

MARLBROOK TIP QUESTIONS FOR MEETING ON 25 JANUARY 2019

Issue/Question	Response	Provider of Response
<p>The Reservoir & Culvert - At the last meeting the minutes say that Tony Deakin of the E.A. Stated “the reservoir was still safe and no immediate actions required” This appears to contradict a statement made in the meeting that the culvert from the reservoir had collapsed. Clarification and details of remedial action needed.</p>	<p>The culvert collapse happened many years ago and created the current situation where water is stored upstream of the landfill material.</p> <p>We are not presently concerned that the reservoir presents any elevated risk of failure.</p>	<p>Mark Acford Mark.Acford@environment-agency.gov.uk Mobile: 07768276837</p>
<p>Can we please see the cost/risk analysis of decommissioning the reservoir and the alternative options?</p>	<p>Recent site work has confirmed that decommissioning the reservoir is not a viable option. We will continue to monitor the site for any signs of movement or distress.</p>	<p>Mark Acford Mark.Acford@environment-agency.gov.uk Mobile: 07768276837</p>
<p>How much material has been deposited since tipping re-started in October 2018?</p>	<p>Waste return documentation received by the Agency confirms that in the period October to December 2018 a total amount of 10,500 tonnes of material has been received on site.</p>	<p>Val Colman Val.Colman@environment-agency.gov.uk Tel No: 02077140676</p>

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<p>Have the waste transfer returns been seen and what do they actually tell you?</p>	<p>Waste transfer returns for the site were received by the Environment Agency's Operator Returns Department covering the period October 2018 to December 2018. The returns tell us that 10,500 tonnes of soil and stones have been brought onto site during the period. All wastes are described with a unique code under European Waste regulations dependant on the origin and nature of the waste. In this instance the code is 17 05 04. This tells us that the material is soil and stones not containing hazardous substances. This complies with the materials specified as acceptable in the permit.</p>	<p>Val Colman Val.Colman@environment-agency.gov.uk Tel No: 02077140676</p>
<p>Can the waste permit be modified or revoked if necessary?</p>	<p>The environment agency has a variety of powers of enforcement as a regulator. Waste permits can be modified (varied) or revoked by the Environment Agency. A decision to vary or revoke a permit is a serious step assessed on a case by case basis and involves a decision making process which takes into consideration a variety of factors. This includes, but is not limited to, factors such as the operators level of compliance with their permit conditions; any significant and persistent breaches of conditions; the level of risk of environmental impact such as pollution; an assessment of the operators competence and history of responses to any notices or other enforcement actions issued. The environment agency also has a duty to support business growth.</p>	<p>Val Colman Val.Colman@environment-agency.gov.uk Tel No: 02077140676</p>

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<p>EXEA Associates have written a report for Liberty Construction telling them what is needed as a management system to log all material going on site. Has this been set up?</p>	<p>A site visit was conducted on 13th March 2019 by Martin Quine and Val Colman from the Environment Agency along with Ruth Bamford and Simon Jones from Bromsgrove Planning department. It was confirmed on this visit that Liberty Construction have an Environmental Management System and we have received a copy of this. During our visit we inspected relevant paperwork such as waste transfer notes on site. Some of the systems are not yet fully in place. We are currently working with the operator to achieve this.</p>	<p>Val Colman Val.Colman@environment-agency.gov.uk Tel No: 02077140676</p>
<p>What has happened since the Temporary Stop note expired last month?</p>	<p>Nothing has occurred from a planning perspective on site.</p>	<p>Ruth Bamford r.bamford@bromsgroveandredditch.gov.uk mobile: 07852437802</p>
<p>If tipping continues without planning permission, what protection do we have regarding hours of work and routes taken by lorries?</p>	<p>There would be no protection if tipping continues without planning permission. If tipping was to recommence the planning authority would need to decide what to do to address the issues raised in the question.</p>	<p>Ruth Bamford r.bamford@bromsgroveandredditch.gov.uk mobile: 07852437802</p>