



Environmental Protection Agency
An Ghníomhaireacht um Chaomhnú Comhshaoil

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03/09/2014

Dear Emma

Following on from a recent Agency review of Lennon Quarries Ltd licence application file (W0256-02), it was found that Sean Finlay, Tobin Consulting Engineers, wrote to the EPA in August 2012 on behalf of Lennon Quarries, advising of their intention to submit the application later that month. The application was later submitted, together with a cheque for €6000, on 22nd August 2012 and following completion of the legislative, procedural and technical assessment processes, the Agency issued the final licence on 14th August 2014.

Mr Finlay, in his letter(see attached), made a reference to the licence application fee and he considered, given the nature of this particular application, that a partial refund of fees might apply. It is in this context that I would like to provide clarification, as follows;

The fee payable under Part VII of the Waste Management (Licensing Regulations) 2004 shall be the amount indicated in Part I of the Second Schedule of the Regulations. You will note from this Schedule that the fee for this licensed Activity i.e. Waste Recovery Activity, falls under "*The recovery of waste*", and is set at €10,000 in respect of an Application and €6,000 in respect of a **Review** of a waste licence. The EPA has no discretionary powers in relation to this matter. Consequently a part refund is not applicable in this case.

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

Yours sincerely

Patrick Geoghegan
Senior Inspector
Office of Climate, Licensing & Resource Use





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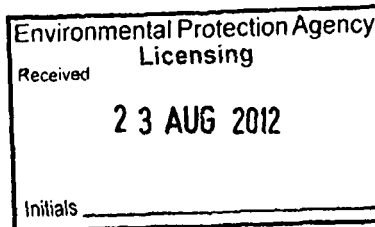
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Frank Clinton Esq.
EPA
Johnstown Castle
Co. Wexford

17th August 2012



RE Licence WO256-01 BY email and Post

Dear Mr Clinton,

Following our pre-consultation meetings and correspondence with the EPA over recent months, I confirm that our client Lennon Quarries Ltd wishes to apply for a Technical Review of the above Licence. The relevant application form and fee will follow under separate cover. The newspaper and site notices will also issue next week.

It is our understanding that the fee level is for the category "recovery of waste", as per Section 4 of the schedule of Fees from SI 395 of 2004, Schedule 2 - notwithstanding that the imported material is inert soil and stone being reused for land reclamation. As this is a simple application, a partial refund may apply.

I also understand that the EPA will endeavour to process this application on or before 1st February 2013, given the imminent availability of additional material which will enable the reclamation of the site over a shorter time frame. Indeed a revised timescale for the import of material is the only change sought to the original Licence.

The Application Form has Appendices attached outlining the planning status of the site in the context of the revised tonnage; monitoring information indicating the adherence to EPA conditions; correspondence with the EPA outlining compliance matters and correspondence from the neighbouring community and agencies in relation to the application. While new regulations in relation to EIA are imminent, no change in the planning status of the site is anticipated.

Directors: L.E. Waldron (Chairman) R.F. Tobin (Managing Director) B.J. Downes M.F. Garrick J.P. Kelly
S. Finlay P.J. Fogarty D. Grehan E. Connaughton (Company Secretary)
M. McDonnell C. McGovern B. Mulligan C.O'Keeffe

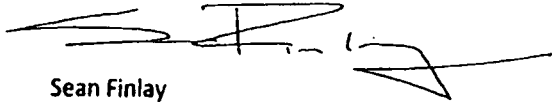
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Yours sincerely

A handwritten signature in black ink, appearing to be 'Sean Finlay', written over a horizontal line.

Sean Finlay

Director

CC; T.J. Lennon: Orla McAllister(Tobin)