

Our ref: WD/RA/50066/36.09

Your ref:

Date: 3rd October 2009

Mr Nick Brookes
Nick Brookes Demolition & Waste Disposal
Wardle Industrial Estate
Green Lane
Wardle
Nantwich
Cheshire
CW5 6DB

Dear Nick Brookes,

ENVIRONMENTAL PERMITTING (England and Wales) REGULATIONS 2007
Transfer Station, Wardle Industrial Estate EAWML 50066/MO1
Paragraph 13 Exemption

Following the site audit of your waste management transfer station on the 18th June 2009, it was identified that the feedstock for the paragraph 13 activity, demolition and construction waste, was being mixed with the household, commercial and industrial waste streams inside the transfer building.

The waste streams permitted under the exemption include demolition or construction material, ash, slag, clinker, rock, bark, paper, straw or gypsum. Clearly pre-mixing the demolition and construction waste with the waste streams permitted under your site permit, means that the feedstock for the paragraph 13 activity is no longer a mix of only those waste types listed in paragraph 13 and takes the activity outside of the exemption.

To comply with the exemption you are required to stop mixing paragraph 13 listed wastes with non-paragraph 13 waste types. Should you continue to mix all waste streams together then the wash plant and the aggregate manufacturing process would require a permit or potentially a variation to your existing permit.

It is a requirement therefore that you submit proposals on how you intend to address operations on site to comply with the paragraph 13 exemption.

In addition to the above, on the 27th August 2009 during an inspection of the Aggregate washing plant, I observed arisings of dust from the construction and demolition waste stockpiles. As you are aware the Agency has received complaints of dust moving off your site. It was evident from the visit that adequate control measures are in place to prevent dust arisings from the permitted operations however, there appeared to be no controls to suppress dust from the exempt activity.

Appleton House, 430 Birchwood Boulevard, Birchwood, Warrington, WA3 7WD.
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Email: enquiries@environment-agency.gov.uk
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In addition to the terms and conditions of the exemption, exempt activities must be carried out without endangering human health and without using processes or methods which could harm the environment and in particular without: risk to water, air, soil, plants or animals; or causing nuisance through noise or odours; or adversely affecting the countryside or places of special interest.

Can you also advise what measures are to be taken to prevent dust from leaving your site boundary and stop causing a nuisance.

I look forward to receiving your response to the issues raised by the 5th October 2009.

If you have any queries in relation to any of the above, please do not hesitate to contact me.

Yours sincerely,

Rachel Argyros

**Environment Officer
Weaver Dane Team**

tel: 01925 543483