



OBJECTION TO PROPOSED DECISION BY THE
ENVIRONMENTAL PROTECTION AGENCY IN
RESPECT OF WASTE LICENCE AT
DERRYCLURE LANDFILL, TULLAMORE,
CO. OFFALY, LICENCE NUMBER: W0029-03

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Issue Record

Issue No.	Description/ Status	Prepared by	Verified by	Date
1	Draft	DH	MR	16/11/09

RE: Objection to a proposed decision on a waste licence review, in respect of a facility at Derryclure Landfill, Tullamore, Co. Offaly.

Dear Sir,

I refer to the proposed decision (PD) by the Agency in respect of the Council's landfill facility at Derryclure, Tullamore, Co. Offaly, licence number W0029-03

The Council, as the licence holder, wishes to object to the following specific conditions of your PD:

1. Condition 3.2.1 & Schedule B

The definition of 'Specified' Engineering Works (SEW)' contained in schedule B and the requirements of condition 3.2.1 is onerous and does not allow the flexibility required to modify works at construction stage as and when on-site problems are encountered. This condition may therefore delay works to an unnecessary degree and result in unnecessary costs.

We request that this condition is amended to allow an appropriate degree of flexibility to vary construction details to reflect on-site construction difficulties.

2. Condition 3.13.3.

It is the Council's intention to transport the leachate directly to the Tullamore Waste Water Treatment Plant (WwTP) and we therefore argue that the requirement to provide on-site methane striping should not be a requirement. In the event of the Council discharging leachate to the town's sewerage collection network, we would then propose to provide an appropriate level of methane striping and this would be agreed through a formal SEW submission.

We request that this condition is amended such that methane striping is not a requirement if the leachate is delivered directly to the WwTP.

3. Condition 4.2.

We respectfully request that this is amended to read:-

"The final height of the facility, following allowable settlement of the final capping, shall be 94m OD Malin".

4. Conditions 5.2.3. & 5.2.7.

I refer to the calculation factors for biodegradable municipal waste (BMW) content of municipal waste streams as presented at the EPA Waste Workshop held in Athlone on the 21st & 22nd October, 2009 (ref. Ms. Regina Campbell) and your requirements to now limit 'to 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'.

These requirements do not, in our opinion, take into account the achievements by Local Authorities in the reduction of our national dependence on landfill by developing an integrated waste system based on the European Waste Hierarchy of prevention, minimisation, reuse etc.

All five Local Authorities in the Midland Region have adopted and implemented waste management Bye-Laws to facilitate the rolling out of a three bin collection system for populations of greater than 1500 as required by reference to Circular WPPR 17/08 entitled 'National Strategy On Biodegradable Waste'-Implementation Of Segregated 'Brown Bin' Collection For Bio Waste And Home Composting, dated 31st July, 2008.

Section 3.3 of the Circular calls on Local Authorities to provide for, as a matter of urgency-

- The implementation of source segregated collection for organic waste in urban areas (i.e. urban agglomerations of greater than 1,500 persons – the Census of Population 2006 reports that 61% of the population of Ireland reside in urban areas of greater than 1,500 persons),
- The promotion of home composting and/or community composting outside of these areas.

It now appears that even if we achieve a 100% roll out of a three bin collection system across the entire population of the Region, we will not achieve the targets set out in 5.2.3.(i) without the intervention of further mechanical and biological treatment.

This is contrary to the current Midlands Waste Management Plan.

There is also a danger that the emphasis on source separation which Local Authorities have promoted through the introduction of Bye-Laws may be diluted if mechanical treatment is required irrespective of the 3 bin system. A further issue is that many rural Counties will not have 100% coverage with a 3 bin system. It is not financially attractive or enforceable for the private sector to offer a waste collection service to all rural households. This issue makes achieving the 40% target even more unrealistic.

We, therefore, request that you reconsider the approved calculation factors for the BMW content of municipal waste streams or amend the above condition 5.2.3.

5. Condition 5.2.12 (10)

It is not feasible to store on-site samples of waste for a period of up to two months.

We request that you amend/ omit this requirement.

6. Condition 12.1.1.

The annual contribution of €20,148.00 does not reflect the current economic constraints within which Local Authorities now operate in and in particular the universal decline in landfill income across both the public and private sectors.

We request a minimum of a 20% reduction in the annual fee until such time as the economy recovers.

7. Schedule A

We request that table A.1 be amended as follows:-

Schedule A

Household	21,000 tpa
Commercial	10,000 tpa
Industrial non-hazardous solids	6,500 tpa
Treated sewerage sludge	1,000 tpa
Construction & demolition waste	1,500 tpa
TOTAL	40,000 tpa

Summary.

In summary, the Council hope you will consider favourably the above request and I am available to clarify any issues at your convenience.

I attach a fee of €500 in support of this objection.

Yours faithfully,

*David Hogan,
Senior Engineer,
Environment Section,
Offaly County Council.*

DH/MF

Ann Kehoe

From: Licensing Staff
Sent: 16 November 2009 11:18
To: dhogan@offalycoco.ie
Cc: Licensing Staff
Subject: Successful Objection Payment for Licence Number W0029-03. (Reference Number: W0029-03-091116111642)

Thank you for your online Applicant Objection for licence number W0029-03. Your objection has been received by the Environmental Protection Agency and will be acknowledged once the Objection has been validated.

A fee of €500 will be debited from your credit card once the objection has been confirmed.

Your reference number is W0029-03-091116111642. Please retain this for future reference.

Regards,

Environmental Protection Agency

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W0029-03
App obj ①**Ann Kehoe**

From: David Hogan S.E. [dhogan@offalycoco.ie]
Sent: 16 November 2009 11:17
To: Licensing Staff
Subject: New Applicant objection entered for Reg no: W0029-03. (Reference Number: W0029-03-091116111642)
Importance: High
Attachments: Objection to EPA re W0029-03 16.11.09.doc

Title: Mr
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Objector Type: Applicant
Oral Hearing: No

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