

Office of Licensing & Guidance  
E.P.A.  
Johnstown Castle Estate  
Co. Wexford

Newtown  
Donard  
Co. Wicklow  
22/02/06

SUB 124  
off

SCANNED  
24 FEB 2006

Re: License Application 204-1

Wicklow County Councils direction to Roadstone to construct an engineered landfill for the deposition of with illegal wastes on their lands has been found to constitute an unacceptable threat to the both the local environment and the water supply for Dublin by the EPA.

Wicklow County Councils proposals for the remediation of the illegal dump at Whitestown pose an equally unacceptable threat to the salmon-spawning beds of the Carrigower River SAC at Whitestown, a site protected by European Directive.

Both remediation plans were produced by the same environmental consultancy firm, contracted by Wicklow County Council.

The hydro-geological study commissioned by An Bord Pleanala and undertaken by David Ball, it has demonstrated that any polluting materials in Whitestown pose a risk to the SAC and groundwater.

The applicants submitted proposal to construct a bentonite wall as part of further information (Article 16) is an admission that the most extreme of engineering solutions are required given site conditions. If waste were to be landfilled at Whitestown the proposals as contained in the revised EIS would be the minimum required. It has now been demonstrated to the E.P.A. that any potentially polluting material amounts to an unacceptable risk.

The tone of implied menace in personal communications to the E.P.A. by the applicant is a feature of other public and documented communications to both Wicklow County Council officials and our elected representatives by the same.

The residents of the area view this alongside the scale of criminal activity at Whitestown prior to the purchase of the site by the applicant. The absence of any legal conclusion to the criminal case instigated by the DPP adds concern.

*Ailish Greene*  
AILISH GREENE

ENVIRONMENTAL PROTECTION  
AGENCY  
24 FEB 2006

SCANNED

24 FEB 2006



Environmental Protection Agency  
An Ghníomhaireacht um Chaomhnú Comhshaoil

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24th February 2006

204-1

Waste Licence Application re: Brownfield Restoration Ireland Ltd at Whitestown Lower, Co Wicklow

Dear Ms Greene

I am to refer to your letter of 22/02/2006, received on 24/02/2006, in relation to an application for a waste licence reference number 204-1, by Brownfield Restoration Ireland Ltd, in respect of a facility at Brownfield Restoration Ireland Ltd, Whitestown Lower, Co Wicklow.

I am to advise that your letter will be treated as a submission and will be taken into account when determining the application, in accordance with the Waste Management Acts, 1996 to 2005, and Article 15 of the relevant Waste Management (Licensing) Regulations, which provides as follows:

Extract from the Waste Management (Licensing) Regulations

Submissions to the Agency regarding applications.

15. For the purpose of Section 40(2)(b) of the Act, a person may make a written submission to the Agency in relation to -
- (i) an application, and
  - (ii) such plans, documents and other information and particulars, including an environmental impact statement, as are submitted by the applicant in accordance with Articles 12, 13, 14 and 16, and the Agency shall not give notice of a proposed decision under Section 42(2) of the Act before the expiry of a period of one month following the date of a relevant -
    - (a) acknowledgement in accordance with Article 14(2)(a), or
    - (b) notice in accordance with Article 16(2)(a), or
    - (c) acknowledgement in accordance with Article 16(4), whichever such date is the later.

The application and associated correspondence, including the acknowledgements and notifications referred to in Article 15 above, are available on the public file relating to the application as they arise and that file may be inspected by any person during office hours at the Agency's headquarters. A copy of the file is also available for inspection at the offices of Wicklow County Council.

Copy extracts from the file will be supplied by the Agency to any person, on request, subject to payment of the reasonable cost of making the copy.

You are advised to refer to the public file for information on the progress of the application. The Agency will write to you to inform you of its proposed decision on the application in due course.

Please direct any further correspondence in relation to this matter to Administration, Office of Licensing & Guidance, Environmental Protection Agency, Headquarters, P.O. Box 3000, Johnstown Castle Estate, County Wexford.

Yours sincerely,

Noeleen Keavey  
Programme Officer  
Office of Licensing & Guidance

