

Appendix 1 Certificate of Incorporation

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Number

297717

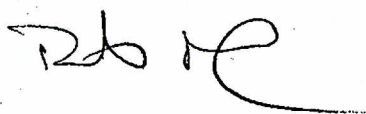
Certificate of Incorporation

I hereby certify that

BORD NA MONA PUBLIC LIMITED COMPANY

is this day incorporated under
the Companies Acts 1963 to 1990
and that the company is limited.

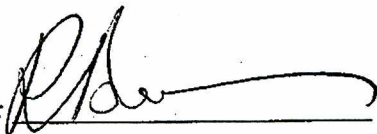
Given under my hand at Dublin, this
Thursday, the 3rd day of December, 1998



for Registrar of Companies

Certificate handed to/posted to:*

Signed:



Date:

3rd Dec 1998

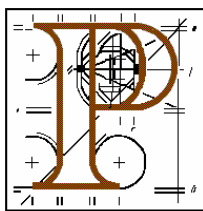
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Appendix 2 Planning and Waste Licence

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An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2004

Kildare County

Planning Register Reference Number: 04/371

An Bord Pleanála Reference Number: PL 09.212059

APPEAL by Bridie and John Logan of Killinagh Upper, Robertstown, Naas, County Kildare and by others against the decision made on the 13th day of April, 2005 by Kildare County Council to grant subject to conditions a permission to Bord na Móna plc care of John Connolly of Leabeg, Tullamore, County Offaly in accordance with plans and particulars lodged with the said Council.

PROPOSED DEVELOPMENT: An engineered landfill site (footprint 21.2 hectares), comprising eight number phases, to accept up to 120,000 tonnes per annum of non-hazardous residual municipal waste for disposal, a composting facility with a capacity of 25,000 tonnes per annum, for an operational lifespan of 20 years. In addition to the waste acceptance period, permission is also sought for an additional two years to facilitate preliminary development works prior to waste acceptance and restoration of the site following cessation of waste acceptance. Permission is also sought for ancillary facilities including landscaping, provision of improved site entrance and access road (4,800 metres) from the R403 to the facility entrance, internal site haul roads (2,380 metres), clay borrow area (10 hectares) and sand and gravel borrow area (12.7 hectares) for the extraction of 212,300 cubic metres of clay and 248,410 cubic metres of sand and gravel respectively, to be used for the construction of the proposed facility, composting building and biofilter (4,157 square metres), administration building (434 square metres), parking (700 square metres) for 17 number cars, two delivery vans and one coach, two number weighbridges (140 square metres) and weighbridge reception kiosk (7.5 square metres), maintenance facility (180 square metres), bunded concrete hardstand for waste inspection and quarantine (585 square metres), bunded oil storage area (22.5 square metres), on-site water borehole, wheelwash (180 square metres), surface water drainage system, oil interceptor and grit trap, five number surface water settlement lagoons (total area 5,464 square metres), two number leachate holding tanks (combined capacity of 400 cubic metres) and leachate pump sump at bunded concrete hardstand leachate management facility (1,000 square metres), landfill gas collection compound and gas flare (35 square metres), security fencing and all other site development works above and below ground on a total site area of 139 hectares all in the townlands of Parsonstown, Loughnacush, Kilkeaskin, Timahoe West, Drummond, Coolcarrigan and Killinagh Lower and Killinagh Upper, County Kildare, as amended by the revised public notice received by the planning authority on the 20th day of December, 2004.

DECISION

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

REASONS AND CONSIDERATIONS

Having regard to:-

- (a) the national waste management policy framework and strategy as set out in the Government policy statements “Waste Management – Changing Our Ways” (1998), “Delivering Change” (2002), “National Overview of Waste Management Plans” (2004), and “Waste Management – Taking Stock and Moving Forward” (2004), published by the Department of the Environment, Heritage and Local Government,
- (b) the provisions of section 54(3) of the Waste Management Act, 1996, as amended by section 257 of the Planning and Development Act, 2000,
- (c) the Regional Planning Guidelines for the Greater Dublin Area, 2004-2016,
- (d) the Waste Management Plan for the Kildare Region, 2000-2005,
- (e) the Landfill Site Selection Process Report for County Kildare, 2002,
- (f) the Kildare County Development Plan 2005-2011,
- (g) the separation distances between the proposed landfill/composting facility and residential properties or other sensitive receptors, and
- (h) the Environmental Impact Statement, additional information and clarification submitted in connection with the planning application and the appeal,

it is considered that, subject to compliance with the conditions set out below, the proposed development would not seriously injure the amenities of the area or of property in the vicinity, would not be prejudicial to public health, would not interfere to any significant extent with existing land uses in the vicinity, would be acceptable in terms of traffic safety and convenience and would be in accordance with the proper planning and sustainable development of the area.

CONDITIONS

1. The proposed development shall be carried out in accordance with the plans and particulars lodged with the application, as amended by the revised plans and particulars received by the planning authority on the 12th day of August, 2004 and the 29th day of October, 2004, and in accordance with the provisions and proposals contained in the accompanying Environmental Impact Statement, as amended, except as may otherwise be required in order to comply with the following conditions.

Reason: In the interest of clarity.

2. (1) The landfill footprint shall be as proposed in the documentation submitted to the planning authority on the 24th day of February, 2004. The active deposition of waste is permitted for a period of twenty years and shall not exceed an annual tonnage of 120,000 tonnes for the deposition of waste. Capping and restoration works on the site shall be completed within two years of the expiry of the period for waste deposition.
(2) The amount of bio-waste to be accepted at the composting facility shall not exceed 25,000 tonnes per annum without a prior grant of planning permission. The acceptance of waste is permitted for a period up to and including the final capping of phase 8 of the landfill.
(3) The planning authority shall be informed in writing, at least one month before the landfill and the composting facility become available to receive waste, and indicating the commencement date(s).
(4) Each consignment of waste arriving for disposal at the landfill/composting facility shall be accompanied by a certificate which shall identify the weight of each consignment, the name and address of the waste collection contractor disposing of the waste and the composition and nature of the waste for disposal.
(5) Every three months, in a manner to be agreed with the planning authority, the developer shall submit to the planning authority records of all waste delivered to the site on a daily, weekly and monthly basis. These records shall be available for public examination.

Reason: To define the scale of the proposed development, in the interest of minimising recourse to landfill in accordance with national policy.

3. Any stockpiling arrangements for excavated soil and/or peat, other than for use in the screen embankment around three sides of the landfill, shall be agreed in writing with the planning authority.

Reason: In the interest of proper planning and to avoid unnecessary environmental hazards on site.

4. The developer shall ensure that adequate measures are in place (and agreed with the planning authority) to prevent water with high suspended solids content, caused by the construction of the proposed development, from discharging directly into streams and feeder drains.

Reason: In the interest of preservation of habitats on site and the proper planning and sustainable development of the area.

5. Prior to commencement of development, the developer shall submit, for the written agreement of the planning authority, details of the external finishes and colours of all buildings on site.

Reason: In the interest of visual amenity.

6. During the construction phase of the proposed development Heavy Goods Vehicle (HGV) movements to or from the site shall be confined to between 0800 and 2000 hours, Monday to Friday inclusive, and 0800 and 1300 hours on Saturdays (excluding public holidays and Sundays).

Reason: To protect the residential amenity of the area during the construction phase of the development.

7. During the initial construction phase of the proposed development, noise levels at the site (when measured at noise sensitive locations in the vicinity) shall not exceed 55dB(A) between 0800 and 2000 hours, Monday to Friday inclusive and 0800 and 1300 hours on Saturdays, excluding public holidays and Sundays, and 45dB(A) at any other time.

Noise monitoring locations for the purposes of the construction phase of the proposed development shall be agreed in writing with the planning authority prior to commencement of development.

Reason: To protect the amenities of property in the vicinity.

8. Prior to commencement of development, the developer shall put in place monitoring arrangements for the measurement of noise emissions, dust deposition and suspended solids of surface water run-off associated with the initial construction phase of the development. During the construction phase of the development, the developer shall submit to the planning authority, on a frequency to be determined by the planning authority, the results of the monitoring programme. Monitoring locations for the above shall be agreed in writing with the planning authority prior to commencement of development.

Dust deposition during the initial construction phase of the proposed development shall not exceed 350 milligrams per square metre per day (DIN standard) when measured at the site boundaries and averaged over 30 days.

Reason: To protect the amenities of the area.

9. The hours of operation of the proposed development shall be as set out in the Environmental Impact Statement.

Reason: In the interest of amenity and proper planning and sustainable development.

10. Prior to commencement of development, details of lighting arrangements for the entrance, access road and landfill compound shall be submitted to the planning authority for written agreement.

Reason: In the interest of public safety and residential amenity.

11. During the construction phase of the proposed development:-

- (a) bunded storage areas shall be provided for the containment of oil, fuel storage tanks, chemicals and any other materials which pose a risk to ground or surface water. The bunded area shall be equivalent to a volume of 110% of the capacity of the largest container stored. The proposed method of drainage of the bunded area shall be to the satisfaction of the planning authority, and
- (b) arrangements for the collection, storage and disposal of all foul sewage effluent arising from temporary site sanitary facilities shall be submitted to and agreed with the planning authority prior to commencement of development.

Reason: In the interest of public health and the protection of the amenities of the area.

12. All excavations associated with initial site development works and subsequent excavations and peat and soil stripping for the development of later phases of the landfill shall be monitored by a qualified and licensed wetland archaeologist. In the event that any archaeological material is found during the course of monitoring, the archaeologist shall be empowered to stop work on the site, pending a decision as to how best to deal with the archaeology. A report on the monitoring shall be submitted to the Heritage and Planning Division of the Department of the Environment, Heritage and Local Government.

Reason: To ensure the protection of any items of archaeological interest which may be impacted upon by the development.

13. All materials being imported to the site, either in the construction or operational phases shall be transported via one of the haul routes identified on figure TR1 (Rev A), received by the planning authority on the 12th day of August, 2004. After two years of operation of the proposed facility, a review of the impact of the Heavy Goods Vehicle movements generated on the local road network (defined in figure TRI (Rev A)) shall be carried out by the developer in conjunction with the planning authority. Any revisions to the routes allowed to and from the site shall be agreed and implemented within six months of the review and any consequent additional payments necessary under condition 21 below shall be agreed between the developer and the planning authority or, in default of agreement, the matter shall be referred to the Board for determination.

Reason: In the interest of traffic safety, orderly development and the protection of amenity.

14. Prior to the development of phase 8 of the landfill, the developer shall agree, in writing, with the planning authority, proposals for re-use, if any, of the composting building, maintenance building and administration building on site.

Reason: In the interest of the proper planning and sustainable development of the area.

15. The internal road network, accessing and serving the proposed landfill/composting facility, including turning bays, junctions, parking, hardstanding areas, footpaths, kerbs and the construction of the R403 entrance, shall be carried out in accordance with the detailed requirements of the planning authority for such works. No waste shall be accepted without the prior written agreement of the planning authority that these arrangements have been implemented to their satisfaction.

Reason: In the interest of amenity and safety.

16. A Community Liaison Committee shall be established, the composition of which shall be based upon equal representation of personnel from the planning authority, the developer, local residents and elected members of Kildare County Council. The composition of the committee and any variation thereof shall be subject to the prior agreement of the planning authority. The committee shall identify environmental works and community facilities to be funded under the following condition.

Reason: To identify appropriate environmental community projects which will mitigate the impact of the landfill facility on the local community, in accordance with Government policy as set out in "Changing Our Ways" published by the Department of the Environment and Local Government in September, 1998.

17. The developer shall pay a sum of money to the planning authority, either annually or in such manner as may be agreed, towards the cost of the provision of environmental improvement and recreational or community amenities in the locality. The identification of such projects shall be decided by the planning authority having consulted with the community liaison committee as provided for in the previous condition. The amount of the contribution and the arrangements for payment shall be agreed between the developer and the planning authority or, in default of agreement, shall be referred to the Board for determination. The amount shall be index-linked in the event of phased payments.

Reason: It is considered reasonable that the developer should contribute towards the cost of environmental, recreational or community amenities which will help mitigate the impact of the landfill facility on the local community in accordance with Government Policy as set out in “Changing Our Ways”.

18. The site landscaping shall generally be in accordance with the submitted Environmental Impact Statement, as amended. Prior to commencement of development, detailed submissions, including a timescale for all landscape measures (which shall also include replanting in the event of failures) shall be agreed with the planning authority.

Reason: In the interest of visual amenity.

19. Prior to acceptance of any waste at this facility, the developer shall plant an eight to ten metres wide belt of mixed deciduous and evergreen trees and shrubs along the entire boundary of the site with the grounds of Allenwood Celtic AFC.

Reason: In the interest of visual amenity.

20. Prior to commencement of development, the developer shall lodge with the planning authority a cash deposit, bond of an insurance company, or other security to secure the provision and satisfactory final landscaping restoration measures that may be necessary to ensure compliance with the proposals for site restoration as set out in the Environmental Impact Statement (as amended by the additional information received by the planning authority on the 12th day of August, 2004), coupled with an agreement empowering the planning authority to apply such security or part thereof to the satisfactory completion of any part of the restoration. This bond, cash or other security shall have an expiry date of not sooner than five years after the completion of landfilling.

Reason: To ensure satisfactory completion of the landscape restoration plan in the interest of orderly development.

21. The developer shall pay to the planning authority a financial contribution as a special contribution under section 48 (2)(c) of the Planning and Development Act 2000 in respect of road improvements, traffic calming and public lighting which will benefit the proposed development. This contribution shall be paid prior to the commencement of the development or in such phased payments as the planning authority may facilitate. Payment is subject to the provisions of section 48 (12) of the Planning and Development Act 2000.

Reason: It is considered reasonable that the developer should contribute towards the specific exceptional costs which will be incurred by the planning authority which are not covered in the Development Contribution Scheme and which will benefit the proposed development.

22. The developer shall pay to the planning authority a financial contribution of €238,283 (two hundred and thirty-eight thousand two hundred and eighty three euro) in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000. The contribution shall be paid prior to the commencement of development or in such phased payments as the planning authority may facilitate and shall be subject to any specified indexation provisions of the Scheme which shall be applied from the date of the making of the said Scheme.

Reason: It is a requirement of the Planning and Development Act 2000 that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.

**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this day of 2005.



Headquarters
P.O. Box 3000
Johnstown Castle Estate
County Wexford
Ireland

WASTE LICENCE

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Licence Register No:	W201-01
Licensee:	Bord na Móna plc Main Street, Newbridge, County Kildare
Location of Facility:	Drehid Waste Management Facility, Parsonstown, Loughnacush, Kilkeaskin, Drummond, Timahoe West, Coolcarrigan, Killinagh Lower & Killinagh Upper, County Kildare

INTRODUCTION

This introduction is not part of the licence and does not purport to be a legal interpretation of the licence.

The proposal comprises a composting operation accepting 25,000tpa bio-wastes for processing, and a 120,000tpa residual waste landfill, incorporating all the associated infrastructure. Both operations will source material from non-hazardous municipal, commercial and industrial waste streams. The landfill will accept residual waste only, i.e. it has been subjected to pre-treatment in accordance with the requirements of the Landfill Directive. It is expected the facility will have an operational life of c.20 years. The landfill foot-print will be approximately 21ha and will have a capacity of c.2.3Mt waste (2.86Mm³ available void).

The facility will not be open to the general public and only waste contractors with pre-arranged contracts with the licensee would be allowed access to the facility.

The landfill will be worked in eight distinct phases each lasting 2-3 years. Depth of fill varies 15 to 20m. The design proposed would be classed as land-raise, with finished levels c.20m above existing site levels.

Proposed infrastructure includes perimeter fencing, access road, office, maintenance building, composting building, in-vessel composting units, on-site proprietary sewage treatment system, surface water management/treatment infrastructure, leachate and landfill gas management infrastructure, electricity generation, weighbridges & wheel-wash facilities, waste quarantine/inspection area and banded fuel storage. The proposal also includes the development of a borrow-areas adjacent to the landfill for the purpose of winning suitable engineering materials.

The licence sets out in detail the conditions under which Bord na Móna plc will operate and manage this facility.

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Glossary of Terms

All terms in this licence should be interpreted in accordance with the definitions in the Waste Management Acts 1996 to 2003, (the Acts), unless otherwise defined in this section.

Aerosol	A suspension of solid or liquid particles in a gaseous medium.
Adequate lighting	20 lux measured at ground level.
AER	Annual Environmental Report.
Agreement	Agreement in writing.
Annually	At approximately twelve monthly intervals.
Attachment	Any reference to Attachments in this licence refers to attachments submitted as part of this licence application.
Application	The application by the licensee for this licence.
Appropriate facility	A waste management facility, duly authorised under relevant law and technically suitable.
BAT	Best Available Techniques.
Bi-annually	All or part of a period of six consecutive months.
Biennially	Once every two years.
Biodegradable waste	Any waste that is capable of undergoing anaerobic or aerobic decomposition, such as food, garden waste, sewage sludge, paper and paperboard.
BOD	5 day Biochemical Oxygen Demand.
CEN	Comité Européen De Normalisation – European Committee for Standardisation.
COD	Chemical Oxygen Demand.
Containment boom	A boom which can contain spillages and prevent them from entering drains or watercourses or from further contaminating watercourses.
Construction and Demolition Waste	Wastes that arise from construction, renovation and demolition activities: Chapter 17 of the EWC or as otherwise may be agreed.
CRAMP	Closure, Restoration and Aftercare Management Plan.
Daily	During all days of plant operation, and in the case of emissions, when emissions are taking place; with at least one measurement on any one day.
Day	Any 24 hour period.
Daytime	0800 hrs to 2000 hrs.
dB(A)	Decibels (A weighted).
DO	Dissolved Oxygen.

Documentation	Any report, record, result, data, drawing, proposal, interpretation or other document in written or electronic form which is required by this licence.
Drawing	Any reference to a drawing or drawing number means a drawing or drawing number contained in the application, unless otherwise specified in this licence.
EMP	Environmental Management Programme.
Emission Limits	Those limits, including concentration limits and deposition rates established in <i>Schedule B: Emission Limits</i> of this licence.
Environmental Damage	Has the meaning given it in Directive 2004/35/EC.
EPA	Environmental Protection Agency.
European Waste Catalogue (EWC)	A harmonised, non-exhaustive list of wastes drawn up by the European Commission and published as Commission Decision 2000/532/EC and any subsequent amendment published in the Official Journal of the European Community.
Facility	Any site or premises used for the purposes of the recovery or disposal of waste.
Fortnightly	A minimum of 24 times per year, at approximately two week intervals.
GC/MS	Gas Chromatography/Mass Spectroscopy.
Green waste	Waste wood (excluding timber), plant matter such as grass cuttings, and other vegetation.
Heavy Metals	This term is to be interpreted as set out in “Parameters of Water Quality, Interpretation and Standards” published by the Agency in 2001. ISBN 1-84095-015-3.
Hours of Operation	The hours during which the facility is authorised to be operational.
Hours of Waste Acceptance	The hours during which the facility is authorised to accept waste.
ICP	Inductively Coupled Plasma Spectroscopy.
Incident	The following shall constitute an incident for the purposes of this licence: <ol style="list-style-type: none">an emergency;any emission which does not comply with the requirements of this licence;any exceedence of the daily duty capacity of the waste handling equipment;any trigger level specified in this licence which is attained or exceeded; and,any indication that environmental pollution has, or may have, taken place.
Industrial Waste	As defined in Section 5(1) of the Acts.
Inert waste	Waste that does not undergo any significant physical, chemical or biological transformations. Inert waste will not dissolve, burn or otherwise physically or chemically react, biodegrade or adversely affect other matter with which it

comes into contact in a way likely to give rise to environmental pollution or harm human health. The total leachability and pollutant content of the waste and the ecotoxicity of the leachate must be insignificant, and in particular not endanger the quality of surface water and/or groundwater.

Installation	A stationary technical unit or plant where the activity concerned referred to in the First Schedule of EPA Acts 1992 and 2003 is or will be carried on, and shall be deemed to include any directly associated activity, which has a technical connection with the activity and is carried out on the site of the activity.
K	Kelvin.
kPa	Kilo Pascals.
Landfill Directive	Council Directive 1999/31/EC.
Leq	Equivalent continuous sound level.
Licensee	Bord na Mona plc, Main Street, Newbridge, Co Kildare.
Liquid Waste	Any waste in liquid form and containing less than 2% dry matter.
List I	As listed in the EC Directives 76/464/EEC and 80/68/EEC and amendments.
List II	As listed in the EC Directives 76/464/EEC and 80/68/EEC and amendments.
Local Authority	Kildare County Council.
Maintain	Keep in a fit state, including such regular inspection, servicing, calibration and repair as may be necessary to adequately perform its function.
Mass Flow Limit	An Emission Limit Value which is expressed as the maximum mass of a substance which can be emitted per unit time.
Mass Flow Threshold	A mass flow rate, above which, a concentration limit applies.
Monthly	A minimum of 12 times per year, at approximately monthly intervals.
Municipal waste	As defined in Section 5(1) of the Acts.
Night-time	2000 hrs to 0800 hrs.
Noise Sensitive Location (NSL)	Any dwelling house, hotel or hostel, health building, educational establishment, place of worship or entertainment, or any other installation/facility or area of high amenity which for its proper enjoyment requires the absence of noise at nuisance levels.
Oil Separator	Device installed according to the draft European Standard prEN 858 (Installations for the separation of light liquids, e.g. oil and petrol).
PER	Pollution Emission Register.
Quarterly	All or part of a period of three consecutive months beginning on the first day of January, April, July or October.
Regional Fisheries Board	Southern Regional Fisheries Board.

Sanitary Effluent	Waste water from facility toilet, washroom and canteen facilities.
Sample(s)	Unless the context of this licence indicates to the contrary, samples shall include measurements by electronic instruments.
Sludge	The accumulation of solids resulting from industrial processes, or from biological, chemical coagulation, flocculation and/or sedimentation processes associated with water or wastewater treatment, with >2% dry matter.
SOP	Standard Operating Procedure.
Standard Method	A National, European or internationally recognised procedure (eg, I.S. EN, ISO, CEN, BS or equivalent), as an in-house documented procedure based on the above references, a procedure as detailed in the current edition of “Standard Methods for the Examination of Water and Wastewater”, (prepared and published jointly by A.P.H.A., A.W.W.A & W.E.F), American Public Health Association, 1015 Fifteenth Street, N.W., Washington DC 20005, USA; or, an alternative method as may be agreed by the Agency.
Storm Water	Rain water run-off from roof and non-process areas.
The Agency	Environmental Protection Agency.
TOC	Total Organic Carbon.
Trade Effluent	Trade Effluent has the meaning given in the water pollution Acts 1977 and 1990.
Trigger Level	A parameter value, the achievement or exceedance of which requires certain actions to be taken by the licensee.
Weekly	During all weeks of plant operation, and in the case of emissions, when emissions are taking place; with at least one measurement in any one week.
WWTP	Waste Water Treatment Plant.

Decision & Reasons for the Decisions

Reasons for the Decision

The Agency is satisfied, on the basis of the information available, that subject to compliance with the conditions of this licence, any emissions from the activity will comply with and will not contravene any of the requirements of Section 40(4) of the Waste Management Acts 1996 to 2003.

In reaching this decision the Environmental Protection Agency has considered the application and supporting documentation received from the applicant, all submissions and objections received and the reports of its inspectors.

Part I Schedule of Activities Licensed

In pursuance of the powers conferred on it by the Waste Management Acts 1996 to 2003, the Environmental Protection Agency (the Agency), under Section 40(1) of the said Acts hereby grants this Waste Licence to Bord na Móna plc to carry on the waste activity/activities listed below at Drehid Waste Management Facility, Co Kildare subject to conditions, with the reasons therefor and the associated schedules attached thereto set out in the licence. For the purposes of Article 48 of the Waste Management Licensing Regulations 2004 (SI 395) this facility is classed as a non-hazardous waste landfill.

Licensed Waste Disposal Activities, in accordance with the Third Schedule of the Waste Management Acts 1996 to 2003

Class 1.	Deposit on, in or under land (including landfill).
Class 4.	Surface impoundment, including placement of liquid or sludge discards into pits, ponds or lagoons.
Class 5.	Specially engineered landfill, including placement into lined discrete cells which are capped and isolated from one another and the environment.
Class 6.	Biological treatment not referred to elsewhere in this Schedule which results in final compounds or mixtures which are disposed of by means of any activity referred to in paragraphs 1. to 10. of this Schedule.
Class 13.	Storage prior to submission to any activity referred to in a preceding paragraph of this Schedule, other than temporary storage, pending collection, on the premises where the waste concerned is produced.

Licensed Waste Recovery Activities, in accordance with the Fourth Schedule of the Waste Management Acts 1996 to 2003

Class 2.	Recycling or reclamation of organic substances which are not used as solvents (including composting and other biological transformation processes).
Class 11.	Use of waste obtained from any activity referred to in a preceding paragraph of this Schedule.
Class 13.	Storage of waste intended for submission to any activity referred to in a preceding paragraph of this Schedule, other than temporary storage, pending collection, on the premises where such waste is produced.

Part II Conditions

Condition 1. Scope

- 1.1 Waste activities at this facility shall be restricted to those listed and described in Part I Activities Licensed, and shall be as set out in the licence application or as modified under Condition 1.5 of this licence and subject to the conditions of this licence.
- 1.2 Operations at this facility shall be limited as set out in *Schedule A: Limitations*, of this licence.
- 1.3 The facility shall be controlled, operated, and maintained and emissions shall take place as set out in this licence. All programmes required to be carried out under the terms of this licence, become part of this licence.
- 1.4 For the purposes of this licence, the facility authorised by this licence, is the area of land outlined in red on *Drawing No. 1131/01/302 – Site Plan*, of the application. Any reference in this licence to “facility” shall mean the area thus outlined in red. The licensed activities shall be the carried on only within the area outlined.
- 1.5 No alteration to, or reconstruction in respect of, the activity or any part thereof which would, or is likely to, result in
- (a) a material change or increase in:
- The nature or quantity of any emission,
 - The abatement/treatment or recovery systems,
 - The range of processes to be carried out,
 - The fuels, raw materials, intermediates, products or wastes generated, or
- (b) any changes in:
- Site management infrastructure or control with adverse environmental significance,
- shall be carried out or commenced without prior notice to, and without the agreement of, the Agency.
- 1.6 This licence is for the purposes of waste licensing under the Waste Management Acts 1996 to 2003 only and nothing in this licence shall be construed as negating the licensee’s statutory obligations or requirements under any other enactments or regulations.
- 1.7 Having regard to the nature of the activity and arrangements necessary to be made or made in connection with the carrying on of the activity, the specified period for the purposes of Section 41(1) of the Waste Management Acts 1996 – 2003, is 5 years.

Reason: <i>To clarify the scope of this licence.</i>
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Condition 2. Management of the Facility

- 2.1 Facility Management
- 2.1.1 The licensee shall employ a suitably qualified and experienced facility manager who shall be designated as the person in charge. The facility manager or a nominated, suitably qualified and experienced, deputy shall be present on the facility at all times during its operation or as otherwise required by the Agency.

2.1.2 The licensee shall ensure that personnel performing specifically assigned tasks shall be qualified on the basis of appropriate education, training and experience, as required and shall be aware of the requirements of this licence. In addition, the facility manager and his/her deputy shall successfully complete FAS waste management training programme or equivalent agreed by the Agency.

2.2 Environmental Management System (EMS)

2.2.1 The licensee shall establish and maintain an Environmental Management System (EMS) prior to the commencement of site development. The EMS shall be updated on an annual basis.

2.2.2 The EMS shall include as a minimum the following elements:

2.2.2.1 Management and Reporting Structure.

2.2.2.2 Schedule of Environmental Objectives and Targets.

The licensee shall prepare a Schedule of Environmental Objectives and Targets. The Schedule shall as a minimum provide for a review of all operations and processes, including an evaluation of practicable options, for energy and resource efficiency, the use of cleaner technology, cleaner production, and the prevention, reduction and minimisation of waste, and shall include waste reduction targets. The Schedule shall include time frames for the achievement of set targets and shall address a five year period as a minimum. The Schedule shall be reviewed annually and amendments thereto notified to the Agency for agreement as part of the Annual Environmental Report (AER).

2.2.2.3 Environmental Management Programme (EMP)

The licensee shall, not later than six months from the date of grant of this licence, submit to the Agency for agreement an EMP, including a time schedule, for achieving the Environmental Objectives and Targets prepared under Condition 2.2.2.2. Once agreed the EMP shall be established and maintained by the licensee. It shall include:

- (a) designation of responsibility for targets;
- (b) the means by which they may be achieved;
- (c) the time within which they may be achieved.

The EMP shall be reviewed annually and amendments thereto notified to the Agency for agreement as part of the Annual Environmental Report (AER) (Condition 11.10).

A report on the programme, including the success in meeting agreed targets, shall be prepared and submitted to the Agency as part of the AER. Such reports shall be retained on-site for a period of not less than seven years and shall be available for inspection by authorised persons of the Agency.

2.2.2.4 Documentation

- (a) The licensee shall establish and maintain an environmental management documentation system which shall be to the satisfaction of the Agency.
- (b) The licensee shall issue a copy of this licence to all relevant personnel whose duties relate to any condition of this licence.

2.2.2.5 Corrective Action

The licensee shall establish procedures to ensure that corrective action is taken should the specified requirements of this licence not be fulfilled. The responsibility and authority for initiating further investigation and corrective action in the event of a reported non-conformity with this licence shall be defined.

2.2.2.6 Awareness and Training

The licensee shall establish and maintain procedures for identifying training needs, and for providing appropriate training, for all personnel whose work can have a significant effect upon the environment. Appropriate records of training shall be maintained.

2.2.2.7 Communications Programme

The licensee shall establish and maintain a Communications Programme to ensure that members of the public can obtain information at the facility, at all reasonable times, concerning the environmental performance of the facility.

Reason: To make provision for management of the activity on a planned basis having regard to the desirability of ongoing assessment, recording and reporting of matters affecting the environment.

Condition 3. Infrastructure and Operation

- 3.1 The licensee shall establish and maintain all infrastructure referred to in this licence, to the design set out in the Application documentation or as may be otherwise specified or varied by the conditions of this licence or the Agency.
- 3.2 The landfill footprint (maximum lateral extent of landfilling) shall be as indicated in Drawing Reference 1131/01/301 of the Application.
- 3.3 Facility Notice Board
- 3.3.1 The licensee shall provide and maintain a Facility Notice Board on the facility so that it is legible to persons outside the main entrance to the facility. The minimum dimensions of the board shall be 1200mm by 750mm.
- 3.3.2 The board shall clearly show:-
- (a) the name and telephone number of the facility;
 - (b) the normal hours of opening;
 - (c) the name of the licence holder;
 - (d) an emergency out of hours contact telephone number;
 - (e) the licence reference number; and
 - (f) where environmental information relating to the facility can be obtained.
- 3.4 Wastes shall not be deposited in any new cell without the prior agreement of the Agency.
- 3.5 Phased Construction Plan.
- 3.5.1 Three months prior to the commencement of site development, the licensee shall submit to the Agency for its agreement a construction schedule, sequence and timescale (Construction Plan) incorporating the

requirements of this licence and to give effect to the commitments in the application documentation. This Plan shall have regard to the following development phases: (i) Initial Development Works (ii) Main infrastructure development works (pre acceptance of waste for disposal), and (iii) Future/planned works (in parallel with waste disposal, e.g. future cell development/phasing). The Construction Plan for cell development shall have regard to the sequencing necessary to provide short, medium and long term screening of the operational areas.

- 3.5.2 The assessment of historical bog railway ballast for the presence of contaminants shall be included as part of the Initial Development Works. Any contaminants as may be detected shall be dealt with in an environmentally responsible manner as agreed by the Agency.
- 3.6 Specified Engineering Works
- 3.6.1 The licensee shall submit proposals for all Specified Engineering Works, as defined in *Schedule D: Specified Engineering Works*, of this licence, to the Agency for its agreement at least two months prior to the intended date of commencement of any such works. No such works shall be carried out without the prior agreement of the Agency.
- 3.6.2 All specified engineering works shall be supervised by a competent person(s) and that person, or persons, shall be present at all times during which relevant works are being undertaken.
- 3.6.3 Following the completion of all specified engineering works, the licensee shall complete a construction quality assurance validation. The validation report, to be undertaken by an appropriately qualified independent specialist, shall be made available to the Agency on request. The report shall, as appropriate, include the following information:-
- (a) A description of the works;
 - (b) As-built drawings of the works;
 - (c) Records and results of all tests carried out (including failures);
 - (d) Drawings and sections showing the location of all samples and tests carried out;
 - (e) Name(s) of contractor(s)/individual(s) responsible for undertaking the specified engineering works;
 - (f) Records of any problems and the remedial works carried out to resolve those problems; and
 - (g) Any other information requested in writing by the Agency.
- 3.7 The licensee shall install on all emission points such sampling points or equipment, including any data-logging or other electronic communication equipment, as may be required by the Agency. All such equipment shall be consistent with the safe operation of all sampling and monitoring systems.
- 3.8 Sampling equipment shall be operated and maintained such that sufficient sample is collected to meet both internal monitoring requirements and those of the Agency. A separate composite sample or homogeneous sub-sample (of sufficient volume as advised) should be retained for Agency use. Volatile sample duplicates/sub-samples shall be refrigerated immediately after collection and retained in a refrigerator. The storage of all duplicates/sub-samples shall be at the facility or at the laboratory of receipt for a minimum of two months under a chain of custody or as required by the Agency.
- 3.9 The licensee shall clearly label and provide safe and permanent access to all on-site sampling and monitoring points and to off-site points as required by the Agency.

3.10 Landfill Lining

3.10.1 Unless otherwise agreed in writing, the landfill lining system shall comprise:-

- (a) A composite liner consisting of a 0.5m layer of BES with a hydraulic conductivity of less than or equal to 1×10^{-11} m/s, overlain by a 2mm thick high density polyethylene (HDPE) layer;
- (b) A geotextile protection layer (>750 g/m²) placed over the HDPE layer;
- (c) A 500mm thick drainage layer placed over the geotextile layer with a minimum hydraulic conductivity of 1×10^{-3} m/s, of pre-washed, uncrushed, granular, rounded stone (16-32mm grain size) incorporating leachate collection drains;
- (d) The lining system on the base of the facility shall be laid to a minimum slope of 1:50, and
- (e) The side walls shall be designed and constructed to achieve an equivalent protection.

3.11 Tank and Drum Storage Areas

3.11.1 All tank and drum storage areas shall be rendered impervious to the materials stored therein.

3.11.2 All tank and drum storage areas shall, as a minimum, be bunded, either locally or remotely, to a volume not less than the greater of the following:-

- (a) 110% of the capacity of the largest tank or drum within the bunded area; or
- (b) 25% of the total volume of substance which could be stored within the bunded area.

3.11.3 All drainage from bunded areas shall be diverted for collection and safe disposal.

3.11.4 All inlets, outlets, vent pipes, valves and gauges must be within the bunded area.

3.11.5 The integrity and water tightness of all the bunding structures and their resistance to penetration by water or other materials stored therein shall be tested and demonstrated by the licensee at least once every three years. This testing shall be carried out in accordance with any guidance published by the Agency.

3.12 The licensee shall have in storage an adequate supply of containment booms and/or suitable absorbent material to contain and absorb any spillage at the facility. Once used the absorbent material shall be disposed of at an appropriate facility.

3.13 Waste handling, ventilation and processing plant

3.13.1 Items of plant deemed critical to the efficient and adequate processing of waste at the facility (including inter alia waste loading vehicles and ejector trailers) shall be provided on the following basis:-

- (a) 100% duty capacity;
- (b) 20% standby capacity available on a routine basis; and
- (c) Provision of contingency arrangements and/or back up and spares in the case of breakdown of critical equipment.

3.13.2 The licensee shall maintain on site a record detailing the duty and standby capacity in tonnes per day, of all waste handling and processing equipment to be used at the facility. These capacities shall be based on the licensed waste intake, as per *Schedule A: Limitations*, of this licence.

- 3.13.3 The quantity of waste to be accepted at the facility on a daily basis shall not exceed the duty capacity of the equipment at the facility. Any exceedance of this intake shall be treated as an incident.
- 3.14 Compost facility
- 3.14.1 The licensee shall, prior to the acceptance of waste for composting, provide and maintain enclosed biodegradable waste composting facilities and associated infrastructure as specified in the licence, or as otherwise may be agreed by the Agency.
- 3.14.2 All wastewater from composting operations shall be collected and reused or discharged to the landfill leachate system.
- 3.15 Silt Traps and Oil Separators
- 3.15.1 The licensee shall install and maintain silt traps and oil separators at the facility. All storm water discharges from the facility hardstanding and service areas shall pass through a silt trap and oil separator prior to discharge. All storm water discharges from the borrow pits shall pass through a silt trap prior to discharge. The separator shall be a Class I full retention separator and shall be in accordance with EN 858-1:2002 (separator systems for light liquids).
- 3.15.2 The licensee shall install and maintain silt lagoons at the facility to ensure that all other storm water discharges from the facility pass through the lagoons prior to discharge.
- 3.15.3 The licensee shall ensure that the final design of the surface water treatment & polishing lagoons includes the necessary flow control and retention options to achieve the specified emission standards. This detail including supporting calculations, is to be included with the Specified Engineering Works proposal for the surface water management system.
- 3.16 Facility Security
- 3.16.1 Security and stockproof fencing and gates shall be installed and maintained. The base of the fencing shall be set in the ground. Subject to the implementation of the restoration and aftercare plan and to the agreement of the Agency, the requirement for such site security may be removed.
- 3.16.2 Gates shall be locked shut when the facility is unsupervised.
- 3.16.3 The licensee shall remedy any defect in the gates and/or fencing as follows:-
- (a) A temporary repair shall be made by the end of the working day; and,
 - (b) A repair to the standard of the original gates and/or fencing shall be undertaken within three working days.
- 3.17 Facility Roads and Hardstanding
- 3.17.1 Effective site roads shall be provided and maintained to ensure the safe movement of vehicles within the facility.
- 3.17.2 The facility entrance and hardstanding areas, shall be appropriately paved and maintained in a fit and clean condition.
- 3.18 Facility Office
- 3.18.1 The licensee shall provide and maintain an office at the facility. The office shall be constructed and maintained in a manner suitable for the processing and storing of documentation.
- 3.18.2 The licensee shall provide and maintain a working telephone and a method for electronic transfer of information at the facility.

- 3.19 Waste Inspection and Quarantine Areas
- 3.19.1 A Waste Inspection Area and a Waste Quarantine Area shall be provided and maintained at the facility.
- 3.19.2 These areas shall be constructed and maintained in a manner suitable, and be of a size appropriate, for the inspection of waste and subsequent quarantine if required. The waste inspection area and the waste quarantine area shall be clearly identified and segregated from each other.
- 3.19.3 Drainage from these areas shall be directed to the leachate management system.
- 3.20 Weighbridge and Wheel Cleaner
- 3.20.1 The licensee shall provide and maintain weighbridge and wheel cleaner units at the facility.
- 3.20.2 The wheel cleaners shall be used by all vehicles leaving the facility as required to ensure that waste is not carried off-site. All water from the wheel cleaning area shall be directed to the leachate management system.
- 3.21 Leachate Management Infrastructure
- 3.21.1 Leachate management infrastructure shall be provided and maintained at the facility as described in the Application documentation, or as may be varied by a licence condition.
- 3.22 Landfill Gas Management
- 3.22.1 Landfill Gas management infrastructure shall be provided and maintained at the facility as described in the Application documentation (Section 3.8 of EIS), or as may be varied by a licence condition.
- 3.22.2 All buildings constructed on the facility shall have regard to the guidance given in the Department of Environment 1994 publication "Protection of New Buildings and Occupants from Landfill Gas" and any subsequent revisions.
- 3.23 Sanitary Wastewater Treatment Plant
- 3.23.1 The licensee shall provide and maintain a Sanitary Wastewater Treatment plant at the facility for the treatment of sanitary wastewater arisings on-site. The system shall satisfy the relevant criteria set out in the Wastewater Treatment Manual, Treatment Systems for Single Houses, published by the Environmental Protection Agency. This system shall be included in the sites maintenance program and desludged at least annually. Sludges shall be removed for agreed disposal/recovery. Effluent from the system shall be discharged to the leachate collection system.
- 3.24 Groundwater
- 3.24.1 All wells & boreholes shall be adequately sealed to prevent surface contamination and, as may be appropriate, decommissioned according to the UK Environment Agency guidelines 'Decommissioning Redundant Boreholes and Wells' (or as otherwise may be agreed).
- 3.24.2 Groundwater monitoring wells shall be constructed having regard to the guidance given in the Agency's landfill manual "Landfill Monitoring".

- 3.25 All pump sumps, storage tanks, lagoons or other treatment plant chambers from which spillage of environmentally significant materials might occur in such quantities as are likely to breach local or remote containment or separator, shall be fitted with high liquid level alarms (or oil detectors as appropriate) from the date of grant of this licence.
- 3.26 The provision of a catchment system to collect any leaks from flanges and valves of all over ground pipes used to transport material other than water shall be examined. This shall be incorporated into a schedule of objectives and targets set out in Condition 2.2 of this licence for the reduction in fugitive emissions.
- 3.27 The licensee shall, prior to acceptance of waste at the facility, install in a prominent location on the site a wind sock, or other wind direction indicator, which shall be visible from the public roadway outside the site.
- 3.28 The licensee shall operate a weather monitoring station on the site at a location agreed by the Agency.

REASON: To provide for appropriate operation of the facility to ensure protection of the environment.

Condition 4. Interpretation

- 4.1 Emission limit values for emissions to atmosphere in this licence shall be interpreted in the following way:
- 4.1.1 Continuous Monitoring:
- (a) No 24 hour mean value shall exceed the emission limit value.
 - (b) 97% of all 30 minute mean values taken continuously over an annual period shall not exceed 1.2 times the emission limit value.
 - (c) No 30 minute mean value shall exceed twice the emission limit value.
- 4.1.2 For Non-Continuous Monitoring
- (a) For any parameter where, due to sampling/analytical limitations, a 30 minute sample is inappropriate, a suitable sampling period should be employed and the value obtained therein shall not exceed the emission limit value.
 - (b) For flow, no hourly or daily mean value, calculated on the basis of appropriate spot readings, shall exceed the relevant limit value.
 - (c) For all other parameters, no 30 minute mean value shall exceed the emission limit value.
- 4.2 The concentration limits for emissions to atmosphere specified in this licence shall be achieved without the introduction of dilution air and shall be based on gas volumes under standard conditions of :-
- 4.2.1 In the case of landfill gas flare:
- (a) Temperature 273 K, pressure 101.3 kPa, dry gas at 3% oxygen; and,
- 4.2.2 In the case of landfill gas combustion plant:
- (a) Temperature 273 K, pressure 101.3 kPa, dry gas; 5% oxygen.

- 4.3 Emission limit values for emissions to waters in this licence shall be interpreted in the following way:-
- 4.3.1 Continuous monitoring:
- No flow value shall exceed the specified limit.
 - No pH value shall deviate from the specified range.
 - No temperature value shall exceed the limit value.
- 4.3.2 Composite Sampling:
- No pH value shall deviate from the specified range.
 - For parameters other than pH and flow, eight out of ten consecutive composite results, based on flow proportional composite sampling, shall not exceed the emission limit value. No individual result similarly calculated shall exceed 1.2 times the emission limit value.
- 4.3.3 Discrete Sampling
- For parameters other than pH and temperature, no grab sample value shall exceed 1.2 times the emission limit value.
- 4.4 Where the ability to measure a parameter is affected by mixing before emission, then, with agreement from the Agency, the parameter may be assessed before mixing takes place.
- 4.5 Noise
- 4.5.1 Noise from the facility shall not give rise to sound pressure levels (Leq,T) measured at noise sensitive locations which exceed the limit value(s).

Reason: To clarify the interpretation of emission limit values fixed under the licence.

Condition 5. Emissions

- 5.1 No specified emission from the facility shall exceed the emission limit values set out in *Schedule B: Emission Limits*, of this licence. There shall be no other emissions of environmental significance.
- 5.2 The licensee shall ensure that the activities shall be carried out in a manner such that emissions including odours do not result in significant impairment of, and/or significant interference with amenities or the environment beyond the facility boundary.
- 5.3 Except as may be authorised under this licence, there shall be no discharge of polluting leachate or other matter/substances to surface or groundwaters.
- 5.4 No substance shall be discharged in a manner, or at a concentration which, following initial dilution, causes tainting of fish or shellfish.
- 5.5 Prior to the acceptance of waste for disposal, the licensee shall submit to the Agency for approval, evidence to demonstrate that an agreement is in place regarding leachate removal (from the site) and treatment at an appropriate plant.
- 5.6 The licensee shall ensure that vermin, flies, mud, dust, litter and odours do not give rise to nuisance at the installation/facility or in the immediate area of the installation/facility. Any method used by the licensee to control any such nuisance shall not cause environmental pollution. The licensee shall consult with the Parks

and Wildlife Service of the Department of Environment, Heritage & Local Government in relation to ecologically sensitive control strategies.

- 5.7 The road network in the vicinity of the installation/facility shall be kept free from any debris caused by vehicles entering or leaving the installation/facility. Any such debris or deposited materials shall be removed without delay.

Reason: To provide for the protection of the environment by way of control and limitation of emissions.

Condition 6. Control and Monitoring

- 6.1 The licensee shall carry out such sampling, analyses, measurements, examinations, maintenance and calibrations as set out below and as in accordance with *Schedule C: Control & Monitoring*, of this licence:
- 6.1.1 Analysis shall be undertaken by competent staff in accordance with documented operating procedures.
 - 6.1.2 Such procedures shall be assessed for their suitability for the test matrix and performance characteristics determined.
 - 6.1.3 Such procedures shall be subject to a programme of Analytical Quality Control using control standards with evaluation of test responses.
 - 6.1.4 Where analysis is sub-contracted it shall be to a competent laboratory.
- 6.2 All automatic monitors and samplers shall be functioning at all times (except during maintenance and calibration) when the activity is being carried on unless alternative sampling or monitoring has been agreed in writing by the Agency for a limited period. In the event of the malfunction of any continuous monitor, the licensee shall contact the Agency as soon as practicable, and alternative sampling and monitoring facilities shall be put in place. Agreement for the use of alternative equipment, other than in emergency situations, shall be obtained from the Agency.
- 6.3 Monitoring and analysis equipment shall be operated and maintained as necessary so that monitoring accurately reflects the emission or discharge.
- 6.4 Prior to the commencement of waste disposal activities the licensee shall provide a scaled drawing showing all monitoring locations referred to in this licence. All locations to be appropriately labelled. Any amendments to this drawing to be notified to the Agency as part of the AER.
- 6.5 All treatment/abatement and emission control equipment shall be calibrated and maintained, in accordance with the instructions issued by the manufacturer/supplier or installer.
- 6.6 The frequency, methods and scope of monitoring, sampling and analyses, as set out in this licence, may be amended with the agreement of the Agency following evaluation of test results.
- 6.7 The licensee shall prepare a programme, to the satisfaction of the Agency, for the identification and reduction of fugitive emissions. This programme shall be included in the Environmental Management Programme.
- 6.8 The drainage system, bunds, silt traps, lagoons and oil separators shall be inspected weekly, desludged as necessary and properly maintained at all times. All sludge and any contaminated drainage from these operations shall be collected for safe disposal.
- 6.9 Prior to the commencement of their use the integrity and water tightness of all underground pipes and tanks and their resistance to penetration by water or other

materials carried or stored therein shall be tested and demonstrated by the licensee. This testing shall be carried out by the licensee at least once every three years thereafter and reported to the Agency on each occasion. A written record of all integrity tests and any maintenance or remedial work arising from them shall be maintained by the licensee.

- 6.10 A visual examination of surface water discharges shall be carried out daily. A log of such inspections shall be maintained.
- 6.11 Dust
- 6.11.1 Prior to the commencement of site development and operation, the licensee shall agree with the Agency, the location of four Dust monitoring stations. These locations to be recorded on the plan referenced in Condition 6.4. Any subsequent variation to these locations are to be agreed in advance.
- 6.12 Groundwater
- 6.12.1 Prior to the acceptance of waste for disposal the licensee shall agree the locations for a minimum of 8 groundwater monitoring locations to be located around the circumference of the facility (at least two up-gradient of the facility).
- 6.13 Noise
- 6.13.1 The licensee shall carry out a noise survey of the site operations annually. The survey programme shall be undertaken in accordance with the methodology specified in the 'Environmental Noise Survey Guidance Document' as published by the Agency.
- 6.14 Pollution Emission Register (PER)
- 6.14.1 The licensee shall prepare and maintain a PER for the site. The substances to be included in the PER shall be agreed by the Agency each year by reference to the list specified in the Agency's AER Guidance Note. The PER shall be prepared in accordance with any relevant guidelines issued by the Agency and shall be submitted as part of the AER.
- 6.15 Telemetry
- 6.15.1 Prior to the commencement of waste activities a telemetry system shall be installed and maintained at the facility. All facility operations linked to the telemetry system shall also have a manual control which will be reverted to in the event of break in power supply or during maintenance.
- 6.15.2 The telemetry system shall include for:-
- (a) Recording of leachate levels in the lined cells and lagoon;
 - (b) Recording of levels in the surface water lagoon and flows to the perimeter streams;
 - (c) Quality of the surface water at the inlet to the surface water lagoons and being discharged to the perimeter streams; and
 - (d) Permanent gas monitoring system to be installed in the site office and any other enclosed structures at the facility.
- 6.16 Leachate Management
- 6.16.1 Leachate levels in the waste shall not exceed a level of 1.0m over the top of the liner at the base of the landfill.
- 6.16.2 The level of leachate in the pump sumps shall be monitored as outlined in Schedule C2.

- 6.16.3 The frequency of leachate removal from the leachate holding tank shall be such that a minimum freeboard of 0.5m shall be maintained in the tank at all times.
- 6.16.4 Unless treated on the facility, leachate stored in the leachate storage lagoon shall be disposed of by tankering off-site in fully enclosed road tankers.
- 6.16.5 Recirculation of leachate or other contaminated water shall only be undertaken within cells which have been engineered to the satisfaction of the Agency.
- 6.17 The licensee shall monitor meteorological conditions as specified in *Schedule C: Control & Monitoring*, of this licence.
- 6.18 Landfill Gas
- 6.18.1 The licensee shall install external gas monitoring facilities at 50m intervals around the landfill facility, and at suitable locations in service buildings, leachate management facilities and other risk structures. Locations to be recorded as per condition 6.4.
- 6.18.2 The licensee shall ensure that there are landfill gas monitoring facilities in each landfill cell. Locations to be recorded as per condition 6.4.
- 6.18.3 Flares shall be operated to ensure a burn chamber residence time of minimum 0.3 sec and burn temperature of minimum 1000°C.
- 6.18.4 The following shall constitute an incident;
- (a) Landfill derived methane greater than 1% v/v, or
 - (b) Landfill derived carbon dioxide greater than 1.5% v/v,
- measured in any monitoring borehole, service duct, manhole or other point as may be specified, located external to the body of waste.
- 6.19 Litter Control
- 6.19.1 The measures and infrastructure as described in the Application documentation for this licence shall be applied to control litter at the facility.
- 6.19.2 All litter control infrastructure shall be inspected on a daily basis. The licensee shall remedy any defect in the litter netting as follows:-
- (a) A temporary repair shall be made by the end of the working day; and
 - (b) A repair to the standard of the original netting shall be undertaken within three working days.
- 6.19.3 All loose litter or other waste, placed on or in the vicinity of the facility, other than in accordance with the requirements of this licence, shall be removed, subject to the agreement of the landowners, immediately and in any event by 10.00am of the next working day after such waste is discovered.
- 6.19.4 The licensee shall ensure that all vehicles delivering waste to and removing waste and materials from the facility are appropriately covered.
- 6.20 In dry weather, site roads and any other areas used by vehicles shall be sprayed with water as and when required to minimise airborne dust nuisance.
- 6.21 Bird Control
- 6.21.1 Birds shall be prevented from gathering on and feeding at the facility by the use of birds of prey and/or other bird scaring techniques. The birds of prey and/or other techniques shall be in place at least two weeks prior to

any waste being disposed of and shall maintain their presence every day, from before dawn to after dark, until the waste activities cease and all the waste is capped to the written satisfaction of the Agency. The licensee shall consult with the Parks and Wildlife Service of the Department of Environment, Heritage & Local Government in relation to ecologically sensitive control strategies.

6.22 Operational Controls

- 6.22.1 Only one working face shall exist at the landfill at any one time for the deposit of waste other than cover or restoration materials.
- 6.22.2 The working face of the landfill shall be no more than 2.5 metres in height after compaction, no more than 25 metres wide and have a slope no greater than 1 in 3.
- 6.22.3 All waste deposited at the working face shall be compacted, using a steel wheeled compactor, and covered as soon as is practicable and at any rate prior to the end of the working day.
- 6.22.4 The working face shall, at the end of the each day, be covered with suitable daily cover to ensure control of odour, flies and litter.
- 6.22.5 All large hollow objects and other large articles deposited at the facility shall be crushed, broken up, flattened or otherwise treated.
- 6.22.6 Wastes once deposited and covered shall not be excavated, disturbed or otherwise picked over with the exception of works associated with the construction and installation of necessary infrastructure or otherwise only with the prior agreement from the Agency.
- 6.22.7 Any cover material at any location within the facility which is eroded, washed off or otherwise removed shall be replaced by the end of the working day.
- 6.22.8 Scavenging shall not be permitted at the facility.
- 6.22.9 Unless otherwise agreed, all sludges shall be covered immediately with other waste.
- 6.22.10 The licensee shall provide and use adequate lighting during the operation of the facility in hours of darkness.
- 6.22.11 No smoking shall be allowed at the facility.

6.23 Stability Assessment

- 6.23.1 The licensee shall carry out a stability assessment of the side slopes of the facility annually. The results of this assessment shall be reported as part of the AER.

6.24 Composting Operation

- 6.24.1 The licensee shall provide and maintain an odour abatement system in the composting unit(s) which satisfies the following requirements:-
 - a) Installation and maintenance of integrity and negative pressure throughout the unit(s) to ensure no significant escape of odours or dust.
 - b) Installation of an odour management system and abatement equipment (biofilter or similar approved).
 - c) Provision of 100% duty capacity and 20% stand by capacity, back ups and spares must be provided for the air handling, ventilation and abatement plant.

Reason: To provide for the protection of the environment by way of treatment and monitoring of emissions.

Condition 7. Resource Use and Energy Efficiency

- 7.1 Within the first year of operation of the activity the licensee shall carry out an audit of the energy efficiency of the site. The audit shall be carried out in accordance with the guidance published by the Agency; “Guidance Note on Energy Efficiency Auditing”. The energy efficiency audit shall be repeated at intervals as required by the Agency.
- 7.2 The audit shall identify all opportunities for energy use reduction and efficiency and the recommendations of the audit will be incorporated into the Schedule of Environmental Objectives and Targets under Condition 2 above.
- 7.3 The licensee shall identify opportunities for reduction in the quantity of water used on site including recycling and reuse initiatives, wherever possible. Reductions in water usage shall be incorporated into Schedule of Environmental Objectives and Targets.
- 7.4 The licensee shall undertake an assessment of the efficiency of use of raw materials in all processes, having particular regard to the reduction in waste generated. The assessment should take account of best international practice for this type of activity. Where improvements are identified, these shall be incorporated into the Schedule of Environmental Objectives and Targets.

Reason: To provide for the efficient use of resources and energy in all site operations.

Condition 8. Materials Handling

- 8.1 Waste Acceptance and Characterisation Procedures
- 8.1.1 Only pre-treated wastes are acceptable for disposal as set out in Article 6 (a) of the Landfill Directive.
- 8.1.2 Waste shall only be accepted at the facility, from Local Authority waste collection or transport vehicles or holders of waste permits, unless exempted or excluded, issued under the Waste Management (Collection Permit) Regulations 2001. Copies of these waste collection permits must be maintained at the facility.
- 8.1.3 Whole used tyres (other than bicycle tyres and tyres with an outside diameter greater than 1400mm) shall not be disposed of at the facility. Shredded tyres shall not be disposed of at the facility from 16 July 2006.
- 8.1.4 No hazardous wastes or liquid wastes shall be disposed of at the facility.
- 8.1.5 The licensee shall ensure that inert waste accepted at the facility is subject to treatment where technically feasible.
- 8.1.6 Prior to commencement of waste acceptance at the facility, the licensee shall submit to the Agency for its agreement written procedures for the acceptance and handling of all wastes. These procedures shall include details of the pre-treatment of all waste to be carried out prior to acceptance at the facility and shall also include methods for the characterisation of waste in order to distinguish between inert, non-hazardous and hazardous wastes. The procedures shall comply with the EU

Decision (2003/33/EC) on establishing the criteria and procedures for the acceptance of waste at landfills pursuant to Article 16 and Annex II of Directive (1999/31/EC) on the landfill of waste.

- 8.1.7 In addition to the characterisation required under the Waste Acceptance Procedures, the licensee shall carry out analyses on a minimum of two samples per annum for all industrial sludges being accepted at the facility. The results of these analyses shall be presented in the Annual Environmental Report (AER).
- 8.2 Inert Waste
- 8.2.1 Inert waste used in construction of the facility shall comply with the standards established in the EU Decision (2003/33/EC).
- 8.3 Composting Operations
- 8.3.1 Prior to the acceptance of waste for composting on site, the licensee shall develop procedures for the handling/management of the composting process to include operational controls to ensure the quality of the finished product and mitigate emissions.
- 8.3.2 Prior to the acceptance of waste for composting on site, the licensee shall submit a proposal detailing the specifications for the finished compost product to be agreed by the Agency. The proposal shall include details of the analysis of the compost to be carried out, and shall include as a minimum the parameters specified in *Schedule C.4*.
- 8.3.3 No biodegradable waste for composting shall be deposited outside the biodegradable waste composting building.
- 8.3.4 The licensee shall ensure that the appropriate Department of Agriculture & Food authorisations for the operation of the composting plant have been obtained.
- 8.4 Disposal or recovery of waste shall only take place in accordance with the conditions of this licence and in accordance with the appropriate National and European legislation and protocols.
- 8.5 Waste sent off-site for recovery or disposal shall be transported only by an authorised waste contractor. The waste shall be transported only from the site of the activity to the site of recovery/disposal in a manner which will not adversely affect the environment and in accordance with the appropriate National and European legislation and protocols.
- 8.6 The licensee shall ensure that waste prior to transfer to another person shall be classified packaged and labelled in accordance with National, European and any other standards which are in force in relation to such labelling.
- 8.7 Wastes destined for off-site disposal/recovery shall be stored in designated areas, protected as may be appropriate, against spillage and leachate run-off. The waste is to be clearly labelled and appropriately segregated.
- 8.8 No waste classified as green list waste in accordance with the EU Transfrontier Shipment of Waste Regulations (Council Regulation EEC No.259/1993, as amended) shall be consigned for recovery without the agreement of the Agency.
- 8.9 Unless approved in writing by the Agency the licensee is prohibited from mixing a hazardous waste of one category with a hazardous waste of another category or with any other non-hazardous waste.

Reason: To provide for the appropriate handling of materials and the protection of the environment.

Condition 9. Accident Prevention and Emergency Response

- 9.1 The licensee shall, prior to the commencement of site development, ensure that a documented Accident Prevention Policy is in place which will address the hazards on-site, particularly in relation to the prevention of accidents with a possible impact on the environment. This procedure shall be reviewed annually and updated as necessary.
- 9.2 The licensee shall, prior to the date of commencement of site development ensure that a documented Emergency Response Procedure is in place, which shall address any emergency situation which may originate on-site. This Procedure shall include provision for minimising the effects of any emergency on the environment. This procedure shall be reviewed annually and updated as necessary.
- 9.3 In the event of an incident the licensee shall immediately:-
- (a) isolate the source of any such emission;
 - (b) carry out an immediate investigation to identify the nature, source and cause of the incident and any emission arising therefrom;
 - (c) evaluate the environmental pollution, if any, caused by the incident;
 - (d) identify and execute measures to minimise the emissions/malfunction and the effects thereof;
 - (e) identify the date, time and place of the incident; and
 - (f) provide a proposal to the Agency for its agreement within one month of the incident occurring or as otherwise agreed by the Agency to:-
 - identify and put in place measures to avoid reoccurrence of the incident; and
 - identify and put in place any other appropriate remedial action.

Reason: To provide for the protection of the environment.

Condition 10. Closure, Restoration and Aftercare Management

- 10.1 The licensee shall restore the facility on a phased basis. Unless otherwise agreed, filled cells shall be permanently capped within twenty-four months of the cells having been filled to the required level.
- 10.2 Landscaping
- 10.2.1 Landscaping of the facility shall be as described in the application documentation.
 - 10.2.2 Unless otherwise agreed by the Agency, the finished (post settlement restored) levels of the landfill shall be as indicated in Drawing Reference 1131/01/324 of the Application.
 - 10.2.3 Completed areas of the landfill shall be profiled so that no depressions exist in which water may accumulate. Any depressions arising after

profiling shall be rectified by the emplacement of suitable capping or restoration materials.

10.3 Final Capping

10.3.1 Unless otherwise agreed, the final capping shall consist of the following:-.

- (a) Top soil (150 -300mm);
- (b) Subsoils, such that total thickness of top soil and subsoils is at least 1m;
- (c) Drainage layer of 0.3m thickness having a minimum hydraulic conductivity of 1×10^{-4} m/s or a geosynthetic material that provides equivalent transmissivity;
- (d) Compacted mineral layer of a minimum 0.2m thickness, overlain by a 2mm LLDPE geomembrane, or similar that provides equivalent protection; and
- (e) Gas collection layer of natural material (minimum 0.3m) or a geosynthetic layer providing equivalent control.

10.4 No material or object that is incompatible with the proposed restoration of the facility shall be present within one metre of the final soil surface levels.

10.5 All soils shall be stored to preserve the soil structure for future use.

10.6 Following termination, or planned cessation for a period greater than six months, of use or involvement of all or part of the site in the licensed activity, the licensee shall, to the satisfaction of the Agency, decommission, render safe or remove for disposal/recovery, any soil, subsoils, buildings, plant or equipment, or any waste, materials or substances or other matter contained therein or thereon, that may result in environmental pollution.

10.7 Closure, Restoration & Aftercare Management Plan (CRAMP):

10.7.1 The licensee shall maintain a fully detailed and costed plan for the closure, restoration and long-term aftercare of the site or part thereof. This plan shall have regard to the commitments given in the licence application documentation (as may be varied in this licence).

10.7.2 The plan shall be reviewed annually and proposed amendments thereto notified to the Agency for agreement as part of the AER. No amendments may be implemented without the written agreement of the Agency. A copy of the Plan is to be held on site and available for inspection.

10.8 The CRAMP shall include as a minimum, the following:-

10.8.1 A scope statement for the plan.

10.8.2 The criteria, including those specified in this licence, which define the successful closure & restoration of the activity or part thereof, which ensures minimum impact to the environment.

10.8.3 A programme to achieve the stated criteria.

10.8.4 Where relevant, a test programme to demonstrate the successful implementation of the plan.

10.8.5 Details of the long-term supervision, monitoring, control, maintenance and reporting requirements for the restored facility.

10.8.6 Details of costings for the plan and a statement as to how these costs will be underwritten.

- 10.9 A final validation report to include a certificate of completion for the CRAMP, for all or part of the site as necessary, shall be submitted to the Agency within three months of execution of the plan. The licensee shall carry out such tests, investigations or submit certification, as requested by the Agency, to confirm that there is no continuing risk to the environment.

Reason: To make provision for the proper closure of the activity ensuring protection of the environment.

Condition 11. Notifications, Records and Reports

- 11.1 The licensee shall notify the Agency, in writing, one month prior to the intended date of commencement of acceptance of waste for Scheduled Disposal/Recovery activities at the facility (wastes used in the facility construction excepted).
- 11.2 The licensee shall notify the Agency by both telephone and either facsimile or electronic mail, if available, to the Agency's Headquarters in Wexford, or to such other Agency office as may be specified by the Agency, as soon as practicable after the occurrence of any of the following:
- 11.2.1 Any release of environmental significance to atmosphere from any potential emission point including bypasses.
 - 11.2.2 Any emission which does not comply with the requirements of this licence.
 - 11.2.3 Any malfunction or breakdown of key control equipment or monitoring equipment set out in *Schedule C: Control & Monitoring*, of this licence which is likely to lead to loss of control of the abatement system.
 - 11.2.4 Any incident with the potential for environmental contamination of surface water or groundwater, or posing an environmental threat to air or land, or requiring an emergency response by the Local Authority.
- The licensee shall include as part of the notification, date and time of the incident, summary details of the occurrence, and where available, the steps taken to minimise any emissions.
- 11.3 In the case of any incident which relates to discharges to water, the licensee shall notify the Local Authority and the Southern Regional Fisheries Board as soon as practicable after such an incident.
- 11.4 The licensee shall make a record of any incident. This record shall include details of the nature, extent, and impact of, and circumstances giving rise to, the incident. The record shall include all corrective actions taken to; manage the incident, minimise wastes generated and the effect on the environment, and avoid recurrence. The licensee shall as soon as practicable following incident notification, submit to the Agency the incident record.
- 11.5 The licensee shall record all complaints of an environmental nature related to the operation of the activity. Each such record shall give details of the date and time of the complaint, the name of the complainant and give details of the nature of the complaint. A record shall also be kept of the response made in the case of each complaint.
- 11.6 The licensee shall record all sampling, analyses, measurements, examinations, calibrations and maintenance carried out in accordance with the requirements of this licence and all other such monitoring which relates to the environmental performance of the facility.

- 11.7 The licensee shall as a minimum keep the following documents at the site:-
- (a) the licences relating to the facility;
 - (b) the current EMS for the facility;
 - (c) the previous year's AER for the facility;
 - (d) records of all sampling, analyses, measurements, examinations, calibrations and maintenance carried out in accordance with the requirements of this licence and all other such monitoring which relates to the environmental performance of the facility;
 - (e) relevant correspondence with the Agency;
 - (f) an up to date site drawings/plans showing the location of key process and environmental infrastructure, including monitoring locations and emission points

and this documentation shall be available to the Agency for inspection at all reasonable times.

11.8 Archaeological & Ecological Notification

11.8.1 Prior to the development of any undisturbed area, the advice of both the Heritage Section, and the Parks & Wildlife Section, of the Department of the Environment, Heritage and Local Government shall be sought.

11.9 Reports shall be submitted to the Agency as set out in *Schedule E: Reporting*, of this licence and Condition 11.10, or as otherwise may be specified in this licence.

11.10 The licensee shall submit to the Agency, by the 31st March of each year, an AER covering the previous calendar year. This report, which shall be to the satisfaction of the Agency, shall include as a minimum the information specified in *Schedule F: Annual Environmental Report*, of this licence and shall be prepared in accordance with any relevant guidelines issued by the Agency.

11.11 A full record, which shall be open to inspection by authorised persons of the Agency at all times, shall be kept by the licensee on matters relating to the waste management operations and practices at this site. This record shall be maintained on a monthly basis and shall as a minimum contain details of the following:

11.11.1 The tonnages and EWC Code for the waste materials imported and/or sent off-site for disposal/recovery.

11.11.2 The names of the agent and carrier of the waste, and their waste collection permit details, if required (to include issuing authority and vehicle registration number).

11.11.3 Details of the ultimate disposal/recovery destination facility for waste sent off-site and its appropriateness to accept the consigned waste stream, to include its permit/licence details and issuing authority, if required.

11.11.4 Written confirmation of the acceptance and disposal/recovery of any hazardous waste consignments sent off-site.

11.11.5 Details of all wastes consigned abroad for Recovery and classified as 'Green' in accordance with the EU Transfrontier Shipment of Waste Regulations (Council Regulation EEC No. 259/1993, as amended). The rationale for the classification must form part of the record.

11.11.6 Details of any rejected consignments.

11.11.7 Details of any approved waste mixing.

- 11.11.8 The results of any waste analyses required under *Schedule C: Control & Monitoring*, of this licence.
- 11.12 A record shall be kept of each consignment of trade effluent or leachate removed from the facility. The record shall include the following:
- (a) the name of the carrier;
 - (b) the date and time of removal of trade effluent or leachate from the facility;
 - (c) the volume of trade effluent or leachate, in cubic metres, removed from the facility on each occasion;
 - (d) the results of any waste analyses required under Schedule C.4;
 - (e) the name and address of the Waste Water Treatment Plant to which the trade effluent or leachate was transported; and
 - (f) any incidents or spillages of trade effluent or leachate during its removal or transportation.
- 11.13 Waste Recovery Reports
- 11.13.1 The licensee shall as part of their EMP prepare a report examining waste recovery options shall be submitted to the Agency for its agreement in the AER. This report shall address methods to contribute to the achievement of the recovery targets stated in national and European Union waste policies and shall, as a minimum, include the following:-
- (a) proposals for the contribution of the facility to the achievement of targets for the reduction of biodegradable waste to landfill as specified in the Landfill Directive;
 - (b) the separation of recyclable materials from the waste;
 - (c) the recovery of Construction and Demolition Waste;
 - (d) the recovery of metal waste;
 - (e) inert waste to be used for cover/restoration material at the facility.

Reason: To provide for the collection and reporting of adequate information on the activity.

Condition 12. Financial Charges and Provisions

12.1 Agency Charges

- 12.1.1 The licensee shall pay to the Agency an annual contribution of €23,936, or such sum as the Agency from time to time determines, having regard to variations in the extent of reporting, auditing, inspection, sampling and analysis or other functions carried out by the Agency, towards the cost of monitoring the activity as the Agency considers necessary for the performance of its functions under the Waste Management Acts 1996 to 2003. For 2005 the licensee shall pay a pro rata amount from the date of commencement of enforcement of this licence to the 31st day of December. In subsequent years the licensee shall pay to the Agency such revised annual contribution as the Agency shall from time to time consider necessary to enable performance by the Agency of its relevant functions under the Waste Management Acts 1996 to 2003, and all such payments shall be made within one month of the date upon which demanded by the Agency.

12.1.2 In the event that the frequency or extent of monitoring or other functions carried out by the Agency needs to be increased the licensee shall contribute such sums as determined by the Agency to defraying its costs in regard to items not covered by the said annual contribution.

12.2 Environmental Liabilities

12.2.1 The licensee shall as part of the AER provide an annual statement as to the measures taken or adopted at the site in relation to the prevention of environmental damage, and the measures in place in relation to the underwriting of costs for remedial actions following anticipated events or accidents/incidents, as may be associated with the carrying on of the activity.

12.2.2 The licensee shall arrange for the completion, by an independent and appropriately qualified consultant, of a comprehensive and fully costed Environmental Liabilities Risk Assessment (ELRA), which addresses the liabilities associated with carrying on the activity. The assessment shall include those liabilities and costs identified in Condition 10 for execution of the CRAMP. A report on this assessment shall be submitted to the Agency for agreement prior to the commencement of the activity. The ELRA shall be reviewed as necessary to reflect any significant change on site, and in any case every three years following initial agreement: review results are to be notified as part of the AER.

12.2.3 Prior to the commencement of the activity, the licensee shall, to the satisfaction of the Agency, make financial provision to cover any liabilities identified in Condition 12.2.2. The amount of indemnity held shall be reviewed and revised as necessary, but at least annually. Proof of renewal or revision of such financial indemnity shall be included in the annual 'statement of measures' report identified in Condition 12.2.1.

12.2.4 Unless otherwise agreed, any revision to that part of the indemnity dealing with restoration and aftercare liabilities (refer Condition 10), shall be computed using the following formula:-

$$\text{Cost} = (\text{ECOST} \times \text{WPI}) + \text{CiCC}$$

Where:-

Cost = Revised restoration and aftercare cost

ECOST = Existing restoration and aftercare cost

WPI = Appropriate Wholesale Price Index [Capital Goods, Building & Construction (i.e. Materials & Wages) Index], as published by the Central Statistics Office, for the year since last closure calculation/revision.

CiCC = Change in compliance costs as a result of change in site conditions, changes in law, regulations, regulatory authority charges, or other significant changes

12.3 Cost of landfill of waste

In accordance with the provisions of Section 53A of the Waste Management Acts 1996 to 2003, the licensee shall ensure the costs in the setting up, operation of, and provision of financial security and closure and after-care for a period of at least 30 years, shall be covered by the price to be charged for the disposal of waste at the facility. The statement required under Section 53A(5) of said Acts is to be included as part of the AER.

12.4 Community Fund

Unless otherwise provided for by a condition of any planning permission granted in respect of this application, the Licensee shall pay €1.27 (Index Linked) for every tonne of waste accepted for disposal in the landfill, into a secure and dedicated to purpose community support and development fund. Prior to the commencement of

waste disposal activities the Licensee shall establish a community managed charitable trust (or equivalent) to manage and discharge this fund for the benefit of the social and physical environment of the local community.

Reason: To provide for adequate financing for monitoring and financial provisions for measures to protect the environment.

SCHEDULE A: Limitations

A.1 WASTE PROCESSES

The following waste related processes are authorised:

- i. Composting
- ii. Shredding, crushing, mixing
- iii. Landfilling of waste
- iv. Controlled recirculation of leachate
- v. Use of compost & inert waste in landfill operation
- vi. Storage of waste
- vii. Use of inert waste for engineering/construction purposes

No addition to these processes are permitted unless agreed in advance by the Agency.

A.2 WASTE ACCEPTANCE

Table A.2 Waste Categories and Quantities

WASTE TYPE ^{Note 1}	MAXIMUM (TONNES PER ANNUM) ^{Note 2}
Non-Hazardous Municipal, Commercial & Industrial wastes	120,000 Landfill 25,000 Composting Unit
Inert Waste	No limit where used in landfill engineering
TOTAL	145,000

Note 1: Any proposals to accept other compatible waste streams must be agreed in advance by the Agency and the total amount of waste must be within that specified.

Note 2: The individual limitation on waste processes may be varied with the agreement of the Agency subject to the overall total limit staying the same.

SCHEDULE B: Emission Limits

B.1 EMISSIONS TO AIR

Landfill Derived Gas Concentration Limits:

(Measured in any building on or adjacent to the facility and perimeter boreholes).

Methane	Carbon Dioxide
20 % LEL (1% v/v)	1.5 % v/v



Emission Limits Values for Landfill Gas Plant:

Emission Point Reference numbers: (To be agreed by Agency in advance.)

Minimum discharge height: 5m

Parameter	Flare (enclosed) Emission Limit Value ^{Note 1}	Utilisation Plant Emission Limit Value ^{Note 1}
Nitrogen oxides (NO _x)	150 mg/m ³	500 mg/m ³
Particulates	Not applicable	130 mg/m ³

Note 1: Dry gas referenced to 5% oxygen by volume for utilisation plants and 3% oxygen by volume for flares.



Activity Derived Dust Deposition Limits

Measured at the monitoring points to be agreed under condition 6.11.

Level (mg/m ² /day) ^{Note 1}
350

Note 1: 30 day composite sample with the results expressed as mg/m²/day.



Emission Point Reference No.: Biofilter emission from Biodegradable waste composting unit

Location: Biofilter Unit

Parameter	Emission Limit Value
Ammonia	50 mg/m ³
Hydrogen sulphide	5 mg/m ³
Mercaptans	5 mg/m ³



B.2 EMISSIONS TO WATER

Emission Point Reference No.: Outlets from borrow pit and landfill sedimentation lagoons

Name of Receiving Waters: Cushaling River

Parameter	Emission Limit Value (mg/l)
BOD	25
Ammonia (as NH ₄) ^{Note 1}	0.5
Suspended Solids	35

Note 1: Not applicable to borrow pit works.

B.3. NOISE EMISSIONS

Day dB(A) L _{Aeq} (30 minutes)	Night dB(A) L _{Aeq} (30 minutes)
55 ^{Note 1}	45 ^{Note 1}

Note 1: There shall be no clearly audible tonal component or impulsive component in the noise emission from the activity at any noise sensitive location.

SCHEDULE C: Control & Monitoring

C.1.1 CONTROL OF EMISSIONS TO AIR

Emission Point Reference No.: Gas vents, Flare Stacks & Generation Plant

Description of Treatment: Gas Extraction & Combustion

Control Parameter	Monitoring	Key Equipment ^{Note 1}
Passive Vents Carbon filtration	Olfactory & visual (monthly)	Carbon filters
Continuous burn	Continuous with alarm/call-out	Flame detector or equivalent approved Pumps/engines
Extraction	Continuous with alarm/call-out	Pressure gauge or equivalent approved Pumps/engines

Note 1: The licensee shall maintain appropriate access to standby and/or spares to ensure the operation of the abatement system.

C.1.2 MONITORING OF EMISSIONS TO AIR**Emission Point Reference No.:** Flare Stacks & Generation Plant

Parameter	Flare (enclosed) Monitoring Frequency	Utilisation Plant Monitoring Frequency	Analysis Method ^{Note1} /Technique
Inlet			
Methane (CH ₄) % v/v	Continuous	Weekly	Infrared analyser or equivalent approved
Carbon dioxide (CO ₂) % v/v	Continuous	Weekly	Infrared analyser or equivalent approved
Oxygen (O ₂) % v/v	Continuous	Weekly	Electrochemical or equivalent approved
Process Parameters			
Combustion Temperature	Continuous	Quarterly	Temperature Probe/datalogger
Residence Time	Quarterly	Quarterly	To be agreed.
Outlet			
Carbon monoxide (CO)	Continuous	Continuous	Flue gas analyser/datalogger or equivalent approved
Nitrogen Oxides (Nox)	Biannually	Biannually	Flue gas analyser or equivalent approved
Sulphur dioxide (SO ₂)	Biannually	Biannually	Flue gas analyser or equivalent approved
Particulates	Not applicable	Annually	Isokinetic/Gravimetric or equivalent approved

Note 1: All monitoring equipment used should be intrinsically safe.**C.1.3 MONITORING OF LANDFILL GAS EMISSIONS**

Locations (refer condition 6.19): Perimeter Landfill Gas boreholes^{Note1}
 And
 At least one monitoring point per cell (to be Agreed)
 And
 Other selected locations as may be specified

Parameter	Monitoring Frequency	Analysis Method/Technique ^{Note 2}
Methane (CH₄)	Monthly	InfraRed Analyser/FID
Carbon Dioxide (CO₂)	Monthly	InfraRed
Oxygen (O₂)	Monthly	Electrochemical Cell
Atmospheric pressure & Trend	Monthly	Standard method

Note 1: All perimeter monitoring boreholes must be installed to the standards specified in the Agency Guidance on Landfill Monitoring.**Note 2:** Or other method agreed.

C.1.4 CONTROL & MONITORING OF COMPOSTING EMISSIONS

Emission Point Reference No.: Composting Unit Biofilter

Description of Treatment: Biofiltration

Control Parameter	Monitoring	Key Provision/Equipment Note 1
<u>Bed Media</u>		
Odour assessment ^{Note 2}	Daily	Designated employee (Subjective)
Condition and depth of biofilter ^{Note 3}	Daily	Designated employee (Visual)
Moisture content	Bi-annually	Moisture gauge
pH	Bi-annually	pH probe
Ammonia	Bi-Annually (Inlet & Outlet gas)	Sampling tubes, fresh bed media
Mercaptans	Bi-Annually (Inlet & Outlet gas)	Sampling tubes, fresh bed media
Total viable counts	Annually (Inlet & Outlet gas)	Sampling equipment, fresh bed media
<u>Air Handling</u>		
Flow/Negative Air Pressure	Pressure gauge/flow	Fans/air pump

Note 1: The licensee shall maintain appropriate access to backup, standby and/or spares to ensure the operation and control of the abatement system.

Note 2: This subjective assessment should be carried out by a staff member immediately upon arriving on-site.

Note 3: The biofilter shall be examined to ensure that no channelling is evident, and that moisture content is adequate. Watering, turning, restructuring and the addition of supplementary bed materials, or total bed replacement shall be carried out, as required, subject to bed performance.



C.2.1 CONTROL OF EMISSIONS TO WATER

Emission Control Location: Surface Water Sedimentation Lagoons

Description of Treatment: Sedimentation

Control Parameter	Monitoring	Key Equipment ^{Note 1}
Residence time & Flow restriction	Flow rate, depth	Flow meter, overflow alarm, emergency storage

Note 1: The licensee shall maintain appropriate access to standby and/or spares to ensure the operation of the abatement system.



C.2.2 MONITORING OF EMISSIONS TO WATER

Emission Point Reference No.: Outlet from Sedimentation Lagoons

PARAMETER ^{Note 1}	SURFACE WATER Monitoring Frequency
Visual Inspection/Odour ^{Note 2}	Daily
Lagoon Level	Daily
Dissolved Oxygen	Daily
Electrical Conductivity	Daily
Ammoniacal Nitrogen	Weekly
Chloride	Weekly
pH	Weekly
Total Suspended Solids	Weekly
BOD	Quarterly
COD	Quarterly
Metals / non metals ^{Note 3}	Annually
List I/II organic substances (Screen) ^{Note 4}	Annually
Mercury	Annually
Sulphate (SO ₄)	Annually
Nitrate	Annually
Total P/orthophosphate	Annually
Faecal Coliforms	Annually
Total Coliforms	Annually

Note 1: All the analysis shall be carried out by a competent laboratory using standard and internationally accepted procedures.

Note 2: Where there is evident gross contamination, additional samples should be analysed and the full suite of parameters shown tested.

Note 3: Metals and elements to be analysed by AA/ICP should include as a minimum: boron, cadmium, calcium, chromium (total), copper, iron, lead, magnesium, manganese, nickel, potassium, sodium and zinc.

Note 4: Samples screened for the presence of organic compounds using Gas Chromatography / Mass Spectrometry (GC/MS) or other appropriate techniques and using the list I/II Substances from EU Directive 76/464/EEC and 80/68/EEC as a guideline. Recommended analytical techniques include: volatiles (US Environmental Protection Agency method 524 or equivalent), semi-volatiles (USEPA method 525 or equivalent, and pesticides (USEPA method 608 or equivalent).

C2.3 LEACHATE MONITORING

Location: Leachate Holding Tank, Leachate Sumps and Leachate Monitoring Points in the Cells (locations to be shown on plan referred to in Condition 6.4).

PARAMETER ^{Note 1}	LEACHATE ^{Note 2} Monitoring Frequency
Visual Inspection/Odour (Holding Tank only)	Daily
Leachate Level	Weekly
BOD	Quarterly
COD	Quarterly
Chloride	Annually
Ammoniacal Nitrogen	Annually
Electrical Conductivity	Annually
Ph	Annually
Metals / non metals ^{Note 3}	Annually
Cyanide (Total)	Annually
Fluoride	Annually
List I/II organic substances ^{Note 4}	Annually
Mercury	Annually
Sulphate	Annually
Total P/orthophosphate	Annually
Total Oxidised Nitrogen	Annually

- Note 1:** All the analysis shall be carried out by a competent laboratory using standard and internationally accepted procedures.
- Note 2:** Leachate Levels to be monitored at all leachate monitoring points in the cells, collection sumps and holding tank.
Leachate composition to be monitored at the leachate holding tank.
- Note 3:** Metals and elements to be analysed by AA/ICP should include as a minimum: boron, cadmium, calcium, chromium (total), copper, iron, lead, magnesium, manganese, nickel, potassium, sodium and zinc.
- Note 4:** Samples screened for the presence of organic compounds using Gas Chromatography / Mass Spectrometry (GC/MS) or other appropriate techniques and using the list I/II Substances from EU Directive 76/464/EEC and 80/68/EEC as a guideline. Recommended analytical techniques include: volatiles (US Environmental Protection Agency method 524 or equivalent), semi-volatiles (USEPA method 525 or equivalent, and pesticides (USEPA method 608 or equivalent).

C.2.4 CONTROL & MONITORING OF SANITARY WASTE WATER TREATMENT SYSTEM

Emission Point Reference No.: Proprietary Waste Water Treatment Plant

Description of Treatment: Biological treatment of sanitary effluent

Control Parameter	Monitoring	Key Provision / Equipment ^{Note 1}
BOD removal	BOD removal efficiency (annual inlet and outlet analysis) Aeration fan operation (continuous automatic) Effluent transfer (continuous automatic)	Automated Biocycle fault diagnostics with alarm, sludge & effluent pumps, fan/blower,
Solids build-up	Solids levels (Quarterly visual)	Frequent solids removal

Note 1: The licensee shall maintain appropriate access to standby and/or spares to ensure the operation of the abatement system.

C.3 AMBIENT MONITORING***Air Monitoring*****Locations:** To be agreed in accordance with condition 6.11.

Parameter	Monitoring Frequency	Analysis Method/Technique
Dust deposition	Monthly	Bergerhoff

***Groundwater Monitoring*****Location:** Groundwater Wells (refer Condition 6.12), and shown on plan referred to in Condition 6.4

Parameter ^{Note 1}	Monitoring Frequency
Visual Inspection/Odour ^{Note 2}	Monthly
Groundwater Level (wells)	Monthly
Electrical Conductivity	Monthly
Ammoniacal Nitrogen	Monthly
Chloride	Monthly
Sulphate (SO ₄)	Annually
Metals / non metals ^{Note 3}	Annually
List I/II organic substances (Screen) ^{Note 4}	Annually
Mercury	Annually
Nitrate	Annually
Total P/orthophosphate	Annually
Faecal Coliforms	Annually
Total Coliforms	Annually

Note 1: All the analysis shall be carried out by a competent laboratory using standard and internationally accepted procedures.**Note 2:** Where there is evident gross contamination, additional samples should be analysed and the full suite of parameters shown tested.**Note 3:** Metals and elements to be analysed by AA/ICP should include as a minimum: boron, cadmium, calcium, chromium (total), copper, iron, lead, magnesium, manganese, nickel, potassium, sodium and zinc.**Note 4:** Samples screened for the presence of organic compounds using Gas Chromatography / Mass Spectrometry (GC/MS) or other appropriate techniques and using the list I/II Substances from EU Directive 76/464/EEC and 80/68/EEC as a guideline. Recommended analytical techniques include: volatiles (US Environmental Protection Agency method 524 or equivalent), semi-volatiles (USEPA method 525 or equivalent, and pesticides (USEPA method 608 or equivalent).

Receiving Water Monitoring

Location: Cushaling River (location to be agreed under condition 6.4)

Parameter	Monitoring Frequency	Analysis Method/Technique
Biological Quality (Q) Rating/Q Index	Annually ^{Note 1}	To be agreed with the Agency
Parameters in Table C2.2	Visual Inspection Weekly All others parameters Quarterly unless specified as Annually in Table C2.2	Standard Methods

Note 1: Monitoring period - June to September.



Meteorological Monitoring

Location : At the facility at a location to be agreed, or from an agreed representative station in the region.

Parameter ^{Note 1}	Monitoring Frequency	Analysis Method/Technique
Precipitation Volume	Daily	Standard
Temperature (min/max.)	Daily	Standard
Atmospheric Pressure ^{Note 2}	Daily	Standard

Note 1: Refer also Condition 3.28 of this licence.

Note 2: Monitoring frequency for these parameters may be decreased with the agreement of the Agency.



C.4 COMPOST MONITORING

Material/Emission	Frequency	Parameter	Method ^{Note 2}
Compost	Bi-annually	Metals, Organic Screen ^{Note 1} , % Organic Matter, Sulphate, Chloride, Foreign matter, Coliforms, Pathogen, moisture content	Standard Method

Note 1: Samples screened for the presence of organic compounds using Gas Chromatography / Mass Spectrometry (GC/MS) or other appropriate techniques and using the list I/II Substances from EU Directive 76/464/EEC and 80/68/EEC as a guideline. Recommended analytical techniques include: volatiles (US Environmental Protection Agency method 524 or equivalent), semi-volatiles (US Environmental Protection Agency method 525 or equivalent, and pesticides (US Environmental Protection Agency method 608 or equivalent).

Note 2: Analytical requirements to be determined on a case by case basis.



SCHEDULE D: Specified Engineering Works

Specified Engineering Works

Development of the facility including preparatory works and lining.

Final capping.

Installation of Landfill Gas Management Infrastructure.

Installation of Leachate Management Infrastructure.

Installation of composting plant and air abatement system.

Installation of Groundwater Control Infrastructure.

Installation of Surface Water Management Infrastructure.

Any other works notified in writing by the Agency.



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SCHEDULE E: Reporting

Completed reports shall be submitted to:

The Environmental Protection Agency
Office of Environmental Enforcement
PO Box 3000
Johnstown Castle Estate
Wexford

or Any other address as may be specified by the Agency.

Reports are required to be forwarded as required in the licence and as may be set out below:

Report	Reporting Frequency ^{Note1}	Report Submission Date
Annual Environment Report (AER)	Annually	By 31 st March of each year.
Record of incidents	As they occur	Within five days of the incident.
Specified Engineering Works reports	As they arise	Prior to the works commencing.
Monitoring of landfill gas	Quarterly	Ten days after end of the quarter being reported on.
Monitoring of Surface Water Quality	Quarterly	Ten days after end of the quarter being reported on.
Monitoring of Groundwater Quality	Quarterly	Ten days after end of the quarter being reported on.
Monitoring of Leachate	Quarterly	Ten days after end of the quarter being reported on.
Dust Monitoring	Quarterly	Ten days after end of the quarter being reported on.
Drawing with Monitoring locations	-	Prior to commencement of waste disposal
Schedule of Objectives & Targets	-	3 months prior to commencement of development
Phased Construction Plan	-	Prior to commencement of development
Leachate Disposal Agreement	-	Prior to commencement of waste disposal

Note 1: Unless altered at the request or agreement of the Agency.



SCHEDULE F: Annual Environmental Report

Annual Environmental Report Content^{Note 1}

Emissions from the facility.
 Waste management record.
 Waste (sludge) analysis.
 Waste Recovery Report.
 Topographical survey.
 Stability Assessment.
 Remaining void, projected completion date.
 Resource consumption summary.
 Complaints summary.
 Schedule of Environmental Objectives and Targets.
 Environmental management programme – report for previous year.
 Environmental management programme – proposal for current year.
 Pollution emission register – report for previous year.
 Pollution emission register – proposal for current year.
 Noise monitoring report summary.
 Meteorological data summary.
 Ambient monitoring summary.
 Current monitoring location reference drawing.
 Tank and pipeline testing and inspection report.
 Reported incidents summary.
 Energy efficiency audit report summary.
 Report on progress made and proposals being developed to minimise generation of leachate for disposal.
 Development / Infrastructural works summary (completed in previous year or prepared for current year).
 Detailed Statement, with mass balance, of C & D wastes and compost used in construction.
 Report on management and staffing structure of the installation/facility.
 Report on the programme for public information.
 Reports on financial provision made under this licence.
 Statement of measures in relation to prevention of environmental damage and remedial actions (Environmental Liabilities).
 Statement on the costs of Landfill.
 Contributions to Community Fund.
 Environmental Liabilities Risk Assessment Review (every three years or more frequently as dictated by relevant on site change including financial provisions).
 Any amendments to the CRAMP.
 Any other items specified by the Agency.

Note 1: Content may be revised subject to the agreement of the Agency



Sealed by the seal of the Agency on this the 3rd day of August, 2005.

**PRESENT when the seal of the Agency
was affixed hereto:**

Padraic Larkin Director/Authorised Person

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Appendix 3 Correspondence with Kildare County Council

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21st June 2007

Water Services

Mr. Garrett Leech
Bórd Na Móna
Leabeg
Tullamore
Co. Offaly

RE: Leachate treatment for Drehid Waste Management Facility

Dear Mr. Leech

I refer to your letter of the 1st May 2007 and our subsequent meeting of the 13th June last regarding the above.

As advised I hereby confirm that Kildare County Council will accept leachate from the above facility at our Wastewater Treatment Plant in Leixlip subject to the following:-


- (i) There being available capacity in the Plant
- (ii) There being no adverse effect on the performance of the wastewater treatment process at the Plant
- (iii) All delivery times and dates of discharge being agreed in advance with the Plant Manager
- (iv) Payment of an appropriate fee – scale of charges to be agreed between Bórd Na Móna and Kildare County Council
- (v) The Council reserves the right to alter arrangements or withdraw the facility at any time

With regard to (iv) above, as requested, please forward site specific details of projected volumes and characteristics of leachate for years one to three of operation.

Trusting the above to be in order.

I remain

Yours sincerely



M. O'Leary
19/ Director of Services



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Market Square, Dundalk,
Co. Louth, Ireland.
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14th March 2008

Michael O'Leary
Senior Engineer
Water Services
Kildare County Council
Áras Chill Dara
Devoy Park
Naas
Co. Kildare

Re: Revised Leachate Quantities arising from the Proposed Intensification and Extension of the Drehid Waste Management Facility

Dear Mr. O' Leary,

TOBIN Consulting Engineers are providing professional services to Bord na Móna with regard to the development of the Drehid Waste Management Facility. Hence, this letter is written on behalf of Bord na Móna.

As you are aware, Bord na Móna is currently developing a waste management facility, including a composting facility and a residual landfill, in County Kildare. Correspondence has previously taken place between Bord na Móna and Kildare County Council with respect to the treatment of the leachate generated by the facility, culminating in a letter issued by Kildare County Council on June 21st 2007, confirming acceptance of leachate generated by the Drehid Waste Management Facility at the Leixlip Wastewater Treatment Plant.

Bord na Móna is currently in the process of preparing a proposal for the intensification and extension of the previously permitted engineered residual landfill. The proposal will enable an additional 240,000 tonnes per annum (TPA) of waste (over and above that previously permitted) to be disposed of for 7 years. After 7 years the development will revert back to receiving the permitted 120,000 TPA for the remaining permitted operational life of the landfill.

The proposed intensification and extension of the facility as described above will lead to additional leachate generation over and above the quantities provided to Kildare County Council for the previously permitted facility. Details of the revised estimated

Directors: D.A. Downes (Chairman) L.E. Waldron (Managing Director) M.F. Garrick R.F. Tobin J. Colleran B.J. Downes S. Finlay P.J. Fogarty
D. Grehan J.P. Kelly B.M. Mulligan B. Murray C. O'Keeffe F. Renkema (Dutch) E.J. Harrigan (Company Secretary)

Associates: T. Cannon P. Cloonan D. Conneran M. Conroy T. Curran O. Downes B. Gaffney B. Gallagher B. Heaney
B. Hutchinson D. Kennedy M. McDonnell C. McGovern E. McPartlin G. Stevenson



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total leachate quantities are provided in Table 1. The anticipated composition of the leachate is provided in Table 2.

As discussed at a consultation meeting with relevant departments of Kildare County Council, (including Water Services) on January 17th 2007, we wish to secure an outlet for the additional leachate that will be generated as a result of the revised proposal. Hence, Bord na Móna is now seeking confirmation that Kildare County Council will accept the additional leachate generated by the proposed intensification and extension of the facility at the its Leixlip Wastewater Treatment Plant or at another Waste Water Treatment Plant.

Please do not hesitate to contact me should you require any further information with respect to this request.

Yours sincerely



On behalf of Bord na Móna

Pat O'Neill
Senior Engineer
TOBIN Consulting Engineers

Tel: 01 8030401

Fax: 01 8030409

Email: pat.oneill@tobin.ie

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Table 1: Estimated Leachate Quantities to the Wastewater Treatment Plant

Year	Leachate Generation Rate (m ³ /hr.)	Daily Average Quantity (m ³ /day)	Average Daily quantity to WWTP (5 day) (m ³ /day)	No. of Tankers per day @ 23m ³ capacity
2008	0.2	5	7	0.3
2009	0.6	15	21	0.9
2010	1.2	29	40	1.7
2011	1.4	33	46	2.0
2012	1.8	43	61	2.6
2013	1.8	44	62	2.7
2014	1.5	35	50	2.2
2015	2.1	51	71	3.1
2016	2.0	49	68	3.0
2017	1.4	34	48	2.1
2018	1.6	37	52	2.3
2019	0.9	22	31	1.3
2020	1.6	39	54	2.4
2021	1.6	39	55	2.4
2022	1.5	37	51	2.2
2023	1.7	40	56	2.4
2024	1.0	35	35	1.5
2025	1.7	42	58	2.5
2026	1.7	42	59	2.5
2027	1.2	30	42	1.8
2028	1.5	36	50	2.2
2029	1.0	23	33	1.4
2030	0.8	20	28	1.2
2031	0.8	20	28	1.2
2032	0.8	20	28	1.2
2033	0.8	20	28	1.2
2034	0.8	20	28	1.2
2035	0.8	20	28	1.2
2036	0.8	20	28	1.2
2037	0.8	20	28	1.2
2038	0.8	20	28	1.2
2039	0.8	20	28	1.2
2040	0.8	20	28	1.2

Table 2: Leachate Composition as per EPA Landfill Site Design Manual (2000)

Parameter	Units	Mean Value	
		Acetogenic Phase	Methanogenic Phase
pH-value		6.73	7.52
conductivity	µS/cm	16,921	11,502
alkalinity (as CaCO ₃)	mg/l	7,251	5,376
COD	mg/l	36,817	2,307
BOD ₂₀	mg/l	25,108	544
BOD ₅	mg/l	18,632	374
TOC	mg/l	12,217	733
Fatty acids (as C)	mg/l	8,197	18
Ammoniacal-N	mg/l	922	889
Nitrate-N	mg/l	1.8	0.86
Nitrite-N	mg/l	0.2	0.17
Sulphate (as SO ₄)	mg/l	676	67
Phosphate (as P)	mg/l	5.0	4.3
Chloride	mg/l	1,805	2,074
Sodium	mg/l	1,371	1,480
Magnesium	mg/l	384	250
Potassium	mg/l	1,143	854
Calcium	mg/l	2,241	151
Chromium	mg/l	0.13	0.09
Manganese	mg/l	32.94	0.46
Iron	mg/l	653.8	27.4
Nickel	mg/l	0.42	0.17
Copper	mg/l	.013	0.13
Zinc	mg/l	17.37	1.14
Arsenic	mg/l	0.024	0.034
cadmium	mg/l	0.02	0.015
mercury	mg/l	0.0004	0.0002
Lead	mg/l	0.28	0.20