

**Waste Management Acts, 1996 to 2008**

**NOTIFICATION OF A PROPOSED DECISION OF A REVIEW OF A WASTE LICENCE  
IN ACCORDANCE WITH SECTION 42(2) OF THE WASTE MANAGEMENT ACTS, 1996 TO 2008**

In pursuance of the powers conferred on it by the above mentioned Acts, the Environmental Protection Agency (the Agency) proposes, under Section 46(8)(a) of the said Acts, to determine the following review of a waste licence application.

**Waste Licence Register No:** W0009-03  
**Applicant:** Environmental Department, Fingal County Council, PO Box 174, Fingal County Hall, Main Street, Swords, County Dublin.  
**Facility:** Balleally Landfill, Balleally, Lusk, County Dublin.

The Environmental Protection Agency initiated the review of this waste licence on 18<sup>th</sup> June 2009.

**Proposed Decision:** It is proposed, for the reasons hereinafter set out, to grant a revised waste licence to the above named applicant to carry on the following activities at the above named facility, subject to Twelve Conditions:

*Licensed waste disposal activities in accordance with the Third Schedule of the Waste Management Acts, 1996 to 2008:*

|                  |   |
|------------------|---|
| <b>Class 1.</b>  | <b>Deposit on, in or under land (including landfill):</b><br>This activity is limited to the disposal of the waste types specified in this licence into the existing landfill and proposed landfill extension.  |
| <b>Class 5.</b>  | <b>Specially engineered landfill, including placement into lined discrete cells which are capped and isolated from one another and the environment.</b><br>This activity is limited to the disposal of the waste types specified in this licence.   |
| <b>Class 10.</b> | <b>Release of waste into a water body (including a seabed insertion):</b><br>This activity is limited to discharge of treated leachate from the onsite treatment works to the Rogerstown Estuary via the main Lusk sewer outfall at Rogerstown Viaduct.   |
| <b>Class 12.</b> | <b>Repackaging prior to submission to any activity referred to in a preceding paragraph of this Schedule.</b><br>This activity is limited to disposal activities in the Civic Waste Facility.   |
| <b>Class 13.</b> | <b>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.</b><br>This activity is limited to the storage of waste, prior to disposal at an alternative appropriate facility, of waste not acceptable for disposal at this facility and the temporary storage of waste at the Civic Waste Facility in containers prior to disposal at the landfill while in operation or an alternative appropriate facility. |

*Licensed waste recovery activities in accordance with the Fourth Schedule  
of the Waste Management Acts, 1996 to 2008:*

|                  |   |
|------------------|---|
| <b>Class 2.</b>  | <b>Recycling or reclamation of organic substances which are not used as solvents (including composting and other biological transformation processes):</b><br>This activity is limited to composting activities at the facility.  |
| <b>Class 3.</b>  | <b>Recycling or reclamation of metals and metal compounds:</b><br>This activity is limited to the storage of white goods and other recyclable metals deposited at the Civic Waste Facility and to the receipt, holding and collection of metals and wire found in construction and demolition wastes.   |
| <b>Class 4.</b>  | <b>Recycling or reclamation of other inorganic materials:</b><br>This activity is limited to the collection of glass and the recovery and reuse of construction and demolition waste at the Civic Waste Facility and the construction and demolition waste deposition area, and the reuse of inert waste for landfill restoration and construction works.   |
| <b>Class 9.</b>  | <b>Use of any waste principally as a fuel or other means to generate energy:</b><br>This activity is limited to the collection of gas and its conversion to electricity.  |
| <b>Class 11.</b> | <b>Use of waste obtained from any activity referred to in a preceding paragraph of this Schedule:</b><br>This activity is limited to the reuse of inert waste for landfill restoration purposes.  |
| <b>Class 13.</b> | <b>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:</b><br>This activity is limited to activities at the Civic Waste Facility and the temporary storage of recyclable, reusable, and green wastes, fridges and white goods pending their collection. |

**Proposed Licence:** A copy of the proposed licence, including the reasons for the proposed decision, the proposed (Twelve) Conditions and the reasons therefor and associated schedules attached thereto accompanies this notification. A copy of the proposed licence may also be obtained from the Environmental Protection Agency, P.O. Box 3000, Johnstown Castle Estate, County Wexford.

#### **OBJECTIONS & ORAL HEARINGS**

Any person may object to the proposed decision, in accordance with Section 42 of the Waste Management Acts, 1996 to 2008, at any time no later than 5.00 pm on **15th November 2009**. A person making an objection may also request an oral hearing of the objection, in accordance with Section 42 of the Acts, at any time no later than the date specified above. It is important to note that any objection to a proposed decision/request for an oral hearing must be **received by the Agency before the appropriate period expires**.

An objection/request for an oral hearing must be made on-line on the Agency's website at [www.epa.ie](http://www.epa.ie) or by sending the objection or request by prepaid post to the Agency, or by leaving the objection or request with an employee of the Agency at the principal offices of the Agency in Wexford during office hours, i.e. 9.00 a.m. to 5.00 p.m. Monday to Friday.


An objection against the proposed decision must state in full the grounds of the objection. An objection and a request for an oral hearing of an objection must each be accompanied by the appropriate fee and also comply with the other statutory requirements set out in the Waste Management Acts, 1996 to 2008 and the Waste Management (Licensing) Regulations, S.I. No. 395 of 2004. Extracts from the Acts and the Regulations accompany this notification. For the purposes of making an objection and/or a request for an oral hearing, the address of the principal office of the Agency is **P.O. Box 3000, Johnstown Castle Estate, County Wexford.**

In the event that;

- (a) no objection is taken against the proposed decision or
- (b) an objection or objections is or are taken against the proposed decision and the objection or objections is or are withdrawn,

the decision of the Agency will be in accordance with the proposed decision and will be issued as soon as may be after the appropriate period expires.

Signed on behalf of the Agency:  
on the 19<sup>th</sup> of October 2009

  
\_\_\_\_\_  
Brian Meaney, **Authorised Person**

**re: Proposed Decisions of the Environmental Protection Agency in respect of Waste Licence applications**

**Fees for the making of Objections and Oral Hearing requests**

**Fees for making an Objection:**

- Article 42 (1) A fee shall be paid to the Agency in respect of the making of an objection.
- (2) Subject to sub-article (3), the fee payable under sub-article (1) shall be the amount indicated in column (3) of Part II of the Second Schedule opposite the appropriate mention of objection in column (2) of the said Part of the Schedule.
- (3) Where an objection is made to the Agency by -
- (a) A local authority,
  - (b) A planning authority,
  - (c) A sanitary authority,
  - (d) The Central Fisheries Board,
  - (e) An Taisce - The National Trust for Ireland,
  - (f) Failte Ireland,
  - (g) In the case of an activity any part of which is situate within the functional area of the Shannon Free Airport Development Company Limited, that Company,
- a reduced fee shall be payable in respect of the said objection, in accordance with sub-article (2).

**Fees for making a request for an Oral Hearing (payable *in addition to* the fee payable for making the associated objection)**

- Article 44 (1) A fee shall be paid to the Agency in respect of a request for an oral hearing of an objection. (See table of fees below).
- (1) The fee payable under sub-article (1) shall be the amount indicated in column (3) of Part II of the Second Schedule opposite the mention of a request for an oral hearing in column (2) of the said Part of the Schedule.

**Table of Fees for Objections and Requests for Oral Hearings**

| (1)        | (2)  | (3)<br>Amount of fee (€) |
|------------|--|--------------------------|
| Article 42 | Objection by the applicant or licensee                       | €500                     |
|            | Objection by an authority or body mentioned in Article 42(3) | €100                     |
|            | Objection by any other person                                | €200                     |
| Article 44 | Request for an oral hearing                                  | €100                     |

**Making an Objection and requesting an Oral Hearing of an objection on a Proposed Decision of the Environmental Protection Agency on a Waste Licence Application.**

**Extracts from the relevant sections of the Waste Management Acts, 1996 to 2007.**

*Section*

- 42(2) Before making a decision under *Section 40* in respect of an application made to it for the grant of a waste licence, or under *Section 46(2)* in consequence of a review of a waste licence that has been conducted by it under that section, the Agency shall give notice in writing to—
- (a) the applicant or the holder of the licence, as the case may be,
  - (b) any person who has made a written submission to it in relation to the application or the review, in accordance with regulations under this Part,
  - (c) where relevant, the local authority in whose functional area the activity, the subject matter of the proposed waste licence or the waste licence, as the case may be, is intended to be, or is, carried on, and
  - (d) such other persons as may be prescribed,
- of the decision it proposes to make in respect of the application or in consequence of the review and, where the decision so notified is a decision to grant a waste licence or a revised waste licence, shall specify where a copy of the proposed licence or revised licence may be obtained.
- 42(3) Any person may, subject to compliance with the requirements of any regulations under *Sections 45* and *50*, and at any time before the expiration of the appropriate period, make an objection to the Agency in relation to a decision referred to in *subsection (2)* that it proposes to make.
- 42(4) An objection shall—
- (a) be made in writing,
  - (b) state the name and address of the objector,
  - (c) state the subject matter of the objection,
  - (d) state in full the grounds of objection and the reasons, considerations and arguments on which they are based, and
  - (e) be accompanied by such fee (if any) as may be payable in respect of the making of such objection in accordance with regulations under *Section 50*.
- 42(5) (a) An objection which does not comply with the requirements of *subsection (4)* shall be invalid.  
(b) The requirement of *subsection (4) (d)* shall apply whether or not the objector requests, or proposes to request, under *subsection (9)* an oral hearing of the objection.
- 42(6) An objection shall be accompanied by such documents, particulars, or other information relating to the objection as the objector considers necessary or appropriate.
- 42(7) Without prejudice to the provisions of any regulations under *Section 45*, an objector shall not be entitled to elaborate in writing upon, or make further submissions in writing in relation to, the grounds of objection stated in the objection, and any such elaboration, submissions or further grounds of objection that is or are received by the Agency shall not be considered by it.
- 42(8) Any documents, particulars or other information submitted by an objector, other than such documents, particulars or other information which accompanied the objection or which were furnished to the Agency under and in accordance with a requirement of, or made pursuant to, regulations under *Section 45*, shall not be considered by the Agency.
- 42(9) (a) A person making an objection under *subsection (3)* may request an oral hearing of the objection.  
(b) (i) A request for an oral hearing of an objection shall be made in writing to the Agency and shall be accompanied by such fee (if any) as may be payable in respect of such request in accordance with regulations under *Section 50*.

- (ii) A request for an oral hearing of an objection which is not accompanied by such fee (if any) as may be payable in respect of such request shall not be considered by the Agency.
  - (c) A request for an oral hearing of an objection shall be made within the appropriate period, and any request received by the Agency after the expiration of that period shall not be considered by it.
- 42(10) An objection, or a request for an oral hearing under subsection (9), shall be made—
  - (a) by sending the objection or request by prepaid post to the Agency, or
  - (b) by leaving the objection or request with an employee of the Agency, at the principal office of the Agency, during office hours, or
  - (c) by such other means as may be prescribed.
- 42(11) (a) Where a request for an oral hearing of an objection is made in accordance with *subsection (9)*, or otherwise where an objection has been made, the Agency shall have an absolute discretion to hold an oral hearing in relation to the objection and, if it decides to hold such a hearing, it shall give notice in writing of that decision to—
  - (i) the applicant or the holder of the licence, as the case may be,
  - (ii) where relevant, the local authority in whose functional area the activity, the subject matter of the proposed waste licence or the waste licence, as the case may be, is intended to be, or is, carried on,
  - (iii) any person who requested an oral hearing, and
  - (iv) such other person as may be prescribed.
 (b) Where the Agency decides not to hold an oral hearing under this subsection, it shall give notice in writing of its decision to the person who requested the oral hearing.
- 42(12) In this section “the appropriate period” means the period of 28 days beginning on the day on which notification is sent under subsection (2) in respect of the matter concerned.
- 42A *Calculation of appropriate period and other time limits over holidays*  
 When calculating the appropriate period (within the meaning of Section 42) or any other time limit under this Act or in any regulations made under this Act, the period between the 24<sup>th</sup> day of December and the 1<sup>st</sup> day of January, both days inclusive, shall be disregarded.
- 43(1) (a) Where
  - (i) no objection is made in accordance with Section 42(3) to the Agency in relation to a decision that it proposes to make in respect of an application made to it for the grant of a waste licence or in consequence of a review conducted by it of a waste licence, or
  - (ii) any objection or objections that has or have been so made to it in relation thereto is or are withdrawn,
 the decision of the Agency in relation to that application or in consequence of the review shall be that as notified by it under Section 42(2).
 (b) Where the decision of the Agency is to grant a waste licence or a revised waste licence, such a licence shall be granted by it as soon as may be after the making of the decision.



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

PROPOSED DECISION FOR A WASTE LICENCE  
REVIEW  
LANDFILL FOR NON-HAZARDOUS WASTE

**Waste Licence**

**Register Number:**

W0009-03

**Licensee:**

Fingal County Council

**Location of Facility:**

Balleally Landfill, Balleally, Lusk, County  
Dublin

## INTRODUCTION

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

This waste licence relates to an existing local authority owned and operated landfill accepting municipal, commercial and non-hazardous industrial wastes at Balleally Landfill, Balleally, Lusk, County Dublin.

This licence allows the acceptance of up to 451,500 tonnes of waste for disposal and recovery (up to 63,000 tonnes of construction and demolition waste) including 352,500 tonnes of household and commercial waste.

This review of the licence is primarily concerned with ensuring that the landfill is operating in compliance with all relevant requirements of the Landfill Directive (1999/31/EC) including the need to divert biodegradable municipal waste from landfill. Waste must be treated before disposal in the landfill and treatment must now reflect pre-treatment technical guidelines published in 2009 by the Agency – *Municipal Solid Waste – Pre-treatment and Residuals Management: An EPA Technical Guidance Document*. Limits on the acceptance of biodegradable municipal waste are introduced. There is a consequential need, set out in the licence, to update and revise waste acceptance procedures, maintain records to demonstrate compliance with new requirements and provide periodic reports on waste disposal and recovery at the facility.

The licensee must manage and operate the facility to ensure that the activities do not cause environmental pollution. The licensee has to carry out regular environmental monitoring and submit all monitoring results and reports on the development, operation and management of the facility, to the Agency.

The licence sets out in detail the Conditions under which Fingal County Council will operate and manage this facility.



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# DECISION & REASONS FOR THE DECISION

## *Reasons for the Decision*

The Environmental Protection 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 Act, 1996 to 2008.

In reaching this decision the Environmental Protection Agency has considered documentation received from the licensee, submissions received from other parties and the report of its inspector.

## *Part I Activities Licensed*

In pursuance of the powers conferred on it by the Waste Management Acts, 1996 to 2008, the Environmental Protection Agency (the Agency) proposes, under Section 46(8)(a) of the said Acts, to grant this Waste Licence to Fingal County Council, P.O. Box 174, Fingal County Hall, Main Street, Swords, County Dublin to carry on the waste activities listed below at Balleally Landfill, Balleally, Lusk, County Dublin subject to Conditions, with the reasons therefor and the associated schedules attached thereto set out in the licence. For the purpose of Article 48 of the Waste Management (Licensing) Regulations 2004 (S.I. No. 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 2008

|                  |   |
|------------------|---|
| <b>Class 1.</b>  | <b>Deposit on, in or under land (including landfill):</b><br><br>This activity is limited to the disposal of the waste types specified in this licence into the existing landfill and proposed landfill extension.  |
| <b>Class 5.</b>  | <b>Specially engineered landfill, including placement into lined discrete cells which are capped and isolated from one another and the environment.</b><br><br>This activity is limited to the disposal of the waste types specified in this licence.   |
| <b>Class 10.</b> | <b>Release of waste into a water body (including a seabed insertion):</b><br><br>This activity is limited to discharge of treated leachate from the onsite treatment works to the Rogerstown Estuary via the main Lusk sewer outfall at Rogerstown Viaduct.   |
| <b>Class 12.</b> | <b>Repackaging prior to submission to any activity referred to in a preceding paragraph of this Schedule.</b><br><br>This activity is limited to disposal activities in the Civic Waste Facility.   |
| <b>Class 13.</b> | <b>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.</b><br><br>This activity is limited to the storage of waste, prior to disposal at an alternative appropriate facility, of waste not acceptable for disposal at this facility and the temporary storage of waste at the Civic Waste Facility in containers prior to disposal at the landfill while in operation or an alternative appropriate facility. |

## Licensed Waste Recovery Activities, in accordance with the Fourth Schedule of the Waste Management Acts, 1996 to 2008

|                  |   |
|------------------|---|
| <b>Class 2.</b>  | <b>Recycling or reclamation of organic substances which are not used as solvents (including composting and other biological transformation processes):</b><br>This activity is limited to composting activities at the facility.  |
| <b>Class 3.</b>  | <b>Recycling or reclamation of metals and metal compounds:</b><br>This activity is limited to the storage of white goods and other recyclable metals deposited at the Civic Waste Facility and to the receipt, holding and collection of metals and wire found in construction and demolition wastes.   |
| <b>Class 4.</b>  | <b>Recycling or reclamation of other inorganic materials:</b><br>This activity is limited to the collection of glass and the recovery and reuse of construction and demolition waste at the Civic Waste Facility and the construction and demolition waste deposition area, and the reuse of inert waste for landfill restoration and construction works.   |
| <b>Class 9.</b>  | <b>Use of any waste principally as a fuel or other means to generate energy:</b><br>This activity is limited to the collection of gas and its conversion to electricity.  |
| <b>Class 11.</b> | <b>Use of waste obtained from any activity referred to in a preceding paragraph of this Schedule:</b><br>This activity is limited to the reuse of inert waste for landfill restoration purposes.  |
| <b>Class 13.</b> | <b>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:</b><br>This activity is limited to activities at the Civic Waste Facility and the temporary storage of recyclable, reusable, and green wastes, fridges and white goods pending their collection. |

## INTERPRETATION

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

|  |  |
|--|--|
| <b>Aerosol</b>                             | A suspension of solid or liquid particles in a gaseous medium.   |
| <b>Adequate lighting</b>                   | 20 lux measured at ground level.   |
| <b>Agreement</b>                           | Agreement in writing.  |
| <b>Annually</b>                            | At approximately twelve monthly intervals.   |
| <b>Attachment</b>                          | Any reference to Attachments in this licence refers to attachments submitted as part of the waste licence application.   |
| <b>Application</b>                         | The application by the licensee for this waste licence.  |
| <b>Appropriate facility</b>                | A waste management facility, duly authorised under relevant law and technically suitable.  |
| <b>BAT</b>                                 | Best Available Techniques as defined in Article 2(11) of Council Directive 96/61/EC concerning integrated pollution prevention and control.  |
| <b>Biodegradable waste</b>                 | Waste that is capable of undergoing anaerobic or aerobic decomposition, such as food and garden waste, paper and cardboard.  |
| <b>Biodegradable municipal waste (BMW)</b> | The biodegradable component of municipal waste, not including bio-stabilised residual waste. Biodegradable municipal waste is typically composed of food and garden waste, wood, paper, cardboard and textiles.                            |
| <b>Bio-stabilised residual waste</b>       | Residual biodegradable municipal waste that has been treated to achieve an EPA-approved biodegradability stability standard (as defined in this licence) prior to landfilling or alternative use agreed.                                   |
| <b>Characterisation of waste</b>           | The sampling and analysis of waste to determine, amongst other things, its nature and composition, including the proportions of biodegradable, recyclable and other materials in the waste.  |
| <b>Classification of waste</b>             | The classification of waste as inert, non-hazardous or hazardous for the purpose of article 4 of Council Directive (1999/31/EC) on the landfill of waste.  |
| <b>Coding of waste</b>                     | The allocation of a European Waste Catalogue/Hazardous Waste List code and a concise/standardised description of the waste, including information on the source of the waste, e.g. municipal, industrial, construction and demolition etc. |
| <b>Condition</b>                           | A condition of this licence.   |
| <b>Construction and Demolition Waste</b>   | All wastes which arise from construction, renovation and demolition activities.  |
| <b>Containment boom</b>                    | A boom which can contain spillages and prevent them from entering drains or watercourses.  |

|                                       |  |
|---------------------------------------|--|
| <b>Cover material</b>                 | Bricks, crushed concrete, tarmac, earth, soil, subsoil, stone, rock or other similar natural materials; or other cover material the use of which has been agreed by the Agency.  |
| <b>Daily Cover</b>                    | Is the term used to describe material spread (about 150mm if soil cover is used) over deposited waste at the end of each day. Synthetic materials may also be used. Its objective is to minimise odour, the amount of litter generated and to control flies and access to the waste by birds and vermin. Where soils are used for daily cover, it is recommended that they be removed at the start of the day and subsequently reused as much as possible.   |
| <b>Daytime</b>                        | 8.00 a.m. to 10.00 p.m.  |
| <b>Documentation</b>                  | Any report, record, result, data, drawing, proposal, interpretation or other document in written or electronic form which is required by this licence.   |
| <b>Drawing</b>                        | Any reference to a drawing or drawing number means a drawing or drawing number contained in the application, unless otherwise specified in this licence.   |
| <b>Emergency</b>                      | Those occurrences defined in Condition 9.4, of this licence.   |
| <b>Emission Limits</b>                | Those limits, including concentration limits and deposition levels established in <i>Schedule C: Emission Limits</i> , of this licence.  |
| <b>European Waste Catalogue (EWC)</b> | A harmonised, non-exhaustive list of wastes drawn up by the European Commission and published as Commission Decision 94/3/EC and any subsequent amendment published in the Official Journal of the European Community.   |
| <b>Green waste</b>                    | Waste wood (excluding timber), plant matter such as grass cuttings, and other vegetation.  |
| <b>Hours of Operation</b>             | The hours during which the facility is authorised to be operational. The hours of operation of a facility are usually longer than the hours of waste acceptance to facilitate preparatory and completion works, such as the removal and laying of daily cover. Different activities within the facility, such as the landfill and the civic waste facility, may have different hours of waste acceptance.  |
| <b>Hours of Waste Acceptance</b>      | The hours during which the facility is authorised to accept waste. Different activities within the facility, such as the landfill and the civic waste facility, may have different hours of waste acceptance.  |
| <b>Inert waste</b>                    | 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. |
| <b>Intermediate Cover</b>             | Refers to placement of material (minimum 300mm if soil is used) for a period of time prior to restoration or prior to further disposal of waste.   |
| <b>Landfill</b>                       | Refers to the area of the facility where the waste is disposed of by placement on the ground or on other waste.  |
| <b>Landfill Gas</b>                   | Gases generated from the landfilled waste.   |

|                                     |  |
|-------------------------------------|--|
| <b>LEL (Lower Explosive Limit)</b>  | The lowest percentage concentration by volume of a mixture of flammable gas with air which will propagate a flame at 25°C and atmospheric pressure.  |
| <b>Licence</b>                      | A Waste Licence issued in accordance with the Act.   |
| <b>Licensee</b>                     | Fingal County Council, P.O. Box 174, Fingal County Hall, Main Street, Swords, County Dublin.   |
| <b>List I/II Organics</b>           | Substances classified pursuant to EC Directives 76/464/EEC and 80/68/EEC.  |
| <b>Liquid Waste</b>                 | Any waste in liquid form and containing less than 2% dry matter. Any waste tankered to the facility.   |
| <b>Maintain</b>                     | Keep in a fit state, including such regular inspection, servicing and repair as may be necessary to adequately perform its function.   |
| <b>Mobile Plant</b>                 | Self-propelled machinery used for the emplacement of wastes or for the construction of specified engineering works.  |
| <b>Monthly</b>                      | A minimum of 12 times per year, at approximately monthly intervals.  |
| <b>Municipal solid waste (MSW)</b>  | Household waste as well as commercial and other waste which, because of its nature or composition, is similar to household waste. Excluding municipal sludges and effluents.   |
| <b>Night-time</b>                   | 2200hrs to 0800hrs.  |
| <b>Non-hazardous Asbestos Waste</b> | Includes bonded asbestos, such as tiles, which are not classified as hazardous waste and which are authorised for disposal at the facility.  |
| <b>Recyclable Materials</b>         | Those waste types, such as cardboard, batteries, gas cylinders, etc, which may be recycled.  |
| <b>Residual waste</b>               | The fraction of collected waste remaining after a treatment or diversion step, which generally requires further treatment or disposal.   |
| <b>Quarterly</b>                    | At approximately three monthly intervals.  |
| <b>Sample(s)</b>                    | Unless the context of this licence indicates to the contrary, samples shall include measurements by electronic instruments.  |
| <b>Sludge</b>                       | The accumulation of solids resulting from chemical coagulation, flocculation and/or sedimentation after water or wastewater treatment with greater than 2% dry matter.   |
| <b>Specified Emissions</b>          | Those emissions listed in <i>Schedule C: Emission Limits</i> of this licence.  |
| <b>Specified Engineering Works</b>  | Those engineering works listed in <i>Schedule B: Specified Engineering Works</i> of this licence.  |
| <b>Treated Sludge</b>               | Sludge which has undergone biological, chemical or heat treatment, long-term storage or any other appropriate process so as significantly to reduce its fermentability and the health hazards resulting from its use.              |
| <b>Treatment/pre-treatment</b>      | In relation to waste, any manual, thermal, physical, chemical or biological processes that change the characteristics of waste in order to reduce its volume or hazardous nature or facilitate its handling, disposal or recovery. |

|                        |   |
|------------------------|---|
| <b>Trigger Level</b>   | A parameter value specified in the licence, the achievement or exceedance of which requires certain actions to be taken by the licensee.                          |
| <b>White Goods</b>     | Refrigerators, cookers, ovens and other similar appliances.   |
| <b>EPA Working Day</b> | Refers to the following hours; 9.00 a.m. to 5.30 p.m. Monday to Friday inclusive.   |
| <b>Working Face</b>    | The area of the site in which waste other than cover material or material for the purposes of the construction of specified engineering works is being deposited. |

## ***PART II CONDITIONS***

### **CONDITION 1 SCOPE OF THE LICENCE**

- 1.1 Waste activities at the facility shall be restricted to those listed and described in Part I: Activities Licensed and authorised by this licence.
- 1.2 For the purposes of this licence, the facility is the area of land outlined in red on Drawing No. D-01 Rev B (June 2001) of the application. Any reference in this licence to "facility" shall mean the area thus outlined in red.
- 1.3 This licence is for the purposes of waste licensing under the Waste Management Acts, 1996 to 2008 only and nothing in this licence shall be construed as negating the licensee's statutory obligations or requirements under any other enactments or regulations.
- 1.4 Municipal Waste, Commercial Waste, non-hazardous Industrial Waste, and Inert Waste may be recovered and disposed of at the facility subject to the maximum quantities and other constraints listed in *Schedule A: Waste Acceptance*, of this licence.
- 1.5 Waste, other than the Construction and Demolition waste for recovery shall not be accepted at the facility having reached the profile referred to in Condition 4.2.
- 1.6 Waste Acceptance Hours and Hours of Operation
  - 1.6.1 Landfill
    - 1.6.1.1 Waste shall only be accepted at the facility for disposal at the landfill between the hours of 8:00 a.m. to 4:30 p.m. Monday to Friday inclusive and 8:00 a.m. to 1:00 p.m. on Saturdays.
    - 1.6.1.2 The hours of operation at the landfill shall be between the hours of 7:00 a.m. and 6:00 p.m. on Monday to Friday inclusive and 7:00 a.m. and 2:00 p.m. on Saturdays.
  - 1.6.2 Civic Waste Facility
    - 1.6.2.1 Waste shall only be accepted at the Civic Waste Facility between the hours of 8:00 a.m. to 4:30 p.m. Monday to Friday inclusive and 8:00 a.m. to 4:00 p.m. on Saturdays and Sundays.
- 1.7 The following shall constitute an incident for the purposes of this licence:
  - a) an emergency;
  - b) any emission which does not comply with the requirements of this licence;
  - c) any trigger level specified in this licence which is attained or exceeded; and
  - d) any indication that environmental pollution has, or may have, taken place.
- 1.8 Where the Agency considers that a non-compliance with any condition of this licence has occurred, it may serve a notice on the licensee specifying:
  - 1.8.1 That only those wastes as specified, if any, in the notice are to be accepted at the facility after the date set down in the notice.



1.8.2 That the licensee shall undertake the works stipulated in the notice, and/or otherwise comply with the requirements of the notice as set down therein, within the time-scale contained in the notice.

1.8.3 That the licensee shall carry out any other requirement specified in the notice.

When the notice has been complied with, the licensee shall provide written confirmation that the requirements of the notice have been carried out. No waste, other than that which is stipulated in the notice, shall be accepted at the facility until written permission is received from the Agency.

1.9 Every plan, programme or proposal submitted to the Agency for its agreement pursuant to any Condition of this licence shall include a proposed timescale for its implementation. The Agency may modify or alter any such plan, programme or proposal in so far as it considers such modification or alteration to be necessary and shall notify the licensee in writing of any such modification or alteration. Every such plan, programme or proposal shall be carried out within the timescale fixed by the Agency but shall not be undertaken without the agreement of the Agency. Every such plan, programme or proposal agreed by the Agency shall be covered by the conditions of this licence.

1.10 Notwithstanding the requirements of any other condition of this licence the licensee may accept waste electrical and electronic equipment at the civic waste facility delivered to the facility from commercial retail premises.

1.11 Waste Treatment

Only waste that has been subject to treatment shall be accepted for disposal at the landfill facility.

(i) Treatment shall reflect published EPA technical guidance as set out in *Municipal Solid Waste – Pre-treatment and Residuals Management*, EPA, 2009.

(ii) With the agreement of the Agency, this condition shall not apply to:

- inert wastes for which treatment is not technically feasible;
- other waste for which such treatment does not contribute to the objectives of the Landfill Directive as set out in Article 1 of the Directive by reducing the quantity of the waste or the hazards to human health or the environment.

1.12 Limit on acceptance of biodegradable municipal waste

1.12.1 Unless otherwise as may be specified by the Agency, the following limits shall apply:

- (i) From 1 July 2010 to 30 June 2013 inclusive, a maximum of 40% by weight of municipal solid waste (MSW) accepted for disposal to the body of the landfill shall comprise biodegradable municipal waste (BMW), measured on a calendar year basis or, in 2010 and 2013, part thereof,
- (ii) From 1 July 2013 to 30 June 2016 inclusive, a maximum of 24% by weight of MSW accepted for disposal to the body of the landfill shall comprise BMW, measured on a calendar year basis or, in 2013 and 2016, part thereof, and
- (iii) From 1 July 2016, a maximum of 15% by weight of MSW accepted for disposal to the body of the landfill shall comprise BMW, measured on a calendar year basis or, in 2016, part thereof,

unless an alternative has been agreed in writing by the Agency in accordance with Condition 1.12.2.

- 1.12.2 Two or more licensed landfills may seek the agreement of the Agency that collectively they will arrange to comply with Condition 1.12.1. Such agreement may be sought by review of the landfill licence for any facility seeking an increase in the limits set out in Condition 1.12.1, and by technical amendment of any licence for a facility seeking a decrease. Such agreement will be contingent on the net combined acceptance of biodegradable municipal waste at the participating facilities remaining unchanged.
- 1.13 Determination of biodegradable municipal waste content of municipal waste
- 1.13.1 The licensee shall determine the biodegradable municipal waste content of MSW accepted for disposal to the body of the landfill. Waste that has been bio-stabilised in accordance with Condition 1.13.4 shall not be considered BMW.
- 1.13.2 Bio-stabilised residual wastes meeting the requirements of
- Condition 1.13.4, or
  - an alternative protocol as may be agreed by the Agency based on biological treatment process parameters (e.g. validated residence time and temperature parameters at the treatment facility),
- received at the landfill facility may be included in the determination of MSW quantities accepted at the facility for the purposes of Condition 1.12.1.
- 1.13.3 In determining BMW content, the licensee shall use approved calculation factors for BMW content of municipal waste streams published by the EPA. With the agreement of the EPA, alternative factors can be used if they have been determined following waste characterisation carried out in accordance with EPA-approved characterisation protocols including, where appropriate, the use of EPA-approved contractors.
- 1.13.4 In the case of bio-stabilised residual wastes, stabilisation means the reduction of the decomposition properties of the waste to such an extent that offensive odours are minimised and that the respiration activity after four days is <10mg O<sub>2</sub>/g DM until 1 January 2016 and <7mg O<sub>2</sub>/g DM thereafter.
- 1.13.5 Bio-stabilised residual wastes shall be monitored in accordance with *Schedule D.9: Waste Monitoring*, of this licence.
- 1.13.6 Waste that was accepted to the body of the landfill as stabilised but subsequently is found not to meet the stabilisation standard set out in Condition 1.13.4 shall be notified to the Agency and included in the calculation of BMW accepted to the body of the landfill when assessing compliance with Condition 1.12.1.
- 1.13.7 The licensee is required to maintain on-site as part of their waste acceptance procedures and associated documentation, evidence to demonstrate compliance with Condition 1.12.1, which shall be available for inspection by Agency personnel.
- 1.14 This licence is being granted in substitution for the waste licence granted to the licensee on 8 January 2003 and bearing Waste Licence Register No: W0009-02. The previous waste licence (Register No: W0009-02) is superseded by this licence.

**REASON: To clarify the scope of this licence.**

## **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.
- 2.1.2 The Civic Waste Facility shall be supervised by an appropriately qualified and competent person at all times while waste may be accepted.
- 2.1.3 Both the facility manager and deputy, and any replacement manager or deputy, shall successfully complete both the FAS waste management training programme (or equivalent agreed by the Agency) and associated on site assessment appraisal within twelve months of appointment.
- 2.1.4 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.

### **2.2 Management Structure**

- 2.2.1 The licensee shall maintain written updated details of the management structure of the facility. Any proposed replacement in the management structure shall be notified in advance in writing to the Agency. Written details of the management structure shall include the following information:
  - a) the names of all persons who are to provide the management and supervision of the waste activities authorised by the licence, in particular the name of the facility manager and any nominated deputies;
  - b) details of the responsibilities for each individual named under a) above; and
  - c) details of the relevant education, training and experience held by each of the persons nominated under a) above.

### **2.3 Environmental Management System (EMS)**

- 2.3.1 The licensee shall maintain an Environmental Management System (EMS) at the facility and an agreed mechanism for the updating (where appropriate) of the documented EMS for the facility. The EMS shall be updated on an annual basis with amendments being submitted to the Agency for its agreement.
- 2.3.2 The EMS shall include as a minimum the following elements:

#### **2.3.2.1 Schedule of Environmental Objectives and Targets:-**

The licensee shall prepare and maintain 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 (including emissions prevention/reduction), and the beneficial recovery/recycling of waste in subsequent landfill engineering operations. The schedule shall include a 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).

The licensee shall ensure insofar as practicable that environmental objectives and targets are met according to the stated schedule.

#### 2.3.2.2 Landfill Environmental Management Programme (EMP)

Within 12 months from the date of grant of this licence, the licensee shall prepare and maintain a LEMP, including a time schedule, for achieving the Environmental Objectives and Targets prepared under Condition 2.3.2.1. The LEMP shall have regard to the guidance set out in the EPA Manual on *Landfill Operational Practices*. The LEMP shall replace any existing EMP and shall include:

- designation of responsibility for targets;
- the means by which they may be achieved; and
- the time within which they may be achieved.

The LEMP shall be reviewed annually and take into account operational experiences at the facility, the stage of development of the facility (active, closure, aftercare), evolving legislative and BAT requirements, as well as any Agency instructions that may issue. Amendments shall be notified to the Agency for agreement as part of the Annual Environmental Report (AER).

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.

#### 2.3.2.3 Corrective Action Procedures

The Corrective Action Procedures shall detail the corrective actions to be taken should any of the procedures detailed in the EMS not be followed.

#### 2.3.2.4 Awareness and Training Programme

The Awareness and Training Programme shall identify training needs, for personnel who work in or have responsibility for the licensed facility.

### 2.4 Communications Programme

The licensee shall maintain the Communications Programme and the Liaison Committee with local community representatives. The Communications Programme should ensure that members of the public can obtain information at the facility, at all reasonable times, concerning the environmental performance of the facility. The licensee shall complete a review of the communications programme with the liaison Committee. Recommendations arising from the review including those of the liaison committee shall be submitted within 3 months of date of grant of the licence to the Agency together with appropriate changes.

### 2.5 Resource Use and Energy Efficiency

2.5.1 The licensee shall carry out an audit of the energy efficiency of the site within one year of the date of grant of this licence. The audit shall:-

- (i) identify all opportunities for energy use reduction and efficiency;

- (ii) be carried out in accordance with the guidance published by the Agency - "Guidance Note on Energy Efficiency Auditing"; and
- (iii) be repeated at intervals as required by the Agency.

The recommendations of the audit will be incorporated into the Schedule of Environmental Objectives and Targets under Condition 2.3.2.1 above.

- 2.5.2 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 the Schedule of Environmental Objectives and Targets.
- 2.5.3 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 make provision for the proper management of the activity on a planned basis having regard to the desirability of ongoing assessment, recording and reporting of matters affecting the environment. To provide for the efficient use of resources and energy in all site operations.*

### CONDITION 3 FACILITY INFRASTRUCTURE

- 3.1 The licensee shall establish all infrastructure referred to in this licence as required by the conditions of this licence.
- 3.2 Specified Engineering Works
  - 3.2.1 The licensee shall submit proposals for all Specified Engineering Works, as defined in *Schedule B: 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.
  - 3.2.2 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.
  - 3.2.3 Following the completion of all specified engineering works, the licensee shall complete a construction quality assurance validation. The validation report shall be made available to the Agency on request. The report shall 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) daily record sheets/diary;

- f) name(s) of contractor(s)/individual(s) responsible for undertaking the specified engineering works;
- g) name(s) of individual(s) responsible for supervision of works and for quality assurance validation of works;
- h) records of any problems and the remedial works carried out to resolve those problems; and
- i) any other information requested in writing by the Agency.

### 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 1200 mm by 750 mm.

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 Facility Security

3.4.1 Two metre high security and stockproof fencing and gates shall be installed and maintained as described in Attachment D.1.a of the application around the entire boundary of the facility. All fencing and gates shall be finished as to blend in with the general environment. 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.

3.4.2 Unless otherwise agreed by the Agency, security shall include patrolling by security guard of the perimeter over a twenty-four hour period. The positioning and number of CCTV surveillance system points as described in Attachment D.1.a of the application shall be notified to the Agency within one month of their installation.

3.4.3 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.

### 3.5 Facility Roads and Hardstanding

3.5.1 Effective site roads shall be provided and maintained to ensure the safe movement of vehicles within the facility.

3.5.2 The facility entrance area, the access road to the Civic Waste Facility, the Civic Waste Facility itself and the Recycling Area shall be paved and maintained in accordance with Attachment D.1.c. of the application.

- 3.5.3 Any new entrance infrastructure and proposed queuing lanes shall not impinge on the existing road 'Balleally Lane'. New entrance road infrastructure shall be contained within the facility boundary as described in the Article 16(1) reply dated 13 May 2002.
- 3.6 Facility Office
- 3.6.1 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.
- 3.6.2 The licensee shall provide and maintain a working telephone and a method for electronic transfer of information at the facility.
- 3.7 Waste Inspection and Quarantine Areas
- 3.7.1 A Waste Inspection Area and a Waste Quarantine Area shall be provided and maintained at the facility.
- 3.7.2 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.
- 3.7.3 Drainage from these areas shall be directed to the leachate collection system.
- 3.8 Weighbridge
- 3.8.1 The licensee shall provide and maintain a weighbridge at the facility.
- 3.9 Wheel Cleaning
- 3.9.1 The licensee shall establish and maintain a wheelwash/dry wheel shake at the facility as shown in Drawing D-01 Rev B of the application and in accordance with the guidelines provided in the Agency's Landfill Manual, Landfill Site Design.
- 3.10 Waste Water Treatment System
- 3.10.1 The licensee shall provide and maintain a Wastewater Treatment system at the facility for the treatment of wastewater and sewage arising on-site. The treatment plant and percolation area shall satisfy the criteria set out in the Wastewater Treatment Manual, *Treatment Systems for Single Houses* published by the Environmental Protection Agency. The licensee shall ensure compatibility of this system with Agency guidance.
- 3.10.2 The existing septic tank and link to the sewage discharge pipe at Balleally lane shall be decommissioned and their contents emptied following commissioning of the wastewater treatment system. The septic tank should be filled with concrete or sand and the downgradient outlet be plugged permanently.
- 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 Bunds should be designed having regard to Agency guidelines '*Storage and Transfer of Materials for Scheduled Activities*' (2004). The integrity and water tightness of all the bunds and their resistance to penetration by water or other materials stored therein shall be confirmed by the licensee and shall be reported to the Agency within three months of the date of grant of this licence or in the case of newly constructed bunds, prior to their use. This confirmation shall be repeated at least once every three years thereafter and reported to the Agency on each occasion.

### 3.12 Landfill Lining:

3.12.1 The landfill liner shall comprise:

- (i) a composite liner consisting of a 1m layer of compacted soil with a hydraulic conductivity of less than or equal to  $1 \times 10^{-9}$  m/s, (or equivalent to be agreed by the Agency) overlain by a 2mm thick high density polyethylene (HDPE) layer;
- (ii) a geotextile protection layer placed over the HDPE layer;
- (iii) a 500mm thick drainage layer placed over the geotextile layer with a minimum hydraulic conductivity of  $1 \times 10^{-3}$  m/s, of pre-washed, uncrushed, granular, rounded stone (16 - 32mm grain size) incorporating leachate collection drains;
- (iv) the side walls shall be designed and constructed to achieve an equivalent protection.

3.12.2 The liner detailed design and its construction shall be in accordance with the guidelines provided in the Agency's Landfill Manual, Landfill Site Design.

3.12.3 Formation levels of the six cells shall be on a built up bank of cohesive fill to 2.6mOD flood level as described in the Article 16(1) reply dated 13 May 2002: Item 4, Drawing Numbers DG005, DG006, CS006 & LS001, and Item 4.0 Document 149502001Rp006.

3.12.4 The lining system over the existing north-western boundary drain and existing waste body for proposed cells No. 1 to 6 shall be as detailed in Drawing No.s DG005, DG014, and Item 7, Article 16(1) reply dated 13 May 2002. The existing landfill side slope shall be infilled by Class 1 Fill to form a 1:2.5 smooth gradient. The slope shall be lined in 5m high increments as filling takes place.

### 3.13 Buffer Zone

3.13.1 The maximum extent of the landfill footprint to the North and West of the proposed extension shall be as defined by the anchor trench indicated on DG04, Rev. A01 of Article 16(1) reply dated 13<sup>th</sup> May 2002. The screening bund adjacent to the leachate treatment works will be as indicated on DG012 and DG013 Rev. A01 of the Article 16(1) reply referred to above.

### 3.14 Leachate Management Infrastructure

3.14.1 Leachate management infrastructure for Cells 1-6 inclusive shall be provided and maintained at the facility as described in Section 2.2.6 Volume 2 of the EIS and further specified in Items 2, 3 and 7 of the Article 16(1) reply dated 13 May 2002, and Drawing No.s DG004, DG006-008, and DG012-013.



3.14.2 The leachate management plan and vertical barrier infrastructure for the existing landfill shall be provided and maintained as described in:

- (a) Proposal for Leachate Management at Balleally Landfill dated 2 July 2001 as amended by Agency acknowledgement of 25 July 2001 (Scenario 3, Option 5); and
- (b) Proposal for Specified Engineering Works at Balleally Landfill, Construction of Vertical Barrier and Associated Works dated 5 June 2002.

### 3.15 Landfill Gas Management

3.15.1 Landfill gas management infrastructure shall be provided and maintained at the facility as described in Attachment D.5 – “Landfill Gas Management Plan” and specified in Drawing No. D-05 of the Application.

3.15.2 The licensee shall maintain all gas wells, pipework, valves, pumps, flares and other infrastructure that form part of the landfill gas management system in a safe and fully operational manner.

3.15.3 All vents installed and maintained on site to facilitate passive gas venting shall be fitted with an effective activated carbon filter, or alternative agreed by the Agency.

3.15.4 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.

#### 3.15.5 Landfill Gas Combustion/Electricity Generation Plant

3.15.5.1 The licensee shall relocate the existing landfill gas combustion compound and landfill gas flare to the north of the facility as specified in Drawing No. D-01 of the application. The flare shall be of an enclosed type design. Flare unit efficiency shall be tested once it is re-installed.

3.15.5.2 A temporary landfill gas flare which meets the emission limit values in *Schedule C: Emission Limits*, of this licence should be put into operation during the relocation of the existing landfill gas combustion compound.

3.15.5.3 Within one month of the relocation of the landfill gas combustion compound, the licensee shall install continuous carbon monoxide monitors (as a flue gas analyser) on the outlets of the gas engine(s).

### 3.16 Surface Water Management

3.16.1 Effective surface/storm water management infrastructure shall be provided and maintained at the facility during construction, operation, restoration and aftercare of the facility. As a minimum, the infrastructure shall be capable of the following:

- a) the prevention of contaminated water and leachate discharges into surface water drains and courses; and
- b) the collection/diversion of run off arising from capped and restored areas.
- c) the prevention of flooding at the entrance to the facility.

### 3.17 Groundwater Management

3.17.1 The groundwater management infrastructure consisting of vertical barriers and french drain at the east, south and north-western boundaries of the existing landfill and specified in Drawing No.s DG005, DG014, and Item 7, Article 16(1) reply dated 13 May 2002, Drawing No.s DG003 – DG006 Report 149/507/001 and Drawing No DG005 SEW Fingal Co. Co. letter dated 30 July 2002 shall be provided and maintained at the facility but incorporating the amendments of Agency letters issued on 25 July 2001 and 19 June 2002.

3.17.2 The vertical barrier at the north-western boundary of the existing landfill and specified in Drawing No. DG005, Article 16(1) reply dated 13 May 2002 shall be amended so as to be installed 2m below the base/invert level of the existing boundary drain and keyed into natural soils, to avoid upwelling of leachate into the filled boundary drain.

### 3.18 Construction and Demolition Waste Recovery Area

3.18.1 The construction and demolition waste recovery area shall at a minimum comprise the following:

- a) an impermeable concrete slab; and
- b) collection and disposal infrastructure for all storm run-off.

### 3.19 Civic Waste Facility

3.19.1 The licensee shall maintain the existing Civic Waste Facility infrastructure referred to in Attachment D.1.p of the Application.

3.19.2 The licensee shall provide and maintain the receptacles at the Civic Waste Facility in Attachment D.1.p of the Application.

### 3.20 Compost Facility

3.20.1 Appropriate infrastructure for the composting of waste shall be established and maintained, in accordance with proposals agreed by the Agency, at the facility prior to any waste being composted.

3.20.2 The quantity of waste composted shall not exceed 1,000 cubic metres at any time unless otherwise agreed by the Agency.

### 3.21 Telemetry

3.21.1 A telemetry system shall be installed and maintained at the facility. This system shall include:-

- a) Recording of leachate levels in the lined cells, leachate storage chamber PC1 as specified in Drawing No. DG007 and DG009 (Article 16(1) reply dated 13 May 2002), and treated leachate discharge point at the Lusk foul sewer at the Rogerstown Viaduct.
- b) Recording of flows to the perimeter streams.
- c) Recording of surface water quality being discharged to the perimeter surface water drain as shown in Drawing No. DG007 (Article 16(1) reply dated 13 May 2002).

### 3.22 Monitoring Infrastructure

#### 3.22.1 Landfill Gas

- (i) The licensee shall maintain an effective permanent gas monitoring system in the site office and any other enclosed structures at the facility.

#### 3.22.2 Leachate

- (i) The licensee shall install two monitoring points at Pumping Chamber 1 and Valve Chamber V1, Drawing No. DG007 (Article 16(1) reply dated 13 May 2002) to allow for the sampling and analyses of leachate at the landfill extension.
- (ii) The licensee shall install a monitoring point at each of the six extension cells at the individual leachate collection chambers as specified in Attachment D4(L) of the application to allow for the sampling and analyses of leachate.

#### 3.22.3 Replacement of Infrastructure

- (i) Monitoring infrastructure which is damaged or proves to be unsuitable for its purpose shall be replaced within one month of it being damaged or recognised as being unsuitable.

***REASON: To provide appropriate infrastructure for the protection of the environment.***

## **CONDITION 4 RESTORATION AND AFTERCARE**

4.1 The licensee shall restore the facility on a phased basis. The Restoration and Aftercare Plans for the facility shall be based on the plans submitted as Volume 3, Appendix C - Figure 6 of the EIS subject to any alterations required to comply with the conditions of this licence and any recommendations from Duchas and the Community Liaison Committee. The licensee shall submit to the Agency any revisions to the Restoration and Aftercare Plan to reflect changes due to:

- (i) the requirements of this licence;
- (ii) the installation of the landfill extension and the 'piggy-backing' of the six cells onto the main existing landfill; and
- (iii) the restoration of the four nickel hydroxide lined cells.

4.2 The final height of the facility shall be as shown in Figure 2 'Landscape Master Plan' (Article 13 reply dated 13 September 2001). The final height of the facility peak shall not exceed 40mOD Malin Head.

### 4.3 Final Capping

4.3.1 Unless otherwise agreed by the Agency, 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 0.5m thickness having a minimum hydraulic conductivity of  $1 \times 10^{-4}$  m/s or an equivalent geosynthetic drainage medium.

- d) Compacted mineral layer of a minimum 0.6m thickness with a permeability of less than  $1 \times 10^{-9}$  m/s or a geosynthetic material (e.g. GCL) or similar that provides equivalent protection.
  - e) Gas collection layer of natural material (minimum 0.3m) or a geosynthetic layer.
- 4.4 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.
- 4.5 Where tree planting is to be carried out above waste-filled areas, a synthetic barrier shall be used to augment the clay cap. Combined topsoil and subsoil depths shall be a minimum of 1m.
- 4.6 The restoration of the existing landfill facility (other than the interface with the new extension) and four nickel hydroxide cells shall be completed by 8<sup>th</sup> January 2005 unless otherwise agreed by the Agency. The restoration of the proposed extension (Cells 1-6) shall be completed within twelve months of reaching the final profile agreed under Condition 4.2.
- 4.7 Soil Storage
- 4.7.1 All soils shall be stored to preserve the soil structure for future use.
- 4.8 A final validation report to include a certificate of completion for the Restoration & Aftercare Plan, 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 provide for the restoration of the facility.*

## **CONDITION 5 FACILITY OPERATION AND WASTE MANAGEMENT**

- 5.1 Wastes shall not be deposited in any cell or part of the landfill without the prior agreement of the Agency.
- 5.2 Waste Acceptance, and Characterisation Procedures.
- 5.2.1 All waste arriving at the facility, excluding waste arriving at the Civic Waste Facility, shall be processed through the main site weighbridge operated by the licensee next to the administration building. Data on incoming waste must be recorded electronically and be available for inspection on site.
- 5.2.2 Whole used tyres (other than bicycle 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.
- 5.2.3 No hazardous wastes or liquid wastes shall be disposed of at the facility.
- 5.2.4 The licensee shall ensure that inert waste accepted at the facility is subject to treatment where technically feasible.
- 5.2.5 No waste which in the conditions of the landfill, is explosive, corrosive, oxidising, highly flammable or flammable as defined in EU Council Directive 91/689/EEC shall be accepted at the landfill.

- 5.2.6 The dilution or mixture of waste solely in order to fulfil relevant waste acceptance criteria established under Condition 5.2.7 is prohibited.
- 5.2.7 Within one month of the date of grant of this licence, the licensee shall submit to the Agency for its agreement updated written procedures for the acceptance and handling of all wastes. These procedures shall include details of the treatment of all waste to be carried out in advance of acceptance at the facility and shall also include methods for the characterisation, classification and coding of waste. The procedures shall have regard to the Council Decision (2003/33/EC) establishing criteria and procedures for the acceptance of waste at landfills pursuant to Article 16 of and Annex II to Directive (1999/31/EC) on the landfill of waste.
- 5.2.8 The waste acceptance procedures established under Condition 5.2.7 shall provide: -
- 5.2.8.1 For the checking of waste documentation on receipt of waste in the waste reception area;
  - 5.2.8.2 For non precleard customers, the visual inspection and testing of waste in the waste inspection area pending acceptance/rejection;
  - 5.2.8.3 For the visual inspection of waste when deposited at the working face;
  - 5.2.8.4 For the keeping for two months of any samples associated with on-site verification sampling of waste accepted at the facility.
- 5.2.9 Gypsum wastes shall not be placed in any landfill cell accepting biodegradable waste.
- 5.3 All wastes shall be checked at the working face. Any waste deemed unsuitable for acceptance at the facility and/or in contravention of this licence shall be immediately separated and removed from the facility at the earliest possible time. Temporary storage of such wastes shall be in a designated Waste Quarantine Area. Waste shall be stored under appropriate conditions in the quarantine area to avoid putrefaction, odour generation, the attraction of vermin and any other nuisance or objectionable condition.
- 5.4 Working Face
- 5.4.1 Unless the prior agreement of the Agency is given, the following shall apply at the landfill:
- a) only one working face shall exist at the landfill at any one time for the deposit of waste other than cover or restoration materials.
  - b) 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.
- 5.4.2 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.
- 5.4.3 The working face, or faces, shall each day at the end of the day, be covered with suitable material.

## 5.5 Daily and Intermediate Cover

- 5.5.1 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.
- 5.5.2 Appropriate cover material shall be placed across the whole landfill so that no waste, other than the following is exposed:
- a) waste suitable for specified engineering works; and
  - b) waste on the working face during the operational hours of the facility.
- 5.5.3 Bio-stabilised residual waste shall only be used as landfill cover where it has been stabilised in accordance with Condition 1.13.4 (or meets the requirements of an alternative protocol as may be agreed under Condition 1.13.2), complies with any requirements of the Department of Agriculture, Fisheries and Food relating to the management of animal by-products and has been agreed in advance with the Agency.

## 5.6 Landscaping

- 5.6.1 The landscaping measures identified in Section B1 titled 'Mitigation Measures' of the Article 13 reply dated 13 September 2001, shall be carried out in their entirety.
- 5.6.2 The licensee shall maintain and submit any proposed revisions to the Agency for approval a hedge replacement and landscaping plan for the Balleally lane at the northern boundary of the landfill extension.

## 5.7 Operational Controls

- 5.7.1 The landfill extension shall be filled in accordance with the phase sequence specified in Section 2.2.2 of the EIS, Section B1 of Article 13 reply (dated 13 September 2001), and Drawing No. DG002 and DG014 (Article 16(1) reply dated 13 May 2002). The cells will be developed in a phased pattern with Cell 1 and associated screening bunds being constructed first followed by the completion of Cell 2 as Cell 1 begins accepting waste.
- 5.7.2 All large hollow objects and other large articles deposited at the facility shall be crushed, broken up, flattened or otherwise treated.
- 5.7.3 Wastes once deposited and covered shall not be excavated, disturbed or otherwise picked over, with the exception of works associated with the installation of the landfill gas or leachate collection systems only, without the prior agreement from the Agency.
- 5.7.4 Completed areas of the landfill (excluding landscaped water features) 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.
- 5.7.5 Scavenging shall not be permitted at the facility.
- 5.7.6 Gates shall be locked shut when the facility is unsupervised.
- 5.7.7 The licensee shall provide and use adequate lighting during the operation of the facility in hours of darkness.
- 5.7.8 Fuels shall only be stored at appropriately bunded locations on the facility.

5.7.9 All tanks and drums shall be labelled to clearly indicate their contents.

5.7.10 No smoking shall be allowed on the facility other than in the main canteen facility.

## 5.8 Waste Handling

### 5.8.1 Treated Sewage Sludge and Dewatered Industrial Sludges/Filtercakes

5.8.1.1 Only treated sewage and industrial non-hazardous sludges/filtercakes both with greater than 25% solids shall be disposed of at the landfill extension. Only sludge with a solids content greater than 17% shall be disposed of, prior to completion of the landfill extension, with the Construction & Demolition Waste Recovery Area void space.

5.8.1.2 Treated industrial and treated sewage sludge shall only be accepted at the facility between the hours of 0830hrs and 1400hrs Monday to Friday inclusive. All sludges shall be covered immediately with other waste.

5.8.1.3 In addition to the characterisation required under the Waste Acceptance Procedures, the licensee shall carry out analyses to include % solids on a minimum of ten samples per annum for all sludges being accepted at the facility.

### 5.8.2 Inert Waste:-

5.8.2.1 Reprocessed Construction and Demolition material and inert waste may be used in the capping and restoration works. The licensee shall submit evidence to the Agency that the reprocessed waste is fit for the purpose that it is intended. This waste shall satisfy the criteria in *Schedule H.2: Acceptance Criteria*, of this licence. Reference should be made to any specific reference standards (BS, CEN, DETR) or any guidance produced by the Agency. Following agreement with the Agency, this reprocessed waste material may be used in the capping and restoration works.

## 5.9 Off-site Disposal and Recovery

5.9.1 Waste sent off-site for recovery or disposal shall only be conveyed by a waste contractor agreed by the Agency;

5.9.2 All waste transferred from the facility shall only be transferred to an appropriate facility agreed by the Agency;

5.9.3 All wastes removed off-site for recovery or disposal shall be transported from the facility to the consignee in a manner which will not adversely affect the environment.

## 5.10 Civic Waste Facility

5.10.1 The Civic Waste Facility shall only be used by private vehicles. The facility shall not be used as a transfer station for disposal of waste by commercial waste disposal contractors or local authority waste collection vehicles.

5.10.2 All waste deposited in the Civic Waste Facility shall be either:

- a) into a skip;
- b) into the hopper of the compactor for disposal;

- c) into a receptacle for recovery; or
  - d) in the case where inspection is required, into a designated inspection area.
- 5.10.3 The licensee shall assign and clearly label each container at the Civic Waste Facility to indicate their contents.
- 5.10.4 At the end of the working day the floor of the Civic Waste Facility, the hopper and the compactor shall be cleared of waste.
- 5.10.5 The storage of waste refrigeration equipment at the Civic Waste Facility shall be on impermeable pavement.
- 5.10.6 Within three months from the date of grant of this licence, the licensee shall submit to the Agency, for its agreement, written procedures for the pre-treatment and storage of fridges.
- 5.10.7 Within six months from the date of grant of this licence, the licensee shall submit written details to the Agency on actions taken to secure the services of a disposal/recovery facility for stored fridges and the removal of CFCs from the foam insulate.
- 5.11 Construction and Demolition Waste Recovery Area
- 5.11.1 Only construction and demolition waste or other inert material shall be accepted at this area (whose location is to be agreed in accordance with Condition 3.18.2). All loads shall be visually checked to ensure that no contamination exists and shall undergo the Schedule H2 - Level 3: on-site verification test - at a minimum. Materials which are capable of being recovered for reuse or recycling shall be extracted from the waste.
- 5.11.2 All stockpiles shall be maintained so as to minimise dust generation.
- 5.12 Leachate Management
- 5.12.1 Leachate treatment shall be as specified in Item 3 of the Article 16(1) reply dated 13 May 2002 and the Article 16(1) reply dated 8 August 2002. All leachate storage and treatment units will be covered to minimise the generation of odours.
- 5.12.2 Leachate levels in the waste shall not exceed a level of 1.0m over the base of the landfill extension and 0.5m over the base of the nickel hydroxide cells.
- 5.12.3 The level of leachate in the pump sumps shall be monitored as outlined in Drawing No.s DG009 and DG011 of (Article 16(1) reply dated 13 May 2002), and set out in Schedule D: Monitoring of this licence.
- 5.12.4 The frequency of leachate removal/discharge from the leachate lagoon shall be such that a minimum freeboard of 0.75m shall be maintained in the leachate lagoon at all times.
- 5.12.5 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.
- 5.12.6 Recirculation of leachate or other contaminated water shall not be undertaken without the prior agreement of the Agency and, in any case, shall only be undertaken within cells which have been lined to the satisfaction of the Agency.



**5.13 Maintenance**

- 5.13.1 All treatment/abatement and emission control equipment shall be calibrated and maintained, in accordance with the instructions issued by the manufacturer/supplier or installer. Written records of the calibrations and maintenance shall be made and kept by the licensee.
- 5.13.2 All lagoon structures on the facility shall be inspected and certified fit for purpose every three years by an independent and appropriately qualified chartered engineer.
- 5.13.3 The licensee shall maintain and clearly label and name all sampling and monitoring locations.
- 5.13.4 The wheel-wash shall be inspected on a daily basis and drained as required. Silt, stones and other accumulated material shall be removed as required from the wheel-wash and disposed of at the working face.

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

**CONDITION 6 EMISSIONS**

- 6.1 No specified emission from the facility shall exceed the emission limit values set out in *Schedule C: Emission Limits* of this licence. There shall be no other emissions of environmental significance.
- 6.2 The licensee shall ensure that the activities shall be carried out in a manner such that emissions do not result in significant impairment of, or significant interference with the environment beyond the facility boundary.
- 6.3 Landfill Gas
- 6.3.1 The following are the trigger levels for landfill gas emissions from the facility measured in any service duct or manhole on, at or immediately adjacent to the facility and/or at any other point located outside the body of the waste:
- a) Methane, greater than or equal to 1.0% v/v; and
  - b) Carbon dioxide, greater than or equal to 1.5% v/v.
- 6.3.2 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 :-
- a) in the case of landfill gas flare:  
Temperature 273 K, pressure 101.3 kPa, dry gas at 3% oxygen; and
  - b) in the case of landfill gas combustion plant:  
Temperature 273 K, pressure 101.3 kPa, dry gas; 5% oxygen.
- 6.3.3 Emission limits for landfill gas emissions to atmosphere in this licence shall be interpreted in the following way:-

## 6.3.3.1 Continuous Monitoring

- (i) No 24 hour mean value shall exceed the emission limit value.
- (ii) 97% of all 30 minute mean values taken continuously over an annual period shall not exceed 1.2 times the emission limit value.
- (iii) No 30 minute mean value shall exceed twice the emission limit value.

## 6.3.3.2 Non-Continuous Monitoring

- (i) For any parameter where, due to sampling/analytical limitations, a 30 minute samples is inappropriate, a suitable sampling period should be employed and the value obtained therein shall not exceed the emission limit value.
- (ii) For all other parameters, no 30 minute mean value shall exceed the emission limit value.
- (iii) For flow, no hourly or daily mean value shall exceed the emission limit value.

## 6.4 Emissions to Groundwater

6.4.1 There shall be no direct emissions to groundwater.

6.4.2 The licensee shall maintain and submit to the Agency for its agreement any proposals for their revision, groundwater monitoring trigger levels in accordance with the requirements of Directive 1999/31/EC.

## 6.5 Emissions to Surface Water

6.5.1 No raw leachate or contaminated surface water shall be discharged to the Rogerstown Estuary.

6.5.2 No substance shall be discharged in a manner, or at a concentration which, following initial dilution causes tainting of fish or shellfish.

## 6.6 Disposal of Leachate

6.6.1 Treated leachate shall only be discharged to the centre of Rogerstown Estuary via the main Lusk sewer outfall at Rogerstown Viaduct as specified in the Article 16(1) reply dated 8 August 2002.

6.6.2 In emergency situations all leachate or contaminated water from the facility shall be transported to a Waste Water Treatment Plant and disposed of there. The licensee shall retain written details of the name and location of the Waste Water Treatment Plant to be used in an emergency.

6.7 Trigger Level for PM<sub>10</sub>.

6.7.1 The trigger level for PM<sub>10</sub> from the facility measured at any location on the boundary of the facility is:-

PM<sub>10</sub> greater than 50µg/m<sup>3</sup> for a daily sample.

**REASON: To control emissions from the facility and provide for the protection of the environment.**

## CONDITION 7 NUISANCE CONTROL

- 7.1 The licensee shall ensure that vermin, birds, flies, mud, dust, litter and odours do not give rise to nuisance at the facility or in the immediate area of the facility. Any method used by the licensee to control any such nuisance shall not cause environmental pollution.
- 7.2 The road network in the vicinity of the facility shall be kept free from any debris caused by vehicles entering or leaving the facility. Any such debris or deposited materials shall be removed without delay.
- 7.3 Litter Control
- 7.3.1 The measures and infrastructure as described in Attachment F3 of the application shall be applied to control litter at the facility.
- 7.3.2 Litter fencing shall be installed and maintained around the perimeter of the active tipping area to the specifications described in the Agency's Landfill Manual, Landfill Operational Practices prior to the disposal of any waste in any cell.
- 7.3.3 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.
- 7.3.4 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.
- 7.3.5 The licensee shall ensure that all vehicles delivering waste to and removing waste and materials from the facility are appropriately covered.
- 7.4 Dust Control
- 7.4.1 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.
- 7.5 Prior to exiting the facility, all waste vehicles shall use the wheelwash.
- 7.6 Bird Control
- 7.6.1 Birds shall be prevented from gathering on and feeding at the facility by the use of bird scaring techniques. The techniques shall be maintained in place on the facility and be amended in consultation with Dúchas.

**REASON:** *To provide for the control of nuisances.*

## CONDITION 8 MONITORING

- 8.1 The licensee shall carry out such monitoring and at such locations and frequencies as set out in *Schedule D: Monitoring* of this licence and as specified in this licence.

- 8.2 The licensee shall amend the frequency, locations, methods and scope of monitoring as required by this licence only upon the written instruction of the Agency and shall provide such information concerning such amendments as may be requested in writing by the Agency. Such alterations shall be carried out within any timescale nominated by the Agency.
- 8.3 Monitoring and analysis equipment shall be operated and maintained in accordance with the manufacturers' instructions (if any) so that all monitoring results accurately reflect any emission, discharge or environmental parameter.
- 8.4 The licensee shall provide safe and permanent access to all on-site sampling and monitoring points and to off-site points as required by the Agency.
- 8.5 Topographical Survey
- 8.5.1 A topographical survey shall be carried out annually. The survey shall include a measurement of the remaining available void space. The survey shall be in accordance with any written instructions issued by the Agency.
- 8.6 Biological Assessment
- 8.6.1 A biological assessment of the Rogerstown Estuary shall be undertaken every two years. This assessment shall use appropriate biological methods such as the EPA Q-rating system for the assessment of rivers and streams. The location of monitoring points shall be agreed by the Agency.
- 8.7 Archaeological Assessment
- 8.7.1 Prior to the development of any undisturbed area, the advice of Dúchas the Heritage Service shall be sought. On completion of such development a report of the results of any archaeological monitoring shall be submitted to Dúchas and to the Agency.
- 8.8 Stability Assessment
- 8.8.1 The licensee shall annually carry out a stability assessment of the side slopes of the facility.
- 8.9 Nuisance Monitoring
- 8.9.1 The licensee shall, at a minimum of one week intervals, inspect the facility and its immediate surrounds for nuisances caused by litter, vermin, birds, flies, mud, dust and odours.
- 8.10 The licensee shall maintain a Data Management System for collation, archiving, assessing and graphically presenting the environmental monitoring data generated as a result of this licence.
- 8.11 The licensee shall ensure that any waste acceptance testing and analysis required by this licence shall be carried out by competent laboratories in accordance with CEN-standards. If CEN standards are not available, ISO, national or international standards or alternative methods shall apply with the agreement of the Agency.

***REASON: To ensure compliance with the conditions of this licence by provision of a satisfactory system of monitoring of emissions.***

## CONDITION 9 CONTINGENCY ARRANGEMENTS

- 9.1 In the event of an incident the licensee shall immediately:
- a) identify the date, time and place of the incident;
  - b) carry out an immediate investigation to identify the nature, source and cause of the incident and any emission arising therefrom;
  - c) isolate the source of any such emission;
  - d) evaluate the environmental pollution, if any, caused by the incident;
  - e) identify and execute measures to minimise the emissions/malfunction and the effects thereof;
  - f) provide a proposal to the Agency for its agreement within one month of the incident occurring to:
    - i) identify and put in place measures to avoid reoccurrence of the incident; and
    - ii) identify and put in place any other appropriate remedial action.
- 9.2 The licensee shall maintain a written Emergency Response Procedure (ERP) to the Agency for its agreement. The Emergency Response Procedure shall be reviewed annually and updated as necessary. The ERP shall address any emergency situations which may originate on the facility and shall include provision for minimising the effects of any emergency on the environment. This shall include a risk assessment to determine the requirements at the facility for fire fighting and fire water retention facilities. The Fire Authority shall be consulted by the licensee during this assessment.
- 9.3 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.
- 9.4 Emergencies
- 9.4.1 All significant spillages occurring at the facility shall be treated as an emergency and immediately cleaned up and dealt with so as to alleviate their effects.
- 9.4.2 No waste shall be burnt within the boundaries of the facility. A fire at the facility shall be treated as an emergency and immediate action shall be taken to extinguish it and notify the appropriate authorities.
- 9.4.3 In the event that monitoring of local wells indicates that the facility is having a significant adverse effect on the quantity and/or quality of the water supply this shall be treated as an emergency and the licensee shall provide an alternative supply of water to those affected.
- 9.4.4 In the event that monitoring of the slide slopes of the facility indicate that there may be a risk of slope failure this will be treated as an emergency.
- 9.5 The licensee shall maintain a documented Accident Prevention Policy, 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.

*REASON: To ensure compliance with the conditions of this licence by provision of a satisfactory system of monitoring of emissions. To provide for the protection of the environment.*

## CONDITION 10 RECORDS

- 10.1 The licensee shall keep the following documents at the facility office.
- a) the current waste licence relating to the facility;
  - b) the current EMS for the facility;
  - c) the previous year's AER for the facility;
  - d) all written procedures produced by the licensee which relate to the licensed activities.
- 10.2 The licensee shall maintain a written record for each load of waste arriving at the facility excluding those arriving at the civic waste facility. The licensee shall record the following:
- (i) the date and time;
  - (ii) the name of the carrier (including if appropriate, the waste carrier registration details);
  - (iii) the vehicle registration number;
  - (iv) the trailer, skip or other container unique identification number (where relevant);
  - (v) the name of the producer(s)/collector(s) of the waste as appropriate;
  - (vi) the name of the waste facility (if appropriate) from which the load originated including the waste licence or waste permit register number;
  - (vii) a description of the waste including the associated EWC/HWL codes;
  - (viii) the quantity of the waste, recorded in tonnes;
  - (ix) details of the treatment(s) to which the waste has been subjected;
  - (x) the classification and coding of the waste, including whether MSW or otherwise;
  - (xi) whether the waste is for disposal or recovery and if recovery for what purpose;
  - (xii) the name of the person checking the load; and
  - (xiii) where loads or wastes are removed or rejected, details of the date of occurrence, the types of waste and the facility to which they were removed.
- 10.3 Written Records
- The following written records shall be maintained by the licensee:
- a) the types and quantities of waste recovered and disposed of at the facility each year. These records shall include the relevant EWC Codes;
  - b) all training undertaken by facility staff;
  - c) results from all integrity tests of bunds and other structures and any maintenance or remedial work arising from them;
  - d) details of all nuisance inspections; and
  - e) the names and qualifications of all persons who carry out all sampling and monitoring as required by this licence and who carry out the interpretation of the results of such sampling and monitoring.
- 10.4 The licensee shall maintain a written record of all complaints relating to the operation of the facility. Each such record shall give details of the following:
- a) date and time of the complaint;
  - b) the name of the complainant;
  - c) details of the nature of the complaint;

- d) actions taken on foot of the complaint and the results of such actions; and,
  - e) the response made to each complainant.
- 10.5 A written record shall be kept for each load of waste departing from the Civic Waste Facility. The following shall be recorded:
- a) the name of the carrier;
  - b) the vehicle registration number;
  - c) the destination of the waste (facility name and waste licence/permit number as appropriate);
  - d) a description of the waste (if recovered or rejected waste, the specific nature of the waste);
  - e) the quantity of waste, recorded in tonnes;
  - f) the name of the person checking the load; and,
  - g) the time and date of departure.
- 10.6 A written record shall be kept at the facility of the programme for the control and eradication of vermin and fly infestations at the facility. These records shall include as a minimum the following:
- a) the date and time during which spraying of insecticide is carried out;
  - b) contractor details;
  - c) contractor logs and site inspection reports;
  - d) details of the rodenticide(s) and insecticide(s) used;
  - e) operator training details;
  - f) details of any infestations;
  - g) mode, frequency, location and quantity of application; and,
  - h) measures to contain sprays within the facility boundary.

***REASON: To provide for the keeping of proper records of the operation of the facility***

## **CONDITION 11 REPORTS AND NOTIFICATIONS**

- 11.1 Unless otherwise agreed by the Agency, all reports and notifications submitted to the Agency shall:
- a) be sent to the Agency's headquarters;
  - b) comprise one original and three copies unless additional copies are required;
  - c) be formatted in accordance with any written instruction or guidance issued by the Agency;
  - d) include whatever information as is specified in writing by the Agency;

- e) be identified by a unique code, indicate any modification or amendment, and be correctly dated to reflect any such modification or amendment;
- f) be submitted in accordance to the relevant reporting frequencies specified by this licence, such as in *Schedule E: Recording and Reporting to the Agency* of this licence;
- g) be accompanied by a written interpretation setting out their significance in the case of all monitoring data; and
- h) be transferred electronically to the Agency's computer system if required by the Agency.

11.2 In the event of an incident occurring on the facility, the licensee shall:

- a) notify the Agency as soon as practicable and in any case not later than 1000hrs the following working day after the occurrence of any incident;
- b) submit a written record of the incident, including all aspects described in Condition 9.1(a-e), to the Agency as soon as practicable and in any case within five working days after the occurrence of any incident; and
- c) in the event of any incident which relates to discharges to surface water, notify the eastern Regional Fisheries Board and the Department of Marine as soon as practicable and in any case not later than 1000hrs on the following working day after such an incident.
- d) Should any further actions be taken as a result of an incident occurring, the licensee shall forward a written report of those actions to the Agency as soon as practicable and no later than ten days after the initiation of those actions.

11.3 Waste Recovery Reports

The licensee shall as part of the Annual Environmental Report for the site submit a report on the contribution by this facility to the achievement of the waste recovery objectives stated in Condition 2.3.2.1 and as otherwise may be stated in National and European Union waste policies and shall, as a minimum, include tonnages of the following:

- a) the recovery of Construction and Demolition Waste;
- b) the recovery of other waste in landfill operations, including restoration;
- c) the recovery of energy through landfill gas combustion.

11.4 Reports relating to Facility Operations

11.4.1 Leachate Handling Procedures

11.4.1.1 The licensee shall submit to the Agency for its agreement prior to the use of the leachate storage lagoon leachate Handling Procedures for the handling of leachate on the facility and during removal from the lagoon and subsequent transport/discharge to the Waste Water Treatment Plant.

11.4.2 Operation in Adverse Wind Conditions

11.4.2.1 The licensee shall maintain procedures for the operation of the facility in adverse wind conditions.

11.5 Monitoring Locations



- 11.5.1 The licensee shall maintain an appropriately scaled drawing(s) showing all the monitoring locations that are stipulated in this licence. The drawing(s) shall include the reference code of each monitoring point.
- 11.6 Annual Environmental Report
- 11.6.1 The licensee shall submit to the Agency for its agreement, by 31<sup>st</sup> March of each year, an Annual Environmental Report (AER) for the previous year.
- 11.6.2 The AER shall include as a minimum the information specified in *Schedule H: Content of Annual Environmental Report* of this licence and shall be prepared in accordance with any relevant written guidance issued by the Agency.
- 11.7 The licensee shall, in writing, notify the Agency without delay of any waste that arrived at the facility that does not meet the waste acceptance criteria.
- 11.8 Reporting to demonstrate compliance with diversion targets

The Licensee shall report to the Agency such data and records, and at such frequency, as may be specified by the Agency in order to demonstrate compliance with the requirements of Condition 1.12.1. From 1 January 2010, and unless otherwise advised by the Agency, the licensee shall submit quarterly summary reports to the Agency within one week of the end of each quarter on the quantity of MSW and BMW accepted at the landfill during the preceding quarter and on a cumulative basis for the calendar year to date. The report shall detail the tonnage of MSW and BMW accepted and the basis (including all calculation factors) on which the figures have been calculated.

**REASON:** *To provide for proper reports to and notifications to the Agency.*

## CONDITION 12 CHARGES AND FINANCIAL PROVISIONS

- 12.1 Agency Charges
- 12.1.1 The licensee shall pay to the Agency an annual contribution of €31,310, 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 2008. The first payment shall be a pro-rata amount for the period from the date of grant of this licence to the 31<sup>st</sup> day of December, and shall be paid to the Agency within one month from the date of grant of the licence. 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 2008, 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 defray its costs in regard to items not covered by the said annual contribution.
- 12.2 Financial Provision for Closure, Restoration and Aftercare

- 12.2.1 The licensee shall from a date to be set by the Agency establish and maintain a fund, or provide a written guarantee, that is adequate to assure the Agency that the licensee is at all times financially capable of implementing the Restoration and Aftercare Plan required by Condition 4 of this licence. The type of fund established and means of its release/recovery shall be agreed by the Agency prior to its establishment.
- 12.2.2 Any fund established shall be maintained in an amount always sufficient to underwrite the current Restoration and Aftercare Plan.
- 12.2.3 The licensee shall revise the cost of restoration and aftercare annually and any details of the necessary adjustments to the fund or guarantee must, within two weeks of the revision, be forwarded to the Agency for its agreement. Any adjustment agreed by the Agency shall be effected within four weeks of said written agreement.
- 12.2.4 Unless otherwise agreed any revision to the fund 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 2008, the licensee shall ensure the costs involved in the setting up and operation of the facility, as well as the costs of closure and after-care (including cost of provision of financial security) for a period of at least 30 years (post closure) 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 Environmental Liabilities

- 12.4.1 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 financial provisions in place in relation to the underwriting of costs for remedial actions following anticipated events (including closure) or accidents/incidents, as may be associated with the carrying on of the activity.
- 12.4.2 The licensee shall arrange for the completion, by an independent and appropriate qualified consultant, of a comprehensive and fully costed Environmental Liabilities Risk Assessment (ELRA) to address the liabilities from past and present activities. A report on this assessment shall be submitted to the Agency for agreement within twelve months of date of grant of this licence. The ELRA shall be reviewed as necessary to reflect any significant change on site, and in any case every three years following initial agreement. The results of the review shall be notified as part of the AER.

- 12.4.3 As part of the measures identified in Condition 12.4.1, the licensee shall, to the satisfaction of the Agency, make financial provision to cover any liabilities associated with operation, including closure and aftercare, of the facility not already covered in Condition 12.2. 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 12.4.1.

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

## SCHEDULE A : Waste Acceptance

### A.1 Waste Acceptance

**Table A.1 Waste Categories and Quantities**

| Waste Type                  | Maximum <sup>Note 3</sup><br>(Tonnes Per Annum) |
|-----------------------------|---|
| Household                   | 152,500   |
| Commercial                  | 200,000   |
| Sewage Sludge (treated)     | 30,000 <sup>Note 1</sup>                        |
| Construction and Demolition | 63,000 <sup>Note 2</sup>                        |
| Industrial Sludges          | 6,000 <sup>Note 1</sup>                         |
| <b>TOTAL</b>                | <b>451,500</b>                                  |

**Note 1:** Only sludges/filtercakes both with greater than 25% solids shall be disposed of at the landfill extension.

**Note 2:** Construction and demolition waste may be accepted for recovery for use as daily cover, in site construction works and landfill restoration.

**Note 3:** The categories and quantities referred to in this Table may be amended with the agreement of the Agency provided the total quantity of waste specified is not exceeded.

**Table A.2 Total Permitted Landfill Capacity**

|  |                          |
|--|--------------------------|
| Total quantity of waste permitted to be placed at the landfill facility (over authorised life of facility) | 1,290,000 m <sup>3</sup> |
|--|--------------------------|

## SCHEDULE B : Specified Engineering Works

| Specified Engineering Works  |
|--|
| Development of the facility including preparatory works and lining |
| Final capping  |
| Installation of Wheel Cleaning                                     |
| Installation of Landfill Gas Management Infrastructure             |
| Installation of Leachate Management Infrastructure                 |
| Installation of Leachate Treatment Infrastructure                  |
| Installation of Groundwater Control Infrastructure                 |
| Installation of Surface Water Management Infrastructure            |
| Any other works notified in writing by the Agency                  |

## SCHEDULE C : Emission Limits

**C.1 Noise Emissions:** (Measured at the monitoring points indicated in *Table D.I.1*).

| Day dB(A) $L_{Aeq}$ (30 minutes) | Night dB(A) $L_{Aeq}$ (30 minutes) |
|----------------------------------|------------------------------------|
| 55                               | 45                                 |

**C.2 Landfill Gas Concentration Limits:** (Measured in any building on or adjacent to the facility).

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

**C.3 Dust Deposition Limits:** (Measured at the monitoring points indicated in *Table D.I.1*).

| Level (mg/m <sup>2</sup> /day) <sup>Note 1</sup> |
|--|
| 350  |

**Note 1:** 30 day composite sample with the results expressed as mg/m<sup>2</sup>/day.

**C.4 Surface Water Discharge Limits:** Measured at the outlet to Rogerstown Estuary from the main surface water gravity drain at 'Drain outlet with Flap Valve' as shown in Drawing DG012 Article 16 reply 13 May 2002.

| Level (Suspended Solids mg/l) |
|-------------------------------|
| 50                            |

### C.5 Emission Limits Values for Landfill Gas Plant

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

Volume to be emitted: 4500m<sup>3</sup>/hr

Minimum discharge height: 5m

| Parameter                                      | Flare (enclosed)<br>Emission Limit Value <sup>Note 1</sup> | Utilisation Plant<br>Emission Limit Value <sup>Note 1</sup> |
|--|--|---|
| Nitrogen oxides (NO <sub>x</sub> )             | 150 mg/m <sup>3</sup>                                      | 500 mg/m <sup>3</sup>                                       |
| CO   | 50 mg/m <sup>3</sup>                                       | 650 mg/m <sup>3</sup> (Note 3)                              |
| Particulates                                   | Not applicable   | 130 mg/m <sup>3</sup>                                       |
| TA Luft Organics Class I <sup>(Note 2)</sup>   | Not applicable   | 20 mg/m <sup>3</sup> (at mass flows > 0.1 kg/hr)            |
| TA Luft Organics Class II <sup>(Note 2)</sup>  | Not applicable   | 100 mg/m <sup>3</sup> (at mass flows > 2 kg/hr)             |
| TA Luft Organics Class III <sup>(Note 2)</sup> | Not applicable   | 150 mg/m <sup>3</sup> at mass flows > 3kg/hr)               |
| Total organic carbon (TOC)                     | 10 mg/m <sup>3</sup>                                       | - Not applicable  |
| Hydrogen Chloride                              | 50 mg/m <sup>3</sup> (at mass flows > 0.3 kg/h)            | 50 mg/m <sup>3</sup> (at mass flows > 0.3 kg/h)             |
| Hydrogen Fluoride                              | 5 mg/m <sup>3</sup> (at mass flows > 0.05 kg/h)            | 5 mg/m <sup>3</sup> (at mass flows > 0.05 kg/h)             |

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

**Note 2:** In addition to the above individual limits, the sum of the concentrations of Class I, II and III shall not exceed the Class III limits.

**Note 3:** The ELV's for landfill gas plant referred to in this Table may be amended with the agreement of the Agency.

**C.6 Emission Limits for Treated Leachate Discharged to Surface Water;**

Emission Point Reference No.: Foul Sewer Outfall 225mm diameter at Rogerstown Viaduct

Grid Reference: N251820, E322893

**Volume to be emitted:** Maximum rate of discharge to foul sewer: 10 l/s  
Discharge of leachate shall only be 2 hours each side of the high tide  
Minimum tidal/seawater assimilation must be greater than 50 dilutions of effluent at all times.

| Parameter               | Limit<br><br>(all units in mg/l except pH) |
|-------------------------|--|
| pH                      | 6-8  |
| BOD                     | 25   |
| COD                     | 125  |
| Suspended Solids        | 50   |
| Total Oxidised N (as N) | 15   |
| Total P (as P)          | 2  |
| Total Ammonia (as N)    | 5  |

## SCHEDULE D : Monitoring

Monitoring to be carried out as specified below.

### D.1 Monitoring Locations

Monitoring locations shall be those as set out in Table D.1.1 and Drawing No. J-001 of the application.

Table D.1.1 Monitoring Locations

| Dust Stations                                  | Noise Stations   | Surface Water Stations                    | Ground Water & Landfill Gas Stations  | Leachate Stations   |
|--|--|---|---|---------------------|
| Note 1<br>Site 1<br>Site 2<br>Site 3<br>Site 4 | Note 2<br>Location A<br>Location B<br>Location C<br>Location D<br>Location E | Note 3<br>Drain outlet with<br>Flap Valve | Note 4<br>MB1A MB1B<br>MB2<br>MB3 MB4A<br>MB4B  | Note 5<br>PC1<br>V1 |
| Note 6   |  | SW1<br>S3<br>S4<br>S20<br>S21<br>S22      | MB2<br>MB3<br>MB4a<br>MB4b<br>MB7<br>MB10a<br>MB10b MB11<br>MB12a<br>MB12b MB20<br>MB22<br>MB30<br>MB31<br>MB33<br>MB35<br>RC4<br>RC5       |                     |
|  |  |   | 18 combined leachate/gas wells at 100m intervals alongside vertical barrier south side as per Fingal Co Co. SEW proposal dated 5 June 2002. |                     |

**Note 1:** Dust locations as shown in the EIS, Volume 3, Appendix G - Figure 3.

**Note 2:** Noise locations as shown in the EIS, Volume 3, Appendix H - Figure 1.

**Note 3:** Location as shown in Drawing DG012 Article 16 reply 13 May 2002.

**Note 4:** Locations as shown in Fingal Co Co Letter to Agency 14 August 2000, Figure 1.

**Note 5:** Location as shown in Drawing DG007 Article 16 reply 13 May 2002.

**Note 6:** Location and timing of the PM<sub>10</sub> monitoring to be agreed by the Agency.

## D.2 Landfill Gas

**Table D.2.1** Landfill Gas Monitoring Parameters, Frequency and Technique

| Parameter                             | Monitoring Frequency          |             | Analysis Method <sup>Note1</sup> /Technique <sup>Note2</sup> |
|---------------------------------------|-------------------------------|-------------|--|
|                                       | Gas Boreholes/<br>Vents/Wells | Site Office |  |
| Methane (CH <sub>4</sub> ) % v/v      | Monthly                       | Weekly      | Infrared analyser/flame ionisation detector                  |
| Carbon dioxide (CO <sub>2</sub> )%v/v | Monthly                       | Weekly      | Infrared analyser/ flame ionisation detector                 |
| Oxygen(O <sub>2</sub> ) %v/v          | Monthly                       | Weekly      | Electrochemical cell   |
| Atmospheric Pressure                  | Monthly <sup>Note3</sup>      | Weekly      | Standard   |
| Temperature                           | Monthly <sup>Note3</sup>      | Weekly      | Standard   |

**Note 1:** All monitoring equipment used should be intrinsically safe.

**Note 2:** Or other methods agreed in advance with the Agency.

**Note 3:** Ambient pressure and temperature on day of sampling.

## D.3 Dust/Odour

**Table D.3.1** Dust Monitoring Frequency and Technique

| Parameter (mg/m <sup>2</sup> /day) | Monitoring Frequency                 | Analysis Method/Technique         |
|------------------------------------|--------------------------------------|-----------------------------------|
| Dust                               | Three times a year <sup>Note 2</sup> | Standard Method <sup>Note 1</sup> |
| Odour                              | Quarterly                            | To be agreed by Agency.           |

**Note 1:** Standard method VDI2119 (Measurement of Dustfall, Determination of Dustfall using Bergerhoff Instrument (Standard Method) German Engineering Institute). Any modifications to eliminate interference due to algae growth in the gauge should be reported to the Agency.

**Note 2:** Twice during the period May to September.

## D.4 Noise

**Table D.4.1** Noise Monitoring Frequency and Technique

| Parameter                                    | Monitoring Frequency | Analysis Method/Technique  |
|--|----------------------|----------------------------|
| L(A) <sub>EQ</sub> [30 minutes]              | Quarterly            | Standard <sup>Note 1</sup> |
| L(A) <sub>10</sub> [30 minutes]              | Quarterly            | Standard <sup>Note 1</sup> |
| L(A) <sub>90</sub> [30 minutes]              | Quarterly            | Standard <sup>Note 1</sup> |
| Frequency Analysis(1/3 Octave band analysis) | Quarterly            | Standard <sup>Note 1</sup> |

**Note 1:** "International Standards Organisation. ISO 1996. Acoustics - description and Measurement of Environmental noise. Parts 1, 2 and 3."



**D.5 Surface Water, Groundwater and Leachate****Table D.5.1 Water and Leachate - Parameters / Frequency**

| <b>Parameter</b> <sup>Note 1</sup>                    | <b>SURFACE WATER</b> <sup>Note 2</sup> | <b>GROUNDWATER</b>            | <b>LEACHATE</b> <sup>Note 3</sup> |
|---|--|-------------------------------|-----------------------------------|
|   | <b>Monitoring Frequency</b>            | <b>Monitoring Frequency</b>   | <b>Monitoring Frequency</b>       |
| <b>Visual Inspection/Odour</b> <sup>Note 2</sup>      | Monthly                                | Monthly                       | Monthly                           |
| <b>Groundwater Level</b>                              | Not Applicable                         | Monthly                       | Not Applicable                    |
| <b>Leachate Level</b>                                 | Not Applicable                         | Not Applicable                | Monthly                           |
| <b>Ammoniacal Nitrogen</b>                            | Quarterly                              | Annually                      | Annually                          |
| <b>BOD</b>  | Quarterly                              | Not Applicable                | Annually                          |
| <b>COD</b>  | Quarterly                              | Not Applicable                | Annually                          |
| <b>Chloride</b>                                       | Quarterly                              | Quarterly                     | Annually                          |
| <b>Dissolved Oxygen</b> <sup>Note 7</sup>             | Quarterly                              | Annually                      | Not Applicable                    |
| <b>Electrical Conductivity</b> <sup>Note 7</sup>      | Quarterly                              | Quarterly                     | Annually                          |
| <b>pH</b> <sup>Note 7</sup>                           | Quarterly                              | Quarterly                     | Annually                          |
| <b>Total Suspended Solids</b>                         | Quarterly                              | Not Applicable                | Not Applicable                    |
| <b>Temperature</b> <sup>Note 7</sup>                  | Quarterly                              | Quarterly                     | Quarterly                         |
| <b>Metals / non metals</b> <sup>Note 3</sup>          | Annually                               | Annually                      | Annually                          |
| <b>Cyanide (Total)</b>                                | Not Applicable                         | Annually                      | Annually                          |
| <b>Fluoride</b>                                       | Not Applicable                         | Annually                      | Annually                          |
| <b>List I/II organic substances</b> <sup>Note 4</sup> | Annually <sup>Note 5</sup>             | Bi-annually <sup>Note 5</sup> | Once off <sup>Note 5</sup>        |
| <b>Mercury</b>  | Annually                               | Annually                      | Annually                          |
| <b>Sulphate</b>                                       | Annually                               | Annually                      | Annually                          |
| <b>Total Alkalinity</b>                               | Annually                               | Annually                      | Not applicable                    |
| <b>Total P/orthophosphate</b>                         | Annually                               | Annually                      | Annually                          |
| <b>Total Oxidised Nitrogen</b>                        | Annually                               | Annually                      | Annually                          |
| <b>Total Organic Carbon</b>                           | Not Applicable                         | Quarterly                     | Not Applicable                    |
| <b>Biological Assessment</b>                          | Annually <sup>Note 6</sup>             | Not Applicable                | Not Applicable                    |
| <b>Volume (M<sup>3</sup>)</b>                         |  |                               | Daily                             |

**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 of leachate, additional samples should be analysed.

**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).

**Note 5:** Surface water locations No.s S4 and SW1;  
Groundwater locations No.s MB2, MB3, MB4a, MB4b, MB12a, MB12b, MB22, MB30, and RC4;  
and 6 leachate locations to be agreed by the Agency for these parameters.

**Note 6:** Appropriate biological methods (such as EPA Q-Rating System) to be used for the assessment of rivers and streams.

**Note 7:** For groundwater and surfacewater these parameters should be measured on-site with a portable electronic meter.

## D.6 Meteorological Monitoring

Table D.6.1 Meteorological Monitoring:

Data to be obtained from the climatological station at Balleally Landfill (Grid Ref: 322763E 252549N).

| Parameter                | Monitoring Frequency | Analysis Method/Technique                        |
|--------------------------|----------------------|--|
| Precipitation Volume     | Daily                | Standard   |
| Temperature (min/max.)   | Daily                | Standard   |
| Wind Force and Direction | Daily                | Standard   |
| Atmospheric Pressure     | Daily                | Standard   |
| Evaporation              | Daily                | To be obtained from an agreed equivalent station |
| Atmospheric humidity     | Daily                | To be obtained from an agreed equivalent station |

## D.7 Landfill Gas Combustion Plant/Enclosed Flare

Location: Utilisation plant and enclosed flare 'Proposed Gas Extraction Point' Drawing No. D-01

Table D.7.1 Landfill Gas Utilisation Plant/Enclosed Flare Parameters and Monitoring Frequency

| Parameter                             | Flare (enclosed)             | Utilisation Plant            | Analysis Method <sup>Note1</sup> /Technique <sup>Note2</sup>     |
|---------------------------------------|------------------------------|------------------------------|--|
|                                       | Monitoring Frequency         | Monitoring Frequency         |  |
| <b>Inlet</b>                          |                              |                              |  |
| Methane (CH <sub>4</sub> ) % v/v      | Continuous                   | Weekly                       | Infrared analyser/flame ionisation detector/thermal conductivity |
| Carbon dioxide (CO <sub>2</sub> )%v/v | Continuous                   | Weekly                       | Infrared analyser/ thermal conductivity                          |
| Oxygen (O <sub>2</sub> ) %v/v         | Continuous                   | Weekly                       | Electrochemical/thermal conductivity                             |
| Total Sulphur                         | Annually                     | Annually                     | Ion chromatography   |
| Total Chlorine                        | Annually                     | Annually                     | Ion chromatography   |
| Total Fluorine                        | Annually                     | Annually                     | Ion Selective Electrode  |
| <b>Process Parameters</b>             |                              |                              |  |
| Combustion Temperature                | Continuous                   | Quarterly                    | Temperature Probe/datalogger                                     |
| <b>Outlet</b>                         |                              |                              |  |
| CO                                    | Continuous <sup>Note 3</sup> | Continuous <sup>Note 3</sup> | Flue gas analyser/datalogger                                     |
| Nox                                   | Annually                     | Annually                     | Flue gas analyser  |
| SO <sub>2</sub>                       | Annually                     | Annually                     | Flue gas analyser  |
| Particulates                          | Not applicable               | Annually                     | Isokinetic/Gravimetric   |
| TOC                                   | Annually                     | Not applicable               | Flame ionisation   |
| Hydrochloric acid                     | Annually                     | Annually                     | Impinger / Ion Chromatography                                    |
| Hydrogen fluoride                     | Annually                     | Annually                     | Impinger / Ion Chromatography                                    |

**Note 1:** All monitoring equipment used should be intrinsically safe.**Note 2 :** Or other methods agreed in advance with the Agency.**Note 3:** To be agreed by Agency

### D.8 Particulate Monitoring

Table D.8.1 PM<sub>10</sub> Monitoring:

| Parameter                              | Monitoring Frequency | Analysis Method/Technique |
|--|----------------------|---------------------------|
| PM <sub>10</sub> ( µg/m <sup>3</sup> ) | Annually             | See Note 1                |

**Note 1:** As described in prEN12341 "Air Quality - field test procedure to demonstrate reference equivalence of sampling methods for PM<sub>10</sub> fraction of particulate matter" or an alternative agreed in writing with the Agency.

### D.9 Waste Monitoring

| Waste class                   | Frequency   | Parameter                         | Method                     |
|-------------------------------|---|-----------------------------------|----------------------------|
| Bio-stabilised residual waste | Every 200 tonnes from each source <sup>note 1</sup> | Respiration activity after 4 days | To be agreed by the Agency |

**Note 1:** Frequency can be reduced if an alternative protocol is agreed by the Agency under Condition 1.13.2.

## SCHEDULE E : Recording and Reporting to the Agency

| Report  | Reporting Frequency <sup>Note1</sup> | Report Submission Date  |
|---|--------------------------------------|---|
| Environmental Management System Updates                           | Annually                             | One month after the end of the year reported on.                |
| Annual Environment Report (AER)                                   | Annually                             | By 31 <sup>st</sup> March each year.                            |
| Notification of waste loads not meeting waste acceptance criteria | As they occur                        | As per Condition 11.7.  |
| Compliance with waste diversion targets                           | As required by the Agency            | As per Condition 11.8.  |
| Record of incidents   | As they occur                        | Within five days of the incident.                               |
| Bund, tank and container integrity assessment                     | Every three years                    | One month after end of the three year period being reported on. |
| Specified Engineering Works reports                               | As they arise                        | Prior to the works commencing.                                  |
| Monitoring of landfill gas  | Bi-annually                          | 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                                 | Bi-annually                          | Ten days after end of the quarter being reported on.            |
| Monitoring of Leachate  | Bi-annually                          | Ten days after end of the quarter being reported on.            |
| Meteorological Monitoring   | Annually                             | One month after end of the year being reported on.              |
| Dust Monitoring   | Three times a year                   | Ten days after the period being reported on.                    |
| Noise Monitoring  | Annually                             | One month after end of the year being reported on.              |
| Any other monitoring  | As they occur                        | Within ten days of obtaining results.                           |

**Note 1:** Unless altered at the request of the Agency.

## SCHEDULE F : Content of the Annual Environmental Report

### Annual Environmental Report Content

Reporting Period.

Waste activities carried out at the facility.

Quantity and Composition of waste received, disposed of and recovered during the reporting period and each previous year.

Calculated remaining capacity of the facility and year in which final capacity is expected to be reached.

Methods of deposition of waste.

Summary report on emissions.

Summary of results and interpretation of environmental monitoring.

Resource and energy consumption summary.

Proposed development of the facility and timescale of such development.

Volume of leachate produced and volume of leachate transported / discharged off-site.

Report on development works undertaken during the reporting period, and a timescale for those proposed during the coming year.

Report on restoration of completed cells/ phases.

Site survey showing existing levels of the facility at the end of the reporting period.

Estimated annual and cumulative quantities of landfill gas emitted from the facility.

Estimated annual and cumulative quantities of electricity produced by the facility and sent to National Grid.

Estimated annual and cumulative quantity of indirect emissions to groundwater.

Annual water balance calculation and interpretation.

Report on the progress towards achievement of the Environmental Objectives and Targets contained in previous year's report.

Schedule of Environmental Objectives and Targets for the forthcoming year.

Updates to Landfill environmental Management Plan (LEMP).

Review of Environmental Liabilities.

Report on waste recovery.

*Full title and a written summary of any procedures developed by the licensee in the year which relates to the facility operation.*

Tank, pipeline and bund testing and inspection report.

Reported incidents and Complaints summaries.

Review of Nuisance Controls.

Results of analyses of % solids of sludges being accepted at the facility.

Reports on financial provision made under this licence, management and staffing structure of the facility, and a programme for public information.

Report on training of staff.

Statement of compliance of facility with any updates of the relevant Waste Management Plan.

Statement on the achievement of the waste acceptance and treatment obligations.

Any other items specified by the Agency.

## SCHEDULE G : Standards for Compost Quality

The following criteria are deemed a quality standard for the use of compost as a soil improver and should not be deemed as criteria for fertiliser. In addition N, P, K, NH<sub>4</sub>-N, NO<sub>3</sub>-N, pH and dry matter content should also be measured.

Compost shall be deemed unsatisfactory if more than 10% of samples fail the criteria below. No sample shall exceed 1.2 times the quality limit values set.

### 1. Maturity

Compost shall be deemed to be mature if:-

It meets two of the following requirements:-

- a) C/N ratio  $\leq$  25;
- b) Oxygen uptake rate  $\leq$  150 mg O<sub>2</sub>/kg volatile solids per hour;
- c) Germination of cress (*Lepidium sativum*) seeds and of radish (*Raphanus sativus*) seeds in compost must be greater than 90 percent of the germination rate of the control sample, and the growth rate of plants grown in a mixture of compost and soil must not differ more than 50 percent in comparison with the control sample; and
- d) Elimination of the following test organisms (used to evaluate composting system efficiency in removing plant pathogens and weed seeds during the composting process): *Plasmodiophora brassicae*, tobacco-mosaic-virus (TMV) and tomato seeds.

Guidance on test may be obtained from the German document LAGA M10 'Quality Criteria and Application Recommendations for Compost'.

### 2. Foreign Matter

Compost must not contain any sharp foreign matter measuring over a 2 mm dimension that may cause damage or injury to humans, animals and plants during or resulting from its intended use.

|   |            |
|---|------------|
| Foreign matter content as a percentage of oven-dried mass | $\leq$ 1.5 |
| Foreign matter, maximum dimensions, in mm                 | 25         |

### 3. Trace Elements

Maximum Trace Element Concentration Limits for Compost

| Trace Elements                    | (mg/kg, dry mass) |
|-----------------------------------|-------------------|
| Arsenic (As) <sup>Note 1</sup>    | 15                |
| Cadmium (Cd)                      | 1.5               |
| Chromium (Cr)                     | 100               |
| Copper (Cu)                       | 100               |
| Mercury (Hg)                      | 1                 |
| Molybdenum (Mo) <sup>Note 1</sup> | 5                 |
| Nickel (Ni)                       | 50                |
| Lead (Pb)                         | 150               |
| Selenium (Se) <sup>Note 1</sup>   | 2                 |
| Zinc (Zn)                         | 350               |

**Note 1:** Monitoring of these parameters required if waste from an industrial source.

**Note 2:** The above alone should not be taken as an indication of suitability for addition to soil as the cumulative metal additions to soil should be first calculated.

#### 4. Pathogens

Pathogenic organism content must not exceed the following limits:-

- a) the quantity of faecal coliforms must be < 1,000 Most Probable Number (MPN)/g of total solids calculated on a dry weight basis; and
- b) there can be no salmonellae present (< 3 MPN/4g total solids).

#### 5. Monitoring

The licensee shall submit to the Agency for its agreement, prior to commencement of compost operations, details of monitoring, methods of analyses and sample numbers

## SCHEDULE H : Criteria for the Acceptance of Inert Waste

### H.1 Acceptable Waste

#### DISPOSAL

Only the inert wastes in Table H.1.1 are acceptable for disposal at the facility, unless otherwise agreed by the Agency. In addition the waste in Table H.1.1 below must satisfy the criteria in H.2 Acceptance Criteria and Table H.3 Limit values for pollutant content, of this licence.

Table H.1.1 Waste for Disposal

| INERT OR INACTIVE WASTE |                   |
|-------------------------|-------------------|
| Subsoil                 | Pottery and China |
| Clay                    | Brickwork         |
| Stone, Rock and Slate   | Natural Sand      |

#### RECOVERY

Only the wastes in Table H.1.2 are acceptable for recovery at the facility, unless otherwise agreed by the Agency. The waste in Table H.1.2 below must satisfy the criteria in Schedule H.2 Acceptance Criteria and Table H.3 Limit Values for Pollutant Content of this Licence.

Table H.1.2 Waste for Recovery

| WASTE                 |  |
|-----------------------|--|
| Topsoil               | Solid Road Planings, Solid Tarmacadam, Solid Asphalt <sup>Note 1</sup> |
| Subsoil               | Brickwork  |
| Stone, Rock and Slate | Natural Sand   |
| Clay                  | Concrete   |
| Pottery and China     | Timber   |
| Metals                |  |

**Note 1:** Acceptance subject to prior agreement with the Agency

WASTES IDENTIFIED IN TABLE H.1.1 AND TABLE H.1.2 OF UNKNOWN ORIGIN OR WITH INSUFFICIENT WASTE DESCRIPTION SHALL NOT BE ACCEPTED TO LANDFILL

### H.2 Acceptance Criteria

All waste or recovered loads arriving at the facility, excluding those arriving at the Civic Waste Facility shall be processed through the main site weighbridge owned and operated by the licensee next to the administration building where a written record of each load must be taken by the Licensee as specified in Condition 10.2 unless otherwise agreed by the Agency.

The general characterisation and testing must be based on the following three level hierarchy:

*Level 1: Basic Characterisation*

This constitutes a through determination, according to standardised analysis and behaviour testing methods, of the short and long-term leaching behaviour and/or characteristic properties of the waste.

The comprehensive assessment must at a minimum include the following:

1. A chemical analysis of a representative sample using *Schedule H.3: Limit values for pollutant content for inert waste landfills* of this licence including observance of limits for total pollutants contents. At least one sample (consisting of a subsoil matrix) per 100 loads or 1,500 tonnes or portion thereof must be taken for chemical analysis.
2. The classification of the waste/recovered material by the completion of the Agency Hazardous Waste Classification Worksheet ('Paper Tool of the Procedure for Identification of the Hazardous Components of Waste').
3. A statement of any pre-treatment requirement (if any).

**Note:** A representative sample for every excavation/demolition/waste removal works where there is greater than 100 loads or 1,500 tonnes must be subjected to a comprehensive assessment which must satisfy Level 1 characterisation.

*Level 2: Compliance On-Site Testing*

This constitutes periodic testing by mineral oil and BTEX (gasoline range) analyses, using field based testing kits (Draeger or Handby kits) to determine whether a waste complies with this licence and /or specific reference criteria. This testing should be carried out in the waste inspection and quarantine area. The vapour readings shall be recorded in a designated weatherproof log book with a serial number and dates. The trigger values for the rejection of loads shall be as agreed by the Agency. Rejected loads shall be stored in the quarantine area under impermeable cover for a maximum of 5 days before they must be dispatched to a licensed facility.

**Note:** One in every 30 loads of waste/recovered material accepted at the facility shall be tipped onto the concrete floor of the waste inspection and quarantine area. Three representative samples shall be taken from each tipped load and shall be subjected to Level 2 testing. Part of this sample shall be retained at the facility for two months and be available for inspection/analysis by the Agency.

*Level 3: On-Site Verification*

This constitutes rapid check methods to confirm that a waste is the same as that which has been subjected to compliance testing and that which is described in the accompanying documents. As a minimum the Level 3 characterisation shall consist of a visual and olfactory assessment before unloading and the taking of a vapour reading by FID (Flame Ionisation Detector) on one soil sample per lorry load after unloading at the landfill site. The FID readings shall be recorded in a designated weatherproof log book with a serial number and dates. The trigger values for the rejection of loads shall be as agreed by the Agency. Rejected loads shall be stored in the quarantine area under impermeable textile cover for a maximum of 5 days before they must be dispatched to a licensed facility.

All waste loads must provide the following information (if available) :

|                                     |                            |
|-------------------------------------|----------------------------|
| Waste owner                         | Amount of waste            |
| Source and origin of waste          | Existing data on the waste |
| Description of the waste            | Physical form              |
| Waste Type and EWC code             | Colour                     |
| Type of process producing the waste | Odour                      |

**H.3 Limit values for pollutant content for inert waste landfills**

The following limit values relate to the average amount of constituent substances in the waste. The mean value of all individual measuring values from one bulk sample must not exceed the limit value concerned.

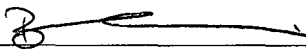
| Parameter                           | Limit Value<br>( mg/kg dry mass, not including pH value and<br>Electrical Conductivity) |        |
|-------------------------------------|---|--------|
|                                     | Total Pollutant Contents  | Eluate |
| pH                                  |   | 6 –13  |
| Electrical conductivity             |   | 300    |
| Dry residue                         |   | 25,000 |
| Arsenic (as As)                     | 55.0  | 0.75   |
| Aluminium (as Al)                   |   | 20.0   |
| Barium (as Ba)                      |   | 20.0   |
| Lead (as Pb)                        | 500.0   | 2.0    |
| Boron (as b)                        |   | 30.0   |
| Cadmium (as Cd)                     | 10.0  | 0.5    |
| Chromium, total (as Cr)             | 500.0   | 2.0    |
| Chromium, hexavalent (as Cr)        |   | 0.5    |
| Cobalt (as Co)                      | 100.0   | 2.0    |
| Copper (as Cu)                      | 190.0   | 10.0   |
| Nickel (as Ni)                      | 210.0   | 2.0    |
| Mercury (as Hg)                     | 3.0   | 0.05   |
| Zinc (as Zn)                        | 720.0   | 20.0   |
| Tin (as Sn)                         |   | 10.0   |
| Ammonium (as N)                     |   | 40.0   |
| Chloride (as Cl)                    |   | 5000.0 |
| Cyanide, easily liberatable (as Cn) |   | 1.0    |
| Fluoride (as F)                     |   | 50.0   |
| Nitrate (as N)                      |   | 500.0  |
| Nitrite (as N)                      |   | 10.0   |
| Phosphate (as P)                    |   | 50.0   |
| Sulphate (as SO <sub>4</sub> )      |   | 5000.0 |
| TOC (as C)                          | 30,000.0 <sup>Note 1</sup>  | 500.0  |
| Mineral Oil                         | 100.0   | 50.0   |
| Benzene                             | 1.0   |        |
| Total PAH <sup>Note 2</sup>         | 2.0   |        |

**Note 1:** The TOC limit value is complied with as long as the loss on ignition does not exceed 5% per weight.

**Note 2:** For determining the total of PAH, the following 6 compounds must be added to a sum:  
flouranthene, benzoic(a)pyrene, benzoic(b)flouranthene, benzoic(k)flouranthene, benzoic(g,h,l)perylene,  
indenoic(1,2,3,-c,d)pyrene.

Signed on behalf of the said Agency

On the 19<sup>th</sup> day of October, 2009

  
Brian Meaney, Authorised Person