

ANNEX NO. 2 TO THE ENVIRONMENTAL MANAGEMENT PLAN

FINAL VERSION

ODRA-VISTULA FLOOD MANAGEMENT PROJECT



Environmental Category A - as per OP 4.01 WB

Subcomponent 1B:

Flood protection on the Middle and Lower Odra

Contract for works 1B.7:

WFS Widawa – the rebuilding of the flood management system of the municipality of Czernica, Długoleka, Wisznia Mała and Wrocław

Issue	Date	Author	Checked by	Client's Approval	Description
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ODRA-VISTULA FLOOD MANAGEMENT PROJECT

co-financed by:

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ENVIRONMENTAL MANAGEMENT PLAN

Subcomponent: *1B – Flood protection on the Middle and Lower Odra*

Contract: *1B.7 WFS Widawa – the rebuilding of the flood management system of the municipality of Czernica, Długoleka, Wisznia Mała and Wrocław*

Project Implementation Unit:

State Water Holding Polish Waters

Regional Water Management Authority in Wrocław

Authors of the study:

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OVFMP PIU

Technical Assistance Consultant –

Joint Venture: SWECO Polska Sp. z o. o., SWECO Nederland B.V.

Wrocław, January 2023

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1. INTRODUCTION

Field limitations resulting from the construction of a voivodeship road implemented as part of the project "*Construction of voivodeship road from voivodeship road no. 455 to national road no. 98, length of approx. 10,40 km from km 8+070 to km 18+470 (in a local system)*" (the task is not implemented as part of the OVFMP; it is a different investment, independent of the OVFMP, and is also a public purpose investment conducted by DSDiK¹ in Wrocław), occurred when executing the Contract 1B.7 titled: *WFS Widawa – the rebuilding of the flood management system of the municipality of Czernica, Długołęka, Wisznia Mała and Wrocław*. This road crosses the valley of the Widawa River in the neighbourhood of the place where Contract 1B.7 is implemented.

It was thus necessary to resolve the field limitations in the area where the two investments are located in their immediate neighbourhood by introducing for implementation a different type of a flood protection structure - than was originally envisaged - along a stretch of the left bank of the Widawa River. The purpose is to provide access by road, i.e. access to plots nos. 276/5, 276/2, 276/3 and 275/6, precinct of Śliwice, municipality of Długołęka.

Replacement design solutions were then elaborated consisting in replacing a flood protection embankment with a flood protection wall along the left bank of the Widawa River at a distance of approx. 130 m, together with the construction of two flood gates. It should be noted that flood protection walls had been planned over a length of 1.28 km from the very beginning and already constructed along other sections of the conducted investment. Hence, all the conditions for performing this type of works are included in both, the valid environmental decision and in the existing EMP documentation.

As a result of the new technical solution, it was necessary to change the content of the *Characteristics of the project*, being an integral part of the Decision on environmental conditions issued by RDOŚ in Wrocław of 19 May 2021 (ref.: WOOŚ.420.7.2020.AP.3), hereinafter referred to as the *RDOŚ Decision* – the decision is included in App. 5a to the EMP for Contract 1B.7. The construction of hydrotechnical structures in the form of flood protection embankments is only indicated in the current content of the *RDOŚ Decision*.

The primary nature of the project's objective, which is to secure the areas situated along the Widawa River against flood, has not been altered by introducing the change in the type of the flood protection structure over a distance of approx. 130 m. Such changes do not change the scope and the impact area of the investment as indicated in the documentation prepared for issuing the *RDOŚ Decision*. To consolidate and update the environmental documents valid for the Contract, the existing EMP needs to be specified in more detail as a result of this change, to describe the scope of works performed.

¹Lower Silesia Road and Railway Service in Wrocław.

2. ENVIRONMENTAL CONDITIONS OF CONTRACT EXECUTION

As a result of changing the technical solutions, the *RDOŚ Decision* had to be changed. The previous content of the decision stated the execution of hydrotechnical structures in the form of flood protection embankments only, thus the aim of the changes to the decision is only to correct the content of the *Characteristics of the project*.

The changes proposed to the *RDOŚ Decision* do not alter the basic objective of the project implemented under Contract 1B.7 in any way, which is to secure against flood the areas situated along the Widawa river at the section from km 21+500 to km 30+000. The construction of a flood protection wall with flood gates will have the same flood protection function as the implementation of a flood protection embankment. The changes only concern a section with a length of approx. 130 m along the Widawa River.

Thus, the change introduced in the technical solutions of the project does not change the scope and area of environmental impacts determined by the *RDOŚ Decision*, nor the scope and scale of environmental impacts generated by the project at the stage of execution and operation. This is due to the fact that no changes will be introduced to the location of flood protection facilities. Variation solutions will only be applied in the same location as the original location. These solutions do not alter the existing type and extent of the investment's impact either in the construction phase nor in the operation phase. It is hence not necessary to modify the environmental decision as regards the conditions of conducting the works or to implement mitigation measures other than those currently stated therein.

The relevant information on replacing the section of 130 m of the embankment with a flood protection wall is thus introduced to the *Characteristics of the project* by changing the *RDOŚ Decision*. It is not contrary to the public interest and the Employer's (RZGW Wrocław) fair interest, as it does not decrease the scope and degree of environmental protection provided for in the environmental decision issued for the project. All the environmental conditions indicated in the *RDOŚ Decision* remain unchanged, including in particular the area of the project's implementation and impact as well as the project's other parameters.

The interests of any of the parties to the proceedings (PAPs) are thus not breached. This is because the scale of the project, nor the way it impacts the environment and society, are not changed. Moreover, the requested change is consistent with the public interest as it aims to provide traffic services and access to a public road for individual registered plots.

3. MITIGATING AND MONITORING ACTIVITIES

The works Contractor is obliged to apply all the conditions for conducting the works as specified in the appendix to the EMP for Contract 1B.7:

The Contractor is obliged to obtain all administrative decisions necessary for execution of the works, if such necessity is confirmed, at the stage of execution of the works.

For the purpose of providing the construction works, the following modifications of the EMP will be implemented:

1) In the content of item 2.2. Characteristics of the Task

Item 2.2. second bullet point

[existing content]

- Construction of sheet pile walls (flood protection walls) along three sections with a total length of 1.28 km as there is no space for constructing the embankment body (two sections) and as it is necessary to protect the existing tree stand (one section);

[content after the change]

- Construction of sheet pile walls (flood protection walls) along four sections with a total length of 1.29 km as there is no space for constructing the embankment body (two sections) and as it is necessary to protect the existing tree stand (one section) and as it is necessary to introduce new traffic solutions in the region of the road bridge along the Eastern Ring-road of Wrocław (one section).

2) Point 12. List of Appendices

[content after the change]

- **adding new bullet point** 5c. Decision of the Regional Director for Environmental Protection in Wrocław of 18 November 2022 (ref. no.: WOOŚ.420.18.2022.MS.10) on amending the decision of 29 December 2017 (ref.: WOOŚ.4233.2.2017.ŁCK.27) on environmental conditions for the project titled: "WFS Widawa - the rebuilding of the flood management system of the municipality of Czernica, Długołęka, Wisznia Mała and Wrocław".

4. PUBLIC CONSULTATION

The Investor submitted an application to the Regional Director for Environmental Protection in Wrocław (RDOŚ in Wrocław) on 10 May 2022 to amend the decision on environmental conditions for the project together with the *Environmental impact report*.

With the announcement of 18 May 2022 (ref.: WOOŚ.420.15.2022.MS.1), RDOŚ in Wrocław notified about commencing an administrative procedure concerning issuing an amendment to its own decision of 29 December 2017 (ref.: WOOŚ.4233.2.2017.ŁCK.27) on environmental conditions for the project titled: "*WFS Widawa - the rebuilding of the flood management system of the municipality of Czernica, Długoleka, Wisznia Mała and Wrocław*".

With the announcement of 01 September 2022 (ref.: WOOŚ.420.18.2022.MS.7), RDOŚ in Wrocław made public the information on commencing the proceedings of public participation concerning issuing an amendment to its own decision 29 December 2017, ref.: WOOŚ.4233.2.2017.ŁCK.27, on environmental conditions for the project encompassing Contract 1B.7.

With the announcement of 06 September 2022 (ref.: WOOŚ.420.15.2022.MS.8), RDOŚ in Wrocław notified the public, including the parties to the proceedings, about the said project and that it was possible to submit comments and motions concerning the project and also about the method and time limit for submitting the comments and motions.

It was also made public in the above-mentioned announcement that all interested parties may familiarise themselves with the content of the decision (in particular a request to issue the decision and the *Project's environmental impact report*).

The content of the necessary case documentation could be viewed at the office of the Regional Directorate for Environmental Protection in Wrocław, Al. Jana Matejki 6, 50-333 Wrocław, from 8:00 to 14:00, from 7 September 2022 to 6 October 2022 (inclusive).

Data on the application for issuing a decision and on the *Environmental impact report* are included in the publicly available list of data on documents containing information on the environment and its protection with the following numbers: 109/2022 and 110/2022 (www.ekoportal.gov.pl).

The announcement of RDOŚ of 6 September 2022 was also posted from 7 September 2022 to 6 September 2022 (inclusive) at the project implementation sites:

- in the town of Kiełczówek at Topolowa Street,
- in the town of Kiełczów, at Wrocławska Street in the vicinity of the Lion Monument,
- in town of Krzyków on the corner at the intersection of Główna Street and Morełowa Street,
- in the town of Nadolice Wielkie in the vicinity of the Nadolice Wielkie Voluntary Fire Service at Wrocławska Street,
- in the town of Dobrzykowice at Wrocławska Street, in the vicinity of Za Szafą restaurant
- in the town of Śliwice at Jodłowa Street,
- in the town of Wilczyce at Wrocławska Street, in the vicinity of a bus stop.

The notice was also posted in the offices of the towns and municipalities in the investment execution area (Wrocław, Czernica, Długoleka).

Each interested party could submit comments and motions to the proceedings in writing at the above-mentioned addresses, orally to the protocol or in electronic form to the e-mail address: sekretariat@wroclaw.rdos.gov.pl.

With the announcement of 17 October 2022 (ref.: WOOŚ.420.18.2022.MS.8), RDOŚ in Wrocław notified that evidence in the case was collected.

The Regional Director for Environmental Protection in Wrocław, by the decisions of 18 November 2022, ref.: WOOS.420.18.2022.MS.10, amended its own decision of 29 December 2017, ref.: WOOS.4233.3.2017.LCK.27, on environmental conditions.

A notice from RDOŚ in Wrocław of 21 November 2022 (ref.: WOOS.420.18.2022.MS.12) on making public the information that RDOŚ in Wrocław amended its own decision of 29 December 2017, ref: WOOS.4233.3.2017.LCK.27 was posted in the places of investment implementation from 22 November 2022 to 6 December 2022 (inclusive), and in the offices of the towns and municipalities in the investment execution area (Wrocław, Czernica, Długoleka).