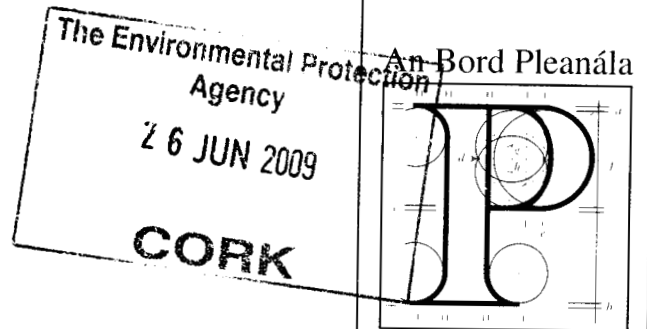


Marie O'Conner
Environmental Protection Agency
Regional Inspectorate,
Inniscarra,
Co. Cork.



Date: 25 JUN 2009

Re: Proposed Wastewater Treatment Plant at Shanbally, County Cork.

Dear Madam,

An order has been made by An Bord Pleanála determining the above-mentioned case. 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 decision 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 decision 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.

If you have any queries in relation to the matter please contact the undersigned officer of the Board.

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

Yours faithfully,

Luke Ryan
Executive Officer

Encl:

For inspection purposes only. The consent of copyright owner required for any other use.



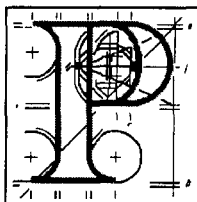
Quality through Accessibility

64 Sráid Maoilbhríde,
Baile Átha Cliath 1.

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LoCall: 1890 275 175
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email: bord@pleanala.ie

64 Marlborough Street,
Dublin 1.

An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 to 2007

Cork County Council

APPLICATION by Cork County Council for approval under section 226 of the Planning and Development Acts 2000 to 2007 in accordance with plans and particulars, including an environmental impact statement, lodged with the Board on the 10th day of March, 2008.

PROPOSED DEVELOPMENT: Construction of a wastewater treatment plant as part of the development of Cork Lower Harbour Sewerage Scheme which includes upgrading of the existing waste water collection systems in the lower harbour area and construction of a marine pipeline crossing at Shanbally, Carrigaline, County Cork.

DECISION

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

MATTERS CONSIDERED

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.

REASONS AND CONSIDERATIONS

Having considered the submissions and observations made in respect of the proposed development, and having regard also to:

- (a) the requirements of the Urban Wastewater Directive (91/271/EEC),
- (b) the provisions of the Water Framework Directive (2000/60/EC),
- (c) the provisions of the Cork Area Strategic Plan 2001 – 2020,

4. The odour level emanating from the site of the proposed wastewater treatment plant shall not exceed 3 Ou M/ m³ at the 98th percentile of hourly averages at the site boundary of the wastewater treatment plant and at all sewage pumping stations.

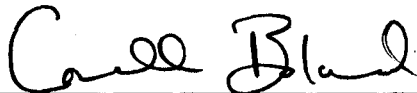
Reason: To mitigate odour impacts.

5. A suitably qualified archaeologist shall be engaged to:
- (a) carry out monitoring of all site investigation and excavation works in relation to the wastewater treatment plant, and pumping stations and the pipeline routes including the marine pipeline route,
 - (b) provide satisfactory arrangements for the recording and removal of any archaeological material which may be considered appropriate to remove,
 - (c) advise on such measures as may be necessary to ensure that any damage to remaining archaeological material is avoided or minimised.

Reason: To conserve the archaeological heritage of the area likely to be affected by the proposed works and to secure the preservation of any remains there.

6. The South Western Regional Fisheries Board shall be consulted in relation to all crossings of watercourses by pipelines and the marine pipeline crossing as part of the detailed design of the works.

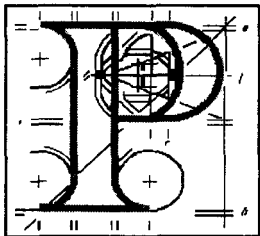
Reason: To protect aquatic ecology.



**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this 24th day of June 2009.

An Bord Pleanála



Board Direction

Ref: 04.YA0005

The submissions on this file and the Inspector's report were considered at a further Board meeting held on 17th June 2009.

The Board decided to approve the proposed development, generally in accordance with the recommendation of the Inspector, as per amendments set out on the attached copy of the draft order.

Note: the Board noted the Inspector's proposed Condition 1 and concerns expressed in section 5.11 of his report in relation to the separation of foul and surface water flows in Cobh. However the Board was satisfied that the proposals of Cork County Council (as set out in the EIS and further information received by ABP on 15th September 2008) would lead to compliance with the published guidelines in relation to storm water overflows. In this regard the Board noted the undertaking by Cork County Council to the provision of a separate surface water collection system in Cobh. Therefore imposition of the proposed Condition 1 was not deemed necessary.

Board Member

Conall Boland

Date 18th June 2009

Copy of Direction Sheet to issue with Order.