

# Naas Golf Club

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Kerdiffstown, Naas, Co. Kildare.



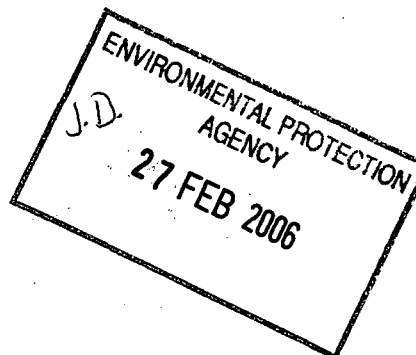
Telephone: (045) 874644/897509

Fax: (045) 896109

E-mail: naasgolfclubisdn@eircom.net

Environmental Protection Agency  
Headquarters PO Box 3000  
Johnstown Castle Estate  
Co Wexford

23<sup>rd</sup> February 2006



**Re: Waste Licence Register No 47-2  
Nepin Trading Ltd  
Kerdiffstown Waste Disposal Facility**

Dear Sirs

Thank you for your letter dated 2<sup>nd</sup> February '06 enclosing notification of the Agency's proposed decision in respect of the above facility.

I am directed by the Executive Committee of Naas Golf Club to address your proposed licence issue as follows:-

The main points of the applicant's reasons for their licence review request are:-

- Regularisation of the final approved contours for the landfill between the planning permission and the EPA Licence.
- Inclusion of composting in authorised processes.
- Addition of household derived recyclables.

The Golf Club's concerns under each of the foregoing headings are:-

## Contours

The northern end of the site immediately overlooks and is adjacent to our golf course. In the course of the last year Nepin Trading has increased the levels overlooking our course to 11 metres higher than that which the EPA licence permits and at least 3 metres higher than that for which it has planning permission. In addition the embankment constructed as a plateau does not follow contours of either the EPA licence or the planning permission. A copy of our most recent letter to Nepin Trading Ltd dated 14/02/06 (which is one of many letters written over the past year) is attached for information. Notwithstanding our letters of concern Nepin continue to work on the top of the embankment and appear to be increasing its height still even further.

In the Inspector's Report dated 13/01/06 Dr. J. Nerdham of the Licensing Unit notes the following:-

**Page 5/15** "The furthest NW corner of the site has had additional semi processed material placed on it to the extent that the current levels are in excess of that approved by planning (108 AOD). Indeed on my visit to site in September '04 I had instructed that there should be no further placement of waste on virgin ground. I was disappointed to find that this request was not complied with".

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**Page 5/15** “No such formal emission management systems exist under the north western half of the facility”.

**Page 6/15** “Despite numerous instructions by the Enforcement Section of the Agency the licensee continued to place part processed material in a manner of landfilling in unlined areas of the facility in the north west section”

**Page 7/15** “Collectively the non-compliances would indicate that operator is not applying themselves to the application of BAT in all aspects of their operation”.

**Page 7/15** “The enforcement issues also **impact on the EPA confidence** in the **operators ability** to run the facility in a manner that does not cause nuisance or **impact an amenity** and to earnestly address the illegally placed waste piles”.

**Page 8/15** “The operator has proposed maximum site slopes of 1:25”. Currently side slopes are more of the order of 1:1.

**Page 13/15** “It is my view that the north eastern sector of the site has received little attention in respect of reclamation of the illegally deposited wastes and furthermore the operator has continued to place part processed wastes which is contributing to the alleged breach in agreed levels”.

In a number of places in the report Dr. Derham states that matters of landform, visual impact and landscaping are for the Local Authority, if this is so, the Club fails to understand why Condition 4.2 of Waste Licence W047-01 specified 100 AOD as being the maximum height with contoured levels below that, and why the applicant now articulates a reason for the licence review request as being regularisation of the final approved contours for the finished land fill between planning permission and EPA licence.

The Inspectors Report also makes reference to a number of conditions in the recommended decision that strengthen control of certain aspects of the operation, in this area the club has significant difficulties with the proposed review decision in that the control mechanisms are not definitive enough and may be difficult to implement as has been the case in the past as verified by the Inspectors Report. We note that there are no contoured drawings or levels given for interim situations prior to final contours. What restrictions are on the applicant during the construction phase? It is the Club's view that there should be maximum contours/levels defined for during the construction phase, such contours not being significantly at variance with the final contours. It is also the clubs view that there should be a timescale imposed on the applicant for correcting the non compliances in the northern corner, i.e. the reduction of levels in the northern end of the site should be given urgency and priority.

In the extracts from the Inspectors Report, as itemised above, it is clear that the applicant has not responded to EPA instructions to correct levels or to notices of non compliance and therefore the Club reiterates that the control mechanisms need to be tightened significantly more than the licence review indicates, with significantly more frequent monitoring and being more punitive for non compliance. This also applies to emission management systems in the northern half of the site.

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## **Inclusion of Composting in authorised processes / Addition of household derived recyclables**

There is a very major concern within the Club at the inclusion of composting and the applicants request to include household recyclables, as these have the serious potential to be odorous. Storage and pre-processing of household waste is of major concern, as is the Inspectors Report that final curing of compost post processing could be problematic due to odours. As you must appreciate odours on our course would reduce green fee, society and classic income without which our course could not survive and could not provide the amenity it does for the surrounding area.

In this regard we are unhappy at the proposed frequency and level of monitoring and are also unhappy that given the history of non compliance on the site, proposed enforcement procedures are not ~~be~~ strict or punitive enough to protect Naas Golf Club.

In conclusion, we object to the proposed decision on the application for a review of the waste licence from Nephin Trading Ltd and enclose cheque in the sum of €200 as fee for the objection.

Yours sincerely

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Jim Fennell  
Club Secretary

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# Naas Golf Club

Kerdiffstown, Naas, Co. Kildare.

Nephin Trading Ltd / A1 Waste  
3 Broomhill Business Complex  
Broomhill Road  
Dublin 24



Telephone: (045) 874644/897509  
Fax: (045) 896109  
E-mail: naasgolfclubisdn@eircom.net

14<sup>th</sup> February 2006

**Attn:** Ted Nealon  
**Re:** Kerdiffstown Waste Disposal, Naas

Dear Sirs

We again write to express our major concern at your non compliance with waste disposal licence number 47-1 and planning permission number 03/2355.

We attach survey which shows the fill in your site to be approximately 15 metres higher than our tenth tee box which is substantially higher (approx 11 metres) than your current EPA licence permits and also substantially higher (min 3 metres) than that for which you have planning permission. For us to establish levels has been made more difficult by our not having access to do a complete level survey, and had such access been available we are confident that as above the levels generally would be at substantial variance with the EPA licence and planning permission. In this context we note that the level survey which you promised us by the 27/05/05 in your letter of 20/05/05 has not been forthcoming.

We also note that you have not honoured your commitment to soiling and seeding the embankment facing our course by mid-June '05. We note you have now planted some whips/saplings along the top of the berm, does this mean that you have no intention of reducing the height of the berm at any time? Are we also to take it that the Green Avenue proposal of seeding the face and planting some semi mature trees three to four metres from the berm top on an interim basis is now redundant? From our perspective the commitments given by you have not been honoured.

We have now been given an opportunity by the EPA to lodge a formal objection to your application 47-2 prior to the 1<sup>st</sup> March '06 and, prior to our so doing we would be grateful to receive from you what, in the event of your application being successful, your intended program going forward would be i.e. when would reductions of the existing levels commence and at what rate? When would final profiles be achieved and also of course how confident the club could be that any such commitments would be fulfilled.

For us to have adequate time for consideration of your intentions prior to the closing date for objections we would be grateful if you could respond to this letter within the next eight days or alternatively within that time arrange to meet with the Club Secretary and Vice Captain to discuss your intentions.

Regards

-----  
Club Secretary

## MURPHY SURV

Unit 1, Friary Busin  
Friary Road, N  
Co. Kildare

Tel. 045 895402, Fax  
Email: info@murphy  
Web Site: www.murph

Topographic Surveys - Measured Bu  
graphic Surveys - Setting Out Surve  
Setting Out Surveys - Site Contr  
Pipeline Surveys - Manhole Surve

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Surveyed by: KB  
Drawn by: BR  
Checked by: BR

Revisions

No.	Date	Description
0	07.02.06	First Drawing

**Note :**

# MURPHY

## SURVEYS LTD

**Client :** Naas Golf Club

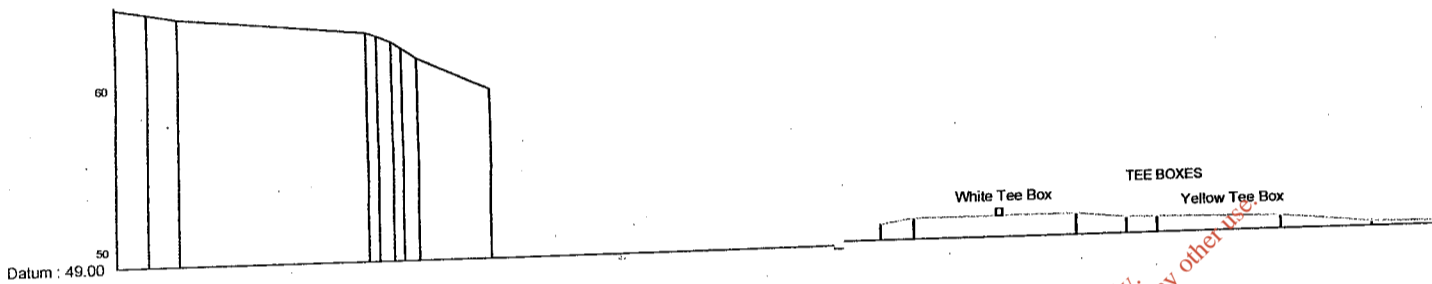
**Scale :** N.T.S.

**Project :**  
Cross Section at 10th Tee Naas

**Description :** Cross section

**Drawing Number :** 05889

LANDFILL SITE



Chainage	Elevation
0.00	54.82
1.837	54.25
3.795	54.15
15.352	53.04
16.007	52.80
16.868	52.45
17.318	52.06
18.433	51.14
22.749	49.45
139.515	49.98
141.526	50.25
151.454	50.30
154.504	50.00
156.386	49.98
163.880	49.80
166.438	49.30
173.552	49.25

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Tee Box labels as 50.00 & 51.00

# GEO-SURVEYORS

## MURPHY SURVEYS LTD

Unit 1, Friary Business Park,  
Friary Road, Naas,  
Co. Kildare

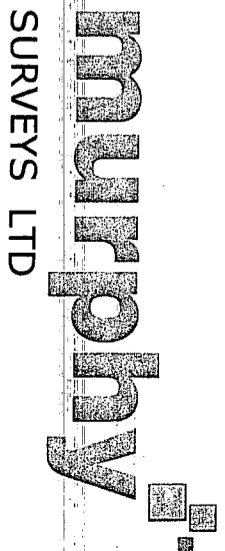
Tel. 045 895402, Fax 045 895403  
Email: [info@murphysurveys.ie](mailto:info@murphysurveys.ie)  
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Surveyed by: CM Date: 30-05-05  
Drawn by: CM Date: 30-05-05  
Checked by: RM Date: 30-05-05

Revisions	
No.	Date
0	30-05-05
	First Drawing

Note :



Client : Naas Golf Club

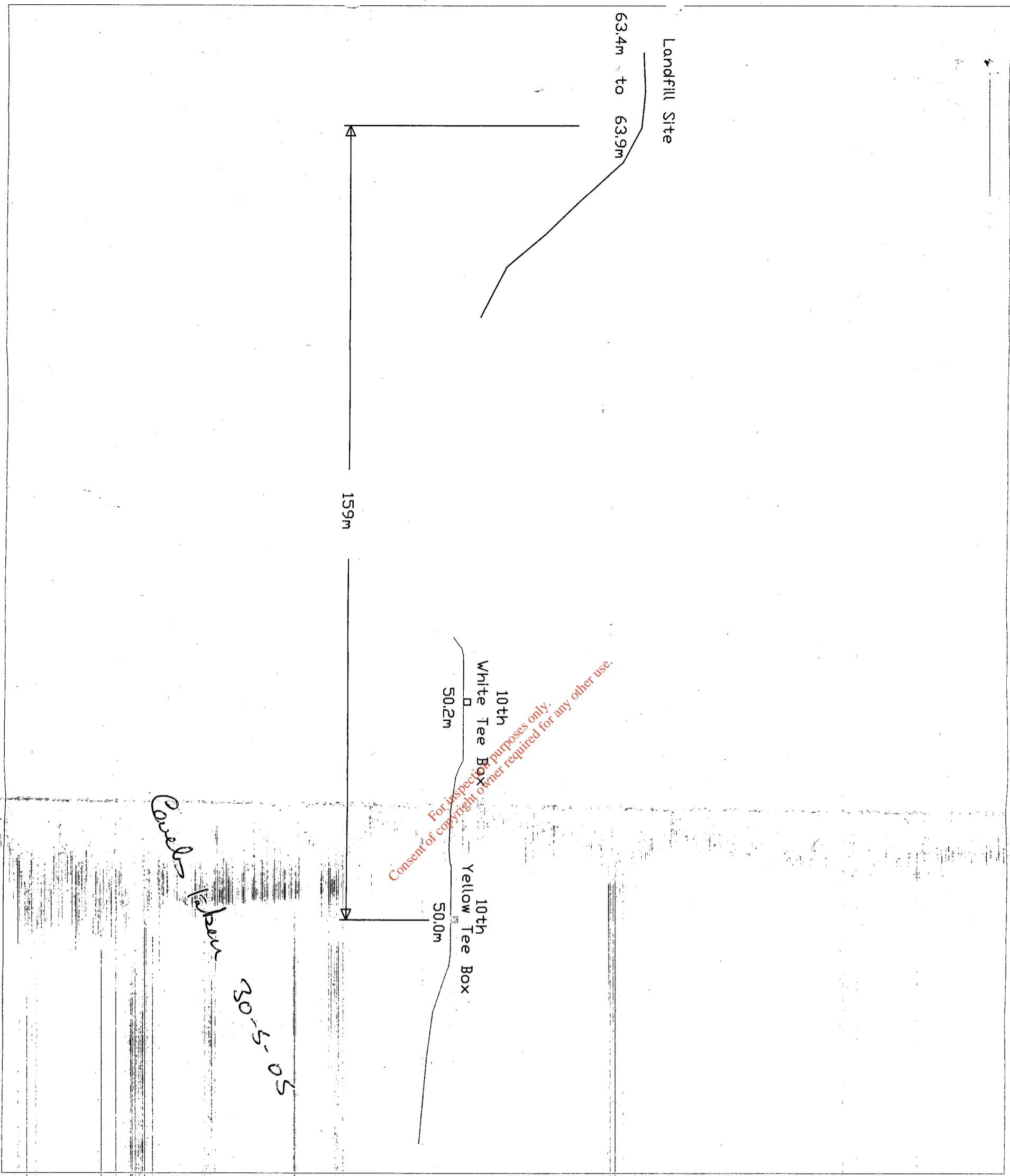
Scale : N.T.S. Date : May 2005

Project :

Cross Section at 10th Tee Naas Golf Club

Description : Detail Survey

Drawing Number : 05889C1



### Cross Section Naas Golf Club