



Eastern Regional Fisheries Board

Bord Iascaigh Réigiúnach an Oirthir



Fisheries Ireland

Our Natural Heritage

The Planning Section
Kildare County Council
St. Mary's
NAAS
Co Kildare

25th July 2003

Our Ref: NMcG/Goode/Kil

Re: Application for planning permission by Goode Concrete Ltd. for the extraction of sand and gravel at Ballinderry, Carbury – (02/1475).

Dear Sir/Madam

We are in receipt of clarification of further information from O'Neill Ground water Engineering Ltd. (OGE) on behalf of Declan Brassil & Associates Ltd. regarding our submissions relating to the above planning application.

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

This site is adjacent to the Glash River, which is a very important aquatic habitat and salmonoid nursery river. The applicant has not addressed in the EIS the likely impacts of the sub-groundwater level excavations on this habitat. It is clear that such excavations will have some impact on the flow patterns Glash River as groundwater that feeds into the watercourse at present will be diverted towards the centre of the site as excavations move sub-groundwater level. After restoration this ground water will be flowing to the artificial lake that will be present on site. Such a change in flow patterns may have a detrimental effect on the Glash River.

Some of our fears have been allayed however we want to be assured that the habitat of the Glash will not be altered by an impact due to any altered flow regime. We note that in Section 2.2.7 that it is said that there will be no significant impact due to the altered regime. If permission is granted we will want a condition to ensure that a monitoring borehole is in place as outlined in Section 2.2.11 and that this is monitored on a regular basis. We will also want a condition in place to ensure that full measures are in place to restore the baseline flow regime to the Glash should this become necessary.

The Eastern Regional
Fisheries Board

15a Main Street

Blackrock

Co. Dublin

T: (01) 278 7022

F: (01) 278 7025

E: info@erfb.ie

www.fishingireland.net

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



Date: 18/09/2003
Our Ref: 02/1475

Department of the Environment and Local Government
Development Application Section
7 Ely Place
Dublin 2

S

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 17/09/2003 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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C

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Department of the Environment, Heritage & Local
Government
Development Applications Section
7 Ely Place
Dublin 2

Direct Line: (01) 647
Fax No: (01) 678 8116

facsimile transmittal

To: County Secretary : 045 883 846

From: Development Applications Section

Re: Planning Application F.eg. Ref. No.
KD 02/1475

Pages 3 (2+ Cover)

Urgent

For Review

Please Comment


Please Reply

Please Recycle

A Chara,

Please see enclosed the archaeological recommendations of this department in relation to the above proposed development.

Yours sincerely,


Robert O'Grady

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17 September 2003

Our Ref: KD 02/1475
Your Ref: 02/1475

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

Re: Planning Application Reg. Ref. No. 02/1475 by Goode Concrete Ltd for outline 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 at Ballinderry Carbury Co. Kildare.

A Chara,

We refer to the recent Further Information received with regard to this planning application. Outlined below are the archaeological recommendations of the Heritage and Planning Division of the Department of the Environment, Heritage and Local Government.

It is noted that the proposed development is large in scale. Given the scale, extent and location of the proposed development it is possible that subsurface archaeological remains could be encountered during the construction phases that involve ground disturbance. It is our recommendation that Archaeological Monitoring, as described below be carried out at this site and included as a condition in any grant of planning permission that may issue.

Archaeological Monitoring shall consist of the following :

1. The applicant is required to engage the services of a suitably qualified archaeologist to monitor all topsoil stripping associated with the development.
2. Should archaeological material be found during the course of monitoring, the archaeologist may have work on the site stopped pending a decision as to how best to deal with the archaeology. The developer shall be prepared to be advised by the Heritage and Planning Division of the Department of the Environment, Heritage and Local Government with regard to any necessary mitigating action (e.g. preservation



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in situ, and/or excavation). The applicant shall facilitate the archaeologist in recording any material found.

3. The Planning Authority and the Heritage and Planning Division shall be furnished with a report describing the results of the monitoring.

Reason: To ensure the continued preservation (either *in situ* or by record) of places, caves, sites, features or other objects of archaeological interest.”

Kindly forward to this office a copy of the Council's decision to the following address as soon as it issues:

The Manager
Development Applications Unit
Department of the Environment, Heritage and Local Government
7 Ely Place
Dublin 2.

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

Mise le meas,

Robert O'Grady
Robert O'Grady
Development Applications Unit

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



09/09/03
Dúchas – The Heritage Service,
National Monuments & Historic Properties,
Development Applications Section,
7 Ely Place,
Dublin 2.

C

Re: Planning ref: 02/1475 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 Etc at Ballinderry Carbury Co Kildare- Goode Concrete Ltd

Dear Sir/Madam,

With reference to the above application, please find attached the following documents:

1. A copy of the application form.
2. A copy of the site location map.
3. A copy of our request for further information and applicants response.

We have been requested by our Area Planner to refer this application to your office. We would be obliged to receive any revised comments you may have in relation to same, at your earliest convenience.

Yours faithfully,

K Kelly

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: 12/06/2003
Our Ref: 02/1475

Department of the Environment and Local Government
Development Application Section
7 Ely Plance
Dublin 2

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, new access and access road, shipping office, site office, weighbridge, wheelwash, surface water settlement lagoon, staff facilities etc at Ballinderry Carbury Co. Kildare - Goode Concrete Ltd

Dear Sir/Madam

I wish to acknowledge receipt of your submission 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.

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



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

REGISTERED POST

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

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

With reference to the above I wish to inform you that by order dated 21/10/2003 this County Council decided to Refuse PERMISSION the above named for development, in accordance with the documents submitted (see attached schedule)

If you are aggrieved by this decision you may appeal it within 4 weeks of the date of the making of the decision by the Planning Authority forwarding your grounds of appeal together with the appropriate fee to An Bord Pleanala, 64, Marlborough Street, Dublin 1. Any appeal made to An Bord Pleanala will be invalid unless accompanied by the following:

- Fee
- Confirmation of submission/objection to Planning Authority

Revised appeal fees shall take effect from 3rd June, 2003, please see the attached notice. Appeals lodged with the incorrect fee shall be declared invalid by An Bord Pleanala.

Mise le meas,

**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
Our Ref.: 02/1475

REGISTERED POST

National Roads Authority
St Martins House
Waterloo Road
Ballsbridge
Dublin 4

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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Chill Dara
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St. Mary's, Naas.
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Date: 21/10/2003
Our Ref.: 02/1475

REGISTERED POST

Department of the Environment and Local Government
Development Application Section
7 Ely Place
Dublin 2

Re: Planning Reference 02/1475
Goode Concrete Ltd

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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
Our Ref.: 02/1475

REGISTERED POST

Duchas-The Heritage Service
National Monuments & Historic Properties
Development Applications Section
7 Ely Place
Dublin 2

Re: Planning Reference 02/1475
Goode Concrete Ltd

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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
Our Ref.: 02/1475

REGISTERED POST

National Heritage Council
Rosse House
Kilkenny
Co. Kilkenny

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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Mise le meas,

**Senior Executive Officer Planning & Public Safety
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: 14/05/2003
Pl. Ref: 02/1475

Neil McMonagle
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.

Kildare County Council
Planning Department
- 9 MAY 2003
RECEIVED

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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.

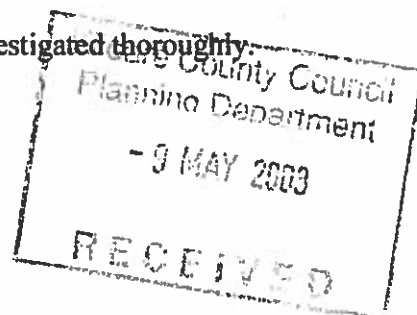
If the existing industrial operations were not "*dominant sources of noise levels in the area*", why did seven local families find themselves compelled to initiate court proceedings under the Environmental Protection Agency Act, 1992. Re: NOISE POLLUTION.

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

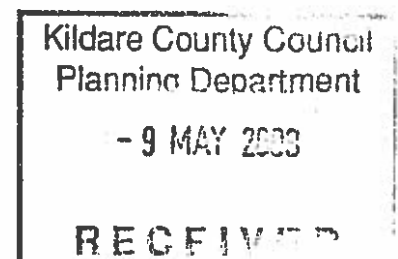
Neil McManus
Richard Longe



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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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1-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

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.

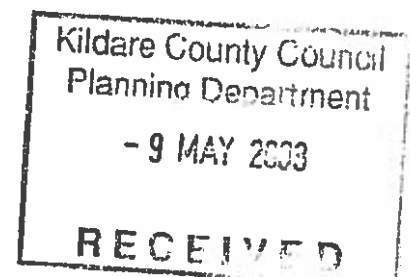
This application is at present under consideration and you will be notified of the Council's decision in due course.

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 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

A.C. Talbot
County Secretary
Kildare County Council



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Dunderry District Court

Agreement dated 7th March 2003 between
Goode Sand & Gravel Ltd having its registered
office at Naas Industrial Estate, Naas Co
Kildare and Bernard (Bernie) Leonard John
Killeen Gerry Walsh, Madeline Regan John
McCabe Neill McHoughle & Gerard Nolan
all of Ballinacorney, Casbury, Co. Kildare
the following terms have been agreed by
all parties in relation to the summonses
issued by each against the company: -

1.) All summonses to be adjourned by consent
to Dunderry District Court to the first
Friday of June 2003.

2.) Provided the following terms have been
adhered to the said proceedings shall be
adjourned generally with liberty to re-enter
on giving seven days notice by either party.

a.) Operation times of the Quarry shall
be -

(i) November, December, January & February each
year Monday - Friday 7 a.m. to 7 p.m.,
Saturdays 7 a.m. - 1.30 p.m.
Sundays closed

(ii) Other eight months of the year,
Monday - Friday 6.30 a.m. - 7 p.m.,
Saturdays - 6.30 a.m. - 1.30 p.m.
Sundays closed

Kildare Planning Department
- 9 MAY 2003

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Outside

1) ~~During~~ opening hours no queuing of trucks do take place on the public roadway.

c) A Noise barrier to be erected within three months of this date.

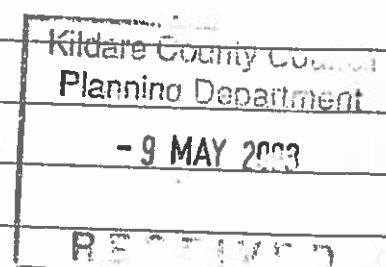
d) A Bouser shall be used by the Company in the pit on a daily basis from the 7th day of May and in the interim a sprinkler shall

e) be used, again on a daily basis.

e) A Sprinkle shall be used and operated on the Avenue on a daily basis

f) A vacuum cleaner type sweeper shall be used each day on the Avenue and public road as far as Ballinderey House entrance. Such cleaner shall lift the dust from said roadway + avenue, from ^{7th} April 2003. In the interim the Company shall sweep said Avenue + Public Road on a daily basis, with their existing machine. Provided there is no prohibition from Kildare C.C. to said sweeping.

g) The Company shall pay the sum of €4,500 towards the Applicant's Costs, within four weeks of today.



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Signed on behalf of
act as authorised
the Company in
presence of -

Peter Goode. duly authorised
on behalf of the company.

John
Newbury
Co. Kildare

Signed on behalf
of the Applicants
in the presence of:
John Killen
Edmund
Edmund

John Killen
Madelin Regan
Bernard Leonard
John O'Boyle
Sally Wray
Sally Wray

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Kildare County Council
Planning Department
- 9 MAY 2003

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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



S
Date: 14/05/2003
Pl. Ref: 02/1475

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

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Yours faithfully

A. Kelly

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

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

Yours faithfully

Bernard Leonard



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Enc: Copy of letter of complaint dated 18th July 2002
Photos of Goode lorries working at all hours
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KCC Letter 05 May 03

3



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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: 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

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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: 14/05/2003
Pl. Ref: 02/1475

John McCabe
Ballinderry Carbury
Co Kildare

Re: Planning Reference 02/1475

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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

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Yours faithfully

John McCabe. Chrissie McCabe

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Kildare County Council
Planning Department
- 9 MAY 2003
REC -

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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

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
St Mary's
Naas
Co Kildare

06-09-2002 14:38.04

Receipt No. : PLG1/0/5310

JOHN MCCABE

02/1475

PLANNING OBJECTION FEES 20.00

Total 20.00 EUR
 15.75 IEP

Tendered:
Cheque 20.00

Issued By : Anita Cox Planning Cash Office
From: 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: 14/05/2003
Pl. Ref: 02/1475

Linda McCabe
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475

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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

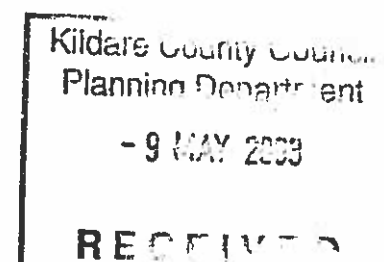
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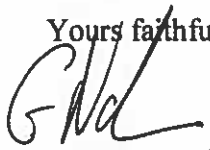
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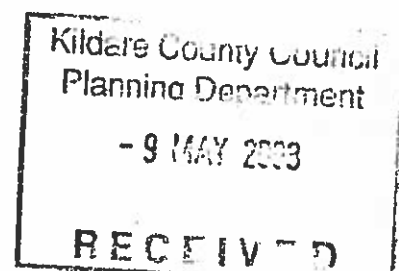
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Yours faithfully



dinda Nolan



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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

Page 1 of 1



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

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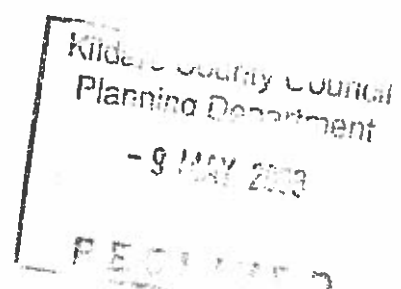
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Please retain this acknowledgement as it will be required by An Bord Pleanala in the event that you might appeal the decision of this Planning Authority, or wish to make a further submission to this Planning Authority.

Yours faithfully

A.C. Talbot.
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

Page 1 of 1



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

Linda Mc Cabe
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Carbury
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County Secretary
Kildare County Council

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PLANNING CASH OFFICE
Kildare County Council
St Mary's
Naas
Co Kildare

06-09-2002 14:41:14

Receipt No. : PLG1/0/5312
***** REPRINT *****

LINDA MCCABE

02/1475

PLANNING OBJECTION FEES 20.00

Total 20.00 EUR
15.75 IEP

Tendered:
Cheque 20.00

Issued By : Anita Cox Planning Cash Office
From: Planning Lodgement Area

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

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Chondae
Chill Dara
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St. Mary's, Naas.
Phone (045) 873829
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Date: 14/05/2003
Pl. Ref: 02/1475

S

Carmel Killeen
Ballinderry
Carbury

Re: Planning Reference 02/1475

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Ballinderry
Carbury
Co Kildare

Monday, May 05, 2003

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Planning Section
St Mary's
Naas
Co. Kildare

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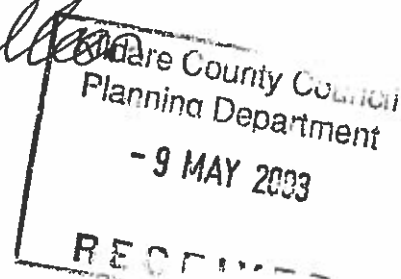
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Yours faithfully

John Miller

Carmel Kelleher

Kelleher



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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

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, 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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PLANNING CASH OFFICE
Kildare County Council
St Mary's
Naas
Co Kildare

09-08-2002 13:59:33

Receipt No: PLG1/0/5329
***** REPRINT *****

CARMEL KILLEEN

02/1475

PLANNING OBJECTION FEES	20.00
Total	20.00 EUR 15.75 IEP
Tendered:	
Cash	20.00

Issued By : Anita Cox Planning Cash Office
From: Planning Lodgement Area

RECEIVED
09 SEP 2002
Kildare County Council
Planning Department

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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: 12/05/2003
Pl. Ref: 02/1475

David Miller
Kilcanderick 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.

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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.

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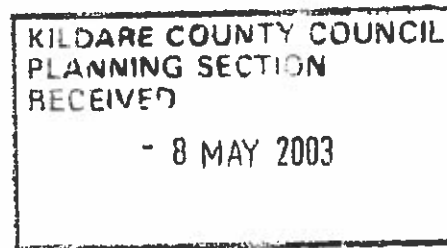
Yours faithfully

K. Kelly
Senior Executive Officer Planning & Public Safety
Kildare County Council

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*Kilcandrick House
Moynalloy
Co. Kildare*

The Planning Department,
Kildare County Council,
Naas,
Co. Kildare.



Date: 6th May 2003

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.

Dear Sirs,

We refer to the above matter and to your recent letter in which you informed us of amendments made by the Applicant to the above planning application. We have inspected the planning file and we wish to respond to the various matters appearing on that file.

We repeat our objections to this proposed development in its entirety, including the proposed modifications thereto, for the reasons already set out in our original Notice of Objection, which is on your file.

We also wish to take issue with some of the responses made by the Applicant to our original objection.

The Applicant claims that we are not involved in the breeding of horses and ponies. This is incorrect and untrue. In support of this allegation the Applicant has furnished a list of registered studs in Ireland. However, this discloses a fundamental misunderstanding of the horse industry. Registered studs are generally stud farms at which stallions registered with the Irish Horse Board are standing. However, persons not involved in the horse racing industry would not normally have any occasion to register with the IHB. The vast majority of breeders of ponies and sports horses are not registered.

We are involved in breeding ponies. This is a highly specialised activity. There are many different pony activities, including show jumping, eventing, dressage, working hunter and show ponies. Within these categories there are different grades and sizes of ponies, to meet the requirements of children of different ages and abilities. High quality Irish ponies are in demand throughout the UK, Europe and the USA. They have a valuable export market.

The successful breeding of such ponies requires a suitable environment. Mares and foals are easily injured by noise and pollution. A recent example of such problems was the controversy in County Tipperary, where planning permission was granted for an animal waste incinerator. This caused substantial objections from the horse breeding industry in the county, with many major breeders threatening to move their operations abroad. While we cannot hope to have the same impact with our objection, nonetheless the same criteria apply. The noise and pollution from the proposed quarry development, which will come within 50 meters of our lands, is totally unacceptable. It will certainly prevent the continued use of our land for pony breeding and will severely damage our livelihood and

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also our reputation within the industry.

We repeat that the effect of granting planning permission for this quarry will be to deprive us of our lawful use and enjoyment of our land. We will be subject to noise, pollution and continuing nuisance. This will be a serious breach of our Constitutional rights to quiet enjoyment of our property. We shall, therefore, be forced to take all means possible to vindicate our legitimate and Constitutional rights and will pursue this matter through the courts if necessary.

A further ground of objection arises from the revised proposal for a new public road through the proposed quarry. This new road would appear to bypass our property leaving us in a cul-de-sac. If this is the case, it will deprive us of the normal access and use of such road in both directions.

The creation of such a cul-de-sac will inevitably lead to its use as a halting site for caravans or for the dumping of rubbish. It will also leave our property more vulnerable to trespass and break-ins. It will certainly make it impossible for us to keep valuable ponies on the lands.

Our inspection of the planning file did not disclose the existence of an Environmental Impact Statement, which is required for such an extensive development. If any such EIS has been prepared without regard to the damage to our property, which is the nearest adjoining property, then such statement is seriously defective and we must insist that a proper EIS be prepared and considered in advance of any determination of this application.

In conclusion, this entire development, including the proposed modification now submitted by the Applicant, will severely damage our property and our livelihood. It will have a devastating impact on the local environment. We will suffer a severe loss of income and a diminution in the value of our property, while at the same time the Applicant will enjoy a substantial increase in the value of his lands. This is neither just nor equitable.

We call on the Planning Authority to address our particular concerns and objections, as contained in the original Notice of Objection and in this letter and to refuse planning permission for this proposed development.

Yours sincerely,

David Miller



Margaret Miller



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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: 29/04/2003
Pl Ref.: 02/1475

~~REGISTERED POST~~

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

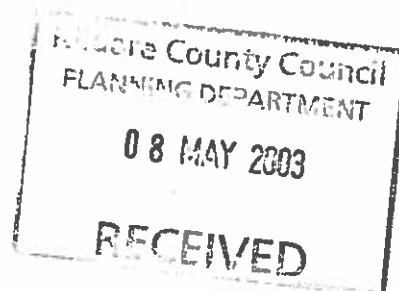
Dear Sir/Madam

I wish to advise that significant further information was received by this Planning Authority in relation to the above application on 24/04/2003. The further information received from the applicant is available for inspection or purchase at the offices of Kildare County Council's Planning Department, during office hours.

Any submissions/observations in relation to the information received should be made to the Planning Authority, in writing, within a period of ten days from the date of this letter. No fee will be required where any additional submission/observation is accompanied by a copy of this Planning Authority's acknowledgement of your initial submission/observation.

Yours faithfully


Senior Executive Officer Planning & Public Safety
Kildare County Council



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PLANNING CASH OFFICE
Kildare County Council
St Mary's
Naas
Co Kildare

06-09-2002 09:33:37

Receipt No. : PLG1/0/5288

DAVID & MARGARET MILLER

02/1475

PLANNING OBJECTION FEES 20.00

Total 20.00 EUR
15.75 IEP

Tendered:
Cash 20.00

Issued By : Anita Cox Planning Cash Office
From: Planning Lodgement Area



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

S

Gerry Julie Walsh
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

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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 do 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

Serry Walker.

Julie Wacsha

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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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IP:an Generated Letter: Objector Acknowledgement
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: 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.

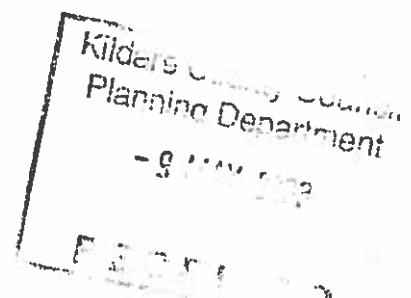
This application is at present under consideration and you will be notified of the Council's decision in due course.

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

A.C. Talbot.
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: 12/05/2003
Pl. Ref: 02/1475

Alan Eleanor Cox
Ballinderry House
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

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Yours faithfully

K. Kelly

Senior Executive Officer Planning & Public Safety
Kildare County Council

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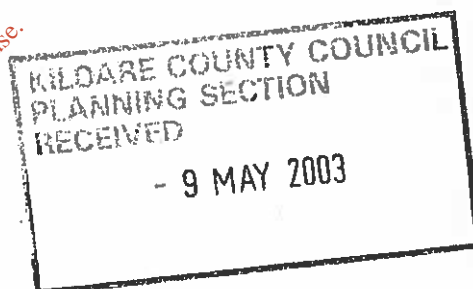
**Alan & Eleanor Cox
Ballinderry House,
Carbury,
Co. Kildare.**

CONFIDENTIAL

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

8 May 2003

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. Further information has been provided by Brassil Jarvis & Co. Ltd. and we wish to make some observations on its contents.

Ballinderry Hse is a protected building and therefore no development is allowed to damage its curtilage or its heritage value. The Environmental Impact Statement mentions that the development will impose strongly on the views to the south i.e. Ballinderry Hse. By this admission of the potential damage to the heritage value of Ballinderry Hse it only proves that this development should not go ahead. Furthermore there is no assessment as to how noise or dust may damage the house.

The Irish Field Directory 2002 has been used to provide a list of all bloodstock establishments in Ireland. This is not a comprehensive list as Studs, Trainers; Jockeys etc must apply themselves if they wish to be included in the Directory. Many studs and private breeders choose not to be included in the Directory. This information was acquired by talking directly with staff of the Irish Field. We note that information has been gathered about our bloodstock operation by driving around the roads and talking to employees of Goode Concrete. There are four horses permanently in front of Ballinderry Hse. in a field that is fenced specifically for horses. They are clearly visible from the road.

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They include a close relation of a Cheltenham winner and another filly related to this years Grand National favourite. Our mares and younger stock we tend to keep at the back of the house protected from the noise of the road. There is already a lot of heavy traffic in the area. These horses are not visible from the road.

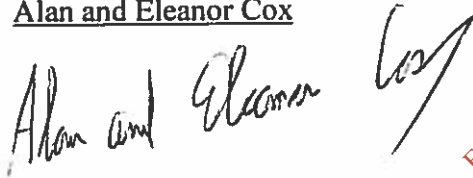
No assessment has been made on the impact that noise and dust will have on our cattle.

This report and the previous one are seriously flawed. They are badly researched. Brassil & Jarvis seem to operate in a very underhand and unprofessional way. Their research and information gathering is poor.

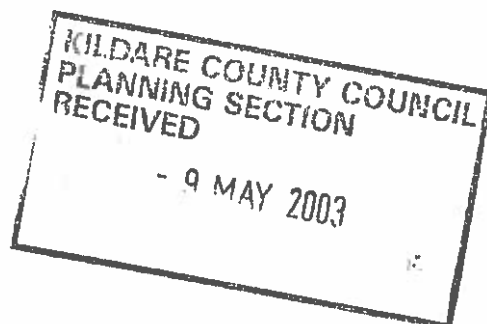
This report and proposed development should be rejected because of the negative impact on Ballinderry Hse and its bloodstock breeding operations.

Yours Sincerely,

Alan and Eleanor Cox



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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

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 7.3 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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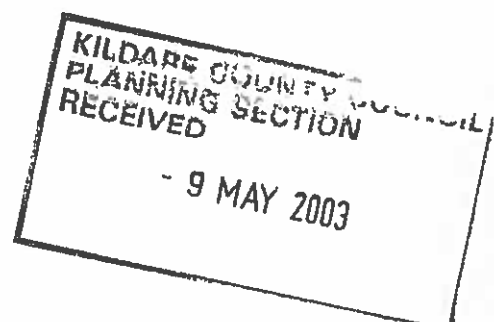
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Receipt number PLG1/0/5334 is attached in respect of fee paid.
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Yours faithfully

A. C. Talbot
County Secretary
Kildare County Council



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PLANNING CASH OFFICE
Kildare County Council
St Mary's
Naas
Co Kildare

09-09-2002 14:42:36

Receipt No : PLG1/0/5334

ALAN ELEANOR COX
BALLINDERRY HOUSE
CARBURY
02/1475 -

PLANNING OBJECTION FEES 20.00

Total 20.00 EUR
15.75 IEP

Tendered:
Cheque 20.00

Issued By : Anita Cox Planning Cash Office
From: Planning Lodgement Area

KILDARE COUNTY COUNCIL
PLANNING SECTION
RECEIVED
- 9 MAY 2003

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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: 29/04/2003
E1 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, 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

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Yours faithfully


Senior Executive Officer Planning & Public Safety
Kildare County Council

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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: 29/04/2003
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, 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

Senior Executive Officer Planning & Public Safety
Kildare County Council

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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: 29/04/2003
Pl Ref.: 02/1475

REGISTERED POST

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

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Yours faithfully

Senior Executive Officer Planning & Public Safety
Kildare County Council

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



Date: 29/04/2003
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, 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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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: 29/04/2003
P1 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, 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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Date: 29/04/2003

Pl Ref.: 02/1475

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Date: 29/04/2003
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John McCabe
Ballinderry
Carbury
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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 et at Ballinderry Carbury Co. Kildare

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

REGISTERED POST

Madeline Regan
Ballinderry
Carbury
Co Kildare

Re: Planning Reference 02/1475
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Date: 21/10/2003
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Bernard Leonard
Ballinderry
Carbury
Co Kildare

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Date: 21/10/2003
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Ballinderry
Carbury
Co Kildare

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Ballinderry
Carbury
Co Kildare

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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

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.
- a) Appeal by 1st party relating to commercial development where the application relates to unauthorised development - €1,800
 - b) Appeal by 1st party relating to commercial development other than (a) above - €600
 - c) Appeal by 1st party where the application relates to unauthorised development, other than (a) and (b) above - €600
 - 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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