

From: Marian Healy [mailto:MarianHealy@offalycoco.ie]

Sent: 23 April 2013 16:18

To: Brian Meaney

Cc: John Connelly

Subject: Derryclure - Technical Amendment proposal

Dear Brian

OEE Kilkenny have advised OCC verbally of the reasons for the letter of 7th February directing that a Technical Amendment or a License Review was required for the proposal for Derryclure W 029-04. OCC respond to these as follows:

1. **OEE:** The principal activity of our license W29-04 is landfilling – Class 5. The proposed activity is a transfer operation.

OCC Response: I queried whether it was the Schedules or Conditions that were required to be changed on this basis but it is not clear which need to be changed. My e-mail of 16th April 2013 lists the activities on the site, which were assessed during the licensing process and also the timescales for each. It should also be noted that the landfill aspect of the site continues to occupy the most resources with a Landfill Gas Utilisation tender at an advanced stage etc – so from OCC experience the landfill will remain the principal draw on resources and time at the site when compared with the relatively simple “bulking-up” that is proposed.

2. **OEE:** Schedule A(2) allows for the acceptance of 100,000 tonnes. OEE advised that this needs to be assessed, as this could allow 100,000 tones to be transferred.

OCC Response: The OCC submission details the tonnages proposed for this project, which are a fraction of this threshold. We request that an amendment to Schedule A(2) which defines that the 100,000 tonnes relates to landfilling only on site (as per the Inspectors Report), and that a lower figure is specified for the Transfer Activity and Recycling Centre.

3. **OEE:** Condition 8.17.1 was highlighted as it specifies private vehicles, and the proposed activity would not come under the Civic Waste Facility activity. I outlined the history of the site and asked what OEE referred to as the Civic Waste Facility, and was advised that it was the area behind the offices i.e. the Recycling Area.
OCC Response: This issue was addressed in my e-mail of 16th April 2013, with the history and current practices on site.

4. **OEE:** Most transfer activities are undertaken within a building – I queried if this was irrespective of scale. The issue of odours and emissions from the activity were also raised at this juncture.
OCC Response: This activity is not proposed to be included in a structure, as it is a conveyor belt bulking up waste for transfer off-site in a timely manner. As detailed in the Council submission, the conveyor belt is covered, and the waste is not exposed to the elements. There is no trammel line proposed. The issue of emissions is addressed in the Councils submission.

5. **OEE:** Capacity and duty of plant –advised this was standard for all equipment on sites.
OCC Response: OCC note that there does not appear to be a condition relating to this in W029-04, except for a reference under the definition of an incident. This can be easily addressed through procedures on site, as any issue with the conveyor belt will result in the vehicles being diverted to another authorised site. The Council have no concerns with an additional condition being included if required.

6. **OEE:** Advised of the need for public participation for the change of principal activity, which was clarified as a public consultation.
OCC Response: OCC update the residents of changes on the site, and in the event that this proposal is advanced, this will occur as part of our approach on the site. With regard to impacts on the area, this proposal includes a small fraction of the vehicle movements when compared to the movements up to October 2011, and no emissions which will impact on the site. The legal requirement for the Public Consultation was not outlined, and it is the Councils opinion that this proposal does not warrant a full public consultation.

I hope the details above assist you in completing your determination. Please return if you require further details

Regards

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