

Pre-Planning Meeting

Pre Plan Ref	27/02	Client	Goode Concrete
Date	9/7/02	Agent	Declan Brassil
Pl Ref No		Project	

In Attendance

Kildare County Council	Client

Note of Meeting:

~~AC~~ Soil is A class soil which contravenes
 Development Plan which would be a serious issue
 EIS should be of good quality.
 EIS should address cumulative effect of same
 type of development in the area. Roads would also
 be a very important issue.
 recent grant of permission for dwelling in vicinity of site
 Note: recent refusals for same type of dev. for
 traffic reasons.
 Planner to discuss classification of A class soil
 with Env. Section.
 R. Glass House is a listed building in vicinity of site
 EIS should address this. - Also no. of existing houses
 in close proximity to site.

Signature


 Administrator


 Planner

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**Comhairle
Chondae
Chill Dara**

**Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 14 June 2004
Our ref: AC 102/1475.
Your ref: PL09.205039

**An Bord Pleanála,
64 Marlborough Street,
Dublin 1.**

RE: For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx. 13.9 hectares. The FI submitted provides for the re-alignment of the etc Ballinderry Carbury Co. Kildare

Dear Ann-Marie,

Copy of written submission received from applicant on 24th April 2003 in response to a request for further information.

Copy of minutes of site meeting held between the applicant and the planning authority on 5th April 2003.

Copy of all objections/submissions lodged in relation to this application.

Copy of full details on planning register reference number: 95/1236.

Enclosed are all the documents we have if you require anything further please let us know.

Please note that all of the above documents are forwarded to you in compliance with section 128 and section 37(1)(b) of the Planning & Development Act 2000.

Please acknowledge receipt of these documents.

Yours faithfully


K Kelly
Senior Executive Officer
Planning & Public Safety



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AN BORD PLEANÁLA
 TIME _____ BY _____
 5 JUN 2004
 FROM _____



Register Reference: 02/1475

Response to Request for Further Information

Applicant: Goode Concrete

Submission to Kildare County Council

Application details:

planning application for the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities

Planning Report

COUNCIL
 003
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02/1475

AN BORD PLEANÁLA
 TIME _____ BY _____
 5 JUN 2004
 FROM _____

April 2003

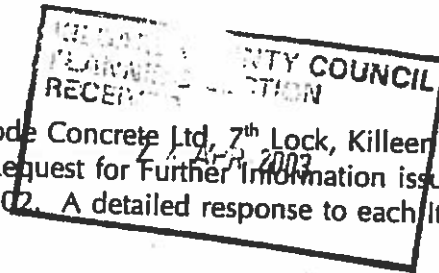
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Introduction

This submission is made on behalf of Goode Concrete Ltd, 7th Lock, Killeer Road, Ballyfermot, Dublin 10 in response to a Request for Further Information issued by Kildare County Council on 25 October 2002. A detailed response to each item of information sought is provided below.



A number of modifications have been made to the proposed Operational Plan based on consultations with the Roads Department of Kildare County Council.

Faber Maunsell have discussed this matter with the Roads Department and have provided revised the proposals which include for the realignment of the County Road to the north of the site. The Roads Department has advised that these works are desirable as they will facilitate existing extractive operations in the area and will result in safety improvements on the local road network for all road users. As such, the proposed re-alignment represents a significant planning gain for the area which will be facilitated by the proposed development.

In accordance with the provisions of article 35(1)(c) of the Planning and Development Regulations 2001, revised public notices informing the public of the modifications have been published in the Irish Independent of 23 April 2003. Site Notices have also been erected at the locations used upon lodgement of the planning application. Two copies of the respective notices are attached herewith.

1. Item No. 1

Item No. 1 states:

1. *The proposed development materially contravenes the County Development Plan, 1999 in relation to the extractive industry both in terms of soil type and its potential impact on the bloodstock industry in this area. Please submit your justification for such a material contravention. Please be advised that despite the details contained in your submission that the subject site is within an area that is classified as Class A Soils.*

1.1 Class 'A' Soils

Paragraph 2.29.1 of the Kildare County Development Plan 1999 states:

'No sand and gravel extraction will be permitted under Class A soils, in areas of high amenity (as defined in this Plan) and their environs, or where conflict with the bloodstock industry might arise'

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1.1.1 Soils

The National Soil Survey indicates that the site is covered on the eastern side by A4 soils and on the western side by B1 soils. A4 soils are described as 'pastures somewhat liable to poaching; cultivation and harvesting difficult in unfavourable seasons'. B1 soils are defined as follows: 'moisture deficit in places in dry periods; crops mature unevenly; some steep slopes'.

It is evident from an inspection of the National Soil Survey that the site is situated in an area characterised by a variation of soil types including D1 immediately north of the site, B1 on the western part of the site and to the south west, and U and D1 to the south. Accordingly, the general area is characterised by a variety of soil types, including Class A.

1.1.1.1 Inappropriate Policy Provision in the Development Plan

It is further submitted to the Planning Authority that the designation of soils in County Kildare was undertaken and published by National Soil Survey, Soils Division, An Foras Taluntais (now Teagasc) in the 1970's. Consultations have been undertaken with officials in Teagasc for the purposes of preparing this response. Teagasc advised that it is a state authority and as such was not in a position to provide direct consultancy services in respect of the clarification of the soils issue on the subject site.

Officials from Teagasc's offices in Kinsealy did advise that the survey was carried out in the 1970's in order to establish soil types for the purposes of categorising lands for grant aid and subsidies. The survey, which is considered by Teagasc to be obsolete, was never intended as a tool to determine lands uses appropriate in the rural areas of any County. In this regard, it is noted that this specific policy was carried over directly from the Kildare County Development Plan 1985.

The relevance and appropriateness of this policy provision is evident when one considers the potential impact on Class A soils associated with extractive activities. The area of Co. Kildare is 169,550 ha (1,695 km²). Of this area, 82,238 ha are covered with Class A soils, representing 48.50% of the soils in the county. Taking a conservative estimate that some 70% of the soils on site may be Class A, the extraction area under Class A soils may be c5.4 ha which represents 0.000065% of the Class A soils in Kildare.

Furthermore, that area of the site which is designated as Class A on the Soil Survey is categorized as Class A3. This is defined as an Class A soil that is 'somewhat liable to poaching'. This means that the land can not be used in very wet conditions, and grazing animals have to be taken off.

With regard to the long term impact of the proposed development on soils, it is submitted that the soil will be stored on site and replaced after the resource has

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been extracted, in accordance with the Mineral Planning Guidance Notes. It has been reported that in some instances the temporary movement and subsequent restoration of Class A topsoil may have a beneficial effect on the soil. So long as the Mineral Planning Guidance Notes are adhered to, the drainage of the soil will be improved. Accordingly, given that a substantial area of the site will be restored using the Class A soils, the long term impact is immaterial as a substantial area of the site will be returned to agricultural use.

1.1.1.2 Precedents

It is further submitted that there are a number of precedents in the immediate area for the granting of permission for extractive operations on sites characterised by various soil types, including Class A soils. In this regard, Roadstone Provinces was granted planning permission for extraction on the lands immediately to the west of the subject site (Reg. Ref. 99/1200). This site, in common with the application site, is covered by both Class A4 soils and Class B1 soils.

Kilsaran was granted planning permission by Kildare County Council and An Bord Pleanala for extraction of sand and gravel and quarrying of stone on lands at Kilrainey further west of the site (Reg. Ref. 99/2042). This area is also characterised by Class A4 and Class B1 soils.

Permission was also granted by Kildare County Council at Boherkill, Rathangan, County Kildare for the retention and extension of an existing gravel pit (Reg. Ref. 1270/01). This application is the subject of a current appeal to An Bord Pleanala (ABP Ref: PL 09.130086). This site is located in Class 'A' Soils and a condition has been attached to the Schedule of Conditions (No. 2) which relates to the soil classification. The Condition is as follows:

'This permission is limited to the physical size of 2.83 hectares as identified in the application, and shall not exceed a period of 5 years. No further quarrying shall take place on the site.'

Reason: To restrict the further encroachment onto Class 'A' soils, as identified in section 2.29.1 (Sand and Gravel and Rock Quarrying) of the Kildare County Development Plan 1999, and in the interest of orderly development'.

Accordingly, it is submitted to the Planning Authority that there are precedents for granting permission on transitional areas characterised by Class A soils and other soil types occurring on the same site, and precedents for granting permission under exclusively Class A soils. Given the transitional nature of the site and the precedents for granting planning permission on similar sites without recourse to a material contravention, it is submitted that Kildare County Council has interpreted its own Development Plan to allow sufficient flexibility to permit developments on such transitional areas without recourse to the material contravention. Having regard to these precedents, it is considered to be unreasonable and inconsistent for

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Kildare County Council to determine that this application represents a material contravention of the Development Plan.

1.1.1.3 Summary

In summary, it is submitted to the Planning Authority that the proposed development does not represent a material contravention of the Development Plan by reference to Class A soils for the following reasons:

1. There are numerous precedents in the area for granting planning permission without invoking the material contravention process on sites characterised by the same soil types. As such, Kildare County Council clearly interprets its own Development Plan to permit extractive uses in such transitional areas which include Class A soils without recourse to material contravention.
2. The National Soil Survey does not provide definitive boundaries between soil types. The site is clearly in a transitional area characterised by four soil types occurring in the immediate area on or bounding the site.
3. The National Soil Survey is acknowledged by Teagasc as an inappropriate tool to determine land uses as it was undertaken in the 1970's for the purposes of grant aiding and subsidising agriculture.
4. Class A soils cover 48.5% of County Kildare. It is unsustainable and inappropriate to sterilise an important national resource over nearly 50% of the County area, particularly in areas characterised by a variety of soil types where concentrations of sand and gravel occur.
5. The policy provision is considered to be inappropriate. The extraction area under Class A soils is in the order of c5.4 ha which represents 0.000065% of the Class A soils in Kildare.
6. Given that a substantial area of the site will be restored using the Class A soils, the long term impact is immaterial as a substantial area of the site will be returned to agricultural use.

1.2 Potential Impact on the Bloodstock Industry

Paragraph 2.29.1 of the Kildare County Development Plan 1999 states:

'No sand and gravel extraction will be permitted under Class A soils, in areas of high amenity (as defined in this Plan) and their environs, or where conflict with the bloodstock industry might arise'

Section 2.29 of the Kildare County Development Plan 1999 refers to Extractive Industries. It is stated that: *'gravel resources are important to the general economy*

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and the sand and gravel extraction industry is a valuable source of employment in some areas of the county' (Paragraph 2.29.1). It continues by stating that 'the industry can have seriously detrimental effects on the landscape, on the operation of bloodstock, and on residential amenities' (Paragraph 2.29.1).

It is submitted to the Planning Authority that a detailed Scoping exercise was undertaken as part of the EIA process. This exercise included a careful review of sensitive receptors in the vicinity of the site. As part of the Scoping exercise undertaken, The Irish Field Directory 2002 was consulted to identify bloodstock interests in the area. A visual inspection was also undertaken by driving all roads in the vicinity of the site to identify such locations by reference to signs, fencing, stables and bloodstock being grazed or trained. Goode Concrete personnel who have worked and lived in the area were also consulted for the purposes of identifying bloodstock locations.

Appendix B provides a comprehensive list of all the stud farms in County Kildare as contained in the Irish Field Directory 2002. This publication provides a list of all bloodstock establishments in Ireland. The list does not include any operation in the vicinity of the subject lands which may be affected by the proposed development.

The third party objections examined on the public file have identified two residences in the area in the vicinity of the subject site where bloodstock are kept. Kilcandrick House is located approximately 25 metres north of the planning application boundary and over 50 metres north of the proposed extraction boundary. The owners, David and Margaret Millar, state that the:

'Lands are laid out in a number of stud railed paddocks. Property also includes outhouses and stores. The property is used as a small farm for the breeding and rearing of show ponies and working hunter ponies and horses'.

The objection further states that Margaret Millar is a senior judge with the Irish Pony Society.

Approximately 350 metres south of the application boundary and 400m south of the proposed area of extraction is Ballinderry House. The property is owned by Alan & Eleanor Cox who have submitted a third party objection. One of their grounds of objection is that the statement in the EIS claiming that there are no bloodstock interests in the vicinity of the site is incorrect. They state that a mare and a foal reside in their holding.

As noted above, neither of these holdings are included in the list of bloodstock operations included in the Irish Field Directory 2002 which provides a comprehensive guide to bloodstock interests in Ireland. A total of 127 operations in Co. Kildare are listed in the Directory, all of which are provided in Appendix B. It is also noted that no bloodstock activity was observed during visits to the area.

Paragraph 2.11 of the Kildare County Development Plan states the following policy objective for the Bloodstock Industry: *'It is the Council's policy to protect the*

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environmental qualities necessary for its successful operation. The high amenity value which investment in this industry requires will be protected from encroachment or spoliation by urban sprawl, ribbon development or other anti-amenity features or incompatible developments'.

It is submitted that the EIS clearly establishes that the proposed development will not affect the environmental qualities necessary for the successful operation of the bloodstock industry having regard to the distance of the subject site from bloodstock operations, the nature and scale of those activities and the relatively small scale and managed impacts associated with the proposed development.

Dust emissions from the extraction operations will be minimised by implementing effective environmental management practices for the operation of the sand and gravel works. The potential impact of emissions to atmosphere associated with the operation of the sand and gravel works has been quantified and evaluated. The mitigation measures proposed will ensure that no adverse air quality impacts will result from the operation of this facility and all potential impacts be managed well within accepted national standards for rural and agricultural areas (Environmental Impact Statement, Section 7).

A comprehensive assessment of the potential noise impacts associated with this development has been completed. There are no adverse noise impacts predicted at noise sensitive receptors in the vicinity of the site as a result of this development. (Environmental Impact Statement, Section 8) There is no blasting associated with the proposed development.

Potential landscape and visual impacts at the local level and in the wider area are not significant, with only the local area experiencing localised impacts. Potential landscape impacts are minor or of no significance to the character of the local area.

Opportunities for views of the proposed extraction are limited to the immediate proximity of the site. The mitigation bunding proposed will screen out any vision through gaps in the existing vegetation. Mitigating measures have been designed to enhance the existing planting. The proposed planting will continue to reduce the significance of visual impacts as it matures.

The overall impact of the proposed extraction is assessed as being of short-medium term negative impact, and as planting matures and progressive restoration is undertaken the visual significance of the extraction becoming even less. (Environmental Impact Statement, Section 9).

Therefore, having regard to the foregoing, the proposed development is unlikely to have any negative impact on the environmental quality of the area or on the environmental quality required for the successful operation of the bloodstock industry in the vicinity of the site.

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It is submitted that conflict will not arise with, nor will there be any serious detrimental effects on, the successful operation of the bloodstock industry in the vicinity of the site or in County Kildare.

2. **Item No. 2**

Item No. 2 states:

3. *Please submit full details of your existing pit in this area, including number of years of operation, planning status of the activity, hours and days of operation, etc. Please advise if you own this pit. If you are not the owner please submit details of the owner.*

In 1995, Goode Concrete Ltd. acquired a license agreement from the owner of the 140 acre sand and gravel pit at Kilglass, Carbury. The License agreement entitled the Company to extract manufacture and distribute different grades of aggregate.

The pit has been in operation since around 1950. It was operated by Kildare County Council between 1950 and 1980. Between 1980 and 1995 it was operated under licence by a number of operators including North Kildare Sand and Gravel and Foremask Sand and Gravel. The extraction operation is therefore a 'pre-63' use and is not the subject of any planning permissions.

The pit operates from 0630 to 1830 hrs during the winter months and 0630 to 1900 during the summer period.

Planning permission was granted for a concrete batching plant and block yard by Kildare County Council and on appeal by An Bord Pleanala in 1996 (Reg. Ref. 95/1236).

Details in respect of the output of the plant and its planned relationship with the proposed development have been provided in section 1.4 of the EIS. The EIS states as follows:

Goode Concrete Ltd. operate a sand and gravel extraction and processing plant at Kilglass, Carbury, County Kildare, approximately 1 km south west of the subject site. The Kilglass operation comprises of an active sand and gravel pit, washing and screening plant, concrete batching plant and a concrete block plant. The site supplies the Company with approximately 600,000 tonnes per annum for supply of its Kildare and Dublin markets.

The estimated remaining reserve at the Kilglass pit is in the order of approximately 2,000,000 tonnes, providing approximately 3 to 4 years reserves at current output levels. The subject lands at Ballinderry were acquired as a natural extension of the Kilglass reserve, to supply the concrete and block plants on site and the Company's regional market. Goode Concrete attempted to acquire the lands between the Ballinderry site and the Kilglass operation to facilitate direct transportation over its own lands to the processing area by conveyor or dump truck. However, these intervening

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lands were acquired by Roadstone Provinces Ltd. and it will not be possible to acquire the necessary interest to convey the material by land to the processing area.

Prior to the exhaustion of the reserves at Kilglass, it is proposed to work the Ballinderry resource as a supplementary supply to the Kilglass operation. The output from the combined plants will be in the order of 600,000 tonnes per annum, which is equivalent to the existing output from the Kilglass operation. It is envisaged that some 200,000 tonnes per annum will be extracted at Ballinderry and c400,000 at Kilglass. Accordingly, there will be no net increase in the quantity of material extracted or the number of traffic movements on the local road network.

It is planned that the Ballinderry site, which is the subject of this application, will be operational by mid-2004, subject to the relevant grant of planning permission. On the basis that the Kilglass operation will produce 600,000 tonnes per annum to mid-2004, and 400,000 tonnes per annum thereafter, the reserve will be exhausted by mid-2006. There will be a maximum of two years in which extraction will occur at both sites, providing a suitable transitional period for establishment of the Ballinderry site.

Given the existing level of investment by the Company in the area, the local employment provision and employment and skills required to be retained, the requirement for a source of aggregate close to the existing plant and established markets, and the occurrence of workable reserves in the area, an additional site for extension of operations in the Carbury area was sought. The Ballinderry site was identified and considered to be suitable by reference to the above criteria and with regard to the relatively low density of one-off dwellings in the area, accessibility to the Regional Road network and the established plant, and with regard to the policies and designations contained in the Kildare County Development Plan.

3. Item No. 3

Item No. 3 states:

3. Please provide a detailed map of all gravel or rock quarries or mineral extraction sites or sand and gravel pits within a 30 mile radius of the site whether working or dormant or in existence and give the names of the operators. Please also provide the current levels of HGV's using each individual pit in order that the cumulative impact of HGV's in the area can be ascertained.

A Map was included in the EIS (Figure 2.3) which outlines the location of extractive operations within a 30 mile radius of the subject site. Many of the pits identified have no recorded data on HGV movements and do not use the same haul routes as the proposed development. Therefore it is not considered feasible, necessary or appropriate to calculate the cumulative HGV movements associated with these pits.

It is noted that the Traffic Impact Assessment included in the EIS provided detailed information on traffic movements on the local road network, obtained from traffic surveys at 3 junctions in the area, a road network inventory, an existing traffic conditions assessment and a future year network assessment. The assessment also

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included for proposed and committed developments in the area. This assessment therefore established the existing level of usage of the road network by HGV traffic associated with other extractive operations in the wider area.

To further assist the Planning Authority in the determination of the application, we have calculated the cumulative HGV movements from the existing and permitted operations in the vicinity of the subject development from information available to the public in the Planning Department of Kildare County Council and which include:

- Kilsaran, Ballykane Hill – c2 loads per hr
- Lagan Cement*, Brackagh – c3.2 trips per hour
- Campbell Gravel, Ballycowan - c4 trips per hour.
- Roadstone, Kilglass – c11 trips per hour
- Goode Concrete Ltd, Kilglass – c12 per hour.

*Note. This permission is subject to a condition which permits the use of the site for the construction of the Kilcock Kinnegad M4 Extension only prior to the completion of the Motorway.

With regard to the request for details of all quarries, active and dormant, within a 30 mile radius of the site it is further submitted that this request is unreasonable as a 30 mile radius from the site covers a land area of approximately 4,512 sq km and includes all or part of the following Counties:

1. Kildare
2. Meath
3. Louth
4. Dublin
5. Westmeath
6. Offaly
7. Longford
8. Laois
9. Wicklow

Both Kilsaran Concrete and Lagan Cement have identified these sites to the satisfaction of the Planning Authority in respect of their applications at Kilrathmurray and Brackagh, approximately 4 km north west of the proposed development. The information provided on Figure 2.3 of the EIS is consistent with the information submitted by Kilsaran.

The Kildare County Development Plan 1999 includes a provision that Kildare County Council will undertake a survey of all exiting operations for development control purposes. Undertaking this survey has been an objective of the Council for over 20 years, having been included in the 1985 Development Plan. Such a survey has never been undertaken. It is noted, however, that under the provisions of Section 261 of the Planning and Development Act 2000, all operators are required to register their operations within 12 months of the coming into effect of the Section of the Act.

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Under this provision of the Act, individual operators will be required by law to provide Kildare County Council with details of their operations.

Having regard to the foregoing, it is considered to be unreasonable to request a private operator by way of a Request for Additional Information on a planning application to provide ownership and traffic and details in respect of all existing operators in county Kildare and in eight counties contiguous to Kildare. Provision is now made in law that this information will be provided independently by the operators responsible for each operation.

Furthermore, Goode Concrete Ltd. does not have the resources to undertake such a detailed survey, and the scale of the proposed operation does not and cannot justify the expenditure required to undertake such a survey.

The existing operations that are of relevance to the proposed development with regard to HGV movements are provided above and the Traffic Impact Assessment has provided details of all cumulative traffic movements in the area.

4. Item No. 4

Item No. 4 states:

4. *Please state whether (a) it is proposed to operate and develop the proposed sand and gravel pit yourself or (b) it is proposed to lease or sell the site to a third party. In either case give full details of the operators experience in aggregate extraction and processing.*

Mr Tom Goode, Managing Director of Goode Concrete Ltd., has over 37 years experience in the manufacture and distribution of readymix concrete, blocks, concrete products and aggregates.

In 1965 Mr Goode set up a sand and gravel business which was sold in 1973. In 1977 he set up Goode Aggregates Ltd. to manufacture and supply of readymixed concrete and aggregates. In 1987 this company was sold to Kilsaran Concrete Ltd.

In 1992, Goode Concrete Limited and Goode Sand and Gravel were set up to supply and manufacture concrete and aggregate.

In addition to the Kilglass pit, the Company operates two quarries at Ardahan and Gort, County Galway.

The Company currently operates concrete plants at Carbury, Ballycoolin, Ballyfermot, Galway and Naas.

It is intended that the pit will be operated by Goode Concrete Ltd. as detailed in the EIS.

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5. Item No. 5

Item No. 5 states:

5. *A number of objections have been received in relation to the proposed development, you are requested to examine same and submit your detailed response, alternative proposal, etc. to each of these objections.*

A review of the issues raised in the submissions on file has been undertaken as part of the preparation of this response. A summary of all grounds of objections submitted is presented in Appendix 1. The review undertaken established that the Planning Authority has specifically requested Additional Information in respect of all of the substantive planning and environmental issues raised in the objections. As such, the responses provided in this submission apply to the substantive grounds of submission raised in the objections.

6. Item No. 6

Item No. 6 states:

6. *It is considered that the EIS submitted has not adequately dealt with a number of matters, please submit a revised Environmental Impact Statement that shall have due regard to the following:*
- a. *The cumulative impacts of the proposed development in conjunction with existing and permitted sand and gravel extraction in both the immediate area and general area.*

By correspondence dated 9 January 2003 the Planning Authority was requested to identify which aspects of the environment the Planning Authority considered had not be adequately addressed. By letter dated 6 February 2003, the Planning Authority responded stating that:

'You are advised that the Environmental Impact Statement is required to comply with all legislation governing same and in particular Schedule 6 of the Planning and Development Regulations 2001. In relation to your query on the cumulative impacts of the proposed development you are advised to note the requirements of 2(c) of the said schedule'.

Section 2(c) of Schedule 6 requires that:

'a description of the likely significant effects (including direct, indirect, secondary, cumulative, short, medium and long-term, permanent and temporary, positive and negative) of the proposed development in the environment resulting from:

- *the existence of the proposed development,*

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- the use of natural resources,
- the emission of pollutants, the creation of nuisances and the elimination of waste,

and a description of the forecasting methods used to assess the effects on the environment'.

The EIS prepared in support of the subject application was prepared in the 'Grouped Format' structure, which examines each aspect of the environment as a separate section referring to the existing environment, the proposed development, likely impacts (including cumulative impacts), and mitigation measures. Thereby, the likely cumulative impacts referred to in Section 2(c) of Schedule 6 on each aspect of the environment are referred to in each section of the EIS.

Section 1.9 of the EIS refers specifically to 'Cumulative Impacts' and states:

'The area in which the site is situated is characterised by extensive proven resources of sand and gravel. There are a number of established extractive operations in the vicinity of the site, including the Goode Concrete operation to the south west, the Roadstone Provinces operation to the west, and the Kilsaran operation further west. The preparation of this EIS has afforded full regard to the cumulative impact of the established and proposed developments. Particular attention has been afforded to cumulative impacts with regard to dust, noise, traffic, landscape and water. All baseline studies contained in the EIS include for the operation of surrounding pits. (Emphasis added).

Figure 2.3 identifies the indicative location of all sand and gravel pits and quarries in the wider area.

For example, in relation to air quality, assessed in Section 7 of the EIS, deals with the likely impacts on the environment from dust deposition, the baseline studies indicate that:

'the existing extractive operation bordering the west of the proposed site is not adversely impacting on air quality in the area'.

In relation to noise, assessed in Section 8 of the EIS, the baseline noise survey presented in Appendix 8.1 examined the cumulative impact of other noise sources in the vicinity of the site including the extractive operation to the west. It is stated in Section 8 that the existing industrial operations are not dominant sources of noise and do not generate significant noise levels in the area. The Noise section also deals with noise impacts from other works on site (section 8.3.3) traffic (section 8.3.4) and the combined impact of all on-site operations (section 8.3.5).

Similarly the traffic section included detailed information on traffic movements on the local road network, obtained from traffic surveys at 3 junctions in the area, a road network inventory, an existing traffic conditions assessment and a future year network assessment. The assessment also included for proposed and committed

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developments in the area. This assessment therefore established the existing level of usage of the road network by HGV traffic associated with other extractive operations in the wider area.

It is submitted to the Planning Authority that all of the consultants involved in the preparation of the EIS have extensive knowledge and experience of the extractive industry and all are satisfied that the information provided is fully compliant with the EIS Regulations, best practice in environmental impact assessment, and has fully provided for all existing and committed developments in the area which could have a cumulative impact on the environment. In the absence of any specific issues raised by the Planning Authority, and in the absence of any technical reports on the public file addressing these issues, the review of the EIS undertaken by the consultants involved concludes that all cumulative impacts have been adequately addressed.

Item No. 6b states:

- b. Please map the nature and extent of all equine activities in the vicinity of the subject site and adequately assess the impacts that the proposed development will have on same.*

As stated above, a detailed Scoping exercise was undertaken as part of the EIA process. This exercise included a careful review of sensitive receptors in the vicinity of the site. As part of the Scoping exercise undertaken, The Irish Field Directory 2002 was consulted to identify bloodstock interests in the area. A visual inspection was also undertaken by driving all roads in the vicinity of the site to identify such locations by reference to signs, fencing, stables and bloodstock being grazed or trained. Goode Concrete personnel who have worked and lived in the area were also consulted for the purposes of identifying bloodstock locations.

Appendix B provides a comprehensive list of all the stud farms in County Kildare as contained in the Irish Field Directory 2002. This publication provides a list of all bloodstock establishments in Ireland. The list does not include any activity in the vicinity of the subject lands which may be affected by the proposed development. The potential impact of the proposed development on the equine activities identified in the area, which are not considered to be intensive thoroughbred 'bloodstock' operations, have been addressed in Section 1, above.

Item No. 6c states:

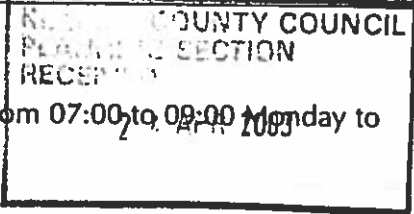
- c. The Environmental Impact Statement has stated conflicting operating hours. Please advise of the operating hours proposed.*

The proposed operating hours of the subject development are set out in section 3.11 of the EIS. The proposed hours for extractive and processing activities are:

08:00 to 19:00 hours from Monday to Friday; and
08:00 to 13:00 hours on Saturday

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It is proposed to load and remove material from site from 07:00 to 09:00 Monday to Saturday.

Item 6d states:

d. The flora and fauna section as submitted provides insufficient detail on the existing flora and fauna in this area. A proper audit/inventory of the flora and fauna on the site is required.

The flora and fauna assessment contained in the EIS was prepared by Mr Roger Goodwillie, Applications Ecologist. A response to this specific issue has been prepared by Mr Goodwillie and is attached herewith as Appendix C.

Item No. 6e states:

e. Please provide photomontages (each photograph to be A4 size) of the existing site and of the proposed development. This shall include the impact on the nearby dwellings, on Clonuff Bridge and on the existing road junction.

Photomontages are attached herewith which depict the existing situation, the extent of operation, and final restoration. The photomontages have been prepared on the basis of the revised road layout, as provided for as part of this response. The location of these photomontages have been agreed with the Planning Authority.

7. Item No. 7

Item No. 7 states:

7. The proposed access of the Carbury - Broadford Road is considered unacceptable, you are advised that if the Planning Authority were to consider granting planning permission that access should be off the minor road. Please submit your revised proposals accordingly.

Faber Maunsell have discussed this matter with the Roads Department of Kildare County Council and have provided revised the proposals which include for the realignment of the County Road. The Roads Department has advised that these works are desirable as they will facilitate existing extractive operations in the area and will result in safety improvements on the local road network. As such, the proposed re-alignment represents a significant planning gain for the area.

It is noted that the re-alignment proposed results in the sterilisation of reserves on site. The Roads Department has agreed that the cost of the land associated with the re-alignment will be off-set against financial contributions sought on any grant of planning permission.

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Revised layout plans which incorporates the proposed changes are submitted herewith. Public notices advising of the amendments are also submitted.

It is proposed that the new junction and road realignment will be constructed as far as the proposed site entrance for the purpose of servicing the site upon implementation of the permission. The remaining section of the road will be constructed in consultation with Kildare County Council. In this regard, it is considered unreasonable that the proposed development be delayed pending the construction of the totality of the road re-alignment.

8. Item No. 8

Item No. 8 states:

8. *Duchas have received an archaeological assessment as part of the EIS submitted. The subject site is located in an archaeologically sensitive area. A number of potential archaeological features were identified which Duchas requires to be further examined prior to any decision. This will enable Duchas, the Heritage Service to formulate an informed archaeological condition before the planning decision is taken. It should be borne in mind, that if significant archaeological remains are found, refusal might still be considered or further monitoring or excavation required.*

The Request for Additional Information identified specific site investigations required to be carried out. Archaeological Consultancy Services Ltd. has consulted with Duchas and has carried out the investigations specified in the request. The Report of ACSL is attached herewith.

9 Item No. 9

Item No. 9 states:

9. *The archaeological report identifies a possible former mill pond immediately adjacent to the subject site. While it is stated that no impact is anticipated as long as the site boundaries are effectively maintained, Duchas, The Heritage Service and the Planning Authority requires plans and details as Further Information regarding the proposed protection/treatment of the boundary during and after works. This is required in order to ensure impact is avoided on this feature. The archaeologist engaged shall examine the proposal and comment.*

Archaeological Consultancy Services Ltd. has consulted with Duchas in respect of this requirement and has carried out the required investigations. The ACSL report concludes that that the millpond site is outside the site boundary and will not be impacted by the proposed development.

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Appendix 1 Summary of Submissions on Planning File

Name of Objector	Grounds of Objection
Rosaleen McCabe Patrick McCabe	<ul style="list-style-type: none"> ▪ Low Standards employed by Goode Concrete at Kilglass ▪ Traffic from existing pit. ▪ Damage to property from truck ▪ Dust from Lorries ▪ Hours of Operation (Time and Days) ▪ Roadstone operating properly.
Alan & Eleanor Cox, Ballinderry House	<ul style="list-style-type: none"> ▪ Ballinderry House – occupied and being restored ▪ No bloodstock interests in vicinity of site – history of quality bloodstock breeding ▪ No reference made to cattle grazing in adjoining fields ▪ Views from south (Ballinderry House) how was information collated? ▪ Professionalism of Brassil Jarvis & Co. Ltd. No research. ▪ Questions research on dust, noise, vibration.
David & Margaret Miller, Kilcandrick House	<ul style="list-style-type: none"> ▪ Site offers shelter from prevailing wind and pleasant view ▪ Kilcandrick House exposed to noise, dust and interference ▪ Impossible to continue to breed ponies and horses ▪ Detract from the amenity value of the property ▪ EIS acknowledges the impact on Kilcandrick House ▪ Effect on site and horse breeding from prevailing wind if hill removed. ▪ Impact on water supply from washing of gravel, spillages, no plan in place to prevent such contamination. ▪ Dredging below water table – risk of contamination of ground water ▪ Scale of the development means ground water pollution probable. ▪ Stream tributary of River Boyne – impact on spawning salmon. ▪ Ground water vulnerability in the area – extract from EIS re 'wells possible targets for ground water pollution' ▪ Impact from dust on property – no leaves on trees during foaling ▪ Air quality, breathing difficulties and adverse effects on health from the dust. ▪ Noise from heavy machinery and lorries affect residents ▪ Noise will affect the livestock (horses) ▪ Noise levels differ in Tables 8.1 and 8.3 with lower figure when quarry in operation. – inaccurate and incorrect ▪ Damage to roads from heavy lorries as no foundations under tarmac. ▪ Traffic movements nuisance and hazard. ▪ 26 traffic movements per hour ▪ Proposed lake after reinstatement – hazard to safety and risk pollution to ground water ▪ No management plan for upkeep of reinstated site – danger

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	<ul style="list-style-type: none">and pollution, danger of illegal dumping.Objectors were not informed by GCL of proposal prior to application. This sensitive group were not identified in the EISLoss of value to property and financial damage.
John McCabe C McCabe	<ul style="list-style-type: none">Already in conflict with the company over Kilglass pit.Many problems relating to noise and dustLorries drawing 24 hours a dayRequests to GCL management ignored.Proposed quarry lead to even greater problems
S & M Regan	<ul style="list-style-type: none">Already in conflict with the company over Kilglass pit.Many problems relating to noise and dustLorries drawing 24 hours a dayRequests to GCL management ignored.Proposed quarry lead to even greater problems
Julie Walshe Jerry Walshe	<ul style="list-style-type: none">Already in conflict with the company over Kilglass pit.Many problems relating to noise and dustLorries drawing 24 hours a dayRequests to GCL management ignored.Proposed quarry lead to even greater problems
Linda McCabe G Nolan	<ul style="list-style-type: none">Already in conflict with the company over Kilglass pit.Many problems relating to noise and dustLorries drawing 24 hours a dayRequests to GCL management ignored.Proposed quarry lead to even greater problems
N & L McMonagle	<ul style="list-style-type: none">Already in conflict with the company over Kilglass pit.Many problems relating to noise and dustLorries drawing 24 hours a dayRequests to GCL management ignored.Proposed quarry lead to even greater problems
Carmel Killeen John Killeen	<ul style="list-style-type: none">Already in conflict with the company over Kilglass pit.Many problems relating to noise and dustLorries drawing 24 hours a dayRequests to GCL management ignored.Proposed quarry lead to even greater problems

Consent of Local Authorities
For the purpose of the proposed project

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Appendix B Bloodstock Operations in County Kildare

Irish Field Directory 2002

1.	AIRLIE STUD: GRANGEWILLIAM, MAYNOOTH, CO KILDARE. OWNERS: SONIA ROGERS AND ANTHONY ROGERS
2.	ARDOON STUD: NEWBRIDGE, CO KILDARE OWNER: ARDOON STUD MANAGEMENT, NEWBRIDGE, CO KILDARE
3.	ASHFIELD STUD: NEWTOWN, DONORE, NEAS, CO KILDARE OWNER: PETER MAHER
4.	ASHGROVE STUD: KILDANGAN, CO KILDARE OWNER: IAN AND VALERIE DALGETTY, KILDANGAN, CO KILDARE
5.	AUSTINS WELL STUD: GREAT CONNELL, NEWBRIDGE, CO KILDARE OWNER: SUSAN MCKEON
6.	BALLINTAGGART HOUSE STUD: BALLINTAGGART HOUSE, COLBINSTOWN, CO KILDARE OWNER: R. O'TOOLE
7.	BALLYBURN STUD: CASTLEDERMOT, CO KILDARE. OWNER: MARY T. QUINN
8.	BALLYMANY STUD: THE CURRAGH, CO. KILDARE OWNER: KILDANGAN STUD
9.	BALLYPRIOR STUD: RATHASKER ROAD, NAAS, CO KILDARE OWNER: VILLA DOSA SRI
10.	BALLYSAX MANOR STUD: THE CURRAGE, CO KILDARE
11.	BARODA STUD: NEWBRIDGE, CO KILDARE OWNER: PHILIP AND JANE MYERSCOUGH
12.	BARONRATH STUD: STRAFFAN, CO. KILDARE OWNER: CHARLES O'BRIEN
13.	BARRERA STUD: MILGROVE, BRACKNAGH, RATHANGAN, CO KILDARE OWNER: BRENDAN LAFFAN
14.	BERT HOUSE STUD: ATHY, CO KILDARE OWNER: MAURICE PHELAN
15.	BLACKHALL STUD: CLANE, CO KILDARE. OWNER: KILDANGAN STUD CO UNLTD
16.	BLACKRATH STUD: BALLYTORE, ATHY, CO KILDARE OWNER: IRIS LATHAM

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17.	BROADFIELD STUD: NAAS, CO KILDARE OWNER: MRS A. WHITEHEAD
18.	BROGESTOWN STUD: KILL, CO KILDARE OWNER: MICHAEL DALTON
19.	BROOKLYN STUD: PROSPEROUS, NAAS, CO.KILDARE OWNER: BRENDAN COSTELLO
20.	BROWNSTOWN STUD: THE CURRAGH, CO KILDARE OWNER: BROWNSTOWN STUD PARTNERSHIP
21.	BRYANSTOWN HOUSE STUD: KILCOCK, CO. KILDARE OWNER: BERNARD COOKE
22.	CADAMSTOWN STUD: BROADFORD, MOYVALLEY, CO. KILDARE OWNER: MADELEINE AND CARMEL BOURKE
23.	CALVERSTOWN HOUSE STUD: KILCULLEN, CO KILDARE OWNERS: M.K. MC CALL AND MRS P.J. MC CALL
24.	CASTLEDILLON STUD: STRAFFAN, CO KILDARE OWNER: MR AND MRS MICHAEL HILLMAN
25.	CASTLEMARTIN ABBEY HOUSE STUD: CASTLEMARTIN, KILCULLEN, CO KILDARE. OWNER: JOHN C. HAYDEN
26.	CASTLEMARTIN STUD FARM: KILCULLEN, CO KILDARE OWNER: DR TONY O'REILLY
27.	CASTLESIZE HOUSE STUD: SALLINS, CO KILDARE OWNER:
28.	CASTLEVIEW STUD: CALVERSTOWN, KILCULLEN, CO. KILDARE OWNER: THOMAS HICKEY
29.	CHEERINE STUD: FRIARSTOWN, THE CURRAGE, CO KILDARE OWNER: WAI KAI WONG & PARTNERS
30.	CHURCHLAND STUD: CONYNGHAM LODGE, THE CURRAGH, CO KILDARE OWNER: MRS CON COLLINS
31.	CLARA VIEW STUD: MOUNT PROSPECT, RATHANGAN, CO KILDARE OWNERS: IAN HANAMY AND K. AALEN
32.	COLBINSTOWN LODGE STUD: COLBINSTOWN, CO KILDARE OWNER: MR AND MRS BEN JELLETT
33.	COMMONSTWON STUD: MOONE, CO KILDARE OWNER: JOHN HARRINGTON
34.	COOLAGHKNOCK STUD: COOLAGHKNOCK, KILDARE OWNER:
35.	COOLIGMARTIN STUD: DONADEA, NAAS, CO KILDARE OWNER: KEVIN AND PETER O'BRIEN

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36.	CORBALLY HOUSE STUD: ATHY, CO KILDARE OWNER: C.J. AN DF. A. MASTERSON
37.	CORDUFF STUD: WEWSTON PARK, LEIXLIP, CO KILDARE OWNER: JAMES AN DBRIDGETTE EGAN
38.	COURTOWN STUD: KILCOCK, CO KILDARE OWNER: BRENDAN O'MAHONY
39.	CROTANSTOWN HOUSE: THE CURRAGH, CO KILDARE
40.	CURRAGH STUD: MELITTA ROAD, KILDARE OWNER: MRS B.M.MURLESS
41.	DAMASTOWN STUD: BALLYBRACK, KILCOCK, CO KILDARE OWNER: DAMASTOWN STUD.
42.	DEER PARK HOUSE STUD: CALVERSTOW, KILCULLEN, CO KILDARE OWNERS: G. WILLIAM AND SUSAN ROBINSON
43.	DERRINSTOWN STUD: MAYNOOTH, CO KILDARE OWNER: DERRINSTOWN STUD LTD
44.	DERRYVARROGE STUD: DERRYVARROGE DONADEA, NAAS, CO KILDARE OWNERS: JUSTIN JORDAN AND SEAN JORDAN
45.	EAGLE LODGE STUD: SUNCROFT, THE CURRAGH, CO KILDARE OWNER: FRANK STEWART
46.	EDENMIST STUD: KILCULLEN, CO KILDARE OWNER: MR AND MRS ALLAN NORTON
47.	ERINDALE STUD: NEWTOWN, KILDARE OWNER: MR AND MRS KEVIN PRENDERGAST
48.	EYREFIELD HOUSE STUD: THE CURRAGE, CO KILDARE OWNER: EYREFIELD HOUSE STUD PARTNERSHIP
49.	EYREFIELD LODGE STUD: THE CURRAGE, CO KILDARE OWNER: SIR EDMUND LODER BT.
50.	FORENAGHTS STUD: NAAS, CO KILDARE OWNER: FORENAGHTS STUD FARM LTD.
51.	GILLTOWN STUD: KILCULLEN, CO KILDARE OWNER:
52.	GLENDALOUGH STUD: DUNMURRY, CO KILDARE OWNER; JOHN J. BRESLIN
53.	GRANGEMORE STUD: POLLARDSTOWN, NEWBRIDGE, CO WICKLOW
54.	HARCOURT STUD: MOORTOWN, CARAGH, NAAS, CO KILDARE OWNERS: SARAH COLLEN AND RAY JENNINGS

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55.	HART LIVERY FARM: NEWLAND NORTH, NAAS, CO KILDARE OWNER: CHRISTOPHER AND PAULA HART
56.	HOLLYHILL STUD: BRANNOCKSTOWN, NAAS, CO KILDARE OWNER:
57.	IRISH NATIONAL STUD: TULLY, CO KILDARE OWNER: IRISH NATIONAL STUD CO LTD
58.	IRISH THOROUGHBRED STUD: GRAY, ABBEY ROAD, KILDARE OWNER: JOHN MICHAEL
59.	JOCKEY HALL STUD: THE CURRAGH, CO KILDARE OWNER: ROBERT AND JACQUELINE NORRIS
60.	JUDDMONTE FARMS IRELAND LTD: FERRANS STUD, TRIM ROAD, KILCOCK, CO MEATH OWNER: JUDDMONTE FARMS IRELAND LTD
61.	JUDDMONTE FARMS IRELAND LTD: NEW ABBEY STUD, KILCULLEN, CO KILDARE OWNER: JUDDMONTE FARMS IRELAND LTD
62.	JUGGINSTOWN HOUSE STUD: JIGGINSTOWN, NAAS, CO KILDARE OWNER: TERENCE MC DONALD
63.	KENNYCOURT STUD FARM: KENNYCOURT, BRANNOCKSTOWN, CO KILDARE OWNER: EUGENE MC DERMOT
64.	KILCOO STUD: ATHY, CO KILDARE OWNER: RICHARD AND MARY ROSE KEHOE
65.	KILDANGAN STUD: MONASTERVIN, CO KILDARE OWNER: KILDANGAN STUD
66.	KILDARRAGH STUD: KILDANGAN, MONASTEREVAN, CO KILDARE OWNERS: PETER W. KAVANAGH AND LADYWOOD ESTATES CO
67.	KILL INTERNATIONAL STUD: KILL, CO KILDARE OWNER: FINTAN FLANNELLY
68.	KILLEENLEA STUD: CELBRIDGE, CO KILDARE OWNER: GERALD COLCLOUGH
69.	KILMACREDOCK STUD: MAYNOOTH, CO KILDARE OWNER: SONIA ROGERS
70.	KILNAMORAGH STUD: DONADEA, NAAS, CO KILDARE OWNER: JAMES BROWNE
71.	KILNANTOGUE STUD: KILNANTOGUE, RATHANGAN, CO KILDARE OWNER: LARRY C. FLOOD
72.	KLINTA ARABIANS: LIFFEY LODGE, CARAGH, NAAS, CO KILDARE OWNER: MRS GUNILLA HAMER
73.	KNOCKLONG HOUSE STUD: CELBRIDGE, CO KILDARE OWNER: PATRICK O'NEILL

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74.	LARCH HILL STUD: KILCOCK, CO KILDARE OWNER: PETER J. BARRY
75.	LIPSTOWN STUD: NARRAGHMORE, ATHY CO KILDARE OWNER:
76.	LISHEEN STUD: KILKEA, CASTLEDERMOT, CO KILDARE OWNER: HOMER SCOTT
77.	LISIEUX STUD: MADDENSTOWN, THE CURRAGH, CO KILDARE OWNER: MICHAEL COLLINS
78.	LOUGHBROWN STUD: THE CURRAGH, CO KILDARE OWNER: MAC CANN, MRS J.A.
79.	LOUGHTOWN STUD LTD: DONADEA, NAAS, CO KILDARE OWNER:
80.	LOVESTONE STUD: RATHANGAN, CO KILDARE OWNER: JOHN A. STRAFFORD MVB MRCVS
81.	MARGUERITE LODGE STUD: KILTEEL, NAAS, CO KILDARE OWNER: C. AND M. BYRNE
82.	MEADOW COURT STUD: ABBEYVILLE AND MEADOW COURT STUDS, MADDENSTOWN THE CURRAGH, CO KILDARE OWNER: JOHN AND EIMEAR MULHERN
83.	MILLTOWN STUD: MILLTOWN, NEWBRIDGE, CO KILDARE OWNER: JIM AND GERALDINE RYAN
84.	MOORHILL HOUSE STUD: BRANNOCKSTOWN, NAAS, CO KILDARE OWNER: BRIAN AND SARAH MULLINS
85.	MORERATH STUD: BEECHTREE, RATHMORE, NAAS, CO KILDARE OWNER: DAVID CORNWALL
86.	MORGANSTOWN STUD: BALLYMORE EUSTACE, NAAS, CO KILDARE OWNER: J.P.N. PARKER
87.	MORRISTOWN LATTIN STUD: NAAS, CO KILDARE OWNER: MR AND MRS GAY O'CALLAGHAN
88.	MOUNT PROSECT STUD: RATHANGAN, CO KILDARE OWNER: RAYMOND CONLON
89.	MOYGADDY STUD: MAYNOOTH, CO KILDARE OWNER: OLIVER MURPHY
90.	MOYGADDY STUD FARM LTD: MOYGLARE, MAYNOOTH, CO KILDARE OWNER: MR AND MRS WALTER HAEFNER
91.	NEW HOLLINS STUD: BOSTON, STRAFFAN, CO KILDARE OWNER: A.G. AND DR. O. BAILEY
92.	NEWBERRY STUD FARM LTD: KILCULLEN, CO KILDARE OWNER: NEWBERRY STUD FARM LTD

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93.	NEWLANDS LODGE STUD: NEWLANDS, NAAS, CO KILDARE OWNER:
94.	NEWTOWN LODGE STUD: KILDARE, CO KILDARE OWNER: D. MC GREGOR
95.	NEWTOWN STUD: NAAS, CO KILDARE OWNER: BRIAN AND SHEILA GRASSICK
96.	OAK LODGE STUD: NAAS, CO KILDARE OWNER: PAT FITZSIMONS
97.	OAKLAWN STUD: FRIARSTOWN, KILDARE, CO KILDARE OWNER: JOHN AND CLODAGH MC STAY
98.	OGHILL HOUSE STUD: OGHILL HOUSE, MONASTEREVAN, CO KILDARE OWNER: HYLAND BROTHERS
99.	OLD CONNELL STUD: NEWBRIDGE, CO KILDARE OWNER: KILDANGAN STUD
100.	OLD MEADOW STUD: DONADEA, NAAS, CO KILDARE OWNER: WELD FAMILY
101.	OLDTOWN STUD: NAAS, CO KILDARE OWNERS: MAJ J.H. DE-BURGH AND H. DE BURGH
102.	OSBORNE LODGE STUD: KILDARE OWNER: MICHAEL HURLEY
103.	OWENSTOWN STUD: MAYNOOTH, CO KILDARE OWNER: J. TUTHILL
104.	PIER HOUSE STUD: MARTINSTOWN, THE CURRAGH, CO KILDARE OWNER: MICHAEL MORRIN
105.	PIPERS HILL STUD: NAAS, CO KILDARE OWNER: MRS C.L AND D. K. WELD
106.	POLLARDSTOWN LODGE STUD: POLLARDSTOWN, THE CURRAGH, CO KILDARE OWNER: P.V. GILSON
107.	PROSPEROUS STUD: PROSPEROUS, NAAS, CO KILDARE OWNER: PATRICK CUMMINS
108.	QUINNSBORO STUD: QUINNSBORO, MONASTERVIN, CO KILDARE OWNER: LARRY AND MARY MC CORMACK
109.	RAGUSA STUD: BALLYMORE-EUSTACE, CO KILDARE OWNER: KILDANGAN STUD
110.	RATHASKER STUD: KILCULLEN ROAD, NAAS, CO KILCARE OWNER: MAURICE BURNS
111.	RATHMUCK STUD: RATHMUCH, KILDARE, CO KILDARE OWNER: EDWARD AND SINEAD SEXTON

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112.	REDTHORN STUD: CLANE, CO KILDARE OWNER: MARTIN T. COONAN
113.	ROSE REEF STUD: WALTERSTOWN, SALLINS, NAAS, CO KILDARE OWNER: JOHN WALSH
114.	SAGAMORE STUD: BALLINTAGGART, COLBINSTOWN, CO KILDARE OWNER: TED NAUGHTON
115.	SALLYMOUNT STUD: KILCULLEN, CO KILDARE OWNER:
116.	SHESHOOON STUD: THE CURRAGH, CO KILDARE OWNER:
117.	SIMMONSTOWN STUD: CELBRIDGE, CO KILDARE OWNER: SONIA ROGERS
118.	SOMERTON STUD: PROSPEROUS, NAAS, CO KILDARE OWNER: ALBERT WELD
119.	ST ANNS STUD: ST ANNS, MADDENSTOWN, THE CURRAGH, CO KILDARE OWNER: BRED A DOYLE
120.	STONEBROOK STUD: BALLYMORE-EUSTACE, CO KILDARE OWNER: MR AND MRS J. MARTIN-SMITH
121.	SUNNYHILL STUD: KILCULLEN, CO KILDARE OWNER: MICHAEL AND SHEELAGH HICKEY
122.	SWEEP LANE STUD: NURNEY, CO KILDARE OWNER: AIDAN SEXTON
123.	SWORDESTOWN STUD: NAAS CO KILDARE OWNER: CATHAL M. RYAN
124.	TETRARCH STUD: BARONRATH, STRAFFAN, CO KILDARE OWNER: SEAMUS PHELAN
125.	THE COTTAGE STUD: HODGESTOWN, KILCOCK, CO KILDARE OWNER: TOM AND PAUL MONAGHAN
126.	THE MILLHOUSE STUD: BALLYSHANNON, KILCULLEN, CO KILDARE OWNERS: R.H.THOMAS AND VIVIEN COX
127.	WATERSTOWN STUD: WATERSTOWN, SALLINS, CO KILDARE OWNER: KAY BRADY
128.	WOODVIEW STUD: MAYNOOTH, CO KILDARE OWNER: MR AND MRS W.J.BYRNE
129.	YEOMANSTOWN LODGE STUD: YEOMANSTOWN, NAAS, CO KILDARE OWNER: MRS H.D. MC CALMONT
130.	YEOMANSTOWN STUD: NAAS, CO KILDARE OWNER: MR AND MRS GAY O'CALLAGHAN.

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Appendix C Response to Item No. 6d.

Prepared by Roger Goodwillie, Applications Ecologist

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Additional Information on Flora and Fauna

It is totally impracticable to produce an inventory of the flora and fauna of the site in question. Not only would it require the services of about 10 specialists in order to be able to deal with every likely organism but it would also take a full year to cover the seasonal changes.

Accordingly, as the EPA guidelines advise, the aim for flora is to describe the habitats on site and their vegetation, to assess their significance and that of any rare species and to determine the impacts on them and possible mitigation measures. The account submitted already in the EIS deals adequately with these topics and was produced by a competent ecologist. If the site had a greater level of interest it would have been given more detailed treatment. For fauna the treatment should be dictated by the potential interest of the species present. If particular habitats occur that may support invertebrates of note a proper analysis of these has to be done. In the present case all habitats were essentially farmland without features of potential faunal interest.

I append a list of organisms that may be of use in determining the application

Plants

Acer pseudoplatanus	Deschampsia cespitosa
Achillea millefolium	Dryopteris filix-mas
Agrostis capillaris	Elytrigia repens
Agrostis stolonifera	Epilobium hirsutum
Alnus glutinosa	Eurhynchium praelongum
Angelica sylvestris	Festuca rubra
Anthoxanthum odoratum	Filipendula ulmaria
Anthriscus sylvestris	Fragaria vesca
Apium nodiflorum	Fraxinus excelsior
Arctium minus	Galium aparine
Arrhenatherum elatius	Geranium robertianum
Arum maculatum	Geum urbanum
Bellis perennis	Glechoma hederacea
Brachypodium sylvaticum	Glyceria fluitans
Calliargon cuspidatum	Holcus lanatus
Camptothecium lutescens	Hypochoeris radicata
Cardamine flexuosa	Ilex aquifolium
Cerastium fontanum	Iris pseudacorus
Cirsium arvense	Juncus effusus
Cirsium palustre	Juncus inflexus
Cirsium vulgare	Lapsana communis
Crataegus monogyna	Lolium perenne
Cynosurus cristatus	Lonicera periclymenum
Dactylis glomerata	Lotus corniculatus
Dactylis glomerata	Luzula campestris

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Moebringia trinervia
Phleum pratense
Phyllitis scolopendrium
Plantago lanceolata
Poa pratensis
Poa trivialis
Polypodium vulgare
Polystichum setiferum
Potentilla reptans
Primula vulgaris
Prunella vulgaris
Prunus spinosa
Ranunculus bulbosus
Ranunculus ficaria
Ranunculus repens
Rhytidadelphus squarrosus
Rosa canina
Rubus fruticosus

Birds

Blackbird
Blue tit
Chaffinch
Duncock
Hooded crow
Jackdaw
Linnet
Long-tailed tit
Robin
Rook
Song thrush
Starling
Woodpigeon
Wren

Rumex acetosa
Rumex crispus
Rumex obtusifolius
Rumex sanguineus
Salix cinerea
Stellaria graminea
Symphoricarpos albus
Thamnobryum alopecuroides
Trifolium pratense
Trifolium repens
Ulmus procera
Urtica dioica
Veronica beccabunga
Veronica chamaedrys
Veronica serpyllifolia
Vicia sepium
Viola riviniana

Mammal

Badger
Brown
rat
Fox
Rabbit

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14 June 2004

Irish Concrete Federation
8 Newlands Business Pk
Naas Rd
Clondalkin
Dublin 22

Re: Planning ref: 00/2092 Readymix (Dublin) Ltd

Dear Dr Mount

I wish to acknowledge receipt of your recent letter in relation to the above

I will contact you further in due course

Angela Nolan is dealing with this matter.

Yours sincerely

Kevin Kelly
Senior Executive Officer

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14 June 2004

Irish Concrete Federation
8 Newlands Business Pk
Naas Rd
Clondalkin
Dublin 22

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Yours sincerely

Kevin Kelly
Senior Executive Officer

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County Council of the County of Kildare

Page 1 of 1

Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



Date: 09/09/2002
Pl. Ref: 02/1475

Julie & Jerry Walshe
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5311 is attached in respect of fee paid. Please retain this acknowledgement as it will be required by An Bord Pleanala in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

County Secretary
Kildare County Council

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Kildare County Council
Planning Department
06 SEP 2002
RECEIVED
4th September, 2002

Ballinderry,
Carbury,
Co. Kildare.

Kildare County Council,
Planning Section,
St Mary's,
Naas,
Co. Kildare.

act obj
KILDARE COUNTY COUNCIL
RECEIVED
- 6 SEP 2002
CORPORATE AFFAIRS
St. Mary's, Naas.

Dear Sir/Madam,

Re: Planning Reference Number 02/1475

We would like to lodge a Planning Objection to your office. The objection is against Goode Concrete Ltd., who plan to open a 39 acre aggregate pit at Ballinderry, Carbury, Co. Kildare.

The reasons we are objecting to this planning is that we are already in conflict with Goode Concrete's existing pit, situated at Kilglass, Carbury, Co. Kildare.

We *have* many problems with *noise* and *dust* and continuous problems with *lorries drawing 24 hours a day*. Despite repeated requests to the management about these issues, all of our requests are being ignored.

We feel that if planning is granted, we would have even *greater* problems than we already have.

Trusting you will take these matters into serious consideration. Please find enclosed a Planning Objection Fee of 20.00 euros.

Yours faithfully,

Janie Waasha
Seery Waasha

enc:

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County Council of the County of Kildare

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Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



Date: 09/09/2002
Pl. Ref: 02/1475

Neil Mc Monagle
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5313 is attached in respect of fee paid.
Please retain this acknowledgement as it will be required by An Bord Pleanála in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

County Secretary
Kildare County Council

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Kildare County Council
Planning Department
06 SEP 2002
RECEIVED

September, 2002

Ballinderry,
Carbury,
Co. Kildare.

ack ok
ST

KILDARE COUNTY COUNCIL
RECEIVED
- 6 SEP 2002
CORPORATE AFFAIRS
St. Mary's, Naas.

Kildare County Council,
Planning Section,
St Mary's,
Naas,
Co. Kildare.

Dear Sir/Madam,

Re: Planning Reference Number 02/1475

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Trusting you will take these matters into serious consideration. Please find enclosed a Planning Objection Fee of 20.00 euros.

Yours faithfully,

Liamene M'Enaghe
Liamene M'Enaghe

enc:

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Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



4
Date: 09/09/2002
Pl. Ref: 02/1475

Alan & Eleanor Cox
Ballinderry House
Carbury
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5334 is attached in respect of fee paid.

Please retain this acknowledgement as it will be required by An Bord Pleanala in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

County Secretary
Kildare County Council

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Alan and Eleanor Cox,
Ballinderry House,
Carbury,
Co. Kildare.

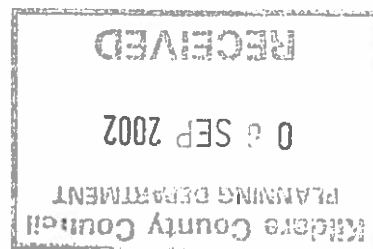
Received 6/9/02
S. O.

CONFIDENTIAL

Mr. Kevin Kelly,
The Planning Section,
Kildare County Council,
St. Mary's,
Naas,
Co. Kildare.

5 September 2002

Re: Planning Application Ref. No. 02/1475



Dear Mr. Kelly,

We refer to the above planning application. This concerns Goode Concrete's application to develop a gravel pit at Ballinderry, Carbury, Co. Kildare. The covering letter for this application has been prepared by Brassil Jarvis & Co. Ltd. and we wish to make some observations on its' contents.

We are the owners of Ballinderry House, a protected structure which is 0.5km south of this proposed development. Over the last two years we have been restoring this house under the Guidance of Conservation Architect, Paul Arnold. Kildare County Council have been most generous in providing funding for this restoration project. The house has been completely re-roofed and new windows installed and we are currently living in this house. We must make the point that nobody from Brassil Jarvis & Co. Ltd. made contact with us despite the proximity of our house and lands to the proposed gravel pit. Brassil Jarvis & Co. Ltd.'s report states that "the house to be currently unoccupied and in need of repairs".

This report states "no bloodstock interests have been identified in the vicinity of the subject site". This is completely false. At present a mare and foal reside not more than 300 metres from the proposed site. This mare is a full sister to Sackville who was voted the leading National Hunt horse in Ireland last January at an award ceremony. Among the winners that night were such figures as Aidan O'Brien and John Magnier. There is a history of quality bloodstock breeding at Ballinderry, Sackville having been born, bred and raised there.

Our cattle at present graze in the fields adjoining the subject site, no reference has been made to them.

Cont/d...

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The report mentions that the development will impose strongly on the views to the south i.e. Ballinderry House. A chart is included and this we strongly agree with. However, nobody requested to visit our lands and house so how was this information collated? Brassil Jarvis & Co. Ltd. are either incompetent or furtive or probably both. Their report should be rejected completely. Their research appears to be non-existent. The information on dust, noise, vibration etc may also be gathered in a similar non-scientific way.

How can this report have any credence? We request that this development proposal be rejected because of the spurious information outlined in the report.

Enclosed is our cheque made payable to Kildare County Council for Euro20.00

Yours sincerely,

Alan and Eleanor Cox

Alan and Eleanor Cox

Encl.

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County Council of the County of Kildare

**Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**

Date: 11/09/2002
Pl. Ref: 02/1475

(S)

C,

Bernard Leonard
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5331 is attached in respect of fee paid.
Please retain this acknowledgement as it will be required by An Bord Pleanála in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

**County Secretary
Kildare County Council**

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4th September, 2002

ack obj
ST

Ballinderry,
Carbury,
Co. Kildare.

Kildare County Council,
Planning Section,
St Mary's,
Naas,
Co. Kildare.

Dear Sir/Madam,

Re: Planning Reference Number 02/1475

We would like to lodge a Planning Objection to your office. The objection is against Goode Concrete Ltd., who plan to open a 39 acre aggregate pit at Ballinderry, Carbury, Co. Kildare.

The reasons we are objecting to this planning is that we are already in conflict with Goode Concrete's existing pit, situated at Kilglass, Carbury, Co. Kildare.

We *have* many problems with *noise* and *dust* and continuous problems with *lorries drawing 24 hours a day*. Despite repeated requests to the management about these issues, all of our requests are being ignored.

We feel that if planning is granted, we would have even *greater* problems than we already have.

Trusting you will take these matters into serious consideration. Please find enclosed a Planning Objection Fee of 20.00 euros.

Yours faithfully,

Bernard Leonard

enc:

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County Council of the County of Kildare

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Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



Date: 09/09/2002
Pl. Ref: 02/1475

Linda Mc Cabe
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.


This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5312 is attached in respect of fee paid.

Please retain this acknowledgement as it will be required by An Bord Pleanála in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully


County Secretary
Kildare County Council

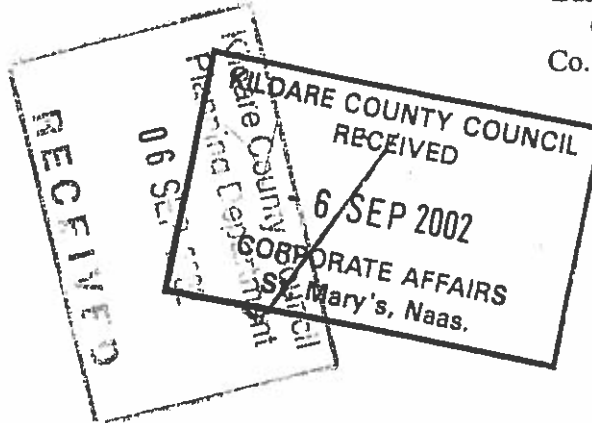
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4th September, 2002

ack obj
J.

Ballinderry,
Carbury,
Co. Kildare.

Kildare County Council,
Planning Section,
St Mary's,
Naas,
Co. Kildare.



Dear Sir/Madam,

Re: Planning Reference Number 02/1475

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Trusting you will take these matters into serious consideration. Please find enclosed a Planning Objection Fee of 20.00 euros.

Yours faithfully,

Linda McLabe
G. Nolan
enc:

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**I-Plan Generated Letter: Objector Acknowledgement
Local Government (Planning & Development) Acts
County Council of the County of Kildare**

Page 1 of 1

**Comhairle
Chondae
Chill Dara**
**Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 09/09/2002
Pl. Ref: 02/1475

John McCabe
Ballinderry
Carbury
Co Kildare

S C.

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5310 is attached in respect of fee paid.
Please retain this acknowledgement as it will be required by An Bord Pleanala in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

County Secretary
Kildare County Council

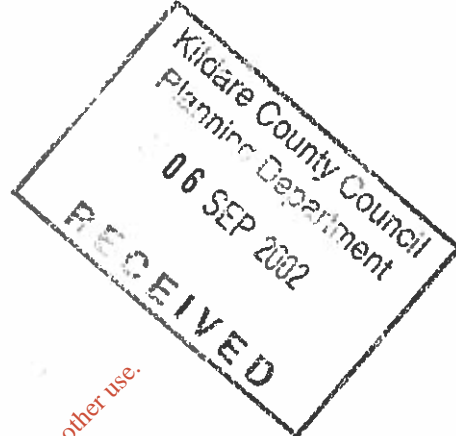
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ack obj
4th September, 2002



Ballinderry,
Carbury,
Co. Kildare.

Kildare County Council,
Planning Section,
St Mary's,
Naas,
Co. Kildare.



Dear Sir/Madam,

Re: Planning Reference Number 02/1475

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Trusting you will take these matters into serious consideration. Please find enclosed a Planning Objection Fee of 20.00 euros.

Yours faithfully,

John McCabe
J. McCabe

enc:

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Local Government (Planning & Development) Acts
County Council of the County of Kildare

Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



Date: 13/05/2003
Pl. Ref: 02/1475

S

Madeline Regan
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

The submission is in accordance with the appropriate provisions of the Planning and Development Regulations, 2001 and will be taken into account by the planning authority in its determination of the planning application.

Please quote the above reference number in any further correspondence on this application.

Receipt number n/a is attached in respect of fee paid.

Please retain this acknowledgement as it will be required by An Bord Pleanala in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

Senior Executive Officer Planning & Public Safety
Kildare County Council

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Ballinderry
Carbury
Co Kildare

Monday, May 05, 2003

For the attention of the Senior Executive Officer, Planning & Public Safety

Kildare County Council
Planning Section
St Mary's
Naas
Co. Kildare

Dear Sir

Further to your letter dated April 29th 2003, we are writing to you with further information regarding to our original letter of objection against GOODE CONCRETE's planning application for permission to open a new Quarry on 7.8 hectares of lands adjacent to their original site (ref: 02/1475).

As you may be aware, we have had serious problems with this company at their existing site regarding, working outside existing planning conditions and noise/dust etc. In this and indeed every regard, we have found the attitude of everyone and anyone connected with Goode Concrete Management/Ownership to be dismissive, arrogant and of a totally bullying nature when it came to any concern or complaints that we the local residents have conveyed to them.

Indeed we were forced to take legal action against the company in regard to noise pollution and lorries working outside normal hours, to even obtain a nights sleep. The fact that the Company denied all knowledge of the events and compiled a full defence regarding this matter, (until they agreed a compromise in court at the very last minute) proves their arrogance.

The fact that it was left to ordinary people to confront these issues, and the fact that Kildare County Council let us down in policing the existing planning conditions; it is to our dismay that the burden of proof regarding noise pollution/works outside permitted working hours was put on us the residents rather than the named company, Goode Concrete at Ballinderry, Carbury. This leads us to believe that if given permission for a new site (which is over three times the size of the original plant) then Goode Concrete will once more flaunt and abuse all conditions set down.



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The interest Goode Concrete has in expanding in this area, in the residents belief, is not solely to create employment, nor to supply materials to the building industry, or any other reason that they may state in their application apart from financial gain and nothing else. To this extent we believe all other issues will suffer.

We believe that Goode Concrete has broken all planning conditions set down at the existing site. We believe they are dredging below the water level and quarrying in land outside the boundary that they were originally given planning permission for.

- What is Kildare County Council's position on this?
- Who polices these conditions?
- Who will police a new site if permission is granted?
- What comeback will the local residents have if permission is granted?
- Will we be forced by the councils inaction to take action ourselves yet again if Kildare County Council fail in their obligations to investigate this objection?

These are serious and real concerns and questions that need to be addressed. We sincerely hope that these questions and concerns will be taken seriously in deciding on this issue by Kildare County Council.

The word of Goode Concrete means absolutely nothing to us. (We have the experience). The fact that certain planning conditions will (if permission is granted) be agreed upon by Kildare County Council and Goode Concrete will to us, the Residents, in our experience not be worth the paper it is written on.

In the planning report made out on behalf of Goode Concrete by Declan Brassil & Co., in No. 6, Item 6, Fig 2.3., Declan Brassil states that "*the existing industrial operations are not dominant sources of noise and do not generate significant noise levels in the area*"

No.3, Item 3 he states that the calculated "*cumulative HGV movement per hour consists of 12 movements per hour*". Where do these figures come from? Maybe Mr Brassil should come and stay in one of the houses locally between 06.30 - 8.00 each morning, maybe then he could revise his figures up to the truth.

If the existing industrial operations were not "*dominant sources of noise levels in the area*", why did seven local families find themselves compelled to initiate court proceedings under the Environmental Protection Agency Act, 1992. Re: NOISE POLLUTION.

This report only further strengthens our belief that Goode Concrete **SHOULD NOT** be given planning permission.

We trust our concerns will be treated sincerely and investigated thoroughly.

Yours faithfully

(Mrs) Madeus Regan.

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Enc: Copy of letter of complaint dated 18th July 2002
Photos of Goode lorries working at all hours
Copy of letter of agreement between Ballinderry residents and Goode Concrete
signed at Edenderry Courthouse 7th March 2003

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Kildare County Council
Planning Department
- 5 MAY 2003
REC

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Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



Date: 11/09/2002
Pl. Ref: 02/1475

Madeline Regan
Ballinderry,
Carbury,
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5330 is attached in respect of fee paid. Please retain this acknowledgement as it will be required by An Bord Pleanála in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

A.C. Talbot.
County Secretary
Kildare County Council



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Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



Date: 11/09/2002
Pl. Ref: 02/1475

Madeline Regan
Ballinderry,
Carbury,
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

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Yours faithfully

County Secretary
Kildare County Council

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PLANNING CASH OFFICE
Kildare County Council
Mary's
as
Kildare

09-2002 14:00
Receipt No. : PLG1/0/5330
** REPRINT *****

DELINE REGAN
1475

RECEIVED
Kildare County Council
Planning Department
09 SEP 2002

PLANNING OBJECTION FEES 20.00

al 20.00 EUR
15.75 IEP

ordered:
que 20.00

led By : Anita Cox Planning Cash Office
n: Planning Lodgement Area

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Local Government (Planning & Development) Acts
County Council of the County of Kildare

Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



Date: 11/09/2002
Pl. Ref: 02/1475

John & Carmel Killeen
Balremet
Carbury
Co Kildare

(S)

C.

R

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5329 is attached in respect of fee paid. Please retain this acknowledgement as it will be required by An Bord Pleanala in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

County Secretary
Kildare County Council

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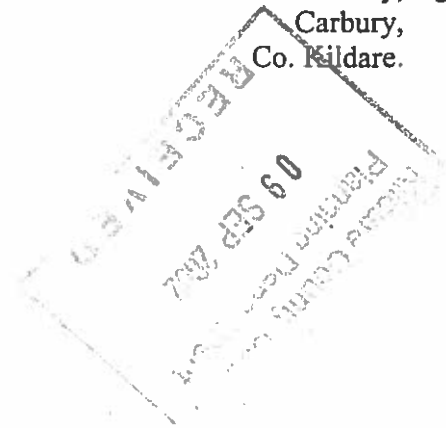
4th September, 2002

ack obj
JX

Ballinderry,
Carbury,
Co. Kildare.

Bahremet

Kildare County Council,
Planning Section,
St Mary's,
Naas,
Co. Kildare.



Dear Sir/Madam,

Re: Planning Reference Number 02/1475

We would like to lodge a Planning Objection to your office. The objection is against Goode Concrete Ltd., who plan to open a 39 acre aggregate pit at Ballinderry, Carbury, Co. Kildare.

The reasons we are objecting to this planning is that we are already in conflict with Goode Concrete's existing pit, situated at Kilglass, Carbury, Co. Kildare.

We *have* many problems with *noise* and *dust* and continuous problems with *lorries drawing 24 hours a day*. Despite repeated requests to the management about these issues, all of our requests are being ignored.

We feel that if planning is granted, we would have even *greater* problems than we already have.

Trusting you will take these matters into serious consideration. Please find enclosed a Planning Objection Fee of 20.00 euros.

Yours faithfully,

Barnet Killeen

enc:

John Killeen

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I-Plan Generated Letter: Objector Acknowledgement
Local Government (Planning & Development) Acts
County Council of the County of Kildare

Page 1 of 1

**Comhairle
Chondae
Chill Dara**
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



Date: 11/09/2002
Pl. Ref: 02/1475

C

Madeline Regan
Ballinderry,
Carbury,
Co Kildare

S

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5330 is attached in respect of fee paid.
Please retain this acknowledgement as it will be required by An Bord Pleanála in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

County Secretary
Kildare County Council

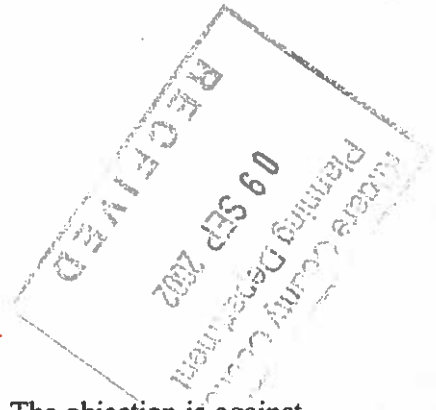
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4th September, 2002

*Ack Repts
ST*

Ballinderry,
Carbury,
Co. Kildare.

Kildare County Council,
Planning Section,
St Mary's,
Naas,
Co. Kildare.



Dear Sir/Madam,

Re: Planning Reference Number 02/1475

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The reasons we are objecting to this planning is that we are already in conflict with Goode Concrete's existing pit, situated at Kilglass, Carbury, Co. Kildare.

Exh

We *have* many problems with *noise* and *dust* and continuous problems with *lorries drawing 24 hours a day*. Despite repeated requests to the management about these issues, all of our requests are being ignored.

We feel that if planning is granted, we would have even *greater* problems than we already have.

Trusting you will take these matters into serious consideration. Please find enclosed a Planning Objection Fee of 20.00 euros.

Yours faithfully,

Seamus Thudonis Regan

enc:

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Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



S
Date: 09/09/2002
Pl. Ref: 02/1475

C.
David & Margaret Miller
Kilcandrick House
Moyvalley
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5288 is attached in respect of fee paid.
Please retain this acknowledgement as it will be required by An Bord Pleanála in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

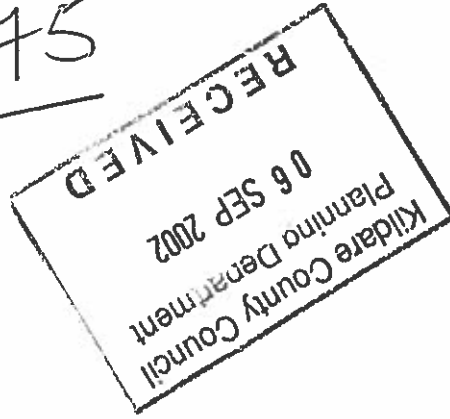
County Secretary
Kildare County Council

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02/1475

Kilcandrick House
Moyvalley
Co. Kildare

Kildare
Planning Department,
Meath County Council,
St. Mary's,
Naas,
Co. Kildare.



4th September 2002

Re: Planning Application by Goode Concrete Limited for Extraction of Sand and Gravel, Processing and Washing Plant, Access Road and Associated Development Works at Ballinderry, Carbury, Co. Kildare


Dear Sirs,

We are the occupants of Kilcandrick House, which immediately adjoins the lands for which the above planning permission is sought. We wish to object to this proposed development and we request that this application be refused.


The grounds of our objection are set out in the accompanying document.

We also request that we be kept informed of the outcome of this application. We also request that if the Applicant furnishes any revised planning application, or any new planning application for the same site, that we should be informed of such application.

Yours faithfully,



David Miller



Margaret Miller

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NOTICE OF OBJECTION TO PLANNING APPLICATION

Re: Application by Goode Concrete Limited for Planning Permission for the Extraction of Sand and Gravel, Processing and Washing Plant, Access Road and Associated Development works at Ballinderry, Carbury, County Kildare.

Re: Application by Goode Concrete Limited for Planning Permission for the Extraction of Sand and Gravel, Processing and Washing Plant, Access Road and Associated Development works at Ballinderry, Carbury, County Kildare.

Objectors: David Miller and Margaret Miller, Kilcandrick House, Moyvalley, Co. Kildare.

Basis of Objection

Kilcandrick House is situated to the north east of the proposed development. This house is the closest house to the proposed development and is separated from the proposed development by a narrow, third class, country road.

Kilcandrick House is a two storey farm house which was built in the 1830's. It was purchased by David and Margaret Miller approximately 20 years ago. Since then they have carried out extensive repairs and renovations to the house. The land of Kilcandrick House comprise approximately 40 acres(Please see attached photographs). The lands are laid out in a number of stud railed paddocks. The property also includes outhouses and stables. The property is used as a small farm for the breeding and rearing of show ponies and working hunter ponies and horses.

Margaret Miller is a senior judge with the Irish Pony Society and has an international reputation as a judge and breeder of ponies.

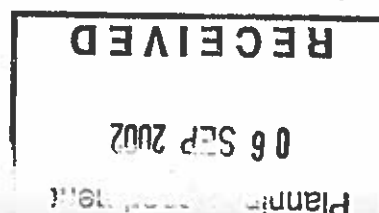
The house and farm are located in a rural area. This site was chosen by Mr. and Mrs. Miller for its quiet pastoral setting and its light well drained soil which offered ideal conditions for breeding and rearing ponies and horses. The area was also sheltered and secluded and well away from noise and traffic which could upset young horses and foals.

The proposed development of the adjoining lands by Goode Concrete Limited will have a devastating impact on the use and enjoyment of Kilcandrick House and lands.

Physical Effects of Proposed Development

At present the site of the proposed development is used as agricultural land with a stream flowing along its eastern boundary. As can be seen from the maps furnished with the Planning Application, this land is a rolling hill which slopes down to the stream. Kilcandrick House enjoys a pleasant secluded view of this pasture land. These lands also offer a shelter from the prevailing south westerly wind so that Kilcandrick House enjoys a sheltered micro climate, which is ideal for rearing and breeding ponies and horses.

The proposed development will remove the existing hill and replace it with a large deep quarry. Even if the lands are reinstated as proposed in the EIS, it will still leave Kilcandrick House standing at the edge of this ravine, on what will then be a raised and exposed site.



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During the carrying out of this development, Kilcandrick House and lands will be exposed to noise, dust and interference from the development. This will make it impossible to continue to use the lands for rearing and breeding of ponies and horses. It will also severely detract from the amenity value of the property. Mr. and Mrs. Miller will be subjected to a severe interference with their use and enjoyment of their property.

The Environmental Impact Statement (EIS) which accompanies this Application acknowledges that Kilcandrick House will be affected by this development in several ways. There is nothing in the Application or the EIS to show how the Applicant intends to prevent such interference. Some of the particular areas of interference are as follows.

Effect on Wind

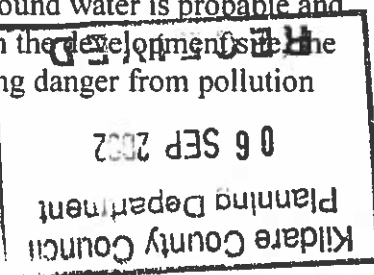
The EIS records that the prevailing wind in this area is from the south west. The rolling hills offer resistance to the winds at surface level, thus creating sheltered areas in the lea of such hills. The proposed development lands comprise a gently sloping hill to the south west of Kilcandrick House that offers shelter and creates a micro climate, ideal for breeding ponies and horses. The removal of this hill and its replacement with a gorge or valley will have adverse effects on the area. This is illustrated in the drawing accompanying this Objection.

Ground Water

Kilcandrick House does not have mains water. All domestic water is obtained from a well on the property. Water for the farm is obtained either from the well or from the adjoining stream. As is stated in the EIS, the ground water flow is from the south east. This means that all water available to Kilcandrick House and farm will come from the area of the proposed quarry.

It is clear that very substantial interference will take place, both to the water table and to the water itself during the course of this proposed development. It is admitted in the EIS that water will be extracted for use in the washing of gravel. The Planning Application makes reference to attempts to operate a closed system with such washing water being recycled. However, no guarantee is given, nor could any such guarantee be given that pollution of the ground water cannot occur. Any spillage of Diesel Oil or other chemicals or pollutants within the quarry will contaminate the ground water. There is nothing in the Planning Application which indicates that there is any plan in place to prevent such contamination from entering the ground water below the site and thus polluting such water and the wells in the area.

In the course of the development it is proposed to extract sand and gravel from below the water table by dredging. This in itself will increase the risk of contamination of the ground water. Any pollutants getting into the water are, therefore very likely to contaminate nearby wells. Kilcandrick House is the nearest property. The natural flow of the ground water is from the development site towards Kincandrick House. This house is most likely to suffer the detrimental effects of any such pollution. There is reference in the EIS to proposals to monitor the quality of water in wells near the site. However, it is submitted that this will be of no value if any pollution occurs. By the time such contamination of the wells is discovered, it will be too late to remedy the problem. Should such pollution occur, Mr. and Mrs. Miller will be left with no domestic water and no water for their livestock. Based on the scale and extent of the proposed development, it appears that such pollution of the ground water is probable and without some failsafe method of retaining ground water within the development site the occupants of Kilcandrick House will be exposed to a continuing danger from pollution throughout the entire life of this development.



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The stream which runs along the eastern boundary of the proposed developments continues north past the lands of Kilcandrick House. If this stream is polluted, it will effect the water available for livestock on the farm. With such an extensive development, the likelihood of such pollution is very great. It is, therefore, almost inevitable that livestock on this farm will suffer from exposure to such pollution.

This stream is a tributary of the Boyne River. It is believed that salmon use the lower reaches of this stream to spawn. Any pollution of this stream could have detrimental effects on the salmon stocks in the Boyne. The Application gives no undertaking to prevent such pollution.

It is noted that the EIS states that the ground water vulnerability in the area is high rising possibly to extreme. It goes on to state, in relation to private wells in the area "*The proximity of these wells and the high vulnerability rating for both the aquifers makes these wells possible targets for ground water pollution*"

Air

The EIS acknowledges that this development will be a source of dust. It proposes certain dust suppression methods. However, none of these offer any guarantee that dust will not pollute the air and environment of Kilcandrick House. Since the prevailing winds are from the south west, any such dust will be blown directly towards this house. The use of native trees as a shelter will offer no protection in winter and spring when there are no leaves on the trees. This is the time when foals are born and are at their most vulnerable.

Such airborne dust will cause grave inconvenience to Mr. and Mrs. Miller. It will affect such normal domestic matters as cleaning windows and hanging out washing to dry. It will have adverse effects on the quality of the air and could lead to breathing difficulties and related adverse effects on the health of the occupants of the house.

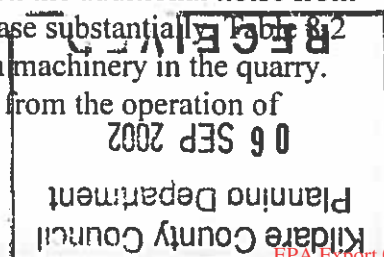
Noise

Kilcandrick House lies immediately beside the proposed development. Heavy machinery will be used in preparing the site and in the extraction of the material from the quarry. Large lorries will be used in the transport of the materials both within the site and from the site.

Due to the proximity of Kilcandrick House to the site, it is inevitable that its occupants will suffer more than anyone else from the noise emanating from the site. They are left with the prospect of such interminable noise for the entire duration of this proposed development.

The noise from this development is also likely to have an adverse effect on the livestock on the farm. Highly strung animals have been know to take fright and bolt, even attempting to jump fences and ditches and often suffering severe injuries as a result. Consequently, the presence of such machinery and the resultant noise are likely to have adverse effects on the livestock on the farm.

The EIS study shows noise levels, as monitored close to the site, and these are tabulated in Table 8.1. At the north east corner of the site, adjacent to Kilcandrick House it is noted that noise levels of 55 to 57dB were recorded at 80 metres distance. Kilcandrick House is within 40 metres of the proposed site. It must therefore follow that when the additional noise from machinery in the site is introduced, these noise levels will increase substantially. Table 8.2 shows the additional noise which is likely to emanate from such machinery in the quarry. Table 8.3 goes on to show the predicted level of noise resulting from the operation of



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machinery in the quarry. This appears to show a predicted level of 48dB near Kilcandrick House. It is not clear how the figures shown in Table 8.3 can arise. The addition of existing noise levels and the additional noise of machinery on the site must inevitably increase the predicted noise, not reduce it. The only certain way to ascertain the noise level near Kilcandrick House would be to place machinery on the site and monitor the resultant noise level. The conclusion drawn that there is no potential noise impact from this development is at variance with the facts and is clearly inaccurate or incorrect.

Roads and Access

The roads in this area are mainly third class country roads which have tarmac laid on the existing subsoil. These roads do not have substantial foundations or concrete reinforcement. Since much of the subsoil in the area comprises sand and gravel there is a real risk of damage from heavy lorries and heavy machinery.

The EIS states that lorry movements to and from the site will rise from 70 per day to 210 movements per day by 2006. Each lorry will carry a maximum load of 26 tonnes. Assuming that the quarry is operated 8 hours per day, then there will be 26 lorry movements per hour, or approximately one lorry entering or leaving the site every 2 minutes. The roads will be subject to pressure or loading of over 5,000 tonnes per day from the movements of these lorries. Such intensive traffic of heavy lorries clearly is clearly likely to cause damage to the existing roads. Furthermore, it is likely that the presence of such lorries and the resultant damage to adjoining roads will constitute a nuisance and hazard to other road users on such country roads. Mr. and Mrs. Miller are likely to suffer such a detriment as access to their property necessitates to use of such roads.

Reinstatement

The proposed reinstatement as set out in Figure 9.8 in the EIS shows a body of water at the base of the quarry, which is euphemistically referred to as a "lake". This will constitute a danger and hazard to children and persons in the area.

Since this represents an area where the ground water and aquifer will remain exposed, it constitutes a continuing hazard and risk of future pollution of the ground water in this area.

It is submitted that the only safe reinstatement would involve raising the ground level to a level above the ground water which would offer sufficient protection for this important aquifer.

The reinstatement proposed will pose a real and continuing danger to the occupants of Kilcandrick House which will remain indefinitely. Since there is no future plan for the upkeep and maintenance of the development site, after production of gravel ceases in 2008, there is a very real danger that it will become derelict and become a source of danger and pollution. There is a high risk that illegal dumping could take place on such a site with the consequent danger of pollution of the ground water in the area.

Notification by Good Concrete Limited

Goode Concrete Limited did not notify Mr. and Mrs. Miller of their intended application for Planning Permission nor did they seek to engage in any preliminary discussions prior to making this application. Mr. and Mrs. Miller first became aware of this Application for Planning Permission when Mr. Miller accidentally came upon the notice erected on the lands.

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He has to make enquiries from Kildare County Council to discover the nature and extend of the proposed development. He then had to contract Goode Concrete to seek further details of the proposed development.

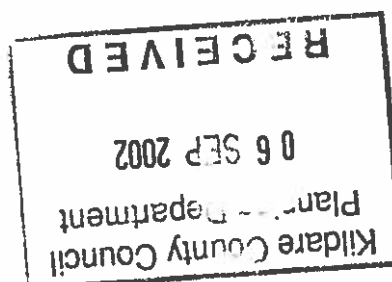
The EIS states "*No sensitive groups or communities that may be affected by the development have been identified*". Since the existence of Kilcandrick House is clearly identified on all maps relating to this Application, the Applicant should have had no difficulty in identifying the occupants of the property and of making enquiries as to how they might be affected by the development. If the Applicant has failed to identify such persons, it must raise doubts as to the nature and extent of the investigations carried out in the preparation of this Planning Application and the accompanying EIS.

Conclusion

This proposed development by Good Concrete Limited will have a detrimental effect on the amenity value of the area. It poses a health hazard to the occupants of Kilcandrick House. There is an acknowledged risk of pollution of the ground water and the well supplying water to this house. Any interference with the ground water levels could cause the well to run dry. There are further hazards associated with noise and air pollution. The possible impact of the development on livestock on the farm, in particular foals, young horses and ponies. This could make it impossible for Mr. and Mrs. Miller to continue to use this property for the breeding and rearing of such animals with a consequent severe impact on their livelihoods.

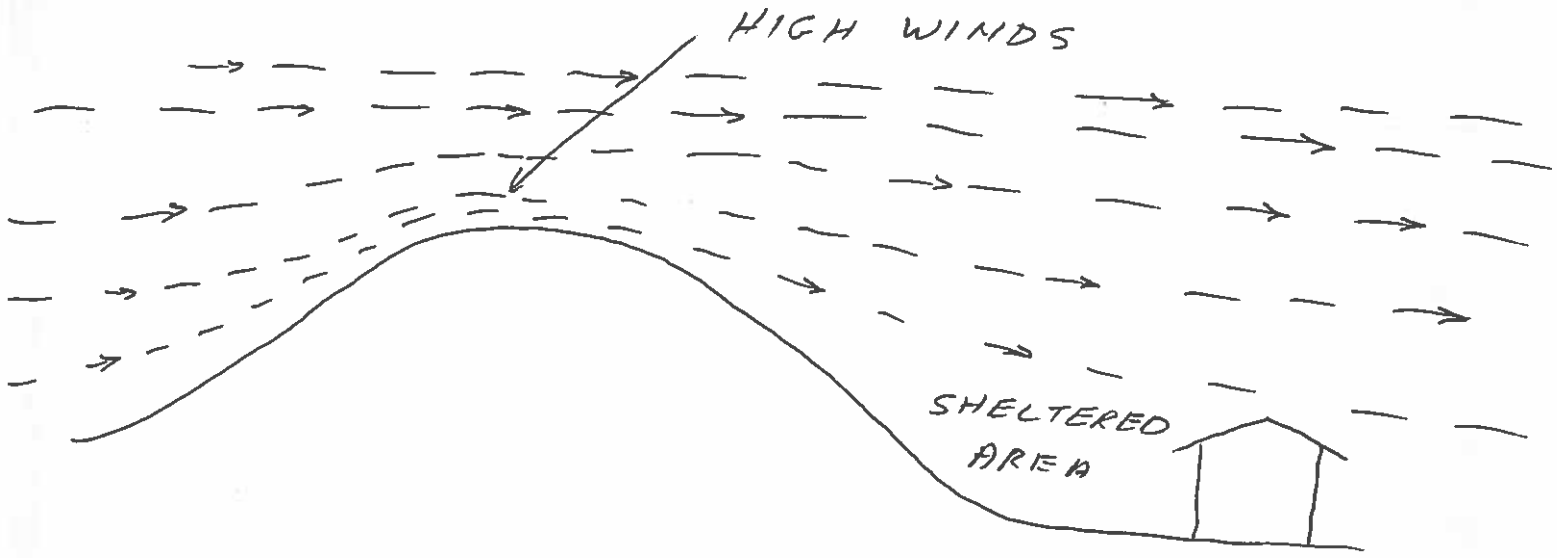
If this development is permitted, Mr. and Mrs Miller may be forced to vacate this property. However, it may prove impossible to sell the property in such circumstances, due to the proximity to the development. As a result, they are likely to suffer severe financial damage in addition to the other loss and damage set out above.

For all of the foregoing reasons, it is submitted that this is not an appropriate development for this area and should be rejected.

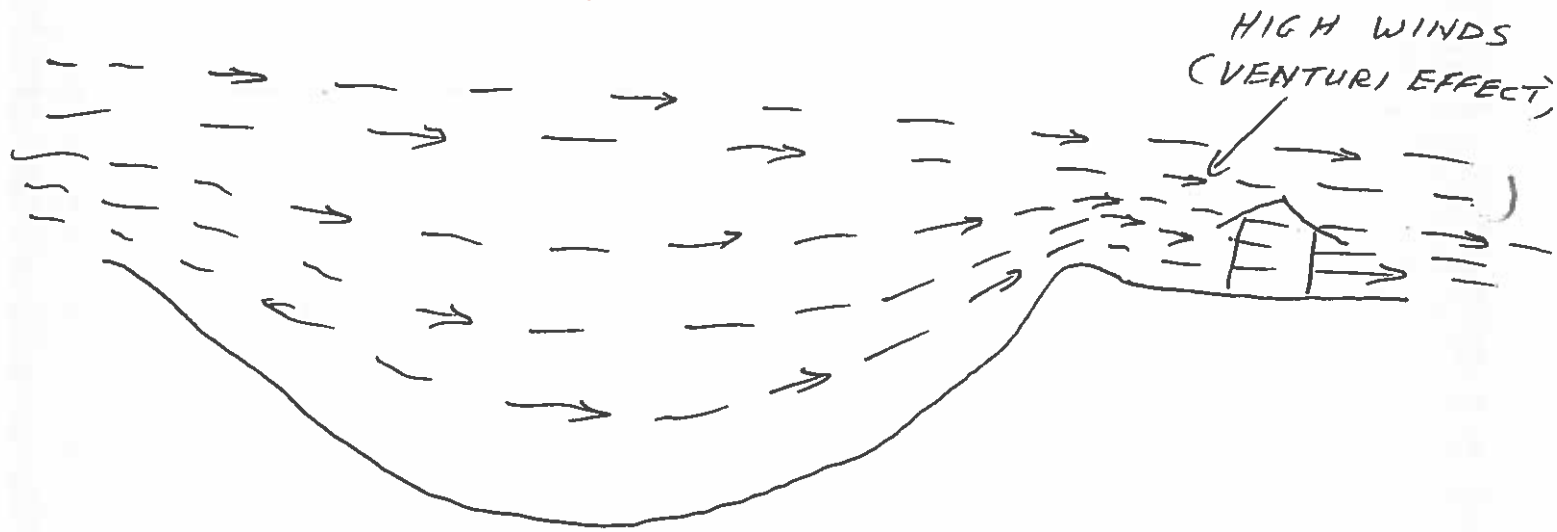


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EFFECT ON WIND



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Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846

Page 1 of 1



Date: 24/09/2002
Pl. Ref: 02/1475

S

C

Rosaleen & Patrick McCabe
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd - For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to acknowledge receipt of your objection in relation to the above planning application and to inform you that same has been noted on file.

This application is at present under consideration and you will be notified of the Council's decision in due course.

Please quote the above reference number in any further correspondence on this application.

Receipt number PLG1/0/5608 is attached in respect of fee paid.
Please retain this acknowledgement as it will be required by An Bord Pleanala in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

County Secretary
Kildare County Council

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Local Government (Planning & Development) Acts
County Council of the County of Kildare

Comhairle
Chondae
Chill Dara

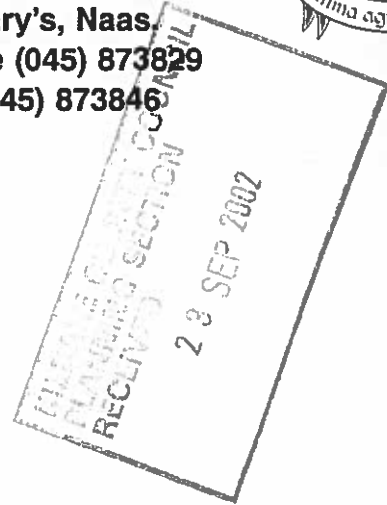
Planning Section
St. Mary's, Naas
Phone (045) 873829
Fax (045) 873846



Date: 13/09/02

Pl. Ref: 02/1475

Rosaleen & Patrick McCabe,
Ballinderry,
Carbury,
Co. Kildare.



Re:- Planning Reference 02/1475

Goode Concrete Ltd – For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc.

Dear Sir/Madam,

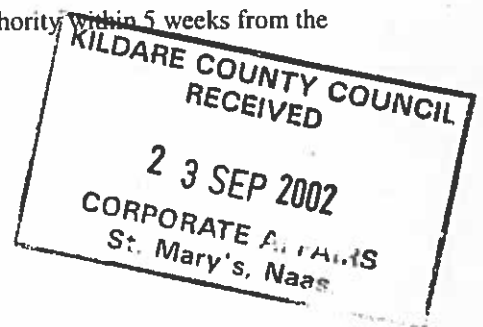
I acknowledge receipt of your submission dated 11/09/02 in relation to the above named.

Please note, however, that the € 20 fee must accompany this submission and I, therefore return your correspondence herewith.

All submissions relating to an application must be with the Planning Authority within 5 weeks from the date of receipt of the application.

Yours faithfully

A.C. Talbot
County Secretary
Kildare County Council



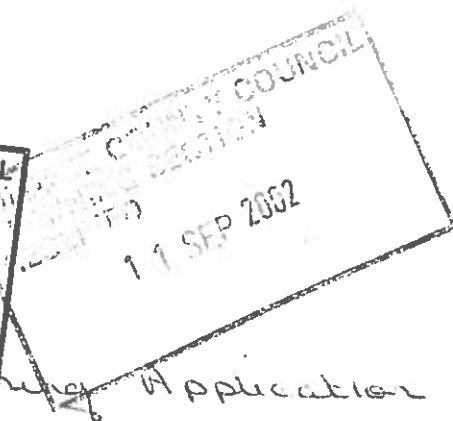
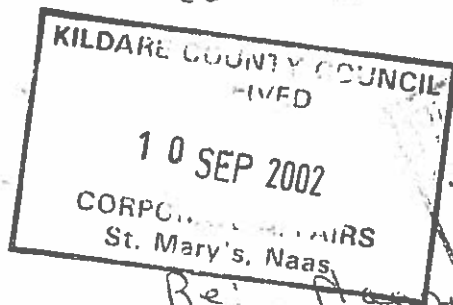
Dear Sínead,

Further to our phone conversation on Friday 20/9/02 I am sending the fee of €20 and returning the letter, I have cancelled my original cheque with the Bank, Thank you for your attention on this matter,
Yours Sincerely, P. McCabe

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Kildare County Council
Naas,
Co. Kildare



Roadalen, Patrick McCabe
Ballinderry,
Carbury,
Co. Kildare
8/9/02,
02-1475

Re: Planning Application

A Chara,

We wish to object to the planning application ref. no. [redacted]. We have valid reasons for making this objection based on the unsatisfactory manner in which this particular company run its business "Goode Concrete" at Kildglass / Balrinnat. We have a catalogue of objections to the way its existing business is carried out and have reasons to believe that the same low standards would apply to any further development. Goode Concrete are at present blatantly ignoring the sanctions imposed on them when planning permission was given for its development of its pit at Kildglass/Balrinnat. Our safety, health, quality of life and property are diminished by the constant traffic of lorries to and from Goode Concrete. The lorries which pass our house exceed the speed limit. One lorry crashed into our fence causing damage to the fence and also to our copper beech trees which are growing behind the

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fence.

The lammies are uncovered allowing dust and sand to blow about covering our house, trees, garden and hedges with a layer of dust. Last year we discovered that our gutters were half full of sand. The hedges along the road from the pit entrance in Kilglass to New Brunner's cross are destroyed with dust and pollution. There are lammies entering and exiting the pit at all hours of the morning including Saturdays and Sundays. We know that the lammies should not be entering or exiting after 6 P.M., and they should not be going in at all on Saturdays and Sundays.

We have Roadstone bordering our land and the pit is well managed and the business is carried on with due regard to planning guidelines. We do not object to the business as it is carried out to sufficiently high standards that no disruption is caused.

We appeal to the council to refuse permission to Goode Concrete as we do not want another pit operating to the same poor standards as Goode's pit at Kilglass/Balkinnet. We are disappointed to note that the council have failed to ensure proper standards of operation are being used in the business at Kilglass/Balkinnet.

Yours Sincerely
 Rosaleen Mc Cabe. *Paul McE...*

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**Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

Rosaleen & Patrick McCabe
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475
Goode Concrete Ltd

For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx 13.9 hectares. The FI submitted provides for the re-alignment of the at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to inform you that by order dated 21/10/2003, this County Council decided to Refuse Permission for the above development, with the 5 conditions as per the attached schedule.

If you are aggrieved by this decision you may appeal it within 4 weeks of the date of the decision by the Planning Authority forwarding your grounds of appeal together with the appropriate fee to An Bord Pleanala, 84 Marlborough Street, Dublin 1. Any appeal made to An Bord Pleanala will be invalid unless accompanied by the correct fee as follows:

Any appeal made to An Bord Pleanala will be invalid unless accompanied by the correct fee within the statutory appeal period. I.e.

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- d) Appeal other than an appeal mentioned at (a), (b) and (c) above - €200

AND

- Confirmation of submission/objection to Planning Authority.

Yours faithfully

Senior Executive Officer Planning & Public Safety
Kildare County Council

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**Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

John & Carmel Killeen
Balremet
Carbury
Co Kildare

Re: Planning Reference 02/1475
Goode Concrete Ltd

For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx 13.9 hectares. The FI submitted provides for the re-alignment of the et at Ballinderry Carbury Co. Kildare

Dear Sir/Madam

I wish to inform you that by order dated 21/10/2003, this County Council decided to Refuse Permission for the above development, with the 5 conditions as per the attached schedule.

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AND

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Yours faithfully

Senior Executive Officer Planning & Public Safety
Kildare County Council

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**Comhairle
Chondae
Chill Dara**
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

Madeline Regan
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475
Goode Concrete Ltd

For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx 13.9 hectares. The FI submitted provides for the re-alignment of the et at Ballinderry Carbury Co. Kildare

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AND

- Confirmation of submission/objection to Planning Authority.

Yours faithfully

Senior Executive Officer Planning & Public Safety
Kildare County Council

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**Comhairle
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Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

Bernard Leonard
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd

For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx 13.9 hectares. The FI submitted provides for the re-alignment of the et at Ballinderry Carbury Co. Kildare

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AND

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Yours faithfully

Senior Executive Officer Planning & Public Safety
Kildare County Council

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Chill Dara**
**Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

Julie & Jerry Walshe
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475
Goode Concrete Ltd

For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx 13.9 hectares. The FI submitted provides for the re-alignment of the et at Ballinderry Carbury Co. Kildare

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Yours faithfully

Senior Executive Officer Planning & Public Safety
Kildare County Council

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**Comhairle
Chondae
Chill Dara**
**Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

Linda Mc Cabe
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475
Goode Concrete Ltd

For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx 13.9 hectares. The FI submitted provides for the re-alignment of the at at Ballinderry Carbury Co. Kildare

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Kildare County Council**

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Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

John McCabe
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475
Goode Concrete Ltd

For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx 13.9 hectares. The FI submitted provides for the re-alignment of the et at Ballinderry Carbury Co. Kildare

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**Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

Alan & Eleanor Cox
Ballinderry House
Carbury
Co Kildare

Re: Planning Reference 02/1475
Goode Concrete Ltd

For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx 13.9 hectares. The FI submitted provides for the re-alignment of the et at Ballinderry Carbury Co. Kildare

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Kildare County Council**

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Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

David & Margaret Miller
Kilcandrick House
Moyvalley
Co Kildare

Re: Planning Reference 02/1475

Goode Concrete Ltd

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Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

Neil Mc Monagle
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475
Goode Concrete Ltd

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- Confirmation of submission/objection to Planning Authority.

Yours faithfully

**Senior Executive Officer Planning & Public Safety
Kildare County Council**

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**Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846**



Date: 21/10/2003
Pl Ref.: 02/1475

REGISTERED POST

Carmel Killeen
Ballinderry
Carbury

Re: Planning Reference 02/1475
Goode Concrete Ltd

For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx 13.9 hectares. The FI submitted provides for the re-alignment of the et at Ballinderry Carbury Co. Kildare

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AND

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Yours faithfully

Senior Executive Officer Planning & Public Safety
Kildare County Council

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~~Acknowledged~~
Acknowledged
D/6/6/3

10 June, 2003

Our Ref: DAS-2002-KD-KD-02/1475

AN ROINN COMHSHAOIL
AGUS RIALTAIS ÁITIUIL
DEPARTMENT OF
THE ENVIRONMENT AND
LOCAL GOVERNMENT

County Secretary,
Kildare County Council,
St. Mary's,
Naas,
Co. Kildare

Elaine
ack

KILDARE COUNTY COUNCIL
RECEIVED
11 JUN 2003
CORPORATE AFFAIRS
St. Mary's, Naas.

7 PLÁS ELY
BAILE ÁTHA CLIATH 2. ÉIRE
7 ELY PLACE
DUBLIN 2, IRELAND
Teileafón: +353 1 647 3000
Facuimhir: +353 1 662 0283
E-mail: npw@ealga.ie

Re: Planning Application Reg. Ref. No. 02/1475 for permission for the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbusy Co. Kildare. Goode Concrete Ltd.

A Chara,

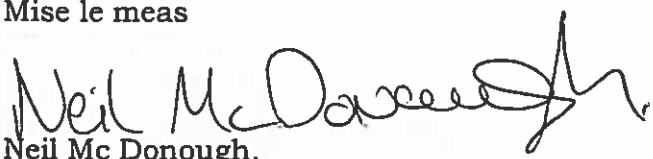
We refer to your letter of 29 April 2003 in relation to the above-proposed development. Outlined below are the nature conservation recommendations of Dúchas The Heritage Service of the Department of Environment and Local Government.

The further information submitted by the applicant does not address the concerns we outlined in our letter of 24 October 2002. (Copy attached). However, we would like to outline that a licence is needed by the applicant to disturb any badger sets or remove any badgers. In addition a condition of any licence should be that a complete badger survey be undertaken in advance of any licence being issued. We recommended that the above comments be attached as conditions to any grant of permission.

Kindly send us a copy of the Council's decision as soon as it is to hand.

In addition, please acknowledge receipt of this letter (as required under Article 29 of the Planning & Development Regulations 2001) and forward the relevant receipt to the undersigned at the address above.

Mise le meas


Neil Mc Donough,
Development Applications Section,

KILDARE COUNTY COUNCIL
PLANNING DEPARTMENT
RECEIVED
11 JUN 2003



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Our Ref: DAS-2002-KD-KD-02/1475

County Secretary,
Kildare County Council,
St. Mary's,
Naas,
Co. Kildare

Re: Planning Application Reg. Ref. No. 02/1475 for permission for the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbusy Co. Kildare. Goode Concrete Ltd.

A Chara,

We refer to your letter of 23 August 2002 in relation to the above-proposed development. Outlined below are the nature conservation recommendations of Dúchas The Heritage Service of the Department of Environment and Local Government.

We would like to draw your attention to Section 5.3 of the Environmental Impact Statement, which states that a badger sett was identified during a survey of the lands in question. Further on in Section 5.6 of the EIS it states that the badgers are to be removed in conjunction with Dúchas. We agree with this recommendation, however we recommend that the developer be requested to engage the services of a competent and recognised individual to carry out a full badger survey of the site of the development and surrounding lands. This will provide a full picture of the social groups of badgers in the area prior to applying for a licence to remove badgers from the sett on site and subsequent destruction of the sett.

Kindly send us a copy of the Council's decision as soon as it is to hand.

In addition, please acknowledge receipt of this letter (as required under Article 29 (2) of the Planning & Development Regulations 2001) and forward the relevant receipt to the undersigned at the address above.

Mise le meas

Neil Mc Donough,
Development Applications Section,
Dúchas The Heritage Service,
24 October 2002

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With regard to the response to our second concern (as outlined below):

We are concerned about the likelihood of pollution from this site from suspended solids and hydrocarbons due to its proximity to the Glash River.

We acknowledge that if full measures are in place as outlined in the EIS and clarification there should be no danger posed to the Glash. However, our concern is that if there is an accident the Glash runs alongside the proposed site and is most vulnerable to any potential accidental discharge.

With regard to the response to our third concern (as outlined below):

We are concerned about the combination of this development, the proposed M4 motorway and a proposed IPC licenced discharge to the Glash River from a local meat factory will have on the river ecosystem.

As stated in Section 2.4.1 *the applicant has no control over the activities as mentioned above.* However, we would like the planning authority to assess the combined effects of all three developments/operations on the Glash using an integrated approach. Contrary to what is assumed in Section 2.4.3 regarding the M4 project *monitoring of local waters* is not an integral condition for carrying out the construction phase. Also the M4 does not require planning permission as it is covered under the Roads Act which involves the National Roads Authority. Therefore the local authority has not issued any *planning conditions* or *any conditions* as stated in Section 3.5. The M4 project also involves culverting of the Glash in a number of places. The IPC discharge involves a discharge that has not been present up to now.

Thank you for further involving us with the above issues and we look forward to your decision in due course.

Yours faithfully



Noel McGloin

Senior Fisheries/Environmental Officer

Tel: (01) 2787230 (direct line)

E - mail: noel.mcglain@erfb.ie

Cc Tiernan Henry, O'Neill Ground Water Engineering.

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Local Government (Planning & Development) Acts
County Council of the County of Kildare

Comhairle
Chondae
Chill Dara
Planning Section
St. Mary's, Naas.
Phone (045) 873829
Fax (045) 873846



Date: 28/07/2003
Our Ref: 02/1475

Martin
F/1

Eastern Regional Fisheries Board
15A Main Street
Blackrock
Co. Dublin

Re/ Planning Reference Number: 02/1475

PERMISSION For the extraction of sand and gravel over an area of 7.8 hectares, associated washing and screening plant, and all associated development and works on an overall site of approx 13.9 hectares. The FI submitted provides for the re-alignment of the etc at Ballinderry Carbury Co. Kildare - Goode Concrete Ltd

Dear Sir/Madam

I refer to submission received on 28/07/2003 in connection with the above application which was submitted to this Planning Authority on 06/08/2002. This submission may not be considered as it was received outside the 5 week period for receipt of submissions.

Yours faithfully

Senior Executive Officer Planning & Public Safety
Kildare County Council

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