



Our Ref : UT/2005/015534-2/1

Your Ref : DC/04/42934

Date : 19 May 2005

Robert A. Lee
 Director of Environment & Development Services
 Sandwell Metropolitan Borough Council
 P O Box 42
 Development House
 Lombard St
 West Bromwich
 West Midlands
 B70 8RU

SANDWELL METROPOLITAN BOROUGH COUNCIL
 DEVELOPMENT HOUSE
 LOMBARD STREET
 WEST BROMWICH

23 MAY 2005

EX	HWY	HWY	MISC

FILE NO:

FAO Mr John Baylay

Dear Sir,

GROUND INVESTIGATION AND HYDROLOGICAL ASSESSMENT - INFILL OF LAGOON WITH INERT MATERIAL.

THE APOLLO LAGOON, SHIDAS LANE, OLDBURY.

I refer to your letter reference DC/04/42934 which was received on 28th April 2005.

Thank you for re-consulting the Environment Agency in light of the report submitted, however, prior to my letter of the 30th March 2005 the Environment Agency (Agency) had reviewed the report:

- SLADEN ASSOCIATES, January 2005, Ground Investigation and Hydrogeological Assessment - Former Apollo Lagoon Site Rounds Green Road, Oldbury, West Midlands. D0360/2.

The Agency have requested further information from the applicant in connection with the PPC permit that will be required for this site. The Environment Agency's Groundwater and Contaminated Land Officer Mr Richard Brandsma has been in contact with the consultants and is awaiting further information.

Due to the above, I have no further comments to add to my previous letter dated 30th March 2005, reference UT/2005/015534-1/1, copy enclosed, regarding your consultation reference DC/04/42934.

If you have any questions regarding the above information please contact Ann-Marie Attfield
Tel. 01543 404878.

Yours faithfully



✓✓ **TIM WILLIAMS**
Planning Liaison Team Leader

Please ask for : Ann-Marie Attfield



**ENVIRONMENT
AGENCY**

Our Ref : UT/2005/015534-1/1

Your Ref : JBB/DC/04/42934

Date : 30 March 2005

Robert A. Lee
Director of Environment & Development Services
Sandwell Metropolitan Borough Council
P O Box 42
Development House
Lombard St
West Bromwich
West Midlands
B70 8RU

FAO Mr John Baylay

Dear Sir

INFILL OF LAGOON WITH INERT MATERIAL.

THE APOLLO LAGOON, SHIDAS LANE, OLDBURY.

Thank you for referring the above application which was received on 17th February 2005.

I apologise for the delay in replying, and trust that the Agency's comments, as set out below, will still be taken into consideration.

The Agency has no objections to the proposed development but wishes to make the following comments.

Regulatory Waste Issues

The Environment Agency is aware of a previous Waste Licence for the site. This licence was disclaimed by the liquidators.

To fill the area now will require a Pollution Prevention and Control (PPC) Permit in accordance with the requirements of The Pollution Prevention and Control Act 1999. The applicant should contact the Environment Agency's Regulatory Waste Officer Dave Thrussell Tel. 01543 404942 for further details.

Groundwater and Contaminated Land Issues

Measures will be included in the aforementioned PPC permit to prevent pollution to "controlled waters". The Environment Agency's groundwater and contaminated Land Officer Richard Brandsma has been in pre-planning discussions with the applicant in concerning these matters.

Pollution Prevention Issues

Whilst pollution prevention issues will be covered as part of the PPC permit, the Environment Agency would wish to see the following informatives and recommendations be attached to, or form part of, any approval notice issued:

- There should be no discharge of contaminated lagoon water from site into either groundwater or any surface waters, whether direct or via soakaways. Any such drainage shall be discharged to the public foul water sewerage system subject to the prior approval of the sewerage undertaker.
- There should be no discharge of foul or contaminated drainage from the site into either groundwater or any surface waters, whether direct or via soakaways.
- Any relevant oil storage facilities on site will have to comply with the requirements of the Control of Pollution (Oil Storage) (England) Regulations 2001. For further details on these regulatory requirements the applicant should refer to the Environment Agency's Pollution Prevention Guidance Note 2: Above Ground Oil Storage Tanks. Both the developer and the site operators will need to ensure that these regulations are complied with.

Finally, in order for the Agency to monitor its effectiveness in influencing the determination of planning applications, a copy of the decision notice for this application would be appreciated.

If you have any questions regarding the above information please contact Ann-Marie Attfield
Tel. 01543 404878.

Yours faithfully

TIM WILLIAMS
Planning Liaison Team Leader

Please ask for : Ann-Marie Attfield