



Electronic Copy

Mr. Paraic Fay

On behalf of Deal View Farm Limited

12 December 2024

Reg. No: P1217-01

Regulation 10(2)(b)(ii) of the EPA (Industrial Emissions) (Licensing) Regulations 2013, in respect of a licence application from Deal View Farm Limited for an installation located at Coolanoran, Newcastlewest, County Limerick.

Dear Mr. Fay,

I refer to the application for a licence received by the EPA on 25 October 2024.

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:**

- a. Provide the planner report and associated documentation for planning permission 9312/38.

**2. Environmental Impact Statement:**

- a. Update the Environmental Impact Statement in accordance with the requirements of the 2014 EIA Directive.

**3. Stormwater:**

- a. Confirm whether stormwater discharges to ground or to land drains surrounding the houses. Provide a map outlining any surface water pathways with continuous lines between the storm water discharge points and the local land drains/watercourses.
- b. Outline clearly all existing and proposed silt traps or other mitigation measures.
- c. Provide the easting and northing for each stormwater discharge point.
- d. Clarify how clean storm water from concrete aprons is kept separate from wash water.

**4. Infrastructure:**

Confirm whether there are sanitary facilities onsite and provide details of any existing infrastructure e.g. septic tank, percolation area, etc.

**5. Site layout plan:**

Provide an updated site layout map clearly labelling the range area with the amount of land specified. Number all existing and proposed poultry houses with broiler capacity shown for each house on a revised site layout plan.

**6. Organic fertiliser:**

**a) Wash water:**

There is conflicting information in the application, between wash water tanks capacity proposed in attachment 7.6.2 (a) Landspreading Controls proposes (four wash water storage tanks on site total capacity 70.6m<sup>3</sup>) and the EIS proposes 16 m<sup>3</sup> per tank. Please clarify this by providing wash water information as follows:

- i. Confirm the capacity of the existing and proposed 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>
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)** Provide an updated letter from the contractor who will remove the poultry litter from the installation. This letter should include the following:

- i. The contractor's DAFM registration details;
- ii. The destination/use of the poultry litter;

- iii. Confirmation if the contractor will remove **all** poultry litter from the installation; and
- iv. Assurance that the transport of poultry litter will be in accordance with the Animal By-product Regulations

#### **7. Free range activity:**

It is noted that the free-range aspect of the activity has been omitted from the application. Update the application to include all relevant information regarding the operation of the activity as a free-range broiler unit. This should as a minimum include but is not limited to the following:

- a) A description of the activity as a free-range activity;
- b) stocking capacity of each of the poultry houses;
- c) description of range areas;
- d) stocking rates;
- e) access to range areas,
- f) potential impacts on the range areas, and
- g) potential impacts from the activity in the range areas to e.g. emissions to air, water, ground etc. This includes ensuring nitrogen and phosphorus deposition comply with the limits of European Union (Good Agricultural Practice for Protection of Waters) Regulations 2022 (SI 113/2022).

#### **8. Spreadlands:**

Conflicting information has been provided in the EIS and Attachment 7.6.2 (a) regarding the amount of land available for wash water.

In relation to the spreadlands available for wash water application, demonstrate that the lands identified have the capacity to accept the wash water generated and will not result in a stocking rate above 170kg organic Nitrogen per hectare stocking rate, the maximum specified in the Nitrates Regulations.

- (a) Provide a map of the proposed wash water spreadlands;
- (b) Confirm the owner of the spreadlands;
- (c) In relation to the spreadlands identified for wash water application;
  - i) Clarify the total area of land (in hectares) available for the receipt of wash water (excluding the site of the proposed activity)

#### **9. Operations:**

Confirm if the installation subject of this application and the adjacent poultry installation associated with planning permissions Ref. No. 92893 and Ref. No. 941070 (granted to Tommy Conway) operate as a shared enterprise or operate independently of one another.

Justify why poultry houses associated with PA Ref. No. 92893 and PA Ref. No. 941070 are not included in P1217-01 application.

**10. Application form:**

Submit a signed hardcopy of the application, including the accompanying documents and particulars as required by Regulation 9 of the Environmental Protection Agency (Industrial Emissions) (Licensing) Regulations 2013, to the headquarters of the Agency.

Please provide **written confirmation via EDEN** once the hard copy has been submitted to the Agency.

In addition to the above, please also provide an updated non-technical summary (Application Form, and EIS/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 **12 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 \(epa.ie\)](#).

Note that where the applicant fails to comply with this requirement in full and to the satisfaction of the Agency, the Agency may consider, having regard to the extent of the failure, whether the application can be considered pursuant to Regulation 10(2)(b)(ii)/Regulation 13(4)(b) of the Environmental Protection Agency (Industrial Emissions)(Licensing) Regulations 2013 as amended, and may issue a notice in writing that the application cannot be considered by the Agency, outlining the extent of such failure. Alternatively, where there is a failure to comply with this requirement the Agency may activate Regulation 19 of the EPA (Industrial Emissions)(Licensing) Regulation 2013, which pertains to Withdrawal or Abandonment of an application for licence.

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

Yours Sincerely,

Brian Walsh

Industrial & Carbon Emissions Regulation Programme

Office of Environmental Sustainability

Tel: 053 – 9160600