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Mr. Paraic Fay

On behalf of Mr. Jerry McAuliffe

11 October 2023

Reg. No.: P1179-01

Regulation 10(2)(b)(ii) of the EPA (Industrial Emissions)(Licensing) Regulations 2013, in respect of a licence application from Mr. Jerry McAuliffe for an installation located at Appletown, Feohanagh, County Limerick.

Dear Mr. Fay,

I refer to the application for a licence received by the EPA on 08 April 2022.

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. The proposed capacity outlined in the application (120,000) is greater than the capacity authorised by the planning permissions granted for the site and outlined in planning reference 21/467 (117,500). Furthermore, the Environmental Impact Assessment Report (EIAR) submitted is based on the lower capacity of 117,500:
 - a. Confirm the proposed stocking rate of the installation.
 - b. You are advised that the Agency cannot agree to 120,000 bird places unless the planning authority provides supporting written confirmation. The extract of an email from the Planning Authority provided with the application does not provide this confirmation. The planner's report for planning ref. 21/476 clearly states that the proposed development shall accommodate a maximum of 80,000 broilers in total. Planning permission ref. 17/1235 permits 37,500 broilers. Provide written confirmation from the Planning Authority confirming their revision to the maximum number of bird places to be housed on-site and provide clarification on which house(s) the additional bird will be accommodated in.
 - c. Should the Planning Authority provide supporting written confirmation of a capacity of 120,000 bird places:
 - i. Update the EIAR to appropriately assess the increase in bird numbers.

- ii. In the case that figures/calculations previously provided in the application are based on a different capacity to your response to point (a) above, provide updated figures/calculations based on the revised stocking rate for which the application is being made. For example, revised figures/calculations may need to be submitted for resources used, wastes generated, organic fertiliser produced, emissions.

2. Organic Fertiliser:

- a. 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 (2022).
- b. In relation to wash water produced by the activity:
 - i. In relation to the spreadlands identified for wash water application, the maps included in the EIAR do not show 200 acres of available land. Provide additional maps to demonstrate the availability of the full 200 acres of land as outlined in the EIAR or revise the area quoted as being available.
 - ii. Provide calculations based on the available land to demonstrate that the lands identified have the capacity to accept the wash water generated.
 - iii. Confirm the capacity of each wash water storage tank (total capacity minus the freeboard).
 - iv. Clarify how the 26 weeks' storage capacity requirement will be met.
 - v. 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 in full.

Table 1:

Wash water	Proposed Activity
Number of wash water tanks	
Capacity of each wash water tank (m ³) (total capacity minus the freeboard)	
Type, location and total capacity of off-site storage (m ³) (total capacity minus the freeboard)	
Number of weeks of wash water storage available	

3. Waste:

The application appears to contain errors/omissions in relation to the estimated volumes of waste to be produced by the activity.

- a. Provide an estimate of the quantities (in m³ or tonnes) of veterinary waste and spent fluorescent lightbulbs likely to be generated onsite.
4. Provide a report on an assessment undertaken in accordance with Stages 1 to 3 of the European Commission Guidance concerning baseline reports under Article 22(2) of Directive 2010/75/EU on industrial emissions.
5. Stormwater:
 - a. The site plan outlining the storm water discharge points ((Site layout (sheet1)) does not clearly outline the storm water drainage system and the associated infrastructure. Provide a revised site layout map to clarify:
 - i. All existing and proposed storm water discharge points (individually labelled);
 - ii. All existing and proposed silt traps or other mitigation measures;
 - iii. Indicate where stormwater draining from the existing poultry house discharges; and
 - iv. Clarify how clean storm water from concrete aprons is kept separate from wash water.
 - b. Clarify what controls (i.e. silt traps) it is intended to install on the stormwater discharge points.

In addition to the above, please also provide an updated non-technical summary (Application Form, and EIS 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 **8 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.

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.

Yours faithfully,
Philip Stack
Environmental Licensing Programme
Office of Environmental Sustainability
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