

Liz Leacy

From: Ana Bolger
Sent: 02 September 2015 09:53
To: Liz Leacy; Pamela McDonnell; Michael McDonagh
Subject: FW: Application for an Industrial Emissions Licence P0990-01 Fay Pig Farms Limited, Pollabane, Cavan - Section 87(1D)(a) notice to to Cavan Co Co
Attachments: Notice to Cavan CoCo..pdf; 14-83 Fay Pig Farms Ltd EPA req for info (amended).doc; Decision Planning Conditions.djvu

See response from Cavan County Council to Section 87(1D)(a) notice.

Thanks

Ana

From: Allison Treanor [mailto:atreanor@cavancoco.ie]
Sent: 01 September 2015 17:13
To: Ana Bolger
Cc: David Barry; Sean Guider; Marice Galligan; Eve Harrison; Diane McEnerney; Colm O'Callaghan
Subject: FW: Application for an Industrial Emissions Licence P0990-01 Fay Pig Farms Limited, Pollabane, Cavan - Section 87(1D)(a) notice to to Cavan Co Co

Ana

Please refer to the attached word document which is in response to your e-mail below and the attached pdf. Furthermore, I have attached the Planning Conditions imposed by CCC for your info.

As per my report attached –

In conclusion, it is my opinion that the activity to which the licence application relates is permitted by the planning permission granted for the site given that the EIS submitted with the planning application detailed the following numbers which is in line with the current IED application to the EPA –

- 1,500 Weaners
- 6,000 Production Pigs (i.e. any pig over 30kg in weight which is being fattened for slaughter)
- Stock numbers on-site may vary +/- 10.

Regards

Allison Treanor
 A/Senior Executive Scientist
 Environment Section
 Cavan County Council
 049 437 8486

From: Ana Bolger [mailto:a.bolger@epa.ie]
Sent: 28 August 2015 16:06
To: David Barry; Colm O'Callaghan
Cc: Bernie Smith
Subject: FW: Application for an Industrial Emissions Licence P0990-01 Fay Pig Farms Limited, Pollabane, Cavan - Section 87(1D)(a) notice to to Cavan Co Co

Dear Mr. Barry/Mr. O'Callaghan

I refer to the notice attached which was sent to Mr. Ger Finn on 31st July 2014 and then to Mr. John Brannigan on 22nd July 2015, who was Mr. Finn's replacement.

To date, the Agency has not received a response. It should be noted that a response is required even in the event that you have no comment to make. In light of this, I would appreciate if you could give this matter your urgent attention and provide the Agency with a response without delay.

For your information and in accordance with **Section 173A(4) of the Planning and Development Act 2000 as amended**, a planning authority **shall** comply with the Agency's request in the attached notification.

Yours sincerely

Ana Bolger
Programme Officer
Environmental Licensing Programme
Office of Climate, Licensing, Research and Resource Use
Environmental Protection Agency
Tel: 0539160600; a.bolger@epa.ie

From: Ana Bolger
Sent: 22 July 2015 12:59
To: jbrannigan@cavancoco.ie
Cc: gfinn@cavancoco.ie; Michael McDonagh; Liz Leacy
Subject: Application for an Industrial Emissions Licence P0990-01 Fay Pig Farms Limited, Pollabane, Cavan - Section 87(1D)(a) notice to to Cavan Co Co

Dear Mr. Brannigan

Please see attached a notification which was sent from the Agency to Mr. Ger Finn on 31st July 2014, in relation to the above referenced licence application. I understand that you have replaced Mr. Finn in his role as Director of Services of Planning. I would appreciate if you could please respond to the Agency's letter as soon as possible.

If you have an questions in relation to this notice, please ring Michael McDonagh, Inspector, on 053 9160600.

Yours sincerely
Ana Bolger

Programme Officer
Environmental Licensing Programme
Office of Climate, Licensing Research & Resource Use

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CAVAN COUNTY COUNCIL
MEMORANDUM

DATE : 1st September 2015

FROM : Allison Treanor, A/Senior Executive Scientist

TO : Colm O'Callaghan, A/Senior Engineer & Marice Galligan,
A/Senior Planner

RE : **Notification under Section 87 (1D)(a) of the EPA Act1992,
as amended.**
Fay Pig Farms Ltd., Pollabane, Cavan, Co. Cavan.
Planning reference number 14/83

The EPA correspondence requests as follows –

The licence application documentation specifies that the capacity of the activity is currently 5,500 weaners/growers and they that propose to increase the capacity at the installation to 7,500 (+/- 10%) production pigs i.e. 8,250 production pigs. The EIS submitted with the licence application specifies the same capacity.

Please state whether the activity to which the licence application relates is permitted by the planning permissions granted for the site, and confirm if the planning permissions granted allows for 8250 production pigs.

An EIS was submitted with the planning application reference number 14/83 and the following pig numbers were detailed in same –

1,500 Weaners

6,000 Production Pigs (i.e. Any pig over 30kg in weight which is being fattened for slaughter)

Stock numbers on-site may vary +/- 10% due to:

- Peaks and troughs in the supply from the breeding herd, resulting from variations in breeding performance and mortality.
- Animal health, mortality and sale weight within the progeny from the time they are transferred to the farm until reaching market weight.
- Weekly factory requirements

The Environment Section assessment of Planning reference number 14/83 noted the following -

- This planning application is for development which requires an IPPC licence from the EPA.
- This application is for the construction of 8 no. weaner/grower houses with underground manure storage tanks and 1 no. ancillary storage shed and all associated site works. This application includes the decommissioning of 6 no. existing pig houses.
- The Environment Section did carry out a site visit as part of this assessment with the following findings:
 - Some buildings were constructed approx. 15 years ago yet there are no planning files associated with these structures.

- The E.I.S refers to the weaners being sourced from a specialised pig breeding farm. This is in fact a facility owned by their own enterprise. According to information on the EPA website the IPPC license for Crocknahattin has been surrendered. Based on the weaner livestock figures being supplied to this unit from Crocknahattin it appears possible that this facility should also be IPPC licensed.
- Based on the current livestock numbers this facility should already be IPPC licensed by the Environmental Protection Agency. Livestock figures are above the threshold set out under the New First Schedule to the EPA Act 1992-2013 i.e. greater than 2,000 places for production pigs which are over 30kg.
- It is evident from Cavan County Council's planning records that this is the first planning application for this site. However, there is extensive development and facilities evident on the site. The retention of same and compliance with the relevant planning and development acts is a matter for the Planner.
- The facility shall not operate at the proposed increased stock numbers until an IPPC licence is in place.
- The EPA should be notified by the Planning Authority of the details of this application and of the Crocknahattin unit.

In conclusion, it is my opinion that the activity to which the licence application relates is permitted by the planning permission granted for the site given that the EIS submitted with the planning application detailed the following numbers which is in line with the IED application to the EPA –

- **1,500 Weaners**
- **6,000 Production Pigs (i.e. any pig over 30kg in weight which is being fattened for slaughter)**
- **Stock numbers on-site may vary +/- 10.**

Allison Treanor
A/Senior Executive Scientist

PLANNING AND DEVELOPMENT ACT 2000 - 2004

NOTIFICATION OF FINAL GRANT

COUNCIL OF THE COUNTY OF CAVAN

TO: Fay Pig Farms Ltd
C/o C.L.W. Environmental Planners Ltd.,
The Mews
23, Farnham Street
Cavan

Planning Register Number: 14/83

Application Receipt Date: 05/03/2014

Further Information Received Date:

In pursuance of the powers conferred upon them by the above-mentioned Act, Cavan County Council have by Order dated 10/04/2014 **GRANTED PERMISSION** to the above named, for the development of land, namely:-
to decommission 6 no. existing pig houses and to construct 8 no. weaner/grower houses and 1 no. ancillary storage shed, in accordance with animal welfare regulations, together with all ancillary structures and all associated site works, on the site of existing pig farm. An Environmental Impact Statement (EIS) will be submitted with this planning application. This application relates to a development, which is for the purposes of an activity requiring a licence under part IV of the Environmental Protection Agency (Licencing) Regulations 1994 to 2013 at Pollabane (or Pullabawn), Cavan, Co Cavan in accordance with the plans submitted with the application.

Subject to the 6 condition(s) set out in the 2nd Schedule and for the reason set out in the 1st Schedule.

Signed on behalf of Cavan County Council.

SENIOR STAFF OFFICER

Date: 20 May, 2014

Note:

It should be noted that an Outline Permission is a permission subject to the subsequent permission of the Planning Authority and that until such subsequent permission has been obtained to detailed plans of the development proposed, the development is **NOT AUTHORISED**. Where Outline Permission has been granted any subsequent application for permission must be made not later than 3 years beginning on the date of the grant of outline permission.

Planning permission granted shall, on the expiration of the period of 5 years beginning on the date of the granting of permission, cease to have effect as regards:-

- (1) In case the development to which the permission relates is not commenced during the period, the entire development and

PLANNING & DEVELOPMENT ACTS 2000 – 2004

PLANNING APPLICATION: Fay Pig Farms Ltd.

REG. NO. 14/83

SCHEDULE 1

It is considered that, subject to compliance with the conditions set out below, the proposed development would not injure the amenities of the area, give rise to a traffic hazard or be prejudicial to public health and would be in accordance with the proper planning and development of the area.

SCHEDULE 2

1. Development shall be carried out in accordance with plans and particulars submitted to and received by the Planning Authority on 05/03/2014 subject to the requirements of the following conditions.

In the interest of proper planning and sustainable development.

2. No surface water from roofs or paved areas shall flow from the site (including entrance area) onto the road adjoining the site but shall be collected by a surface water drainage system and discharged direct to nearby watercourses.

In the interests of public health, traffic safety and amenity.

3. Prior to commencement of the development, the developer shall pay the sum of €8,080 (updated at the time of payment in accordance with changes in the Wholesale Price Index – Building and Construction (Capital Goods), published by the Central Statistics Office) to the Planning Authority as a contribution towards expenditure that was and/or is proposed to be incurred by the Planning Authority in respect of public infrastructure and facilities benefiting development in the area of the Authority, as provided for in the Contributions Scheme for Cavan County made by the Council.

With reference to Section 48 of the Planning & Development Act 2000.

Information Note - Public Water and Waste Water Networks

Connections

On the 1st of January 2014 Irish Water became the statutory body with the responsibility for all water services, both water and waste water. Therefore any persons seeking a connection to any public network, either water or waste water, should make an application directly to Irish Water. A Connection Agreement between Irish Water and the applicant will be required prior to any connection being agreed, and will set out the conditions and charges to be applied to the connection. Details, including availability of application forms, are to be found on the Irish Water website www.water.ie. The agreement of Irish Water must be obtained prior to any works commencing.

4. The disposal and or disturbance of any asbestos sheeting/roofing utilised in the existing farm building structures shall only be carried out in accordance with the appropriate regulations and under the supervision of an appropriately qualified person.

In the interest of public health.

5. The proposed buildings shall be finished in a manner that is consistent in appearance to the existing structures on site.

In the interests of visual amenity.

6. The facility shall not operate at the proposed increased stock numbers until an IPPC licence is in place.

In the interests of public health and amenity.

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Senior Staff Officer.

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