



Comhairle Contae Thiobraid Árann  
Tipperary County Council

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Oifigí Cathartha,  
Cluain Meala,  
Co. Thiobraid Árann  
Tipperary County Council,  
Civic Offices, Clonmel,  
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15/600089.

19/01/2016

Milltown Composting Systems Ltd  
N.R.G.E.  
Mooresfort  
Lattin  
Co. Tipperary

**Re: PERMISSION FOR RETENTION for integrated constructed wetlands associated site works. The development forms part of lands on which a Waste Licence currently operates at Milltownmore, Fethard.**

A Chara,

I wish to inform you that the Council received your further information on 14/01/2016

Your application is being considered and you will be notified of the Council's decision in due course.

Mise le meas,

  
For Director of Services

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**TIPPERARY COUNTY COUNCIL**

**PLANNING AND DEVELOPMENT ACT 2000, (as amended)**

**NOTIFICATION OF DECISION TO GRANT PERMISSION FOR RETENTION  
WITH CONDITIONS**

**TO:** Milltown Composting Systems Ltd  
N.R.G.E.  
Moonesfort  
Lattin  
Co. Tipperary

Ref No. 15600089

Application Received: 13/02/2015, 1/10/2015 & 14/1/2016

In pursuance of the powers conferred upon them by the above mentioned Acts, Tipperary County Council has by Order dated 8/2/2016 decided to grant you PERMISSION FOR RETENTION for development of land namely:- **integrated constructed wetlands associated site works. The development forms part of lands on which a Waste Licence currently operates at Milltownmore Fethard.**

FOR THE REASON(S) STATED IN SCHEDULE 1 AND SUBJECT TO THE CONDITION(S) STATED ON SCHEDULE 2 (1 TO 2, PAGES 1 TO 1)

If there is no appeal against the said decision, a Grant of PERMISSION FOR RETENTION in accordance with the Decision will be issued after the expiration of the period within which an appeal may be made to An Bord Pleanala. (See Footnote).

**It should be noted that until a Grant of a Permission has been issued the development in question is NOT AUTHORISED.**

The applicant is advised that unless the development described above is carried out within five (5) years from the date of Grant of PERMISSION FOR RETENTION, planning permission will cease to have effect. See Section 40 of the Planning and Development Act, 2000.


**FOOTNOTE:** An appeal against a decision of a Planning Authority under the Planning and Development Acts 2000 - 2010 may be made to An Bord Pleanala, 64 Marlborough Street, Dublin 1 (Tel. (01) 8588100). All Appeals either by the applicant or a third party must be received by An Bord Pleanala within four weeks beginning on the date of the making of the Decision by the Planning Authority. Appeals posted within the permitted period but received after the latest date will be invalid. (Note: Where the latest date for receipt of an Appeal falls on a day when the offices of the Board are closed (Week-Ends, Public Holidays, etc.), the latest date for receipt will be the next day on which the offices are open).

An appeal must be made in writing and be accompanied by (a) the name and address of the applicant, (b) the subject matter of the Appeal, (c) the full grounds of appeal and the reasons, considerations and arguments on which they are based, (d) the appropriate fee as set out on attached schedule, and (e) in the case of a third party appeal, the acknowledgement from this Planning Authority of receipt of submissions/observations made by the third party. Any appeal which does not meet all the legal requirements will be invalid and cannot be considered by the Board. Further details are available on the Board's Website [www.pleanala.ie](http://www.pleanala.ie)

A commercial development means development for the purposes of any professional, commercial or industrial undertaking, development in connection with the provision for reward of services to persons or undertakings, or development consisting of the provision of two or more dwellings, but does not include development for the purposes of agriculture.

N.B. An appellant is not entitled to elaborate upon or make further submissions in writing in relation to the grounds of Appeal unless requested to do so by the Board.

Signed on behalf of the said Council



for Director of Services

Date: 8<sup>th</sup> February, 2016

## Tipperary County Council

### **Schedule of Conditions – File Reference Number 15600089**

#### **SCHEDULE ONE**

It is considered that the development complies with the policies and objectives of the South Tipperary County Development Plan 2009 (as varied) and that the development does not have an adverse impact upon the character of the area or the amenities of adjoining properties.

#### **SCHEDULE TWO**

1. (a) Save where modified by the following conditions, the proposed development shall be retained in accordance with the drawings and documentation submitted with the planning application on the 13/02/2015 & 1/10/2015, as amended by the plans and particulars received on the 14/01/2016 as significant further information in response to a request issued on the 7/4/2015.  
  
(b) This grant of permission does not extend to the area enclosed by the earth bank at the north western end of the site.  
  
(c) This permission does not permit any increase in waste volumes above existing permitted levels that can be accepted at the composting facility.  
**REASON: In the interest of proper planning and sustainable development.**
2. Surface water run-off shall not be allowed to discharge onto the public road or to adjoining properties. All clean uncontaminated surface waters shall be collected and disposed as per details submitted.  
**REASON: To avoid interference with other properties and to prevent damage to the public road with consequent traffic hazard.**

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