

Your Ref:

Jerry and Marie Quane  
Kilcolman,  
Asdee,  
Co. Kerry

12th November 2014

**Appeal**      **Re:** Construction of a 25 metre high chimney stack to replace existing  
15 metre stack. This development requires an integrated pollution  
prevention and control licence.  
Kilcolman, Asdee, Co. Kerry.

Dear Sir/Madam,

An Bord Pleanála has received your appeal and will consider it under the Planning and Development Acts 2000 to 2014. A receipt for the fee lodged is enclosed.

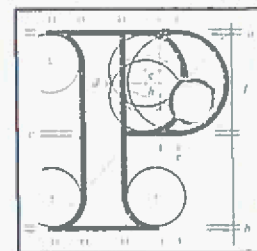
You are reminded that section 127(3) of the Planning and Development Act 2000 provides that an appellant shall not be entitled to elaborate in writing upon, or make further submissions in writing in relation to the grounds of appeal stated in the appeal or to submit further submissions or further grounds of appeal unless requested to do so by An Bord Pleanála.

Yours faithfully,

Anna Kelsh  
Administrative Assistant  
Direct Line: 01-8737133

BP01  
Encl.

Consent of copy for inspection purposes only.  
Further inspection required for any other use.



The Secretary,  
Planning Section,  
Kerry County Council,  
County Buildings,  
Rathass,  
Tralee,  
Co. Kerry.

12th November 2014

**Appeal**                      **Re:** Construction of a 25 metre high chimney stack to replace existing 15 metre stack. This development requires an integrated pollution prevention and control licence.  
Kilcolman, Asdee, Co. Kerry.

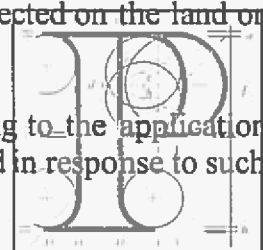
Dear Sir/Madam,

Enclosed is a copy of an appeal under the Planning and Development Acts 2000 to 2014.

**Submissions of documents etc., to the Board**

**N.B. Copies of I-plans are not adequate, all drawings and maps should be to scale in accordance with the provisions of the permission regulations.**

1. The planning authority is required to forward specified documents to the Board under the provisions of section 128 and section 37(1)(b) of the Planning and Development Act 2000. Please forward, **within a period of 2 weeks beginning on the date of this letter, the following documents:-**
  - (i) a copy of the planning application made to the planning authority and a copy of any drawings, maps (including ordnance survey number) particulars, evidence, a copy of any environmental impact statement, other written study or further information received or obtained by your authority in accordance with regulations under the Acts. If practicable, the original of any drawing with coloured markings should be provided or a coloured copy,
  - (ii) a copy of any technical or other reports prepared by or for the planning authority in relation to the application,
  - (iii) a **certified** copy of the relevant Manager's Order giving the decision of the planning authority,
  - (iv) a copy of the notification of decision given to the applicant,
  - (v) particulars of the applicant's interest in the land or structure, as supplied to the planning authority,



- (vi) a copy of the **published notice** and a copy of the text of the **site notice** erected on the land or structure.
- (vii) a copy of requests (if any) to the applicant for further information relating to the application under appeal together with copies of reply and documents (if any) submitted in response to such requests,
- (viii) a copy of any written submissions or observations concerning the proposed development made to the planning authority,
- (ix) a copy of any notices to prescribed bodies/other authorities and any responses to same,
- (x) a copy of any exemption application/certificate within Part V of the 2000 Act as amended applies,
- (xi) a copy of the minutes of any pre-planning meetings.

2. To ensure that the Board has a full and complete set of the material specified above and that it may proceed with full consideration of the appeal, please certify that the planning authority holds no further material relevant to the case coming within the above list of items by signing the certification on page 3 of this letter and returning the letter to the Board.

3. In addition to the documents mentioned above, please supply the following:-

Particulars and relevant documents relating to previous decisions affecting the same site or relating to applications for similar development in near proximity. "History" documents should include;

- a) the Manager's Order,
- b) the site location, site layout maps, all plans,
- c) particulars and all internal reports and
- d) details of any extensions of time given in respect of previous decisions.

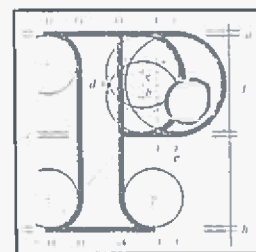
**Copies of I-plan sheets are not adequate.**

Where your records show that a decision was appealed to the Board, it would be helpful if you would indicate the Board's reference.

#### **Submissions or observations by the planning authority.**

4. As a party to the appeal you may, under section 129 of the 2000 Act, make submissions or observations in writing to the Board in relation to the appeal within a **period of 4 weeks beginning** on the date of this letter.

Any submissions or observations received by the Board outside of that period shall not be considered, and where none have been validly received, the Board may determine the appeal without further notice to you.



## Contingency Submission

5. If the decision of your authority was to refuse permission, you should consider whether the authority wishes to make a contingency submission to the Board as regards appropriate conditions which, in its view, should be attached to a grant of permission should the Board decide to make such a grant. In particular, your authority may wish to comment on appropriate conditions which might be attached to a permission in accordance with section 48 and/or 49 of the 2000 Planning Act (Development / Supplementary Development Contributions) including any special condition which might be appropriate under section 48(2)(c) of the Act.

Any such contingency submission, in circumstances which your authority decided to refuse permission, would be without prejudice to your authority's main submission in support of its decision.

Please quote the above appeal reference number in any further correspondence.

Yours faithfully,

*Anna Kelsh*

Anna Kelsh  
Administrative Assistant  
Direct Line: 01-8737133

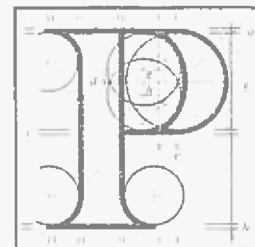
I hereby certify that the planning authority has complied with section 128 and section 37(1)(b) of the 2000 Act and that all material relevant to (PL08.244100) the request at 1 on page 1 of this letter has been forwarded.

**Signed:** \_\_\_\_\_

**Print:** ( \_\_\_\_\_ )

**Date:** \_\_\_\_\_

BP07 Revised 24.05.13



Your Ref: Brendan Products Ltd

AWN Consulting,  
The Tecpro Building,  
Clonshaugh Business &  
Technology Park,  
Dublin 17.

12th November 2014

**Appeal**                      **Re:** Construction of a 25 metre high chimney stack to replace existing  
15 metre stack. This development requires an integrated pollution  
prevention and control licence.  
Kilcolman, Asdee, Co. Kerry.

Dear Sir,

Enclosed is a copy of an appeal under the Planning and Development Acts 2000 to 2014.

As a party to the appeal under section 129 of the Planning and Development Act 2000 you may make submissions or observations in writing to the Board within a period of 4 weeks beginning on the date of this letter.

Any submissions or observations received by the Board outside of that period shall not be considered and where none have been validly received, the Board may determine the appeal without further notice to you.

Please quote the above appeal reference number in any further correspondence.

Yours faithfully,

Anna Kelsh  
Administrative Assistant  
Direct Line: 01-8737133

Encl:  
BP 05

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