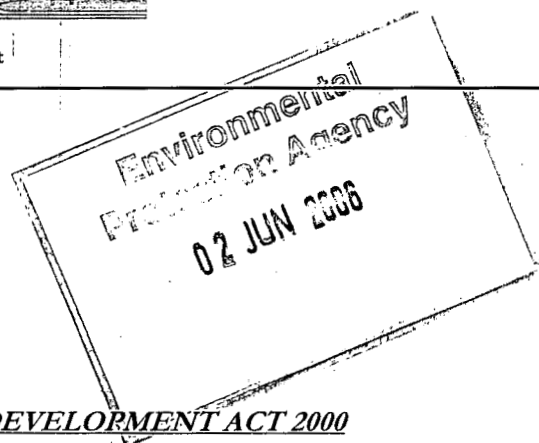




Rialtas Áitiúil  
Local Government

Reg: 742.

31 May 2006



Licensing Unit,  
Environmental Protection Agency  
P.O. Box 3000  
Johnstown Castle  
Co. Wexford

Comhairle Chontae  
Loch Garman

Wexford County Council  
County Hall  
Wexford

Tel 053 9176500  
Fax 053 9143406  
email postmaster@wexfordcoco.ie

**PLANNING AND DEVELOPMENT ACT 2000**

**Planning Reg. No:** 20053035

**Applicant:** NRGE

**Proposed:**

CONSTRUCT A NEW FATTENING HOUSE, A FOUR SPAN SHED, FOUR OVERGROUND STORAGE TANKS, ONE UNDERGROUND STORAGE TANK, A PRIMARY DIGESTER WITH GAS PURIFICATION SYSTEM, MODIFICATIONS TO AN EXISTING PIG MANURE STORAGE TANK TO INCORPORATE A GAS HOLDER AND ASSOCIATED SITE WORKS, TO PROCESS PIG MANURE AND OTHER ORGANIC MATERIAL TO PRODUCE RENEWABLE ENERGY AND FERTILIZER. THIS DEVELOPMENT COMPRISES OF AN ACTIVITY IN RELATION TO WHICH A LICENSE UNDER PART IV OF THE ENVIRONMENTAL PROTECTION AGENCY ACT 1992 AS AMENDED BY PROTECTION OF THE ENVIRONMENT ACT 2003 IS REQUIRED. AN APPLICATION FOR A REVIEW OF THE IPPC LICENCE IN RESPECT OF THIS DEVELOPMENT HAS BEEN SUBMITTED TO THE ENVIRONMENTAL PROTECTION AGENCY (LICENCE REG. 742). AN EIS WILL BE SUBMITTED TO THE PLANNING AUTHORITY WITH THE APPLICATION.

**Location:** DEEPS, KILPATRICK

A Chara,



Rialtas Áitiúil  
Local Government

I refer to recent correspondence in the above matter and now enclose for your information, a copy of the decision of the Planning Authority on the above application which was notified to the applicant on **30 May 2006**.

*Mise, le meas,*

*H. B. Me...*

Ar Son Rúnai

Comhairle Chontae  
Loch Garman

Wexford County Council  
County Hall  
Wexford

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100 Years of Community Service  
Céad bliain ag tabhairt seirbhíse don phobal

**WEXFORD COUNTY COUNCIL PLANNING AUTHORITY**

**PLANNING AND DEVELOPMENT ACT 2000**

**NOTIFICATION OF DECISION ON PLANNING APPLICATION**

The Decision of Wexford County Council on the application described in the Schedule to this Notice is as shown therein. Please read the notes supplied with this Notice.

Signed on behalf of Wexford County Council

Date 30 May 2006

**SCHEDULE**

**PARTICULARS OF PLANNING APPLICATION**

PLANNING REG. NO.: 20053035

DATE OF APPLICATION: 7 September 2005

APPLICANT: NRGE  
Moorestown  
Lattin  
Co. Tipperary

TYPE OF APPLICATION: PERMISSION

PROPOSED DEVELOPMENT: CONSTRUCT A NEW FATTENING HOUSE, A FOUR SPAN SHED, FOUR OVERGROUND STORAGE TANKS, ONE UNDERGROUND STORAGE TANK, A PRIMARY DIGESTER WITH GAS PURIFICATION SYSTEM, MODIFICATIONS TO AN EXISTING PIG MANURE STORAGE TANK TO INCORPORATE A GAS HOLDER AND ASSOCIATED SITE WORKS, TO PROCESS PIG MANURE AND OTHER ORGANIC MATERIAL TO PRODUCE RENEWABLE ENERGY AND FERTILIZER. THIS DEVELOPMENT COMPRISES OF AN ACTIVITY IN RELATION TO WHICH A LICENCE UNDER PART IV OF THE ENVIRONMENTAL PROTECTION AGENCY ACT 1992 AS AMENDED BY PROTECTION OF THE ENVIRONMENT ACT 2003 IS REQUIRED. AN APPLICATION FOR A REVIEW OF THE IPPC LICENCE IN RESPECT OF THIS DEVELOPMENT HAS BEEN SUBMITTED TO THE ENVIRONMENTAL PROTECTION AGENCY (LICENCE REG. 742). AN EIS WILL BE SUBMITTED TO THE PLANNING AUTHORITY WITH THE APPLICATION.

LOCATION:

DEEPS, KILPATRICK

DECISION:

GRANTED subject to CONDITIONS as listed hereinafter.

DATE OF DECISION:

30 May 2006

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## CONDITIONS AND REASONS THEREFOR

1. The proposed development shall be carried out strictly in accordance with:

- (i) the plans and particulars lodged with the planning application; and,
- (ii) the further information date stamped 21st November 2005 and 5th April 2006 except as otherwise required by the conditions of this permission.

### REASON:

To ensure the proposed development strictly accords with the permission and that effective control is maintained.

2. The developer shall pay to Wexford County Council, a contribution in respect of works, consisting of the provision or improvements to the public roads serving the area and which have facilitated or will facilitate the proposed development. The contribution shall be payable at the time of commencement of development and the amount shall be € 7810.00.

### REASON:

In accordance with the Development Contribution Scheme as provided for under Section 48 of the Planning and Development Act 2000.

3. The developer shall pay to Wexford County Council a contribution in respect of works consisting of the provision or improvement to community facilities and which have facilitated or will facilitate the proposed development. The contribution shall be payable at the time of commencement of development and the amount shall be € 3905.00.

### REASON:

In accordance with the Development Contribution Scheme as provided for under Section 48 of the Planning and Development Act 2000.

4. Full details, including type of material and colour, of the external finishes to the proposed structures shall be submitted to and agreed by the Planning Authority prior to the commencement of development. Development shall take place in accordance with agreed details. The colour of the external finish shall be chosen to enable the development to blend into the landscape.

### REASON:

In the interests of visual amenity

5. Notwithstanding the submitted scheme, a landscaping scheme shall be submitted to and agreed by the Planning Authority prior to the commencement of development. The scheme shall be of appropriate detail and quality having regard to the location of the site and nature of the development proposed and shall be prepared by a qualified and competent landscape architect / horticulturalist.

The landscaping scheme shall:

- be demonstrated to have had regard to the ground conditions of the site;
- detail the location, type/species, density and size of the proposed planting, in particular the exposed site boundaries where the planting shall be a minimum of 5m deep;
- clearly demonstrate the impact of the proposed planting after 1 year, 5 years and 10 years;
- clearly demonstrate that year round screening of the proposed development would be achieved.

The agreed landscaping scheme shall be implemented in full within 1 year of commencement of the development.

The landscaping scheme shall be maintained at regular intervals with any species dying, becoming

diseased or otherwise removed being replaced in the following planting season.

REASON:

As provided in Section 34(4)(e) of the Planning and Development Act 2000 and in the interests of visual amenity and traffic safety.

6. Full details of arrangements for the management of surface water at the site, including settling ponds and oil interceptors as appropriate, shall be submitted and agreed by the Planning Authority prior to the commencement of development of the site. It shall be demonstrated that surface water will not discharge onto lands outside of the ownership of the applicant, into the river Slaney or onto public roads. All yards areas shall be concreted. Development shall take place in accordance with agreed scheme.

REASON:

In the interests of public health, traffic safety and proper planning and sustainable development.

7. Lorry movements to / from the site shall be in accordance with details submitted on 21 November 2005.

Other than for the delivery of digestate material to farms, all lorry movements to and from the site shall use the county road eastwards to / from the site leading to / from the N11 at Kyle crossroads and shall not approach / leave the site via the Deeps bridge.

REASON:

In the interests of public safety and amenity.

8. All services for the development, including electrical, communal television and telephone cables, shall be located underground throughout the site.

REASON:

In the interests of visual amenity

9. The existing septic tank shall be maintained and operated in such a way as to prevent the pollution of the site, ground waters adjoining land the river Slaney.

REASON:

In the interests of public health and to prevent pollution.

10. Any lighting of the development shall be by static external illumination which shall not give rise to glare hazard or significant disamenity affecting public safety and/or neighbouring amenity.

REASON:

In the interests of public safety and neighbouring amenity

11. The access and egress roads to the site shall be upgraded to such a condition as to prevent surface water ( interceptor drainage gates shall be provided ) and other materials (mud, stones etc.) from being deposited on the public road prior to first use of the proposed development.

REASON:

In the interests of public safety and proper planning and sustainable development.

12. Full details, including specifications and drawings, of bunding for each tank shall be submitted to and agreed by the Planning Authority prior to the commencement of development. Development shall take place in accordance with agreed details.

REASON:

In the interests of public health and proper a planning and sustainable development.

13. In the event of the proposed development being connected to the public water supply, a contribution towards the expenditure that was incurred by the Local Authority in respect of works, consisting of the provision or improvement of a public water supply scheme serving the area, which have facilitated or will facilitate the proposed development, shall be payable at the time of connection to the service. The amount shall be determined at the time of connection to the service.

REASON:

In accordance with Development Contribution Scheme as provided for under Section 48(1) of the Planning and Development Act 2000.

14. Appropriate measures shall be undertaken to prevent material from being drawn from the site onto the public road during the construction period.

REASON:

In the interests of public safety

**END OF SCHEDULE**

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