

Date: 02/11/2011
Pl. Ref.: 11/902
REGISTERED POST

Comhairle Contae
Chill Dara
Kildare
County Council



Bord Na Mona
Matthew Greene
Drehid Waste Management Facility
Killinagh Upper
Carbury
Co Kildare

C

Notification of a decision under Section 34 of the Planning & Development Act 2000-2011

Planning Register Number: 11/902
Application Received Date: 08/09/2011
Further Information Received Date:

In pursuance of the powers conferred upon them by the above-mentioned Acts, Kildare County Council have by Order dated 02/11/2011 decided to **GRANT PERMISSION** to the above named for the development of land in accordance with the documents submitted namely:- An extension (with a gross floor space of approximately 383 square meters) to the previously permitted composting facility (which is currently under construction). The proposed extension comprises the construction of a steel portal frame structure, the construction of reinforced concrete walls and the erection of cladding to match the existing composting facility. The ridge height of the proposed extension is approximately 10.26m above its finished floor level. Ancillary works required to integrate the proposed extension into the existing composting facility will include the construction of an external hard standing area, the construction of surface water drainage and wastewater drainage within an overall application area of 0.183 hectares. No increase to the previously permitted waste acceptance of 25,000 tonnes per annum at the composting facility is proposed, rather, an extension, an extension to provide additional floor space. The proposed development relates to an activity covered by existing Waste Licence No. W0201-03 issued by the Environmental Protection Agency. The proposed development will not require a review of the existing Waste Licence. at **Parsonstown, Loughnacush Kilkeaskin, Drummond, Timahoe West, Coolcarrigan Carbury, Co. Kildare** subject to 7 conditions set out in the schedule attached.

The reason for the imposition of the said conditions are also included. The Planning Authority have had regard to any submissions or representations made on this file. If there is no appeal against the said decision a **grant of permission** in accordance with the decision will be issued after the expiration of the period within which an appeal may be made to An Bord Pleanála (see footnote). It should be noted that until a grant of permission has been issued the development in question is **NOT AUTHORISED** and work should not commence.

Date: 02/11/2011


Senior Executive Officer, Planning
Kildare County Council

PLEASE ARRANGE TO REMOVE SITE NOTICE

Any appeal against the decision of a Planning Authority under Section 37 of the Planning and Development Act 2000-2011 may be made to An Bord Pleanála, 64 Marlborough Street, Dublin 1. First and third party objections must be received by the Bord within 4 weeks beginning on the day of making the decision by the Planning Authority. The appeal must be fully complete from the start - you are not permitted to submit any part of it later, even within the time limit.

Any appeal made within the statutory appeal period to An Bord Pleanála will be invalid unless accompanied by

- 1 Confirmation of submission to Planning Authority
- 2 The correct statutory fee, (Fees payable to the Bord on or after 5th September, 2011)
 - (i) Appeal by 1st party relating to commercial development where the application included the retention of development - €4,500 or €9,000 if an EIS or NIS involved.
 - (ii) Appeal by 1st party relating to commercial development (no retention element in application) - €1,500 or €3,000 if EIS or NIS involved.
 - (iii) Appeal by 1st party non-commercial development where the application included the retention of development - €660
 - (iii) Appeal by 1st Party solely against contribution condition(s) – (2000 Act and amendments Section 48 or 49) - €220
 - (iv) Appeal following grant of leave to appeal
 - (v) An Appeal other than referred to in (i) to (v) above - €220

This guide does not purport to be a legal interpretation of the fees payable to the Bord. Please contact the Bord for further information.

RE:/ Planning Permission is sought for an extension (with a gross floor space of approximately 383 square meters) to the previously permitted composting facility (which is currently under construction). The proposed extension comprises the construction of a steel portal frame structure, the construction of reinforced concrete walls and the erection of cladding to match the existing composting facility. The ridge height of the proposed extension is approximately 10.26m above its finished floor level. Ancillary works required to integrate the proposed extension into the existing composting facility will include the construction of an external hard standing area, the construction of surface water drainage and wastewater drainage within an overall application area of 0.183 hectares. No increase to the previously permitted waste acceptance of 25,000 tonnes per annum at the composting facility is proposed, rather, an extension, an extension to provide additional floor space. The proposed development relates to an activity covered by existing Waste Licence No. W0201-03 issued by the Environmental Protection Agency. The proposed development will not require a review of the existing Waste Licence at Drehid Waste Management Facility located in the town lands of Parsonstown, Loughnacush, Kilkeaskin, Drummond, Timahoe West, Coolcarrigan, Killinagh Lower and Killinagh Upper, Carbury, Co. Kildare.

Bord Na Mona PLc. 11/902

Schedule 1 - Main Reasons and Considerations

Having regard to the nature, scale and extent of the development and having regard to the parent planning permission it is considered that subject to compliance with the conditions attached, the proposed development would not seriously injure the amenities of the area or of property in the vicinity, would not materially alter the character of the area and would be in accordance with the proper planning and sustainable development of the area.

Schedule 2: Conditions.

1. The development shall be carried out in its entirety, in accordance with the drawings and details submitted to the planning authority on the 08/09/2011, except where altered or amended by conditions in this permission.

Reason: To ensure that the development shall be in accordance with the permission and that effective control be maintained.

2. The development hereby permitted shall cease on the same date as the composting facility permitted under the parent planning permission, namely 04/371, (An Bord Pleanala Ref 09.212059) unless before that date a further permission is obtained to permit the proposed development beyond that date.

Reason: To avoid the complexity of different end dates regarding the overall developments on the lands, in order to allow the matter to be reassessed at the end of a reasonable period of time in the light of the circumstances, including technological advances existing at that time, and in the interest of the proper planning and sustainable development of the area.

3. In accordance with condition 2(2) of the parent planning permission, namely 04/371, (An Bord Pleanala Ref 09.212059) the amount of bio-waste to be accepted at the composting facility shall not exceed 25,000 tonnes per annum without a prior grant of planning permission. In addition the type of waste to be accepted shall be in accordance with that permitted under the parent planning permission.

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

4. Apart from the development authorised by this permission, the development shall be carried out and completed in accordance with the terms and conditions of previous overall permission relating to this site, in particular permission Ref. No. 04/371, (An Bord Pleanála Ref 09.212059) and any agreements entered into thereunder, insofar as these are applicable.

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

5(a) All leachate and wastewater shall discharge to the leachate and wastewater collection system.

(b) Only clean uncontaminated surface water shall discharge to the surface water system.

Reason: To avoid pollution and to ensure proper development.

6.(a) The applicant is required to engage the services of a suitably qualified archaeologist to carry out an archaeological assessment of the development site. No sub-surface work should be undertaken in the absence of the archaeologist without his/her express consent.

(b) The archaeologist should carry out any relevant documentary research and inspect the site. Test trenches may be excavated at locations chosen by the archaeologist (licensed under the National Monuments Acts 1930 – 2004), having consulted the site drawings and the National Monuments Service of Department of Arts, Heritage and the Gaeltacht.

(c) Having completed the work, the archaeologist should submit a written report to the Planning Authority and to Department of Arts, Heritage and the Gaeltacht. Where archaeological material/features are shown to be present, preservation in situ, preservation by record (excavation) or monitoring may be required.

Reason: In the interests of heritage protection, and the proper planning and sustainable development of the area.

7. The applicant/developer to pay to Kildare County Council the sum of €21,871.75 being the appropriate contribution to be applied to this development in accordance with the Development Contribution Scheme adopted by Kildare County Council on 7th September 2011 in accordance with Section 48 of the Planning and Development Act 2000 as amended. The amount payable under this condition shall be fully index-linked from the date of grant of permission. Payments of contributions are strictly in accordance with Paragraph 17 of Development Contribution Scheme adopted by Kildare County Council on 7th September 2011.

Reason: It is considered reasonable that the developer should make a contribution in respect of public infrastructure and facilities benefiting development in the area of the Planning Authority.