

Noeleen Keavey

From: Licensing Staff
Sent: 10 July 2018 08:26
To: Noeleen Keavey
Subject: FW: New submission entered for Reg no: W0296-01. (Reference Number: W0296-01-180709051552)
Attachments: Appeal Observation.pdf; Matthew Lalor Letter.pdf; Artists Exemption.jpeg; W0296-01 (Kilsaran).pdf; Map of Lorry Routes via Dunsany.pdf
Importance: High

From: Matthew Lalor [mailto:████████████████████]
Sent: 09 July 2018 17:16
To: Licensing Staff <licensing@epa.ie>
Subject: New submission entered for Reg no: W0296-01. (Reference Number: W0296-01-180709051552)
Importance: High

Title: Mr
First Name: Matthew
SurName: Lalor
Organisation Name: Matthew Lalor
Address Line 1: Pianoforte
Address Line 2: Dunsany Cross Rds
Address Line 3: Dunsany
County: Meath
Post Code: IE
Email: ████████████████████

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Appeal Observation

Re:Kilsaran – ABP Appeal PL17.248391

Waste Licence Application Reg. No. W0296-01 – Kilsaran Concrete.

Observer: Matthew Tristan Lalor.

Address: “Pianoforte”, Dunsany, Co.Meath,Ireland.

Subject Matter of Observation: 248391: Tullykane, Kilmessan, Co. Meath. (RA170127)

Meath County Council

Restoration of quarry to original state, importation of 5,600,000 tonnes of soil, stones and inert materials and construction of a community centre. An EIS was lodged with the planning application.

Case reference: PL17 .248391

Parties

Kilsaran Concrete (Applicant) (Active)

Residents of Dunsany (of which I am a co-appellant) (Appellant) (Active)

To Whom it May Concern:

As a resident of Dunsany,Co.Meath (and co-appellant) I hereby set out the grounds for my further observation to our appeal (PL17.248391) as follows-

1. I am a professional **composer working in the genre of fine art/classical music**. As such I live and work from my home at **Dunsany Cross Roads, Dunsany, Co.Meath**. The house I reside in, built circa 1860, is a **listed building of historical significance (ID:MH 037-300, NIAH: 14403705 - please see attached map)** located in a tranquil rural setting some 3 kilometres from the Hill of Tara.

2. Presence of protected structure directly en route to quarry omitted in EIS

Crucially to this observation it must be stressed that none of the Environmental Impact assessments attached to this application mention the presence of the above property (NIAH 14403705) situated directly en route to Tullykane (site of quarry). The assessment prepared by RME Environmental, on behalf of Kilsaran, states very clearly that “There are no protected structures, architectural conservation areas, NIAH structures or NIAH historic gardens within the proposed development area” (rme environmental - 3.1.2.7). This report is clearly misleading and erroneous.

The creation of fine art music requires constant, undisturbed access to a peaceful working environment. **The location of my listed building at the intersection of four roads approaching the site of the proposed quarry restoration makes it exceptionally vulnerable to the type of noise pollution and vibrational disturbance that would result from the daily passing of articulated vehicles.** Neither my house nor the surrounding rural roads and environs, were ever designed to absorb the type of pummelling outlined in Kilsaran’s fourteen year plan.

If this application were granted, thus **allowing these articulated lorries to pass within feet of my my front door,** it would have a **catastrophic effect on my ability to function as a composer and creative artist.** At the very least it would necessitate a complete and professional soundproofing of my entire building, including the roof and windows. If this were to take place as a result of Kilsaran’s disturbance, I would expect the cost of such an installation to be paid for by Kilsaran. While such an undertaking would perhaps reduce the sound decibel level of the passing traffic, it would not stop the vibrational and seismic disturbance produced by trucks (each 40 tonnes in weight) passing by every 4 minutes for a period of 14 years. I live in **a listed building, a protected structure that is in grave danger of being undermined at a foundational level by such a prolonged and violent disturbance.** I should therefore expect to be financially reimbursed by the applicant, should they be granted permission, for the negative impact on my business and for the years of distress to my property brought on by Kilsaran’s proposed operation.

I am including with this observation;

1. A letter from Dr.Evangelia Rigaki, *Head of Music Composition*, Trinity College Dublin.
2. A map of the area showing my house ,**which is one of three listed properties on Dunsany Cross Rds**, and the proposed routes to and from the quarry.
3. A copy of my Artists Exemption Certificate.

*Artists
Exemption*

Section 195, Taxes Consolidation Act, 1997

MATTHEW LALOR

*Revenue have determined that the above named has produced original
and creative work in category (C) a musical composition
which has or is generally recognised as having cultural or artistic merit.
The exemption applies from 1 January 2007, Ref number is DTX 8751*

Breda Spaine
Direct Taxes Administration

Revenue 

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TRINITY COLLEGE DUBLIN
SCHOOL OF CREATIVE ARTS

Head of School: Prof Matthew Causey



Dr. Evangelia Rigaki
Course Director MPhil in Composition
Assistant Professor
School of Creative Arts
Trinity College Dublin
Dublin 2, Ireland
Tel + 353 1 896 4270

19/05/2017

An Bord Pleanála
64 Marlborough Street,
Dublin 1

To Whom it May Concern,

Matthew Tristan Lalor is a professional composer and musician and, as such, requires constant access to a tranquil working environment. High noise levels or the vibrations produced by heavily articulated lorries would catastrophically undermine his compositional and professional practice. It is even more detrimental to have uninvited disturbance in a hitherto quiet rural area as high noise levels are without context and have no precedent in such a setting.

Matthew chose to reside and work in an historically relevant and protected structure in order to be allowed to concentrate and develop his practice. I wonder how this proposal to allow HGV is being considered without taking account the needs of the current tenants.

The fourteen year period of heavy traffic that would result from the granting of this proposal would have a hugely detrimental effect on Matthew's compositional practice. Composers very often do their best work in the hours between morning and late afternoon. Any creative practice would be nigh impossible with disruptive noise levels at those times. In those instances where noise levels are disruptive to creative practice it is absolutely essential to have the appropriate soundproofing professionally installed. In this case it would be imperative because of the fourteen year timeline outlined in the proposal.

Matthew at the moment is completing his postgraduate research in Composition in Trinity College Dublin, he is one of our most hard working postgraduates and I see that this case has caused him stress and affected his output. It makes sense that the HGV proposal should take in consideration the people living around the area and the implications it will have in their daily lives.

Sincerely,
Evangelia Rigaki

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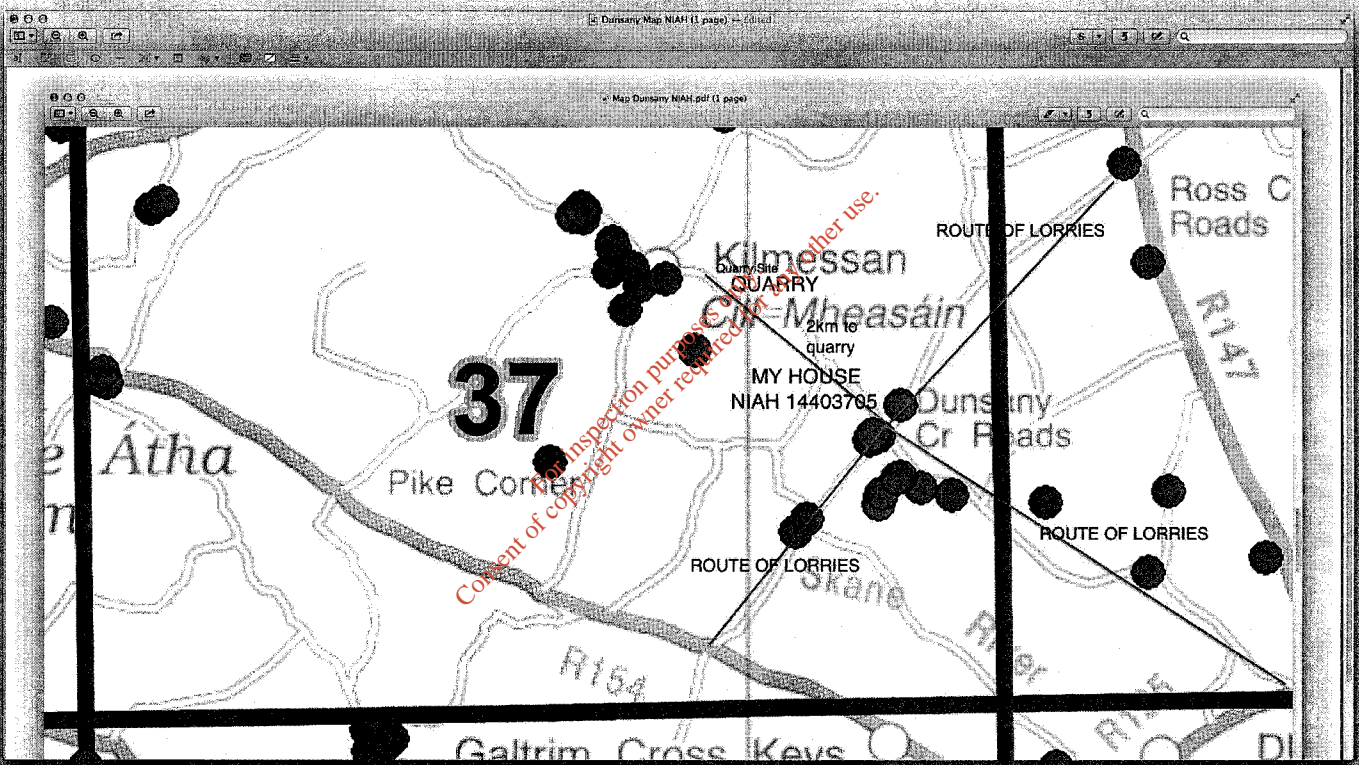
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Re:W0296-01 Kilsaran

As a resident at Dunsany Cross Rds, Co. Meath, I wish to submit a request to the EPA in relation to the above licence application by Kilsaran Concrete. I am specifically drawing attention to the issue of noise pollution as a direct result of the granting of a license to Kilsaran by an Bord Pleanala. As a composer of music I chiefly operate from home and my ability to work will be profoundly diminished by the increase in HGV traffic and noise/vibrations on the roads outside my front door. I live in a protected building in an heretofore quiet rural area. In order for me to continue operating I would require substantive soundproofing to my walls and roof. I feel the onus should be placed firmly on Kilsaran to provide me with such a solution. Please note that mine is the dwelling that will be placed most at risk by the heavy noise and vibrations caused by these HGV.

I am enclosing a letter from Trinity College Music Dept and the Arts Council to reinforce my application.

Please find attached a map of the lorry route and a photo of my premises, taken from the road on which the traffic will operate.

Kind Regards

Matthew Lalor

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