



81-3

Environmental Protection Agency
An Ghníomhaireacht um Chaomhnú Comhshaoil

Mr. Joseph Boland
Director of Services, Transportation & Environment
Kildare County Council
St. Mary's
Naas
County Kildare

Headquarters, PO Box 3000
Johnstown Castle Estate
County Wexford, Ireland
Ceanncheathrú, Bosca Poist 3000
Eastát Chaisleán Bhaile Sheáin
Contae Loch Garman, Éire
T: +353 53 60600
F: +353 53 60699
E: info@epa.ie
W: www.epa.ie
LoCall: 1890 33 55 99

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Reg No: 81-3

Dear Mr. Boland,

I am to advise you that the Agency has received an application for a review of Waste Licence Reg. No. 81-2 from KTK Landfill Limited, for a facility located at KTK Landfill Limited, Brownstown and Carnalway, Kilcullen, Co. Kildare.

The applicant proposes, as part of this application, to provide for the continued discharge of process effluent to Athy Waste Water Treatment Plant as set out in the existing licence Reg. No. 81-2. No change to the existing discharge has been proposed.

The provisions of Section 52 of the Waste Management Acts, 1996 to 2003, provides that the Agency shall obtain the consent of the sanitary authority to the proposed discharge from an activity which involves the discharge of trade effluent or other matter (other than domestic sewage or storm water), to a sewer vested in or controlled by a sanitary authority.

In order to expedite the Agency's consideration of this waste licence review application, I am to request your authority's consent to the proposed discharge. It should be noted that, your authority's consent may be subject to such conditions as your authority considers appropriate as provided for in Section 52 of the Waste Management Acts, 1996 to 2003 and Section 99E (3) of the Environmental Protection Agency Acts, 1992 and 2003.

In accordance with paragraph (2) of this section of the Act, you are requested to forward your response within 5 weeks of the date of this letter. Please note that any decision given after the expiry period shall be invalid and in those circumstances the Agency may proceed to determine the application concerned as if consent was obtained. Mr. Kieran O'Brien is dealing with this matter and can be contacted at the EPA, Office of Licensing & Guidance, Regional Inspectorate, Inniscarra, Co. Cork (Tel. No. 021 4875540), if you have any queries.

Your co-operation in this matter is appreciated.

Yours sincerely

Eve O'Sullivan
Programme Officer
Licensing Unit
Office of Licensing & Guidance



Section 99E (3) & (4) of the Environmental Protection Agency Acts, 1992 and 2003

- (3) Subject to subsection (4), a consent under subsection (1) may be granted subject to or without conditions and if it is granted subject to conditions the Agency shall include in the licence or revised licence concerned conditions corresponding to them or, as the Agency may think appropriate, conditions more strict than them.
- (4) The conditions that may be attached to a consent by a sanitary authority under this section are the following and no other conditions, namely conditions-
- (a) relating to-
 - (i) the nature, composition, temperature, volume, level, rate, and location of the discharge concerned and the period during which the discharge may, or may not, be made,
 - (ii) the provision, operation, maintenance and supervision of meters, gauges, manholes, inspection chambers and other apparatus and other means for monitoring the nature, extent and effect of emissions,
 - (iii) the taking and analysis of samples, the keeping of records and furnishing of information to the sanitary authority,
 - (b) providing for the payment by the licensee to the sanitary authority concerned of such amount or amounts as may be determined by the sanitary authority having regard to the expenditure incurred or to be incurred by it in monitoring, treating and disposing of discharges of trade effluent, sewage effluent and other matter to sewers in its functional area or a specified part of its functional area,
 - (c) specifying a date not later than which any conditions attached under this section shall be complied with,
 - (d) relating to, providing for or specifying such other matter as may be prescribed.