

ENVIRONMENTAL PROTECTION ACT 1990.
SECTION 37

DEPT. SCANNED	C C
DATE SCANNED	8-4-03
NO. OF PAGES	4

WASTE MANAGEMENT LICENCE
NOTICE OF MODIFICATION

LICENCE REF No:- EAWML37073 LICENCE NUMBER :- 174/93/ML LICENCE HOLDER:- The Company Secretary AD Waste Limited 5/7 Grosvenor Court Foregate Street Chester Cheshire CH1 1HG Company Reg No 02630477	FACILITY TYPE:- LANDFILL LICENSED FACILITY:- Standard Landfill Site Spencers Industrial Estate Off Liverpool Road Buckley Flintshire CH7 3LY Grid Ref : SJ29056905
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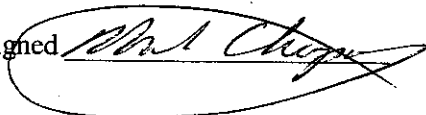
WHEREAS on the 21st June 1993 the Alyn and Deeside District Council issued a waste disposal licence (now to be treated as a waste management licence) in pursuance of its powers under the Control of Pollution Act 1974 for the above named facility to you.

AND WHEREAS on the 1st April 1996 the powers and duties of all waste regulation authorities in England and Wales transferred to the Environment Agency ("the Agency") by virtue of section 2 of the Environment Act 1995

AND WHEREAS on the 13th December 1993, 2nd December 1996, 23rd February 1998, 31st March 1999 and 15th January 2002 the relevant waste regulation authority modified the conditions of the said licence.

NOTICE IS HEREBY GIVEN that the Agency modifies the conditions of the said licence in accordance with Section 37(1)(a) of the Environmental Protection Act 1990 and as set out in the Schedule attached to this notice.

Signed



Name Mark Chapman
 Environment Manager (Freshwater Dee)

Dated 3/4/03

This modification shall take effect on 4/04/03 at 00.01 hours

YOUR ATTENTION IS DRAWN TO THE RIGHTS OF APPEAL AT THE END OF THIS NOTICE.

Environment Agency, Llwyn Brain, Ffordd Penlan, Parc Menai, Bangor, Gwynedd, LL57 4DE

SCHEDULE - CONDITIONS RELATING TO THIS MODIFICATION

Modification of conditions under section 37(1)(a) as follows:

Delete condition G.3(e)
Add new condition G.3 (e)

Delete condition G.7 (c)

Add new condition H.10

Add new condition F.6

Add conditions J 11 (d) and J 11 (e)

Delete condition H.3
Add new condition H.3

as follows :-

EXPLANATORY NOTES - including rights of appeal.

RIGHTS OF APPEAL

Section 43(1) of the Environmental Protection Act 1990 provides that:

Where, except in pursuance of a direction given by the Secretary of State, the conditions of a licence are modified, the licence holder may appeal from the decision to the Secretary of State.

Therefore, if you feel aggrieved by the decision detailed on the attached notice, you may obtain the appropriate form on which to give written notice of an appeal from :-

The Planning Inspectorate
Room 4/19
Eagle Wing, Temple Quay House
2 The Square
Temple Quay
Bristol
BS1 6PN

For Wales, the address is – The Planning Inspectorate
Crown Buildings
Cathays Park
Cardiff
CF10 3NQ

Tel: 0117 987 8812
Fax: 0117 987 6093

Tel: 02920 823859
Fax: 02920 825150

This notice of appeal should be accompanied by the following information:

A statement of the grounds of appeal;

A copy of any application to modify the licence

A copy of the licence;

A copy of any correspondence relevant to the appeal;

A copy of any other document relevant to the appeal including, in particular, any relevant consent, determination, notice, planning permission, established use certificate or certificate of lawful use or development and

A statement indicating whether you wish the appeal to be in the form of a hearing or on the basis of written representations.

You are also required to serve a copy of your notice of appeal, together with copies of any the above documents that have accompanied your notice of appeal, on the Environment Agency (at the address overleaf). You should appeal within 6 months of the date that this notice takes effect but the Secretary of State may allow notice of appeal to be given after the expiry of this time period.

Delete condition G.3 (e)

Add new condition G.3 (e) as follows :

- G.3 (e) (i) All leachate extracted from the site leachate drainage and control systems shall be removed for disposal off site unless otherwise agreed in writing with the Agency.
- (e) (ii) Any leachate stored on site prior to removal off site for disposal shall be stored in accordance with condition F.6.

Delete condition G.7 (c)

Add new condition H.10 as follows :

H. 10 Monitoring and control of odorous emissions

- H.10 (a) Within three months of the date of issue of this modification, a plan for monitoring and controlling the emission of odours from the site shall be provided in writing to the Agency. The objective of the plan shall be to prevent emissions of odours from the site in such quantities or concentrations that are likely to cause pollution of the environment or harm to human health or serious detriment to the amenity of the locality.
- (b) The plan shall specify the frequencies, times, locations and methods of monitoring for odorous emissions, and the actions to be taken in the event of detection or notification of odorous emissions from the site. Following written agreement of the plan by the Agency, it shall be incorporated into the working plan. Once agreed the plan and any subsequent agreed amendments to it shall be implemented while the licence subsists.
- (c) The measures specified in the plan to monitor, control and minimise the emission of odours from the site shall meet the standards specified in Table H.10 A.

Table H.10 A Standards for monitoring and control of emissions of odours	
a)Monitoring of odorous emissions	Olfactory monitoring of aerial emissions from the site shall be carried out: i) in accordance with the agreed monitoring plan, and shall be recorded in the site diary; and ii) by site staff supervising individual waste handling operations, during the carrying out of those operations.
b)Odorous emissions action plan	i) On detection or notification of aerial emissions of odour that are being or are likely to be transported beyond the site boundary, at such levels that they are likely to cause pollution of the environment or harm to human health or serious detriment to the amenity of the locality, immediate action to be taken to stop the waste handling operations giving rise to the emission and to suppress the aerial emission from the waste. ii) The incident and the remedial action shall be recorded in the site diary.

- (d) All emissions to air from waste management operations on the site shall be free from odours at levels as are likely to cause pollution of the environment or harm to human health or serious detriment to the amenity of the locality outside the site boundary, as perceived by an authorised officer of the Agency after having taken account of the nature of any such odours, the frequency with which they occur and their persistence.

Add new condition F.6 as follows :

F.6 Leaks and spillages

Potentially polluting leaks and spillages from vehicles, plant and equipment

- (a) All vehicles used on the site by the operator, and all plant and all equipment used on the site in connection with specified waste management operations, shall be operated and maintained with the objective of preventing potentially polluting leaks and spillages of wastes (or other potentially polluting materials which are to be used in combination with those wastes in the specified waste management operations).

Potentially polluting leaks and spillages from skips, drums and other mobile containers

- (b) Each skip, drum or other mobile container used to hold wastes which consist of or contain potentially polluting liquids, sludges or powders, (or other potentially polluting materials which are to be used in combination with those wastes in the specified waste management operations) shall be:
- (i) clearly and unambiguously labelled regarding its contents, unless the contents are clearly identifiable by visual inspection;
 - (ii) inspected and maintained, which shall be fully documented and recorded;

- (iii) in the event of damage or deterioration to a container that is, or is likely to cause, a leak, that container shall be repaired or replaced immediately.

These actions shall be carried out in accordance with the standards specified in Table F.6 A below.

Control and remediation of leaks and spillages

- (c) In the event of any potentially polluting leak or spillage occurring on site, documented control and remediation procedures shall be implemented immediately and recorded, and shall meet the standards specified in Table F.6 A below.

Table F.6 A Standards for prevention and control of leaks and spillages	
Action	Specified standards
a) Loading and unloading skips, drums and other mobile containers	i) Loading and unloading of containers shall be supervised at all times by a member of staff. ii) Lids/ caps/ bungs or other closures shall be in place during loading/ unloading. iii) Loading/ unloading shall be carried out in an area provided with engineered containment of the type required for that waste and as agreed in writing with the Agency
b) Filling and emptying drums and other mobile containers	i) Filling and emptying of containers shall be supervised at all times by a member of staff. ii) Lids/ caps/ bungs or other closures shall be in place at the end of filling iii) Containers shall not be filled beyond their operational capacity. iv) Filling and emptying shall be carried out in a bunded area v) Measurement of level/ void space shall be by physical dipping prior to loading.
c) Inspection, maintenance and repair of drums and other mobile containers	i) Containers shall be inspected daily for leaks. ii) Containers found to be leaking either shall be immediately transferred to a larger over-container or shall have their contents immediately transferred to an alternative container.
d) Control and remediation of leaks and spillages	i) Minor spillages shall be cleaned up immediately, using sand or proprietary absorbent to clean up liquids and placed in alternative sealed containers. ii) Major spillages, which are causing or are likely to cause polluting emissions to the environment: • immediate action shall taken to contain the spillage and prevent liquid from entering surface water drains, water courses and unsurfaced ground; • the spillage shall be cleared immediately and placed in alternative sealed containers; • the Agency shall be informed immediately.

Add conditions J 11 (d) and J 11 (e)

- J.11 (d) No additions or changes shall be made to the leachate or landfill gas management systems unless prior to the addition being made or the change implemented construction details of the change/addition have been submitted in writing to the Agency and the Agency has given its written agreement to the change/addition.
- In the event of an emergency the change shall not be carried out without the prior agreement of the Agency unless the Agency is unavailable to provide such agreement. If any such changes are carried out the Agency shall be notified, in writing, of the circumstances of the emergency and any remedial measures taken within 24 hours of the emergency occurring.
- J.11 (e) Any additions or changes to the engineered leachate or landfill gas management systems for the site shall be constructed and recorded in accordance with the details agreed under condition J.11 (d).

Delete condition H.3

Add new condition H.3 as follows :

- H.3 Control of windblown litter
- (a) All reasonable precautions shall be taken in accordance with the Working Plan to ensure that waste which becomes windblown is retained within the curtilage of the site.
- (b) In the event that litter does escape from the site it shall be retrieved as soon as practicable and in any event by the end of the working day.