



greenport environmental

Greenport Environmental Limited,
c/o Mr Binman,
Luddenmore,
Grange,
Kilmallock,
Co. Limerick.

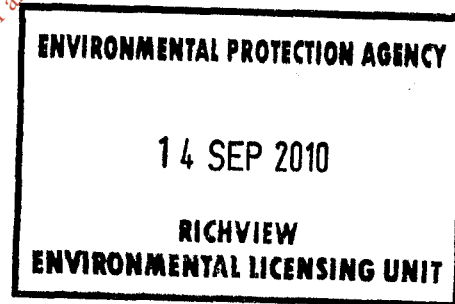
Ms Marie O'Connor,
c/o Administration,
Licensing Unit,
Office of Climate, Licensing & Resource Use,
Environmental Protection Agency,
Headquarters,
PO Box 3000,
Johnstown Castle Estate,
Co. Wexford.



September 6th, 2010.

Re: Waste Licence Application No. W0271-01

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Dear Ms. O'Connor,

Please find enclosed further information relating to Waste Licence Application, W0271-01 as follows:

- Planning Permission granted recently by An Bord Pleanála is attached. Please note that it is a condition of the permit that a Waste Licence must be granted prior to commencing development.
- A copy of the Stage 1 approval from the Department of Agriculture, Fisheries and Food is attached.

Subject to the grant of a Waste Licence by the Agency, the development is planned to commence in January, 2011.

Two hard copies and sixteen pdf copies are enclosed.



If you require further information, please do not hesitate to contact me.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Seamus Leahy", with a long horizontal flourish extending to the right.

Seamus Leahy,

Environmental Manager.

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Ref No: RNP 6-1 (Comp-72)

6 August 2009

Mr Michael Sheahan
Greenport Environmental Ltd
The Red Church
Henry Street
Limerick

Department of
Agriculture
Fisheries and Food
Animal By-Products
Section

Re: 1st Stage Application to build a Composting Plant in accordance with the European Communities (TSE and Animal By-Products) Regulations 2008 - (SI No 252 of 2008 as amended by S.I. No 291 of 2009).

Dear Mr Sheahan

I refer to your 1st Stage application dated 29 May 2009, to build a Composting Plant at Durnish, Foynes, Co Limerick.

I wish to inform you that a decision has now been made to approve in principle this 1st stage application.

Conditions for approval and operation of biogas plants treating animal by-products in Ireland may be subject to review and amendment by the Minister from time to time to ensure compliance by an owner, operator or person in charge of a Plant as a consequence of changes to the EU or National legislation. The Minister may from time to time inter alia introduce new trader, or general notices relating to these conditions, which shall be published on the Department's web site and/or published in local or national press. It is the responsibility of an owner/operator, or person in charge of a Plant to ensure that a Plant operates in full compliance with all current legislation and other requirements governing the operation of a Plant.


Any changes made to your 1st Stage application will deem this approval in principle invalid and a revised fully completed 1st Stage application must be submitted.

Please find enclosed a 2nd Stage application form for approval to treat animal by-products in composting or biogas plants in accordance with the European Communities (TSE and Animal By-Products) Regulations (S.I. No 252 of 2008 as amended by S.I. No 291 of 2009). This application form should be completed in full and submitted with all the required documentation, as early as possible during construction of the Plant

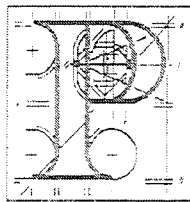
Please note that processing of material must not commence prior to your 2nd stage application being approved in principle.

Should you have queries in relation to the above, you can contact me at 057- 8694343.

Yours sincerely


Geraldine Lanigan
Animal By-Products Section

An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2009

Limerick County

Planning Register Reference Number: 09/737

An Bord Pleanála Reference Number: PL 13.235518

APPEAL by Foynes and District Community Council of Foynes, County Limerick against the decision made on the 11th day of November 2009 by Limerick County Council to grant subject to conditions a permission to Greenport Environmental Limited care of Michael Punch and Partners of 97 Henry Street, Limerick in accordance with plans and particulars lodged with the said Council.

PROPOSED DEVELOPMENT: Change of the use of an existing warehouse from a timber frame construction facility and for permission to extend the existing structure to accommodate a biogas/composting facility. The proposed development includes demolition of ancillary storage structures, changes to an existing entrance to the site and for the upgrade of existing services and wastewater treatment system. The proposed development includes for gas/water storage structures and biofilters, all at Dumish, Foynes, County Limerick.

DECISION

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 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 regard to:

- (a) the national waste management policy framework and strategy as set out in various Government policy documents and statements including 'changing our ways', 'Delivering change', 'taking stock and moving Forward' and 'the National Strategy on Biodegradable Waste', published by the Department of the Environment, Heritage and Local Government in 1998, 2002, 2004 and 2006 respectively,
- (b) the Replacement Waste Management Plan for the Limerick/Clare/Kerry Region – 2006-2011,
- (c) the Mid West Region – Regional Strategy and Regional Planning Guidelines – May 2004,
- (d) the Limerick County Development Plan, 2005,
- (e) the location of the site within an industrial area together with its nature and scale,
- (f) the planning history of the site,
- (g) the separation distance between the proposed development and residential properties, and
- (h) the Environmental Impact Statement, additional information and supporting documentation submitted in connection with the planning application and the appeal,

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

CONDITIONS

1. The proposed development shall be carried out in accordance with the plans and particulars lodged with the application, as amended by revised plans and particulars received by the planning authority on the 19th day of October, 2009 and the 21st day of October, 2009 and in accordance with the provisions and proposals contained in the accompanying Environmental Impact Statement, except as may otherwise be required in order to comply with the following conditions.

Reason: In the interest of clarity.

2. The total intake of waste shall not exceed 50,000 tonnes per annum.

Reason: In the interest of clarity.

3. No development shall commence until an IPPC license has been granted for the facility.

Reason: To ensure the environmental impacts of the proposed development have been fully assessed prior to commencement of development.

4. Construction and demolition waste shall be managed in accordance with a construction waste and demolition management plan, which shall be submitted to and agreed in writing with the planning authority prior to commencement of development. This plan shall be prepared in accordance with the "Best Practice Guidelines on the Preparation of Waste Management Plans for Construction and Demolition Projects", published by the Department of the Environment, Heritage and Local Government in July 2006. The plan shall include details of waste to be generated during site clearance and construction phases, and details of the methods and locations to be employed for the prevention, minimisation, recovery and disposal of this material in accordance with the provision of the Waste Management Plan for Limerick/Clare/Kerry Region.

Reason: In the interest of sustainable waste management.

5. All feedstocks delivered to the facility shall be delivered in fully enclosed sealed containers. All operations associated with the delivery and treatment of feedstock shall take place within the fully enclosed facility.

Reason: In the interest of odour reduction.

6. (a) Prior to commencement of development on the site, full details in relation to the design, size and layout of the proposed proprietary wastewater treatment system shall be submitted to and agreed in writing with the planning authority, including details of the foul sewer from the wastewater treatment plant to the estuary outfall. The effluent disposal system designed and constructed in accordance with the Environmental Protection Agency Wastewater Treatment Manual "Treatment Systems for Small Communities, Business, Leisure Centres and Hotels". The existing septic tank and percolation area on the site shall be decommissioned and removed from the site.
- (b) The applicant shall enter a maintenance contract with the manufacturers/suppliers of the proprietary wastewater treatment system to ensure satisfactory performance at all times.

- (c) The proposed proprietary effluent treatment system shall be decommissioned and the development shall be provided with a connection to mains sewerage services, when such services become available, in accordance with the specific requirements of the planning authority.

Reason: In the interest of public health and to ensure a proper standard of development.

7. (a) Water supply and drainage arrangements, including the disposal of surface water, shall comply with the requirements of the planning authority for such works and services with particular regard to the installation of oil/petrol/grit interceptors and an attenuation pond/tank.
- (b) No process wastewater shall discharge to the wastewater treatment plant. Only sewage effluent shall be discharged to the wastewater treatment plant.

Reason: In the interest of public health and to avoid pollution.

8. Prior to commencement of development, details of lighting arrangements for the overall site which shall be designed to minimize light spillage outside the site, shall be submitted to the planning authority for written agreement.

Reason: In the interest of amenity and public safety.

9. During the construction phase of the proposed development:-

- (a) Bunded storage areas shall be provided for the containment of oil, fuel storage tanks, chemicals and any other materials which pose a risk to water during the construction period. The bunded area shall be equivalent to a volume of 110% of the capacity of largest container stored. The proposed method of drainage of the bunded area shall be to the satisfaction of the planning authority.
- (b) The developer shall ensure that adequate measures are in place (and agreed with the planning authority) to prevent water with high suspended solids content, caused by the construction of the proposed development from discharging into streams and watercourses.
- (c) Arrangements for the collection, storage and disposal of all foul sewage effluent arising from any temporary site sanitary facilities shall be submitted to and agreed with the planning authority prior to commencement of development.

Reason: In the interest of habitat protection, public health and proper planning and sustainable development.

10. Prior to commencement of development, the developer shall put in place monitoring arrangements for the measurement of noise emissions, dust deposition and suspended solids of surface water run-off associated with the initial construction phase of the development. During the construction phase of the development, the developer shall submit to the planning authority, on a frequency to be determined by the planning authority, the results of the monitoring programme. Monitoring locations for the above shall be agreed in writing with the planning authority prior to commencement of development.

Dust deposition during the initial construction phase of the proposed development shall not exceed 350 milligrammes per square metre per day (DIN standard) when measured at the site boundaries and averaged over 30 days.

Reason: To protect the amenities of the area.

11. The wheels and underside of all construction traffic leaving the site shall be cleaned, as required, to prevent soiling of public roads. A wheel washing facility, including water jets or other approved cleansing method shall be provided close to the site exit. In the event that any public roads become soiled by construction traffic from the site, these roads shall be cleaned immediately.

Reason: In the interest of the proper planning and sustainable development of the area.

12. The discharge from the wheel-wash shall pass through a silt trap and an interceptor prior to discharge off site.

Reason: In the interest of the proper planning and sustainable development of the area.

13. Notwithstanding the provisions of the Planning and Development Regulations 2001, or any statutory provision amending or replacing them, no advertisement signs (including any signs installed to be visible through the windows), advertisement structures, banners, canopies, flags, or other projecting elements shall be displayed or erected on the buildings or within the curtilage of the site, unless authorised by a further grant of planning permission.

Reason: To protect the visual amenities of the area.

14. Any archaeological materials or features that may exist within the site shall be preserved, recorded or otherwise protected. In this regard, the developer shall:
- (a) engage the services of a suitably qualified archaeologist who shall monitor all site investigations and other excavation works,
 - (b) notify the planning authority in writing at least four weeks prior to the commencement of any site operation (including hydrological and geotechnical investigations), relating to the proposed development, and
 - (c) provide satisfactory arrangements for the recording and removal of any archaeological material, which may be considered appropriate to remove.

Should archaeological material be discovered during the course of archaeological monitoring or any subsurface works, work on the site shall cease pending a decision on how best to deal with the archaeology. The archaeologist shall be fully facilitated in recording any material found.

Reason: In order to conserve the archaeological heritage of the site and to secure the preservation of any remains that may exist within the site.

15. Details of boundary treatment and landscaping (including a timescale) shall be submitted to and agreed in writing with the planning authority prior to commencement of development.

Reason: In the interest of visual amenity.

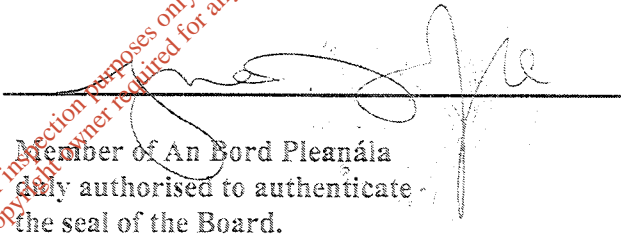
16. Prior to commencement of development, the developer shall lodge with the planning authority a cash deposit, a bond of an insurance company, or other security to secure the provision and satisfactory completion of the development, coupled with an agreement empowering the planning authority to apply such security or part thereof to the satisfactory completion or maintenance of any part of the development. The form and amount of the security shall be as agreed between the planning authority and the developer or, in default of agreement, shall be referred to the Board for determination.

Reason: To ensure the satisfactory completion of the development.

17. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000. The contribution shall be paid prior to the commencement of development or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to the Board to determine the proper application of the terms of the Scheme.

Reason: It is a requirement of the Planning and Development Act 2000 that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.

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

Dated this 24th day of June 2010.