



An Bord Pleanála

Achtanna na mBóithre 1993 go 2015 Na hAchtanna um Pleanáil agus Forbairt 2000 go 2022

ABP-313182-22

Fógra foil chinnseadh de chuid an bhoird Pleanála maidir le tionsc Chroí-Léna Bus Chluain Ghriffin go Léir na Cathrach, iad araon i gContae Bhaile Átha Cliath.

Binn an Bord Pleanála arís, ar 8 Ianúir, 2024, i bhfeidhmiú na gcomhachtai ná dlí a thabairt i bhfeidhmiú na mBóithre, 1993, chun an bhóthar atá beartaítear mar a chuir an Udarás Náisiúnta Iompair (steoch 4, a chuidíocht) a chomhláthú.

seo a chloítear ar chomhláthú chinnseadh an bhoird:

1. Déanfar agus críochnófar an fhorbairt bóthair de réir na bpléananna agus na sonraí a tabairt leis an iarratas, ach anáin nuair is gá a mhólaire chun na comhláthú seo a leanas a chomhláthú.
2. (a) Déanfar gach beart meolaíche, meolaíoch comhshaoil agus beart monatóiríochta a chomhláthú sa Tuairiscil ar Mheasún Tionchar Timpeallachta a chuir i bhfeidhmiú go hionlán mar chuid den fhorbairt a bheartaítear.
- (b) Cuirfear i bhfeidhmiú go hionlán gach pealltana meolaíche agus comhshaoil a shainnítear sa Ráiteas Tionchar Batura agus sa Tuairiscil ar Mheasún Tionchar Timpeallachta agus léirithe sa Ráiteas Tionchar Batura mar chuid den fhorbairt a bheartaítear.
3. Sula gcuirfear i bhfeidhmiú an t-ádhúil ag gach roinn de na h-ábhartha atá beartaítear, déanfar sultáil a dhéanamh ar mhéid na chuidíocht chun a fháil amach an bhfuil speicis de mhéidigh, d'áin nó d'ádhúil faoi chosaint i bhfad.
4. Déanfar difreálacha aird a chloíth ar beartaítear idir cosáil, taobh rothar agus léana bus a shonraítear sa líonlath agus ar na doiméid a cuireadh isteach leis an iarratas ar chuidíocht, a chomhláthú go bun.
5. Ullmhóidh an forbróir, i gcomhairle leis an Udarás Pleanála, doiradh agus léana amach na sooráil i gceann de dhóiméid na rothaí rothar ag stadanna bus ar oileáin ar bhonn cáis.
6. Cuirfidh an t-ádhúil i bhfeidhmiú i bhfeidhmiú toir iad na teorainn le Bothar Mhuilinn Ide den limistéir agus atá beartaítear ar gach taobh den rias atá beartaítear ag Cede Bhán an Aoir do chosáil agus do rotháil.
7. Soláthróidh an t-ádhúil cóirín díreach taobh amuigh de ná háláthú ag agus léana le 109 Bothar Mhuilinn Ide.
8. Déanfaidh Oibríochtaí Ecológacha nó Ecológacha monatóiríochta ar na h-ábhartha go léir.
9. Cuirfidh an forbróir Plean Bainistíochta Trácht Tógála agus Plean Bainistíochta Soghluaisteacha do Cheim na Tógála isteach le h-ábhartha na cimeán tógála den fhorbairt le comhoibriú sooráil a fháil de ádhúil pleanála.
10. Déanfaidh Speisialtóir Dlíochta Aithneachta monatóiríochta agus taifead ar gach abair ar struchtúr choirín agus ar struchtúr atá i n-ádhúil a thabairt na h-ábhartha cúlútha de.
11. Déanfaidh an forbróir monatóiríochta a thabairt le líon cheim tógála na forbairt bóthair atá beartaítear.
12. Comhlánfaidh sooráil meolaíche, léana n-ádhúil agus doiradh isteach doiradh, ceanglaí na n-ádhúil pleanála le h-ábhartha meolaíche den sort sin maidir le cimeán tógála agus sultáil na forbairt atá beartaítear.
13. Cuirfead sonraí na mbeart chun saothar agus ádhúil isteach na sultáil agus feadh nó par do bhéal na forbairt bóthair atá beartaítear a chloíth a léana amach agus a chomhláthú.
14. Réitfidh an forbróir i dteagmháil le Húise Eireann chun cosaint meolaíoch a chomhláthú ar an t-ádhúil agus ar an t-ádhúil agus chun a chinneadh go gceannóidh rochtain chun le líon agus i ndiaidh na tógála.

Sa chás go mólann an forbróir n-ádhúil seadach nó bun le gceannóidh líonlathúil agus atá a oibriú ag Úisce Eireann, i bhfeidhmiú an forbróir i gcomhláthú (ceanglaí) le Húise Eireann sula gcuirfead i bhfeidhmiú.

15. Ullmhóidh an forbróir, i gcomhairle leis na gníomhaireachtaí reatúla ábhartha, Plean Bainistíochta Timpeallachta Tógála Naonóiríochta, ina n-iondorpófar gach beart meolaíche atá léirithe sa Ráiteas Tionchar Batura agus sa Tuairiscil ar Mheasún Tionchar Timpeallachta agus léirithe ar mhólaire chun aird a thabairt a léana amach agus a chomhláthú.
16. Déanfaidh an forbróir monatóiríochta ar an sooráil / meolaíoch agus gach ádhúil oibríochta a shonraítear leis an Udarás Pleanála.
17. Éascóidh an forbróir sooráil, taifeadach, cosaint nó tógála ar shíol ábhar nó gnéithe seandálaíochta a d'fhéadfaid a bheith laistigh den ádhúil.
18. Cuirfidh an forbróir Plean Bainistíochta Speicis Ionracha faoi bhráid an Udarás Pleanála, ina mbeidh sonraí de shuíbhé reamhthógála atá le déanamh.
19. (a) Scrúdófar na crainn atá le léana roimh léana agus scartaí le fáil amach an bhfuil farai laistigh iontu.
- (b) Ní dhéanfar aon ghlanadh talamh agus ní ghlannóidh aon fásra idir 1 Márta agus 31 Lúnasa, mura gcomhoibriú a mhalairt leis an Udarás Pleanála.
20. Déanfar comhoibriú cimeánach a chuir i bhfeidhmiú agus a chomhoibriú i scríbhinn idir an Udarás Náisiúnta Iompair agus na húdaráis pleanála maidir leis na n-ádhúil a dhéanamh chun an chroí-léna bus a thabairt ar aghaidh agus a thabairt ar ais agus sooráil maidir le tógála i gceann.

Is léirithe sooráil chinnseadh an bhoird, lena n-ádhúil comhláthú, a fheiceáil ar shuíomh Gréasáin an bhoird ar <https://www.pleanala.ie/en/case/313182>. Beidh cóip de chinnseadh an bhoird agus an EIA ar fáil lena scrúdú ar oifig an Udarás Náisiúnta Iompair le linn uireamnta oifige ar laethanta oifige ar feadh tréimhse 8 seachtaine ag tosú ar dhá foilsithe an fhógra seo.

Féadfaidh daine ar bith ceist a chur faoina bhail atá cinnseadh de chuid an bhoird i bhfeidhmiú ábhair breithiúnach, foí Ordú 84 de Rialacha na Cúirte Uachtaraí (I.R. Uimh. 15 de 1986), de réir atá 50 den Acht um Pleanáil agus Forbairt, 2000 (leasaithe).

Gheofar solas praiticiúil ar mhodh an ábhair breithiúnach faoin gceannóidh Fógraí Dlíthiúla - Fógraí faoi Ábhair Breithiúnach ar shuíomh Gréasáin an bhoird www.pleanala.ie nó ar shuíomh Gréasáin na Seirbhíse Eolais do Sháoránaigh www.citizensinformation.ie.

Dáta an fhoilsithe: 24 Eanáir 2024.

Roads Acts 1993 to 2015 Planning and Development Acts 2000 to 2022

ABP-313182-22

Notice of a decision by An Bord Pleanála in relation to the proposed Clongriffin to City Centre Core Bus Corridor Scheme, all in the County of Dublin.

An Bord Pleanála has, on the 8th January 2024, in exercise of the powers vested in it by section 51 of the Roads Act, 1993, as amended, made an order to approve subject to conditions the proposed road as submitted by the National Transport Authority.

The conditions of the Board's decision are summarised as follows:

1. The proposed road development shall be carried out and completed in accordance with the plans and particulars lodged with the application, except as may otherwise be required in order to comply with the following conditions.
2. (a) All mitigation, environmental commitments and monitoring measures identified in the Environmental Impact Assessment Report shall be implemented in full as part of the proposed development.
- (b) All mitigation and environmental commitments identified in the Natura Impact Statement shall be implemented in full as part of the proposed development.
3. At each section of the proposed works, pre-construction surveys shall be carried out to determine the presence of protected mammal, bird or bat species.
4. Proposed xerul height differentials between footpaths, cycle tracks and bus lanes, specified on the drawings and documents submitted with the application for approval, shall be retained in perpetuity.
5. The developer shall agree in writing with the planning authority the design and layout of pedestrian crossing facilities over cycle tracks at strand bus stops on a case-by-case basis.
6. The applicant shall plant low level hedging and/or shrubs along the boundary with the Metajule Road of the proposed green area either side of the proposed pedestrian and cycle link at Airfield Drive.
7. The applicant shall provide a footpath directly outside properties at, and adjacent to, 109 Malahide Road.
8. All works shall be monitored by an Ecological Clerk of Works or Ecologist.
9. The developer shall submit a Construction Traffic Management Plan and a Construction Stage Mobility Management Plan for the construction phase of the development for the written agreement of the planning authority.
10. All works to protected structures and structures of cultural heritage interest shall be monitored and recorded by an Architectural Heritage Specialist.
11. Noise monitoring shall be carried out during the construction phase of the proposed road development by the developer.
12. Drainage arrangements, including the attenuation and disposal of surface water, shall comply with the requirements of the planning authority for such works in respect of both the construction and operation phases of the proposed development.
13. Details of measures to protect, conserve and water quality of the watercourses along or proximate to the route of the proposed road development shall be outlined and placed on file.
14. The developer shall engage with Úisce Éireann to agree adequate protection of existing significant assets and ensure appropriate access is maintained during and following construction.

Where the developer proposes a temporary or permanent connection to a public water/wastewater network operated by Úisce Éireann, the developer shall enter into a connection agreement with Úisce Éireann prior to the commencement of the development.

15. The developer shall prepare, in consultation with the relevant statutory agencies, an updated Construction Environmental Management Plan, incorporating all mitigation measures indicated in the Natura Impact Statement and Environmental Impact Assessment Report and a demonstration of proposals to adhere to best practice and protocols.
16. The developer shall monitor queuing time / delays at each works location on the R107 and record traffic flows on the local road network at locations to be agreed with the planning authority.
17. The developer shall facilitate the preservation, recording, protection or removal of archaeological materials or features that may exist within the site.
18. The developer shall submit an Invasive Species Management Plan to the planning authority, which includes details of a pre-construction survey to be carried out.
19. (a) Trees to be felled shall be examined prior to felling and demolition to determine the presence of bat roosts.
- (b) No ground clearance shall be undertaken and no vegetation shall be cleared from the 1st March to 31st August, unless otherwise agreed with the planning authority.
20. A comprehensive agreement shall be put in place and agreed in writing between the National Transport Authority and the planning authorities on the procedures for the handing over and handing back of the core bus corridor and taking in charge arrangements.

The full text of the Board's decision, including conditions, can be viewed on the Board's website at <https://www.pleanala.ie/en/case/313182>. A copy of the Board's decision and the EIA is available for inspection at the offices of the National Transport Authority during office hours on working days for a period of 8 weeks beginning on the date of publication of this notice.

A person may question the validity of a decision by the Board by way of an application for judicial review, under Order 84 of the Rules of the Superior Courts (S.I. No. 15 of 1986), in accordance with section 50 of the Planning and Development Act, 2000, as amended.

Practical information on the review mechanism can be accessed under the heading Legal Notices - Judicial Review Notice on the Board's website www.pleanala.ie or on the Citizens Information Service website www.citizensinformation.ie.

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