

Ann Kehoe

W0167-03

Subject: FW: W0167-03 Meath Waste to Energy
Attachments: PM0004 ORDER.PDF

From: Jane Hennessy [mailto:Jane.Hennessy@indaver.ie]
Sent: 05 August 2014 18:03
To: Licensing Staff
Subject: W0167-03 Meath Waste to Energy

John McEntagart
Environmental Licensing Programme

Dear Inspector,

Please find attached an order from An Bord Pleanala altering condition 3 (1) to allow for the additional tonnage to 235,000 tonnes per annum until the 31st December 2019 at the Indaver waste to energy facility in Co. Meath.

Please also find in the order the statement that an EIA was not required in respect of the alteration sought.

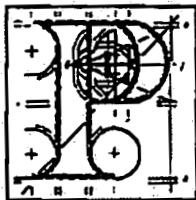
I will forward a hard copy of the order in the post.

Kind regards,
Jane

Jane Hennessy
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An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2013

Meath County

An Bord Pleanála Reference Number: 17.PM0004

(Associated Reference Number 17.PA0026)

REQUEST received by An Bord Pleanála on the 2nd day of April, 2014 from Indaver Ireland Limited of 4th Floor, Block 1, West Pier Business Campus, Old Dunleary Road, Dun Laoghaire, County Dublin under section 146B of the Planning and Development Act, 2000, as amended, in respect of a strategic infrastructure development described as Amendments to the existing development as follows:

- (a) To increase the intake tonnage of waste from 200,000 tonnes to 220,000 tonnes per annum.
- (b) To allow the acceptance of some additional types of waste defined as hazardous and non-hazardous in the European Waste Catalogue.
- (c) A change in status of the temporary spare parts warehouse building (single storey building 25 metres x 15 metres x 6.7 metres high) to a permanent centralised maintenance depot.
- (d) A change in status of the temporary electrical switchgear building (associated with the above) 4 metres x 2.5 metres x 3.2 metres high from temporary to permanent.
- (e) A change in status of the temporary construction modular office building (single storey building 33 metres x 12 metres x 3 metres high) from temporary to permanent.
- (f) A change in status of the temporary electrical switchgear building (associated with the above) 3 metres x 2.7 metres x 3.2 metres high from temporary to permanent.

- (g) Construction of an access roadway to the modular office building.
- (h) 22 number new car parking spaces associated with the modular office building.
- (i) A new on-site effluent treatment system associated with the modular office building.
- (j) Change in status from temporary to permanent for hardcored areas associated with the spare parts warehouse, construction offices and temporary site car park.
- (k) An additional fuel storage tank (8.7 metres length x 2.7 metres diameter).
- (l) An additional ammonia storage tank (7.15 metres length x 3.5 metres diameter).

All at Carranstown, Duleek, County Meath.

PROPOSED ALTERATION: Alteration to Condition Number 3(1) of Board Order 17.PA0026, which reads as follows:

The tonnage of waste accepted for treatment at the facility shall not exceed 220,000 tonnes per annum.

WHEREAS the Board made a decision to grant permission, subject to conditions, for the above-mentioned development by order dated the 4th February, 2013,

AND WHEREAS the Board has received a request to alter the terms of the development, the subject of the permission,

AND WHEREAS the Board considered that the alteration of Condition Number 3(1) would result in a material alteration to the terms of the development, the subject of the permission,

AND WHEREAS having regard to the nature of the issues involved, the Board decided to invoke the provisions of section 146B(8)(a) of the Planning and Development Act, 2000, as amended, to invite submissions or observations in relation to the matter from members of the public,

AND WHEREAS having considered all of the submissions/observations and documents on file and the Inspector's report, the Board considered that the making of the proposed alteration would not be likely to have significant effects on the environment or on any European Site,

NOW THEREFORE in accordance with section 146B(3)(a) of the Planning and Development Act, 2000, as amended, the Board hereby alters the above-mentioned decision so that Condition Number 3(1) of its order shall be as set out below and the permitted development shall be otherwise altered in accordance with the plans and particulars received by An Bord Pleanála on the 2nd day of April, 2014:

ALTERATION TO CONDITION NUMBER 3 (1)

- 3 (1) The tonnage of waste accepted for treatment at the facility until the 31st day of December, 2019 shall not exceed 235,000 tonnes per annum. Thereafter, the tonnage of waste accepted for treatment at the facility shall not exceed 220,000 tonnes per annum unless a further permission in this respect is granted.
- (2) Non-hazardous waste to be accepted at this facility shall primarily be waste generated in the waste region in which it is located. Where non-hazardous waste is accepted from outside that region, it shall only be done in accordance with the proximity principle and Ministerial Policy as set out in Circular WIR:04/05.
- (3) The tonnage of separately collected hazardous waste accepted for treatment at the facility shall not exceed 10,000 tonnes per annum.

The only hazardous waste types to be accepted for treatment shall be in accordance with the European Waste Catalogue Codes listed in Table 2.1 of the environmental impact statement submitted to An Bord Pleanála with the application on the 30th day of April 2012, as attached in Appendix 1 of this Order.

Reason: To clarify the nature and scope of the permitted development.

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 the submissions and observations received by it in accordance with statutory provisions.

REASONS AND CONSIDERATIONS

In coming to its decision, the Board had regard, inter alia, to the following:

- (a) the provisions of the North East Region Waste Management Plan 2005 - 2010, and of the subsequent Review Report (2011) and Evaluation Report (2012),
- (b) the site planning history, and the existing waste-to-energy recovery facility on site, which operates under a licence issued by the Environmental Protection Agency,
- (c) the limited additional quantity of municipal non-hazardous waste proposed to be accepted for treatment (15,000 tonnes per annum), and the limited period sought for this additional capacity (until the end of 2019),
- (d) the submissions on file, including those from prescribed bodies, and the Inspector's report and assessment, and
- (e) the W0167-03 waste licence review application made to the Environmental Protection Agency relating to the proposed development.

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The Board considered the potential environmental impacts that might arise due to the proposed alteration, including in relation to transport, air emissions, noise and generation of residues, and took into account the information available from the history file (17.PA0026), the '2014 Review Report' submitted in support of the subject application, and the Inspector's report. Having regard to the characteristics of the proposed alteration, the planning history of the site, the existing performance of the facility vis a vis planning and licence conditions, the limited environmental impacts associated with the proposed increase in waste to be treated and the characteristics of the receiving environment, the Board was satisfied that the proposed alteration would not be likely to have significant effects on the environment, and that completion of an EIA was not required in respect of the alteration sought.

The Board carried out a screening exercise in relation to the potential impacts of the proposed alteration on European Sites, having regard to its nature and scale, to the receiving environment, the Habitats Directive Screening Statement submitted with the previous application (17.PA0026), the submissions on file generally, and to the Inspector's assessment, which is noted, and concluded that the proposed alteration (which has limited physical impacts on the existing operational facility), in itself or in combination with other plans or projects, would not be likely to have a significant effect on any European site.

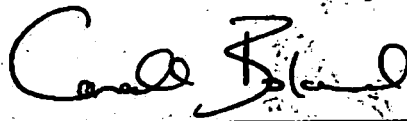
It is considered that the proposed temporary increase in capacity of 15,000 tonnes per annum would represent an acceptable increase in waste recovery facility at this established treatment facility, would be generally compatible with waste management policy on a regional and national level, and would not have any detrimental impacts on the amenities of the area or of property in the vicinity. The making of the proposed alteration would, therefore, be in accordance with the proper planning and sustainable development of the area.

In deciding not to accept the Inspector's recommendation not to make the proposed alteration (or alternatively to make the alteration for a shorter period) the Board considered as follows:

- The limited increase in capacity proposed would not be so substantial as to influence the development or implementation of regional waste management policy, especially given the limited duration of the increase. The Board also noted that a much more substantial volume of residual waste is currently exported from Ireland for energy recovery.

CS

- It was considered that the proposed marginal increase in capacity at the facility would not be likely to influence the successful implementation of 'brown bin' policies for organic waste, or have significant implications for the classification of the subject facility as a *waste recovery* facility.



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

Dated this 1st day of August 2014.

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