



OFFICE OF CLIMATE,
LICENSING AND RESOURCE.

ENVIRONMENTAL LICENSING PROGRAMME MEMORANDUM

TO: LAURA BURKE, DIRECTOR

FROM: Breen Higgins

DATE: 15th July 2008

RE: Request for a Technical Amendment to Licence Register Number W0109-01, held by Clare County Council, for Central Waste Management Facility, Ballyduff Beg, Inagh, Co. Clare.

Clare County Council (CCC) was first granted a Waste licence by the Environmental Protection Agency on the 13th June 2001, bearing Reg. No. W0109-01, subsequently this licence was the subject of a Desktop Amendment ('Amendment A') on the 19th December 2005.

In a letter to the Agency dated 29th April 2008 CCC requested that a technical amendment of this licence (Reg. No. W0109-01) be undertaken to facilitate a change to the way in which the working face of the landfill is specified under the licence.

The existing Condition 5.5. (b) states:

'The working face of the landfill shall be no more than 2.5 meters in height after compaction, no more than 25 meters wide and 25 meters in length and have a slope of no greater than 1 in 3...'

This Condition 5.5. (b) was considered by CCC to "...lack clarity". It was further believed that it might lead to a scenario where a relatively small working face could exist but a non-compliance might arise due to one of the aforementioned dimensions being exceeded. Thus a maximum working face of 625m³ has been sought by CCC in order to remove any ambiguity that might be associated with this Condition.

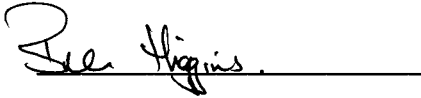
On consideration of the submission from the licensee and an accompanying memorandum from the Office of Environmental Enforcement (OEE), dated 04/06/2008, with regard to this proposed change, I am of the view that it is appropriate to deal with this request by way of Technical Amendment.

Recommendation:

The amendment as drafted accedes to the request from CCC in relation to this Condition. It is considered appropriate to accommodate this request as to do so does not in any way adversely impact on the receiving environment. Furthermore, it can reasonably be assumed that as the dimensions stipulated in the original condition total 625m³ the intent of the existing Condition was in fact to allow a working face of this scale. It should be noted that Agency's template condition on the working face has been modified in recent years to the form requested now by CCC.

I recommend that the licence amendment be approved as set out in the attached recommended Technical Amendment. Such an amendment does not result in the relevant requirements of Section 83(5) of the EPA Acts 1992 to 2007 ceasing to be satisfied.

Signed

A handwritten signature in black ink, appearing to read "Breen Higgins", is written over a solid horizontal line.

Breen Higgins.

OCLR – Environmental Licensing Programme