

Michelle Dodrill

Subject: FW: Planning Application SD22A/0420 at Site within the townlands of Ballybane & Kilbride, Clondalkin, Dublin 22
Attachments: 66705CON1extern_8804.docx

From: EIAPanning <eiaplanning@epa.ie>
Sent: Friday 9 December 2022 13:23
To: Planning Department <planningdept@SDUBLINCOCO.ie>;
Subject: Planning Application SD22A/0420 at Site within the townlands of Ballybane & Kilbride, Clondalkin, Dublin 22

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Your Ref: SD22A/0420

EPA Ref: 2557

Notification of Planning Application: Vantage Data Centers DUB11 Ltd, Ballybane & Kilbride, Clondalkin, Dublin 22

Dear Sir/Madam,

I refer to your correspondence received 28th November 2022 requesting comments from the Agency on the planning application and Environmental Impact Assessment Report (EIAR) for the above referenced development. In accordance with Section 87(1F) of the EPA Act 1992 as amended (hereafter referred to as the EPA Act), the Agency makes the following observations.

The development proposed may require an Industrial Emissions (IE) licence under Class 2.1 of the EPA Act: '*Combustion of fuels in installations with a total rated thermal input of 50 MW or more*'. However, it is not possible to determine whether Class 2.1 would apply from the documentation provided. The Agency has not received a licence application relating to the development described above or relating to the adjacent development South Dublin County Council Planning Ref. SD21A/0241.

Emissions to air from the proposed development could potentially impact on air quality, in particular from nitrogen oxides. The EIAR should address these potential impacts, in particular the potential for cumulative impacts due to any other emission sources in the vicinity, such as combustion plant, traffic etc.

It is noted that the planning application was accompanied by an EIAR. Should the Agency receive a licence application for the development, the applicant will be required to submit the associated EIAR to the Agency as part of the licence application. The EIAR will be considered and assessed by the Agency and the Agency shall ensure that before the licence is granted, the licence application will be made subject to an Environmental Impact Assessment as respects the matters that come within the functions of the Agency and in accordance with Section 83(2A) and Section 87(1G)(a) of the EPA Act. In addition, consultation on the licence application and EIAR will be carried out in accordance with Section 87 (1B) to (1H) of the EPA Act as appropriate. All observations from the planning authority will be taken into account as part of the Agency's assessment and before making a decision in relation to the licence application. Please also note that you will be requested to provide the documentation relating to the EIA you have carried out to the Agency under Section 173A(4) of the Planning and Development Act 2000 as amended.

Should a licence application be received by the Agency all matters to do with emissions to the environment from the activities proposed, the licence application documentation and EIAR will be considered and assessed by the Agency.

Where the Agency is of the opinion that the activities, as proposed, cannot be carried on, or cannot be effectively regulated under a licence then the Agency cannot grant a licence for such an activity. Should the Agency decide to grant a licence in respect of the activity, as proposed, it will incorporate conditions that will ensure that appropriate National and EU standards are applied, and that Best Available Techniques (BAT) will be used in the carrying on of the activities.

Finally, please note that in accordance with Section 87(1D)(d) of the EPA Act, the Agency cannot issue a Proposed Determination on a licence application which addresses the development above until a planning decision has been made.

For all further queries and correspondence relating to planning matters, please contact eiaplanning@epa.ie.

Yours faithfully,
Environmental Licencing Programme

Environmental Licencing Programme
Office of Environmental Sustainability
An Clár um Cheadúnú Comhshaoil
Oifig um Inbhuanaitheacht Chomhshaoil



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