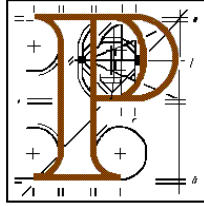


# An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2016

**Offaly County**

**Planning Register Reference Number: PL2/10/307**

An Bord Pleanála Reference Number: 19.RP.2134 (appeal reference number PL 19.238420)

**WHEREAS** by order dated the 21<sup>st</sup> day of July, 2011, An Bord Pleanála, under appeal reference number PL 19.238420, granted subject to conditions a permission to Glanpower Limited care of Axis Architecture of 19 High Street, Tullamore, County Offaly for development comprising provision of an industrial facility to accommodate an advanced pyrolysis system for the recovery of energy from biomass and waste. The approximate output will be six megawatts of renewable electricity for export to the national grid in line with Ireland's climate change strategy and five megawatts of heat. The facility will consist of an enclosed fuel recovery area, a reception and pre-treatment area, pyrolysis area, engine areas, office and staff facilities, ancillary accommodation and maintenance areas all enclosed in one building. The building will have 19 metres and 30 metres high vent stacks. Externally the site will accommodate vehicle movement areas, staff and visitor car parking, oil and water storage tanks and flare stack. The site will be provided with an effluent treatment system and percolation area and all additional landscaping and associated site works. The site will be accessed via a new entrance onto the Offaly County Council road to Derryclure Landfill. This road will be upgraded along with the access to the N80 including all associated site works. A new substation and switchroom structure will be located on this access road, all at Derryclure, Tullamore, County Offaly:

**AND WHEREAS** condition number 18 attached to the said permission required the developer to pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution was to be paid prior to commencement of development or in such phased payments as the planning authority may facilitate and was to be subject to any applicable indexation provisions of the Scheme at the time of payment and the condition required that details of the application of the terms of the Scheme were to be agreed between the developer and the planning authority or, in default of agreement, the matter was to be determined by An Bord Pleanála:

**AND WHEREAS** the developer and the planning authority failed to agree on the application of the terms of the Scheme in compliance with the terms of the said condition and the matter was referred by the developer to An Bord Pleanála on the 15<sup>th</sup> day of September, 2016 for determination:

**NOW THEREFORE** An Bord Pleanála, in exercise of the powers conferred on it by section 34(5) of the Planning and Development Act, 2000, as amended, and based on the Reasons and Considerations set out below, hereby determines that the Board agrees that the amount payable within the terms and conditions of the permission under condition number 18 shall be €236,830 (two hundred and thirty-six thousand, eight hundred and thirty euro).

### **REASONS AND CONSIDERATIONS**

Having regard to the planning history, the nature and scale of the development in question and the submissions from the parties, the Board considered that in accordance with Circular Letter PS 21/2013 issued by the Department of the Environment, Community and Local Government on the 30<sup>th</sup> day of December, 2013, the amount payable in accordance with the terms and conditions of the permission under condition number 18 is the contribution scheme applicable on the date of the grant of permission, that is, €236,830 (two hundred and thirty-six thousand, eight hundred and thirty euro).

## **MATTERS CONSIDERED**

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

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**Member of An Bord Pleanála  
duly authorised to authenticate  
the seal of the Board.**

**Dated this                    day of                    2017.**