Our Ref: PL 16.229487
P.A.Reg.Ref: 08/170
Your Ref: EPA

Environmental Protection Agency
Agency
0 3 DEC 2008

An Bord Pleanála

Environmental Protection Agency,
The Licenses Unit, P.O.Box 3000,
Public Office Headquarters,
Johnstown Castle Estate,
Co. Wexford.

0 2 DEC 2008

Appeal Re: Amend previously permitted gas terminal (03/3343) for reception/ separation of gas, a peat deposition site in the townlands of Bangor Erris, Srahmore and Attavally, all associated site works. Bellagelly South, Bellanaboy Bridge, Co. Mayo.

Dear Secretary,

An order has been made by An Bord Pleanála determining the above-mentioned appeal under the Planning and Development Acts 2000 to 2007. A copy of the order is enclosed.

In accordance with section 146(3) of the Planning and Development Act 2000, the Board will make available for inspection and purchase at its offices the documents relating to the appeal within 3 working days following its decision. In addition, the Board will also make available the Inspector's Report and the Board Direction on the appeal on its website (www.pleanala.ie). This information is normally made available on the list of decided cases on the website on the Wednesday following the week in which the decision is made.

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Yours faithfully,

Carmel Morgan
Executive Officer
Direct Line:

Encl:

BP 100n.ltr

64 Sráid Maoilbhríde,
Baile Átha Cliath 1.

Tel: (01) 858 8100
LoCall: 1890 275 175
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64 Marlborough Street,
Dublin 1.

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An Bord Pleanála

Na hAchtanna um Pleanáil agus Forbairt 2000 go 2007

Contae Mhaigh Eo

Uimhir Thagartha i gClár Pleanála: P08/170

Uimhir Thagartha an Bhoird Phleanála: PL 16.229487

ACHOMHARC ó Monica Muller agus Peter Sweetman Ó Ros Dumhach Theas, Béal an Átha, Contae Mhaigh Eo in aghaidh an chinnidh a rinne Comhairle Chontae Mhaigh Eo ar an 13ú lá de mhí Bhealtaine, 2008 cead faoi réir coinníollacha a thabhairt do Shell E agus P Ireland Limited faoi chúram Tom Phillips and Associates ó The Chancery, 3-10 Lána na Seansaireachta, Baile Átha Cliath de réir pleananna agus sonraí a taisceadh leis an gComhairle sin.

APPEAL by Monica Muller and Peter Sweetman of Rossport South, Ballina, County Mayo against the decision made on the 13th day of May, 2008 by Mayo County Council to grant subject to conditions a permission to Shell E and P Ireland Limited care of Tom Phillips and Associates of The Chancery, 3-10 Chancery Lane, Dublin in accordance with plans and particulars lodged with the said Council.

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AN FHORBAIRT BHEARTAITHE: Forbairt ina bhfuil athruithe ar críochfórt gáis a bhí ceadaithe theana féin chun gáis a ghlacadh agus a dheighilt ón bhFaiche Gáis na Coirribe i mbaile fearann Bhéal an Ghoile Theas, Droichead Bhéal an Átha Buí, Contae Mhaigh Eo agus suíomh ina mbeidh móinte sil-leagtha i mbailte fearainn Srath Mór agus Áit an Bhaile, Baingear, Contae Mhaigh Eo (an 'príomh cead pleanála',- uimhir thagartha an Bhoird Phleanála PL 16.207212, uimhir thagartha i gclár pleanála P03/3343). Beidh athruithe i gceist maidir leis an bhforbairt atá beartaithe mar gheall ar cuid don chríochfort gáis amháin atá ceadaithe faoin bpríomh cead pleanála agus, go háirithe, ar na Foirgnimh Riaracháin Chothabhála agus Coimpléasc Saotharlainne agus a gcuid timpeallactaí, Foirgneamh Rialúcháin, Foirgneamh Cóireála Fuíolluisce, Bealach isteach Thoir Thiar agus Drioglann Meatánóil. San áireamh mar gheall ar na hathruithe atá beartaithe maidir leis na foirgnimh Riaracháin Chothabhála agus Coimpléasc Saotharlainne agus a gcuid timpeallactaí tá sé i gceist leibhéal an úrláir críochnaithe na bhfoirgneamh a ardú ón leibhéal ceadaithe 34.250 m AOD, go dtí 35.000 m AOD; chun síneadh 37 méadar cearnaithe, nó timpeall mar sin, a chur ar fáil agus chun Bloic F a ardú le 300 milliméadar; athruithe inmheánacha beaga a chur i bhfeidhm ar Bloic A, G agus E, leasuithe a chur i bhfeidhm ar na hingearchlónna don Bhloic B, G agus E agus leasuithe a chur faoi bhun ar cóiriú na bhfuinneog don Bhoic B agus E, doras éalaithe a sholáthar ar an gcosán nasctha idir Bloic B agus E, mias satailíte agus areóg a chur

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ar díon Bhloic E mar gheall ar cúrsaí cumarsáide, trí múchán agus gaothaire a chur ar Bloic F; leibhéal idirurlár a sholáthar i mBloic G chun úsáid teileachumarsáide a bhaint as; geataí luasctha a sholáthar agus bacainní a ardú in áit na geataí sleamhnaithe atá ceadaithe a thógaint in aice le Bloic A; bealach isteach casta mar gheall ar coisithe agus bealach isteach chathaoireacha rothaí in aice leis na geataí ag Bloic A; seirbhísí faoi thalamh atá ceadaithe a athaistriú os cionn talún díreach ó dheas, thoir agus thiar do na foirgnimh Riaracháin Chothabhála agus Coimpléasc Saotharlainne agus iad ceangailte leis na seirbhísí atá beartaithe i gcomhair an thaoibh thiar don bhealach isteach Thuaidh Theas (mar a bhí curtha san áireamh san uimhir thagartha i gclár pleanála 07/3322) leasú a chur i bhfeidhm ar leibhéal fáil slándála díreach atá ó dheas, thoir agus thiar don fhoirgnimh Riaracháin Chothabhála agus Coimpléasc Saotharlainne i dtreo go mbeidh sé ag dul i ngleic leis na comhrianta tailte nádúrtha; idircheapóir pheitril a thógaint ag dul ó thaobh dheas an charrchlóis; umar seipteach agus caidéal a bhogadh a bhí beartaithe chun na bhfoirgneamh Riaracháin Chothabhála agus Coimpléasc Saotharlainne agus an Fhoirgneamh Rialúcháin a sheirbhísiú ag teacht aneas an charrchlóis ag dul ó thuaidh an charrchlóis (ar oirthear Bhloic A); umar seipteach agus caidéal nua a thógaint ar oirthear an Fhoirgnimh Rialúcháin (Bloic C); agus chun na modúl Puraflo agus áit síothlaithe a athaistriú ón suíomh a bhí ceadaithe cheana féin go dtí taobh theas an charrchlóis go dtí suíomh nua ar an taobh oirthir an charrchlóis. Maidir leis na hathruithe atá beartaithe don Fhoirgneamh Rialúcháin (Bloic C) cuirtear san áireamh athruithe bheaga inmheánacha chun seomra HVAC atá ceadaithe a mhéadú; doras seachtrach ar an ingearchló dheisceartach a athbhogadh; póirse iata a sholáthar ar an ingearchló thuaisceartach; airde an dín a laghdú le timpeall 660 milliméadar agus chun claon an dín a athrú; mias satailíte agus areóg a chur ar an díon mar gheall ar cúrsaí cumarsáide. Maidir leis na hathruithe atá beartaithe don Foirgneamh Cóireála Fuíolluisce cuirtear san áireamh - chun síneadh timpeall 22 méadar cearnaithe a sholáthar don ingearchló Oirthearach chun iniamh slí amach staighre a chur ar fáil, chun iniamh slí amach staighre ar an ingearchló thuaisceartach a bhí ceadaithe a shíneadh le ceithre mhéadar, leasaithe a chur i bhfeidhm ar an leagan amach inmheánach san áireamh 66 timpeall breis méadar cearnaithe a sholáthar, spás urláir ar an gcéad úrlár, athruithe a chur i bhfeidhm ar gach ingearchló chun dhá breise ghaothaire díon a chur ar fáil; dhá cheann phainéil inaistrithe, doirse dúbailte agus bíoma bhealaigh ar leibhéal an chéad urláir, cúig cinn ghráta aerála, doras singil amháin, dhá cheann doirse dúbailte agus trí cinn comhla rollóir doirse leitreach atá go léir ar an mbun-urlár, agus chun dorais singil a bhí ceadaithe cheana féin a bhaint amach agus doras chun na leoraithe a ligint isteach; leagan amach a atheagrú mar gheall ar na gléasraí agus trealaimh atá lonnaithe ar an taobh díreach theas don fhoirgneamh, san áireamh áit ar an taobh thiar ina mbeidh feithiclí ag casadh a mhéadú, airde an umair stóir aoil a ardú ó 4.6 méadar go 9.8 méadar agus a colbhaí a thógaint timpeall na háite gléasra agus trealaimh; umar uisce atá ceadaithe a athaistriú ó thaobh thuaisceartach an fhoirgnimh go dtí áit ar an gcúinne thoir thuaidh an fhoirgnimh; umar stóráilte Scagacháin Ultra Perméat (SU) atá ceadaithe a athaistriú ón áit ó dheas an fhoirgnimh go dtí áit nua ar an taobh thuaisceartach an fhoirgnimh a bheidh in aice leis na humair Nana Scagacháin (NS) Perméat agus Scagacháin Stóráilte; bunda a bheidh 750 milliméadar ar airde a thógaint timpeall na n-umar SU, NS agus Scagacháin Stóráilte; agus chun trí cinn sciorradh scagacháin charbóin in-athchúrsáilte, a bheidh 7.1. méadar ar airde, a bheidh lonnaithe ar an taobh iartharach an fhoirgnimh (ní bhaintear úsáid ach as dhá cheann ag aon am). Cuirtear san áireamh mar gheall ar na leasaithe atá beartaithe maidir leis an mbealach isteach Thiar Thoir –

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chun léibhéil an bhóthair atá ceadaithe a ardú, lintéir a thógaint ar thaobh na bóithre, áit droichid meáite ar an taobh thuaidh an charrchlóis a mhéadú, bealach isteach don charrchlós atá ceadaithe agus an bóthar rochtana a bhaineann leis a athaistriú agus naoi spás breise a chur ar fáil i gcomhair gluaisteán. Cuirtear san áireamh mar gheall ar na leasaithe atá beartaithe maidir leis an Drioglann Meatánóil ceithre ardán breise chun rochtain a chur ar fáil. Cuirtear san áireamh san fhorbairt atá beartaithe oibreacha laithreáin agus tírdhreacha a ghabhann leis an bhforbairt. Beidh na leasaithe atá beartaithe á chur i bhfeidhm ar suíomh ina mbeidh sé riachtanach ceadúnas um Rialú Comhtháite ar Thruailliú a fháil maidir le gníomhú ceadaithe faoi Achtanna Gníomhaireachta um Chaomhnú Caomhnú Comhshaoil, 1992 go 2003. Chomh maith le sin tá Airtegail 6 agus 7 um Rialacháin na gComhphobal Eorpach Rialú Guaise Tionóiscí Suntasacha (Substaintí Contúirteacha i gceist), 2000 ag baint leis an suíomh iarratais iomláin freisin.

PROPOSED DEVELOPMENT: Development comprising amendments to a previously permitted gas terminal for the reception and separation of gas from the Corrib Gas Field in the townland of Bellagelly South, Bellanaboy Bridge, County Mayo and for a peat deposition site in the townlands of Srahmore and Attavally, Bangor-Erris, County Mayo (the 'parent permission'-, An Bord Pleanála appeal reference number PL 16.207212, planning register reference number P03/3343). The proposed development will consist of amendments to the permitted gas terminal element of the 'parent permission' only and, in particular, to the Administration, Maintenance and Laboratory Complex Buildings and their curtilage, Control Building, Waste Water Treatment Building, East West Access Road and Methanol Still. The amendments proposed to the Administration, Maintenance and Laboratory Complex Buildings and their curtilage include: the raising of the finished floor level of all buildings from their permitted level of 34.250 m AOD; to 35.000 m AOD; the provision of a 37 square metres, approximately, extension and increase in height of 300 millimetres to Block F; minor internal layout changes to Blocks A, G and E; revisions to the elevations of Blocks B, G and E and revisions to the fenestration of Blocks B and E; the provision of an escape door to the link walkway between Blocks B and E; the provision of a satellite dish and aerial on the roof of Block E for communications purposes; the provision of three number flues and a ventilation grill to Block F; the provision of a mezzanine level in Block G for use as a telecoms room; the provision of swing gates and raising barriers instead of the permitted sliding gates adjacent to Block A; the provision of pedestrian turnstile access and wheelchair access adjacent to the gates at Block A; the relocation of permitted services from below ground to above ground immediately to the south, east and west of the Administration, Maintenance and Laboratory Complex Buildings and connecting to services proposed for the west side of the North South Access Road (as included in planning register reference number 07/3322); amendment to the level of the security fence immediately to the south, east and west of the Administration, Maintenance and Laboratory Complex Buildings such that it will now follow the natural ground contours; the addition of a petrol interceptor to the south of the car park; relocation of the septic tank and pump chamber servicing the Administration, Maintenance and Laboratory Complex Buildings and Control Building from south of the car park to the north of the car park (east of Block A); the addition of a new septic tank and pump chamber to the east of the Control Building (Block C); and the relocation of the Puraflo modules and percolation area from their previously permitted position to the south of the car park to a new location east of the car park. The amendments proposed

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to the Control Building (Block C) include: minor internal modifications to enlarge the size of the permitted HVAC room; the relocation of an external door on the southern elevation; the provision of an enclosed porch on the northern elevation; a reduction in the height of the roof by approximately 660 millimetres and alteration of the roof pitch; and the provision of a satellite dish and aerial on the roof for communications purposes. The amendments proposed to the Waste Water Treatment Building include:- the provision of a 22 square metres, approximately, extension to the eastern elevation in order to provide an escape stair access enclosure; the extension of the previously permitted stair access enclosure on the northern elevation by some four square metres; amendments to the internal layout of the building including the provision of an additional 66 square metres approximately, floor space at first floor level; revisions to all elevations providing for two number additional roof vents, two number removable panels, double doors and a runway beam at first floor level, five number additional ventilation grills, one number single door, two number double doors and three number electrically operated roller shutter doors all at ground floor level, and the removal of a previously permitted single door and lorry access doorway; reorganisation of the layout of the plant and equipment in the area immediately south of the building, including the enlargement of the adjoining vehicle turning area to the west, increasing the height of the permitted lime silo tank from 4.6 metres to 9.8 metres and the installation of kerbing around the plant and equipment area; repositioning of a permitted water storage tank from north of the building to a position at the northeast corner of the building; relocation of a permitted Ultra Filtration (UF) Permeate storage tank from the area to the south of the building to a new location to the north of the building adjacent to permitted Nano Filtration (NF) Permeate and Filtrate Storage tanks; the construction of a 750 millimetres high bund around the UF, NF and Filtrate Storage tanks; and provision of three number Recyclable Carbon Filter Skids, measuring some 7.1 metres high, to the west of the building (only two of which will be in use at any time). The amendments proposed associated with the principal East West Access Road include:- raising the permitted levels of the road, the addition of road side gullies, enlargement of the weighbridge area to the north of the car park, relocation of the permitted car park entrance and associated access road, the raising of the permitted levels of the car park and provision of nine number additional car parking spaces. The amendments proposed to the Methanol Still include the provision of four number additional access platforms. The proposed development also includes for all associated ancillary site development and landscaping works. The proposed amendments are to occur on a site where a permitted activity requires an Integrated Pollution Prevention and Control Licence under the Environmental Protection Agency Acts, 1992 and 2003. Allied to this, Articles 6 and 7 of the European Communities Control of Major Accident Hazards (involving Dangerous Substances) Regulations, 2000 also apply to the overall application site.

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CINNEADH/DECISION

CEAD A THABHAIRT don fhorbairt beartaithe thuasluaite de réir pleananna agus sonraí thuasluaite mar gheall ar na cúiseanna agus tuisceanna atá ráite thíos agus faoi réir an choinníll a shonraítear seo leanas.

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GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the condition set out below.

NA hÁBHAIR CURTHA SAN ÁIREAMH/MATTERS CONSIDERED

Ag déanamh a gcinneadh, thug an Bord aird do na nithe úd a raibh dualgas orthu, de bharr na n-Achtanna um Pleanáil agus Forbairt agus na Rialachán arna déanamh fúthu, aird a thabhairt dóibh. San áireamh bhí aon aighneacht agus tuairim a fuair an Bord faoi réir forálacha reachtúla.

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

CÚISEANNA AGUS TUISCEANNA/REASONS AND CONSIDERATIONS

Nuair a tugtar aird ar:

(a) an stair pleanála ag baint leis an suíomh chríochfoirt,

(b) tábhachtach straitéiseach na forbartha atá beartaithe i gcomhthéacs náisiúnta agus áitiúla;

(c) na polasaí náisiúnta atá leagtha amach sa Phlean Forbartha Náisiúnta 2007 – 2013, sa Straitéis Spáis Náisiúnta 2002-2020, sa Straitéis Athrú Aeráide Náisiúnta na hÉireann 2000 agus ag tabhairt airde ar pholasaí an Rialtais mar gheall ar chúrsaí fuinnimh,

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(d) na spriocanna mar atá siadsan leagtha amach in Alt 3.1.3 sa Phlean Forbartha an an Limistéir atá reatha, agus

(e) na leasaithe agus athruithe atá beartaithe agus iadsan de shaghas mionnádúr,

meastar, agus í curtha i gcríoch de réir an choinníll atá leagtha amach thíos, nach ndéanfadh an fhorbairt bheartaithe díobháil mór don áiseanna an limistéir nó do mhaoin sa chomharsanacht, go mbeadh sí inghlactha maidir le cúrsaí sabháilteachta tráchta agus áisiúla agus nach mbeadh sí ag dul in aghaidh ar shláinte an phobail. Dá bhrí sin, bheadh an fhorbairt bheartaithe ar aon dul le pleanáil cuí agus forbairt inchothaithe an limistéir.

Having regard to:

(a) the planning history relating to the terminal site,

(b) the strategic importance of the proposed development both nationally and regionally,

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(c) the national policies expressed in the National Development Plan 2007 – 2013, the National Spatial Strategy 2002 – 2020, the National Climate Change Strategy for Ireland 2000 and government policy in relation to energy supply, and

(d) the objectives set out in section 3.1.3 of the current Development Plan for the area, and

(e) the relative minor nature of the alterations and modifications proposed,

it is considered that the proposed development, subject to compliance with the condition set out below, would not seriously injure the amenities of the area or of property in the vicinity, would be acceptable in terms of traffic safety and convenience and would not be prejudicial to public health. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

COINNÍOLL/CONDITION

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Cuirfear an fhorbairt bheartaithe i gcríoch de réir na gcoinníollacha iniata leis an cead a bhí faighte faoi uimhir thagartha an Bhoird Phleanála PL 16.207212 ach amháin sa mhéid atá leasaithe chun cloí leis na forálacha atá leagtha amach sna pleananna a fhaightear leis an iarratas seo.

Cúis: Ionas go mbeadh sí ar aon dul leis an bhforbairt a bhí ceadaithe cheana féin.

The proposed development shall be carried out in accordance with the conditions attached to the permission granted under An Bord Pleanála appeal reference number PL 16.207212 except as amended to conform with the provisions indicated in the plans lodged in connection with this application.

Reason: To ensure consistency with the development as previously permitted.

Máire Mac Mahon

Ball den Bhord Pleanála a bhfuil údarás aici séala an Bhoird a fhíordheimhniú.

Dátaithe ar an gcéad **lá seo de** Nollag**, 2008.**

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