



**РЕПУБЛИКА БЪЛГАРИЯ**  
**Министерство на околната среда и водите**  
**Регионална инспекция - Пловдив**

Annex 5

**Decision ПВ – 3 - ЕО/2014**  
**To assess the need for environmental assessment**

**Subject: Plan/Program**

Pursuant to Art. 85, para. 4 and para. 5 of the Environmental Protection Act /EPA/ - /State Gazette No. 91/2002/, Art. 14, para. 2 of the Ordinance on the terms and conditions for implementation of ecological assessment of plans and programs (EC Ordinance)/State Gazette No. 3/2006 amended State Gazette no. 94/2012/, art. 31 para. 6 of the Biological Diversity Act, art. 37, para. 4 of the Ordinance on the terms and conditions for assessing the compatibility of plans, programs, projects and investment proposals with the subject and objectives of protection of the protected areas, submitted documentation by the Assignor and opinion of RHI Plovdiv

**I DECIDED:**

**not to perform an ecological assessment for: “AMENDMENT OF THE GENERAL DEVELOPMENT PLAN (GDP) OF PLOVDIV” IN THE SCOPE – “SPORT AND ATTRACTION” ZONE (SAZ) WITHIN THE TERRITORY OF THE “RECREATION AND CULTURE” SPORTS COMPLEX**

**Assignor: Municipality of Plovdiv, Plovdiv 4000, 1 Stefan Stambolov Square**

**Characteristics of the plan:**

The subject of the project is part of the territory of the Sports Complex “Recreation and Culture” within the established development zones “Sports Zone” - Zone A and “Park Attraction Zone” - Zone B, established in the current Detailed Development Plan (DDP). The reason for amending the General Development Plan (GDP) of Plovdiv in the scope thus defined is the need to synchronize the existing development plans for the territory in connection with their legal implementation.

With Decision № 375, taken with Protocol No. 16/05.09.2007 of the Municipal Council of Plovdiv, the General Development Plan of Plovdiv was approved. The territory in question is an active part of the “Green System, Recreation and Sports” functional system.

With the decision for approval of the General Development Plan of Plovdiv, the action of the Detailed Urban Development Plan - Detailed park development, regulation and construction plan of the “Sports Complex - Recreation and Culture”, Plovdiv is preserved. The Detailed Development Plan was approved by Decision No. 368, taken with Protocol No. 29/29.11.2001 of Plovdiv Municipal Council.

With the amendment of the General Development Plan of Plovdiv it is proposed to change the boundary of the scope of the "SAZ" zone - sports and attraction on the territory of the “Recreation and Culture” Sports Complex and aligning it with the boundaries of the development zones "Sports Zone" - zone “A” and partially - “Park and attraction zone”- zone

“B”, established with a detailed park regulation and construction plan “Sports complex”- recreation and culture, Plovdiv.

The boundaries of the amendment of the General Development Plan of Plovdiv are as follows:

- To the north - existing road ID №510.9531, dike on the Maritsa river, ridge canal;
- To the south – a ridge canal, an existing alley, 4 Perushtitsa Street, Svoboda Street, Yasna Polyana Street;
- To the east - Koprivshitsa Blvd.;
- To the west - a ridge canal;

The amendment of the General Development Plan of Plovdiv is made on the basis of the following documents:

- Decision of the Municipal Council No. 372, taken with Protocol No. 17/17.10.2013 of the Municipal Council of Plovdiv to allow the amendment of the General Development Plan of Plovdiv.
- Approved planning assignment under Art. 125 of the Law on spatial planning for amendment of the General Development Plan of Plovdiv within the scope of the zone “SAZ” within the territory of the “Recreation and Culture” sports complex;
- Protocol No. 40, item 12/18.09.2013 of the Expert Council on Spatial planning at the Municipality of Plovdiv;
- Order No. 13OA 3050/25.11.2013 of the Mayor of the Municipality of Plovdiv;

#### **Reasons:**

1. Analyzing the scope and content of the organizational zone “SAZ” - sport and attraction, according to the General Development Plan of Plovdiv and the established zones “Sports zone” - zone A and “Park attraction zone” - zone B, according to the Current Detailed Development Plan from 2001 the following conclusions are made:

1.1. Existing sports facilities, objects servicing the facilities, as well as public service facilities marked in yellow in the attached comparison tables are excluded from the “SAZ” zone (GDP).

1.2. All attraction sites, existing, with and without development statute, as well as not accomplished at the moment, but with acquired development rights arising from the effect of the Detailed Development Plan, marked in orange in the attached comparative tables, are excluded from the “SAZ” zone.

1.3. Other objects, sobering-up station, pumping station, marked in purple in the attached comparison table, are also excluded from the “SAZ” zone.

The conclusions validate the need to change the General Development Plan of Plovdiv in the scope of the “SAZ” zone on the territory of the “Recreation and Culture” park and its synchronization with the current Detailed Development Plan.

2. The necessary development conditions will be created for long-term, sustainable development of the territory in compliance with the principles of functional necessity and complex functioning at all levels. The actions for future improvements and modernization of the base in the “Recreation and Culture” park will be provided, as the development will create a legal basis for investment projects related to their implementation.

3. Part of the areas north of the existing ridge canal, subject of the plan, partially fall within the boundaries of protected areas of NATURA 2000 network, but do not fall within protected areas, according to the Protected Areas Act.

4. Given the location, nature and scale of the plan/program, the assessment of the likely degree of adverse effects is that no significant adverse effects on the protected areas are expected.
  5. With the implementation of the plan no destruction, damage or deterioration of species condition, subject to protection of the nearest protected area BG0000578 "Maritsa River" for protection of natural habitats and wild flora and fauna, adopted by the Council of Ministers with Decision 2122/02.03.2007 (SG No. 21/2007) and protected area BG0002087 "Maritsa-Plovdiv" for protection of wild birds announced by Order №RD-836/17.11.2008 (SG No. 108) / 2008) is expected.
  6. The implementation of the plan is unlikely to lead to reduction in the number and density of populations of protected species in protected areas and to reduction in their favorable conservation status.
  7. Given the analysis of the situation in the area of the investment proposal, no significant cumulative impact on the protected areas are expected.
  8. It is not expected to generate emissions and waste in quantities that will have significant negative impact on protected areas.
  9. According to an opinion with ref. No. 1052/12.02.2014 of RHI Plovdiv, the implementation of the plan is admissible, as from health and hygiene point of view no concerns have been expressed regarding the occurrence of health risk.
  10. The amendment of the General Development Plan of Plovdiv is not related to transboundary impact on the environment.
- Conclusion:** The implementation of the plan in question is not expected to have significant impact on the environment and human health.

**If the following condition is met:**

Future investment proposals within the scope of the considered territory, which require a procedure under Chapter Six of the Environment Protection Act - Environmental Impact Assessment /EIA/ or environmental assessment to be approved after the relevant act for approval by RIEW Plovdiv and in compliance with the recommendations of the performed assessments.

**This Decision does not cancel the obligations of the contracting authority under the Environmental Protection Act and other special laws and regulations and cannot serve as a ground for waiving its responsibility under the current regulations.**  
**In case of change of the plan, of the Assignor or of some of the circumstances under which the present decision has been issued, the Assignor /the new Assignor/ is obliged to notify RIEW Plovdiv within 14 days after the occurrence of the changes.**  
**The decision may be appealed through RIEW-Plovdiv before the Minister of Environment and Waters and/or Administrative Court-Plovdiv within 14 days of its notification to interested parties and organizations under the Administrative Procedures Code.**

**TAMER BEYSIMOV**  
**RIEW Plovdiv**  
**Director**

**08.05.2014**