

# COMHAIRLE CHONTAE ÁTHA CLIATH

|                               |  |                 |   |
|-------------------------------|--|-----------------|---|
| P. C. Reference               | LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT 1963 & 1976<br>PLANNING REGISTER   |                 | REGISTER REFERENCE<br><br>WA 42   |
| 1. LOCATION                   | Glassamucky, Bohernabreena, Tallaght, Co. Dublin. <span style="float: right; font-size: 2em;">S</span>                             |                 |   |
| 2. PROPOSAL                   | Ret. of quarrying usage, ad. buildings, toilets, service shop, ext. to existing garage, septic tank and modified entrance to lands |                 |   |
| 3. TYPE & DATE OF APPLICATION | TYPE   | Date Received   | Date Further Particulars  |
|                               |  |                 | (a) Requested (b) Received  |
|                               | Temp<br>P  | 16th Jan., 1981 | 1. 13th March, 1981<br>2. ....  |
| 4. SUBMITTED BY               | Name Patrick A. MacSweeney,<br>Address 14/15, Trimleston Gardens, Blackrock,   |                 |   |
| 5. APPLICANT                  | Name Sellwood Quarries Ltd.,<br>Address Gravel Pit & Quarry, Glassamucky,  |                 |   |
| 6. DECISION                   | O.C.M. No. PA/1616/81<br>Date 17th July, 1981  |                 | Notified 17th July, 1981<br>Effect To grant permission,                     |
| 7. GRANT                      | O.C.M. No.<br>Date   |                 | Notified<br>Effect  |
| 8. APPEAL                     | Notified 27th July, 1981<br>Type 3rd Party,  |                 | Decision Permission granted by An Bord Pleanala,<br>Effect 27th Sept., 1982 |
| 9. APPLICATION SECTION 26 (3) | Date of application  |                 | Decision<br>Effect  |
| 10. COMPENSATION              | Ref. in Compensation Register  |                 |   |
| 11. ENFORCEMENT               | Ref. in Enforcement Register   |                 |   |
| 12. PURCHASE NOTICE           |  |                 |   |
| 13. REVOCATION or AMENDMENT   |  |                 |   |
| 14.                           |  |                 |   |
| 15.                           |  |                 |   |

Prepared by .....

Checked by .....

Copy issued by ..... Registrar.

Date .....

Co. Accts. Receipt No .....

AN BORD PLEANÁLALOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 AND 1976County DublinPlanning Register Reference Number: W.A. 42

APPEAL by Terence and Winifred Murphy of Glenasmole, Bohernabreena, Tallaght, County Dublin, and others, and by Sellwood Quarries Limited of Glassamucky, Bohernabreena, Tallaght, County Dublin, against the decision made on the 17th day of July, 1981, by the Council of the County of Dublin deciding to grant subject to conditions a permission to the said Sellwood Quarries Limited for development consisting of the continuance of use of land as a quarry for a period of five years and the erection of ancillary structures at Glassamucky, Bohernabreena, Tallaght, County Dublin in accordance with plans and particulars lodged with the said Council:

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 and 1976, it is hereby decided, for the reasons set out in the First Schedule hereto, to grant permission for the said development in accordance with the said plans and particulars, subject to the conditions specified in column 1 of the Second Schedule hereto, the reasons for the imposition of the said conditions being as set out in column 2 of the said Second Schedule and the said permission is hereby granted subject to the said conditions.

FIRST SCHEDULE

Having regard to the former use of the site for extractive industry, the Board considers that it would not be reasonable to withhold permission for the temporary use of the site for quarrying purposes as proposed, provided the conditions set out in the Second Schedule hereto are complied with.

SECOND SCHEDULE

| <u>Column 1 - Conditions</u>   | <u>Column 2-Reasons for Conditions</u>   |
|--|--|
| 1. The use of the land as a quarry shall cease within five years from the date of this order.  | 1. To ensure that the duration of the development accords with the application made to the planning authority. |
| 2. Details of the arrangements for the provision of a water supply and of drainage facilities to serve the development shall be in accordance with the requirements of the planning authority. | 2. To ensure the satisfactory provision of these services.   |

(Contd.)

| Column 1 - Conditions   | Column 2 - Reasons for Conditions                               |
|---|---|
| <p>3. Within three months from the date of this order, the developers shall submit to and agree with the planning authority a detailed scheme for the reinstatement and landscaping of those parts of the site not directly affected by the development and of the areas which will in the future be worked-out portions of the quarry. The scheme as agreed with the planning authority shall be fully implemented by the developers at their expense.</p> <p>This scheme shall include, inter alia, details of:-</p> <p>(a) the carrying out of such works as may be necessary to make the land useful for agricultural or recreational purposes and consistent in appearance with the surrounding land (including works for the disposal of waste materials, the moulding of surface levels, the securing of stable and self-regulating terrain, the provision of natural surface and subsoil drainage and of vegetation planting and re-seeding),</p> <p>(b) the planting of belts of trees and shrubs on the perimeter of the site to effectively screen the development when viewed from public roads,</p> <p>(c) a specific timetable for the implementation of the proposals indicated in the scheme.</p> | <p>3. To protect the visual amenities of the area.</p>          |
| <p>4. The developers shall provide security by way of a cash deposit, a bond of an insurance company or similar guarantee for the satisfactory execution and completion of the proposals indicated in the scheme required under the terms of condition 3 of this order, coupled with an agreement empowering the planning authority to apply such security or part thereof for the satisfactory completion or maintenance of any part of the scheme. The form and amount of the security and the conditions attaching thereto shall be agreed with the planning authority within three months from the date of this order, or, in default of agreement, shall be as determined by An Bord Pleanála.</p>   | <p>4. To ensure proper compliance</p>                           |
| <p>5. No tree which screens the development from public view shall at any stage be removed from the site without the prior agreement of the planning authority and any such tree which dies shall be replaced.</p>  | <p>5. In the interests of the visual amenities of the area.</p> |

Contd./.....

| Column 1 - Conditions  | Column 2 - Reasons for Conditions  |
|--|--|
| <p>6. At least 72 hours advance notice of each blast to be carried out shall be given to all residents within half a mile radius of the site. Blasting and rock drilling shall take place only between the hours of 8.00a.m. and 6.00p.m. and blasting at not less than three week intervals.</p>  | <p>6. To protect the amenities of nearby residential properties.</p>   |
| <p>7. Access to the site shall be in accordance with the requirements of the planning authority.</p>   | <p>7. In the interests of traffic safety.</p>  |
| <p>8. The developers shall pay a sum of money to the Dublin County Council as a contribution towards the said Council's expenditure on the provision of a public water supply and the carrying out of road improvement works in the area. The amount to be paid and the time and method of payment shall be agreed between the developers and the said Council within three months from the day of this order, or, failing agreement shall be as determined by An Bord Pleanála.</p> | <p>8. The provision of a water supply and the carrying out of road improvement works in the area by the Council facilitate the development and it is considered reasonable that the developers should contribute towards their cost.</p> |
| <p>9. Adequate wheel-washing arrangements on the site shall be made by the developers and all necessary measures shall be taken so as to prevent the spillage or deposit of clay, rubble or other debris onto the adjoining roads.</p>   | <p>9. In the interests of amenity and public safety.</p>   |
| <p>10. The operations on the site shall be confined to the working areas indicated on the lodged plans and no machinery or debris shall be placed upon any other part of the site or on the adjoining roads.</p>   | <p>10. To ensure that the development takes place in accordance with the terms of this permission.</p>   |
| <p>11. Observation boreholes shall be drilled as the development proceeds adjacent to the extraction area.</p>   | <p>11. To monitor ground water fluctuations.</p>   |
| <p>12. Precautions shall be taken to ensure that contaminated quarry water shall not flow or percolate into surface streams or other water courses.</p>  | <p>12 and 13. To prevent pollution by the development of any spring, stream, river or other waters.</p>  |
| <p>13. Effluent from the development shall not be discharged into any stream, river, or other waters except in accordance with a licence granted under the Local Government (Water Pollution) Act, 1977.</p>   |  |

Contd./.....

# SECOND SCHEDULE (CONTD.)

## Column 1 - Conditions

## Column 2-Reasons for Conditions

14. Noise levels generated by the development, when measured at the dwelling nearest to the site shall not be greater than 3 decibels above the background (ambient) noise level measured in accordance with the ISO Recommendation R 1996.

15. Monitoring of noise levels shall be carried out at 3 monthly intervals for each of the 2 years from the date of this order and thereafter at such intervals as may be required by the planning authority.

16. Vibration resulting from blasting measured at any time, shall not be greater than 10 millimetres per second peak particle velocity. Subject to this limitation, the best possible methods shall be used to reduce noise and vibration. Blasting operations shall be monitored as and when required by the planning authority.

17. Dust-controlled drilling rigs only shall be used on the site.

18. The daily average concentration of suspended particulates resulting from the development shall not exceed  $250\mu\text{g}/\text{m}^3$ .

19. The dustfall measured at any point on the site boundary shall not exceed  $130\text{ mg}/\text{m}^2/\text{day}$ .

20. The developers shall submit to the planning authority a dust deposition monitoring programme, using directional dust gauges, within three months from the date of this order and the details of this programme, including the locations of the gauges, shall be as agreed with that authority.

21. Where any condition of this permission provides for testing, monitoring, recording, measurement or analysis to be carried out, arrangements shall be made for supervision and participation by the planning authority and the results shall be furnished to the said authority on request and made available for inspection by the said authority at any time.

22. A scheme for the lighting of the site, in which the lights are located as unobtrusively as possible, shall be agreed with the planning authority and implemented by the developers.

14-20 To protect the amenities of residential properties in the area.

21. To ensure compliance with the relevant conditions of this order.

22. To protect the visual amenities of the area.

(Contd.)

5.  
SECOND SCHEDULE (CONTD.)

| Column 1 - Conditions  | Column 2-Reasons for Conditions   |
|--|---|
| <p>23. All rock faces shall be maintained in a stable condition.</p> <p>24. The site area shall be fenced by means of an effective permanent fencing and fencing posts in any skyline position shall be avoided.</p> <p>25. Existing raths or other areas of possible archaeological or historical interest shall not be disturbed.</p> <p>26. This permission shall not apply to the preparation or production of ready-mix concrete or asphalt on the site.</p> <p>27. Any part of the site that may be required by the planning authority in connection with road improvement works shall be reserved for use as such and kept free from development.</p> | <p>23. and 24. In the interests of public safety and the visual amenities of the area.</p> <p>25. To protect and preserve any places of archaeological or historical interest in the area.</p> <p>26. In the interests of proper planning control.</p> <p>27. In the interests of traffic safety.</p> |

*Desmond J. Mulcahy*  
Member of An Bord Pleanála duly  
authorised to authenticate the  
seal of the Board.

Dated this 27<sup>th</sup> day of September 1982.

WA42

P/492/81  
13/3/81

Patrick MacSweeney,  
14/15 Trimleston Gardens,  
Blackrock,  
Co. Dublin.

13th March, 1981.

re/ Proposed (temporary permission) retention of quarrying usage,  
administration buildings, toilets, service shop, extension to  
existing garage septic tank and modified entrance to the lands  
at Glassamucky, Bohernabreena, Co. Dublin.


Dear Sir

With reference to your planning application received here on 16th  
January, 1981 in connection with the above, I wish to inform you  
that before the application can be considered under the Local  
Government (Planning and Development) Acts, 1963 and 1976 the  
following additional information must be submitted in quadruplicate :-

1. Applicant to submit detailed contour maps of the site (2m. intervals  
showing thereon) location of proposed location of extraction works  
and quantities to be extracted.
2. Applicant to submit a detailed land management scheme prepared by  
a competent consultant, which should provide for an overall land-  
scape amelioration scheme and a projected usage and rehabilitation  
of the area following the completion of quarrying operations.
3. Evidence to prove the suitability of the soil for the disposal of  
septic tank effluent.

N.B. The applicant should mark his reply "Additional Information" and  
quote the Reg. Ref. No. given above.

Yours faithfully,

  
\_\_\_\_\_  
For Principal Officer



# DUBLIN COUNTY COUNCIL

tel. 724755 (Ext. 262/264)

PLANNING DEPARTMENT  
DUBLIN COUNTY COUNCIL  
IRISH LIFE CENTRE  
LOWER ABBEY STREET  
DUBLIN 1

Notification of Decision to Grant Permission/~~XXXXXX~~  
Local Government (Planning and Development) Acts, 1963 & 1976

of **P. A. MacSweeney,**  
**15 Trimblestown Gardens,**  
**Blackrock,**  
**Co. Dublin.**  
Applicant **Selwood Quarries Limited.**

Decision Order **PA/1616/81: 17/7/81**  
Number and Date  
Register Reference No. **WA 42**  
Planning Control No.  
Application Received on **16/1/81**  
**Add. Inf. Rec. 19/5/81**

In pursuance of its functions under the above-mentioned Acts, the Dublin County Council, being the Planning Authority for the County Health District of Dublin, did by Order dated as above make a decision to grant Permission/~~XXXXXX~~ Approval for:

**Retention of quarrying usage, administration buildings, toilets, service shop, extension to existing garage, septic tank & modified entrance to the lands at Glasnamocky, Breharnabreena, Co. Dublin.**

SUBJECT TO THE FOLLOWING CONDITIONS:

| CONDITIONS  | REASONS FOR CONDITIONS   |
|---|--|
| <p>1. Subject to the conditions of this permission, that the development be carried out and completed strictly in accordance with the plans and specification lodged with the application.</p> <p>2. That the structures shall be removed on or not later than 12 months from the grant of this permission, unless before that date permission for its retention is granted by the Planning Authority or by An Bord Pleanála on appeal.</p> <p>3. That the water supply and drainage arrangements including the satisfactory disposal of the surface water be in accordance with the requirements of the County Council. These matters must be the subject of consultation and agreement with the Sanitary Services Department and Health Inspectors Department, Eastern Health Board, before construction.</p> <p>4. That the requirements of the Chief Fire Officer if any, be adhered to in respect of this development. The applicants must consult with the Fire Prevention Officer with regard to these matters, so as to ensure that effective fire prevention and protection arrangements can be provided.</p> <p>5. That within 3 months of this decision to grant permission, a detailed scheme for the reinstatement and landscaping of the worked-out portions of the quarry, together with details of proposals for landscaping.</p> <p>Contd.....</p> | <p>1. To ensure that the development shall be in accordance with the permission, and that effective control be maintained.</p> <p>2. In the interest of the proper planning and development of the area.</p> <p>3. In order to comply with the requirements of the Sanitary Authority.</p> <p>4. In the interest of safety and the avoidance of fire hazard.</p> <p>5. To secure the eventual restoration of land to an appearance and use consistent with the appearance and use of lands in the vicinity of the site in as short a period as possible.</p> <p>Contd.....</p> |

Signed on behalf of the Dublin County Council:

for Principal Officer

Date: **17th July, 1981.**

IMPORTANT: Turn overleaf for further information.



# CONDITIONS

# REASONS FOR CONDITIONS

5. condit...

reinstatement of areas at ground level and areas no longer required for surface plant or buildings, shall be submitted to the Planning Authority by the developers and shall be agreed between the developers and that Authority.

The scheme shall provide for the carrying out of such works as may be necessary to make the land useful for agricultural or recreational purposes, and consistent in appearance with surrounding land, including works for the disposal of waste materials and for the moulding of surface levels, the provision of natural surface and subsoil drainage, vegetation planting and re-seeding and the securing of stable and self regulating terrain. The scheme shall also provide for the carrying out of the reinstatement and landscaping operations within a definite period or periods related to the anticipated pace of quarrying operations on the site. Reinstatement and landscaping shall be carried out in accordance with the scheme approved as aforesaid.

6. That a detailed scheme and programme for such works as set out in condition (5), illustrated by a map to a scale of 1:2500 shall be submitted to the Planning Authority by the developers and shall be agreed between the developers and that Authority. This scheme shall show the proposed location and extent of belts of trees and shrubs to be planted in order to provide effective screening of the development when viewed from the public roads, on the perimeter of the site and shall indicate the time scale proposed for the carrying out of the planting. Planting shall be carried out in accordance with the schemes approved, as aforesaid.

7. That existing or proposed trees or shrubs on the site which provide, or will provide, screening of the development, shall not be destroyed or removed without the prior agreement of the Planning Authority. In the event of natural failure of any such screening steps shall be taken to replace it.

6. In the interest of the visual amenities of the area.

7. In the interest of visual amenities of the area.

*PK* Cond.....

For Principal Officer.

## NOTE:

If there is no appeal to An Bord Pleanala against this decision PERMISSION/APPROVAL will be granted by the Council as soon as may be after the expiration of the period for the taking of such appeal. If every appeal made in accordance with the Acts has been withdrawn, the Council will grant the PERMISSION/APPROVAL after the withdrawal.

An appeal against the decision may be made to Bord Pleanala. The applicant may appeal within one month from the date of receipt by him of this notification. ANY OTHER PERSON may appeal within twenty-one days beginning on the date of the decision.

An appeal shall be in writing and shall state the subject matter and grounds of the appeal. It should be addressed to:—

An Bord Pleanala, Floor 3, Block 6 & 7, Irish Life Centre, Dublin 1.

An appeal by the applicant for PERMISSION/APPROVAL should be accompanied by this form and a deposit of £10.

Approval of the Council under Building Bye-Laws must be obtained and the terms of the approval must be complied with in the carrying out of the work before any development which may be permitted is commenced.

# DUBLIN COUNTY COUNCIL

PLANNING DEPARTMENT  
DUBLIN COUNTY COUNCIL  
IRISH LIFE CENTRE  
LOWER ABBEY STREET  
DUBLIN 1

tel. 724755 (Ext. 262/264)

Notification of Decision to Grant Permission/~~XXXXXX~~  
Local Government (Planning and Development) Acts, 1963 & 1976

Decision Order Number and Date **PA/1616/81: 17/7/81.**  
Register Reference No. **WA 42**  
Planning Control No. ....  
Application Received on **16/1/81**  
Add. Inf. Rec. **19/5/81**  
Applicant **P. A. MacSweeney,**  
**15 Trimblestown Gardens,**  
**Blackrock,**  
**Co. Dublin.**  
**Sellwood Quarries Limited.**

In pursuance of its functions under the above-mentioned Acts, the Dublin County Council, being the Planning Authority for the County Health District of Dublin, did by Order dated as above make a decision to grant Permission/~~XXXXXX~~ Approval for:

**Retention of quarrying usage, administration buildings, toilets, service shop, extension to existing garage, septic tank & modified entrance to the lands at Glasneamocky, Bohernabreena, Co. Dublin.**  
SUBJECT TO THE FOLLOWING CONDITIONS:

| CONDITIONS  | REASONS FOR CONDITIONS  |
|---|---|
| <p>8. That not less than 72 hours advance notice of each explosion to be carried out shall be given to occupants of lands adjoining the site and within a mile radius of the site. Explosions shall be limited to the hours between 12 noon and 1600 hours at not less than three weekly intervals and the best practicable means shall be used to minimise the degree of nuisance caused by explosions, such means to include the proper management and monitoring of the operations, regarding being had to the timing and frequency and the use of the most careful blasting techniques. The applicant's specific proposals in relation to these matters including the making available of all monitoring information when required by the County Council, must be submitted to and approved by the County Council.</p> <p>9. The operation of site machinery, crushing plant and any ancillary plant or equipment shall be such that unnecessary noise, nuisance or disturbance to adjoining properties do not occur. The noise levels arising from plant, machinery and ancillary equipment is to be within the limits required by the County Council. The developers must consult with and agree the implementation of a acceptable control and monitoring scheme regarding these matters with the Health Inspectors Department, Eastern Health Board, 33 Gardiner Place, Dublin 1.</p> | <p>8. To minimise nuisance and injury to the amenity of the area resulting from noise.</p> <p>9. In the interest of amenity.</p> <p>Cond.....</p> |

Signed on behalf of the Dublin County Council:.....

for Principal Officer

Date: **217th July, 1981.**

IMPORTANT: Turn overleaf for further information.

# CONDITIONS

10. That any necessary land required for road improvement purposes be reserved as such and kept free from building development.
  11. That the main access arrangements be in accordance with the requirements of the County Council. A sum of £1,750. to be contributed by the developers towards the cost of recent road improvement, surfacing works between the main quarry entrance and the junction with Glasnevin Road and which facilitate the development. This contribution to be paid on the grant of permission.
  12. The necessary wheel washing arrangements are to be provided together with any necessary surface water gullies and catchpits within the site so as to ensure that silt, debris, wet materials, or not carried out onto or discharged onto the existing public roads. That all necessary measures be taken by the contractor to prevent the spillage or deposits of clay, rubble or other debris on adjoining roads during the course of the works.
  13. Quarrying and other ancillary operations shall be contained within the working area of the site as shown on plans submitted on 15/1/81 and 15/5/81 and no machinery or debris shall be placed on other parts of the site or on any public road.
  14. That this permission excludes specifically the preparation, production and carrier operation of ready-mix concrete or asphalt on these lands.
  15. That for each acre of land to be disturbed by quarrying and other ancillary operations, security by way of bond, guarantee or cash deposit at the rate of £500. per acre shall be given to the Planning Authority before operations in relation to that area shall be commenced to ensure the satisfactory completion of reinstatement and landscaping works. The amount of security per acre shall be adjusted as necessary to allow for cost variations taking the rates, current at the date of this order, for horticultural and general landscape work as a base.
- XXXXXXXXXX** **Conditi....**

# REASONS FOR CONDITIONS

10. In the interest of the proper planning and development of the area.
11. In the interest of the proper planning and development of the area.
12. In the interest of amenity.
13. In the interest of the general amenities of the area.
14. In the interest of the proper planning and development of the area.
15. To ensure the eventual restoration of the land to an appearance consistent with other lands in the vicinity.

**for Principal Officer.**

## NOTE:

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An appeal against the decision may be made to Bord Pleanála. The applicant may appeal within one month from the date of receipt by him of this notification. ANY OTHER PERSON may appeal within twenty-one days beginning on the date of the decision.

An appeal shall be in writing and shall state the subject matter and grounds of the appeal. It should be addressed to:—

An Bord Pleanála, Floor 3, Block 6 & 7, Irish Life Centre, Dublin 1.

An appeal by the applicant for PERMISSION/APPROVAL should be accompanied by this form and a deposit of £10.

Approval of the Council under Building Bye-Laws must be obtained and the terms of the approval must be complied with in the carrying out of the work before any development which may be permitted is commenced.

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724755 (Ext. 262/264)

PLANNING DEPARTMENT  
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Notification of Decision to Grant Permission/~~XXXXXX~~  
Local Government (Planning and Development) Acts, 1963 & 1976

To: **P. MacSweeney,**  
**15 Trimblestown Gardens,**  
**Blackrock,**  
**Co. Dublin.**  
Applicant **Sellwood Quarries. Ltd.**

Decision Order Number and Date **PA/1616/B1: 17/7/81**  
Register Reference No. **WA 42**  
Planning Control No. ....  
Application Received on **15/1/81**  
Add. Inf. rec. **19/5/81.**

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**Retention of quarrying usage, administration buildings, toilets, service shop, extension to existing garage, septic tank and Modified entrance to the lands at Glassamucky, Bohenabreena Co. Dublin.**

SUBJECT TO THE FOLLOWING CONDITIONS:

| CONDITIONS   | REASONS FOR CONDITIONS   |
|--|--|
| <p><b>15. condit....</b><br/>The condition under which such security to be given and held (including provision for the investment of any moneys deposited with the Planning Authority, payment of interest thereon, and repayment by the Planning Authority of any moneys held by them on the satisfactory completion by the developers of the reinstatement and landscaping work to which the particular deposit related) shall be agreed in between the developers and the Planning Authority.</p> <p><b>16. That a financial contribution in the sum of \$17,700. (seventeen thousand, seven hundred pounds) be paid by the proposer to the Dublin County Council towards the cost of provision of public water in the area of the proposed development and which facilitate this development; this contribution to be paid before the commencement of development on the site.</b></p> | <p><b>15. The provision of such services in the area by the Council will facilitate the proposed development. It is considered reasonable that the developer should contribute towards the cost of providing the services.</b></p> |

Signed on behalf of the Dublin County Council: .....

for Principal Officer

Date: **17th July, 1981.**

IMPORTANT: Turn overleaf for further information.