An Roinn Comhshaoil, Aeráide agus Cumarsáide Department of the Environment, Climate and Communications



The Secretary An Bord Pleanála 64 Marlborough Street Dublin 1 D01 V902

28th June 2022

Re: Notice of Application to An Bord Pleanála: Proposed Development of Temporary Emergency Electricity Generating Plant, North Wall, Dublin 1

Dear Sir/Madam,

I hereby submit an application to An Bord Pleanála for approval under Section 181(2A)(b) of the Planning and Development Act 2000 (as amended)

The application relates to a proposed development located within the boundary of the existing North Wall Power Generating Station. I am satisfied that this development is required by reason of an emergency, being a temporary electricity emergency identified by the Commission for Regulation of Utilities.

I have considered whether an Environmental Impact Assessment or an Appropriate Assessment is required in respect of the proposed development and, having regard to Part X and Part XAB of the Planning and Development Act 2000 (as amended), I am satisfied that both such assessments are required.

In accordance with the decision of the Board, I propose to make an Order under Section 181(2)(a) of the Planning and Development Act 2000 (as amended) to provide that the Act shall not apply to the proposed development.

The full details of the application are set out in the accompanying letter from Eirgrid.

Your sincerely,

Sama lygen

Eamon Ryan, T.D. Minister for the Environment, Climate and Communications

29-31 Bóthar Adelaide, Baile Átha Cliath, D02 X285 29-31 Adelaide Road, Dublin, D02 X285 T +353 1 678 2000 www.gov.ie/decc



Encl.

- Eirgrid Letter
- Draft Statutory Order
- Newspaper Notice
- 3 no. USBs with Planning Documents
- 2 no. copies of the proposed Photomontages
- 2 no. copies of the Environmental Impact Assessment Report (Parts 1 to 4)
- 2 no. copies of the EIAR Non-technical Summary
- 2 no. copies of the Appropriate Assessment Screening Report and Natura Impact Statement document
- 2 x 19 no. Drawings as per attached drawing list



www.eirgrid.com An tUbhchruth, 160 Bóthar Shíol Bhroin Droichead na Dothra, Baile Átha Cliath 4, D04 FW28, Éire The Oval, 160 Shelbourne Road Ballsbridge, Dublin D04 FW28, Ireland Fón / Telephone +353 1 677 1700 **R-phost / Email** info@eirgrid.com

Minister Eamon Ryan TD, Department of the Environment, Climate and Communications, 29-31 Adelaide Rd, Saint Kevin's, Dublin, D02 X285

27 June 2022

Re: Contents of technical documentation pack to be included in the application to An Bord Pleanála to be submitted by the Minister for the Environment, Climate and Communications for approval. Proposed development of temporary emergency electricity generation at ESB North Wall Power Station, North Wall, Alexandra Road, Dublin Port, Dublin 1.

Dear Minister,

The purpose of this letter is to set out the contents of the technical documentation pack to be included in the application to An Bord Pleanála to be submitted by the Minister for the Environment, Climate and Communications for approval under Section 181(2A)(b) of the *Planning and Development Act 2000* (as inserted by Regulation 4(b) of the European Union (Environmental Impact Assessment and Habitats) (Section 181 of the *Planning and Development Act 2000*) Regulations 2019 (SI No. 418 of 2019)) in respect of the proposed development of temporary emergency electricity generation at ESB North Wall Power Station, North Wall, Alexandra Road, Dublin Port, Dublin 1.

As required, the following documentation is included:

- The plans, drawings and particulars in relation to the proposed development;
- The Environmental Impact Assessment Report and Natura Impact Statement; and
- The confirmation notice from the Department of Housing, Planning and Local Government's EIA Portal.

A full description of the proposed development is contained within the documentation and drawings enclosed herewith.

We trust that this is in order.

Yours sincerely

Rober Dele

Rodney Doyle Chief Operating Officer

cc Paul O'Neill, Principal Officer - Planning Advisory, Department of the Environment, Climate and Communications

Seoladh Cláraithe: EirGrid cpt, An tUbhchruth, 160 Bóthar Shíol Bhroin, Droichead na Dothra, Baile Átha Cliath 4, D04 FW28, Éire • Uimhir Chláraithe na Cuideachta No. 338522

APPENDIX – SCHEDULE OF PRESCRIBED BODIES

Prescribed Authority (in accordance with Section 175(4) of the Act)	Address	Format
An Chomhairle Ealaíon	70 Merrion Sq South, Saint Peter's, Dublin 2, D02 NY52.	Email
Fáilte Ireland	Áras Fáilte, 88-95 Amiens St, Dublin 1.	Email
An Taisce	Tailor's Hall, Back Lane, Dublin, D08 X2A3	Email
The Commission for the Regulation of Utilities	The Grain House, The Exchange, Belgard Square North, Tallaght, Dublin 24, D24 PXW0	Email
The Eastern & Midland Regional Assembly	3 rd Floor North, Ballymun Civic Centre, Main Street, Ballymun, Dublin 9, D09 C8P5	Email
Environmental Protection Agency	PO Box 3000, Johnstown Castle Estate, Wexford, Y35 W821	Email
The Heritage Council	Áras na hOidhreachta, Church Lane, Kilkenny, R95 X264	Email
Health & Safety Authority	The Metropolitan Building, James Joyce Street, Dublin 1, D01 KOY8	Email
Health Service Executive	Dr. Steevens' Hospital, Steevens' Lane Dublin 8, D08 W2A8	Email
Inland Fisheries Ireland	3044 Lake Drive, Citywest Business Campus, Dublin,	Email

	D24 CK66	
Irish Water	Colvill House,	Email
	24-26 Talbot Street,	
	Mountjoy,	
	Dublin 1,	
	D01 NP86	
Dublin City Council	Block 3,	Email
	Floor 0.	
	Civil Offices,	
	Wood Quay,	
	Dublin 8,	
	D09 RF3F	
Transport Infrastructure	Parkgate Business Centre,	Email
Ireland	Parkgate Street,	
	Dublin 8,	
	D08 DK10	
Minister for Housing, local	Department of Housing, Local	Email
Government and Heritage	Government and Heritage,	
(both Minister for Heritage	Custom House,	
function, as transferred, and	Dublin,	
Minister responsible for	D01 W6XO	
planning)		
Climate Action and	29-31 Adelaide Rd,	Email
Environment (as per Regs,	Saint Kevin's,	
DECC as per current name)	Dublin,	
	D02 X285	

Draft of

ORDER

entitled

Planning and Development Act 2000 (Section 181(2)(a)) Order 2022

To be made by the Minister for the

Environment, Climate and

Communications

WHEREAS the Minister for the Environment, Climate and Communications -

- (a) is satisfied that the carrying out of the development described in the Schedule proposed to be carried out by or on behalf of EirGrid, a statutory undertaker for the purposes of section 181 of the Planning and Development Act (No. 30 of 2000), is required by reason of a temporary electricity emergency identified by the Commission for Regulation of Utilities,
- (b) has considered whether an environmental impact assessment or an appropriate assessment, or both such assessments, of the development so proposed to be carried out, is or are required and is satisfied, having had regard to Parts X and XAB of the Planning and Development Act 2000 (No. 30 of 2000), that such assessment or assessments is or are required, and therefore is satisfied that an application to An Bord Pleanála for approval under section 181(2A)(b) of the Planning and Development Act 2000 is required,
- (c) has made an application to An Bord Pleanála for approval under section 181(2A)(b) of the Planning and Development Act 2000,
- (d) has obtained a decision of An Bord Pleanála under section 181(2L)(a) of the Planning and Development Act 2000 dated [] (Case reference: [] and Board Order []) approving the development described in the Schedule, and

(e) has complied with section 181(2)(aa) of the Planning and Development Act 2000,

NOW THEREFORE the Minister for the Environment, Climate and Communications, in exercise of the powers conferred on him by section 181(2)(a) of the Planning and Development Act 2000 (No. 30 of 2000), hereby makes the following order:

This Order may be cited as the Planning and Development Act 2000 (Section 181(2)(a)) Order 2022.

2. The Planning and Development Act 2000 (No. 30 of 2000) (other than sections 50, 50A, 50B and 181 of that Act) shall not apply, pursuant to subsections (2) to (2AA) of section 181 of that Act, to the development described in the Schedule proposed to be carried out by or on behalf of EirGrid, a statutory undertaker for the purposes of section 181 of the Planning and Development Act (No. 30 of 2000).

SCHEDULE

Part 1

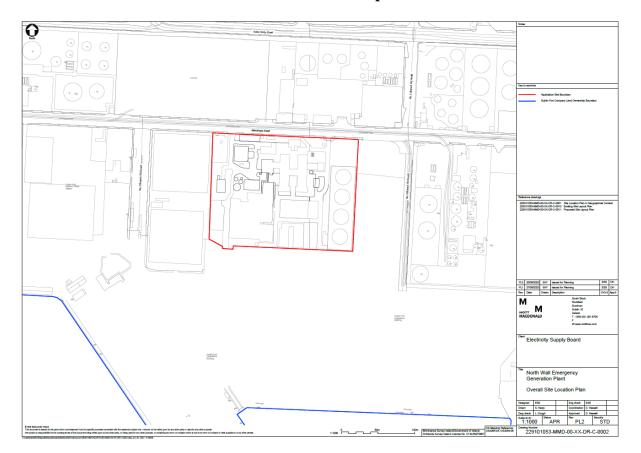
Site: The existing North Wall Power Generating Station, which is, for ease of reference, outlined in red on the maps set out in Part 2.

- Address: Alexandra Road, Dublin 1
- Description: The development will consist of temporary emergency electricity generating plant at North Wall Power Generating Station that is required by reason of a temporary electricity emergency identified by the Commission for Regulation of Utilities. The temporary emergency electricity generating plant will consist of six 35MW nominal capacity gas turbine units of modular design. Each gas turbine module will include an 11m tall stack, air intake filters, exhaust silencer and ancillaries. Six control house modules and three power control modules will be provided. The development will also include three natural gas compressors each with an associated fin-fan cooler, a 1250m3 water storage tank (14.5m tall) for potable and firefighting purposes together with associated pumphouse, two air compressors, electrical reactors, pipe and cable racks, modifications to existing surface water drainage system, revised internal road layout and minor ancillary plant and equipment structures.

The development will also comprise the demolition of existing structures including gas compressor building, decommissioned 38kV substation building, fuel oil pump house, gate keeper's house, air inlet filter house and electrical house and other minor redundant installations.

The development will also include necessary preliminary site works, civil and ancillary works required to enable the construction and operation of the facility.

Part 2

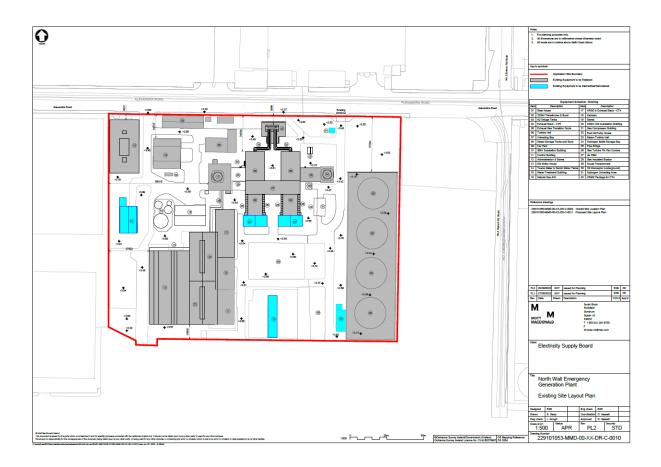


Site Location Map



Proposed Site Layout Plan

Proposed Site Demolition Plan



GIVEN under the Official Seal of the

Minister for the Environment, Climate and Communications,

_____2022.

Minister for the Environment, Climate and Communications.



An Roinn Comhshaoil, Aeráide agus Cumarsáide Department of the Environment, **Climate and Communications**

An tAcht Um Pleanáil agus Forbairt 2000 (arna leasú) - Alt 181(2a) FÓGRA UM IARRATAS CHUIG AN MBORD PLEANÁLA AG AN AIRE COMHSHAOIL, AERÁIDE AGUS CUMARSÁIDE

DE BHRÍ go bhfuil an tAire Comhshaoil, Aeráide agus Cumarsáide ("an tAire") sásta gur gá an fhorbairt bheartaithe a ndéantar cur síos uirthi thíos a dhéanamh thar ceann Eirgrid mar gheall ar éigeandáil shealadach leictreachais arna sainaithint ag an gCoimisiún um Rialáil Fóntas; DE BHRÍ go mbeartaíonn an tAire ordú a dhéanamh faoi ait 181(2)(a) den Acht um Pleanáil agus Forbairt 2000 (arna leasú) chun a fhoráil nach mbeidh feldhm leis an Acht (seachas ailt 50, 50A, 50B agus 181 den Acht sin) ar an bhforbairt bheartaithe;

DE BHRÍ gur bhreithnigh an tAire cibé an bhfuil gá le measúnú tionchair timpeallachta nó le measúnú cuí i leith na forbartha a bheartaítear agus, ag féachaint do Chuid X agus do Chuid XAB den Acht um Pleanáil agus Forbairt 2000 (arna leasú), go bhfuil sé sásta go bhfuil an dá mheasúnú dá leithéid ag teastáil;

DE BHRÍ go bhfuil an tAire sásta go bhfuil iarratas chuig an mBord Pleanála ar cheadú faoi alt 181(2A)(b) den Acht um Pleanáil agus Forbairt 2000 (arna chur isteach le Rialachán 4(b) de Rialacháin an Aontais Eorpaigh (Measúnú Tionchair Timpeallachta agus Gnáthóga) (Ait 181 den Acht um Pleanáil agus Forbairt 2000) 2019 (IR Uimh. 418 de 2019)) de dhíth;

DE BHRÍ, de bhun alt 181(2A)(e) den Acht um Pleanáil agus Forbairt 2000 (arna leasú) go bhfuil toirmeasc ar an Aire ordú a dhéanamh faoi alt 181(2)(a) den Acht um Pleanáil agus Forbairt 2000 (arna leasú) seachas i gcomhréir le faomhadh ón mBord;

Tá sé beartaithe agamsa, Eamon Ryan, an tAire Comhshaoil, Aeráide agus Cumarsáide, faomhadh a lorg ón mBord Pleanála le haghaidh agus maidir leis an bhforbairt bheartaithe atá suite laistigh de Stáisiún Giniúna Cumhachta an Phoirt Thuaidh, Bóthar Alexandra, Baile Átha Cliath 1, D01 A370.

Is éard a bheidh san fhorbairt a bheartaitear:

Gléasra giniúna leictreachais éigeandála sealadach le soláthar laistigh de Stáisiún Giniúint Cumhachta an Phoirt Thuaidh atá ann cheana féin, agus a chuimseoidh:

- Sé aonad gás-tuirbín le toilleadh ainmniúil 35MWe de dhearadh modúlach. Áireoidh gach modúl tuirbín gáis simléar 11m ar airde, scagairí iontógála aeir, tostóir sceite agus earraí coimhdeacha:
- Sé mhodúl rialaithe tí (3.39m ar airde) agus trí mhodúl rialaithe cumhachta (5.5m ar airde);
- Trí chomhbhrúiteoir gáis nádúrtha (3.14m ar airde) gach ceann acu le fuaraitheoir eite-ghathaithe:
- Umar stórála uisce 1250m3 (14.5m ar airde) chun críocha inólta agus comhrac dóiteáin mar aon leis an teach caidéil a bhaineann leis:
- Dhá chomhbhrúiteoir aeir (2.5m ar airde), imoibreoirí leictreacha, racaí píopa agus cábla;
- Athruithe ar an gcóras draenála uisce dromchla atá ann faoi láthair;
- Leagan amach inmheánach bóithre leasaithe agus mionstruchtúir trealaimh agus fearais chúnta lena n-áirítear limistéir stórála bundaithe; agus,
- Struchtúir atá ann cheana a scartáil lena n-áirítear foirgneamh comhbhrúiteora gáis, foirgneamh fostáisiúin 38kV díchoimisiúnaithe, teach caidéil ola bhreosla, teach maor an gheata, teach scagaire ionraonta aeir agus teach leictreach agus suiteálacha beaga eile nach bhfuil in úsáid.

Áireofar an fhorbairt a bheartaítear freisin réamhoibreacha suímh riachtanacha, oibreacha sibhialta agus coimhdeacha a theastaíonn chun tógáil agus oibriú na saoráide a chumasú. ls é achar iomlán an láithreáin iarratais ná timpeall 3 heicteár.

Ulimhaíodh Tuarascáil Measúnaithe Tionchair Timpeallachta agus Ráiteas Tionchair Natura

maidir leis an bhforbairt a bheartaitear. Is féidir cóip den iarratas, lena n-áirítear dréacht den ordú atá beartaithe ag an Aire a dhéanamh

faoi alt 181(2)(a) den Acht um Pleanáil agus Forbairt 2000 (ama leasú), na pleananna, na líníochtaí agus na sonraí i ndáil leis an bhforbairt bheartaithe, an Tuarascáil ar Mheasúnú Tionchair Timpeallachta agus an Ráiteas Tionchair Natura, a iniúchadh saor in aisce nó a cheannach ar tháille shonraithe a loc (nach rachaidh thar an gcostas réasúnach as cóip den sórt sin a dhéanamh) le linn uaireanta oscailte poiblí ar feadh tréimhse dar tosach Dé Céadaoin 29th Meitheamh 2022 agus dar críoch Dé hAoine 29th Iúil 2022 ag na suíomhanna seo a leanas:

 Oifigí an Bhord Pleanáia, 64 Sráid Mhaoilbhríde, Baile Átha Cliath 1, D01 V902 Comhairle Cathrach Bhalle Átha Cliath, Oifigí Cathartha, An Ché Adhmaid, Baile Átha Cliath 8, DO8 RF3F.

Is féidir an t-iarratas a inlúchadh ar líne freisin ag an suíomh gréasáin seo a leanas: https://www.gov.ie/en/consultations/

Féadfaidh duine ar bith, laistigh den tréimhse dar tosach Dé Céadaoin 29th Meitheamh 2022 agus dar críoch Dé hAoine 29th Iúli 2022 aighneacht nó tuairim i scríbhinn a dhéanamh chuig an mBord Pleanála, 64 Sráid Maoilbhríde, Baile Átha Cliath 1, D01 V902, maidir leis na héifeachtaí suntasacha dóchúla ar an gcomhshaol agus/nó éifeachtaí díobhálacha ar shláine láithreáin Eorpaigh, de réir mar a bheidh, na forbartha a bheartaitear, má dhéantar í. Déanfaidh an Bord Pleanála aighneachtaí nó tuairimí cuí a mheas agus cinneadh á dhéanamh ar an iarratas. De bhun alt 181(2L) den Acht um Pleanáil agus Forbairt 2000 (arna leasú), féadfaidh an Bord Pleanála:

- (i) an fhorbairt bheartaithe a cheadú;
- (ii) cibé modhnuithe a dhéanamh ar an bhforbairt bheartaithe a shonróidh sé sa cheadú agus an fhorbairt bheartaithe a cheadú arna mhodhnú amhlaidh,
- (iii) an fhorbairt bheartaithe a cheadú, go páirteach amháin, (fara nó d'éagmais modhnuithe sonraithe den chineál sin roimhe seo), nó (iv) diúltú an fhorbairt bheartaithe a cheadú,

éadfaidh sé clbé coinníollacha nó bearta cúitimh, nó an dá cheann de réir mar a bheidh, is cul leis a chur ag gabháil le ceadú faoi fhomhír (i), (ii) nó (iii).

Planning and Development Act 2000 (as amended) – Section 181(2a) NOTICE OF APPLICATION TO AN BORD PLEANÁLA BY THE MINISTER FOR THE ENVIRONMENT, CLIMATE AND COMMUNICATIONS

WHEREAS the Minister for the Environment, Climate and Communications (the "Minister") is satisfied that the carrying out of the proposed development described below on behalf of Eirgrid is required by reason of a temporary electricity emergency identified by the Commission for Regulation of Utilities;

WHEREAS the Minister proposes to make an order under section 181(2)(a) of the Planning and Development Act 2000 (as amended) to provide that the Act (other than sections 50, 50A, 50B and 181 of that Act) shall not apply to the proposed development;

WHEREAS the Minister has considered whether an environmental impact assessment or an appropriate assessment is required in respect of the proposed development and, having had regard to Part X and Part XAB of the Planning and Development Act 2000 (as amended), is satisfied that both such assessments are required;

WHEREAS the Minister is satisfied that an application to An Bord Pleanála for approval under section 181(2A)(b) of the Planning and Development Act 2000 (as inserted by regulation 4(b) of the European Union (Environmental Impact Assessment and Habitats) (Section 181 of the Planning and Development Act 2000) Regulations 2019 (SI No. 418 of 2019)) is required;

WHEREAS pursuant to section 181(2A)(e) of the Planning and Development Act 2000 (as amended) the Minister is prohibited from making an order under section 181(2)(a) of the Planning and Development Act 2000 (as amended) other than in accordance with an approval from the Board;

I, Earnon Ryan, Minister for the Environment, Climate and Communications, propose to seek the approval of An Bord Pleanála for and with regard to the proposed development located within the existing North Wall Power Generating Station, Alexandra Road, Dublin 1, D01 A370. The proposed development will consist of:

Temporary emergency electricity generating plant to be provided within the existing North Wall Power Generating Station, and comprising:

- Six 35MWe nominal capacity gas turbine units of modular design. Each gas turbine module will include an 11m tall stack, air intake filters, exhaust silencer and ancillaries;
- Six control house modules (3.39m tall) and three power control modules (5.5m tall);
- Three natural gas compressors (3.14m tall) each with an associated fin-fan cooler;
- A 1250m3 water storage tank (14.5m tall) for potable and firefighting purposes together with associated pumphouse;
- Two air compressors (2.5m tall), electrical reactors, pipe and cable racks;
- Modifications to existing surface water drainage system;
- Revised internal road layout and minor ancillary plant and equipment structures including bunded storage areas; and,
- The demolition of existing structures including gas compressor building, decommissioned 38kV substation building, fuel oil pump house, gate keeper's house, air inlet filter house and electrical house and other minor redundant installations.

The proposed development will also include necessary preliminary site works, civil and ancillary works required to enable the construction and operation of the facility.

The overall application site area is approximately 3 hectares.

An Environmental Impact Assessment Report and Natura Impact Statement have been prepared in respect of the proposed development.

A copy of the application, including a draft of the order the Minister proposes to make under section 181(2)(a) of the Planning and Development Act 2000 (as amended), the plans, drawings and particulars in relation to the proposed development, the Environmental Impact Assessment Report and the Natura Impact Statement, may be inspected free of charge or purchased on payment of a specified fee (which shall not exceed the reasonable cost of making such copy) during public opening hours for a period commencing on Wednesday 29th June 2022 and ending on Friday 29th July 2022 at the following locations:

- The Offices of An Bord Pleanála, 64 Mariborough Street, Dublin 1, D01 V902.
- Dublin City Council, Civic Offices, Wood Quay, Dublin 8, D08 RF3F.

The application may also be inspected online at the following website:

https://www.gov.ie/en/consultations/

Any person may, within the period commencing on Wednesday 29th June 2022 and ending on Friday 29th July 2022 make a submission or observation in writing to An Bord Pleanala, 64 Mariborough Street, Dublin 1, D01 V902, relating to the likely significant effects on the environment and/or adverse effects on the integrity of a European site, as the case may be, of the proposed development, if carried out. Submissions or observations duly made will be considered by An Bord Pleanála in making a decision on the application.

Pursuant to section 181(2L) of the Planning and Development Act 2000 (as amended), An Bord Pleanála may:

- (i) approve the proposed development;
- (ii) make such modifications to the proposed development as it specifies in the approval and approve the proposed development as so modified,
- (iii) approve, in part only, the proposed development (with or without specified modifications of it of the foregoing kind), or

(iv) refuse to approve the proposed development,

Ba cheart aon cheisteanna a bhaineann leis an aighneacht seo a chur chuig an Rúnaí, An Bord Pleanála (Teil uimh. 01-858 8100).

Féadfaidh duine bailíocht aon chinnidh den sórt sin ón mBord a cheistiú trí iarratas ar athbhreithniú breithiúnach, faoi ordú 84 de Riail na nUaschúirteanna (S.I. Uimh. 15 de 1986, arna leasú le S.I. Uimh. 691 de 2011), de réir Alt 50, 50A agus 50B den Acht um Pleanáil agus Forbairt 2000 (arna leasú).

Is féidir faisnéis phraiticiúil ar an meicníocht athbhreithnithe a rochtain ar shuíomh gréasáin an Bhoird (www.pleanala.ie) faoin gceannteideal seo a leanas: Eolas ar chásanna/Liostaí seachtainiúla - Athbhreithnlú Breithiúnach ar Chinntí Pleanála. Tá an fhaisnéis seo ar fáil freisin ar shuíomh gréasáin na Seirbhíse um Fhaisnéis do Shaoránaigh www.citizensinformation.ie.

and may attach to an approval under subparagraph (i), (ii) or (iii) such conditions or compensatory measures, or both as the case may be, as it considers appropriate.

Any queries relating to this submission should be directed to The Secretary, An Bord Pleanála (Tel no. 01-858 8100)

A person may question the validity of any such decision by the Board by way of an application for judicial review, under order 84 of the Rule of the Superior Courts (S.I. No. 15 of 1986, as amended by S.I. No. 691 of 2011), in accordance with Section 50, 50A and 50B of the Planning and Development Act 2000 (as amended).

Practical Information on the review mechanism can be accessed on the Board's website (www.pleanala.ie) under the following heading: Information on cases/Weekly lists -Judicial Review of Planning Decisions. This information is also available on the Citizens Information Service website www.citizensinformation.ie.