



An  
Bord  
Pleanála

## Record of Meeting ABP-303412-19 2<sup>nd</sup> meeting

<b>Case Reference / Description</b>	ABP-303412-19  220kV electrical substation, 2 number 220kV circuits forming a loop-in/loop-out to the existing Maynooth-Woodland 220kV overhead line and three number 220kV circuits at Intel Ireland Facility, Leixlip, Co. Kildare.		
<b>Case Type</b>	Pre-application consultation		
<b>1<sup>st</sup> / 2<sup>nd</sup> / 3<sup>rd</sup> Meeting</b>	2 <sup>nd</sup>		
<b>Date</b>	22/05/19	<b>Start Time</b>	11 a.m.
<b>Location</b>	Cathal Brugha Room	<b>End Time</b>	12.05 p.m.
<b>Chairperson</b>	Rachel Kenny	<b>Executive Officer</b>	Fergal Kilmurray

<b>Attendees</b>		
<b>Representing An Bord Pleanála</b>		
<b>Staff Member</b>	<b>Email Address</b>	<b>Phone</b>
Rachel Kenny, Director of Planning		
Una Crosse, Senior Planning Inspector		
Ellen Morrin, Senior Administrative Officer		
Fergal Kilmurray, Executive Officer	f.kilmurray@pleanala.ie	01 8737247

<b>Representing the Prospective Applicant</b>		
Tomás Bradley, Senior Planner (Planning and Environment), Eirgrid		
Des Cox, Team Lead (Planning and Environment), Eirgrid		
Gary Connolly, Project Manager (New Connections), Eirgrid		
Niamh Roche, Senior Environmental Scientist, Mott McDonald		

The meeting commenced at 11 a.m.

Following introductions, the Board referred to its previous meeting with the prospective applicant held on the 14<sup>th</sup> March 2019 and the record of this meeting and the additional information received by the Board from the prospective applicant on the 14<sup>th</sup> May 2019. The Board enquired if the prospective applicant intended to close the pre-application consultation today. The prospective applicant replied that it was their view that this would be the final meeting.

### **The Prospective Applicants presentation.**

The prospective applicant submitted a hard copy of the submission issued to the Board by email on the 21<sup>st</sup> May 2019.

The prospective applicant stated that they have a statutory function under the European Communities (Internal Market in Energy) Regulations, 2000 (SI 445/2000) to ensure ‘that all reasonable demands for electricity are met’ and are responsible for delivering electrical power to major customers in Ireland, including Intel. The proposed

development will ensure that there is a secure and reliable supply of power to Intel manufacturing facility.

The prospective applicant stated that:

- The scale of such increased power demand means the Intel manufacturing facility will require a direct connection to the 220-kV electricity network – in addition to its existing connection to the 110 kV network.
- The development process is at step 5 (the planning process) of a 6 step process.
- Public Information day in relation to the proposed development was held on the 21<sup>st</sup> May 2019 in Leixlip, 15-20 people attended.
- Target planning application submission date – end of June/July 2019
- The best performing option for the proposed development was identified which included the following key elements -

220 kV Gas Insulated Switchgear (GIS) Substation at Kellystown Co. Kildare

- Gross floor area approx. 2,253 sq.m.;
- Maximum height of up to 17 m.;
- Within a compound of approx. 5,768 sq.m.

Two 220 kV underground cable (UGC) circuits in the townlands of Bogganstown Co. Meath, and Ravensdale and Kellystown Co. Kildare

- Connecting the existing Maynooth-Woodland 220 kV overhead line (OHL) to the proposed 220 kV substation;
- Approx. 2 km (per circuit) in trenches;
- Requires two Line Cable Interface Masts (LCIM) inserted into the existing OHL;
- Associated removal of approx. 90m of existing OHL between the two LCIMs;
- Associated refurbishment of an existing angle tower (AM37);

Six 220 kV UGC plus one low voltage UGC in the townlands of Kellystown and Blakestown, Co. Kildare

- Connecting the proposed 220 kV substation to transformers at the Intel facility;
  - Approx. 400m in length, occurring by standard trenching and trenchless techniques;
  - Connection to a proposed electrical compound immediately north of the Demand Customer transformer compound;
- Consultation has occurred with the two local authorities in which the proposed development is situated.
  - Traffic created by the proposed development would be minimal.
  - The seven bores would be made under the River Rye Water where the cable would pass.
  - The proposed cable route has been agreed with the landowners
  - Houses will be 60-90 metres away from the proposed development and will be heavily screened.
  - The 220kv substation will have landscape screening.
  - Typical Trench Arrangement for the proposed development will have a 10 metre separation from the SAC.
  - The proposed development is situated on Intel lands.
  - An NIS will be submitted with the application.

The prospective applicant considers that the proposed development constitutes Strategic Infrastructure Development.

## **Discussion**

The following matters were discussed:

**EIA** - The prospective applicant stated that it was their consideration that the proposed development is not a type of development that falls within Annex I and Annex II of the Environment Impact Assessment Directive and relevant Irish legislation and requested the Board to provide its written preliminary view as to whether or not EIAR is required in respect of the proposed development. The considerations regarding EIA were discussed. The Board stated that only a

preliminary view can be given by the Board in relation to this issue and advised the prospective applicant to refer to the previous Directions issued by the Board in this regard. The prospective applicants said they would submit a legal opinion to the Board on the matter of the need for EIAR.

**AA** - NIS submitted should be comprehensive and should outline in detail:

- I. the bore process under the River Rye Water,
- II. previous examples of the proposed technology,
- III. the cumulative effects of the development in relation to other applications,

**Procedures** - The Board recommended that site notices and drawings should use same language to refer to proposed infrastructure, discussion was undertaken with regard to the location of proposed site notices. The Board advised that following the conclusion of the pre-application process a list of prescribed bodies to be served with notice of the application would issue with the Board Direction.

**Further Meetings** - The prospective applicant advised the Board that no further meeting would be sought and that they proposed to submit an application in July 2019.

**Application procedures:**

Procedures in relation to the making of a formal planning application are as follows: An application can only be lodged after formal notice has been received by the prospective applicant from the Board.

The application must be made by way of full completion of an application form to the Board.

The Board requires as a minimum that the public notice of the application would be in two newspapers circulating in the area to which the proposed development relates, one of which should be a national newspaper. A site notice in accordance

with the protocols set out in the Planning and Development Regulations, 2001-2018 must also be erected. The date of the erection of the site notice is to be inserted; otherwise it should contain the same information as the newspaper notices and should remain in place for the duration of the period during which the public can make submissions to the Board. The Board recommended that site notices should be placed start and the finish position of the proposed development, and along the route at junctions and crossings.

The documentation relating to the application is to be available for public inspection at the offices of the relevant planning authority and the offices of An Bord Pleanála. In this regard, the requirements in terms of the number of copies of the documentation to be lodged with the relevant planning authority and the Board is as follows:

Planning Authority – 5 hard copies and 2 electronic copies.

An Bord Pleanála – 3 hard copies and 7 electronic copies.

The Board also requires the prospective applicant to provide a stand-alone website containing all of the application documentation. The address of this website is to be included in the public notice.

The public notice of the application is to indicate that the application documentation will be available for public inspection after the elapsment of at least 5 working days from the date of the publication of the notice so as to ensure that the documentation is in place for such inspection.

The time period for the making of submissions by the public is to be at least seven weeks from the date the documents become available for inspection (not from the date of publication of the public notices). The Board requires that the public notice must indicate the deadline time and date for the making of submissions to the Board. It was agreed that the prospective applicant could advise the Board's administrative personnel in advance of the details of its proposed public notice and that any further

definitive advice on same including confirmation of dates/times could be communicated at that stage.

The service of notice of the application on any prescribed bodies must include a clear statement that the person served can make submissions to the Board by the same deadline as specified in the public notice.

The service letter on the planning authority with the necessary copies of the documents should be addressed to the Chief Executive and should also alert the authority to the Board's requirement that the application documentation be made available for public inspection/purchase by the planning authority in accordance with the terms of the public notice (copies of any newspaper/site notices should be provided to the planning authority). It is the Board's intention that all of the application documentation will remain available for public inspection during the currency of the application.

The depositing of the application documentation and the making of the application to the Board should take place immediately after the publication of the notice and the completion of the service requirements. It should not await the elapsment of the period for the public to make submissions. The application documentation should include a copy of all letters serving notice of the application on prescribed bodies and the local authority, copies of the actual newspaper notices as published and the site notice.

The fee for lodging an application is €100,000. The fee for making a submission in respect of an application is €50 (except for certain prescribed bodies which are exempt from this fee). There is an existing provision enabling the Board to recover its costs for processing any application from the applicant. In addition, it was pointed out that the legislation also enables the Board to direct payment of costs or a contribution towards same to the planning authority and third parties.

In the event the EIAR is submitted with the application, the prospective applicant has an obligation to register the planning application on the Department's EIAR Portal.

The sequencing of the making of the application was summarised as follows:

- Publish newspaper notices.
- Serve copy of relevant documents on bodies/persons required to be notified of the application. Deposit required number of copies with relevant planning authority.

Deposit required number of copies of application documentation with An Bord Pleanála and make an application to it.

### **Conclusion:**

The record of the meeting will issue to the prospective applicant and it will then be a matter for the prospective applicant to submit any comments on this if it wishes to do so. Following this, the prospective applicant should seek a further meeting with the Board or request closure to the pre-application process.

If closure to the pre-application process is requested, the reporting inspector will complete the report and recommendation which will be forwarded to the Board for determination. A decision will then issue to the prospective applicant.

The meeting concluded at 12.05 p.m.

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**Rachel Kenny**

**Director of Planning**