1. **Basic Information**

1.1. **CRIS Number**: 2003/004-379/05.29
1.2. **Title**: Improving attractiveness of the investment areas in Białystok
1.3. **Sector**: Economic and Social Cohesion
1.4. **Location**: Poland, Podlaskie Voivodship, the city of Białystok

2. **Objectives**

2.1. **Overall objective**
Construction of the infrastructure that stimulates development of the business

2.2. **Project purpose/Immediate objectives**
Development of SME in the project area by improving the transport accessibility of the investment areas

2.3. **Accession Partnership and NPAA priorities**
The project is designed to address issues related to the AP priority in economic and social cohesion policy related to the preparation for the implementation of regional programmes and Community Initiatives. The project in particular responds to the economic criterion identified in the AP concerning improving the competitiveness of the Polish economy. The project corresponds also to the NPAA priority "Regional policy and co-ordination of structural instruments".

2.4. **Contribution to the preliminary National Development Plan**
The project is in line with the sixth axis of the preliminary NDP, which is “Strengthening development potential of regions and counteracting marginalisation of certain areas”. The priorities of this axis will be implemented by means of several measures including development and modernisation of infrastructure serving to strengthen competitiveness of regions.
The project is compliant with the priorities of the Operational Programme of the Podlaskie Voivodship.

2.5. **Cross border impact**: N/A.

3. **Description**

3.1. **Background and justification**
Białystok is the most important urban centre located in the north – east Poland. Considering the size of the city and its geographical location, it plays very important role in the macro region in the range of economy, tourism, trade and services, science, banking, healthcare and culture.
However, the constant growth of unemployment level in the city has been a very important problem for a few past years. It was originally caused by the bankruptcy or limitation of the activity of the largest production plants in the area, which are the basis of the economic system of the city. In 2001, there were more than 14,6 thousand of the registered unemployed while this number increased to 16,5 thousand people in the first half of the year 2002. The unemployment rate was estimated at 12,4% and 13,5% respectively. The reason for this situation is linked to a large extent of group dismissals in the largest production plants in the area.
It is consider that the most vital issue in revitalization the economic base of the city is to provide support and service for structural and development processes taking place in the area. One of the barriers preventing the development of the entrepreneurship is the lack of sufficient technical infrastructure in the investment areas including the access to them.
That is the reason why the basic activity of the municipal authorities is the creation of constantly improving conditions for development of the entrepreneurship both for the existing entities and for the new ones, especially in the production and service sectors. This attitude is reflected in the activation of the area of the southwest part of Białystok. It is the residential district of Starosielce, limited by the Jana Pawła II Street and the Ks. J. Popiełuszki Street. In the local spatial development plan of the city of Białystok, this particular district is placed in the town planning area defined as the production – service complex named “ELEWATORSKA” with the following functions: industrial and service area, secondary services and electrical power devices.
This particular project will influence the territory with the total area of approximately 27 hectares. 20.69 hectares are located in vicinity of Elewatorska Street, from which 5.56 hectares, wholly owned by gmina, are designated for road. Moreover, there is another smaller area (6.64 ha), in vicinity of Bacieczki Street, strictly connected with this project, which is also assigned for the investments. Transport communication to the area located by Bacieczki Street is possible from Jana Pawla II Street. Due to technical conditions, area located by Bacieczki Street may be equipped with media and territorial development only from Elewatorska Street. Development of the infrastructure of this area is possible on the base of new infrastructure developed while modernization of Elewatorska Street.

The areas are designated for location of new economic entities from the Small and Medium Enterprises (SME) sector. They will be used mainly for production and services investments. The most desired investment are enterprises from high technology sector.

A number of new companies from the Small and Medium Enterprises (SME) sector have been created in this part of the city since 1990. Currently, in the area of the Elewatorska Street there is a number of active companies of vital meaning. The enterprises presented the following sectors: corn processing industry, distilleries and wine production, plumbing and electrical services. There are also 72 trading entities including: 3 – supplying the agriculture sector with equipment and spare parts, 12 – active in the auto motor sector of the market and 19 in the construction, metallurgical and sanitary sector.

There is still very high interest in investing in Bialystok among both national and foreign investors. The will to perform investing was expressed – among the others – by Krajowe Zakłady Wielobranzowe „EKOR” Limited Liability Company from Bydgoszcz – trading activity, the company PLAN-PRA-POL Limited Liability Company from Zielona Góra – trading services, the company LEBEN-WOHNEN-SERVICE – textiles, GR LIMITED COMPANY – bio-fuel refinery, the company ROSTI WEMBLEY LTD and the company PLANUNGSBÜRO AM SCHRAGEN GmbH – trading services, hotels and industrial – servicing activity. This proves a great interest among entrepreneurs in placing investments in this part of the city. It confirms that this project is necessary and purposeful.

The barrier for further development of the investments in this part of the city is the lack of access to technical infrastructure. Even though there is technical infrastructure along the road stripe in the form of: sanitary sewage and rain water drainage system, heating system, gas and water-supply systems as well as telephone and power lines, then these media are in a very bad technical condition and require reconstruction.

Transferring areas for investments included in the project will be carried out in accordance with the decree number LXIII/629/98 of the Municipal Council of Bialystok from the 16th of January 1998 in the matter of determining rules regarding purchasing, selling off and mortgaging real estate properties as well as their leasing or renting for the period exceeding three years.

The price of selling off the real estate property will be defined in the decree of the City Board in accordance with the evaluation of the real estate property expert.

Investors will be able to gain investment areas with lease or with ownership rights through the public procurement procedure. The price may not be lower than their market value. Investors will be able to purchase private areas adjacent to gmina’s areas with the use of price negotiations with their owners.

The indispensable condition for stimulation the development of the sector of small and medium enterprises (SME) is preparation of the convenient link of the newly facilitated investment areas with the transport system of the city.

In the transport system of the city of Bialystok, the Elewatorska Street presents the most convenient link for traffic between the road number 8 and roads number 65 – leading in the direction of the border crossing in Bobrowniki, and 19, and in the prospect of opening the road tunnel on bypass of Bialystok (constructed under Phare ESC 2000) and road system in the area of the tunnel in Bialystok (constructed under Phare ESC 2001 and Phare ESC 2002). Is the optimal means of travelling between the industrial and service district of the western part of the city and the city centre and districts of Bazantarnia, Nowe Miasto and the Choroszcz gmina.

The reconstruction and adaptation of Elewatorska Street to increased volume of heavy traffic (with local and transit traffic – the increase of the present bearing capacity of 80kN/axis to 110kN/axis) will ensure improvement in the road infrastructure in the economic dimension. It will also reduce the travelling time to production plants, in the district of Starosielec. It improve also access to Popieluszki Street that is the transit road in the direction of areas of natural value (Choroszcz, the Landscape Park) and historic buildings. In consequence it may create better conditions for development of tourism sector by better access to tourist attractions, worth seeing places.

The investment will also prevent of increase of environmental arduousness (noise and emission of hazardous substances) etc.
Modernization of the district through creation of modern, attractive complexes and adequate access to them will cause the change in the hitherto image of the district from the devastated industrial scenery of the 70ties into the modern urban scenery, which is in harmony with the surrounding environment. The change in the way of perception of the district exerts a synergic effect in improving the investing attractiveness.

Creation of the unconstrained access to technical and telecommunication infrastructure constructed in the course of the road section of the Elewatorska Street as well as various forms of encouragement for investors used by the municipal authorities create a chance for overcoming bad economic conditions and stimulating the development of entrepreneurship.

It is assumed that the project will contribute to creation of at least 20 new economic entities in the investment areas, which will be able to create at least 200 new job places. Moreover, through creating possibility for the full exploitation of access to technical infrastructure by entities running economic activity in this part of the city, it is believed that the project will stimulate their development and cause preservation of at least 800 places of work as well as contribution to increasing further interest of investors in this area.

The regional economies of more developed areas are more diversified and less dependent on SMEs growth, while less developed regions as Bialystok with a statistically more important role of SMEs in the regional economies, are more dependent on the sector. Beside this, undeveloped infrastructure is one of direct reasons for the lack of investment and poor development of SMEs. The implementation of this project will lead to the elimination of basic development barriers which determine long-term and sustainable development of Bialystok Agglomeration. It will influence the growth of the investment attractiveness of the area situated in the vicinity of the project. It will also improve business activity climate, promote the development of business. Moreover, it is expected that the project will contribute to the increase of productivity and profitability of companies, especially in trade, service and productive sectors, located close to Elewatorska Street. The development of existing enterprises and creation new entities will increase the volume of investment input, especially in the field of high technology which is necessary for stimulation the economic development of the whole city and region.

3.2. Linked activities
The Project is the continuation of the previous investment activities aiming at improving the investing attractiveness of the city itself. The conception of the project’s development is the further activity and aims at providing technical infrastructure for undeveloped areas through enabling access; at the same time modernization of the Elewatorska Street will lead to decreasing the arduousness of vehicle traffic in the city and it is integrally linked to execution of the following:

- The Project entitled “Road tunnel on bypass of Bialystok” – which is carried out within the PHARE ESC 2000 programme (construction works were initiated in December 2001) under implementation – Phare 4.32MEUR
- The Project entitled “Road system in the area of the tunnel in Bialystok”, which will be co-financed from the PHARE ESC 2001 programme – the tender documentation is currently being approved by the EC Delegation ) - Phare 2.7MEUR
- Improvement in the accessibility to the investment areas through modernization of the Ks. J. Popieluszki Street and the Hetmanska Street in Bialystok – PHARE ESC 2002 programme – at the stage of preparing the tender documentation - Phare 2,1MEUR
- Reconstruction of two junctions: of the Gen. Wl. Sikorskiego Street with the Jana Pawla II Street and the Ks. J. Popieluszki Street along with construction of the second lane of traffic of the Gen. Wl. Sikorskiego Street – the investment was financed from the budget of the City of Bialystok and the national budget (comes from budget of the Ministry of Infrastructure)

3.3. Results
- Implementation of the project create access to approximately 22 hectares of areas for investment purposes for Small and Medium Enterprises sector and provide utilities increasing attractiveness and creating environment for developing new job places. The undertaken project will produce:
  - Reconstructed surface of the Elewatorska Street in the section app. 2 km long, up to the standard 115 kN/axle and other parameters in accordance with the Executive Order of the Minister of Transport and Maritime Economy of 2 March 1999 on technical conditions that should be met by roads and their localisations (Polish Journal of Laws No. 43 Item 430)
  - Modernised and ready for use 2 junctions with separate traffic lanes for traffic turning left, right and going straight ahead of the Elewatorska Street with the Jana Pawla II Street as well as of the Elewatorska Street with the Ks. J. Popieluszki and Nowosielska Streets;
3.4. Activities

- Employment of Project Manager to supervise the contract
- Preparation of the tender dossier
- Tendering procedure and conclusion of contracts with contractor

In the framework of the project the following investments will be conducted:
- Reconstruction of the pavement of the Elewatorska Street with equipping it with pedestrian pavements on both sides, drives to private properties (only within the range of the reconstructed surface), bus bays and parking places.
- Modernization of two junctions: of the Elewatorska Street with the Jana Pawla II Street as well as of the Elewatorska Street with the Ks. J. Popieluszki and Nowosielska Streets. It is assumed that reconstruction will include rebuilding the existing ordinary junctions to one-level junctions with rain water drainage system and with separate traffic lanes for traffic turning left, right and going straight ahead.
- Construction of the technical infrastructure in the course of the road stripe of the Elewatorska Street, including the following: rain water drainage system, street lighting system of the Elewatorska Street

3.5. Lessons learned

- Under the Final Assessment Report for Assistance funded under PL-9808 Special Preparatory Programme (SPP) and PL-9909 Regional Policy and Cohesion, prepared by OMAS, recommendations were made which are also relevant to the current project. Therefore Ministry of Economy together with IA and The Office of the Committee for European Integration established stronger institutional co-operation between those organisations responsible for the programming and implementation of the Phare – ESC assistance.
- LPM (Logical Planning Matrix) methodology is applied correctly and contains clear, quantifiable indicators of achievement of project’s objectives.
- The implementation of the Phare 2003 ESC Programme should benefit from the experience gathered during the implementation of previous Phare programmes, especially from the ESC 2000, 2001 and 2002 Programmes. Therefore documents concerning land acquisition and conformity with the local spatial development plans were presented during the current programming exercise. For this purposes the Polish authorities (Ministry of Economy and The Office of the Committee for European Integration) established scrutiny system (in form of a checklist) that is used at the early stage of programming ESC assistance, eliminating proposals where the above-mentioned issued are not fulfilled.

4. Institutional Framework

4.1. The beneficiary of the project: Municipal Office in Bialystok
4.2. The Engineer/Manager of the project: will be selected through tender pursuant to the Polish Act on Public Procurement
4.3. The owner of the investment after the implementation of the project: Municipal Office in Bialystok
4.4. The investment will be conducted pursuant to the regulations of the Decentralised Implementation System – "Practical Guide to Phare, Ispa and Sapard Contract Procedures"
4.5. The implementation of the project will not cause any changes to the institutional framework described above.

5. Detailed Budget

<table>
<thead>
<tr>
<th></th>
<th>Investment Support</th>
<th>Institution Building</th>
<th>Total Phare</th>
<th>National co-financing</th>
<th>International &amp; Financial Institutions</th>
<th>Total</th>
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<tbody>
<tr>
<td></td>
<td>€</td>
<td>€</td>
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<td>Project</td>
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<td>2 400 000</td>
<td>800 000</td>
<td>3 200 000</td>
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<tr>
<td>TOTAL</td>
<td>2 400 000</td>
<td>2 400 000</td>
<td>800 000</td>
<td>3 200 000</td>
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<td>3 200 000</td>
</tr>
</tbody>
</table>
The overall value of the investment including employment of the Project Manager will be 3.2 MEUR. The cost of the employment of the Project Manager will be paid by beneficiary in amount of 0.2 MEUR. Co-financing will be available.

6. IMPLEMENTATION ARRANGEMENTS

6.1. Implementing Agency

? PAO: Ms. Krystyna Gurbiel, Undersecretary Of State In The Ministry Of Economy, Labour and Social Policy, Pl. Trzech Krzyzy 3/5, 00-507 Warsaw, Poland, Phone: + 48.22.693.56.28, 629.31.47, Fax: + 48.22.693.40.05

? Implementing Authority for Phare Cross Border Co-operation Programme, Contact person: Ms. Grazyna Weclewksa, Krucza 36 Street, 00-522 Warsaw, Poland, Phone +48.22.695.99.10-11, fax +48.22.695.99.12-13

6.2. Twinning: N/A

6.3. Non-standard aspects: N/A

6.4. Contracts

? Contract 1 (works): 3.0 MEUR, joint co-financing is foreseen as follows: 2.4 mln. Euro from Phare ESC 2003, 0.6 mln. Euro from Polish local funds

? Contract 2 (engineer): 0.2 mln. Euro from Polish local funds

7. IMPLEMENTATION SCHEDULE

? Start of tendering: fourth quarter 2003

? Start of project activity: second quarter 2004

? Project completion: third quarter 2005

8. EQUAL OPPORTUNITIES

Procedures related to the implementation of the project will be performed according to the law and will respect equal opportunities for all interested institutions and natural persons in spite of their sex, race and nationality. The employment of men and women will be based on applicable EU standards with reference to EOE (Equal Opportunity of Employment), which will be announced in official press advertisements during the recruitment procedures.

9. ENVIRONMENTAL IMPACT

The Project possesses the Environmental Impact Assessment (in the section regarding the reconstruction of the Elewatorska Street), which was prepared in accordance with the guidelines of the Council directive 85/377/EWG.

The document entitled “Assessment of the environmental impact of the project – improving attractiveness of the investment areas through modernization of the Elewatorska Street in Bialystok” includes the description of the investment’s influence on the following: acoustic climate, air quality, purity of surface waters, surface of land and soil, preservation of the plant and animal environment as well as traffic safety.

The particular assessment determines the influence of the investment on the foregoing factors both during the construction phase as well as during its operation.

The assessment of the project’s environmental impact indicates that the executed investment will not deteriorate the condition of the natural environment and will even partially improve its quality providing that the proposed measures are utilised. EIA is available in Polish language at the Municipal Office of Bialystok.

10. RATES OF RETURN

The prepared Feasibility Study for the project entitled “Improving attractiveness of the investment areas through their fitting and modernization of the Elewatorska Street in Bialystok” indicates that the project is economically justified.
The internal rate of return EIRR was estimated at 7.4% while NPV – 296 thousand EUR (with the discount rate 6%). FS is available in Polish language at the Municipal Office of Bialystok.

11. **INVESTMENT CRITERIA**

11.1. **Catalytic effect**

The Phare support will be conducive to achieving economic and social cohesion goals in Podlaskie Voivodship, which otherwise could be attained only in a more distant future and on a more modest and less efficient scale.

11.2. **Co-financing**

The Project will be co-financed by Polish partners. The share of the beneficiary’s financial resources was estimated at 800 thousand Euros and these are the resources provided for in the budgets of the gmina of Bialystok and they will be utilised in the period of 2004-2005. The foregoing amount of money presents 25% of the costs of the project’s execution.

11.3. **Additionality**

The financial means transferred to the Beneficiary for the project implementation, covering the investment costs as they are planned within the project do not displace other financing sources, especially from the private sector and the IFI system; it is solely the co-financing of identified priorities and does not replace national resources.

11.4. **Project readiness and size**

The project will be ready for implementation, contracting and disbursement in accordance with requirements of Phare ESC 2003 programme. The feasibility study and report from environmental impact assessment have been prepared. The beneficiary is the owner of the land for the investment. The building permit has been obtained. The Polish co-financing has been allocated in the budget of the beneficiary.

11.5. **Sustainability**

The project will contribute to the long-term sustainable development of the region, as described in the Operational Programme for Podlaskie Voivodship. After implementation, all maintenance costs related to the investment will be covered by the beneficiary.

11.6. **Conformity with state aid provisions**

All aspects of the project will be developed with respect to the state aids provisions of the European Agreement.

11.7. **Contribution to Draft National Development Plan**

The project is in line with the fifth axis of the draft NDP, which is “Strengthening development potential of regions and counteracting marginalisation of certain areas”. This axis will be implemented by means of several priorities including development and modernisation of infrastructure serving to strengthen competitiveness.

12. **CONDITIONALITY AND SEQUENCING**

Successful implementation of the project depends on the following conditions:

- Execution of the remaining elements of the development strategy
- Stability of the regional economy is assumed
- Changes in the legal regulations preventing creation of economic investments in the designated areas
- Implementation of the assumed objectives by the investor in the range of the project’s influence
- Active promotion in the range of investing attractiveness

**Deadlines:**

- Building permit has been already obtained
- Preparation of tender documents until II quarter 2003
- Start of tendering IV quarter of 2003
- Start of project activity II quarter of 2004
- Completion of the contract until III quarter of 2005

**ANNEXES**

Annex 1: Log-frame matrix
Annex 2-4: Implementation, contracting and disbursement schedule
Annex 5: EIA
Annex 6: Habitats
# Annex 1 - Project Logical Framework Matrix

## Project Title: Improving Attractiveness of the Investment Areas in Bialystok

<table>
<thead>
<tr>
<th>Programme Number</th>
<th>Date of Drafting:</th>
<th>Planning Period:</th>
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<tbody>
<tr>
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<table>
<thead>
<tr>
<th>Overall Objective</th>
<th>Objectively Verifiable Indicators</th>
<th>Sources of Verification</th>
<th>Assumptions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction of the infrastructure that stimulates development of the business</td>
<td>The increase in the number of SME’s per 1,000 inhabitants in the Poviat City of Bialystok Increase in the turnover of the SME sector</td>
<td>How: Publications of GUS and WUS When: 5 years after the project’s conclusion Who: Marshal Office of the Podlaskie Voivodship</td>
<td>Execution of the remaining elements of the development strategy Stability of the regional economy is assumed Changes in the legal regulations preventing creation of economic investments in the designated areas</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Project Purpose (Immediate Objective)</th>
<th>Objectively Verifiable Indicators</th>
<th>Sources of Verification</th>
<th>Assumptions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Development of SME in the project area by improving the transport accessibility of the investment areas</td>
<td>Increase in the number of new SME in the new investment areas by app. 20 The value of the invested capital within the period of 5 years since the project’s completion Increase in the number of new places of work by app. 200 within 5 years after the project’s completion and preserving the 800 existing places of work</td>
<td>How: Statistic data from WUS and UM in Bialystok When: 5 years after the project’s conclusion By who: the Beneficiary</td>
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<table>
<thead>
<tr>
<th>Results</th>
<th>Objectively Verifiable Indicators</th>
<th>Sources of Verification</th>
<th>Assumptions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Creating access to the investment areas for the SME sector Reconstructed surface length 2 km Modernized two junctions Rain water drainage system, length of app. 3 km Street lighting system, length of app. 2.7 km</td>
<td>Approximately 22 hectares of investment areas, with technical infrastructure available for investors App. 2.0 kilometres of the modernised street App. 3.0 kilometres of the rain precipitation sewage system App. 2.7 kilometres of the street lighting system</td>
<td>How: Final reports and operational permit When: directly after the project’s completion Who: the Beneficiary</td>
<td>Implementation of the assumed objectives by the investor in the range of the project’s influence Active promotion in the range of investing attractiveness</td>
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<thead>
<tr>
<th>Activities</th>
<th>Means</th>
<th>Assumptions</th>
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<tbody>
<tr>
<td>Employment of Project Manager to supervise the contract Preparation of the tender dossier Tendering procedure and conclusion of contracts with contractor Reconstruction of the surface of the Elewatorska Street with equipping it with pedestrian pavements on both sides, bus lay-bys and parking places. Modernization of 2 junctions Construction of the technical infrastructure in the course of the road stripe of the Elewatorska Street.</td>
<td>PHARE programme – 2.2 MEUR Beneficiary’s funds – 1.0 MEUR One contract for construction and mechanical works</td>
<td>It is assumed that financing of the project is dealt with and assured Supervision and managing the project will be efficient and carried out professionally</td>
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<tr>
<th>Preconditions</th>
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<tr>
<td>Decision number 254/01 point 11 of the City Board of Bialystok from the 13th of August 2002 (13.08.2002) on launching the execution of the project</td>
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</tbody>
</table>
# Annexes 2-3-4: Detailed Implementation Chart, Contracting and Disbursement Schedule of the Project

**Project Title:** Improving Attractiveness of the Investment Areas in Białystok

Date of Drafting: 03.06.2002
Planning period: 09.2003 – 09.2005

## Planned Implementation Schedule per Quarters

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<tbody>
<tr>
<td><strong>Implementation</strong></td>
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<td>C</td>
<td>C/I</td>
<td>I</td>
<td>I</td>
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<tr>
<td><strong>Contracting</strong></td>
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<tr>
<td><strong>Disbursement (Payment)</strong></td>
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<td>1.8</td>
<td>2.2</td>
<td>2.4</td>
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</tbody>
</table>

Budget allocation (Cost estimate in M€):
- Q1 2004: 2.4
- Q1 2005: 2.4
- Q1 2006: 2.4
- Q2 2006: 2.4
- Q3 2006: 2.4

Legend:
- **D** = design of sub-projects
- **C** = tendering and contracting
- **I** = contract implementation and payment
ANNEX 5 - ENVIRONMENTAL IMPACT ASSESSMENT

(Please complete this section for each project in case of grouped applications)

1. Development consent

Has development consent\(^1\) already been given to this project?

Yes \(\quad\) No \(\quad\) X

If yes, on which date: _ _ _ _ _ _ _ _

If no, when was the formal request for the development consent introduced: 06.09.2002

And by which date is the final decision expected? 31.12.2002

Specify the competent authority or authorities, which has given or will give the development consent

President of Bialystok
15-950 Bialystok, 1st Slonimska Str.

Is the above authority considered to be the competent authority responsible for performing the duties of Directive 85/337/EEC as amended by 97/11/EEC on Environmental Impact Assessment?

Yes \(\quad\) X \(\quad\) No

- If no, please specify for this project who is designated as competent authority for the purposes of the EIA Directive:


2.1. Is the project a class of development covered by:

Annex I of Directive 85/337/EEC, as amended by Directive 91/11/EC \(\quad\) (go to question 2.2)

Annex II of Directive 85/337/EEC, as amended by Directive 91/11/EC \(\quad\) X \(\quad\) (go to question 2.4)

Not covered by Directive 85/337/EEC, as amended by Directive 91/11/EC \(\quad\) (only the section on nature conservation needs to be completed)

2.2. Has an EIA already been carried out?

Yes \(\quad\) No

- If yes, has the EIA been carried out before development consent has been given?

Yes \(\quad\) No

On which date has it been finalised _ _ _ _ _ _ _ _

- If no, provide an estimation of the date when the procedure will be finalised _ _ _ _ _ _ _ _

2.3. When covered by Annex I of the EIA directive a similar\(^3\) procedure as the one described in the EIA directive will need to be applied and the following documents included.

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\(^1\) i.e. decision of the competent authority or authorities which entitle the developer to proceed with the project

\(^2\) Directive 85/337/EEC on the assessment of the effects of certain public and private projects on the environment (OJ L 175 of 5.7.1985) as amended by Directive 97/11/EC (OJ L 73 of 3.3.1997). Text of these directives as well as a consolidated version of both can be found on:

http://www.europa.eu.int/comm/environment/cia/eia-legalcontext.htm

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Necessary documents are:

a) The non-technical summary of the Environmental Impact Study carried out for the project. A non-technical summary should include at least:
- A description of the project comprising information on the site, design and size of the project,
- A description of the measures envisaged in order to avoid, reduce and, if possible, remedy significant adverse effects,
- The data required to identify and assess the main (direct and indirect effects) which the project is likely to have on the environment on the following factors:
  - Human beings, fauna and flora (including those environmentally sensitive areas which might fall in future under the protection of the Birds (79/409/EEC) and Habitats (92/43/EEC) Directives);
  - Soil, water, air, climate, and the landscape;
  - Material assets and the cultural heritage;
  - The interaction between the factors mentioned in the first, second and third indents
- And any further information which might derive from any of the obligations deriving from Annex IV of the EIA Directive.

b) the results of consultations with the competent environmental authorities; indicating in what way the concerns of the designated consultees have been taken into account.

c) The results of consultations with the public concerned. The information provided should cover the following:
- the concerned public which has been consulted,
- the places where the information has been consulted,
- the time which has been given to the public in order to express its opinion,
- the way in which the public has been informed (for example, by bill-posting within a certain radius, publication in local newspapers, organisations of exhibitions with plans, drawings tables, graphs, models, etc.),
- the manner in which the public has been consulted (for example, by written submissions, by public enquiry, etc.)
- the way in which the concerns of the public have been taken into account.

d) in case a project is likely to have significant effects on the environment in another state the results of the transboundary consultation with those states affected by the project needs to be provided demonstrating that the procedure of article 7 of the EIA Directive. In addition, information indicating in what way the concerns of the designated consultees and concerned public have been taken into account will also need to be provided.

e) Evidence that the decision to grant or refuse development consent has been made available to the public by the competent authority, including the:
- the content of the decision and conditions attached thereto,
- the main reasons and considerations on which the decision has been based,
- a description, where necessary, of the main measures to avoid, reduce and, if possible, offset the major adverse effects.

Note: In relation to b), c) and d) these may be represented in the form of a statement, conclusion or certification by the competent environmental authorities describing and testifying that all obligation as described in the intends above have been followed.

2.4. If the project is covered by Annex II of the EIA Directive has the Environmental Impact Assessment been carried out for this project?

Yes  X  No

- If yes, please attach the necessary documents (look at the section 2.3.)
- If no, please specify the reasons and give thresholds, criteria or a case through examining this case in order to draw the conclusion that the project does not have any significant impact on environment:

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3 A guidance document describing the minimum criteria to ensure that a similar procedure has been applied can be found on http://www.inforegio.cec.eu.int

4 The decision must be based on the procedure described in the article 4.2, 4.3, and 4.4 and sifting criteria of Annex III of the Council Directive 97/11/EC which is an amendment to the Directive 85/337/EEC
Has the final decision (made by the competent authority), whether the project listed in Annex II of the Directive requires a formal Environmental Impact Assessment or not, been made available to the public?

Yes [x] No

If yes, on which date: 05.09.2002

NON-TECHNICAL SUMMARY OF THE PROJECT - „Enhancing the attractiveness of investment sites through the modernisation of Elewatorska Street in Bialystok”

2.3. a) non-technical summary of the Environmental Impact Study
The subject of this forecast is environmental impact assessment of the project – “Enhancing the attractiveness of investment sites through modernisation of Elewatorska Street in Bialystok”.

This venture is included to the group of investments for which it is obligatory to prepare a Forecast according to Directive 85/337/EWG /Annex II/. This project is included to: investment ventures from the range of infrastructure to which building roads belongs. The necessity to prepare the Forecast ... is also confirmed by Directive 97/11/EC which classifies the project as: infrastructural project like building roads not mentioned in Annex I letter (e).

Location of the venture is consistent with arrangements of local land development plans – MPZP. The plan of rebuilding the section of Elewatorska Street covers the area which has already been partly converted as a result of long-term human influence and activity and rebuilding of this section will not create a discord in the landscape.

The project provides a solution of a drainage system located in Elewatorska Street; the drainage system will absorb water produced by melting snow, and rain washing away oil and oil-like substances leaking from cars lubrication systems together with substances absorbed from exhaust fumes. Sewage will be purified to some extent in two separators of suspended matter and oil-like substances before it is piped off to a reservoir (a canal and the Horodnianka river). It shall minimize the sensitivity of the area to pollution introduced into the ground and indirectly to subterranean water, therefore, the venture will not affect the quality of useable water resources.

The project „Enhancing the attractiveness of investments sites through modernisation of Elewatorska Street in Bialystok” encompassing the rebuilding of Elewatorska Street covers mostly the area which has already been the site of many investments, and therefore, the project is not likely to lead to the loss of ground for gardening. Rebuilding of intersections will result in taking over a small area of new ground which is biologically active. Neighbouring terrain does not include any kind of protected soil as it is understood by agriculture and forest protection legislation. Due to low soil-valuation the loss of farm produce will be negligible. Nevertheless, the biologically active area covered by the project should be as small as possible and after the project is completed, a full land reclamation of affected ground should take place. Rebuilding Elewatorska Street and Jana Pawla II Street intersection and also Elewatorska Street and Ks. J. Popieluszki intersection requires the removal of the part of an embankment which will result in the surplus of earth. The organic upper layer of this earth could be used in future to create new lawns after being previously enriched with minerals.

The project “Enhancing the attractiveness of investments sites through modernisation of Elewatorska Street in Bialystok” takes into consideration the activation and exploitation of potential investors for new investment sites. The project encompasses the total area of 14,5 ha; this area has not been developed so far and is covered by ruderal plants. This area will be lost for natural environment but investments devoted to business and services or industry located on this area will make it definitely more attractive.

Vehicles passing the area (their number is going to increase as well as participation of lorries in the traffic) will lead to exceeding the noise limit. The range of troublesome acoustic climate should be taken into consideration in local plans together with the information of a ban on building residential buildings in this area without counter-acoustic protection. In Elewatorska Street there are no residential buildings, only the seats of the existing entities occupied with production, business and services. With the aim to minimize the changes of acoustic climate in the neighbouring residential buildings located at Elewatorska
Street and Ks. J. Popieluszki intersection, indirect measures of acoustic protection are suggested, e.g. exchanging window woodwork, fixing sound-absorbing and reflecting screens on the elevations of the buildings or sound-proof blinds. Anti-noise screens are not suggested since it is necessary to leave drives and gateways accessible. With reference to the danger associated with air quality simulated calculation have been carried out; these calculations showed that above-norm concentration of harmful substances will only regard nitric oxide as NO2 and at line intervals this above-norm concentration will reach only to the line dividing the street and will not reach residential buildings. The range of above-norm concentration within the scope of average annual concentration will be higher at the intersections being planned and it will be about 20 m. Emergency situations which may lead to situations classified to NZS may occur during building phase (sliding masses of earth) as well as during exploitation (spilling toxic or inflammable substances and fire). Rebuilding of Elewatorska Street in accordance with the solutions included in the project will in the end increase the safety of people participating in the traffic and pedestrians, decrease the number of collisions such as running onto another vehicle and hampering the traffic, improve the continuity of traffic.

2.3. b,c) the results of consultations with the competent environmental authorities; the results of consultations with the public concerned

Modernisation of Elewatorska Street together with accompanying works was consulted during the phase of awaiting the decision on conditions of the area development. The sides of proceeding have been informed about investment plans. Information was transmitted through the post and either side involved could bring up their objections and comments to the project within the period of two weeks from the reception of the information. Consultations with other institutional partners interested in the project have also been carried out; these partners include: Bialystok’s Water Supply System Sp. z o. o., Polish Telecommunication – Białystok district, Polish Oil Mining and Gas Engineering S.A. – a branch in Białystok, Power Station in Białystok S.A. – Energetic Region Białystok City, Public Transport Service Plant in Białystok, Municipal Office – Nature Conservation and Municipal Economy Department.

The scope of activities encompassed by the project was consulted with Powiat’s Sanitary Inspector in Białystok in the framework of Consultation of Project Documentation Unit works.

The orders of all subjects encompassed by the project were considered in the project’s documentation. Modernisation of Hetmanska Street was also consulted in the stage of issuing the decision on the area development with local community concerned. The sides involved have been informed through post about initiating the procedure of decision issue. The sides have had a chance to bring up their remarks and objections within the period of two weeks from the reception of the information.

2.3. d) the results of the transboundary consultations
Not applicable

2.3. e) Evidence that the decision to grant or refuse development consent has been made available to the public by the competent authority

The decision concerning conditions of the area development has been sent to all sides involved in the proceedings of decision issue in accordance with legislation on “spatial planning”. This may be confirmed by the copies of decisions on the conditions of the area development: Sign A.I. – IM/7331/567/2001 from 17.10.2001 regarding the modernisation of Elewatorska Street and the scope of accompanying works and Sign A.I. – IM/7331/767/2001 from 26.09.2001 regarding the construction of intercepting sewer in Nowosielska Street and a separator on the site 1701/12 in Białystok.

A copy of environmental impact assessment of the project “Enhancing the attractiveness of investments sites through modernisation of Elewatorska Street in Białystok” has been given to the Municipal Office in Białystok - Nature Conservation and Municipal Economy Department to be included to the range of documents available to the public.

The report “Environmental Impact Assessment of the project “Enhancing the attractiveness of investments sites through modernisation of Elewatorska Street in Białystok” has been also placed on the Internet site of Białystok City: http://www.um.bialystok.pl
ANNEX 6 - NATURE CONSERVATION

1. Assessment of effects on sites of nature conservation importance

1.1. Is the project likely to affect sites of nature conservation importance (i.e. potential Natura 2000 sites)?

Yes  ❌  No

- If yes – please go to question 1.2.
- If no – please fill out Annex I (Declaration by the authority responsible for sites of nature conservation importance = potential future Natura 2000 sites)

1.2. In this case an appropriate assessment according to art. 6(3) of the directive 92/43/EEC ("Habitats Directive") is obligatory.

1.2.1. Have this appropriate assessment been carried out?

Yes  ❌  No

This appropriate assessment can take the form of an EIA according to Directive 85/337/EEC as amended by 97/11/EC. If this is not the case, please describe briefly the procedure carried out and include a non-technical summary of the impact study.

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1.2.2 Based on the results of the above appropriate assessment, will the project have a significant negative impact on a site of nature conservation importance?

Yes  ❌  No

- If yes – please fill out Annex II (Information to the Commission according to Article 6(4) of the Habitats Directive. This Annex has to be signed by the authority responsible for sites of nature conservation importance = potential future Natura 2000 sites)

- If no – please fill out Annex I (Declaration by the authority responsible for sites of nature conservation importance = potential future Natura 2000 sites)

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5 For the purpose of the Pre-Accession instruments a **site of nature conservation importance** (=potential future Natura 2000 site) in candidate countries is a site falling under one or more of the following categories:
(a) sites, which have been identified by the competent national authorities as sites to be proposed for the Natura 2000 Network as laid down in the Birds Directive (79/409/EEC) and Habitats Directive (92/43/EEC)
(b) sites listed in the latest inventory of Important Bird Areas (IBA2000) for candidate countries or (if available) equivalent more detailed scientific inventories endorsed by national authorities
(c) wetlands of international importance designated under the Ramsar Convention or qualifying for such protection
(d) areas to which the Bern convention on the conservation of European Wildlife and Natural Habitats (Art. 4) applies, in particular sites meeting the criteria of the Emerald network
(e) areas protected under national nature conservation legislation
ANNEX I - Declaration by the authority responsible for sites of nature conservation importance (= potential future Natura 2000 sites)
(EQUIVALENT TO Annex I(a) of the Cohesion Fund form)

Responsible authority: DISTRICT NATURE CONSERVATOR IN BIALYSTOK
(Wojewódzki Konsrwator Przyrody)
Ul. Mickiewicza 3

Having examined the project application: PROGRAM PHARE 2003
SOCI-ECONOMICAL COHESION

(title)

"ENHANCING THE ATTRACTIVENESS OF INVESTMENT SITES THROUGH THE MODERNISATION OF ELEWATORSKA STREET IN BIALYSTOK"

which is to be located at BIALYSTOK, „STAROSIELCE” DISTRICT
PODLASKIE VOIVODESHIP

we declare that (tick the appropriate box):

☒ The project is not likely to have significant effects on a site of nature conservation importance on the following grounds:

Report - Environmental Impact Assessment of the project “Enhancing the attractiveness of investment sites through the development and modernisation of Elewatorska Street in Bialystok” prepared by the group of experts from Evaluation of Nature Conservation Office “AREO”s.c. (civil partnership company) in Bialystok:
dr. inż. Krzysztof Nytko – an expert of the Minister of Environment Protection No 872
dr Grazyna Strutynska – an expert of the Minister of Environment Protection No 1132.
The conception of „Natura 2000” network does not take into consideration creating any habitats or birds habitats within the administrative boundaries of Bialystok city.

Therefore an appropriate assessment required by Article 6(3) was not deemed necessary.

☐ Following an appropriate assessment, according to Art. 6(3) of Directive 92/43/EEC, the project will not have significant negative effects on a site of nature conservation importance.

Signed: .....................................................

(Authority responsible for monitoring sites of nature conservation importance)

Official seal:

6 taking into account the requirements of Art. 6(3) of Directive 92/43/EEC
### ANNEX II - Information to the European Commission according to Article 6(4) of the Habitats Directive (92/43/EEC) for Candidate Countries

<table>
<thead>
<tr>
<th>Candidate Country:</th>
<th>Date:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Competent national authority:</td>
<td></td>
</tr>
<tr>
<td>Address:</td>
<td></td>
</tr>
<tr>
<td>Contact person:</td>
<td></td>
</tr>
<tr>
<td>Tel., fax, e-mail:</td>
<td></td>
</tr>
</tbody>
</table>

### 1. PROJECT

Name of the site affected:

This site is (please tick):
- [ ] a site identified by the national competent authority as qualifying under Art. 4(1) and (2) of the Birds directive (79/409/EEC)
- [ ] a site identified by the national competent authority as qualifying under Art. 4 (1) of the Habitats directive (92/43/EEC)
- [ ] a site listed in the latest inventory on Important Bird Areas (IBA 2000) or (if available) in an equivalent more detailed scientific inventories endorsed by national authorities
- [ ] a wetland of international importance designated under the Ramsar Convention or qualifying for such protection
- [ ] a site to which the Bern convention on the conservation of European Wildlife and Natural Habitats (Art. 4) applies, in particular a site meeting the criteria of the Emerald network
- [ ] areas protected under national nature conservation legislation

Summary of the project having an effect on the site:

### 2. NEGATIVE EFFECTS

Summary of the assessment of the negative effects on the site:

N.B.: this summary should focus on the adverse effect expected on the conservation value of the site, include the appropriate maps and describe the already decided mitigation measures.

### 3. ALTERNATIVE SOLUTIONS

Summary of alternative solutions studied by the candidate country:

Reasons why the competent national authorities have concluded that there is absence of alternative solutions:

### 4. IMPERATIVE REASONS

Reason to nevertheless carry out this plan or project:
- [ ] Imperative reasons of overriding public interest, including those of a social or economic nature (in the absence of priority habitat/species)
- [ ] Human health
- [ ] Public safety
- [ ] Beneficial consequences of primary importance for the environment
- [ ] Other imperative reasons of overriding public interest

Short description of the reason:

### 5. COMPENSATION MEASURES

Foreseen compensatory measures and timetable: