

Geraldine O'Keefe
Planning Department
Kerry County Council
Rathass,
Tralee,
Co. Kerry



Regional Inspectorate, Innesarra
County Cork, Ireland

Cigireacht Réigiúnach, Inis Cara
Contae Chorcaí, Éire

T: +353 21 487 5540

F: +353 21 487 5545

E: info@epa.ie

W: www.epa.ie

LoCall: 1890 33 55 99

17 September 2014

Your Ref: 14/562

**Notification of Planning Application for Brandon products Ltd, Kilcolman, Asdee, Co.
Kerry**

Dear Ms. O'Keefe,

I refer to your email received 09/09/2014 requesting comments from the Agency on the Planning Application for the above referenced development.

An IPPC Licence application was made by Brandon Products Limited (Register No: P0957-01) on the 24th January 2012. The licence application may be viewed on the Agency's website www.epa.ie. Please note that with the 2013 amendment of the EPA Act, the proposed activity is an Industrial Emissions Directive (IED) activity under the Act and the application will therefore be processed under the IE licensing regime.

In accordance with Section 87(2A) of the EPA Acts, 1992, as amended (please refer to the EU (Environmental Impact Assessment) (Integrated Pollution Prevention and Control) Regulations 2012 (S.I. No. 282 of 2012)), the Agency has determined that an EIA is required for the activity to which the above licence application relates. On the 14th January 2013, the Agency requested the applicant to submit an EIS in accordance with Section 87(1)(b) of the EPA Acts (please refer to the EU (Environmental Impact Assessment) (Integrated Pollution Prevention and Control) (No. 2) Regulations 2012 (S.I. No. 457 of 2012). The EIS was submitted on the 5th July 2013. The EIS and licence application were notified to you for your observations in accordance with Section 87(1)(f)(i) of the EPA Acts on the 5th July 2013 and a response from Kerry County Council was received on the 7th August 2013.

The licence application is currently under assessment. All matters to do with emissions to the environment from the activities proposed and the licence application documentation will be considered and assessed by the Agency.

Where the Agency is of the opinion that the activities, as proposed, cannot be carried on, or cannot be effectively regulated under a licence then the Agency cannot grant a licence for such a facility. Should the Agency decide to grant a licence in respect of the activity, as proposed, it will incorporate conditions that will ensure that appropriate National and EU standards are applied, and that Best Available Techniques (BAT) will be used in the carrying on of the activities.

It is noted that an EIS did not accompany the planning application referenced above. Please note that under Section 87(1G)(b) of the EPA Acts 1992, as amended, and Section 173A(5) of the Planning and Development Acts 2000, as amended, (please refer to the EU (Environmental Impact Assessment) (Integrated Pollution Prevention and Control) Regulations 2012 (S.I. No. 282 of 2012)), where a planning authority is obliged under the Planning and Development Acts to make a determination on whether an EIA is required for a development or proposed development, the planning authority shall request the Agency to provide observations to assist its deliberations if the development comprises or is for the purposes of an activity that requires a licence under the EPA Acts, 1992, as amended.

Yours sincerely,



Máire Buckley

Office of Climate, Licensing & Resource Use

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www.brandonproducts.com

*Decided
Issued
15/10/14*

14/562

Brandon Products Ltd

Centrepoint,

Tralee, Co. Kerry, Ireland.

Ph:- 353 66 71 81160

Fx:- 353 66 71 81161

e-mail:- brandon@brandonproducts.com

www.brandonproducts.com

To: Ms. Louise Sexton

Company: Kerry County Council,
Planning Dept.

From Paul Mullins

Date: 13th/Oct/2014

CC:

No Pages: 1 + 2

Subject: Query re-Land Ownership

MESSAGE

Louise

Attached are two pages relating to proof of ownership of the field to the rear of our production facility at Kilcolman, Asdee.

Letter from our solicitors confirming that Brandon Products Ltd own the land shown in folio KY53673F dated November 2013 together with a copy of the same folio with the field marked in red.

Please let me know if you require any further information on this matter.

Regards

Paul Mullins

Copy already on file

13 OCT 2014
PLANNING AUTHORITY
REC NO. *14/562*

RECEIVED

13 OCT 2014

CADOGAN O'REGAN
SOLICITORS

SÉA C CADOGAN, B.C.L. LL.B.

Notar public

BRIAN J. O'REGAN, B.A., LL.B., Dip. Comm Prop

TELEPHONE: (066) 7118307

E-MAIL: info@cador.ie

Doc. Exch. 41007

22 DENNY STREET, TRALEE, CO. KERRY

PRIVATE**Paul Mullins****Brandon Products Ltd.****Centrepont****Tralee, Co. Kerry**Our Ref.: **BOR.P.138**

Your Ref.: _____

Date: **4 November 2013****Re: Purchase at Kilcolman, Asdee, Ballylongford, Co. Kerry**

Dear Paul,

I am pleased to confirm that registration has been completed in the Land Registry and I enclose copy file plan folio KY53673F showing Brandon Products registered as full owner of the property.

I also enclose invoice marked "paid".

I hope that everything was dealt with to your satisfaction and thank you for your valued instructions.

Yours sincerely,


BRIAN O'REGAN**RECEIVED**

13 OCT 2014

PLANNING AUTHORITY

14/562

13 OCT 2014

Application Number: P2013LR056437B

493330 mE, 646610 mN

The Property
 Registrars Authority
 An tÚdarás
 Clárúcháin Maolne

Folio: KY53673F



This map should be read in conjunction with the folio.

Registry maps are based on OSI topographic mapping. Where registry maps are printed at a scale that is larger than the OSI published scale, accuracy is limited to that of the original OSI map scale.

For details of the terms of use and limitations as to scale, accuracy and other conditions relating to Land Registry maps, see www.pral.ie.

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(centre-line of parcel(s) edged)

Freehold

Leasehold

SubLeasehold

Burdens (may not all be represented on map)

Right of Way/Wayleave

Turbine

Pipeline

Well

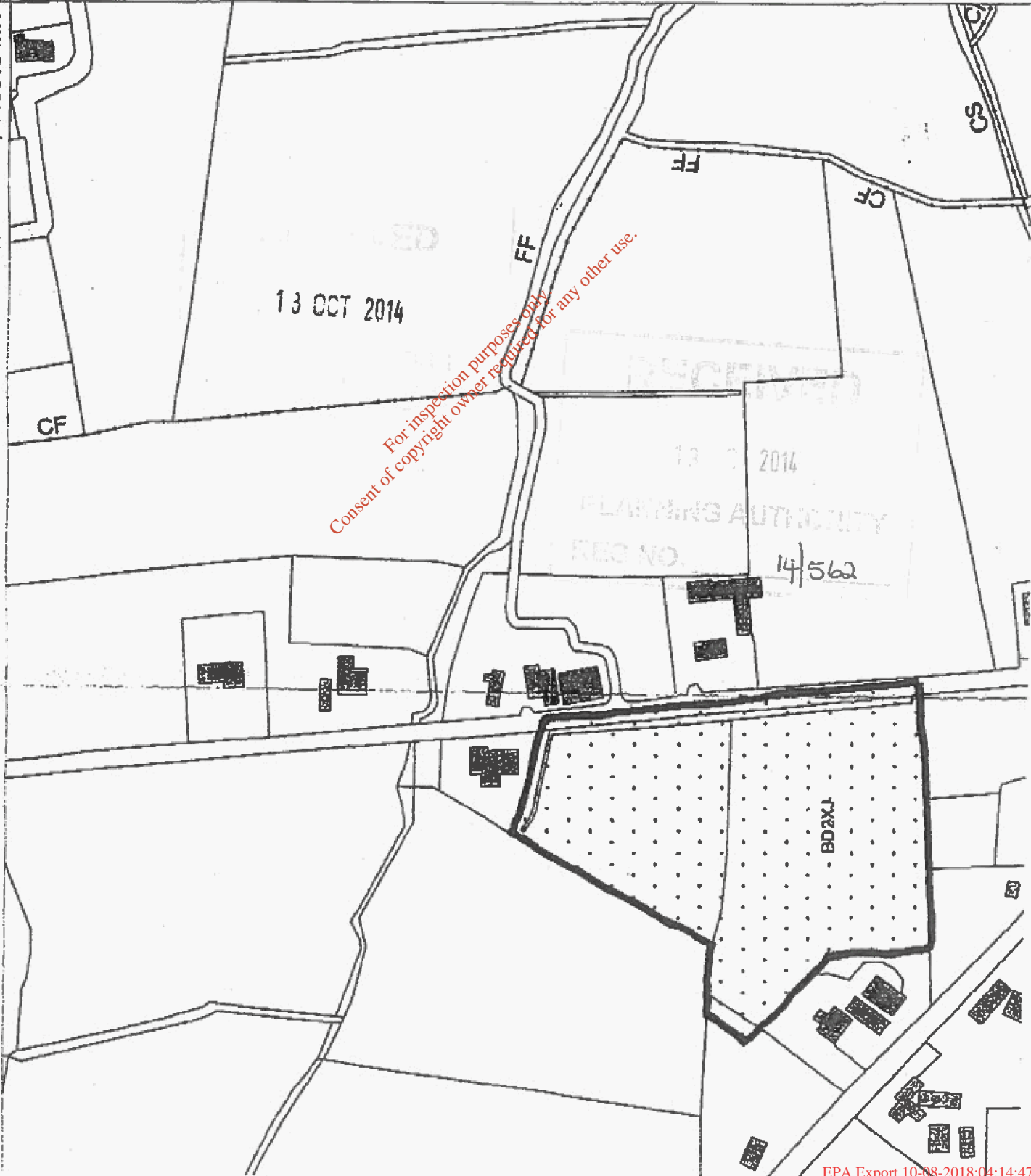
Pump

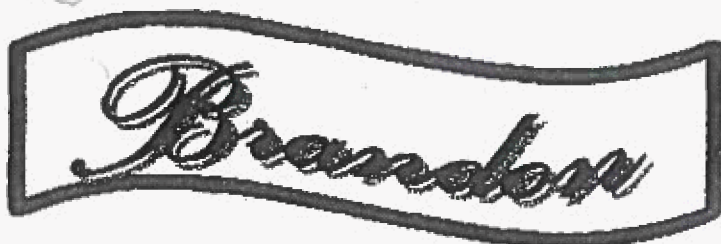
Septic Tank

Soak Pit



A full list of burdens and their
 numbers can be found at:





www.brandonproducts.com

Brandon Products Ltd

Centrepoint,

Tralee, Co. Kerry, Ireland.

Ph:- 353 66 71 81160

Fx:- 353 66 71 81161

e-mail:- brandon@brandonproducts.com

www.brandonproducts.com

To: Ms. Louise Sexton
Company: Kerry County Council,
Planning Dept.
From: Paul Mullins
Date: 13th/Oct/2014
CC:
No Pages: 1 + 2
Subject: Query re-Land Ownership

MESSAGE

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Regards

Paul Mullins

Unsubmitted FI
Not Signed
V. J. J.
14.10.14

13 OCT 2014

CADOGAN O'REGAN
SOLICITORS

TELEPHONE: (066) 7118307

E-MAIL: info@cador.ie

Doc. Exch. 41007

M. CADOGAN, B.C.L. LL.B.

Jary Public

BRIAN O'REGAN, B.A., LL.B., Dip. Comm Prop

22 DENNY STREET, TRALEE, CO. KERRY

PRIVATE**Paul Mullins****Brandon Products Ltd.****Centrepont****Tralee, Co. Kerry**Out Ref.: **BOR.P.138**

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Yours sincerely,


BRIAN O'REGAN

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13 OCT 2014

Application Number: P2013LR05

493330 mE, 846610 mN

The Property

Registration Authc

An tÚdarás

Ciárúcháin Maolne

Folio: KY53673F



This map should be read in conjunction with the folio.

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(centre-line of parcel(s) edged)

— Freehold

— Leasehold

— SubLeasehold

Burdens (may not all be represented on map)

Right of Way / Mayleave

Turbine

Pipeline

Well

Pump

Septic Tank

Soak Pit



A full list of burdens and their numbers can be found at:

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13 OCT 2014

B02XJ



Unleash the Power of Nature

Unsol Fl.

14/562

10th, October, 2014

Kerry County Council
Planning Department
Áras an Chontae,
Rathass,
Tralee
County Kerry

10 OCT 2014

Dear Sir/Madam,

RE: OBJECTION TO PLANNING APPLICATION 14/562 SUBMITTED BY MR JERRY QUANE AND MS MARIE QUANE DATED 22 SEPTEMBER 2014

We wish to make the following points in relation to the above submission.

Brandon Products Ltd and communication with our Neighbours

The submission refers to the track record of the facility and claims that local residents have been ignored and treated with contempt. This statement is incorrect. Since we began operations in 2008, providing local sustainable jobs, we have an open door policy with our neighbours, we have consistently liaised with all of the residents in our vicinity.

We have neighbours to the north, south, east and west and we have consistently talked to them over the years, and asked them to contact us if there are any issues. We therefore must strongly refute the submission as made.

Brandon's environmental consultant has liaised with our neighbours on a regular basis. We would note that the majority of our neighbours do not make any submissions or complaints about odour, but that a small number seem to on a regular basis. Brandon employees and consultants conduct daily odour patrols on the roads in the vicinity of the site and are always available to the locals to discuss any issues they wish to raise.

Planning Permission 06/3080 2006

At the time this Planning Permission was submitted, it was the understanding of Brandon Products Ltd that an EPA licence was not required. The EPA contacted the company in September 2011 and asked a series of questions, and then determined that a licence was required, this was notified to Brandon Products in late 2011 by the EPA. Brandon Products Ltd at all times complied with the requests from the EPA and once the EPA had determined that a licence was required, Brandon Products Ltd prepared and submitted this application to the EPA.

Brandon Products Ltd,
Centrepont, Tralee, Co. Kerry Ireland.

P: 00 353 66 7181160 F: 00 353 66 7181161 E: brandon@brandonproducts.com
www.brandonproducts.com



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Operation over the last 6 years

The submission claims that Brandon has completely denied there was any malodour issuing and has dismissed local householders concerns as ridiculous.

Brandon accepts that there is the potential for their facility to generate odours, as indeed is the case with many types of rural based activities and rural based manufacturing facilities, such facilities process natural materials and natural materials may have associated odours.

Brandon has invested heavily over the last 6 years in a programme of on-going improvements to minimise the risk of odour being generated.

The improvements made include:

A new stack extension to 14.8m above ground level, to aid dispersion, was put in place.

2 Ozone units are operational within the stack (both units were operating at 6.8g of ozone per hour capacity), to aid the destruction of any odour compounds which may remain.

A bioscrubber system was installed to remove any odorous compounds

A new fan was installed to improve air collection within the factory.

A mist eliminator was designed and installed to improve scrubber performance

A cone on top of the stack has been put in place to improve dispersion of treated air.

Aerox unit installed and commissioning process is underway

Extra cooling installed in the process to improve vapour condensation.

Formulation tanks connected to the bio-scrubber to improve air capture and treatment.

As you can see from the above, Brandon Products have, as any responsible company should, continued to invest in and improve our facility, to ensure it can be operated at optimum efficiency and minimum impacts.

We have never dismissed householder concerns with ridicule that is not a correct statement to make.

Planning Condition no.9 (VI)

Condition 9(VI) states:

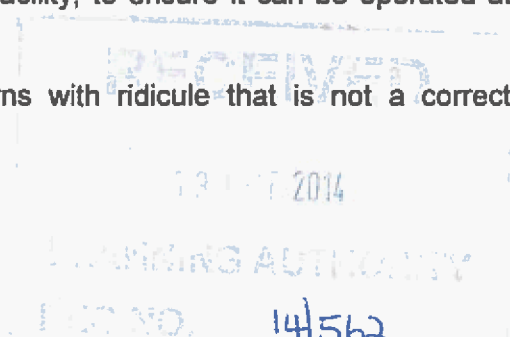
The overall development shall be so designed, retained and operated so that there will be no emission or malodours, fumes, gas, dust or other deleterious materials, no

Brandon Products Ltd,

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industrial effluent and no noise vibration or electrical interference generated on the site as would give reasonable cause for annoyance to any person in the residence or public place in the vicinity.

Brandon has consistently, as any company should, continued to invest in and upgrade its facility. As the process has evolved and customer requirements have evolved, Brandon have invested in improvements and upgrades. Brandon have designed and operated the facility to ensure the risk of any odour impacts are minimised. It is important to note that

With regards to the definition of odour nuisance, the exposure of the population to a particular odour consists of two factors; the concentration and the length of time that the population may perceive the odour. By definition, 1 OU (odour unit)/m³ is the detection threshold of 50% of a qualified panel of observers working in an odour-free laboratory using odour-free air as the zero reference (the selection criteria result in the qualified panel being more sensitive to a particular odorant than the general population).

The recognition threshold is generally about five times this concentration (5 OU/m³) and the concentration at which the odour may be considered a nuisance is between 5 and 10 OU/m³

Clarkson and Misslebrook proposed that a "faint odour" was an acceptable threshold criterion for the assessment of odour as a nuisance.

Historically, it has been generally accepted that odour concentrations of between 5 and 10 OU/m³ would give rise to a faint odour only, and that only a distinct odour (concentration of >10 OU/m³) could give rise to a nuisance

However, this criterion has generally been based on waste water treatment plants where the source of the odour is generally hydrogen sulphide. In 1990, a survey of the populations surrounding 200 industrial odour sources in the Netherlands showed that there were no justifiable complaints when 98%ile compliance with an odour exposure standard of a "faint odour" (5-10 OU/m³).

The UK DEFRA has also detailed installation-specific exposure criteria based on the "annoyance potential" which is defined as "the likelihood that a specific odorous mixture will give reasonable cause for annoyance in an exposed population". Industrial sources have been ranked into three categories based on their relative offensiveness which are "low", "medium" and "high" and exposure criteria assigned to each category.

The relevant exposure criteria vary from 1.5 OU/m³ for highly odorous sources to 6 OU/m³

for the least offensive odours. The relevant exposure criteria for a seaweed processing facility, in circumstances where the air is extracted and treated via a bioscrubber prior to release to atmosphere, is not included but may be assumed to be 3.0 OU/m³ expressed as a 98th%ile and based on one hour means over a one-year period in the absence of any local factors. However, in order to ensure that a conservative approach is taken a lower odour guidance level of 1.5 OU/m³ has been selected by Brandon's advisers.

It is therefore important to note that the inherent within environmental guidance and current best practice is not that there is no odour emitted from a facility, but that no



Unleash the Power of Nature

nuisance odour occurs above thresholds described above and Brandon aims at all times to comply with Best practice.

Current Stack

With regard to the current stack, we note the following:

- The exhaust air scrubber, which is part of the industrial process at Brandon, is located to the rear of the factory in Asdee, and is some 7.5m high
- Brandon proposed to attach an extension to be placed over a hole at the top of this scrubber, which will act as a stack to disperse treated exhaust air
- The combined height of the tank and stack is 14.8m.

Brandon made a submission to Kerry County Council, which was acceptable to them and which demonstrated that the addition of this stack to the scrubber can be considered "Exempted Development" and not subject to planning permission, the reasons for making this statement are presented as follows:

The Planning and Development Regulations, S.I. 600 of 2001, Part 2, Article 6 (1) state:

"development of a class specified in Column 1 of Part 1 of Schedule 2 shall be exempted development for the purposes of the Act, provided that such development complies with the conditions and limitations specified in Column 2 of the said Part 1 opposite the mention of that class in the said column".

The item falls within the definition of 21(a) (iii) as it is *"development carried out by an industrial undertaker on land occupied and used by such undertaker for the carrying on and for the purpose of any industrial process"* the scrubber in question was and is solely used for the treatment of exhaust air from the factory's industrial process, which involves a chemical reaction and which is subject to EPA licensing as a result.

The proposed works fall within (iii) specifically as they constitute *"the installation or erection by way of addition or replacement of plant or machinery or structures of the nature of the plant or machinery"*, the proposed works are clearly an addition to the existing scrubber plant and they do not exceed the height of 15 metres referenced above in Column 2 of Part 1 of Schedule 2.

Therefore the current stack is permitted and in compliance with the planning permission for the site.

Condition 12(ii)

Condition 12(ii) states:

Brandon Products Ltd,
Centrepont, Tralee, Co. Kerry Ireland.
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www.brandonproducts.com



Unleash the Power of Nature

No further elevation alterations including the provision of canopies or devices of any kind whatsoever other than those shown on the plans and particulars lodged or to be lodged as part of this application, shall be erected or placed on the premises/buildings, including on the roofs or within the curtilage of the development site, without written agreement of the Planning Authority or any necessary grant of a separate planning permission.

Brandon Products Ltd confirms they continue to comply with this condition and refute the suggestion that we do not.

Current Planning Application

We have already submitted an Air Dispersion Modelling Report with the Planning Application which explains in detail why the proposed stack height is required, however we note the following from the Executive Summary of the Report, as follows:

Under the worst-case scenario of the simultaneous failure of both the bioscrubber and AEROX abatement systems, the 99.5th %ile of mean hourly odour concentrations will be 0.84 OU/m³ at the worst-case offsite residential receptor based on a stack height of 25m. The worst-case odour concentration of 0.84 OU/m³ at a stack height of 25m is 56% of the relevant odour criterion.

Thus, based on the results from the air dispersion model, ambient odour concentrations are predicted to be well below the odour limit value everywhere offsite even under circumstances where the odour abatement (bioscrubber & AEROX) fails.

Therefore, it can be seen that the proposed stack height has been determined to cater for the unlikely event that abatement systems fail to operate, and so the proposed stack height is designed to ensure minimal impacts under all circumstances.

The visual impact elements of the proposed stack have been assessed in the Brady Shipman Martin Report submitted with the planning application and the following comments are of note, from Paragraphs 7.5 – 7.7.

In visual terms, potential for impact is limited to immediate surrounds of the site. The proposed structure will not be a prominent feature in longer range views. There are no views of the coast from the local road passing the Brandon Products Facility.

The increased stack height will increase the perception of an industrial character, which already exists to some degree, within a small and localised area of circa 300 to 500m around the facility. Such impact will be most readily appreciated from along the southern end of the access road to Littorbeach (east of site) and from a short section of the Kilcolman Road passing directly to the front of the facility. However, the development includes for significant new screen planting along the access road, which will in time, mitigate any such adverse visual impact.

In conclusion, it is considered that the proposed development will not constitute a visually prominent feature in the landscape and will not injure the visual amenities the area.



Unleash the Power of Nature

In conclusion we reject all aspects of the Submission and look forward to a favourable planning decision in due course, which will enable Brandon Product Ltd to continue to provide, sustain and grow employment in rural area in Kerry.

Yours sincerely,

Paul Mullins

For and on behalf of Brandon Products Ltd

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2016

14/5/2016

14/5/2016

Brandon Products Ltd,
Centrepont, Tralee, Co. Kerry Ireland.
P: 00 353 66 7181160 F: 00 353 66 7181161 E: brandon@brandonproducts.com
www.brandonproducts.com

Geraldine O'Keeffe Lyne

From: Geraldine O'Keeffe Lyne

Sent: 09 September 2014 10:17

To: 'Patricia OConnor'

Planning Application Ref: 14/562

Previous Ref. No's: 063080 14384



*Planning and Development Acts 2000 to 2011
Planning and Development Regulations 2001 to 2011*

09/09/2014

**INLAND FISHERIES IRELAND
SUNNYSIDE HOUSE
MACROOM
CO CORK**

Applicant: BRANDON PRODUCTS LTD
Agent: AWN CONSULTING

In compliance with the above mentioned Regulations, I wish to inform you that Kerry County Council, Planning Authority, have received from BRANDON PRODUCTS LTD KILCOLMAN ASDEE on 21/08/2014 an application for PERMISSION to CONSTRUCT A 25 METRE HIGH STACK TO REPLACE EXISTING 15 METRE STACK. THIS APPLICATION RELATES TO DEVELOPMENT WHICH COMPRISES OR IS FOR THE PURPOSES OF AN ACTIVITY REQUIRING AN INTEGRATED POLLUTION, PREVENTION AND CONTROL LICENCE at KILCOLMAN, ASDEE, CO KERRY

O.S.S. NO. 4912

N.H.A. _____

S.M.R. _____

S.A.C. _____

SITE CODE _____

FILE CAN BE VIEWED ON THE INTERNET

Please let me have your report on this application by 24/09/2014

Geraldine O'Keeffe Lyne

From: Geraldine O'Keeffe Lyne
Sent: 09 September 2014 10:26
To: 'licensing@epa.ie'
Subject: Planning Reg. No. 14/562

Planning Application Ref: 14/562

Previous Ref. No's: 063080 14384



Planning and Development Acts 2000 to 2011
Planning and Development Regulations 2001 to 2011

09/09/2014

EPA
 LICENSING UNIT
 P.O. BOX 3000.
 JOHNSTOWN CASTLE EST.

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SITE CODE _____

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Please let me have your report on this application by 24/09/2014

09/09/2014

Geraldine O'Keeffe Lyne

From: Geraldine O'Keeffe Lyne
Sent: 09 September 2014 10:20
To: 'environmental.health@hse.ie'
Subject: Planning Reg. No. 14/562

Planning Application Ref: 14/562

Previous Ref. No's: 063080 14384



Planning and Development Acts 2000 to 2011
Planning and Development Regulations 2001 to 2011

09/09/2014

MR. GAVIN MAGUIRE
HSE

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Agent: AWN CONSULTING

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O.S.S. NO. 4912

N.H.A. _____

S.M.R. _____

S.A.C. _____

SITE CODE _____

FILE CAN BE VIEWED ON THE INTERNET

Please let me have your report on this application by 24/09/2014

09/09/2014

EPA Export 10-08-2018:04:14:48

**COMHAIRLE CHONTAE CHIARRAI**

Aras an Chontae

Trá Lí

Guthán: (066) 7183582 Faics: (066) 7120328

E-mail: plan@kerrycoco.ie**KERRY COUNTY COUNCIL**

County Buildings

Tralee

Tel: (066) 7183582 Fax: (066) 7120328

Web: <http://www.kerrycoco.ie>

Planning Application Ref: 14/562

Previous Ref. No's: 063080 14384

*Planning and Development Acts 2000 to 2011**Planning and Development Regulations 2001 to 2011*

09/09/2014

AN COMHAIRLE EALAOIN

AN TAISCE (Catherine McMullin)

FAILTE IRELAND

Applicant:

BRANDON PRODUCTS LTD

Agent:

AWN CONSULTING

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O.S.S. NO. 4912

N.H.A. _____

S.M.R. _____

S.A.C. _____

SITE CODE _____

FILE CAN BE VIEWED ON THE INTERNET

Please let me have your report on this application by 24/09/2014

Mr. L. Brosnan

A.O. Planning

I attach application form and site plan showing location of proposed development



KERRY COUNTY COUNCIL
PLANNING SECTION

Planning Application Ref. 14/562

Previous Ref. No's:

Senior Executive Planner,
Planning Department.

29/08/2014

Applicant: BRANDON PRODUCTS LTD
Agent: AWN CONSULTING

BRANDON PRODUCTS LTD has applied on 21/08/2014 for PERMISSION to CONSTRUCT A 25 METRE HIGH STACK TO REPLACE EXISTING 15 METRE STACK. THIS APPLICATION RELATES TO DEVELOPMENT WHICH COMPRISES OR IS FOR THE PURPOSES OF AN ACTIVITY REQUIRING AN INTEGRATED POLLUTION, PREVENTION AND CONTROL LICENCE at KILCOLMAN ASDEE CO KERRY

Sheet No: 4912 National Road No: _____ Public Bodies: _____

Site area: _____ N.H.A. _____ Water Supply: _____

S.M.R. No. _____ Sewerage Disposal: _____ Area Office: Listowel

S.A.C: _____ Planner: LS D.E.D. _____

Please advise:

(a) – is a Safety Audit required Yes/No (please delete as appropriate)

(applies to all new developments of more than 1 house with a new access to the existing National Primary, National Secondary or Regional Road Network)

(b) Recommendations re. Parking Levy relevant Yes/No (please delete as appropriate)

If yes, please advise as to the amount of the levy considered necessary:

Please let me have your report on this application by 20/09/2014

L. Brosnan
A.O. PLANNING

Sheila Moloney

From: Sheila Moloney
 Sent: 29 August 2014 14:11
 To: James McCarthy
 Cc: Margaret O'Sullivan (Dee)
 Subject: Planning Ref. No. 14/562

Importance: High

FILE CAN BE VIEWED ON IPLAN

* 1 4 5 6 2 *

KERRY COUNTY COUNCIL
PLANNING SECTION

Planning Application Ref. 14/562

Previous Ref. No's:

CHIEF FIRE OFFICER
 FIRE STATION

29/08/2014

Applicant: BRANDON PRODUCTS LTD
 Agent: AWN CONSULTING

BRANDON PRODUCTS LTD has applied on 21/08/2014 for PERMISSION to CONSTRUCT A 25 METRE HIGH STACK TO REPLACE EXISTING 15 METRE STACK. THIS APPLICATION RELATES TO DEVELOPMENT WHICH COMPRISES OR IS FOR THE PURPOSES OF AN ACTIVITY REQUIRING AN INTEGRATED POLLUTION, PREVENTION AND CONTROL LICENCE at KILCOLMAN ASDEE CO KERRY

Sheet No: 4912 National Road No: _____ Public Bodies: _____

Site area: _____ N.H.A. _____ Water Supply: _____

S.M.R. No. _____ Sewerage Disposal: _____ Area Office: Listowel

S.A.C: _____ Planner: LS D.E.D. _____

Please advise:

(a) – is a Safety Audit required Yes/No (please delete as appropriate)

(applies to all new developments of more than 1 house with a new access to the existing National Primary, National Secondary or Regional Road Network)

(b) Recommendations re. Parking Levy relevant Yes/No (please delete as appropriate)

If yes, please advise as to the amount of the levy considered necessary: _____

Please let me have your report on this application by 21/09/2014**L. Brosnan****A.O. PLANNING**

29/08/2014

Sheila Moloney

From: Sheila Moloney
 Sent: 29 August 2014 14:13
 To: Michael Boyce
 Cc: Catherine Downey
 Subject: Planning Ref. No. 14/562

Importance: High

FILE CAN BE VIEWED ON IPLAN

* 1 4 5 6 2 *

KERRY COUNTY COUNCIL
PLANNING SECTION

Planning Application Ref. 14/562

Previous Ref. No's:

MICK BOYCE
 S.E.E. ENVIRONMENT

29/08/2014

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Please let me have your report on this application by 21/09/2014

L. Brosnan
 A.O. PLANNING

29/08/2014



COMHAIRLE CHONTAE CHIARRAI

Aras an Chontae

Trá Lí

Guthán: (066) 7183582 Faics: (066) 7120328

E-mail: plan@kerrycoco.ie

KERRY COUNTY COUNCIL

County Buildings

Tralee

Tel: (066) 7183582 Fax: (066) 7120328

Web: <http://www.kerrycoco.ie>

29/08/2014

APPLICANT: BRANDON PRODUCTS LTD

AWN CONSULTING
THE TECPRO BUILDING
CLONSHAUGH BUSINESS AND TECHNOLOGY PARK
DUBLIN 17

***Re: Local Government (Planning and Development) Act 2000 to 2013
Planning Reg. No. 14/562***

A Chara,

I wish to acknowledge receipt of your application for PERMISSION to CONSTRUCT A 25 METRE HIGH STACK TO REPLACE EXISTING 15 METRE STACK. THIS APPLICATION RELATES TO DEVELOPMENT WHICH COMPRISES OR IS FOR THE PURPOSES OF AN ACTIVITY REQUIRING AN INTEGRATED POLLUTION, PREVENTION AND CONTROL LICENCE at KILCOLMAN, ASDEE, CO KERRY which was received on 21/08/2014 and to state that it is being examined by the Planning Section and is currently receiving attention.

Please note that no work should be carried out in connection with the proposal until a written grant of permission to do so has been received by you from this Council. The carrying out of work without the permission referred to, could render you liable for legal proceedings under the Planning Acts.

Mise le meas,

PLANNING SECTION

An Roinn Pleanála

Planning Department

Date Received :

21/08/2014

TECHNICAL VALIDATION PROCEDURE

Applicant Name (s):

Brandon Products Ltd

1. Validation of Site Maps/Drawings:

(a) Site Location Map Correct:

☐ Yes

Comment:

Possible Overlap Identified:

☐ No

Transboundary Application

☐ No

(b) Site Layout Map Correct:

☐ Yes

Comment:

(c) Drawings Correct:

☒ Yes

Comment:

Please Note that the name and address of the person who has prepared the drawings has been omitted from

(Location Maps Plans etc)

(d) Townland Correct:

☐ Yes

Correct Spelling:

Kilcolman

2. Areas:Area of residential housing unit/domestic extension/commercial calculated
Areas: New Chimney stack = fee☐ N/A**3. Site Information:**

(a) Planner:

Louise Sexton

(b) Sheet No:

4912

(c) Site Area:

0.412 ha

(d) Water Supply:

N/A

N/A

Public Mains Water Identified in GIS

☐ Yes

(e) Sewerage Type:

N/A

N/A

Public Waste Scheme Identified in GIS

☐ No

If connection is to a Town Council Sewer, Town Engineer to be notified

☐ No

Municipal Districts:

Listowel

(f) Electoral Area :

Listowel

(g) D.E.D:

Astee

(h) Engineers Area:

Listowel

(i) Pre- Planning Reference:

None

(j) Planning History:

06/3080, & 14/384.

Please insert a planning ref. number if site has no planning history

Ref. for digitising

4. Does the application relate to:

(a) Development in a rural area: ☐ Yes

(b) Town/Village: _____

Zoning: _____

(c) Part V (Social/Affordable Housing): ☐ No

(d) Refer app. of 2 or more houses./Service Road to Housing Estates Section(D. Murphy) ☐ No

(d1) Retention Application, if Yes refer to Enforcement. ☐ No

(e) **Development within/adjacent to:**

Natural Amenity Area(LAP): ☐ No

Prime Special Amenity Area: ☐ No

Secondary Special Amenity Area: ☒ Yes

Views and Prospects: ☐ No

(f) Site and Monuments Record: ☐ No

(g) Identified Archaeological Sites: ☐ No

(h) 5 or more houses: ☐ No

(i) Area of Site greater than 0.5 Hectares: ☐ No

Protected Structure/ACA: No. ☐ No

Within the curtilage of a protected Structure: ☐ No

Signed: _____

Special Area of Conservation: n/a ☐ No

Special Protected Area: n/a ☐ No

National Heritage Area/Proposed N.H.A. ☐ No

Adjacent to Railway Line: ☐ No

(Refer to Conor Dwyer) Tralee/Cork line or Tralee/Fenit line

Valentia Observatory Buffer: ☐ No

Roads:

Primary N21, N22, N23 ☐ No

Secondary N67, N69, N70, N71, N72, N86 ☐ No

Regional Roads ☐ No

National/ Secondary/ Regional Roads or Proposed NRA Schemes)

(if yes refer to Roads Dept. Re: Safety Audit)

Road No: _____

Constraints Study: ☐ No

Bat Habitats: ☐ No

Regional Fisheries Board: ☐ No

Lough Guitane Catchment Area ☐ No

Irish Aviation Authority and ☐ No

Peter Moore, Manager Farranfore Airport (Wind Farms etc.)

Dept. of Agriculture, Fisheries & Food: ☐ No

(select Mining/Quarrying/Coastal Works/Shellfish from drop down list)

Does the development relate to energy infrastructure? ☐ No

Refer any Demolition of Structures to Conservation Officer(Eamon Fleming) ☐ No

E.I.S.: (Does the application include an E.I.S.?) ☐ No

N.I.S.: (Does the application include an N.I.S.?) ☐ No

I.P.C. - Activity requiring an Integrated Pollution Control Licence: from the E.P.A? (including quarries) ☐ No

Waste Licence: (activity requiring a Waste Licence from Environment?) ☐ No

H.S.E.: (Childcare/Restaurant/Hotel {any facility with food preparation facilities}) ☐ No

Do the Major Accident Regulations apply to the proposed development? ☐ No

Dept. of Comm., Rural & Gaeltacht Affairs and Udarás na Gaeltacht: ☐ No

(5 or more houses within the Gaeltacht Areas and all applications on Great Blasket Island)

Play Appraisal Team (provision of public playgrounds) ☐ No

Note: Where yes to any of the above is indicated, the relevant public bodies should be notified on the day of validation.

(i) Commercial: ☐ No

Industrial:

Industrial/Commercial: ☐ No

Light Industrial: ☐ No

Light Industrial/Commercial: ☐ No

Residential: ☐ No

Residential/Opportunity Site ☐ No

(j) Weak Rural Areas: ☐ Yes

Is parking provision adequate? ☐ Yes

(if no, refer to Roads for recommendation re: parking levy in lieu of on-site parking)

(k) An application for ☐ No

Permission Consequent on Grant of Outline Permission

Relevant Planning Registration number: _____

(l) Is there a current An Bord Pleanála Appeal on site? ☐ No

Relevant Reference number if applicable: _____

(m) A subsequent application made within 6 months of a previous application: Relevant Plan. Reg. No.(s) ☐ No

Invalid for site notice within the last 6 months of a previous application: Relevant Plan. Reg. No.(s) 14/384 ☐ Yes

(n) Updated Site Characterisation Form submitted ☐ N/A

Signed: _____

Date: 29/08/2014

Print Name: K.Daly