

To: Administrative Officer,
Office of Climate Licensing & Resource Use,
EPA Headquarters,
PO Box 3000,
Johnstown Castle Estate,
Co Wexford



December 4th 2007

Re: PO 792-1, Nutricia Infant Nutrition Limited, Castlevue, Macroom, Co Cork – Proposed Determination on IPPC Licence Application PO 792-1.

Dear Sir/Madam,

I refer to the above matters and the proposed licence issued in draft format on November 13th 2007. In principle, we welcome the determination and the content thereof.

In accordance with the relevant sections of the EPA Acts 1992 and 2003, we wish to object to the proposed determination on a number of grounds and seek clarification of a number of items contained therein. These are as set out hereunder.

Condition 2.2.2.7 Communications Programme: We request the agency to revise the 12 month time allowance to put this programme in place down wards to 3 months from the date of grant of the licence. We have genuine concerns that information relating to the environmental performance of the facility will not be made available on site to the general public. This will necessitate calls to the Regional Inspectorate at Inniscarra in the interim, notwithstanding what may be provided by way of the installation of a notice board as per Condition 3.3.2.

Condition 2.2.2.8 Maintenance Programme: - we request the Agency to amend this condition to include for the documented recording of all maintenance undertaken - both scheduled and unscheduled. In addition, we would suggest that the licensee be required to furnish at the commencement of each license year, a programme of planned maintenance for the facility. This will enable the Agency to monitor actual maintenance versus planned maintenance and ensure the environmental performance of all infrastructure on site.

Condition 3.9 Noise Mitigation Measures: in particular, condition 3.9.6, which states "*There shall be no deliveries to the site during night time hours*" (22:00 – 8:00). We have a concern that vehicles may be instructed to queue initially on the roadway to exacerbate the traffic issues. No provision has been made for this situation. We also seek clarification and confirmation that this condition relates to all deliveries to site and not just deliveries of milk. We would further ask the Agency to extend this condition to prevent the despatch of material outwards from the facility during night time hours or the despatch of waste materials from the facility during nighttime hours.

Finally, we ask the agency to require that a fully manned and operational weighbridge be

provided on site, recording in real time and to be calibrated every 3 years with the necessary weighbridge requirements be also conditioned as part of the infrastructural development required under the proposed determination on site.

Condition 4.5, Noise and Schedule B4: Schedule B4 footnote thereof makes reference to noise sensitive locations.

Condition 4.5 also makes reference to noise monitoring at noise sensitive locations. However, nowhere in the licence is reference and clarification of these locations provided. We respectfully suggest that these locations shall include the 4 residences along the western boundary of the facility, Mr Patrick Mahony's dwelling to the south of the facility and Mr Patrick Murphy's dwelling to the east of the facility. We welcome the quarterly monitoring frequency imposed by the proposed determination.

It should be noted that Table C5 makes reference in the location column, to condition 6.14 with respect to the 4 environmental parameters to be measured as part of air monitoring on site. However, condition 6.14 relates to storm water and daily visual inspections thereof at the facility. There appears to be a significant error and **typographical error** in this table.

Condition 6.16 Dust Monitoring and Table B5, Schedule B: Again our comments about sensitive locations apply to this condition we would suggest subject to landowners agreement that dust monitoring be undertaken on a quarterly basis at each of the 4 residences along the western boundary of the facility, Mr Patrick Mahony's dwelling and lands to the south of the facility and Mr Patrick Murphy's dwellings and lands to the east of the facility.

We further note **another error / typographical error** in connection with Table B5, Schedule B. This table makes reference to condition 6.15. However 6.15 deals with the requirement for a hydrogeological investigation at the facility.

Table C5, Air Monitoring, Schedule C, Page 37

We note that this table proposes daily odour patrol and monitoring at 4 boundary locations and sensitive receptors we again suggest that the 6 dwellings referred to previously be obliged for these daily inspections. We further request that the staff member(s) undertaking this patrol would have the approximate environmental and occupational health screening pre commence and on an annual basis to ensure that their olfactory senses are appropriate to the monitoring in hand.

Table C5, Receiving Water Monitoring, Page 38

We note that it is proposed to undertake a rating of water quality on an annual basis at Lee Bridge and Bealnaglashin Bridge. We respectfully suggest that Lee Bridge be replaced by Macloneigh Bridge, 1Km north / north west of the facility in order to provide a more accurate picture of any potential impact activities on site may be having on water quality of the receiving water, which has a salmonid water designation.

Condition 11.4, Environmental Complaints: We request an amendment to this condition. We request that the licence provide a written response to all complaints within days and a detail follow up response including any remedial actions and corrective actions taken within 7 days or with several time as necessary and as notified to the complainant.

We would ask the Agency to consider each of the above items in detail. In accordance with Article 29 of EPA (Licensing) Regs 1994 to 2004 and section 99A of the EPA acts 1992 and 2003, we enclose a fee of € 126.00 with this objection.

Kind Regards,

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Padraig Creedon, Castleview, Macroom
Patrick O'Mahony, James East Macroom
Frank de Blaton, Inchingshane, Macroom
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