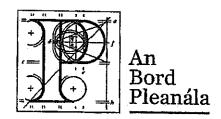
Our Case Number: ABP-317767-23



Paddy Farrell 35 Chelmsford Celbridge Co. Kildare

Date: 29 September 2023

Re: Proposed construction of 39 residential units, widening of Pausdeen Bridge and all associated site

Newtown/Ardclough Road, Newtown, Celbridge, Co. Kildare.

Dear Sir / Madam,

An Bord Pleanála has received your recent submission in relation to the above mentioned proposed development and will take it into consideration in its determination of the matter.

Please be advised that there is no fee for making a submission in relation to an application received under s.177AE of the Planning and Development Act, 2000, as amended. Accordingly, a refund for the €20 that you have paid will issue under separate cover in due course.

Please note that the proposed development shall not be carried out unless the Board has approved it with or without modifications.

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Please quote the above mentioned An Bord Pleanála reference number in any correspondence or telephone contact with the Board.

Yours faithfully,

Eimear Reilly Executive Officer

Direct Line: 01-8737184

**AA02** 

# Planning Observation Submissions to An Bord Pleanala

### **Executive Summary**

On 30<sup>th</sup> of August, residents of Chelmsford met in conjunction with the residents committee to review the planning notice from KCC Proposed construction of 39 residential units, widening of Pausdeen Bridge and all associated site works at Newtown/Ardclough Road, Newtown, Celbridge, Co. Kildare - Section 177AE of the Planning and Development Act 2000 (as amended). There are 38 houses in Chelmsford. The majority allowed the sub committee to gather relevant information to provide an observation to An Bord Pleanala.

See Appendix 1 List of Attendees.

There are genuine concerns from the majority of residents and below are the high level issues in 6 main areas.

- a) Flooding
- b) Road Safety and Pausdeen Bridge Widening
- c) Archaeological
- d) Land Permission
- e) Infrastructure
- f) Ecological

All of the areas above have an effect on the guidelines issued when submitting observations to An Bord Pleanala as shown below:

- The implications of the proposed development for proper planning and sustainable development in the area concerned,
- 2. The likely effects on the environment of the proposed development,
- 3. The likely significant effects of the proposed development on the European Site if carried out.

### a) Flooding

### Observations:

Insurance: Many residents of Chelmsford estate <u>cannot</u> get flood insurance, so how will the new 39 residential units get this critical insurance? Who pays for any future flood event?

MRFS: Tobin Consultants chose to use the Medium Risk Future Scenario instead of the High Risk Future Scenario in a flood plain which doesn't seem realistic.

CFRAM: Identifies the wider area as a flood zone with part of the site actually in the flood zone

Historical Flooding: Local Residents believe that Tobin Consultants view that the most recent event in the area in 1954 is inaccurate and flooding occurred in 1993, 1998 and 2000

Ground Flooding: Residents believe that Tobins view that the site will not flood due to groundwater may be inaccurate with evidence to show the site saturated. This also throws into question the location of the SuDs and their effectiveness.

PFRA: Tobin report highlights the OPW Preliminary Flood Assessment (PFRA) and clearly state themselves that there is flooding in the southwest corner of the site.

Outdated Maps: Chelmsford Manor does not appear on any of Tobins utilised maps

Very little tolerance: The predicted high water level of the site at 09LIFF02820 and 0.1% AEP is 52.95m.

However evidence shows water further into the site. The Topographical survey indicates a northwestern Fall AVALA

Page 1

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By: \(\frac{1}{2}\)

Time:

with levels varying from 53.80 to 53.0m OD at the Northwestern Edge. Are we to assume therefore that it was the illegal dumping which has helped to raise the site? Also 5cm clearance from a map without empirical current site data is hardly reassuring as good tolerance to flooding.

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# b) Road Safety and Widening of Pausdeen Bridge

### Observations

Remedial Works: Pedestrian crossings have been recommended for Chelmsford without consultation.

Outdated Information: The consultant maps do not show Chelmsford Manor and are out of date.

Road Traffic Collisions Data: Bruton consultants are using outdated road safety information from 2016.

Selective Approach: Bruton consultants only reviewed the road to the south of the site and no further than Pausdeen bridge.

Road Traffic Collision Actual: There have been serious injury collisions within 300m of the site that have been omitted by Bruton since 2018.

Bus Stops: Children in Chelmsford, Chelmsford Manor, the New Council Estate and the proposed new Council Estate (site) use private bus transfer to primary and secondary school. There are no dedicated safe places for the bus to stop.

Previous Refusal of Planning for Hill Rock Housing Estate: An Bord Pleanala rejected planning permission for a new estate 300m west of Chelmsford based on road safety concerns which was overturned in 2018 and the estate was subsequently purchased in full by KCC. An Bord Pleanala were correct and the serious accidents on the road since 2018 have been overlooked by KCC in order to rush through a second development to suit their needs while the risk of further accidents grow. An Bord Pleanala needs to stick to its guns here again. Planning was refused by An Bord Pleanala on the proposal ref no.184081 now Hill Rock on road safety issues. "The basis for the refusal of permission issued by the Planning Authority relates to the impact that the additional vehicular and pedestrian traffic generated by the development would have on a narrow road with inadequate footpaths connecting the development to Celbridge and would be such as to endanger public safety by reason of the creation of a traffic hazard. This refusal was overturned on the grounds of the objective stated in the LAP for Celbridge.

### c) Archaeological

Key Point by Archer: The impact of these groundworks on the recorded archaeological remains at the site will be direct, negative and permanent.

Excavation: Archer recommended that should development proceed at this location; this should be preceded by a full archaeological excavation of the recorded archaeological features under licence to the DHLGH.

Monitoring: Archer recommended that Groundworks across the remainder of the site should be monitored by a suitably qualified archaeologist.

### d) Land Permission:

Chelmsford Works: The remedial works to the front of Chelmsford which includes widening of the bridge requires permission from the land owner. It was assumed that the freehold belonged to KCC but according to Folio maps title rests with others. This was unknown until very recently by the residents and is shocking. A letter from an adjacent property gives permission for the bridge widening but no such approach or letter has been seen by the residents of Chelmsford for the destruction of part of its freehold. The residents will be taking urgent action on this.

### e) Infrastructure:

Traffic Concerns: The new site will bring additional road traffic. There is no sign of the additional new bridge for Celbridge. The new site has provision for future vehicular access to a new recreational park. There is no sign of parking for such a facility.

Road Width: There is no sign of a traffic study and the road width is an issue towards the village.

Play Area: There is no playground in the recently purchased council estate or in the proposed new site. Where are these children expected to play? Surely the council doesn't expect the children to play down by the river given the proximity of less than 40m and a gate for access to the river is proposed.

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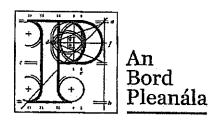
# f) Ecological:

Page 3

Fishing and Habitat: The Pausdeen waterway is deemed to be a spawning ground and there is no mention of the damage the bridge works will do to the ecosystem. There was no mention of a fisheries study.

I submit this Summa	ary and agree wi	th my fellow concerned resi	dents on the observations raised		
Name PA		FARRELL			
Address 35	- Ct	TELMSFORD	CELBRIDGE	Co.	KILDARE
Signed: Page	1,	Jackfall'			
	0	,			

Our Case Number: ABP-317767-23



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**AA02** 

Email

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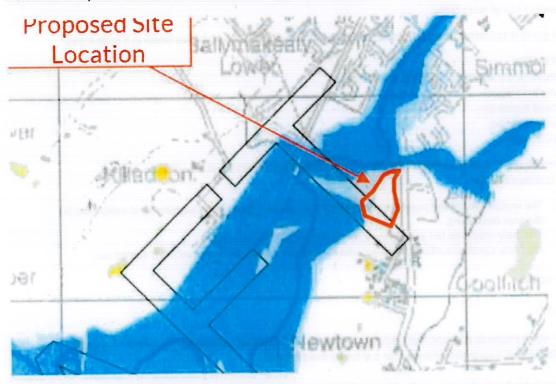
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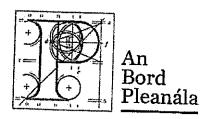
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Fishing and Habitat: The Pausdeen waterway is deemed to be a spawning ground and there is no mention of the damage the bridge works will do to the ecosystem. There was no mention of a fisheries study.

I submit thi	s Summary and a	gree with my fellow	concerned resid	lents on the observation	ons raised		
Name	PADO	Y FAR	RELL		7113 Tal3CG		
Address	35	CHELM	SFORD	CELBRIA	OGE	Co.	KILMARE
Signed:	/// / /	1 cer	" "				
				******************			

Page 3



Pat and Teresa Cummins & others Newtown Celbridge Co. Kildare

Date: 03 October 2023

Re: Proposed construction of 39 residential units, widening of Pausdeen Bridge and all associated site

Newtown/Ardclough Road, Newtown, Celbridge, Co. Kildare.

Dear Sir / Madam,

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Yours faithfully,

Eimear Reilly **Executive Officer** 

Direct Line: 01-8737184

AA02

Newtown

Celbridge

Co. Kildare

27.09.2023

## A Chara

We wish to make an observation on the application by Kildare County Council (KCC) to An Bord Pleanála (ABP) for the proposed construction of 39 residential units, widening of Pausdeen Bridge and all associated site works at Newtown/Ardclough Road, Newtown, Celbridge, Co. Kildare (ABP Case Ref. 317767).

Firstly, we recognise the need for housing in the area and do not object to the provision of suitable housing in Celbridge and its environs. However, we believe the subject site is unsuitable for housing, and that there are better sites available in the area with significantly less risk of flooding and risk of impacting on the river Liffey and its surroundings. Our concerns are as outlined below.

### Flooding

We have concerns in relation to the risk of flooding on the subject site. KCC have included a flood risk assessment in their application which contends that the subject site is not within the flood plain of the nearby River Liffey. As long-term residents bordering and neighbouring the subject site this does not tally with our direct experience. Our experience is that this site does indeed flood on a regular basis and there have been some major floods in the river Liffey which have extended into the subject site in the recent past. We attach some photos of recent surface water flooding at the subject site.

Even were the flood plain as per the flood risk assessment, the subject site is directly adjacent the flood plain. It would not seem in the interests of sustainable development to build so close to the flood plain & the river Liffey itself given the uncertainty around the impact of climate change on future rainfall patterns and given the extensive availability of potential development land in a similar radius to Celbridge.

We do not see any analysis in the application on how the subject site will impact flooding in the adjacent fields (which are recognised as flood plains in the flood risk assessment) and further downstream towards Celbridge.

We have all experienced difficulties getting home insurance with flood damage as insurance companies have advised that our homes are in a flood plain. This will no doubt be an issue for this development also.

# History of the Site

We would like to make the board aware that there was extensive dumping of fill / waste material on the subject site in 1988 which raised the height of the site by approx. 1m in certain areas. We would request that the board consider if this has any impact on the viability of this planning application or the flood risk assessment.

While not material to this application we would like to highlight KCC's duplicitous handling of this site over the last two decades. When this site was offered for private sale in 2004 numerous developers approached KCC about the possibility of developing the land as residential, and it is our understanding that KCC advised that the land could not be developed due to flooding risk and the proximity to the

river. The land was sold in 2005 for approx. €1M to a private buyer and subsequently purchased by KCC within a few years for approx. €7M. It was our understanding, based on discussions with council representatives at the time, that the land was purchased to protect the site from development and to protect for a Liffey green belt as was mooted at the time. Therefore, we are understandably frustrated that KCC are now applying for planning permission to redevelop the site.

There is no public amenity parkland on this side of the river in Celbridge despite the extensive development along the Hazelhatch Road and the Newtown / Ardclough Road. In our opinion this site is an ideal opportunity to provide a public amenity in a riverside location for the use of local residents and beyond.

# Traffic

We are also extremely frustrated with KCC's lack of action to alleviate traffic issues at the junction of the Newtown / Ardclough Road and the Lucan & Hazelhatch Road despite the continued development along the Newtown / Ardclough Road. We recognise that the contribution of this development to these traffic issues will be small in the overall context, however we are concerned about KCC's continued lack of action on this issue.

Finally, we note that Irish Water have advised that there are significant wastewater capacity constraints in this area and this development cannot be connected to the foul network until future upgrade works are completed or local storm water separation works are completed. If the Board are minded to grant permission to this development, we would ask that there is a condition that the development does not commence until these works are complete and certified as same.

Thank you for considering our observation.

Regards

Pat and Teresa Cummins

Patricia and Frances O'Connor

Eileen Griffin, John and Tara Gilbert

Tony and Bridie Doohan

Newtown, Celbridge, Co. Kildare





Recent images of surface flooding on the subject site