

working for a cleaner environment

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21/12/2005

Ref: Notification of a Proposed Decision on an Application for a Waste License in Accordance with Section 42(2) of the Waste Management Acts, 1996 to 2005-12-21

Waste License Register No. 208-1

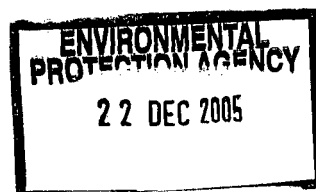
Oxygen Environmental Ltd. of Merrywell Industrial Estate, Ballymount Road Lower, Dublin 22 wishes to object to the Proposed Decision on the above license.

Please find attached the reasons for the objection and our cheque for €500.00.

We trust that the Agency will **look** favourably on our objections and we **look** forward to receiving our license in due course.

Yours sincerely,

James Dowdall
Oxygen Environmental Ltd.



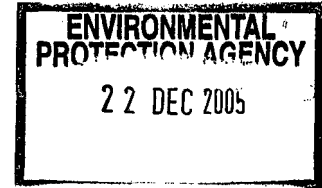
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Directors
Sean Doyle
Peter McLoughlin
Martyn Byrne



Objection by Oxigen Environmental Ltd to the EPA's Proposed Decision on a Waste Licence.

EPA Register Number 208-1



Introduction

Oxigen Environmental Ltd (Oxigen) welcomes the issue of a Proposed Decision on the waste licence application for their facility at Ballymount Industrial Estate, Ballymount Road Lower, Clondalkin, Dublin 22.

The facility is playing a major part in the recycling of waste in the Dublin Region thereby diverting waste from landfill and contributing to the implementation of Government policy on waste.

In order to carry out the activity in compliance with their waste licence Oxigen feels it is necessary that some changes be made to the Proposed Decision issued and sets out below their specific objections to the conditions of the Proposed Decision along with the associated reasons.

Objection No. 1

Condition 6.3.3(ii)

"Installation of an odour management system on waste processing buildings to include a negative air pressure system. The licensee shall prepare a report on the effectiveness of this system within 18 months of the date of grant of the licence. Having regard to the findings of this report the Agency may instruct the licensee to install an appropriate odour abatement system within a specified period"

Reason for the objection

It is not proposed to accept putrescible waste in either building at this facility. Whilst Table A.1 of Schedule A.2 of the Proposed Decision refers to Household Waste we wish to confirm to the Agency that this refers to separately collected household dry recyclables and not general household waste. Odour is not an issue with dry recyclable waste.

Similarly the main waste streams that will be accepted for processing in the other building will be Commercial, Industrial and C & D waste. If putrescible waste is inadvertently accepted in these waste streams it will immediately be removed off site to our other facility at Robinhood (License 152-3) where there is a suitable odour control system in place. We therefore do not anticipate that odour will be a nuisance at this facility.

Furthermore due to the large size of the buildings concerned and the nature of their construction, it would not be practicable to install an effective negative air pressure system.

Oxigen suggests that an alternative condition, similar to Condition 6.12 in Licence 197-1, would be more appropriate in the circumstances

“Unless otherwise agreed by the Agency, all buildings processing putrescible waste shall be maintained at negative pressure with ventilated gases being subject to treatment as specified by the Agency.”

Objection No. 2

Condition 8.12.1

“No hazardous waste shall be stored at the facility for longer than three months. No healthcare waste shall be stored at the facility for longer than 60 hours, other than refrigerated healthcare waste which may be stored at the facility for a maximum of three months”

Reason for the objection

Oxigen contend that six months is a more realistic timescale to generate an economically viable load of hazardous waste for shipping onward for treatment/ disposal. Due to the nature of the service that Oxigen will be offering clients it is possible that from time to time there may be small quantities of specific wastes collected which can be safely stored at the facility for up to six months whilst Oxigen sources the most appropriate treatment route compatible with other hazardous wastes it will be shipping onwards.

In relation to the 60 hour period for healthcare waste Oxigen respectfully suggests that if this should occur at a bank holiday weekend it would not be possible to guarantee onward movement within 60 hours and that in general it is not a realistic timeframe due to dependency on freight and shipping schedules which are outside the control of the company. Oxigen suggests the following alternative wording for this condition

"No hazardous waste shall be stored at the facility for longer than six months. No healthcare waste shall be stored at the facility for longer than seven days, other than refrigerated healthcare waste which may be stored at the facility for a maximum of three months"

Objection No. 3

Schedule C.4 Ambient Monitoring

Reason for the objection

Oxigen notes that the Agency Inspector in her report to the Board acknowledged that *"The results submitted by the applicant indicated that dust deposition rates at the site were already greater than the 350mg/m²/day for three of the samples with no waste activity being carried out at the site"*.

As all waste processing is to be carried out indoors and as the ambient dust deposition results are likely to exceed the required emission limit value, as already acknowledged by the Agency, Oxigen requests that the requirement to monitor dust deposition biannually be amended to ***"monitor as required by the Agency"***.

Oxigen requests this so that it will not be returning non compliant results (over which it has no control) to the Agency on an ongoing basis.

Oxigen looks forward to a favourable response to this objection and is committed to operating the Ballymount Facility in compliance with the EPA License when it is issued.



6 CLANBRASSIL STREET, DUNDALK

93-24-50 €

DATE 19/12/05

euro euro euro

Pay Environmental Protection Agency or order

Five hundred Euro

€500-00

OXIGEN ENVIRONMENTAL LIMITED
NO 1 ACCOUNT

De La Rue Security Ltd. 9651



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AIC Doyle

Deana Lind

Sean Doyle

Allied Irish Banks, p.l.c.

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