

File With _____

SECTION 131 FORM

Appeal NO: ABP 306976-20

Defer Re O/H

TO:SEO _____

Having considered the contents of the submission dated/ received 22 April 2020
from

Planning Authority I recommend that section 131 of the Planning and Development Act, 2000
~~be~~/not be invoked at this stage for the following reason(s): no new material issues

E.O.: Diana Thornsten

Date: 18/5/2020

To EO: _____

Section 131 not to be invoked at this stage.

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

S.E.O.: _____

Date: _____

S.A.O.: _____

Date: _____

M _____

Please prepare BP _____ - Section 131 notice enclosing a copy of the attached submission

to: _____ Task No: _____

Allow 2/3/4weeks – BP _____

EO: _____

Date: _____

AA: _____

Date: _____

File With _____

CORRESPONDENCE FORM

Appeal No: ABP 306976-20

M S Chiforescu

Please treat correspondence received on 22 April 2020 as follows:

- | | |
|---|---|
| 1. Update database with new agent for Applicant/Appellant _____ | 1. RETURN TO SENDER with BP _____ |
| 2. Acknowledge with BP <u>RL 20</u> | 2. Keep Envelope: <input type="checkbox"/> |
| 3. Keep copy of Board's Letter <input type="checkbox"/> | 3. Keep Copy of Board's letter <input type="checkbox"/> |

Amendments/Comments

PA response to Referral

4. Attach to file

- | | |
|---|---|
| (a) R/S <input type="checkbox"/> | (d) Screening <input type="checkbox"/> |
| (b) GIS Processing <input type="checkbox"/> | (e) Inspectorate <input type="checkbox"/> |
| (c) Processing <input type="checkbox"/> | |

RETURN TO EO

Plans Date Stamped

Date Stamped Filled in

EO: Diana Thomas

AA: S Chiforescu

Date: 5/8/2020

Date: 07/5/20

Niamh Thornton

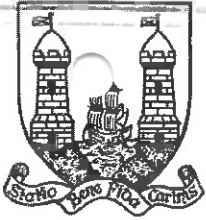
From: Appeals2
Sent: Wednesday 22 April 2020 16:23
To: Niamh Thornton
Subject: FW: R560/19 - Appeal Comments
Attachments: 155235Scanned Document.pdf

PLEASE ACK AND PRINT

From: Bord <bord@pleanala.ie>
Sent: Wednesday 22 April 2020 16:03
To: Appeals2 <appeals@pleanala.ie>
Subject: FW: R560/19 - Appeal Comments

From: John A Murphy <johna_murphy@corkcity.ie>
Sent: Wednesday 22 April 2020 16:00
To: Bord <bord@pleanala.ie>
Subject: R560/19 - Appeal Comments

Attached Cork City Council's comments on this appeal.



Comhairle Cathrach Chorcaí Cork City Council

Halla na Cathrach, Corcaigh - City Hall, Cork - T12 T997

The Secretary
An Bord Pleanála
64 Marlborough Street
Dublin 1

Date: 22/04/2020

R560/19
ABP-306976-20

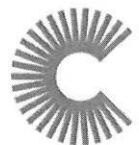
Units 1-3, Churchfield Estate

Dear Sir/Madam

I refer to your letter dated 25th March in relation to this appeal and attach Cork City Council's submission on this matter.

Yours faithfully

John A Murphy
Clerical Officer
Strategic Planning & Economic Development Directorate



We are Cork.

Submission for ABP – Units 1-3 Churchfield Industrial Estate

(1) Please send the following to ABP as the submission from the Planning Authority of Cork City Council

The Planning Authority respectfully requests that the Board uphold the declaration of Cork City Council and in addition to the planning report dated 15/02/2020, we wish to add the following comments:

- Correspondence from the Environment Section clearly shows that there has been no activity at this site for a considerable number of years – Ref: Email from Sarah Molloy, dated 10/02/2020.
- Unit 3 – T.P 04/28034, planning permission was granted on the 31/03/2004. Condition 8 of T.P 04/28034 levied contributions of €6,964.77. These contributions were not paid. A Site/ Compliance Contribution Planning Inspection was undertaken by the Planning Authority of Unit 3 on the 24th August, 2010 for file TP 04/28034 (in use then as (G&K Community Training Centre).

The Company Register showed that Blarney Wheel A Bins Ltd had dissolved in 2006.

Given that the premises for file TP 04/28034 was no longer in use and the applicant was insolvent, a decision was taken on 26/08/2010 not to pursue levies.

- Units 1&2, planning permission for T.P 04/28849 expired on the 3rd Jan, 2010. Financial development contributions were levied on Condition No 7 (€9,330.00). These contributions were not paid.
A site/ Compliance Contribution Planning Inspection undertaken by the Planning Authority on the 25/08/2008 showed that there appeared to be no remaining traces of Blarney Wheel-a-Bins except the site itself and portions of burned warehouses. Empty containers were being stored at this site at this time.
On the 22nd July, 2010, another site/ Compliance Contribution Planning Inspection undertaken by the Planning Authority, and it is indicated in this report that the neighbouring operator was using the warehouse occasionally but was not in ownership of it.
The use was considered discontinued by the Planning Authority and no contributions were levied.

The Site/ Compliance Contribution Inspection reports are available for viewing.

- The Planning Authority would also like to bring to the Boards attention the Waste Facility Permit application which was made to Cork City Council on the 04th November, 2019.

M. Delaney, Executive Planner

From: Sarah Molloy
Subject: RE: Churchfield

I had a look through the Churchfield file looking at all their waste facility permits and site inspection reports.

Their first permit 02/08 (register no. 932) was issued 19th December 2008 and valid until 31st October 2011. The tonnage limit of this permit was 7,500 tonnes per annum. Based on the site inspection reports, skips were stored on site but waste was not accepted on the site until approximately November 2009. Following this, the waste process on site was shredding and packaging of cardboard.

During a site inspection on 10th September 2010, it was noted that all waste entering the site came through Ashgrove Recycling.

In 2011, the processing of cardboard was due cease on site following inspection in March and the permit was due to be surrendered to allow for a new permit for processing scrap metal. This new permit (permit number WFP-CC-04/2011 was issued on 6th October 2011 and valid until 31st October 2016 with tonnage limit of 25,000 tonnes. There were 2 minor amendments made to the permit due to a typo and the addition of accepting construction and demolition waste, resulting in the permit number changing to WFP-CC-04-2011-b in 2012.

In 2014, during an inspection on 18th November, it was noted that waste was not being accepted on site. However, storage of skips and equipment continued on site.

In 2016, waste was still not accepted on site and the permit was renewed. The new permit (WFP-CC-03/2016) was issued 19th October 2016 and had a tonnage limit of 25,000 tonnes.

No waste was accepted on site under this permit.

In July 2019, that permit was surrendered and the site was cleaned and emptied.

I hope this helps, let me know if you've any further queries.
Kind Regards,
Sarah.

From: Michelle Delaney

Re: Unit 1-3 Churchfield Industrial Estate, I am trying to establish the history of the site since permission was granted in 2004 for a waste facility.

The following is unclear: if this permission was implemented, the extent and type of activity (tonnage etc) and the number of years this site was active.

When the site was last used is of particular interest.

When convenient, could you provide a summary based on information sent in with the WPLs?

Many thanks,

Michelle Delaney

