POWERTOWN QUARRY - MARY-KELLYS] AUGHNEYS - QUARRY KILCARRIG - AND ALSO HUGE QUARRY PROCESSING PLANT LOCATED AT KILCARRIG BAGENALSTOWN. ONLY LAST WEEK DAN MORRISEY QUARRIES OBTAINED PLANNING PERMISSION TO TRIPLE THE SIZE OF AN EXISTING QUARRY TO TOTAL AREA 93.4-ACRES. THE BALLYBURN PIT IS LOCATED ABOUT HALFWAY BETWEEN CASTLEDERMOT AND CARLOW TOWN. ALSO LARGE AMOUNTS OF STONE AND ROCK ARE CRUSHED IN SAND AND GRAVEL QUARRIES, - ANOTHER REASON WHY ANOTHER ROCK QUARRY IS NOT REQUIRED. THE LAST THING CO CARLOW NEEDS AT PRESENT IS ANOTHER ROCK QUARRY, AND A FEASIBILITY STUDY WILL FULLY SUPPORT THIS STANCE.

TRAFFIC ISSUES - ANOTHER REASON THESE PLANNING APPLICATIONS SHOULD BE REFUSED IS BECAUSE OF TRAFFIC ISSUES. IF ABOVE QUARRY GETS THE GREEN LIGHT THERE WILL BE AT LEAST 100 EXTRA 25-30-TON LORRY MOVEMENTS ON NARROW LOCAL ROADS AS MOTOR-WAY IS 5.5 KM FROM SITE.

THESE HUGE LORRIES WILL BE EXTREMELY DANGEROUS FOR SCHOOL GOING CHILDREN AT BALLINABRANNAGH SCHOOL. ESPECIALLY THOSE THAT WALK OR CYCLE. THE VAST MAJORITY OF LORRY MOVEMENTS WILL HAVE TO PASS THROUGH BALLINABRANNAGH VILLAGE WHICH WILL BE VERY DANGEROUS FOR ALL ROAD USERS IN THE VILLAGE. ONLY YESTER-DAY WE TRAVELLED THROUGH BALLINABRANNAGH VILLAGE WHEN SCHOOL WAS FINISHING FOR THE DAY. IT TOOK A WHILE TO PASS THROUGH VILLAGE AS PARKING IS LIMITED AND PARENTS HAD NO OPTION BUT TO DOUBLE PARK. CAN YOU IMAGINE HOW DANGEROUS IT WILL BE FOR CHILDREN AND PARENTS

IF 25-30-10N - LORRIES ARE ALSO TRYING TO PASS THROUGH BALLINABRANNAGH VILLAGE, WHEN SCHOOL FINISHES, OR FOR THAT MATTER ANY TIME.

### SUBSTITUTE CONSENT - EXCEPTIONAL CIRCUMSTANCES

A- WHETHER MILFORD QUARRIES HAD OR COULD REASONABLY HAVE HAD A BELIEF THAT THE DEVELOPMENT WAS NOT UN-AUTHORISED. WHEN MILFORD QUARRIES PURCHASED THIS UN-AUTHORISED QUARRY IN 2023 THEY WERE FULLY AWARE THAT QUARRY WAS AND IS UN-AUTHORISED, AND THEY ARE HOPING TO HIT THE JACK-POT BY ACQUIRING SUBSTITUTE CONSENT AND PLANNING PERMISSION FOR UN-AUTHORISED SITE. THIS SHOULD NOT HAPPEN.

B- THE ACTUAL OR LIKELY SIGNIFICANT EFFECTS ON THE ENVIRONMENT OR ADVERSE EFFECTS ON THE INTEGRITY OF A EUROPEAN SITE RESULTING FROM THE CARRYING OUT OR CONTINUATION OF THE DEVELOPMENT.

THE ACTUAL EFFECTS ON THE ENVIRONMENT OF EXISTING UN-AUTHORISED QUARRY

1- THE DESTRUCTION OF RAHEENDORAN STREAM DUE TO UN-AUTHORISED QUARRYING.

2 THE DISCHARGE OF LARGE VOLUMES OF SOILED WASTE WATER INTO LOCAL STREAMS AND ALSO INTO THE NEAR-BY RIVER BARROW WHICH IS A EUROPEAN SITE - SAC. 002162.

THE RESULT OF UN-AUTHORISED QUARRYING.

3-THE DESTRUCTION OF WILD-LIFE HABITATS, DUE TO UN-AUTHORISED DEVELOPMENT.

4 - GROUND-WATER BEING PUT AT RISK AT UN-AUTHORISED QUARRY

5 THE DESTRUCTION OF PLANTS DUE TO UN-AUTHORISED QUARRY.

6 THE DESTRUCTION OF WILD-LIFE DUE TO UN-AUTHORISED QUARRY.

SUBSTITUTE CONSENT EXCEPTIONAL CIRCUMSTANCES.

THE LIKELY SIGNIFICANT EFFECTS ON THE ENVIRONMENT RESULTING FROM THE CARRYING OUT OR CONTINUATION OF THE DEVELOPMENT.

- 1- IF BLASTING ROCK IS PERMITTED TOXIC RESIDUES WILL BE DISCHARGED INTO GROUND-WATER - LOCAL STREAMS AND NEAR-BY RIVER BARROW = S A C - 002162
- 2- IF BLASTING ROCK IS PERMITTED DUST AND NOISE LEVELS WILL BE INTOLERABLE AS SITE IS Hugely ELEVATED.
- 3- FOOT-PRINT OF EXISTING QUARRY WILL VASTLY INCREASE, DESTROYING WILD-LIFE AND WILD-LIFE HABITAT.
- 4- INCREASING FOOT-PRINT WILL Hugely INCREASE THE AMOUNT OF SOILED CONTAMINATED WATER BEING DISCHARGED INTO GROUND-WATER - LOCAL STREAMS AND RIVER BARROW - S.A.C.
- 5- 100 - EXTRA LORRY TRAFFIC MOVEMENTS ON LOCAL ROADS INCLUDING BALLINABRANNAGH VILLAGE WILL BE EXTREMELY DANGEROUS, ESPECIALLY FOR CHILDREN BEING DROPPED OFF AND COLLECTED FROM SCHOOL IN VILLAGE, AS AT PRESENT CARS HAVE TO DOUBLE PARK WHICH WILL MAKE IT IMPOSSIBLE FOR LARGE 25-30-TON LORRIES TO PASS.

SUBSTITUTE CONSENT EXCEPTIONAL CIRCUMSTANCES

THE EXTENT TO WHICH SIGNIFICANT EFFECTS ON THE ENVIRONMENT OR ADVERSE EFFECTS ON THE INTEGRITY OF A EUROPEAN SITE CAN BE REMEDIATED.

THE COURSE OF ACTION ON PROTECTING THE INTEGRITY OF A EUROPEAN SITE = RIVER BARROW - S.A.C., IS TO REFUSE BOTH OF THESE PLANNING APPLICATIONS AND INSTRUCT MILFORD QUARRIES TO SEEK PLANNING PERMISSION TO RE-INSTATE QUARRY TO FARM-LAND.



## SUBSTITUTE CONSENT - EXCEPTIONAL CIRCUMSTANCES

WHETHER MILFORD QUARRIES HAS COMPLIED WITH PREVIOUS PLANNING PERMISSIONS GRANTED OR HAS PREVIOUSLY CARRIED OUT AN UN-AUTHORISED DEVELOPMENT.

AS MILFORD QUARRIES ONLY PURCHASED THIS SITE RECENTLY 2023, THEY HAVE NO PLANNING HISTORY AT ABOVE SITE. BUT PREVIOUS OWNER OPERATED AN UN-AUTHORISED QUARRY AND DID NOT COMPLY WITH PLANNING CONDITIONS. EXAMPLE - NO AER'S ON FILE - DISCHARGE LICENCE GRANTED IN 2011 - DS-S4-2011-2 - ALSO NOTHING ON FILE TO SHOW EVEN THE MINIMUM COMPLIANCE.

CHANGE OF OWNERSHIP SHOULD NOT BE A BACK DOOR IN OBTAINING PLANNING PERMISSIONS FOR ABOVE UN-AUTHORISED SITE, AND UN-AUTHORISED DEVELOPMENT SHOULD NOT BE REWARDED WITH SUBSTITUTE CONSENT AND PLANNING PERMISSION FOR QUARRY EXTENSION.

MILFORD QUARRIES = KILCARRIG QUARRIES ABYSMAL RECORD OF NON-COMPLIANCE OF PLANNING AND WASTE PERMIT CONDITIONS ATTACHED TO OTHER QUARRIES THEY OWN OR OPERATE: INCLUDING - BALLYMOON QUARRY - DUNLECKNEY QUARRY - CURRACRUI QUARRY - POWERTOWN QUARRY - ROSCAT QUARRY - KILCARRIG QUARRIES PROCESSING PLANT AT BAGENALSTOWN - SMALL SAMPLE OF NON COMPLIANCE.

- 1- POWERTOWN QUARRY - EXTRACTING HUGE QUANTITIES OF SAND AND GRAVEL BEING EXTRACTED FROM UNDER WATER-TABLE WITH NO PLANNING PERMISSION IN PLACE TO DO SO.
- 2- MOST OF PLANNING PERMISSIONS ATTACHED TO POWERTOWN QUARRY, INCLUDING PL 2560436 WHICH IS BEFORE CARLOW CO COUNCIL AT PRESENT, ARE ALL FOR RETENTION, WHICH CLEARLY SHOWS HOW LITTLE REGARD MILFORD QUARRIES - KILCARRIG QUARRIES HAVE FOR PLANNING REGULATIONS.

## NON COMPLIANCE.

ROSCAT QUARRY - NO AER FOR 2023 ON FILE.

DUNLECKNEY QUARRY - EXTRACTED HUGE QUANTITIES OF SAND AND GRAVEL FROM UNDER WATER-TABLE WITH NO PLANNING PERMISSION IN PLACE TO DO SO. IT SEEMS THIS SITE IS ZONED FOR HOUSING, WHICH SHOULD BE A CONCERN TO ALL OF US.

CURRACRUIT QUARRY - EXTRACTED HUGE QUANTITIES OF SAND AND GRAVEL FROM UNDER WATER-TABLE WITH NO PLANNING PERMISSION IN PLACE TO DO SO.

BALLYMOON QUARRY WHICH IS LOCATED IN P. N. H. A-AREA.

KILCARRIG QUARRIES OPERATED THIS QUARRY FOR 30 YEARS WITH NO PLANNING PERMISSION IN PLACE. ABOVE SITE IS VERY IMPORTANT BECAUSE IT IS LOCATED IN BALLYMOON ESKER, WHICH IS THE ONLY ESKER WE HAVE IN CO CARLOW AND ONE OF THE FINEST ESKERS IN ALL IRELAND. OR WAS UNTIL KILCARRIG QUARRIES DESTROYED IT.

CARLOW CO COUNCIL ISSUED 3<sup>RD</sup> ENFORCEMENT NOTICES FOR KILCARRIG QUARRIES TO STOP QUARRYING AND RE-INSTATE SITE TO ORIGINAL USE. KILCARRIG QUARRIES DID NOT COMPLY WITH ANY OF THE ENFORCEMENT NOTICES AND ONLY STOPPED QUARRYING WHEN SAND AND GRAVEL WERE FULLY DEPLETED, THIS INCLUDED EXTRACTING HUGE QUANTITIES OF SAND AND GRAVEL FROM UNDER WATER TABLE.

TO DATE KILCARRIG QUARRIES HAVE MADE NO EFFORT WHAT SO EVER TO RE-INSTATE SITE AND CARLOW CO COUNCIL HAVE MADE NO EFFORT TO ENFORCE THIS ISSUE WHICH IS VERY DISAPPOINTING.

KILCARRIG QUARRIES CONCRETE PROCESSING PLANT AT KILCARRIG

BAGENALSTOWN - WHICH IS IN OPERATION FOR 40+ YEARS BUT HAS NEVER SUBMITTED EVEN ONE A.E.R.

EXTRACTING LARGE VOLUMES OF WATER FROM BALLYMOON STREAM WITH NO EXTRACTION LICENCE IN PLACE. CARLOW CO COUNCIL SEEM TO HAVE NO ISSUE WITH THIS.

SUBSTITUTE CONSENT - EXCEPTIONAL CIRCUMSTANCES

UNDER - EXCEPTIONAL CIRCUMSTANCES - AN COIMISIÚN PLEANÁLA MUST TAKE INTO ACCOUNT WHETHER MILFORD QUARRIES OR PREVIOUS OWNER OF ABOVE SITE HAS COMPLIED WITH PREVIOUS PLANNING PERMISSIONS GRANTED OR HAS PREVIOUSLY CARRIED OUT AN UN-AUTHORISED DEVELOPMENT.

THERE IS NO DOUBT THAT MILFORD QUARRIES - KILCARRIG - QUARRIES HAVE A VERY LONG RECORD OF NON-COMPLIANCE OF PLANNING AND WASTE PERMIT CONDITIONS ATTACHED TO ALL THEIR QUARRIES.

TO CLARIFY THIS ISSUE PLEASE SEE MY 2 LOTS OF SUBMISSIONS RE- PLANNING APPLICATION - REF - 2560436 - CARLOW CO. COUNCIL - COPY ENCLOSED.

ALSO PREVIOUS OWNER OF SITE CARRIED OUT UN-AUTHORISED DEVELOPMENT AND DID NOT COMPLY WITH PLANNING CONDITIONS - EXAMPLES - REMOVAL OF RAHEENDORAN STREAM - NO AERS ON FILE - NO RECORD ON FILE OF COMPLIANCE OF CONDITIONS ATTACHED TO DISCHARGE LICENCE.

THIS ONE ISSUE OF NON COMPLIANCE IS MORE THAN ENOUGH REASON TO REFUSE SUBSTITUTE CONSENT AND ALSO NEW DEVELOPMENT UNDER SECTION 37-L.

IF AN COIMISIÚN PLEANÁLA ARE TO GRANT THESE PLANNING PERMISSIONS THERE IS A HUGE ONUS ON THEM TO BE CONFIDENT AND ASSURED THAT MILFORD QUARRIES WILL COMPLY WITH ALL CONDITIONS ATTACHED. MILFORD QUARRIES LONG TRACK RECORD OF NON COMPLIANCE, STRONGLY SUGGESTS CONTINUATION OF NON COMPLIANCE. ALSO CARLOW CO COUNCILS LONG TRACK RECORD OF NON ENFORCEMENT OF ALL ABOVE ISSUES IS ANOTHER REASON TO REFUSE BOTH PLANNING APPLICATIONS.



THE FOLLOWING ISSUES NEED TO BE CLARIFIED.

- 1- THE APPLICANT STATES THERE ARE A NUMBER OF PONDS ON SITE. WHAT IS THE SOURCE OF THIS WATER, AND WHAT PROTECTIONS ARE IN PLACE TO PROTECT THEM FROM CONTAMINATION.
- 2- QUARRY FLOOR DEPTH WILL BE INCREASED TO AT LEAST 20 METERS WHICH MOST LIKELY WILL HIT GROUND-WATER, THIS GROUND-WATER WILL BECOME SOILED - CONTAMINATED WATER WHICH WILL EFFECT LOCAL WELLS AND ALSO LOCAL WATER-COURSES AND STREAMS WHO FEED THE NEARBY RIVER BARROW - S.A.C.
- 3- THE APPLICANT STATES THAT THE EXISTING SETTLEMENT PONDS WILL BE UTILISED AS PART OF DEVELOPMENT. AS THESE PONDS WILL MOST LIKELY WILL CONTAIN CONTAMINATED WATER THEY WILL HAVE TO BE FULLY SEALED.
- 4- THE APPLICANT DOES NOT CLARIFY IF CRUSHED ROCK FROM ABOVE SITE WILL BE FURTHER PROCESSED AT OTHER SITES OWNED OR OPERATED BY MILFORD QUARRIES = KILCARRIG QUARRIES. THIS IS IMPORTANT AS AN COIMISIÚN PLEANÁLA MUST CLARIFY THAT IF THIS IS THE CASE, ALL THESE SITES HAVE PROPER PLANNING PERMISSIONS AND ARE IN COMPLIANCE OF ALL CONDITIONS.
- 5- TRAFFIC- THERE WILL ALSO BE A HUGE INCREASE IN LORRY MOVEMENTS FROM DIRECT SALES TO THE PUBLIC. THIS WILL MORE THAN LIKELY DOUBLE TRAFFIC MOVEMENTS ON NARROW LOCAL ROADS. THERE IS NO POINT PUTTING A CONDITION TO PREVENT THIS, AS THIS CONDITION - NO SALES TO THE PUBLIC IS IN PLACE AT NEAR-BY POWERTOWN QUARRY. AND IS TOTALLY IGNORED ON A DAILY BASIS.  
ALSO APPLICANT'S TRAFFIC NUMBERS ARE MINIMUM AND WITH NO MONITORING OR OVER-SIGHT TRAFFIC MOVEMENTS WILL AT LEAST DOUBLE.

### ISSUES TO BE CLARIFIED

- 6- WASHING PLANT - MILFORD QUARRIES DOES NOT CLARIFY IF A WASHING PLANT IS GOING TO BE INSTALLED AT ABOVE SITE. THIS NEEDS CLARITY AS THE LARGE VOLUMES OF WATER FROM WASHING PLANT WILL BE SOILED AND MOST LIKELY CONTAMINATED, AND END-UP IN THE RIVER BARROW-SAC.
- 7- APPLICATION MENTIONS CRUSHING - SCREENING AND ASSOCIATED PLANT. APPLICANT SHOULD CLARIFY WHAT ASSOCIATED PLANT WILL BE INSTALLED.
- 8- CRUSHING - NOISE AND DUST FROM CRUSHING ROCK CAN BE EXTREMELY ANNOYING. APPLICANT STATES CRUSHING WILL ONLY TAKE PLACE EVERY 6 WEEKS OR SO. THIS IS FALSE AND MIS-LEADING AS ABOVE STONE QUARRY IS ALL ABOUT CRUSHING ROCK, AND CRUSHING PLANT MOST LIKELY WILL HAVE TO OPERATE FULL TIME EVERY DAY, SO AS TO ACHIEVE THE TONNAGE MENTIONED IN APPLICATION.
- 9- DO NOTHING - ALTERNATIVE - APPLICANT STATES THAT IF PLANNING APPLICATIONS ARE REFUSED, THE ABOVE SITE WILL BECOME CONTAMINATED AS THE BREAK-DOWN OF THE SETTLEMENT POND'S SYSTEM WOULD ALLOW FOR SEDIMENT RUN-OFF TO POLLUTE THE ADJOINING WATERWAYS.  
IF THESE PLANNING APPLICATIONS ARE REFUSED - AND THEY SHOULD BE - WHAT'S STOPPING MILFORD QUARRIES FROM OBTAINING PLANNING PERMISSION TO FULLY RESTORE ABOVE SITE.  
MILFORD QUARRIES SEEM TO THINK THAT IF BOTH PLANNING APPLICATIONS ARE REFUSED, THEY HAVE NO OBLIGATION TO RESTORE ABOVE SITE. IT SHOULD BE CLARIFIED TO MILFORD QUARRIES THAT THEY HAVE EVERY OBLIGATION TO RESTORE ABOVE SITE, AS THE SITE WAS UN-AUTHORISED WHEN THEY PURCHASED IT.

ISSUES TO BE CLARIFIED

- 10- APPLICANT STATES THAT SEDIMENT RUN-OFF FROM SITE SETTLEMENT PONDS IF DISCHARGED INTO LOCAL STREAMS WILL POLLUTE THEM - DO NOTHING ALTERNATIVE -  
 IF PLANNING PERMISSIONS ARE GRANTED HUGE QUANTITIES OF CONTAMINATED WATER INCLUDING SEDIMENT RUN-OFF WILL BE DISCHARGED INTO LOCAL STREAMS AND POLLUTE THEM, AND IN TURN THE NEAR-BY RIVER BARROW - SAC.

THE MAIN REASONS BOTH OF THESE PLANNING APPLICATIONS SHOULD BE REFUSED.

- 1- UNDER SUBSTITUTE CONSENT REGULATIONS = [EXCEPTIONAL - CIRCUMSTANCES] AN COMISIÚN PLEANÁLA ARE PREVENTED FROM GRANTING PERMISSION FOR THE SUBSTITUTE CONSENT APPLICATION.  
 ALSO THESE SAME REGULATIONS SHOULD PREVENT AN COMISIÚN PLEANÁLA FROM GRANTING PERMISSION UNDER SECTION - 37-L.
- 2- SERIOUS RISK OF POLLUTION OF RIVER BARROW - SAC, AND ALSO GROUND-WATER.
- 3- HUGE AMOUNT OF EXTRA TRAFFIC - LORRY MOVEMENTS - THROUGH SMALL VILLAGE, ESPECIALLY WHEN CHILDREN ARE BEING DROPPED OFF AND COLLECTED FROM SCHOOL.
- 4- MILFORD QUARRIES - KILCARRIG QUARRIES. LONG RECORD OF NON COMPLIANCE OF PLANNING AND WASTE PERMIT CONDITIONS ATTACHED TO ALL THE QUARRIES THEY OWN OR OPERATE.
- 5 THERE ARE AT LEAST 10<sup>00</sup> QUARRIES 5 OF WHICH ARE STONE QUARRIES WITHIN A FEW MILES OF ABOVE SITE, AND THIS QUARRY IS NOT REQUIRED FOR LOCAL OR NATIONAL NEEDS.



ROCK BLASTING

EVEN IF PLANNING PERMISSION IS GRANTED FOR ABOVE SITE, ROCK BLASTING SHOULD NOT BE ALLOWED UNDER ANY CIRCUMSTANCES FOR THE FOLLOWING REASONS

- 1 TOXIC RESIDUES FROM BLASTING WILL ENTER GROUND-WATER AND ALSO ENTER THE RIVER BARROW = S.A.C.
- 2 DUST AND NOISE LEVELS WILL BE INTOLERABLE AS SITE IS Hugely ELEVATED.
- 3 THE MEANS OF EXTRACTING ROCK AT EXISTING QUARRY WAS THROUGH MECHANICAL MEANS, AND IF PLANNING APPLICATIONS ARE SUCCESSFUL THIS SHOULD STAY THE SAME. WITH NO BLASTING ALLOWED.

THESE PLANNING APPLICATIONS SHOULD BE REFUSED FOR ALL THE ABOVE REASONS INCLUDING MY SUBMISSIONS RE PL-2560436 CARLOW CO COUNCIL WHICH CLEARLY SHOW THE NON COMPLIANCE ISSUES ASSOCIATED WITH MILFORD QUARRIES = KILCARRIG QUARRIES. = BOTH COPIES ENCLOSED.

George Doyle 087 902 8861

PLANNING SECTION  
CARLOW CO COUNCIL

CURRACRUI  
BAGENALSTOWN  
CO CARLOW

SUBMISSIONS RE - PL APPLICATION 26-1-2026  
PL- 2560436

PROPOSED RETENTION OF ROCK SPLITTER AND  
ASSOCIATED SHED - WASHING PLANT - E.S.B. SUBSTATION  
AND WELDING SHED AT POWERTOWN MILFORD CO CARLOW  
FOR MILFORD QUARRIES - PL REF. - 2560436.

ADDITIONAL SUBMISSIONS RE- ABOVE PLANNING  
APPLICATION

THE FOLLOWING SUBMISSIONS ARE MORE REASONS TO  
REFUSE THIS PLANNING APPLICATION

2022 - A.E.R. FOR POWERTOWN QUARRY

A.E.R. SUBMITTED BY MILFORD QUARRIES = [KILCARRIG QUARRIES]  
Is SUB-STANDARD AND DOES NOT CLARIFY COMPLIANCE  
OF THE MANY ENVIRONMENTAL CONDITIONS ATTACHED TO AT  
LEAST 6-NO PLANNING PERMISSIONS FOR POWERTOWN  
QUARRY. PL-REF-12-199 - PL-REF-10-202- PL-REF-13-187  
PL-REF-15-121 - PL-REF-04-684 - PL-REF-14-67- PL-REF-7-556

THE FOLLOWING ARE JUST A FEW ISSUES THAT SHOULD  
BE INCLUDED IN A.E.R. FOR POWERTOWN QUARRY BUT  
ARE NOT ADDRESSED IN ANY WAY.

PL- 10-202 OR ABP-01-238351

CONDITION - 6-H - MONITORING GROUND-WATER LEVELS - THIS

CONDITION SHOULD BE ENFORCED AS IT WOULD CLARIFY  
THAT MILFORD QUARRIES ARE INDEED EXTRACTING HUGE  
QUANTITIES OF SAND AND GRAVEL FROM UNDER WATER-  
TABLE WITH NO PLANNING PERMISSIONS - PERMITS OR  
LICENCES IN PLACE TO DO SO.

PL-REF-10-202-CON-7-B-1- A WRITTEN RECORD DERIVED FROM THE ON-SITE WEIGHBRIDGE OF THE QUANTITY OF MATERIAL LEAVING THE SITE. THIS QUANTITY SHALL BE SPECIFIED IN TONNES. ABOVE PLANNING APPLICATION STATES THAT NO INTENSIFICATION HAS TAKEN PLACE AT POWERTOWN QUARRY - IF THIS CONDITION HAD BEEN ENFORCED IT WOULD CLARIFY THIS ISSUE. DESPITE THIS CONDITION BEEN IN PLACE FOR 15 YEARS THIS CONDITION HAS NEVER BEEN COMPLIED WITH OR ENFORCED.

PL-REF-10-202-CON-7-B- STATES THAT INDEPENDENT ENVIRONMENTAL AUDITORS APPROVED IN WRITING BY THE PLANNING AUTHORITY SHALL CARRY OUT THIS AUDIT.

THIS CONDITION HAS NEVER BEEN COMPLIED WITH AND A NEW FULLY INDEPENDENT ENVIRONMENTAL AUDIT SHOULD BE LOOKED FOR TO CLARIFY ALL THE SERIOUS ENVIRONMENTAL ISSUES I HAVE RAISED IN THESE SUBMISSIONS, AND ALSO MY PREVIOUS SUBMISSIONS ON ABOVE PLANNING APPLICATION.

PL-REF-10-202-CON-7-C- STATES IN ADDITION TO THIS ANNUAL AUDIT, THE DEVELOPER SHALL SUBMIT QUARTERLY REPORTS WITH FULL RECORDS OF DUST MONITORING, NOISE MONITORING, SURFACE-WATER QUALITY MONITORING, AND GROUND-WATER MONITORING. DETAILS OF SUCH INFORMATION SHALL BE AGREED IN WRITING WITH THE PLANNING AUTHORITY. THIS CONDITION HAS NEVER BEEN COMPLIED WITH OR ENFORCED.

PL-12-199 - AN B.P - 01.241819

PL-12-199-CON-6- STATES E.M.S. TO BE UP-DATED AND AGREED IN WRITING.

THERE IS NO EVIDENCE ON FILE OF WRITTEN AGREEMENT, AND E.M.S. SUBMITTED BY MILFORD

PL- REF - 12-199

QUARRIES DOES NOT IN ANY WAY REFLECT OR CLARIFY ALL DEVELOPMENTS = AT LEAST 7 PLANNING PERMISSIONS ATTACHED TO POWERTOWN QUARRY, AND ALSO THE SERIOUS ISSUE OF EXTRACTING LARGE VOLUMES OF SAND AND GRAVEL FROM UNDER WATER TABLE WITH NO PLANNING PERMISSIONS - LICENCES - OR PERMITS IN PLACE TO DO SO. A NEW UP-DATED E.M.S - AGREED IN WRITING WITH C.C.C. SHOULD BE SUBMITTED TO CLARIFY ALL THE ISSUES I HAVE RAISED IN THESE AND PREVIOUS SUBMISSIONS

### WASTE PERMITS ATTACHED TO POWERTOWN QUARRY

THERE ARE A NUMBER OF WASTE PERMITS ATTACHED TO POWERTOWN QUARRY AND MOST LIKELY A LARGE AMOUNT OF WASTE MATERIALS HAS BEEN AND IS BEEN DEPOSITED UNDER GROUND-WATER LEVELS, PUTTING GROUND-WATER AT SERIOUS RISK OF CONTAMINATION THIS SERIOUS ISSUE SHOULD ALSO BE ADDRESSED IN NEW UP-DATED E.M.S AND NEW - A.E.R.

PL-12-199 - CON - 10 - STATES - WATER SUPPLY AND DRAINAGE ARRANGEMENTS, INCLUDING THE DISPOSAL OF SURFACE-WATER SHALL COMPLY WITH THE REQUIREMENTS OF THE PLANNING AUTHORITY.

MILFORD QUARRIES HAVE ALWAYS STATED THAT NO GROUND-WATER IS USED AT POWERTOWN QUARRY AND WATER SUPPLY IS [MAGIC] WATER COLLECTED IN SPECIAL LAGOONS, WHEN IN FACT THESE LAGOONS CONTAIN GROUND WATER = SEE GOOGLE MAPS OF POWERTOWN QUARRY IN NEW ABOVE PLANNING APPLICATION MILFORD QUARRIES STATE THEY DO INDEED USE GROUND-WATER FROM PRIVATE WELL ON SITE. THIS ISSUE SHOULD ALSO BE CLARIFIED IN NEW - E.M.S. AND NEW A.E.R.



PL-12-199 - CON-8-B-LAGOONS - THIS CONDITION STATES THAT ALL LAGOONS SHALL BE SUITABLY SIZED AND OF SECURE CONSTRUCTION AND MAINTAINED TO THE PLANNING AUTHORITY'S SATISFACTION SO AS TO ENSURE THAT NO WATER IS DISCHARGED TO GROUND-WATER OR SURFACE WATER. LAGOONS SHALL BE CONSTRUCTED TO THE STANDARDS SET OUT IN THE DOCUMENT - ENVIRONMENTAL MANAGEMENT GUIDELINES IN THE EXTRACTIVE INDUSTRY ISSUED BY THE ENVIRONMENTAL PROTECTION AGENCY IN 2006.

FIRST OF ALL GOOGLE MAPS OF POWERTOWN QUARRY CLEARLY SHOW AT LEAST 12-15 EXTREMELY LARGE LAGOONS

IN ORDER TO COMPLY WITH THIS CONDITION IN PROTECTING THE GROUND-WATER ALL THE LAGOONS WOULD HAVE TO BE SEALED USING HEAVY INDUSTRIAL RUBBER LININGS BUT THIS IS NOT THE CASE AS MILFORD QUARRIES STATE THEY HAVE COMPLIED WITH THIS CONDITION USING MAGIC CLAY WHICH IS UN-BELIEVABLE.

THE WATER IN LAGOONS IS GROUND-WATER AND NOT SURFACE WATER OR RE-CYCLED WATER AS MILFORD QUARRIES WOULD HAVE US ALL BELIEVE.

AS THESE LAGOONS ARE TO BE MAINTAINED TO THE PLANNING AUTHORITY'S SATISFACTION YOU WOULD IMAGINE THAT THIS SERIOUS ISSUE WOULD HAVE BEEN NOTICED BY NOW AS CONDITION IN PLACE FOR 13 YEARS.

THIS IS ONE OF THE MOST SERIOUS ISSUES REGARDING POWERTOWN QUARRY AND ENFORCEMENT SHOULD TAKE PLACE IMMEDIATELY, EVEN IF THIS PLANNING APPLICATION IS REFUSED OR WITH-DRAWN.

THIS SERIOUS ISSUE SHOULD BE ADDRESSED IN NEW UP-DATED E.M.S. AND NEW A.E.R. AND ALSO COMPLY WITH ALL E.P.A. GUIDELINES AND REGULATIONS, AS PER CONDITION.

PL- REF - 13-187

CON-3-B- STATES NO DIRECT SALES TO THE PUBLIC  
AS PERMITTED ON SITE.

ON A DAILY BASIS DIRECT SALES TO THE PUBLIC  
OCCURS, WHICH REQUIRES A NEW PLANNING PERMISSION.  
THIS ISSUE SHOULD ALSO BE ADDRESSED IN NEW E.M.S.  
AND NEW A.E.R.

PL-REF-13-187 - CON-6- THE EXTENT AND DEPTH OF THE  
PROPOSED QUARRY SHALL BE INDICATED ON THE  
DRAWINGS AND DOCUMENTS SUBMITTED TO THE PLANNING  
AUTHORITY. A PERMANENT BENCHMARK SHALL BE SET UP  
ON THE SITE AGAINST WHICH ALL EXCAVATION DEPTHS  
SHALL BE CHECKED. DETAILS IN THIS REGARD SHALL  
BE SUBMITTED AND AGREED WITH THE PLANNING AUTHORITY  
BEFORE DEVELOPMENT COMMENCES.

IF THIS CONDITION WAS COMPLIED WITH, [WHICH IT IS  
NOT] A PERMANENT BENCHMARK WOULD CLARIFY THAT  
MILFORD QUARRIES ARE INDEED EXTRACTING HUGE AMOUNTS  
OF SAND AND GRAVEL FROM UNDER GROUND-WATER LEVELS.  
THIS CONDITION REQUIRED THE AGREEMENT OF CCC.  
WHICH THERE IS NO COPY ON FILE.

THIS ISSUE SHOULD BE ADDRESSED IN NEW E.M.S.  
AND NEW A.E.R.

PL-13-187 - CON-14- STATES - THE DEVELOPER SHALL PUT IN  
PLACE A PROGRAMME TO ENSURE THAT MEMBERS OF THE  
PUBLIC CAN OBTAIN INFORMATION CONCERNING ALL EMISSIONS  
FROM THIS ACTIVITY.

AS THERE IS VERY LITTLE INFORMATION RE - EMISSIONS  
ON FILE IN PLANNING SECTION CCC, I CONTACTED KILCARRIG  
QUARRIES MANY TIMES INCLUDING E MAILS TO VIEW THIS  
INFORMATION, BUT TO DATE KILCARRIG QUARRIES WILL  
NOT ENGAGE WITH ME ON ANY LEVEL. THIS ISSUE SHOULD BE  
ADDRESSED IN NEW E.M.S. AND NEW A.E.R.

PL-REF-13-187

PL-REF-13-187-CON-15- STATES PRIOR TO JAN 15<sup>TH</sup> EACH YEAR, THE APPLICANT SHALL SUBMIT A SUMMARY REPORT OF ALL MONITORING CARRIED OUT IN THE PREVIOUS YEAR.

THESE SUMMARY REPORTS ARE IN ADDITION TO THE A.E.R'S REQUIRED, BUT AGAIN THIS CONDITION HAS NOT BEEN COMPLIED WITH OR ENFORCED. THIS ISSUE SHOULD BE ADDRESSED IN NEW E.M.S. AND NEW A.E.R.

WATER MANAGEMENT AND WATER TESTING  
REQUIREMENTS FOR POWERSTOWN QUARRY.

PL-REF-13-187-CON-30-A.E.R.

THE STARTING POINT FOR THIS A.E.R. IS THAT DETAILS OF AN ENVIRONMENTAL MONITORING SHALL BE SUBMITTED TO AND AGREED IN WRITING WITH CCC WITHIN 8 WEEKS OF GRANT OF PERMISSION. THERE IS NO EVIDENCE ON FILE OF WRITTEN AGREEMENT IN PLACE.

IN REGARDS WATER TESTING AND MONITORING AT POWERSTOWN QUARRY THE FOLLOWING ISSUES SHOULD BE CLARIFIED IN AND FORM PART OF NEW UP-DATED - E.M.S AND NEW A.E.R.

A- MONITORING LOCATIONS - AT PRESENT TESTING OF GROUND-WATER TAKES PLACE AT ONLY 2 LOCATIONS, DESPITE EXTRACTION AREA BEING AT LEAST 3 TIMES LARGER IN SIZE SINCE 2013 WHEN PL-13-187 WAS GRANTED. THIS IS A HUGE QUARRY AND AT LEAST 6-8 WATER TESTING = [GROUND-WATER] LOCATIONS ARE REQUIRED.

B- PL-REF-13-187-CON-26-A- STATES THAT IN VIEW OF THE FACT THAT THE DEVELOPMENT IS LOCATED ON A REGIONAL AQUIFER, TWIN BOREHOLES ARE TO BE INSTALLED

IN ORDER TO MONITOR THE BEDROCK AND GRAVEL AQUIFERS SEPARATELY.

TWIN BOREHOLES WOULD REQUIRE 2 SEPERATE WATER TESTS EACH TIME TESTING IS REQUIRED - ONE FOR BEDROCK AQUIFER AND ONE FOR GRAVEL AQUIFER. DESPITE THIS PL- CONDITION BEING IN PLACE FOR 12 YEARS, THE TWIN BOREHOLES WERE NEVER INSTALLED AND AS A RESULT THE BEDROCK AQUIFER HAS NEVER BEEN MONITORED OR TESTED.

THIS PLANNING CONDITION SHOULD BE ENFORCED IMMEDIATELY

THIS SERIOUS ISSUE SHOULD ALSO BE ADDRESSED IN NEW UP-DATED E.M.S. AND NEW A.E.R.

C-PL-13-187-CON-26-B STATES ALL PRIVATE WELLS WITHIN 500 METRES OF THE SITE SHALL BE MONITORED ON AN ANNUAL BASIS FOR THE ABOVE PARAMETERS AND GROUND-WATER LEVELS.

THERE IS NO EVIDENCE ON FILE OR IN 2024-AER FOR POWERTOWN THAT THIS CONDITION HAS BEEN COMPLIED WITH. THIS SERIOUS ISSUE SHOULD BE ADDRESSED IN NEW UP-DATED E.M.S. AND NEW AER.

D-PL-13-187-CON-27-C STATES NO EXTRACTION SHALL TAKE PLACE WITHIN ONE METRE OF THE HIGHEST SEASONAL WATER TABLE LEVEL. THIS IS PROBABLY THE MOST IMPORTANT PLANNING CONDITION ATTACHED TO POWERTOWN QUARRY, BUT GOOGLE MAPS AND INDEED MILFORD QUARRIES = KILCARRIG QUARRIES TRACK RECORD SHOWS HUGE AREAS OF EXPOSED GROUND-WATER THE RESULT OF MILFORD QUARRIES EXTRACTING HUGE VOLUMES OF SAND AND GRAVEL FROM UNDER WATER-TABLE WITH NO PLANNING PERMISSIONS - PERMITS - OR LICENCES IN PLACE.



EXTRACTING HUGE AMOUNTS OF SAND AND GRAVEL FROM UNDER WATER-TABLE AT POWERTOWN QUARRY WOULD NOT BE ALLOWED IN ANY PLANNING PERMISSIONS FOR POWERTOWN QUARRY, THAT MIGHT BE GRANTED IN THE FUTURE, AND MILFORD QUARRIES SHOULD BE INSTRUCTED BY CARLOW CO. COUNCIL TO CEASE ALL OPERATIONS AT ABOVE SITE UNTIL THIS SERIOUS ISSUE IS ADDRESSED. THIS ISSUE SHOULD ALSO BE ADDRESSED IN NEW E.M.S. AND NEW AER FOR POWERTOWN QUARRY.

PL-REF - 15-121

PL-REF-15-121 - CON-7-A STATES THE STREAM ADJACENT TO THE SITE SHALL BE MONITORED UP-STREAM AND DOWN-STREAM, BI-ANNUALLY FOR THE PARAMETERS IN THE E.C. ENVIRONMENTAL OBJECTIVES [GROUNDWATER] REGULATIONS 2010, SCHEDULE 5 FOR INORGANICS, METALS AND ORGANIC PARAMETERS. IN ADDITION, ANALYSIS IS REQUIRED FOR PRO [C5-C10], DRO- [C10-C25] AND MINERAL OILS [C10-C40]. 2022 AER FOR ABOVE SITE ONLY CONTAINS 10 SETS OF WATER-TEST RESULTS, WHICH IF YOU INCLUDE THE REQUIREMENT FOR TESTING THE TWIN BOREHOLES WHICH ALONE REQUIRE 8 SEPERATE WATER TESTS - 4 FOR BED-ROCK AQUIFER AND 4 FOR SAND AND GRAVEL AQUIFER AS PER PLANNING CONDITION, THE TOTAL NUMBER OF WATER TESTS REQUIRED FOR ABOVE SITE AND PRIVATE WELLS WITHIN 500 METRES OF ABOVE SITE, AND COMPLYING WITH ALL PLANNING CONDITIONS ATTACHED TO AT LEAST 7 PLANNING PERMISSIONS FOR ABOVE SITE, AND CONSIDERING HUGE INCREASE IN FOOT PRINT OF SITE SINCE MOST OF ENVIRONMENTAL CONDITIONS WERE PUT IN PLACE, THE AMOUNT OF WATER TESTS REQUIRED IS AT LEAST 20-30 WATER TESTS. THIS SHOULD BE ADDRESSED IN NEW UP-DATED E.M.S AND NEW AER.

PL-REF-15-121

PL-REF-15-121- CON-7-A- THIS CONDITION CLEARLY STATES WHAT PARAMETERS ARE TO BE INCLUDED IN WATER TESTS [PLEASE SEE PREVIOUS PAGE] BUT IT IS NOT CLEAR IF ALL PARAMETERS ARE BEEN TESTED AS PER CONDITIONS THIS ISSUE SHOULD BE ADDRESSED IN NEW UP-DATED E.M.S AND NEW A.E.R.

PL-REF-15-121- CON-7-E- STATES A.E.R. TO INCLUDE INTERPRETATION OF MONITORING RESULTS

INTERPRETATION SHOULD INCLUDE RESULT OF WATER TESTS + LIST OF EUROPEAN GUIDELINES, TO COMPARE TEST RESULTS TO, WHICH WOULD CLARIFY COMPLIANCE.

THE BEST MILFORD QUARRIES CAN OFFER IS A FEW SCRIBBLES ON TEST RESULTS WITH NO CLARITY.

PL-REF-15-121- CON-7-E- STATES A.E.R. TO INCLUDE AIR POLLUTION LICENCE MONITORING RESULTS.

THIS MORE THAN LIKELY REFERS TO THE SAND DRYING OPERATION AT POWERTOWN - PL-REF-04-684.

SAND DRYING OPERATION REQUIRES LARGE AMOUNTS OF HEAT, PROBABLY USING LARGE OIL BURNERS, WHICH EMIT LARGE VOLUMES OF CONTAMINANTS INTO THE ATMOSPHERE.

AIR POLLUTION LICENCE OR EMISSIONS LICENCE SHOULD BE IN PLACE FOR SAND DRYING OPERATION.

SAND DRYING OPERATION IS IN PLACE FOR THE PAST 21 YEARS WITH NO OVER-SIGHT WHAT SO EVER.

THIS SERIOUS ISSUE SHOULD BE ADDRESSED IN NEW UP-DATED E.M.S AND NEW A.E.R.

PL-REF-15-121

PL-REF-15-121- CON-7-E- STATES AER SHALL CONTAIN, QUANTITY AND TYPE OF MATERIALS REMOVED FROM THE SITE AND BROUGHT TO THE SITE.

THIS IS AN IMPORTANT CONDITION AND SHOULD BE ENFORCED FOR THE FOLLOWING REASONS.

A- THERE ARE A NUMBER OF WASTE PERMITS ATTACHED TO POWERTOWN QUARRY, AND NO DOUBT LARGE QUANTITIES OF WASTE HAS AND IS BEEN DEPOSITED UNDER WATER-TABLE - PLEASE SEE COPY OF GOOGLE MAPS. PUTTING GROUND-WATER AT SERIOUS RISK OF CONTAMINATION.

IF ABOVE CONDITION WAS COMPLIED WITH IT WOULD CLARIFY HOW SERIOUS THE ISSUE IS.

B- ALSO IF ABOVE CONDITION WAS COMPLIED WITH IT WOULD CLARIFY IF INTENSIFICATION HAS OCCURED AT POWERTOWN QUARRY. MILFORD QUARRIES DENY THIS IN THIS PLANNING APPLICATION.

THESE ISSUES SHOULD BE ADDRESSED IN NEW UP-DATED E.M.S. AND NEW A.E.R.

PL-REF-12-199

PL-REF-12-199- CON-7-C- STATES - FOLLOWING THE BORE-HOLE CONSTRUCTION AND WITHIN THREE MONTHS OF GRANT OF PERMISSION, A HYDROGEOLOGICAL REPORT SHALL BE SUBMITTED WHICH WILL REVIEW THE GROUND-WATER REGIME

THERE IS NO EVIDENCE ON FILE OF THIS REPORT, AND THIS CONDITION SHOULD BE ENFORCED AS IT WOULD CLARIFY THE SERIOUS DAMAGE BEEN DONE TO THE GROUND-WATER AT POWERTOWN QUARRY.

REPORT SHOULD BE FULLY INDEPENDENT AND ADDRESS ALL GROUNDWATER ISSUES.- THESE ISSUES SHOULD ALSO FORM PART OF NEW UP-DATED E.M.S AND NEW - A.E.R. AS NO DOUBT A NEW GROUND-WATER REGIME WILL RESULT.

## CARLOW CO COUNCILS MONITORING AND OVER-SIGHT OF POWERTOWN QUARRY

ON TUES 20<sup>TH</sup> JAN 2026 I VISITED THE PLANNING SECTION OF CARLOW CO COUNCIL AND VIEWED 7 PLANNING FILES ATTACHED TO POWERTOWN QUARRY.

DESPITE POWERTOWN QUARRY BEING IN OPERATION FOR 30 YEAR OR MORE, THERE IS ALMOST ZERO EVIDENCE ON FILE OF ENFORCEMENT OR OVER-SIGHT.

THE ONE LETTER ON FILE = [PLEASE SEE ATTACHED COPY] REGARDING ENFORCEMENT AND DATED 16-12-2022

LOOKS FOR CLARIFICATION OF COMPLIANCE OF AT LEAST 33 PLANNING CONDITIONS.

MILFORD QUARRIES RESPONDED WITH REPORT DATED 26-1-2023 [PLEASE SEE FULL COPY ATTACHED], BUT THIS REPORT ONLY CONTAINS - LIST OF PLANNING CONDITIONS - ENVIRONMENTAL GUIDELINES - MANAGEMENT ORGANISATION AND RESPONSIBILITIES.

REPORT DOES NOT SHOW PROOF OF COMPLIANCE OF ANY PLANNING CONDITIONS, AS REQUESTED

IT IS VERY DISAPPOINTING THAT CARLOW CO COUNCIL DID NOT RESPOND TO SUB STANDARD REPORT AND ENFORCE ALL PLANNING CONDITIONS ATTACHED TO POWERTOWN QUARRY.

THIS SERIOUS ISSUE SHOULD BE ADDRESSED IN NEW UP-DATED E.M.S AND NEW AER.

WRITTEN AGREEMENTS ON ENVIRONMENTAL CONDITIONS  
TO BE PUT IN PLACE BETWEEN CARLOW CO COUNCIL AND MILFORD QUARRIES AS PER PLANNING CONDITIONS.

THERE ARE AT LEAST 15-20 WRITTEN AGREEMENTS THAT SHOULD BE IN PLACE, BUT ARE NOT. THESE AGREEMENTS WHICH ARE ENVIRONMENTAL AGREEMENTS SHOULD ALSO BE ADDRESSED IN NEW UP-DATED E.M.S AND NEW AER.



COMPLIANCE REPORT FOR POWERTOWN QUARRY FROM ENVIRONMENTAL SECTION CARLOW CO COUNCIL AND DATED 16-3-202  
PLEASE SEE ATTACHED COPY.

THIS REPORT STATES THAT POWERTOWN QUARRY AND ASSOCIATED INFRASTRUCTURE IS GENERALLY IN COMPLIANCE WITH THE ENVIRONMENTAL CONDITIONS CONTAINED IN PLANNING AND WASTE AUTHORISATIONS - RECOMMENDATION NO ACTION REQUIRED.

THIS REPORT IS FALSE AND MISLEADING AS THERE IS NO EVIDENCE ON FILE OF COMPLIANCE OF ENVIRONMENTAL CONDITIONS ATTACHED TO POWERTOWN QUARRY.

THIS REPORT SHOULD BE SENT BACK TO ENVIRONMENTAL SECTION FOR REVIEW AND CLARIFICATION, AND IF THEY STILL STAND OVER REPORT, THEY SHOULD CLARIFY AND SUBMIT IN WRITING ALL EVIDENCE TO SUPPORT THEIR STANCE. THIS IS VERY IMPORTANT FOR THE FOLLOWING REASONS.

- A- THIS PLANNING APPLICATION IF GRANTED OR NOT WILL MORE THAN LIKELY END UP IN AN COIMISIÚN PLEANÁLA AND A PROPER UP TO DATE COMPLIANCE REPORT FROM ENVIRONMENTAL SECTION IS ESSENTIAL FOR A C.P. IN DECIDING PLANNING APPLICATION

#### B- SUBSTITUTE CONSENT

AT PRESENT MILFORD QUARRIES HAVE AN APPLICATION FOR SUBSTITUTE CONSENT BEFORE AN COIMISIÚN PLEANÁLA.

I AM IN THE PROCESS OF MAKING SUBMISSIONS, MOSTLY REGARDING THE NON COMPLIANCE OF PLANNING CONDITIONS AND THEIR LONG HISTORY OF NON COMPLIANCE OF ENVIRONMENTAL CONDITIONS AT AT LEAST 3 OTHER SITES THAN POWERTOWN. UNDER SUBSTITUTE-CONSENT REGULATIONS AN COIMISIÚN PLEANÁLA MUST HAVE REGARD = [NOT GUIDELINES] TO THE FOLLOWING MATTERS - WHETHER MILFORD QUARRIES = [KILCARRIG

QUARRIES HAS COMPLIED WITH PREVIOUS PLANNING PERMISSIONS GRANTED OR HAS PREVIOUSLY CARRIED OUT AN UN-AUTHORISED DEVELOPMENT.

THERE IS A SERIOUS ONUS ON ENVIRONMENTAL SECTION TO RE VISIT COMPLIANCE REPORT AND TAKE INTO CONSIDERATION ALL MY SUBMISSIONS REGARDING THIS PLANNING APPLICATION

NEW COMPLIANCE REPORT SHOULD ALSO FORM PART OF NEW UP-DATED E.M.S. AND NEW AER FOR POWERSTOWN QUARRY.

COMPLIANCE REQUEST LETTER DATED 16-12-2022

THIS COMPLIANCE LETTER REQUIRED MILFORD QUARRIES TO CLARIFY COMPLIANCE OF AT LEAST 33 PLANNING CONDITIONS ATTACHED TO POWERSTOWN QUARRY.

AS I HAVE ALREADY STATED, MILFORD QUARRIES RESPONSE WAS TO REPLY WITH A LOT OF PAPER WORK WHICH ONLY CONTAINED, - SECTIONS OF OLD E.M.S - SECTIONS OF OLD AERs - LIST OF PLANNING CONDITIONS - GUIDE-LINES FOR HEALTH AND SAFETY - COMMUNITY RELATIONS GUIDELINES - AND DID NOT ADDRESS COMPLIANCE OF THE 33 PLANNING CONDITIONS LISTED IN THE COMPLIANCE REQUEST LETTER.

AS STARTING POINT IN DECIDING THIS PLANNING APPLICATION SHOULD BE FOR MILFORD QUARRIES TO CLEARLY SHOW THAT THEY ARE IN FULL COMPLIANCE OF ALL PLANING CONDITIONS ATTACHED TO POWERSTOWN QUARRY.

COMPLIANCE REQUEST LETTER ONLY REFERS TO 4<sup>NO</sup> PLANNING PERMISSIONS ATTACHED TO POWERSTOWN QUARRY - PL-10-202 - PL-12-199 - PL-14-67 - AND PL-15-121 THERE ARE AT LEAST 3<sup>NO</sup> OTHER PLANNING PERMISSIONS ATTACHED TO POWERSTOWN QUARRY - PL-13-187 -

PL-4-684 - AND - PL-7-556.

AND THERE ARE SERIOUS NON COMPLIANCE ISSUES WITH THESE 3<sup>rd</sup> PLANNING PERMISSIONS. EXAMPLES -

PL-13-187 - CON-3-B - CON-5 - CON-6 - CON-14 - CON-15  
CON-23 - CON-26 - CON-26-B - CON-27 - CON-27-B - CON-27-C  
CON-30-B

JUST ONE EXAMPLE OF SERIOUS NON COMPLIANCE - PL-13-187 -  
CON-27-C. STATES THAT NO EXTRACTION SHALL TAKE PLACE  
WITHIN ONE METRE OF THE HIGHEST SEASONAL WATER-TABLE  
LEVEL.

NON COMPLIANCE OF THIS ONE CONDITION, - [WHICH IS  
THE CASE] AS MILFORD QUARRIES ARE EXTRACTING HUGE  
VOLUMES OF SAND AND GRAVEL FROM UNDER WATER -  
TABLE WITH NO PLANNING PERMISSIONS - PERMITS - OR  
LICENCES IN PLACE TO DO SO.

THIS NON COMPLIANCE RENDERS ENTIRE POWERTOWN-QUARRY  
SITE UN-AUTHORISED AS ALL 7<sup>th</sup> PLANNING PERMISSIONS  
ATTACHED TO POWERTOWN QUARRY WERE ISSUED ON THE  
UNDERSTANDING THAT NO EXTRACTION OF SAND AND GRAVEL  
WOULD TAKE PLACE UNDER WATER-TABLE LEVELS.

PLEASE SEE ALL SUBMISSIONS ON THIS ISSUE.

PL-04-684 - REFERS TO SAND DRYING OPERATION AT POWERTOWN  
QUARRY. THIS SAND DRYING OPERATION REQUIRES LARGE  
AMOUNTS OF HEAT, AND THIS IS PRODUCED MOST LIKELY  
USING OIL BURNERS WHICH EMIT LARGE AMOUNTS OF  
CONTAMINANTS INTO THE ATMOSPHERE.

THIS SAND DRYING OPERATION REQUIRES - EMISSIONS LICENCE  
OR PERMIT OR AIR POLLUTION LICENCE.

NEW COMPLIANCE REQUEST LETTER SHOULD ADDRESS ALL  
NON COMPLIANCE ISSUES ON ALL 7<sup>th</sup> PLANNING PERMISSIONS  
ATTACHED TO POWERTOWN QUARRY.

PL-10-202 - CON-7-B- STATES THAT AER TO BE CARRIED OUT BY INDEPENDENT ENVIRONMENTAL AUDITORS, APPROVED IN WRITING BY CARLOW CO COUNCIL.

ALL AER'S SUBMITTED BY MILFORD QUARRIES SEEM TO BE CARRIED OUT BY - I.C.F. = IRISH CONCRETE FEDERATION OR EX-EMPLOYEE OF - I.C.F.

I.C.F. WAS SET UP BY QUARRY OWNERS, AND IT SEEMS MILFORD QUARRIES IS A FULLY PAID UP-MEMBER.

ALLOWING I.C.F. OR EX-EMPLOYEE TO CARRY OUT AER'S AMOUNTS TO NOTHING MORE THAN SELF REGULATION, WHICH SHOULD NOT BE ALLOWED, IN ANY CIRCUMSTANCES.

NEW E.M.S. AND NEW UP-DATED AER SHOULD BE FULLY INDEPENDENT AND AGREED IN WRITING WITH CARLOW CO COUNCIL AS PER ABOVE PLANNING CONDITION.

#### AN COIMISIÚN PLEANÁLA

ANOTHER REASON WHY ALL MY CONCERNS REGARDING NON COMPLIANCE OF PLANNING AND WASTE PERMIT CONDITIONS AT POWERTOWN QUARRY SHOULD BE FULLY ADDRESSED AND CLARIFIED IN THIS PLANNING APPLICATION IS THAT A FEW MONTHS AGO I APPEALED A PLANNING DECISION THAT WAS GRANTED BY CARLOW CO COUNCIL REGARDING MILFORD QUARRIES AND POWERTOWN.

MOST OF MY SUBMISSIONS WERE NON COMPLIANCE ISSUES, AND I WAS VERY DISAPPOINTED TO DISCOVER THAT MY SUBMISSIONS COULD NOT BE TAKEN INTO ACCOUNT AS THEY WERE ENFORCEMENT ISSUES AND CARLOW CO COUNCIL SHOULD ADDRESS THEM.

PLEASE ADDRESS ALL MY CONCERNS AS I DO NOT WANT TO BE IN THE SAME POSITION AGAIN.

E. P. A. = ENVIRONMENTAL PROTECTION AGENCY

IN THE LAST WEEK OR SO I CONTACTED THE EPA REGARDING MILFORD QUARRIES PUTTING GROUND-WATER AT RISK OF SERIOUS CONTAMINATION BY EXTRACTING HUGE QUANTITIES OF SAND AND GRAVEL FROM UNDER WATER-TABLE WITH NO PLANNING PERMISSIONS - PERMITS - OR - LICENCES IN PLACE TO DO SO, AT POWERTOWN QUARRY, MILFORD. WHICH IS A EUROPEAN SITE WHICH HAS SPECIAL PROTECTION.

THE E.P.A. CLARIFIED TO ME THAT LEGISLATION PREVENTED THE E.P.A. FROM CARRYING OUT ANY TYPE OF INVESTIGATION ON ABOVE ISSUES, WHICH IS VERY DISAPPOINTING.

THE E.P.A. ALSO CLARIFIED TO ME THAT CARLOW CO COUNCIL HAS FULL ENFORCEMENT POWERS ON THIS ISSUE, AND WHAT'S MORE THEY SAID CARLOW CO COUNCIL SHOULD FULLY ENGAGE WITH ME ON THIS ISSUE, WHICH TO DATE THEY HAVE NOT EVEN THOUGH I HAVE REPORTED ABOVE ISSUE MANY TIMES OVER THE LAST NUMBER OF YEARS.

PLEASE ADDRESS THE ABOVE SERIOUS ISSUE AS STARTING POINT IN DECIDING THIS PLANNING APPLICATION.

NON COMPLIANCE OF PLANNING REGULATIONS AT POWERTOWN QUARRY.

ANOTHER EXAMPLE OF SERIOUS NON COMPLIANCE AT POWERTOWN QUARRY, IS THAT THIS PLANNING APPLICATION IS FOR RETENTION, BUT ALSO PL-10-202 - PL-12-199 - PL-15-121 - PL-13-187 WHICH COVERS MOST OF THE DEVELOPMENTS

AT POWERTOWN ARE ALSO FOR RETENTION

IT IS QUIET OBVIOUS THAT MILFORD QUARRIES HAVE VERY LITTLE RESPECT FOR PLANNING REGULATIONS.

THIS IS ANOTHER REASON WHY THIS PLANNING APPLICATION SHOULD BE REFUSED.



2022 AER FOR POWERTOWN QUARRY

THIS AER IS ALSO VERY SUB STANDARD WITH ZERO EVIDENCE OF COMPLIANCE OF ALL PLANNING CONDITIONS ATTACHED TO POWERTOWN QUARRY.

2022 AER IS A CARBON COPY OF PREVIOUS AER'S WITH ONLY A CHANGE OF DATES.

THIS IS ANOTHER REASON WHY A NEW UP-DATED EMS AND NEW AER IS REQUIRED AND SHOULD ADDRESS ALL PLANNING CONDITIONS ATTACHED TO ALL PLANNING PERMISSIONS AND WASTE PERMIT FOR POWERTOWN QUARRY.

IT IS VERY IMPORTANT THAT NEW EMS AND NEW AER ARE CARRIED OUT BY FULLY INDEPENDENT COMPANY - NOT I.C.F. OR EX EMPLOYEE.

NEW COMPANY HAS TO BE AGREED IN WRITING WITH CARLOW CO COUNCIL AS PER PLANNING CONDITION-PL-10-202-CON-7-B.

COSTS OF MONITORING POWERTOWN QUARRY

I HAVE ALWAYS BEEN TOLD BY CARLOW CO COUNCIL THAT THE LACK OF MONITORING AND OVERSIGHT OF POWERTOWN QUARRY WAS MOSTLY DOWN TO COSTS AND STAFF SHORTAGES.

BUT PL-14-67-CON-13-M - CLEARLY STATES THAT COSTS INCURRED BY CARLOW CO COUNCIL IN CARRYING OUT ANY NECESSARY MONITORING, MONITORING CHECKS, INSPECTIONS AND ENVIRONMENTAL AUDIT SHALL BE REIMBURSED BY THE MILFORD QUARRIES.

IT IS VERY DISAPPOINTING THAT THIS CONDITION WHICH IS IN PLACE FOR 11 YEARS HAS NEVER BEEN ENFORCED, BUT SHOULD BE ON A WEEKLY BASIS.

MAIN REASONS THIS PLANNING APPLICATION SHOULD BE REFUSED AND ENFORCEMENT TAKEN REGARDING NON COMPLIANCE OF PLANNING CONDITIONS ATTACHED TO AT LEAST 7<sup>th</sup> PLANNING PERMISSIONS AND WASTE PERMIT FOR POWERTOWN QUARRY

A- EMS AND AER<sup>S</sup> ARE SUB-STANDARD AND DO NOT IN ANY WAY CLARIFY COMPLIANCE OF THE MANY PLANNING AND WASTE PERMIT CONDITIONS ATTACHED TO POWERTOWN QUARRY.

B- EXTRACTION OF SAND AND GRAVEL FROM UNDER WATER TABLE IS UN-AUTHORISED, AND WOULD NOT BE ALLOWED IN ANY FUTURE PLANNING PERMISSIONS MILFORD QUARRIES MIGHT GET FOR POWERTOWN. ENFORCEMENT OF THIS ISSUE SHOULD BE CARRIED OUT IMMEDIATELY EVEN IF THIS PLANNING APPLICATION IS REFUSED OR WITH-DRAWING.

C MILFORD QUARRIES = [KILCARRIG QUARRIES] NOT TO BE PROUD OF LONG TRACK RECORD OF EXTRACTING HUGE VOLUMES OF SAND AND GRAVEL FROM UNDER WATER-TABLE AT OTHER SITES, INCLUDING - DUNLECKNEY QUARRY - BALLYMOON QUARRY AND CURRACROIT QUARRY.

D- KILCARRIG QUARRIES PROCESSING PLANT AT KILCARRIG BAGENALSTOWN IS IN OPERATION FOR AT LEAST 40+ YEARS. WITH NO UP TO DATE PLANNING PERMISSIONS OR WASTE PERMIT IN PLACE. THIS PROCESSING PLANT'S SOURCE OF SAND AND GRAVEL IS FROM POWERTOWN QUARRY SO PROCESSING PLANT SHOULD BE INCLUDED IN THIS PLANNING APPLICATION. ONE EXAMPLE OF NON COMPLIANCE IS THAT IN 40+ YEARS NOT A SINGLE AER. OR EMS HAS BEEN SUBMITTED OR REQUESTED, FOR PROCESSING PLANT. —

KILCARRIG QUARRIES PROCESSING PLANT AT KILCARRIG ALSO REQUIRES LARGE VOLUMES OF WATER ON A DAILY BASIS. THE SOURCE OF THIS WATER IS WATER EXTRACTED FROM BALLYMOON STREAM WITH NO EXTRACTION PERMIT OR LICENCE IN PLACE. THIS SERIOUS ISSUE SHOULD ALSO BE ADDRESSED IN THIS PLANNING APPLICATION.

KILCARRIG QUARRIES PROCESSING PLANT ALSO PRODUCES LARGE QUANTITIES OF WASTE FROM WASHING PLANT WITH THE WASTE BEING DEPOSITED OUT-SIDE THE SITE BOUNDARY SO A WASTE PERMIT IS REQUIRED BUT NOT IN PLACE. THIS ISSUE SHOULD BE ADDRESSED IN THIS PLANNING APPLICATION.

THE ABOVE PLANNING APPLICATION SHOULD BE REFUSED, AND ENFORCEMENT SHOULD BE CARRIED OUT AT POWERSTOWN AND KILCARRIG SITES.

PLEASE SEE ALL MY SUBMISSIONS REGARDING NON COMPLIANCE ISSUES AT ALL MILFORD QUARRIES - KILCARRIG QUARRIES SITES.

George Doyle - 087-9028861

## 2024 AER FOR POWERTOWN QUARRY.

AS MILFORD QUARRIES DID NOT BOTHER TO SUBMIT AER FOR 2023, YOU WOULD IMAGINE THAT THE 2024 AER WOULD BE SUBSTANTIAL AND CLARIFY ALL COMPLIANCE ISSUES ATTACHED TO AT LEAST 7<sup>th</sup> PLANNING PERMISSIONS AND WASTE PERMIT FOR POWERTOWN QUARRY. NOTHING COULD BE FURTHER FROM THE TRUTH. AS 2024 AER IS CARBON COPY OF THE VERY FEW AERS THAT MILFORD QUARRIES HAVE SUBMITTED OVER MANY YEARS IN THAT AER IS BASICALLY A LIST OF PLANNING CONDITIONS - COPY OF EMS - COPY OF GUIDELINES AND ONLY A FRACTION OF WATER TEST RESULTS REQUIRED AS PER CONDITIONS ON AT LEAST 7<sup>th</sup> PLANNING PERMISSIONS AND WASTE PERMIT ATTACHED TO POWERTOWN QUARRY. WHAT'S EVEN MORE DISAPPOINTING IS CARLOW CO COUNCILS MONITORING AND OVERSIGHT OF POWERTOWN QUARRY OVER THE YEARS WHICH IS ALMOST ZERO. PROOF OF THIS IS CARLOW CO COUNCIL SEEM TO HAVE NO ISSUE WITH MILFORD QUARRIES EXTRACTING HUGE QUANTITIES OF SAND AND GRAVEL FROM UNDER WATER-TABLE WITH NO PLANNING PERMISSION - PERMIT - OR LICENCE IN PLACE TO DO SO. WHAT'S ALSO DISAPPOINTING IS CARLOW CO COUNCILS OVERSIGHT OF THE 2024 AER WHERE IT SEEMS ONLY 3<sup>rd</sup> CONDITIONS OUT OF A TOTAL OF MORE THAN 100 - [ONE HUNDRED] CONDITIONS ATTACHED TO POWERTOWN QUARRY REQUIRE CLARITY.

PLEASE READ ALL MY SUBMISSIONS ON ABOVE ISSUES AND CLARIFY AND ENFORCE ALL CONDITIONS ON ALL 7<sup>th</sup> PLANNING PERMISSIONS + WASTE PERMIT ATTACHED TO POWERTOWN QUARRY.

AGAIN THIS PLANNING APPLICATION SHOULD BE REFUSED FOR ALL THE ABOVE REASONS.

George Doyle - 087-9028861



16<sup>th</sup> March 2023  
George Doyle  
Curracruit  
Bagenalstown  
Co. Carlow

**Re: AIE request AIE 01 2023 – RE: Waste Facility Permits/Quarries Carlow County Council**

Dear Mr. Doyle,

I refer to your request which you made under the European Communities (Access to Information on the Environment) Regulations 2007 to 2018 (S.I. No. 133 of 2007, S.I. No. 662 of 2011, S.I. 615 of 2014 and S.I. No. 309 of 2018) (hereafter referred to as the AIE Regulations) for an internal review of the decision to redact access to some records requested by you.

I note that this review is in response to your request for an internal review of the AIE request made by you and that this review is not intended to provide answer to the additional questions/queries raised by you in your letter dated 17<sup>th</sup> February 2023 other than where they relate to the decision to redact access to some of the records requested by you in your AIE request 01 2023.

I understand that the planning and environment departments are working to answer your additional queries/statements in your letter dated 17<sup>th</sup> February 2023 and these will be answered by separate correspondence.

**Result of the internal review of this decision**

~~As you will be aware from the acknowledgement of your request for an internal~~  
review, I was assigned to review your request. I made a decision on this review on 16<sup>th</sup> March 2023.

I have examined the records relevant to this request. I affirm the decision of the original decision maker to grant access in full to all details filed on External files/records and I list the details of same below (\* External File Summary). I am granting access to all the details/records with some information redacted by reason of, Article 8(a)(i) – personal information relating to a third party, including personal email contact details, names/addresses of persons outside Carlow County Council.



This is Kilcarrig's Waste Facility Permit in Kilree, Bagenalstown, Co. Carlow. It was granted on 30<sup>th</sup> May 2018 for a period of 60 months.

*Hard copy information includes the following:*

- *Waste Facility Permit Application - Nov 2017*
- *Annual Environmental Returns - 2018 - 2021*
- *Noise Monitoring - 2017 – 2022*
- *Dust Monitoring - 2017 - 2022*
- *Surface Water Monitoring - 2017 - 2021*
- *Groundwater Monitoring - 2018 - 2020*

*During 2020 and 2021 there was limited activity on site due to Covid-19.*

*Please note that the monitored results on the AER's have shown the Facility to be in substantial compliance and there are no exceedances recorded for Noise, Dust, Surface Water or Groundwater Monitored results.*

**2) Powerstown Quarry, Milford, Co. Carlow, including PL REF 10/202, 12/199, 14/67, 15/121 (Schedule of RECORDs NO. 3)**

*This is Kilcarrig's Waste Facility Permit in Powerstown, Co. Carlow WFP-CW-16-4. It was granted on 2<sup>nd</sup> August 2016 for a period of 60 months.*

*Hard copy information includes the following:*

- *Waste Facility Permit Application - April 2016*
- *Annual Environmental Returns - 2018 - 2021*
- *Noise Monitoring - 2015 - 2022*
- *Dust Monitoring - 2018 - 2022*
- *Surface Water Monitoring - 2015 - 2022*
- *Groundwater Monitoring - 2016 - 2022*
- *ICF Audit 2020 & 2021*
- *Report Sept 2019*

*During 2020 and 2021 there was limited activity on site due to Covid-19. Historic Inspector's Report in 2019 relating to QY 12/6 Kilcarrig Quarries Powerstown (South) that the operation of the quarry and associated infrastructure is generally in compliance with the environmental conditions contained in planning and waste authorisations. Recommendation no action required.*

*The "Irish Concrete Federation Audited AER" reports Noise levels to be compliant with conditions, any noise exceedances are explained by background road traffic noise, as one of the noise measurement locations is close to the adjacent R448 roadway.*



COMHAIRLE CONTAE  
CHEATHARLACH

CARLOW COUNTY COUNCIL

23

Contae na hOirthir,  
Bóthar Aibírlí,  
Cheatharlach, ROZB7B7

County Buildings,  
Aibí Road,  
Carlow CO 087R7

Tel: 0504 170500  
or 0504 170501 / 0504 170502  
Fax: 0504 170503

16<sup>th</sup> December 2022

Our Ref: CPL22/67

**Registered post**  
**Kilcarrig Quarries Ltd**  
**Kilcarrig Heights**  
**Bagenalstown**  
**Co. Carlow**

**Planning Permissions:** PL10/202 – ABP01.238351, PL12/199 – ABP01.241819  
PL14/67 & PL15/121

**Applicant:** Kilcarrig Quarries Ltd.  
**Location of Development:** Powerstown, Co. Carlow.

A Chara,

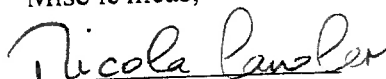
I refer to documentation received by the Planning Authority in September 2022 in relation to compliance with conditions attached to the above noted planning permissions. While the content of same is noted the full extent of compliance has not been received and no clear cross referencing has been provided in the documentation to the relevant condition(s).

In view of the foregoing and to enable the Planning Authority to carry out a comprehensive assessment of the matter, you are requested to submit revised documentation clearly setting out and highlighting the relevant planning permission(s) associated condition(s) with an appropriate individual response per condition to the matter raised. Where the information may be contained in the EMS clear cross referencing to the relevant section shall be provided. This information is to be submitted no later than Tuesday 31<sup>st</sup> January 2023

To assist you in this matter, please see below table of planning permissions and relevant conditions attached to same. You are further advised when formulating your response, to also take account of the full schedules of conditions attached to this correspondence.

| Planning Ref No. | An Bord Pleanála Ref No. | Condition numbers                            |
|------------------|--------------------------|----------------------------------------------|
| PL10/202         | 01.238351                | 2, 3, 6, 7, 8, 9, 10, 11 & 12                |
| PL12/199         | 01.241819                | 2, 6, 7, 8, 9, 10                            |
| PL14/67          |                          | 3, 7, 8, 11, 12, 13, 14, 15, 16, 17, 20 & 24 |
| PL15/121         |                          | 2, 5, 6, 7, 8 & 9                            |

Mise le meas,

  
**Nicola Lawler**  
**Senior Executive Officer**

PLANNING SECTION  
CARLOW CO COUNCIL

CURRACRUI  
BAGENALSTOWN  
CO CARLOW

SUBMISSIONS RE - [PL- 2560436] 8-1-2026

PROPOSED RETENTION OF ROCK SPLITTER AND ASSOCIATED  
SHED - WASHING PLANT - E.S.B.-SUBSTATION AND WELDING SHED  
AT POWERTOWN MILFORD CO. CARLOW, FOR MILFORD QUARRIES.  
PLANNING - REF. 2560436

THIS PLANNING APPLICATION SHOULD BE REFUSED FOR THE  
FOLLOWING REASONS.

1 SAND AND GRAVEL THAT IS BEING PROCESSED AT  
ABOVE WASHING PLANT IS UN-AUTHORISED AS THE SAND  
AND GRAVEL IS BEING EXTRACTED UNDER WATER-TABLE  
LEVEL, WHICH IS NOT ALLOWED IN ANY PLANNING  
PERMISSIONS ATTACHED TO ABOVE SITE, PUTTING GROUND-  
WATER AT SERIOUS RISK OF BEING CONTAMINATED.

GOOGLE MAPS OF ABOVE QUARRY CLEARLY SHOWS AT  
LEAST 13-15 LARGE PONDS THAT IS THE RESULT OF  
MILFORD QUARRIES EXTRACTING HUGE VOLUMES OF SAND AND  
GRAVEL FROM UNDER WATER-TABLE = PLEASE SEE ATTACHED  
MAPS.

MILFORD QUARRIES WOULD HAVE US ALL BELIEVE THAT  
THE 13-15 LARGE PONDS ON SITE ARE ACTUALLY  
LAGOONS WHICH STORE RE-CYCLED WATER, WHEN IN  
FACT THEY ARE AREAS WHERE MILFORD QUARRIES  
HAVE EXTRACTED LARGE VOLUMES OF SAND AND GRAVEL  
FROM UNDER WATER TABLE, LEVELS.

LAGOONS - PL-REF - 12-199 - CON - 8-B - FOR ABOVE SITE STATES THAT LAGOONS ARE TO BE CONSTRUCTED SO AS TO ENSURE THAT NO WATER IS DISCHARGED TO GROUND-WATER OR SURFACE WATER.

TO ACHIEVE THIS A WATER PROOF LINER IS REQUIRED. MILFORD QUARRIES STATE THAT LAGOONS ARE SEALED BY USING MAGIC CLAY, WHICH IS UN-BELIEVABLE.

ALSO LAGOONS ARE TO BE CONSTRUCTED TO THE STANDARD SET OUT IN DOCUMENT - ENVIRONMENTAL - MANAGEMENT GUIDELINES IN THE EXTRACTIVE INDUSTRY ISSUED BY THE E.P.A. IN 2006.

FIGURE 7.1: EXTRACT FROM DWG. NO. 23147-01 AERIAL TOPOGRAPHIC SURVEY. THIS MAP WHICH FORMS PART OF PL- APPLICATION CLEARLY SHOWS EXPOSED GROUND - WATER AND NOT SEALED LAGOONS AS MILFORD QUARRIES WOULD HAVE US ALL BELIEVE.

A FULL HYDRO-GEOLOGICAL SURVEY SHOULD BE CARRIED OUT ON ABOVE ENTIRE SITE TO CLARIFY GROUND WATER LEVELS AND ADDRESS ABOVE SERIOUS ISSUES, EVEN IF THIS PLANNING APPLICATION IS WITHDRAWN OR REFUSED.

#### WATER SOURCE FOR ABOVE QUARRY

MILFORD QUARRIES ON A DAILY BASIS USE VAST AMOUNTS OF WATER FOR - WASHING SAND AND GRAVEL - READY-MIX PRODUCTION - BLOCK-MAKING - DUST CONTROL

UP TO THIS POINT MILFORD QUARRIES HAVE ALWAYS MAINTAINED THAT NO GROUND-WATER IS USED AT POWERSTOWN QUARRY, BUT IN THIS PL- APPLICATION THEY STATE THAT THEY USE WATER FROM A PRIVATE WELL ON SITE TO SUPPLEMENT THE WATER REQUIRED TO

OPERATE THE WASHING PLANT.

PL-REF-12-199 = ATTACHED TO ABOVE SITE.

ONE OF THE MAIN REASONS THIS PLANNING WAS GRANTED WAS THAT MILFORD QUARRIES STATED THAT NO ABSTRACTION FROM OR DISCHARGE TO SURFACE OR GROUND-WATER WOULD TAKE PLACE AT ABOVE SITE.

ABOVE PRIVATE WELL SHOULD BE INCLUDED IN FULL HYDRO- GEOLOGICAL REPORT.

PRIVATE WELL SHOULD ALSO REQUIRE PLANNING PERMISSION.

EXTRACTION OF SAND AND GRAVEL FROM UNDER WATER-TABLE

AT POWERSTOWN QUARRY IS A HUGE ENVIRONMENTAL CONCERN THAT REQUIRES TO BE ADDRESSED IMMEDIATELY, EVEN IF THIS PL- APPLICATION IS WITH-DRAWN OR REFUSED.

MILFORD QUARRIES = [KILCARRIG QUARRIES] HAVE A LONG TRACK RECORD OF EXTRACTING SAND AND GRAVEL FROM UNDER WATER TABLES AT OTHER SITES - INCLUDING =

BALLYMOON QUARRY

CURRACRUIT QUARRY

DUNLECKNEY QUARRY

MILFORD QUARRIES = [KILCARRIG QUARRIES] NEVER HAD PLANNING PERMISSION TO ALLOW THIS ACTIVITY, AND IT IS VERY DISAPPOINTING THAT CARLOW CO COUNCIL NEVER CARRIED OUT ANY ENFORCEMENT REGARDS THIS ISSUE.

PLEASE SEE PHOTOS OF GROUND-WATER EXPOSED AT BALLYMOON QUARRY - CURRACRUIT QUARRY - DUNLECKNEY QUARRY.



ROCK SPLITTER SHED

FOLLOWING ISSUES NEED TO BE CLARIFIED

- A- PROPER FULL SET OF DRAWINGS REQUIRED INCLUDING ALL CONCRETE WORK.
- B- FULL ENGINEERS REPORT REQUIRED TO CLARIFY BUILDING IS UP TO PROPER STANDARD.
- C- HOW LONG IS SPLITTER SHED IN PLACE.
- D- HEALTH AND SAFETY REPORT REQUIRED FOR SAFETY OF WORKERS.

ROCK SPLITTER- WHICH SHOULD FORM PART OF THIS APPLICATION.

ISSUES TO BE CLARIFIED.

- A- SURELY ROCK SPLITTER REQUIRES PLANNING PERMISSION.
- B- FULL SET OF DETAILED DRAWINGS REQUIRED
- C- FULL ENGINEERS REPORT REQUIRED TO CLARIFY THAT ROCK SPLITTER IS UP TO STANDARD AND INSTALLED CORRECTLY.
- D- HEALTH AND SAFETY REPORT REQUIRED FOR SAFETY OF WORKERS.

ASSOCIATED CABIN USED AS SITE OFFICE.

ISSUES TO BE CLARIFIED.

- A- FULL SET OF DETAILED DRAWINGS REQUIRED
- B- ENGINEERS REPORT REQUIRED TO CLARIFY OFFICE IS UP TO STANDARD AND INSTALLED CORRECTLY
- C- FIRE CERT REQUIRED
- D- OFFICE SHOULD BE MENTIONED IN APPLICATION DESCRIPTION

WASHING PLANT

MILFORD QUARRY STATES WASHING PLANT WAS INSTALLED ON A TEMPORARY BASIS AND SECONDARY TO THE EXISTING WASHING PLANT

THIS IS FALSE AND MIS-LEADING AND THE FOLLOWING ISSUES NEED TO BE CLARIFIED

A- PHOTOS OF WASHING PLANT CLEARLY SHOWS PERMANENT STRUCTURE INCLUDING PERMANENT MASS- CONCRETE SUPPORT WALL'S

B- SITE MAP DRAWINGS SEEM TO SHOW ABOVE TEMPORARY WASHING PLANT TO BE FAR GREATER IN SIZE THAN EXISTING WASHING PLANT AND INSTALLED ON A PERMANENT BASIS

C- MILFORD QUARRIES STATES THAT THE CAPACITY OF THE SECONDARY PLANT IS SIGNIFICANTLY LESS THAN THE MAIN PLANT, BUT SITE LAY-OUT DRAWINGS DO NOT SUPPORT THIS STATEMENT.

D. MILFORD QUARRIES STATES THAT ONLY ONE WASHING PLANT IS CAPABLE OF BEING USED AT ANY ONE TIME BECAUSE OF WATER AND ELECTRIC SHORTAGES.

THIS IS FALSE AND MISLEADING

THERE IS UN-LIMITED QUANTITIES OF WATER ON SITE WHERE MILFORD QUARRIES HAVE EXTRACTED HUGE VOLUMES OF SAND AND GRAVEL BELOW WATER TABLE, WITH NO PERMISSION TO DO SO.

PLEASE SEE GOOGLE MAPS AND ALSO D.W.G. 23147-01 ATTACHED TO APPLICATION WHICH CLEARLY SHOW LARGE AREAS OF EXPOSED GROUND-WATER.

IN REGARD'S FOR THE NEED FOR EXTRA ELECTRICAL LOAD, E.S.B SUBSTATION HAS BEEN UP-GRADED AND ALSO GENERATOR CAN BE USED.

WASHING PLANT

- E- FULL SET OF DETAILED DRAWINGS INCLUDING FOR ALL CONCRETE WORK SHOULD BE REQUIRED
- F- FULL ENGINEERS REPORT TO CLARIFY WASHING PLANT IS INSTALLED SAFE AND UP TO STANDARD.
- G- MILFORD QUARRIES STATE THE PRESENCE OF A SECOND WASHING PLANT IS NOT INTENSIFICATION OF ACTIVITY ON SITE, BUT NEW WASHING PLANT WHICH SEEMS TO BE GREATER IN SIZE THAN EXISTING WASHING PLANT CAN OPERATE AT SAME TIME AS EXISTING WASHING PLANT, WHICH IS SURELY INTENSIFICATION OF ACTIVITY ON SITE.

SAND DRYING PLANT

MILFORD QUARRIES ALSO SEEK PERMISSION FOR MODIFICATIONS TO THE PERMITTED SAND DRYING PLANT WITHIN THE SITE THE FOLLOWING ISSUES NEED TO BE CLARIFIED.

- A- FULL SET OF DETAILED DRAWINGS SHOULD BE REQUIRED
- B- FULL ENGINEERS REPORT TO CLARIFY THAT ALL WORK IS SAFE AND UP TO STANDARD.
- C- SAND DRYING REQUIRES LARGE AMOUNTS OF HEAT TO BE GENERATED  
WHAT IS THE SOURCE OF HEAT AND IS THERE AN EMISSIONS LICENCE OR PERMIT IN PLACE, AS PER REGULATIONS

STONE CRUSHERS

APPLICATION DOES NOT CLARIFY IF STONE CRUSHERS ARE ATTACHED OR PART OF NEW WASHING PLANT THIS NEEDS TO BE CLARIFIED IN DETAIL AND FORM PART OF THIS PL APPLICATION.

WELDING SHED

- A DETAILED DRAWINGS SHOULD BE REQUIRED
- B FULL ENGINEER'S REPORT TO CLARIFY THAT BUILDING IS SAFE AND UP TO STANDARD
- C FIRE CERT SHOULD BE REQUIRED

ESB SUBSTATION

THIS IS A HUGE UP-GRADE TO ORIGINAL SUBSTATION YET MILFORD QUARRIES WOULD HAVE US ALL BELIEVE THAT ONLY ONE WASHING PLANT CAN OPERATE AT ANY ONE TIME, FOR LACK OF ELECTRICITY.

MILFORD QUARRIES SHOULD CLARIFY WHY HUGE UP-GRADE OF ESB SUB-STATION WAS NECESSARY IF NO INTENSIFICATION OF ACTIVITY ON SITE HAS OCCURED.

EXTRACTION OF SAND AND GRAVEL FROM UNDER WATER-TABLE AT POWERSTOWN QUARRY OPERATED BY MILFORD QUARRIES = [KILCARRIG QUARRIES]

AS I HAVE ALREADY STATED THIS IS A VERY SERIOUS ISSUE AND NOT ALLOWED FOR IN ANY PLANNING PERMISSIONS ATTACHED TO POWERSTOWN QUARRY, AND NO PLANNING PERMISSION IS LIKELY TO ALLOW THIS.

CARLOW CO COUNCIL SHOULD TAKE ENFORCEMENT ACTION TO STOP THIS UN-AUTHORISED ACTIVITY AS SOON AS POSSIBLE EVEN IF THIS PLANNING APPLICATION IS REFUSED OR WITH-DRAWN.

GOOGLE MAPS AND DWG. NO-23147-01 CLEARLY SHOW HUGE AREAS OF GROUND-WATER, WHICH IS THE RESULT OF HUGE VOLUMES OF SAND AND GRAVEL BEING EXTRACTED FROM UNDER WATER TABLE.

## EXTRACTION OF SAND AND GRAVEL FROM UNDER WATER-TABLE AT POWERTOWN

THE FOLLOWING REPORTS - [DOCUMENTS] SHOULD BE SUBMITTED BY MILFORD QUARRIES TO ESTABLISH WHAT IMPACTS HAVE TAKEN PLACE ON THE RIVER BARROW AND RIVER NORE = [S.A.C.]

- A- FULL HYDRO- GEOLOGICAL REPORT TO INCLUDE GROUND-WATER FLOW DIRECTION AND GROUND-WATER TESTING REQUIREMENTS AT PRESENT AND LONG TERM.
- B- AN ENVIRONMENTAL IMPACT REPORT TO INCLUDE ANY WASTE DEPOSITED ON SITE AS THERE ARE WASTE PERMITS ATTACHED TO THIS SITE, AND MOST LIKELY THIS WASTE IS DEPOSITED UNDER WATER-TABLE.
- C- NATURA IMPACT STATEMENT = [N.I.S.]
- D- APPROPRIATE ASSESSMENT REPORT.
- E- RESTORATION PLAN TO RESTORE ALL QUARRY AREA TO AT LEAST 2 METERS ABOVE WINTER-TIME GROUND WATER LEVELS
- F- MILFORD QUARRIES SHOULD BE INSTRUCTED TO USE EXISTING SAND AND GRAVEL DEPOSITS AT POWERTOWN FOR RESTORATION AND NOT WASTE MATERIALS FROM OTHER SITES.
- G- A NEW PLANNING PERMISSION SHOULD BE REQUIRED TO ENABLE THE PUBLIC TO MAKE SUBMISSIONS.
- H- E.P.A. - SHOULD BE CONTACTED ON THIS ISSUE.

## CARLOW DEVELOPMENT PLAN 2022-2028

POLICY - EI.P5 - STATES

ENSURE THAT EXTRACTIVE DEVELOPMENTS DO NOT ADVERSELY IMPACT ON ENVIRONMENTAL QUALITY INCLUDING WATER QUALITY.

CARLOW DEVELOPMENT PLAN - 2022-2028.POLICY E.1. P.6.

TO ENSURE THAT DEVELOPMENT FOR AGGREGATES DOES NOT IMPACT THE FOLLOWING IMPORTANT AQUIFERS AND SENSITIVE GROUND-WATER RESOURCES.

POLICY E.1. P.8

ENSURE COMPLIANCE WITH THE OVERALL OBJECTIVES OF THE WATER FRAMEWORK DIRECTIVE IN THE CONTEXT OF QUARRY DEVELOPMENTS AND EXTRACTIVE INDUSTRY.

MILFORD QUARRIES = [KILCARRIG QUARRIES] TRACK RECORD OF EXTRACTING HUGE QUANTITIES OF SAND AND GRAVEL FROM UNDER WATER TABLE AT OTHER SITES THEY OPERATE, INCLUDING.

BALLYMOON QUARRY = LOCATED IN - P - N.H.A. AREA.

DUNLECKNEY QUARRY

CURRACRUIT QUARRY = LOCATED IN - P - N.H.A. AREA.

PLEASE SEE ENCLOSED PHOTOS OF EXPOSED GROUND-WATER AT ABOVE SITES. THE RESULT OF MILFORD QUARRIES - KILCARRIG QUARRIES EXTRACTING HUGE QUANTITIES OF SAND AND GRAVEL FROM UNDER THE WATER TABLE.

I HAVE REPORTED THE ABOVE ISSUES TO CARLOW CO COUNCIL ON MANY, MANY OCCASIONS, INCLUDING SUBMITTING DETAILED PHOTOS.

IT IS VERY DISAPPOINTING THAT NO ENFORCEMENT HAS TAKEN PLACE, AND HOPE-FULLY ENFORCEMENT WILL TAKE PLACE REGARDING POWERTOWN QUARRY AS SOON AS POSSIBLE.



PLANNING PERMISSION - REF- 12-199 - A.B.P.-PL-01-241819

ATTACHED TO POWERSTOWN QUARRY - FOR

RETENTION OF A WASHING PLANT AND ASSOCIATED LAGOONS, GRADING PLANT AND MOBILE CRUSHERS, AT POWERSTOWN.

THE FOLLOWING ISSUES SHOULD BE CLARIFIED BEFORE ANY NEW PLANNING APPLICATIONS ARE CONSIDERED FOR POWERSTOWN QUARRY.

UNDER REASONS AND CONSIDERATIONS A.B.P. CONCLUDED THAT ON THE BASIS OF THE INFORMATION AVAILABLE THAT THE APPLICATION FOR CONSENT FOR THE DEVELOPMENT PROPOSED TO BE RETAINED EITHER INDIVIDUALLY OR IN COMBINATION WITH OTHER PLANS OR PROJECTS WOULD NOT BE LIKELY TO HAVE A SIGNIFICANT EFFECT ON A EUROPEAN SITE AND IN PARTICULAR THE RIVER BARROW AND NORE SPECIAL AREA OF CONSERVATION [SITE CODE: 002162]

THIS STATEMENT WAS BASED ON THE FACT THAT MILFORD QUARRIES STATED IN THEIR PL APPLICATION THAT NO ABSTRACTION FROM OR DISCHARGE TO SURFACE OR GROUND-WATER WOULD OCCUR ON SITE AT POWERSTOWN.

THERE IS NO DOUBT THAT A.B.P. WOULD HAVE REFUSED THIS PLANNING APPLICATION IF MILFORD QUARRIES HAD STATED THE TRUTH, IN THAT.

A- HUGE QUANTITIES OF SAND AND GRAVEL WERE AND ARE BEEN EXTRACTED FROM UNDER WATER TABLE LEAVING HUGE AREAS OF EXPOSED GROUND-WATER

B- WATER FROM PRIVATE WELL IS BEEN USED TO OPERATE WASHING PLANT AS STATED IN THIS NEW PLANNING APPLICATION.

CON- 6 - OF PL- 12-199

THE EXISTING ENVIRONMENTAL MANAGEMENT SYSTEM - E.M.S. SHALL BE UP-DATED TO MAKE PROVISION FOR THE FACILITIES RETAINED IN THIS PERMISSION.

THE UP-DATED E.M.S. SHALL BE SUBMITTED BY THE DEVELOPER TO, AND AGREED IN WRITING WITH THE PLANNING AUTHORITY WITHIN 3 MONTHS FROM THE DATE OF THIS ORDER.

YOU WOULD IMAGINE THAT IF THIS CONDITION WAS COMPLIED WITH, THAT THE EXTRACTION OF HUGE VOLUMES OF SAND AND GRAVEL FROM UNDER WATER TABLE WITH HUGE POTENTIAL FOR CONTAMINATION OF GROUNDWATER ON A EUROPEAN SITE - CODE - 002162 WOULD HAVE COME TO LIGHT, AND ENFORCEMENT TAKEN BY CARLOW CO. COUNCIL, WOULD HAVE TAKEN PLACE. SEEMS NOT.

THIS CONDITION SHOULD BE ENFORCED AS SOON AS POSSIBLE EVEN IF NEW PLANNING APPLICATION IS REFUSED OR WITH-DRAWN.

CON- 7 - C - PL- 12-199

FOLLOWING THE BOREHOLE CONSTRUCTION, AND WITHIN 3 MONTHS OF GRANT OF PERMISSION, A HYDROGEOLOGICAL REPORT SHALL BE SUBMITTED WHICH WILL REVIEW THE GROUND-WATER REGIME.

THIS CONDITION HAS NEVER BEEN COMPLIED WITH. THIS CONDITION SHOULD BE ENFORCED IMMEDIATELY AS A HYDROGEOLOGICAL REPORT WILL SHOW FULL EXTENT OF GROUND-WATER EXPOSURE AT POWERS TOWN QUARRY. INCLUDED IN REPORT SHOULD BE THE ISSUE OF WASTE BEEN DUMPED UNDER WATER TABLE, AS THERE ARE WASTE PERMITS ATTACHED TO ABOVE POWERS TOWN QUARRY.

CON-7-D- PL-12-199

THE DEVELOPER SHALL ENSURE THAT THE DEVELOPMENT DOES NOT AFFECT OR CAUSE DETERIORATION IN WATER QUALITY, WATER LEVELS OR YIELDS IN THE DOMESTIC WELLS IN THE VICINITY.

TO COMPLY WITH THIS CONDITION MILFORD QUARRIES WOULD HAVE TO KEEP AT LEAST 2 METERS ABOVE WINTER WATER-TABLE LEVELS WHICH IS NOT THE CASE. AGAIN THIS CONDITION SHOULD BE ENFORCED.

CON-8-B- PL-12-199

ALL SOILED WATER SHALL BE DIRECTED TO SETTLEMENT LAGOON'S. ALL LAGOON'S SHALL BE SUITABLY SIZED AND OF SECURE CONSTRUCTION AND MAINTAINED TO THE PLANNING AUTHORITY'S SATISFACTION SO AS TO ENSURE THAT NO WATER IS DISCHARGED TO GROUND-WATER OR SURFACE WATER.

LAGOON'S SHALL BE CONSTRUCTED TO THE STANDARDS SET OUT IN THE DOCUMENT - "ENVIRONMENTAL MANAGEMENT GUIDELINES IN THE EXTRACTIVE INDUSTRY" ISSUED BY THE ENVIRONMENTAL PROTECTION AGENCY IN 2006.

AGAIN EVEN IF THERE WAS THE MINIMUM OVER-SIGHT FROM CARLOW CO COUNCIL, THE VAST AREAS OF EXPOSED GROUNDWATER WOULD HAVE BEEN NOTICED AS THERE ARE AT LEAST 13-15 AREAS VISIBLE ON GOOGLE MAPS AND ALSO VISIBLE ON MAP SUBMITTED WITH NEW PLANNING APPLICATION.

MILFORD QUARRIES WOULD HAVE US ALL BELIEVE THAT THE 13-15 AREAS OF GROUND-WATER ARE SEALED LAGOONS WHICH IS UN BELIEVEABLE.

CARLOW CO COUNCIL SHOULD ENFORCE THIS CONDITION IMMEDIATELY.

CON-10-PL-12-199

WATER SUPPLY AND DRAINAGE ARRANGEMENTS, INCLUDING THE DISPOSAL OF SURFACE WATER, SHALL COMPLY WITH THE REQUIREMENTS OF THE PLANNING AUTHORITY FOR SUCH WORKS

MILFORD QUARRIES HAVE ALWAYS DENIED THEY USE GROUND-WATER TO OPERATE THEIR WASHING PLANTS AT POWERSTOWN, BUT IN NEW PLANNING APPLICATION THEY STATE WATER FROM A PRIVATE WELL ON SITE IS REQUIRED TO OPERATE WASHING PLANTS.

A- DOES PRIVATE WELL REQUIRE PLANNING PERMISSION

B- DOES THE DISPOSAL OF SURFACE WATER COMPLY WITH THE REQUIREMENTS OF CARLOW CO COUNCIL AS ALL SURFACE WATER SEEMS TO DRAIN INTO OPEN GROUND-WATER = THE 12-15 LARGE AREAS OF EXPOSED GROUND-WATER THIS CONDITION NEEDS TO BE ENFORCED.

AN BORD PLEANÁLA - INSPECTORS REPORT - PL 01.241819 - CARLOW - PL REF 12-199

PROPOSED DEVELOPMENT - RETAIN THE WASHING PLANT AND ASSOCIATED LAGOONS, THE GRADING PLANT AND MOBILE CRUSHERS.

INSPECTORS REPORT STATES THAT POWERSTOWN QUARRY IS UNDERLAIN BY A SINGLE REGIONALLY IMPORTANT BEDROCK AQUIFER WITH HIGH GROUND-WATER VULNERABILITY AND THERE IS VERY LITTLE SURFACE WATER RUNOFF.

REPORT ALSO STATES THAT SAND EXTRACTION TAKES PLACE ABOVE THE SEASONALLY HIGH WATER TABLE

REPORT ALSO STATES - THERE WILL BE NO DISCHARGE OR ABSTRACTION OF GROUND-WATER.

THIS PLANNING PERMISSION WAS OBTAINED USING FALSE AND MISLEADING INFORMATION

IF A.B.P. HAD KNOWN THAT THE WASHING PLANT WAS AND IS PROCESSING UN-AUTHORISED SAND AND GRAVEL IN THAT THE SAND AND GRAVEL IS BEEN EXTRACTED FROM UNDER WATER TABLE LEVEL WITH NO PLANNING PERMISSION IN PLACE TO DO SO, THE PLANNING APPLICATION MOST LIKELY WOULD HAVE BEEN REFUSED.

ANOTHER REASON FOR REFUSAL IS THAT ABSTRACTION OF GROUND-WATER AND DISCHARGE TO GROUND-WATER TAKES PLACE MOST LIKELY ON A DAILY BASIS, AT POWERTOWN.

SURELY SUBMITTING FALSE AND MISLEADING INFORMATION MAKES ABOVE PLANNING PERMISSION NULL AND VOID, AND NOT VALID.

THIS ISSUE SHOULD BE CLARIFIED EVEN IF NEW PLANNING APPLICATION IS REFUSED OR WITH-DRAWN.

### WASTE PERMITS

THERE ARE A NUMBER OF WASTE PERMITS ATTACHED TO POWERTOWN QUARRY AND HUGE AMOUNTS OF WASTE FROM MANY LOCATIONS OUTSIDE SITE BOUNDARY, MORE THAN LIKELY DEPOSITED UNDER GROUND-WATER LEVELS

THIS IS A HUGE ENVIRONMENTAL ISSUE AND REQUIRES TO BE ADDRESSED IMMEDIATELY, EVEN IF PLANNING APPLICATION IS REFUSED OR WITH-DRAWN.

THE ENVIRONMENTAL PROTECTION AGENCY = E.P.A. SHOULD BE NOTIFIED ON ALL ABOVE CONCERNS, EVEN IF PLANNING APPLICATION IS REFUSED OR WITH-DRAWN.

MILFORD QUARRIES = [KILCARRIG QUARRIES] TRACK RECORD  
OF EXTRACTING HUGE VOLUMES OF SAND AND GRAVEL  
FROM UNDER WATER-TABLE AT OTHER SITES THAT  
THEY OPERATE WITH NO PLANNING PERMISSIONS OR  
[PERMITS OR LICENCES] IN PLACE TO DO SO, AND PUTTING  
LOCAL WELLS AND GROUND-WATER AT SERIOUS RISK OF  
CONTAMINATION.

SITES INCLUDE.

A- BALLYMOON QUARRY - LOCATED IN P-N.H.A AREA.

B- DUNLECKNEY QUARRY.

C- CURRACRUIT QUARRY - LOCATED IN P-N.H.A. AREA.

PLEASE SEE PHOTOS OF EXPOSED GROUND-WATER AT  
ALL 3 LOCATIONS.

#### A- BALLYMOON QUARRY

THIS QUARRY WHICH IS LOCATED IN A P.N.H.A AREA  
WHICH AFFORDS IT SPECIAL EUROPEAN PROTECTION

KILCARRIG QUARRIES = [MILFORD QUARRIES] OPERATED THIS  
QUARRY FOR OVER 20 YEARS, EXTRACTING HUGE QUANTITIES  
OF SAND AND GRAVEL FROM UNDER WATER-TABLE, WITH  
NO PLANNING PERMISSION IN PLACE WHATSOEVER

I REPORTED THIS SERIOUS ISSUE TO CARLOW CO COUNCIL  
ON MANY, MANY OCCASIONS, AND THE BEST THEY COULD  
DO WAS TO ISSUE 3<sup>rd</sup> ENFORCEMENT NOTICES TO CEASE  
OPERATIONS IMMEDIATELY AND RE-INSTATE THE LAND TO ITS  
PRE-EXISTING USE.

THE LAST ENFORCEMENT NOTICE WAS ISSUED ON 31-1-2011  
BUT BY THAT TIME ALL DEPOSITS OF SAND AND GRAVEL  
HAD BEEN FULLY EXTRACTED

SECOND PART OF ENFORCEMENT NOTICE REQUIRED

KILCARRIG QUARRIES = [MILFORD QUARRIES] TO SUBMIT  
APPROPRIATE ASSESSMENT SCREENING AS REQUIRED



UNDER ARTICLE - 6.3 OF THE HABITATS DIRECTIVE 92-43-EEC AND LIAISE DIRECTLY WITH THE NATIONAL PARKS AND WILDLIFE SERVICES - [N.P.W.S] OF THE DEPARTMENT OF THE ENVIRONMENT HERITAGE AND LOCAL GOVERNMENT, HERITAGE AND LOCAL GOVERNMENT TO AGREE A PLAN OF ACTION FOR RESTORATION OF THIS SITE.

DOCUMENTARY PROOF OF THIS AGREEMENT TO BE SUBMITTED TO THE PLANNING AUTHORITY.

MILFORD QUARRIES = [KILCARRIG QUARRIES] TO DATE HAVE MADE NO EFFORT WHAT SO EVER TO RE-INSTATE BALLYMOON SITE, AND CARLOW CO COUNCIL HAVE MADE NO EFFORT WHAT SO EVER TO ENFORCE THE ENFORCEMENT NOTICE, WHICH IS VERY DISAPPOINTING.

CARLOW CO COUNCIL SHOULD ENFORCE THIS ENFORCEMENT NOTICE IMMEDIATELY.

AGAIN SEE PHOTOS WHICH CLEARLY SHOW THE ENVIRONMENTAL DAMAGE AT BALLYMOON SITE.

#### B-DUNLECKNEY QUARRY

KILCARRIG QUARRIES = [MILFORD QUARRIES] EXTRACTED HUGE AMOUNTS OF SAND AND GRAVEL FROM UNDER WATER TABLE USING A SPECIAL DRAG-LINE TRACKED MACHINE TO DO SO. = PLEASE SEE PHOTOS, WITH NO PLANNING PERMISSION IN PLACE TO ALLOW THIS

I REPORTED THIS ISSUE TO CARLOW CO COUNCIL SUPPLYING THEM WITH PHOTOGRAPHIC EVIDENCE.

CARLOW CO COUNCIL WROTE TO KILCARRIG QUARRIES ON THIS ISSUE, KILCARRIG QUARRIES INFORMED CARLOW CO COUNCIL THAT THEY WERE KEEPING AT LEAST 2 METERS ABOVE GROUND-WATER LEVEL. KILCARRIG QUARRIES WERE NEVER ASKED TO EXPLAIN PHOTOS = PLEASE SEE COPIES.

AT PRESENT DUNLECKNEY SITE IS ZONED FOR HOUSING THIS SHOULD BE A CONCERN FOR CARLOW CO COUNCIL.

CURRACRUI QUARRY - LOCATED IN P. N. H. A.

KILCARRIG QUARRIES = [MILFORD QUARRIES] EXTRACTED HUGE AMOUNTS OF SAND AND GRAVEL FROM UNDER WATER TABLE EVEN WHEN INSTRUCTED BY CARLOW CO COUNCIL NOT TO DO SO.

KILCARRIG QUARRIES ALSO DEPOSITED LARGE AMOUNTS OF WASTE FROM PROCESSING PLANT AT KILCARRIG UNDER W/P WP-1-04 AND WP-07-07

THIS WASTE IS DEPOSITED UNDER WATER TABLE, VERY CLOSE TO OUR HOUSE AND WITHIN A FEW METERS OF OUR PRIVATE WELL - PLEASE SEE PHOTOS.

FOR THE PAST FEW YEARS OUR WELL IS CONTAMINATED WITH LARGE AMOUNTS OF MANGANESE, AND WE'VE HAD A FILTER INSTALLED TO REMOVE THE MANGANESE.

WE HAVE ASKED KILCARRIG QUARRIES = [MILFORD QUARRIES] MANY TIMES TO INSTALL WELL AT SAME DEPT AS OUR WELL IN DUMP SITE AND CARRY OUT TESTING TO CLARIFY THAT THE WASTE IS NOT SOURCE OF ELEVATED MANGANESE IN OUR WELL.

TO DATE THEY HAVE REFUSED TO DO SO, WHICH IS VERY DISAPPOINTING.

I HAVE ASKED CARLOW CO COUNCIL FOR CLARIFICATION ON THIS ISSUE ONLY TO BE TOLD THAT CONDITIONS OF WASTE PERMITS EXPIRED WHEN WASTE PERMITS EXPIRED, EVEN THOUGH CON 5-2 OF W/P-07-07 CLEARLY STATES

THAT KILCARRIG QUARRIES = [MILFORD QUARRIES] THEIR HEIRS OR ASSIGNS, REMAIN RESPONSIBLE IN PERPETUITY FOR THE PROPER NOISANCE-FREE OPERATION OF ALL DRAINAGE SYSTEMS ON SITE, AND FOR ENSURING THAT NO POLLUTION OF GROUND-WATERS SHALL OCCUR AT ANY TIME AS A RESULT OF THE WASTE RECOVERY OPERATION.

## RETENTION FOR SITE LEVELLING

THE FOLLOWING ISSUES NEED TO BE CLARIFIED

- A- THERE SEEMS TO BE NO DETAILED DRAWINGS SUBMITTED.
- B- HAS SITE LEVELLING TAKEN PLACE IN AREAS WHERE SAND AND GRAVEL HAS BEEN EXTRACTED FROM UNDER WATER TABLE - [MOST LIKELY SO] AND IS MATERIAL THAT HAS BEEN USED FOR LEVELLING UN-CONTAMINATED AS THERE MUST BE LARGE AMOUNTS OF WASTE ON SITE ATTACHED TO WASTE PERMITS ISSUED TO ABOVE SITE.

MILFORD QUARRIES STATE IN THEIR PL- APPLICATION THAT ALL WORKS TO BE RETAINED ARE MINOR, AND EVEN OF THE OPINION THAT NO RETENTION IS REQUIRED IN THE FIRST PLACE.

THIS IS FALSE AND MISLEADING.

- A- WASHING PLANT TO BE RETAINED SEEMS TO BE FAR GREATER IN SIZE THAN ORIGINAL WASHING PLANT.

- B- WASHING PLANT TO BE RETAINED IS PERMANENT STRUCTURE.

- C- IF MILFORD QUARRIES ONLY REQUIRED A TEMPORARY WASHING PLANT WHEN ORIGINAL WASHING PLANT WAS BEING SERVICED OR REPAIRED, A SIMPLE MOBILE WASHING PLANT WOULD ONLY BE REQUIRED, AND NOT THE HUGE PERMANENT WASHING PLANT THAT THEY PUT IN PLACE.

- D- ALSO - LARGE WELDING SHED - ROCK SPLITTER - ROCK SPLITTER SHED - E.S.B SUB-STATION - UP-GRADE OF DRYING PLANT- OFFICE SITE LEVELLING, CAN HARDLY BE DESCRIBED AS MINOR WORKS.

ANOTHER EXAMPLE OF NON - COMPLIANCE OF PLANNING AND ENVIRONMENTAL REGULATIONS BY KILCARRIG QUARRIES = [MILFORD QUARRIES] AND NON - ENFORCEMENT OF REGULATIONS BY CARLOW CO COUNCIL, AT KILCARRIG QUARRIES' PROCESSING PLANT LOCATED AT KILCARRIG BAGENALSTOWN CO CARLOW.

A- THIS PROCESSING PLANT IS USED TO PROCESS SAND AND GRAVEL SOURCED IN POWERTOWN QUARRY = [PLANNING APPLICATION SITE] SO THE FOLLOWING ISSUES SHOULD BE CLARIFIED AND ENFORCED EVEN IF PLANNING APPLICATION IS REFUSED OR WITH-DRAWN.

A- DESPITE PROCESSING PLANT BEING IN OPERATION FOR OVER - 40 YEARS NO AER'S SUBMITTED BY KILCARRIG QUARRIES, OR REQUESTED BY CARLOW CO COUNCIL.

B- DESPITE HUGE UP-GRADES OF PLANT AND MACHINERY ON SITE NO PLANNING PERMISSIONS IN PLACE TO ALLOW THIS.

C- ALL MATERIALS PROCESSED ON SITE ARE SOURCED FROM OUT-SIDE SITE BOUNDARY WITH NO PLANNING PERMISSION IN PLACE TO ALLOW THIS.

D- WASTE FROM WASHING PLANT IS DEPOSITED OUT-SIDE SITE BOUNDARY WITH NO WASTE PERMIT IN PLACE TO ALLOW THIS.

E- NO E.M.S IN PLACE DESPITE THE FOLLOWING ACTIVITIES TAKEN PLACE ON SITE - READY-MIX AND BLOCK MAKING - LIME PRODUCTION - WASHING PLANT - LAGOONS - ROCK CRUSHERS - EXTRACTION OF LARGE QUANTITIES OF WATER FROM BALLYMOON STREAM.

F- THE EXTRACTION OF LARGE QUANTITIES OF WATER FROM BALLYMOON STREAM ON A DAILY BASIS SURELY REQUIRES AN EXTRACTION LICENCE OR PERMIT AS BALLYMOON STREAM IS A TRIBUTARY OF RIVER BARROW WHICH HAS SPECIAL PROTECTION

G ENTRANCES TO ABOVE PROCESSING PLANT

THERE ARE 2 ENTRANCES TO PROCESSING PLANT WITH ORIGINAL ENTRANCE LOCATED ON A NARROW DANGEROUS MINOR ROAD THAT RUNS FROM KILCARRIG BRIDGE AND EXITS AT LOCAL GRAVEYARD, BOTH JUNCTIONS CAN BE EXTREMELY DANGEROUS.

THERE ARE A LOT OF HOUSES LOCATED ON THIS MINOR ROAD AND THE RESIDENTS WOULD BENEFIT GREATLY IF THIS ENTRANCE WAS PERMANENTLY CLOSED, AS IT SHOULD HAVE BEEN WHEN NEW ENTRANCE WAS PUT IN PLACE.

PLANNING PERMISSION FOR NEW ENTRANCE - PL-REF- 99/03 ALSO INCLUDED PERMISSION FOR NEW OFFICE ACCOMMODATION AND NEW WEIGHBRIDGE, WHICH WOULD MEAN THAT THE ORIGINAL ENTRANCE ON DANGEROUS MINOR ROAD WOULD BE PERMANENTLY CLOSED.

THE ONLY REASON ORIGINAL ENTRANCE IS STILL BEEN USED IS BECAUSE KILCARRIG QUARRIES DO NOT WANT TO BEAR THE COST OF INSTALLING NEW OFFICE ACCOMMODATION AND NEW WEIGH-BRIDGE AT NEW ENTRANCE.

H- AT PRESENT THERE IS A PLANNING APPLICATION FOR HOUSING DEVELOPMENT ADJACENT TO KILCARRIG BRIDGE, BEFORE CARLOW CO COUNCIL. THIS PLANNING APPLICATION WOULD GREATLY BENEFIT IF ORIGINAL ENTRANCE TO PROCESSING PLANT WAS PERMANENTLY CLOSED, AS IT WOULD REMOVE LARGE DANGEROUS VEHICLES FROM ROAD WHERE ENTRANCE TO NEW HOUSING DEVELOPMENT IS TO BE LOCATED.

SECTION 5 DECLARATION FOR KILCARRIG QUARRIES - [MILFORD - QUARRIES] PROCESSING PLANT AT KILCARRIG BAGENALSTOWN CO CARLOW.

I REQUESTED A SECTION 5 DECLARATION, LISTING 16 QUESTIONS TO BE ADDRESSED ON ABOVE SITE - DATED 6-4-2023 ALL QUESTIONS [16] WERE DEEMED DEVELOPMENT AND NONE WERE DEEMED EXEMPTED DEVELOPMENT, WHICH MEANS EVERYTHING LISTED REQUIRES UP TO DATE PLANNING PERMISSIONS AND WASTE PERMITS, WHICH AT PRESENT IS NOT THE CASE.

THE ABOVE SECTION 5 DECLARATION IS VERY SUB-STANDARD IN THAT IT SEEMS THAT CARLOW CO COUNCIL DID NOT CARRY OUT A SITE INSPECTION WHICH SHOULD HAVE BEEN THE STARTING POINT

IF A SITE VISIT HAD BEEN CARRIED OUT THERE IS NO DOUBT AN APPROPRIATE ASSESSMENT WOULD BE REQUIRED AS PER REGULATIONS.

THIS APPROPRIATE ASSESSMENT SHOULD BE REQUIRED IMMEDIATELY AS ABOVE SITE PROCESSES SAND AND GRAVEL FROM POWERTOWN QUARRY = SITE OF NEW PLANNING APPLICATION.

ON THE STRENGTH OF THE SECTION 5 DECLARATION I REQUESTED CLARIFICATION ON UN-AUTHORISED DEVELOPMENTS AT ABOVE SITE

IN LETTER DATED 5<sup>TH</sup> JULY 2023 I WAS INFORMED THAT THIS MATTER HAS NOW BEEN REFERRED TO AN INSPECTOR WHO WILL CARRY OUT A SITE INSPECTION TO DETERMINE WHAT ACTION, IF ANY, SHALL BE TAKEN

I HAVE BEEN IN CONTACT WITH CARLOW CO COUNCIL FOR UP-DATE ON PROMISED SITE INSPECTION MANY TIMES BUT TO DATE IT SEEMS NO INSPECTION HAS TAKEN PLACE. THE ABOVE ISSUES SHOULD BE CLARIFIED EVEN IF NEW PL. APPLICATION IS REFUSED OR WITH-DRAWN.



ASSESSMENT FOR SCREENING - REPORT  
BY ECOLOGY IRELAND - DECEMBER - 2025

REPORT STATES THAT WATER FROM THE WASHING PLANTS IS RE-CIRCULATED FOR RE-USE WITHIN THE PRE-EXISTING LINED SETTLEMENT LAGOONS. REPORT ALSO STATES THAT THE WATER IS HARVESTED WITHIN THE LAGOON STRUCTURE AND RE-USED IN THE PROCESS TO WASH AGGREGATES. THIS IS A CLOSED-LOOP SYSTEM THAT IS THAT IS UTILIZED IN MOST OPERATIONAL AGGREGATE WASHING PLANTS IN IRELAND. THERE ARE NO SURFACE WATER DRAINS WITHIN THE FACILITY OR DISCHARGES TO SURFACE WATERS WHICH COULD ACT AS PATHWAYS TO ANY NATURA 2000 SITE

THIS IS FALSE AND MIS-LEADING INFORMATION AND THE FOLLOWING ISSUES SHOULD BE CLARIFIED IN NEW REPORT THAT SHOULD REQUIRE A PROPER DETAILED SITE VISIT AS STARTING POINT TO CLARIFY, AND REPORT ON THE FOLLOWING.

A- THE 13-15 LARGE AREAS OF EXPOSED GROUND-WATER CLEARLY VISIBLE ON GOOGLE MAPS AND DRAWINGS SUBMITTED WITH THIS PLANNING APPLICATION, THE RESULT OF MILFORD QUARRIES EXTRACTING HUGE QUANTITIES OF SAND AND GRAVEL FROM UNDER WINTER TIME WATER-TABLE LEVELS WITH NO PLANNING PERMISSIONS - PERMITS - OR LICENCES IN PLACE TO DO SO, AND ZERO CHANCE OF OBTAINING THESE PERMISSIONS.

IF ABOVE PRACTICE WAS ACKNOWLEDGED BY MILFORD-QUARRIES THIS PLANNING APPLICATION WOULD BE REFUSED AND ENFORCEMENT ACTION TAKEN BY CARLOW CO COUNCIL TO RE-INSTATE POWERTOWN SITE TO AT LEAST 2 METERS ABOVE WINTER TIME WATER TABLE LEVELS, WOULD TAKE PLACE.

## ASSESSMENT FOR SCREENING - REPORT

B- REPORT ALSO STATES THE POWERSTOWN QUARRY SITE HAS A HISTORY OF ENVIRONMENTAL ASSESSMENT THAT HAS RESULTED IN THE ADOPTION OF CONTROL MEASURES AND AN ENVIRONMENTAL MANAGEMENT SYSTEM- E.M.S. AND OPERATES WITHIN AN AUTHORISED WATER MANAGEMENT SYSTEM. REPORT SHOULD BE UP-DATED TO CLARIFY IF CARLOW - CO. COUNCIL SUPPORTS ABOVE STATEMENT GIVEN THAT GROUND-WATER IS AT SERIOUS RISK OF CONTAMINATION BY THE EXTRACTION OF HUGE QUANTITIES OF SAND AND GRAVEL FROM UNDER WATER-TABLE, AT POWERSTOWN QUARRY.

C- THERE ARE MANY PLANNING PERMISSIONS ATTACHED TO POWERSTOWN QUARRY, AND THERE ARE AT LEAST 50-60 WRITTEN AGREEMENTS BETWEEN MILFORD QUARRIES AND CARLOW CO COUNCIL REGARDING MOSTLY ENVIRONMENTAL ISSUES TO BE PUT IN PLACE BEFORE DEVELOPMENT COMMENCES AT THE SITE.

THERE IS ZERO EVIDENCE ON FILE OF ANY WRITTEN AGREEMENTS IN PLACE.

UP-DATED ASSESSMENT REPORT SHOULD ALSO CLARIFY THIS SERIOUS ISSUE.

THE ABOVE ASSESSMENT FOR SCREENING REPORT IS ONLY SUB-STANDARD DESK-TOP REPORT WITH NO SITE VISIT OR EXAMINATION OF THE MANY ENVIRONMENTAL CONDITIONS ATTACHED TO POWERSTOWN QUARRY.

A NEW REPORT IS REQUIRED TO CLARIFY ALL THE ABOVE ISSUES.

ORIGINAL WASHING PLANT PERMITTED UNDER - 01-241819

CCC - PL- REF - 12/199

CONDITION - 2 - STATES - THE DEVELOPMENT SHALL BE RETAINED AND CARRIED OUT IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE PLANNING PERMISSION GRANTED BY A.B.P. UNDER APPEAL REFERENCE NUMBER - PL-01.238351

AN BORD PLEANÁLA'S INSPECTOR'S RECOMMENDATION WAS TO REFUSE THIS PLANNING PERMISSION, AND THERE IS NO DOUBT THAT AN BORD PLEANÁLA'S BOARD WOULD ALSO HAVE REFUSED THE PLANNING PERMISSION, IF THEY HAD BEEN AWARE THAT MILFORD QUARRIES WERE AND ARE STILL EXTRACTING HUGE QUANTITIES OF SAND AND GRAVEL FROM UNDER WINTER-TIME WATER-TABLE LEVELS WITH NO PLANNING PERMISSIONS - PERMITS - LICENCES IN PLACE TO ALLOW THIS. THIS IS ANOTHER REASON TO REFUSE PRESENT PLANNING APPLICATION. AND CARRY OUT ENFORCEMENT ON ABOVE UN-AUTHORISED DEVELOPMENTS.

PLANNING CONDITIONS ATTACHED TO ORIGINAL WASHING PLANT  
WITH ZERO EVIDENCE ON FILE OF COMPLIANCE AS PER  
PLANNING AND ENVIRONMENTAL REGULATIONS

PLANNING PERMISSION 12/199 IS PL PERMISSION ATTACHED  
TO ORIGINAL WASHING PLANT, BUT CONDITION 2 STATES THAT  
WASHING PLANT SHALL BE RETAINED AND CARRIED OUT IN  
ACCORDANCE WITH THE TERMS AND CONDITIONS OF  
PL-REF - 01-238351 - A.B.P. - [C.C. - PL-REF - 10/202]

CON-7 OF PL-12-199 - STATES HAVING REGARD TO THE LOCATION  
OF THE DEVELOPMENT ON A REGIONAL AQUIFER THE  
DEVELOPER SHALL COMPLY WITH THE FOLLOWING REQUIREMENTS.  
CON-C - WITHIN 3 MONTHS OF GRANT OF PERMISSION, A  
HYDROGEOLOGICAL REPORT SHALL BE SUBMITTED WHICH  
WILL REVIEW THE GROUND-WATER REGIME.

THIS REPORT WAS NEVER SUBMITTED AND SHOULD BE  
LOOKED FOR AS STARTING POINT AS REPORT WOULD  
CLEARLY SHOW THE SERIOUS DAMAGE BEEN CARRIED  
OUT ON A REGIONAL AQUIFER, BY THE PRACTICE OF  
MILFORD QUARRIES EXTRACTING HUGE VOLUMES OF SAND  
AND GRAVEL FROM UNDER WINTER TIME WATER-TABLE  
LEVELS WITH NO PLANNING PERMISSIONS - PERMITS OR  
LICENCE'S IN PLACE TO DO SO.

REPORT SHOULD ALSO ADDRESS ALL MATERIALS  
ATTACHED TO WASTE PERMITS WHICH WERE ISSUED  
TO ABOVE SITE, AND MOST LIKELY THIS WASTE IS  
DEPOSITED UNDER WATER TABLE AT POWERTOWN  
QUARRY.

CON-7-B. OF PL 01-238351 - STATES - ON AN ANNUAL  
BASIS FOR THE LIFETIME OF THE FACILITY - WITHIN 2  
MONTHS OF EACH YEAR END - MILFORD QUARRIES SHALL  
SUBMIT TO THE PLANNING AUTHORITY FIVE COPIES

OF AN ENVIRONMENTAL AUDIT.

INDEPENDENT ENVIRONMENTAL AUDITORS APPROVED IN WRITING BY THE PLANNING AUTHORITY SHALL CARRY OUT THIS AUDIT SHALL BE CARRIED OUT AT THE EXPENSE OF THE DEVELOPER AND SHALL BE MADE AVAILABLE FOR PUBLIC INSPECTION AT THE OFFICES OF THE PLANNING AUTHORITY AND AT SUCH OTHER LOCATIONS AS MAY BE AGREED IN WRITING WITH THE AUTHORITY THIS REPORT SHALL CONTAIN

- 1 A WRITTEN RECORD DERIVED FROM THE ON-SITE WEIGHBRIDGE OF THE QUANTITY OF MATERIAL LEAVING THE SITE. THIS QUANTITY SHALL BE SPECIFIED IN TONNES.

DESPITE THIS PLANNING CONDITION BEING IN PLACE FOR 13 YEARS, THIS CONDITION HAS TO DATE NOT BEEN COMPLIED WITH.

IF THIS CONDITION WAS COMPLIED WITH IT WOULD MORE THAN LIKELY SHOW INTENSIFICATION OF USE AT POWERTOWN QUARRY, WHICH HAS BEEN DENIED BY MILFORD QUARRIES IN THIS PLANNING APPLICATION.

#### E.M.S FOR POWERTOWN QUARRY

IN E.M.S MILFORD QUARRIES STATE THEY WILL MAKE ENVIRONMENTAL INFORMATION AS PER PLANNING CONDITIONS AVAILABLE FOR PUBLIC INSPECTION AT THEIR MAIN OFFICE AT KILCARRIG BAGENALSTOWN. AS NONE OF THIS INFORMATION IS ON FILE IN PLANNING DEPARTMENT - CCC. I CONTACTED KILCARRIG QUARRIES TO VIEW THIS INFORMATION ON AT LEAST 10 TIMES, BUT TO DATE THEY WILL NOT LET ME VIEW THIS INFORMATION.

## NON COMPLIANCE OF PLANNING CONDITIONS

ESPECIALLY ENVIRONMENTAL CONDITIONS ATTACHED TO  
POWERTOWN QUARRY.

THERE ARE AT LEAST 6 PLANNING PERMISSIONS ATTACHED  
TO POWERTOWN QUARRY, AND AT LEAST 60 ENVIRONMENTAL  
CONDITIONS INCLUDED IN THEM, THE MAJORITY OF ENVIRONMENTAL  
CONDITIONS ARE TO BE AGREED IN WRITING BETWEEN  
MILFORD QUARRIES AND CARLOW CO COUNCIL.

I HAVE EXAMINED THE FILES AND THERE IS ZERO  
EVIDENCE OF ANY WRITTEN AGREEMENTS IN PLACE.

THIS NON-COMPLIANCE ALONE, MAKES POWERTOWN SITE -  
[ENTIRE QUARRY SITE] UN-AUTHORISED,

## 2024 A.E.R. - FOR POWERTOWN QUARRY.

THIS AER REPORT WHICH SHOULD HAVE BEEN SUBMITTED  
BY FEB. 2025 AND AT THIS STAGE AVAILABLE FOR  
PUBLIC INSPECTION.

I CONTACTED PLANNING SECTION TO ARRANGE TO INSPECT  
2024 AER ONLY TO BE TOLD AER IS NOT  
AVAILABLE FOR PUBLIC INSPECTION AS AER IS STILL  
BEING PROCESSED.

ALL AER'S FOR POWERTOWN QUARRY SHOULD CONFIRM THAT  
ALL ENVIRONMENTAL CONDITIONS ARE IN COMPLIANCE.  
FROM MY OWN INSPECTION OF PLANNING FILES  
THERE IS ZERO EVIDENCE OF COMPLIANCE OF PLANNING  
CONDITIONS BY MILFORD QUARRIES, AND WHAT'S AS  
CONCERNING IS THAT THERE IS ALSO ZERO EVIDENCE  
ON FILE OF ENFORCEMENT OR EVEN BASIC SITE  
VISITS BY CARLOW CO COUNCIL, WHICH IS VERY  
DISAPPOINTING.



MILFORD QUARRIES - ENVIRONMENTAL POLICY FOR  
POWERTOWN QUARRY - PLEASE SEE COPY, DATED 6-11-03

MILFORD QUARRIES - STATE THEY ARE COMMITTED TO  
 OPERATING POWERTOWN QUARRY IN AN ENVIRONMENTALLY  
 RESPONSIBLE MANNER.

It is OUR POLICY TO SET OBJECTIVES AND TARGETS,  
 MONITOR PROGRESS, TO USE BEST MANAGEMENT PRACTICES  
 AND TO APPLY COST-EFFECTIVE TECHNOLOGY TO  
 CONTINUOUSLY IMPROVE OUR ENVIRONMENTAL PERFORMANCE.

WE ARE ALSO COMMITTED TO A PROACTIVE AND  
 PREVENTATIVE STRATEGY MINIMIZING THE QUARRY'S IMPACT  
 ON THE NATURAL ENVIRONMENT AND LOCAL COMMUNITY.

MILFORD QUARRIES SHOULD BE ASKED TO CLARIFY  
 IN WRITING HOW THE FOLLOWING ISSUES RELATE  
 TO THE ABOVE STATEMENT.

A- EXTRACTING HUGE VOLUMES OF SAND AND GRAVEL  
 FROM UNDER WINTER-TIME WATER-TABLE LEVELS  
 WITH NO PLANNING PERMISSIONS - PERMITS - OR LICENCES  
 IN PLACE TO DO SO.

B- NON - COMPLIANCE OF MOST OF THE PLANNING CONDITIONS  
ATTACHED TO POWERTOWN QUARRY.

WASTE PERMITS ATTACHED TO POWERTOWN QUARRY  
 THERE IS A LOT OF WASTE DEPOSITED AT POWERTOWN  
 QUARRY LINKED TO WASTE PERMITS MOST LIKELY  
 DEPOSITED UNDER WATER-TABLE LEVELS. THIS WASTE  
 SHOULD BE FULLY ACCOUNTED FOR AND FULLY  
 TESTED AS PART OF THIS PLANNING APPLICATION.

AS I HAVE ALREADY STATED THE MAIN REASONS THIS PLANNING APPLICATION SHOULD BE REFUSED AND ENFORCEMENT TAKEN AGAINST MILFORD QUARRIES = [KILCARRIG QUARRIES] EVEN IF PLANNING APPLICATION IS REFUSED OR WITH-DRAWN

A- SAND AND GRAVEL THAT IS BEING PROCESSED IN NEW WASHING PLANT AND INDEED IN ALL OTHER PLANT ON SITE IS BEEN EXTRACTED FROM UNDER WATER-TABLE LEVELS WITH NO PLANNING PERMISSIONS = PERMITS OR LICENCES IN PLACE TO ALLOW THIS. PLEASE SEE PHOTOS+MAP'S AND INDEED SUBMISSIONS ON TRACK RECORD ON THIS SERIOUS ISSUE.

B- AS PART OF ENFORCEMENT - MILFORD QUARRIES SHOULD BE REQUIRED TO.

1- SUBMIT A DETAILED HYDRO-GEOLOGICAL REPORT FOR ENTIRE SITE, THIS DETAILED REPORT SHOULD HAVE BEEN SUBMITTED UNDER - CON-7-C- PL-REF-12-199  
THIS DETAILED REPORT SHOULD BE FULLY INDEPENDENT AND AGREED IN WRITING WITH CARLOW CO COUNCIL.

2- SUBMIT AN EIS - ENVIRONMENTAL IMPACT STATEMENT.

3-SUBMIT - NATURA IMPACT STATEMENT - N.I.S.

4- APPROPRIATE ASSESSMENT REPORT SHOULD ALSO BE REQUIRED;

5- THE EXTRACTION OF SAND AND GRAVEL FROM UNDER WATER TABLE WOULD NOT BE ALLOWED FOR IN ANY PLANNING PERMISSIONS MILFORD QUARRIES MIGHT GET FOR POWERS TOWN QUARRY, IN THE FUTURE.

6- THE ENVIRONMENTAL PROTECTION AGENCY SHOULD BE CONTACTED IMMEDIATELY TO CLARIFY ALL ABOVE ISSUES.

- 7- ALL MATERIAL ON SITE ATTACHED TO THE WASTE PERMITS THAT ORIGINATED FROM OUTSIDE SITE BOUNDARY AND MOST LIKELY DEPOSITED UNDER WATER TABLE LEVELS SHOULD BE FULLY TESTED AND ACCOUNTED FOR.
- 8- MILFORD QUARRIES SHOULD ALSO BE REQUIRED TO CONTACT DIRECTLY THE NATIONAL PARKS AND WILDLIFE SERVICES - [N.P.W.S.] TO AGREE A PLAN OF ACTION FOR RESTORATION OF POWERTOWN SITE
- 9- MATERIALS USED TO RESTORE GROUND-LEVELS AT LEAST 2 METERS ABOVE WINTERTIME WATER-TABLE LEVELS SHOULD BE EXISTING SAND AND GRAVEL DEPOSITS AT POWERTOWN AND NOT MATERIALS LINKED TO THE WASTE PERMITS
- 10- RESTORATION PLAN  
 DESPITE POWERTOWN QUARRY BEING IN OPERATION FOR OVER 30 YEARS IT SEEMS NO PROPER RESTORATION OF ANY KIND HAS TAKEN PLACE, THIS SHOULD HAPPEN BEFORE ABOVE PLANNING APPLICATION IS CONSIDERED.

THIS PLANNING APPLICATION SHOULD BE REFUSED AND MILFORD QUARRIES - [KILCARRIG QUARRIES] INSTRUCTED TO CEASE ALL OPERATIONS AT POWERTOWN QUARRY UNTIL ALL THE ABOVE ISSUES ARE CLARIFIED AND ACKNOWLEDGED, ESPECIALLY THE ISSUE OF MILFORD QUARRIES EXTRACTING HUGE AMOUNTS OF SAND AND GRAVEL FROM UNDER WATER-TABLE LEVELS.

George Doyle 087-902 8861



GROUND-WATER AT BALLYMOON QUARRY EXPOSED  
PUTTING LOCAL WELLS AT SERIOUS RISK OF  
CONTAMINATION IN P.N.H.A.



GROUND-WATER BEING USED TO CONTROL  
DUST IN BALLYMOON QUARRY  
ANOTHER EXAMPLE OF KILCARRIG QUARRIES HAVING  
NO REGARD FOR GROUND-WATER, PL-2560436.



BALLYMOON QUARRY  
LOCATED IN P.N.H.A - AREA.

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ANOTHER EXAMPLE OF KILCARRIG QUARRIES  
PUTTING GROUND-WATER AT SERIOUS RISK.



GROUND-WATER EXPOSED IN BALLYMOON  
QUARRY THE RESULT OF KILCARRIG QUARRIES  
EXTRACTING LARGE VOLUMES OF SAND AND  
GRAVEL FROM UNDER WATER TABLE WITH NO  
PLANNING PERMISSIONS - PERMITS - OR LICENCES IN  
PLACE TO DO SO. PL-2560436.



OUR HOUSE WHICH IS ADJACENT TO  
CURRACRUI QUARRY.



PHOTO SHOWS HOW CLOSE OUR HOUSE AND  
 WELL ARE TO CURRACRUI DUMP SITE. FOR THE  
 LAST 2 YEARS OUR WELL IS CONTAMINATED WITH  
 VERY HIGH LEVELS OF MANGANESE AND WE'VE HAD  
 TO HAVE A FILTER INSTALLED.  
 WE HAVE ASKED KILCARRIG QUARRIES - MILFORD  
 QUARRIES ON MANY OCCASIONS TO INSTALL PROPER  
 BORE-HOLE TO SAME DEPT AS OUR PRIVATE WELL,  
 IN DUMP SITE AND TEST GROUND-WATER TO  
 CLARIFY IF WASTE IS OR IS NOT THE CAUSE  
 OF ELEVATED MANGANESE IN OUR WELL  
 TO DATE KILCARRIG QUARRIES HAVE REFUSED.  
 WHICH IS VERY DISAPPOINTING. PL- 2560436



# KILCARRIG QUARRIES TRACK RECORD OF NON-COMPLIANCE OF PLANNING AND ENVIRONMENTAL REGULATIONS AT CURRACRUIT QUARRY.



WATER TABLE EXPOSED AT CURRACRUIT QUARRY  
DESPITE KILCARRIG QUARRIES - MILFORD QUARRIES -  
BEING INSTRUCTED TO KEEP AT LEAST 1.5 METERS  
ABOVE WINTER-TIME WATER TABLE LEVELS, BY C.C.C.  
KILCARRIG QUARRIES AGREED IN WRITING TO KEEP  
AT LEAST 1.5 METERS ABOVE WINTER-TIME WATER-TABLE  
LEVELS BUT AS USUAL AS PHOTO SHOWS THEY  
FAILED TO KEEP THIS AGREEMENT.

OUR PRIVATE WELL IS ONLY A FEW METERS  
FROM THIS SITE, AND KILCARRIG QUARRIES HAVE  
PUT OUR WELL AT GREAT RISK OF CONTAMINATION  
BY EXTRACTING LARGE QUANTITIES OF SAND AND  
GRAVEL FROM UNDER WATER TABLE WITH NO  
PLANNING PERMISSIONS - PERMITS OR LICENCES IN  
PLACE TO DO SO. PL-2560436



MILFORD QUARRIES - KILCARRIG QUARRIES - TRACK RECORD  
At Polling Ground-Water At Risk of Contamination



DUNLECKNEY - QUARRY



LARGE AREAS OF EXPOSED GROUND-WATER AT  
 DUNLECKNEY QUARRY, OPERATED BY KILCARRIG QUARRIES -  
 MILFORD QUARRIES - THIS WAS UN-AUTHORISED DEVELOPMENT  
 AND YET CARLOW CO COUNCIL HAD OR HAVE NO  
 ISSUES WITH THIS, DESPITE THE SITE BEING ZONED  
 FOR HOUSING DEVELOPMENT. PL-2560436.



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MILFORD QUARRIES - KILCARRIG QUARRIES -  
TRACK RECORD AT DUNLECKNEY



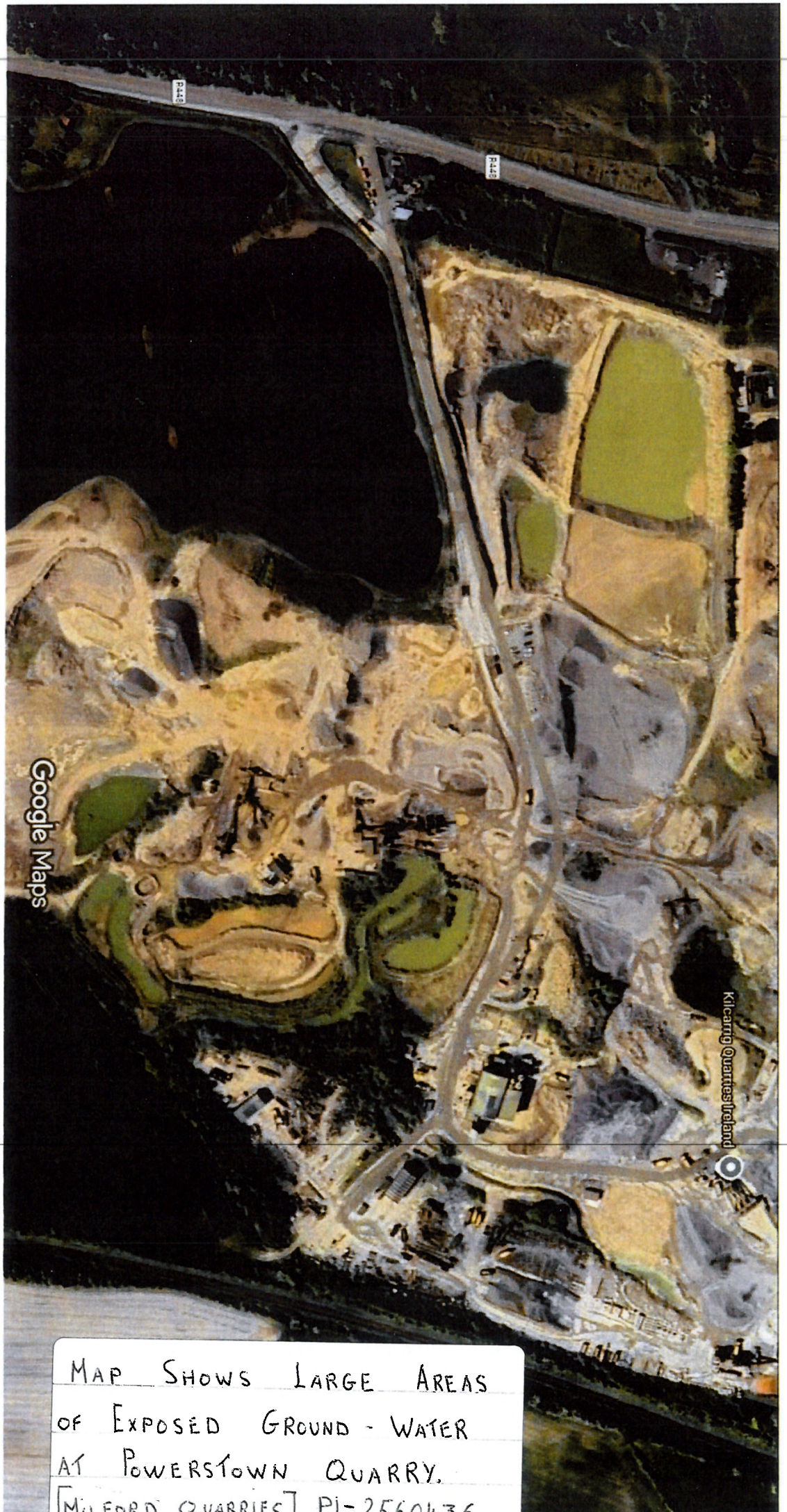
DUNLECKNEY - QUARRY.



SPECIAL DRAG-LINE MACHINE USED TO EXTRACT  
LARGE VOLUMES OF SAND AND GRAVEL FROM  
UNDER WATER-TABLE AT DUNLECKNEY QUARRY  
OPERATED BY KILCARRIG QUARRIES - MILFORD QUARRIES -  
WITH NO PLANNING PERMISSIONS - PERMITS - OR LICENCE  
IN PLACE TO DO SO. PL-2560436.



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Imagery ©2026 Airbus, Maxar Technologies, Map data ©2026 50 m

MAP SHOWS LARGE AREAS  
OF EXPOSED GROUND - WATER  
AT POWERSTOWN QUARRY.  
[MILFORD QUARRIES] PL-25601136



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Google Maps

Imagery ©2026 Airbus, Maxar Technologies, Map data ©2026 50 m

MAP CLEARLY SHOW'S HUGE  
AREAS OF EXPOSED GROUND -  
WATER - THE RESULT OF MILFORD  
QUARRIES EXTRACTING LARGE  
VOLUMES OF SAND AND GRAVEL  
FROM UNDER WATER - TABLE.  
WHICH IS UN-AUTHORISED.  
POWERS TOWN - SITE PI-7060671





# KILCARRIG QUARRIES LTD.

Kilcarrig Heights,  
Bagenalstown,  
Co. Carlow.  
Phone: 059 97 21617  
Fax: 059 97 22316

V.A.T. No. 4632568R

*Received*  
*6/11/03*

## Company Environmental Policy

### Sand and Gravel pit at Powerstown, Co. Carlow.

#### INTRODUCTION

KILCARRIG QUARRIES LTD. is committed to operating the Sand and Gravel pit at Powerstown, Co. Carlow in an environmentally responsible manner. It is our policy to set objectives and targets, monitor progress, to use best management practices and to apply cost-effective technology to continuously improve our environmental performance. We are also committed to a proactive and preventative strategy minimizing the pit's impact on the natural environment and local community.

KILCARRIG QUARRIES LTD. is committed to continual improvement and the prevention of pollution. It is our policy to set environmental objectives and targets and implement action plans for significant environmental aspects identified at the pit. It is also our policy to monitor progress, utilize best management practices and apply cost-effective technology to strive to improve environmental performance.

To successfully implement this policy, KILCARRIG QUARRIES LTD. utilizes an Environmental Management System (EMS) which meets the specifications of the ISO 14000 international standards series and which includes

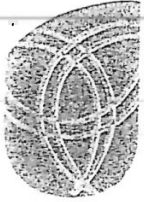
- minimise or eliminate our negative environmental impacts and use of resources;
- work closely with our employees, unions, clients, suppliers and other interested parties to continually improve our work practices and operations by setting environmental objectives and targets in the Environmental Management Action Plan in accordance with best practice standards;
- incorporate best practice environmental management into our core business plans and management practices, including the preparation, fit out and ongoing operation of new plant;
- regularly monitor and report on our environmental performance;
- as a minimum, comply with our environmental management plans and all relevant government policy and legislation;
- actively promote and encourage the adoption of ecologically sustainable work practices and operations within our organisation.
- review and update this Policy and communicate it to all our employees, unions, clients, suppliers and other interested external parties; and

Signed: *Tom McDonald*

Date: *6/11/03*

**Tom McDonald**  
**Managing Director**

DIRECTORS: T.McDonald. B.McDonald



CARLOW COUNTY COUNCIL

COMHATAIRÉ CHONTAE CHATHAMHUA

County Council, Carlow, Co. Carlow

Tel: 051 910000

Fax: 051 911500

Email: carlow@carlow.ie

Web: www.carlow.ie

## **CARLOW COUNTY COUNCIL** **ENFORCEMENT NOTICE**

### **Section 154 Planning & Development Act 2000**

Take notice that Carlow County Council, being the Planning Authority for the County of Carlow (except the urban districts within the County of Carlow), are serving on you this notice under Section 154 of the Planning & Development Act 2000.

**Lands At:** Ballymoon,, Bagenalstown,, Co. Carlow.

These said lands have been developed by

**Namely: Unauthorised Excavation**

Now in accordance with section 154 (5)(a) of the above act you are required to **cease immediately**

You are also required to take the following steps within **THREE MONTHS** from the date of service of this notice:

- (i) **RE-INSTATE THE LAND TO ITS PRE-EXISTING USE.**
- (ii) **SUBMIT APPROPRIATE ASSESSMENT SCREENING AS REQUIRED UNDER ARTICLE 6.3 OF THE HABITATS DIRECTIVE 92/43/EEC AND LIAISE DIRECTLY WITH THE NATIONAL PARKS & WILDLIFE SERVICES (NPWS) OF THE DEPARTMENT OF THE ENVIRONMENT, HERITAGE AND LOCAL GOVERNMENT TO AGREE A PLAN OF ACTION FOR RESTORATION OF THIS SITE.**
- (iii) **DOCUMENTARY PROOF OF THIS AGREEMENT TO BE SUBMITTED TO THE PLANNING AUTHORITY.**

If within the period specified above, or within an extended period (not being more than 6 months) as the planning authority may allow, the steps specified in the notice are not taken, the planning authority may enter on the land and take such steps, including the removal, demolition or alteration of any structure, and may recover any expenses reasonably incurred by them in that behalf.

Carlow County Council  
Planning & Development  
Bagenalstown, Co. Carlow  
Tel: 051 910000  
Fax: 051 911500  
Email: carlow@carlow.ie  
Web: www.carlow.ie

Carlow County Council  
Planning & Development  
Bagenalstown, Co. Carlow  
Tel: 051 910000  
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You are also required to refund to the planning authority the costs and expenses reasonably incurred by the authority in relation to the investigation, detection and issue of the enforcement notice concerned and any warning letter under section 152, including cost incurred in respect of the remuneration and other expenses of employees, consultants and advisors, and the planning authority may recover these costs and expenses incurred by it in that behalf.

If within the period specified above or such extended period, not being more than six months, as the planning authority may allow, the steps specified in the notice to be taken are not taken, you may be guilty of an offence.

Dated this 31<sup>st</sup> day of January 2011

Signed: [Signature]  
Senior Executive Officer  
Carlow County Council

**Served on by Registered Post**

Kilcarrig Quarries  
Kilcarrig,  
Bagenalstown,  
Co. Carlow.