

MEMO

TO: Board of Directors **FROM:** Dr. Brian Donlon
CC: **DATE:** 05/12/01
SUBJECT : KMK Metals Recycling Ltd. (Reg. No. 113-1)

Application details

Application Details	
Applicant:	KMK Metals Recycling Ltd.
Location of Activity:	Cappincur Industrial Estate, Daingean Road, Tullamore, Co. Offaly
Reg. No.:	113-1
Licensed Activities under Waste Management Act 1996:	Fourth Schedule: Classes 3, 4, 6, 7, 11, 12, 13
Proposed Decision issued on:	31/08/01
Objections received:	21/09/01
Submissions on objections received:	No
Inspector that drafted PD:	Brendan Wall

Objections received

Objection by Applicant	1
Objection by third party/parties	0
Submission in relation to Objection	0

1. Applicant : KMK Metals Recycling Ltd.

A Technical Committee was established to consider the objection.

The Technical Committee included;

Dr Brian Donlon, Chairperson
Mr Caoimhin Nolan, Inspector
Ms Sinead McMahon, Inspector

This is the Technical Committee's report on the objection.

Ground 1 Condition 1.5.1

The applicant requested that Condition 1.5.1 regarding facility opening/operating hours be amended. The applicant feels that the inclusion of the wording 'prior....agreement of the Agency' would make the practical implementation of exceptional circumstances to facilitate delayed transport inoperable.

Technical Committee Evaluation

Having reviewed the objection the TC feel that Condition 1.5.1 should be amended to facilitate the exceptional circumstances as referred to above.

Recommendation

Amend Condition 1.5.1 as follows:

Waste may only be accepted at the facility between the hours of 08:00 and 17:00, Monday to Friday (excluding bank holidays), and between the hours of 08.00 and 13.00 on a Saturday. In exceptional circumstances to facilitate transport arrangements and with prior notification to, and agreement **as required**, by the Agency, these hours can be extended to 07.00 to 19.00 Monday to Friday (excluding bank holidays).

Ground 2 Condition 5.4.5

The applicant requested that Condition 5.4.5 regarding the length of time waste can be stored at the facility be amended. The applicant feels that it does not take into account the economic necessity to move only viable quantities of waste, it curtails the commercial viability of the operation, it does not differentiate between hazardous and non-hazardous waste and it discriminates between this operation and that of other metal trading businesses.

Technical Committee Evaluation

Having reviewed the objection the TC feel that it is reasonable to amend Condition 5.4.5 to take account of the concerns of the applicant. The TC also recommends that a new Condition 5.4.6 be included and that the existing Condition 5.4.6 be re-numbered to Condition 5.4.7.

Recommendation

Amend Condition 5.4.5 as follows:

No **hazardous** waste shall be stored at the facility for longer than six months, unless otherwise agreed with the Agency.

Include Condition 5.4.6 as follows:

Non-hazardous waste shall not be stored at the facility for longer than 12 months, unless otherwise agreed by the Agency.

Re-number existing Condition 5.4.6 to 5.4.7