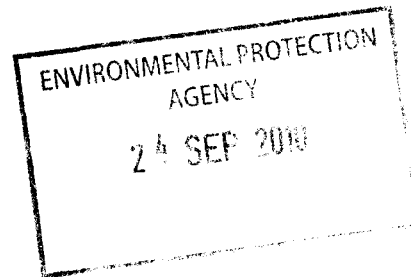




ENVIRONMENTAL CONSULTANTS
LoCall 1890 522 000



Mr Brian Meaney
Inspector
Environmental Protection Agency (EPA)
PO Box 3000
Johnstown Castle Estate
Co Wexford

23rd September 2010

RE: KMK Metals Recycling Ltd. (W0113-03)

Unsolicited further information to supplement waste licence review application ref: W0113-04 as received by your office on 20th October 2009.

Dear Mr Meaney,

Further to our submission of the review licence application, my client KMK Metals Recycling Ltd wishes to submit the following information to you prior to a proposed determination of the licence review;

- (1) Planning permission was recently granted by Offaly County Council on 19th August 2010 for the development of 'E' area (planning ref:0/46) and a copy is attached for your records.

The construction and development of this area will commence within the next month and it is proposed to be fully completed and operational by January 2011.

- (2) In addition, a planning application was submitted to Offaly County Council on 5th March 2010 and planning ref:10/85, for the re-development of D1, D2 and D3 buildings. These are to be replaced by a single new building with state-of-the-art WEEE processing plant. The proposed use of this building will be for small household appliances (SHAs) and IT equipment acceptance and processing/treatment.

BOW HOUSE O'MOORE STREET TULLAMORE CO. OFFALY

T: 057 935 2200 • F: 057 935 2342 • email: info@enviroco.ie • www.enviroco.ie

Registered in Ireland, Number 297801 • Directors: A. Fahey. D. Fahey



The new plant will be comply with BAT (best available technology) and will involve the mechanical and manual sorting and treatment of SHAs and other IT equipment. The waste streams and physical activities will not change from the licence review application. The new plant will provide added value in the recovery of WEEE. This is fundamental to KMK Metals Recycling Ltd, in terms of providing a competitive waste management service to both of the established national WEEE compliance schemes and commercial customers via b2b opportunities and also to provide an increased efficiency of recovery of WEEE materials.

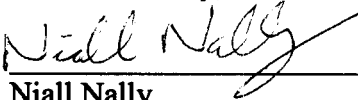
The construction and development of this new building will commence immediately after grant of planning permission and it is proposed to be fully completed and operational by April 2011.

Please refer to the revised layout drawing dated 16th July 2010 for your information.

I request acknowledgement of this letter either by formal reply or via e-mail at nnally@enviroco.ie

If you have any questions, please do not hesitate to contact me.

Yours Sincerely,



Niall Nally

Senior Environmental Consultant

cc. Kurt M Kyck, KMK Metals Ltd, Cappincur Industrial Estate, Tullamore, Co Offaly.

Dermott Burke, Officer, Environmental Protection Agency (EPA), Seville Lodge, Callan Road, Kilkenny

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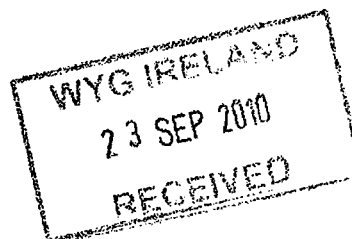
OFFALY COUNTY COUNCIL

PLANNING AND DEVELOPMENT ACTS 2000 - 2010
PLANNING AND DEVELOPMENT REGULATIONS 2001 - 2010

NOTIFICATION OF GRANT

Planning Section
Áras an Chontae
Charleville Road
Tullamore
Co. Offaly

TO: KMK METALS RECYCLING LTD
C/O WYG IRELAND
OLD BRIDGE HOUSE
STRAND STREET
ATHLONE,
CO. WESTMEATH



Planning Register Number: 10/46
Application Receipt Date: 12/02/2010
Further Information Received Date: 26/07/2010

Notice is hereby given that in pursuance of the powers conferred upon them by the above-mentioned Acts, Offaly County Council has by order dated 19/08/2010 GRANTED PERMISSION to the above named, for the development of land, in accordance with the documents lodged, namely:-

CONSTRUCTION OF A NEW SKIP STORAGE BUILDING WITH A TOTAL FLOOR AREA OF 1120 SQUARE METERS AND A MAXIMUM HEIGHT OF 3.55M, TOGETHER WITH A NEW SURFACE MOUNTED TRUCK WEIGHBRIDGE AND PROVIDE 24 NO. NEW CAR PARKING SPACES AND ASSOCIATED SITE WORKS IN AN EXISTING OPEN YARD WITH A TOTAL SITE AREA OF 4686 SQUARE METERS AT CAPPINCUR INDUSTRIAL ESTATE, DAINGEAN ROAD, TULLAMORE, CO. OFFALY.

Subject to the 12 conditions set out in the Schedule attached.

In deciding the planning application, the Planning Authority had regard to submissions or observations received in accordance with the Regulations.

Signed on behalf of said Council

Date: 21/9/2010

M. Gleeson
ADMINISTRATIVE OFFICER

OUTLINE PERMISSION is subject to the permission consequent on the grant of outline permission of the Planning Authority. Until such permission has been obtained to the detailed plans, the proposed development is not authorised.

NOTE: The permission herein granted shall, on the expiration of the period of **FIVE YEARS** beginning on the date of the granting of permission, cease to have effect as regards:-

- 1 In case of the development to which the permission relates is not commenced during the period, the entire development
- and
- 2 In case such development is so commenced, so much thereof as is not completed within that period.

File Reference: PL2/10/46

Application for permission for construction of a new skip storage building with a total floor area of 1120 square meters and a maximum height of 8.55m, together with a new surface mounted truck weighbridge and provide 24 no. new car parking spaces and associated site works in an existing open yard with a total site area of 4686square meters at Cappincur Industrial Estate, Daingean Road, Tullamore, Co. Offaly - KMK Metals Recycling Ltd.

FIRST SCHEDULE

Having regard to the urban nature of the site, the intended use of the building, the provisions of the Tullamore and Environs Plan 2010 -2016 and the pattern of existing development in the area, it is considered that, subject to conditions, the proposed development would not seriously injure the amenities of the area or of property in the vicinity and will be in accordance with the proper planning and sustainable development of the area.

SECOND SCHEDULE

1. The development shall be in accordance with the plans and particulars submitted to the Planning Authority on 12/02/2010, as amended by documents and details submitted on the 26/07/2010, except where altered or amended by conditions in this permission.

Reason: To define the scope of permission, in the interest of orderly development.

2. The proposed development shall be used solely for the purposes herein permitted and no change of use shall take place without a prior grant of planning permission, (notwithstanding the exempted development provisions of the Planning and Development Regulations 2001 as amended)

Reason: To define the scope of permission.

3. All wastes arising from/at the proposed development shall be managed in accordance with the Waste Management Acts 1996 - 2008. While awaiting removal, all waste materials shall be stored in designated areas protected against spillage or leachate run-off.

Reason: In the interest of public health and the protection of the environment.

4. Any environmental nuisance i.e. excessive noise, dust, construction traffic, caused during construction of the development shall be contained at an acceptable level and during normal construction working hours i.e. 07.00am to 06.30pm Monday to Friday and 08.00am to 01.30pm Saturday.

Reason: In the interest of public health and the protection of the environment.

5. (a) Noise emissions at the nearest noise sensitive location (such as dwellings, schools, places of worship or areas of high amenity) shall not exceed the following:
LAeq (60 minutes) 55dB(A) 8.00 to 20.00.
LAeq (15 minutes) 45dB(A) 20.00 to 8.00.
(b) Audible tonal or impulsive components should be minimised at any noise sensitive location.

Reason: In the interest of public health and the protection of the environment.

Contd...../

Contd...../

File Reference: PL2/10/46

6. (a) Storm water shall only discharge from the proposed development at a maximum rate of 2.7 l/s for up to a 1 in 100 year event.
- (b) The developer shall submit site specific details of the proposed single throttle flow control device, for the approval of the Planning Authority prior to commencement of works on-site. Details shall show how the depth storage relationship together with the head discharge relationship will be suitable for the proposed attenuation unit.
- (c) The developer shall submit site specific details of a suitably sized class 1 petrol/oil interceptor for the approval of the Planning Authority prior to commencement of works on-site.

The proposed development shall be carried out in accordance with the agreed details.

Reason: In the interest of public health and the protection of the environment.

7. All development work shall be carried out in accordance with "Recommendations for Site Development Works in Housing Areas" (Department of the Environment, Heritage and Local Government).

Reason: To define the scope of permission, in the interests of orderly development and public health.

8. The applicant shall provide a 10metre wayleave for the future foul sewer which will be laid from east to west across the site and south of the existing surface water sewer.

Reason: In the interests of orderly development and public health.

9. (a) Only clean uncontaminated surface water shall be discharged to the surface water system. No foul sewage, grease or fats, harmful chemicals or non-biodegradables shall be discharged to the surface water sewerage system.
- (b) Lockable type gully traps shall be utilised on all surface water drains to the satisfaction of the Planning Authority.
- (c) Manhole covers and frames shall comply with Offaly County Council's "Code of Practice for Ironworks on Chamber & Gully Top Installations".
- (d) A suitably sized and sited silt trap to Local Authority's specification shall be installed prior to attenuation tank. The silt in trap shall be removed at regular intervals and disposed of to the appropriate skip.

Reason: To define the scope of permission, in the interests of orderly development and public health.

10. (a) The proposed traffic circulation system shall be in accordance with drawing no. PP07, submitted on the 26/07/10 except where altered or amended by below. Additional signage shall be provided to clearly define the one way system indicated.
- (b) A No Entry sign shall be provided on the edge of the outbound lane to confirm the instruction from Sign "C".
- (c) A YIELD sign and associated road markings shall be provided for outbound traffic.
- (d) The broken white lines shall be removed and a YIELD sign and associated road markings shall be provided at the exit off the weighbridge in order to determine priority.

Contd...../

Contd...../

File Reference: PL2/10/46

- (e) The broken white lines connecting the chevron road markings shall be removed as they conflict with the STOP line.
- (f) A No Right Turn sign shall be provided opposite the STOP line.

Exact details shall be submitted to the Planning Authority for written agreement prior to the commencement of development on site. The proposed development shall be carried out in accordance with these agreed details.

Reason: In the interests of traffic safety.

- 11. Prior to commencement of development, a contribution shall be payable to Offaly County Council, in accordance with the Council's Development Contribution Scheme, in respect of public infrastructure and facilities benefiting development in Offaly County Council area, that is provided or that is intended will be provided by, or on behalf of, the Council.

The contribution payable will be based on the contribution rate applicable at the time of payment and not the rate in existence when permission is granted. The amount of the development contribution is set out below and is subject to annual revision with reference to the Wholesale Price Index (Building and Construction), and interest for late payment, in accordance with the terms of the Council's Development Contribution Scheme:-

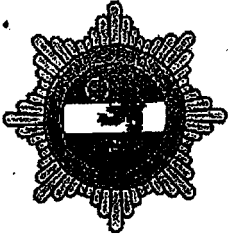
Table 2 Levels of Development Contribution

Storage & Warehouse (not for retailing):		€26.80 per sq.m
1120 sq. m x € 26.80 per sq. m.	=	<u>€30,016</u>
Total Contribution		€30,016

Reason: It is considered reasonable that the developer should contribute towards the expenditure incurred, or proposed to be incurred by Offaly County Council in respect of the provision/improvement of public services/infrastructure benefiting development in the area of the Planning Authority.

- 12. All car parking spaces shall be clearly delineated on site.

Reason: In the interests of orderly development.



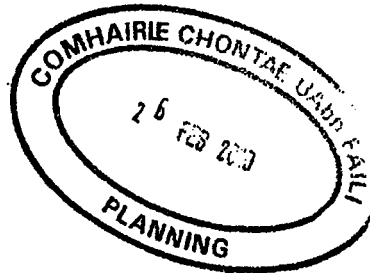
Central Fire Station
Tullamore

Tel: 05793 - 21441
Fax: 05793 - 51524

Our Ref: eoc/NS

24/02/2010

The Planning Officer,
Offaly County Council,
Áras an Chontae,
Charleville Road,
Tullamore.



RE: 1046 -
AT: ,CAPPINCUR INDUSTRIAL ESTATE, DAINGEAN ROAD, TULLAMORE,,
APPLICANT: KMK METALS RECYCLING LTD

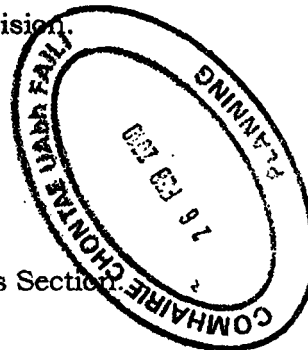
A Chara,

With reference to yours received on the 19/02/2010 concerning the above, I have no objections to the GRANTING of planning permission to this development, subject to compliance with the conditions set out hereunder:-

The applicant shall obtain a Fire Safety Certificate , and a Disability Access Certificate and lodge a Commencement Notice in accordance with the requirements of the Building Control Act, 2009 BEFORE the development commences.

Please let me have a copy of the Councils final decision.

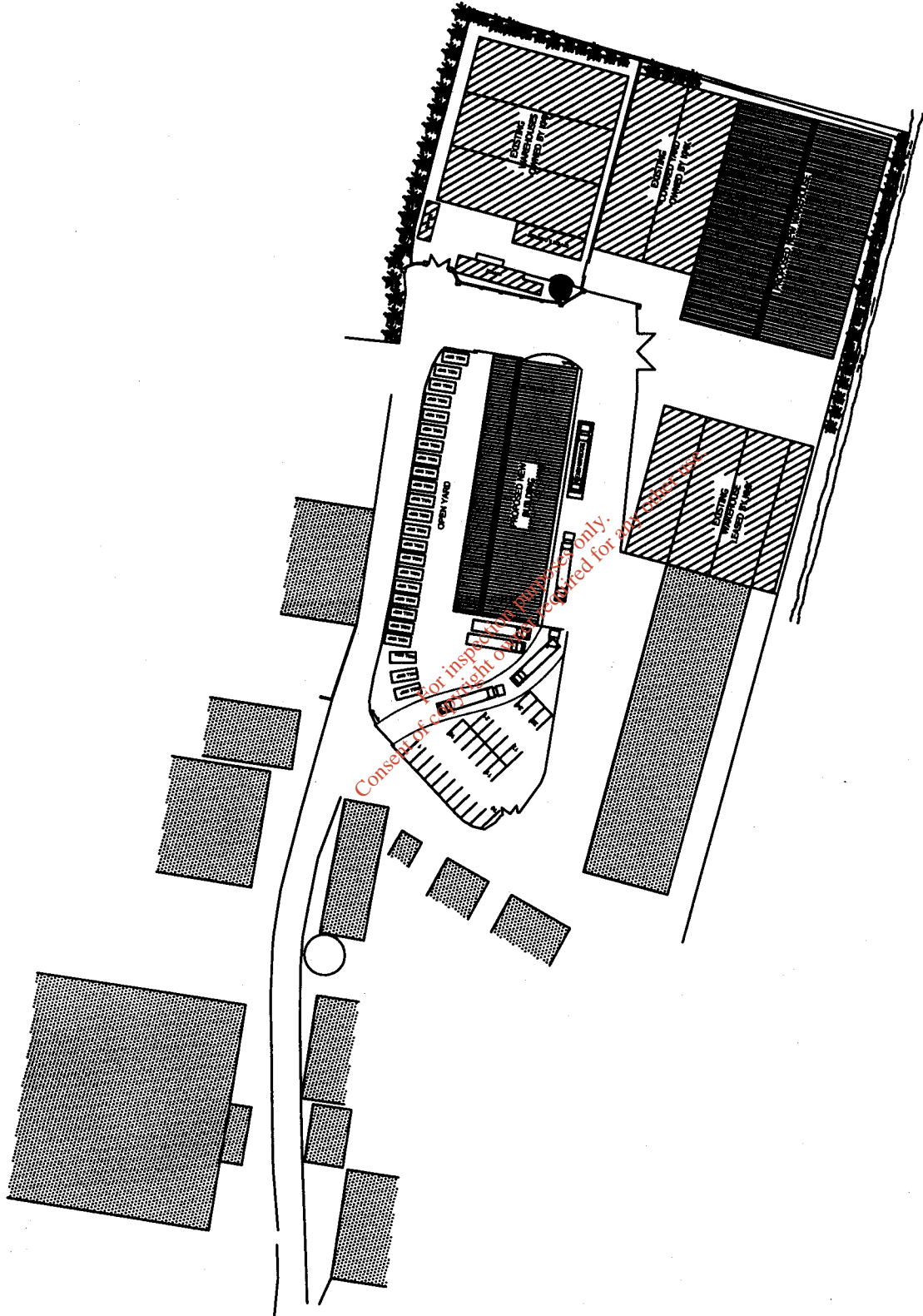

Eoin O'Cellleachair
CHIEF FIRE OFFICER



cc. Administrative Officer, Building Control, Roads Section

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DO NOT SCALE. CONTRACTOR TO CHECK ALL DIMENSIONS AND REPORT ANY DISCREPANCIES TO ENGINEER



REV	DESCRIPTION	BY	CHKD	DATE


 OLD BRIDGE HOUSE
 STRAND STREET
 ATHLONE
 CO. WICKLOUGH
 TEL: +353 (0)86 847 028
 FAX: +353 (0)86 847 842
 Email: info@wyfgroup.com
 Project:

WYF METALS RECYCLING LTD
 CAPPINCOUR INDUSTRIAL ESTATE
 DAVINGEAR RD. TULLAMORE
 Drawing Title:

WYF METALS OVERALL SITE LAYOUT

Scale	Drawn	Check	Drawn	Approved	Date
1:500					18/07/10
Project No.	Office	Type	Drawing No.	Revision	

WYF Group Ltd

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