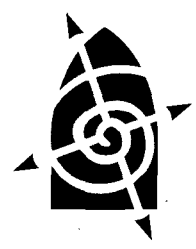


Obj (1)

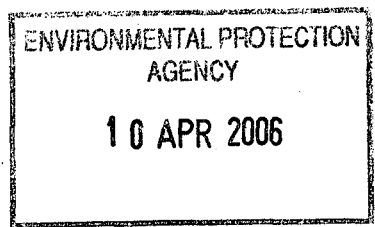
Comhairle Contae Thiobraid Árann Thuaidh  
North Tipperary County Council



78-2

07<sup>th</sup> April, 2006.

Licensing Unit,  
Office of Licensing & Guidance,  
Environmental Protection Agency,  
PO Box 3000,  
Johnstown Castle,  
County Wexford.



Dear Inspector,

We refer to the above application for a review of the Waste Licence for Ballaghveny Landfill and to Agency's Proposed Decision on the application dated 15<sup>th</sup> March 2006.

Following consideration of the Proposed Decision, we wish to make submissions on the following items:

**Condition 3.13.2:** This condition requires that "all water from the wheel cleaning area shall be recirculated or directed to the leachate management system." The current arrangement, as was previously approved by the Agency, allows for the disposal of surplus water to a soakpit. We would request that the Agency amend this condition to reflect the existing situation on site as previously approved.

**Condition 3.13.2(i) & (ii):** The proposed decision requires that an impermeable concrete slab and associated drainage system be provided as part of the infrastructure in the Construction and Demolition Waste Recover Area. It is felt that, given the inert nature of the waste to be processed at this location as well as the relatively small quantities that are to be processed, that the use of a concrete slab is not required in this case. It is considered that the use of a compacted hardcore surface underlain by a filter geotextile is sufficient in this case and we would request that the Agency revise the above conditions to reflect this.

**Condition 6.1.1:** The proposed decision requires the installation of a telemetry system from "the date of the grant of this licence". North Tipperary County Council propose to complete the capping of Cells 1-8 at the facility by end 2006. As part of these works, it is proposed to install the necessary infrastructure to enable the installation of the telemetry system. Installation of the telemetry system would then follow immediately upon completion of the capping. We would therefore request that this condition be amended to "within 12 months of the grant of this licence".

**Condition 6.1.2(iii):** It is considered that the requirement to monitor the quality of the surface water at the inlet to the surface water lagoons is unnecessary and of no benefit to North Tipperary County Council. The Council are required to monitor outflows from the lagoons and to ensure that these outflows meet emission limits as per Table B.2. There does not appear to be any environmental or other benefit to the monitoring of inflows to the lagoons and it is therefore requested that the Agency amend this condition to require monitoring of "quality of surface water being discharged to the perimeter streams".

**Condition 6.8** Bird Control is currently conducted during working hours. North Tipperary County Council proposes to stay with this existing arrangement.

**Condition 8.1.1:** This condition requires that "only pre-treated wastes are acceptable for disposal as set out in Article 6(a) of the Landfill Directive". This Article has been transposed into



Comhairle Contae Thiobraid Árann Thuaidh  
North Tipperary County Council



Irish law under Article 49, Subsections 5 (a) and (b) of the Waste Management Licensing Regulations 2004 and requires that landfills shall only accept pre-treated waste after the 16<sup>th</sup> July 2009. The target date for the diversion of Biodegradable Municipal Waste from landfill has been identified as 2009 in the Replacement Waste Management Plan for the Midlands Region which is currently being reviewed. It appears that Condition 8.1.1 as currently written requires that the landfill may only accept such waste following the grant of the licence. This would impact severely on the ability of North Tipperary County Council to accept waste at Ballaghveny Landfill and would seriously effect the viability of the operation. There would also be significant impact on waste management within North Tipperary and on a regional basis. We would therefore request that the agency amend this condition to the following wording: "From the 16<sup>th</sup> July 2009, only pre-treated wastes are acceptable for disposal as set out in Article 6(a) of the Landfill Directive".

**Schedule A: Limitations:** Condition 8.3.1 of the proposed decision allows for the acceptance of 2,000 tonnes of green waste. However, no allowance is made in Table A.2 for the acceptance of green waste for use in composting. Note 3 appended to the table states that compost generated on site for use in construction is not included in the limitations. We would ask that the Agency clarify as to whether the export of compost off-site for general purpose use is permitted under the Proposed Decision and if not, that this activity be permitted. In particular, as per the Article 16 Further Information submitted to the Agency on the 28<sup>th</sup> April 2005, we would request that Table A.2 be amended as follows:

Waste Type	Maximum (tonnes per annum)
Municipal and Commercial Waste	32,000
Non-hazardous C&D Waste	11,500
Pre-treated sludge	3,500
Green waste for composting	2,000
<b>TOTAL</b>	<b>49,000</b>

We now enclose a cheque in the amount of €317.43 being the fee notified in the Proposed Decision for an objection by the applicant or licensee.

We trust this is satisfactory, but please do not hesitate to contact the undersigned if you have any queries.

Yours sincerely,

KARL CASHEN  
DIRECTOR OF SERVICES

