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Mr. Paraic Fay

On behalf of Mr. Stephen Moffett

28 November 2022

Reg. No.: P1154-01

Regulation 10(2)(b)(ii) of the EPA (Industrial Emissions) (Licensing) Regulations 2013, in respect of a licence application from Mr. Stephen Moffett for an installation located at Corlea, Ballybay, County Monaghan, A75 EK26

Dear Mr. Fay,

I refer to the application for a licence received by the EPA on 30 April 2021.

Having examined the documentation submitted, I am to advise that the Agency is of the view that the documentation does not comply with the above mentioned legislation. You are therefore requested, in accordance with the regulations, to supply the information detailed below.

1. **Planning permission:** Confirm the proposed use of the store authorised by planning permission ref. no 21/13.
2. **Operations:**
  - a) Confirm if the installation currently operates, or will operate, in accordance with the requirements of the Department of Agriculture, Food and the Marine, and under the Bord Bia Poultry Products Quality Assurance Scheme (PPOAS).
  - b) In relation to vermin/pest control at the installation, provide the following:
    - i. Confirm if the pest/rodent control programme onsite is and will be in line with Bord Bia and Department of Agriculture, Food and The Marine requirements;
    - ii. Provide details regarding any storage of any waste associated with vermin/pest control; and
    - iii. Provide details of any proposed transporter of vermin/pest control waste.
3. **Best Available Technology (BAT):** It is noted that the documentation regarding the BAT conclusions from the Commission Implementing Decision (CID) document for the Intensive Rearing of Poultry or Pigs (2010/75/EU, Feb 2017) has not been fully completed. Clearly identify the specific technique that will be used for BAT 3 and BAT 4.

4. **Boilers:** It is noted that reference is made to both gas and biomass as fuel for heating in the application. It is unclear as to the number and type of boilers to be installed onsite.
  - a) In relation to any boilers proposed, update Section 7.4.1 of the application form. All required details in the tables must be submitted as well as a full assessment of the impact of any main emissions. In relation to any minor emissions, the response must include a detailed specification for the boilers including their thermal input. The applicant should ensure all emissions are correctly classified as either main/minor and correctly numbered in accordance with Agency guidance.
  - b) Confirm the total number and location of biomass and /or gas boilers to be present onsite.
  - c) Should biomass boilers be used onsite, provide details on the amount of biomass estimated to be used onsite annually for the activity.
  - d) Provide details of the capacity, location, bunding and protection of any existing/proposed gas/biomass storage facilities on site.
  - e) Update the relevant layout plan to outline the location of any boilers.
5. **Generator:** Provide details of the storage location of the back-up generator onsite and provide details of the associated bunding and protections.
6. **Odour:** Provide an assessment of the odour emissions from the activity and the impact on local residents.
  - a) Provide a map showing the location and distance from the installation boundary to the closest sensitive receptors. The map should also highlight which sensitive receptors are family dwellings, and which are third party dwellings.
7. **Storm Water:** With regards to the management of storm water onsite:
  - a) Conflicting information has been provided in the application with regards to the four proposed storm water discharge points and associated mitigation measures. Provide details of any appropriate mitigation measures (such as silt traps / swales / interceptors / separators) which are to be installed on each of the four storm water discharge points prior to discharge;
  - b) Provide a map outlining the surface water pathway(s) between storm water discharge points SW-1 and SW-2 and the local land drains/watercourses; and
  - c) Update the site plan to include an indicative location and labelling of the storm water discharge points (SW-1, SW-2, SW-3 and SW-4).
  - d) Clarify how wash water is kept separate from clean storm water and how wash water is diverted to the wash water tanks.
8. **Organic fertiliser**
  - a) **Wash water:** With regards to the wash water produced by the activity:
    - i. Confirm the capacity of the tanks (total capacity minus the freeboard);
    - ii. Clarify how the 26 weeks' storage capacity requirement will be met; and
    - iii. If the storage capacity is to be supplemented by off-site storage, identify the type, capacity and location of the off-site storage.

In order to assist you in compiling this information, a table has been provided. Complete Table 1 appropriately.

Table 1:

<b>Wash water</b>	<b>Proposed Activity</b>
Volume of wash water produced per annum (m <sup>3</sup> )	
Number of wash water tanks	
Capacity of <u>each</u> wash water tank (m <sup>3</sup> ) (total capacity minus the freeboard)	
Type, location and total capacity of off-site storage (m <sup>3</sup> ) (total capacity minus the freeboard).	
Number of weeks of wash water storage available	

b) **Organic fertiliser:** In relation to poultry litter produced by the activity:

- i. Provide a letter from the contractor who will remove the poultry litter from the installation confirming their agreement with the applicant. This letter should include the following:
  1. The contractor's DAFM registration details;
  2. The destination/use of the poultry litter;
  3. Confirmation that the contractor will remove all poultry litter from the installation; and
  4. Assurance that the transport of poultry litter will be in accordance with the Animal By-product Regulations; and
- ii. Provide a copy of the Record 3 form (as required under Article 23 of the European Union (Good Agricultural Practice for Protection of Waters) Regulations 2017 as amended, for the previous year (2021).

9. **Environmental Impact Assessment Report (EIAR):** With regards to the EIAR :

- a) Provide a description of the forecasting methods or evidence, used to identify and assess the significant effects on the environment, including details of difficulties (for example technical deficiencies or lack of knowledge) encountered compiling the required information and the main uncertainties involved; and
- b) Provide a description of any significant adverse effects deriving from vulnerability of the project to risks of major accidents and/or disasters.

10. **Fit and proper person:** The application form states that Stephen Moffett is an experienced poultry farmer with additional expertise provided by fields people and veterinary support employed by Manor Farm. To assist in determining whether or not the applicant can be regarded as a fit and proper person, please provide the following:

- a) Provide details of the applicant's technical knowledge and / or qualifications, along with that of any other relevant employees.

In addition to the above, please also provide an updated non-technical summary (Application Form, and EIAR where applicable) to reflect the information provided in your reply, insofar as that information impinges on the non-technical summary.

The requested information should be submitted to the Agency within *ten weeks* of the date of this notice, in order to allow the Agency to process and determine your application.

It should be noted that the eight-week period within which the Agency is to decide the proposed determination will commence on the day on which this notice has been complied with. If you have any further queries please contact [licensing@epa.ie](mailto:licensing@epa.ie).

In the case where any drawings already submitted are subject to revision consequent on this request, a revised drawing should be prepared in each case. It is not sufficient to annotate the original drawing with a textual correction. Where such revised drawings are submitted, provide a list of drawing titles, drawing numbers and revision status, which correlates the revised drawings with the superseded versions.

Your response to this request is to be submitted via EDEN. Guidance on how to use this portal is available on the EPA website at [IE Licence application guidance | Environmental Protection Agency \(epa.ie\)](#).

Please direct any queries to [licensing@epa.ie](mailto:licensing@epa.ie).

Yours faithfully,

Máire Buckley  
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Office of Environmental Sustainability  
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