

**PER REGISTERED POST**

Mr Michael McEniry,  
NRGE Ltd.,  
Mooresfort,  
Lattin,  
Co Tipperary.

P11/753

26<sup>th</sup> June 2012

**RE: Planning Permission to expand existing pig farm, extension to farrowing house, fattening house, new farrowing house, new dry sow houses, new weaner house, fattening house, manure collection tank, additional feed bins, demolition of weaner houses 5 & 6 and 2 manure tanks, biogas plant, 2 geomembrane lined manure storage basins, 1 fibre store, 3 feed tanks, reception building, bays, plant building, pasteurisation tanks, weighbridge and associated site works to produce renewable energy and fertilizer at Levally, Ballinrobe, Co Mayo – John Sheridan.**

Dear Mr McEniry,

Further to our letter dated 19<sup>th</sup> January 2012 and subsequent letter and your response received 3<sup>rd</sup> May 2012 you are now requested to clarify the following:

1. In relation to item no. 1, the applicant is requested to relocate the proposed entrance to the south end of the site frontage subject to the applicant submitting written permission from his neighbour (to remove existing hedge/bushes for approximately 24m south along the edge of the road as far as his neighbours farm entrance gate) and also submitting a drawing showing the achievable sight lines from the relocated access.
2. In relation to item no. 2, on drawing No.025 Rev2 showing the junction of the L-56391 and the R331 the applicant has shown a section of boundary wall on the south side of the junction to be setback. This is not adequate, as it does not achieve the necessary sight lines at the junction in the southern direction. In addition to this the applicant needs to address the sight visibility lines on the northern side of the junction also. The applicant shall contact the Road Design Office prior to submitting any clarification of Further Information. The sight visibility lines shown on Drawing No. 025 Rev2 were illegible and the vertical section was not very clear. Any new drawings submitted shall clearly show the sight visibility lines and any sections shall be made clearer and easier to understand.
3. In relation to item no. 6, please show the proposed landscaping scheme on a site layout plan.

4. In relation to item no. 11, Mayo County Council is of the opinion that this is a commercial development as the excess power will be exported as stated in the Environmental Impact Statement submitted with the application. Therefore, please submit the required commercial fee.
5. In relation to item no. 1 (of letter no. 2), the response states that the planning application number was P99/2416 however this planning application reference number is for the construction of a dwelling house. The EIS states that the piggery was granted planning permission for a 200 sow integrated unit at the site in 1987, please provide the details and the planning reference number for this planning application.
6. In relation to item no. 7 (of letter no. 2), surface water quality sampling results for two samples taken on the 31<sup>st</sup> January 2012 were submitted however the further information response is not satisfactory as the map of the sample locations and the interpretation of the analytical data that was requested was not submitted. Please submit the results of the analysis, with a map of the sample locations, and an interpretation of the analytical data.
7. In relation to item no. 8 (of letter no. 2), clarification and proposals is required with regard to placement of temporary bales of straw at a number of locations along the length of proposed diverted watercourse and also the main water course to allow for the sedimentation of suspended solids.
8. In relation to item no. 10 (of letter no. 2), it is stated in the further information response that the depth of the pit for the lined storage basins depends upon the groundwater level and that the groundwater level is high and therefore it is proposed to excavate the central area of the proposed site to approximately 2.0m deep. Please clarify this information by providing the details of the site investigations to determine the groundwater level, bedrock depth and subsoil type at the proposed locations for the lined storage basins. The site investigations should also take into account the ground below the proposed lined storage basins where the leak detection perforated pipe work is proposed to be located to ensure that it is above the groundwater table.  
A specialist lining contractor should be consulted in accordance with DAFM Minimum Specification for Geomembrane Lined Slurry/Effluent Stores and Ancillary Works (S126).
9. In relation to item no. 14 (of letter no. 2), no response has been received in relation this item. The EIS section on 'Pig Manure' refers to a NMP 2010 report which contains confidential information and that it is attached in a folder clearly marked 'CONFIDENTIAL'. Please clarify this section of the EIS as the folder or report was not submitted as part of the application.
10. In relation to item no. 20, (of letter no. 2), the response to the further information received stated that the *'screening was done to eliminate/to assess the need for and in this case eliminate an Appropriate Assessment from the consideration of the project.'*  
It is considered that the information provided with regard to the 'Appropriate Assessment Screening' is therefore not satisfactory as AA Screening. Please clarify whether a qualified ecological specialist, with the assistance of a hydrogeologist where necessary, determined under Article 6(3) of the Habitats Directive whether Appropriate Assessment was necessary with regard to the proposed site and also the proposed spread land areas as they are an important part of the proposed development. It is noted that there are

SAC's/SPA's in the area of the proposed site and also, in particular, in close proximity to the proposed spread lands.

The Appropriate Assessment Screening as a minimum should involve the following process:

- Description of the project and local site area characteristics (including spread lands).
- Identification of relevant Natura 2000 Sites and compilation of their qualifying interests and conservation objectives.
- Assessment of the likely effects - direct, indirect or cumulative – undertaken on the basis of available information as a desk study or field survey or primary research as necessary.
- Screening Statement with Conclusions.

Pending receipt of the above, further consideration of this application is deferred.

Yours sincerely,

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**MARY KILLORAN COYNE, A.O.**  
**PLANNING SECTION.**

**Copy to: Mr John Sheridan, Levally, Ballinrobe, Co Mayo.**

**LJ/FF**

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