



**An Roinn Tithíochta,
Pleanála agus Rialtais Áitiúil**
Department of Housing,
Planning and Local Government

For Office Use

Ref. **Dept. of Environment, Heritage
& Local Government**
Application date: 5 SEP 2018
Date of receipt: _____
Date Validated: **Wexford**

**APPLICATION FOR A LEASE/LICENCE/CONSENT UNDER THE FORESHORE ACT
1933 (AS AMENDED)**

- Applications for Offshore renewable energy (ORE) projects should use an ORE specific form.
- Please complete the form electronically. Type details in the boxes provided, space will expand as you type.
- The enclosures checklist should also be completed
- Tá an leagan Gaeilge den fhoirm seo ar fáil ar iarratas.

**BEFORE FILLING OUT THIS FORM PLEASE READ THE DECLARATION AND
CONSENT ON PAGE 10:**

**IT IS IMPORTANT TO NOTE THAT A CHANGE IN APPLICANT NAME WILL REQUIRE
A NEW APPLICATION.**

DATA PROTECTION

The Office of the Data Protection Commissioner states that the sending of marketing material to individuals without consent may result in action by the Data Protection Commissioner against the sender including prosecution. It is the responsibility of persons or entities wishing to use any personal data on an application form for direct marketing purposes to be satisfied that that they may do so legitimately under the requirements of the Data Protection Acts 1998 and 2003 and with regard to General Data Protection Regulation (2016/679) requirements.

Applicant Name and Address:

Full Name of Applicant (not Agent): Killadysert Village Renewal CLG
Company/Organisation: Killadysert Village Renewal CLG
Address: c/o Michael Michaels; (Centra), Main Street, Killadysert, Co Clare
Eircode:

Applicant Contact Details:

Phone No: 0868623888
E-mail address:

Agent (if any) Address/Contact Details:

Person/Agent acting on behalf of the Applicant: Mary Burke
Company: Burke Environmental Services(Sole Trader)
Address: Beechpark, Ennis, Co Clare
Eircode:
Phone No: 087 2321087
E-mail address: marylucyburke@gmail.com

Applicant's Legal Advisor:

Name: Mr Joseph Chambers
Address: Kilrush
Eircode:
Phone No: 0659051629
E-mail address:

Part 1: Proposal Details (Attach additional documents as required)

1.1	Description of proposed works/activity; Carry out improvement works to the existing slipway, including the construction of a re-inforced concrete slipway (208m ² with retaining wall) as per attached drawings																
1.2	Describe the nature and scale of any structure to be erected on the foreshore. Is the structure proposed to be temporary or permanent? Permanent improvement works on existing slipway providing 208m ² concrete slipway enabling improved access at all water levels																
1.3	Indicative timing of the works/activity: (i) Start date (ii) Duration (iii) Any other information relevant to timing. Start date will be determined by Foreshore application. Works need to be completed before Spring 2019. The anticipated duration of works is 2 months																
1.4	<p>Primary usage for proposed development (please tick)</p> <table border="1"> <tr> <td>Use</td> <td></td> </tr> <tr> <td>Industrial</td> <td></td> </tr> <tr> <td>Commercial</td> <td></td> </tr> <tr> <td>Within Fishery Harbour Centre</td> <td></td> </tr> <tr> <td>Sea Fisheries</td> <td></td> </tr> <tr> <td>Local Authority</td> <td></td> </tr> <tr> <td>Community/Co Op scheme</td> <td></td> </tr> <tr> <td>Other(specify) Agriculture & Tourism</td> <td style="text-align: center;">x</td> </tr> </table>	Use		Industrial		Commercial		Within Fishery Harbour Centre		Sea Fisheries		Local Authority		Community/Co Op scheme		Other(specify) Agriculture & Tourism	x
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Community/Co Op scheme																	
Other(specify) Agriculture & Tourism	x																
1.5	Do the proposed works provide for public use, commercial use, restricted use or strictly private use? Provide Details The proposed works will enable farmers to access lands on the islands at all tide levels. It is also proposed that tours of the accessible islands could be provided. This means that the slipway would be used by public, commercial (agriculture) and private users.																
1.6	Might the proposed works restrict public use/enjoyment of the foreshore? Provide details. No																
1.7	Has the applicant held or does the applicant hold any previous Foreshore Licences, Leases or applications over the area sought or over any other area including pending applications? (Give details including Department's file reference number(s)). No																
1.8	Status of planning permission application: Pending/granted/not required. Consent Authority: Clare Co Council Reference Number: P18/252 (Please provide copies of consents granted) See Attachment 6 (i)																

1.9	<p>Are any other consents required for this proposal? Please detail.</p> <p>Consent type; Lease holder consent, see Attachment 2(ii) Consent Authority: Dept of Marine Reference Number: Status of application:</p> <p>(Please provide copies of consents granted); See Attachment 2 (ii)</p>
1.10	<p>Employment Implications (if any); Potential to generate employment, particularly part time Summer employment, if tourism venture is undertaken. Existing self employed farmers use the quay on an ongoing basis</p>
1.11	<p>Capital cost of proposed works (€ - Euro); €23,000</p>
1.12	<p>Do the proposed works involve the draw down of European Union or State funding? Yes, State Funding If "Yes" give details, including any time restrictions, etc. applying Town and Village Renewal Scheme, Department Arts, Heritage, Regional, Rural and Gaeltacht-affairs. 2017 Final project completion required for March 2019</p>

Part 2: Proposed Site. (Attach additional documents as required)

2.1	<p>County: Clare</p>
2.2	<p>Location name and nearest townland name: Crovraghan Quay, Crovraghan, Killadysert, Co Clare</p>
2.3	<p>Geographic co-ordinates of the area under application in degrees minutes and seconds WGS84 for offshore developments and where the area can also be identified on the Ordnance Survey map and /or is connected to the seashore/mainland , specify Ordnance Survey map no and Irish National Grid co-ordinates Digital Map 4615, 4674, 4675 & 4614 Grid Co-ordinates; E527768 N 660190</p>
2.4	<p>Please indicate the size of the Foreshore area (Ha²) or (M2) or (KM2) 0.259 hectares, with slipway area of 208m²</p>
2.5	<p>If offshore please indicate distance from shore (Km): Onshore</p>
2.6	<p>Is any of the foreshore in the proposed site in private ownership? If yes please provide documentary evidence of same (e.g. folio); Yes See Attachment 11 (i) Copy of Folio CE10672, Owner Bridget Harnett</p>
2.7	<p>Any other site details considered relevant: No</p>

Part 3. Maps and Drawings, Please refer to Guidance on map and drawing requirements.

3.1	Site location map attached? Please include reference no(s). See Attachment 2 (i)
3.2	Foreshore Lease/Licence map attached? Please include reference no(s). See Attachment 2 (ii)
3.3	Drawings of structures to be used and or layout (if required) attached? Please detail and include reference no(s). See Attachment 4 Drawing P/18/12/SL
3.4	Admiralty Chart attached? Not required
3.5	Other maps/drawings attached ?– please detail and include reference numbers Attachment 4

Part 4: Pre- application consultations

4.1	<p>Describe briefly any consultations undertaken with the following bodies:</p> <p>National Parks & Wildlife Service (NPWS) of the Department of Arts, Heritage, Regional, Rural and Gaeltacht Affairs</p> <ul style="list-style-type: none"> • National Monuments Service (NMS) of the Department of Arts, Heritage, Regional, Rural and Gaeltacht Affairs • Inland Fisheries Ireland • Sea Fisheries Protection Authority • Marine Institute • Marine Survey Office <p>Please also provide copies of correspondence. Public Consultation process was included in the Planning Permission process. Submissions were made by National Parks and Wildlife and Conservation officer during this process (letter of May1st 2018 on Planning file P18/252). No other consultation undertaken</p>
4.2	Describe briefly any consultations undertaken with other relevant authorities (e.g. Local Authority, Port/Harbour authority etc) or State Agencies.
4.3	<p>Describe any consultations undertaken to date with other foreshore users. Users are members of the Killadysert Village Renewal Community Group. The project group also includes Bunratty Search and Rescue, who require improved access to the estuary for searches.</p>
4.4	<p>Describe any likely interactions with activities of the public or other foreshore users during the construction and operational phases of the works/activities (e.g. fishing, aquaculture, sailing, and surfing swimming, walking). Describe any measures proposed to minimise inconvenience to other users. Access to the existing quay will continue, as farmers will require access for animal movements, and local (leisure) fishing- all involved with local community group. Bunratty Search and Rescue are co-directors of the company, and will use the facility if the need arises in rescue operations</p>
4.5	Have adjacent land owners, whose properties may be affected by these works been consulted? Please provide details/permissions as appropriate. Yes. See Attachment 11 (ii), letter of permission from land owner

Part 5: Environmental Considerations
(your consultations with National Parks and Wildlife Service and National Monuments Service may inform your answers. Attach additional reports as required and mark under the R column)

www.epa.ie/downloads/advice/ea/guidelines/
www.environ.ie/en/DevelopmentHousing/PlanningDevelopment/EnvironmentalAssessment/
<http://www.npws.ie/protectedsites/appropriateassessment/>
<http://webgis.npws.ie/npwsviewer/>

	Environmental legislative requirements	Yes	No	R
5.1	Is an Environmental Impact Statement required for this proposal?		x	
5.2	Is a Natura Impact Statement required for this proposal?		x	
5.3	Is the area within or adjacent to a NHA, pNHA, SAC, SPA, or National Park? Specify site names and code(s). Lower River Shannon SAC Site Code 002165 River Shannon & River Fergus Estuaries SPA Site Code 004077	X		
5.4	Describe any other projects or plans for the area, anticipated or developed, that in combination with this proposal, may have a significant effect on a Natura 2000 site: Please list with planning reference numbers (where available). No other project proposed or ongoing	None		

	Environmental Considerations	Yes	No	R
5.5	Will the proposal have any potential environmental impacts? If yes, please describe		x	
5.6	Are you proposing any measures to mitigate the potential environmental impacts? If yes, please describe. Works management will ensure no mitigation measures are required, all measures are included in the construction works plan		x	
5.7	Are there public health/safety implications arising from the proposed works? (e.g. effluent disposal, removal of derelict or dangerous structures etc.) If yes, please describe		x	
5.8	Will the works involve the storage and/or disposal of waste? If "Yes" please give details of the type of waste and the proposed method of storage and/or disposal (including location)		x	
5.9	Any other Environmental Considerations? If yes, please specify.		x	

	Built Heritage Considerations	Yes	No	R
5.10	Does the area contain an archaeological site or feature? If yes, please specify. Slipway is the site of the recorded monument CL060-022, Crovraghan Castle Complex dating from the mid 16 th century. The castle no longer exists and some of the stone from the castle was used in the construction of the existing quay. An archaeological assessment will precede any works	x		
5.11	Does the area contain or adjoin a listed archaeological site or monument? If yes, please specify. Yes, see answer to 5.10 above	x		
5.12	Will the proposal have any potential impacts on the archaeological integrity of the site? If yes please describe; Works will not impact on the integrity of the site and will comply with planning requirements, and no rendering or concrete works on the original stone will be undertaken		x	
5.13	Are you proposing any measures to mitigate potential archaeological impacts? If yes, please describe? See response to 5.12	X		

Part 6: Navigational Safety Considerations. (Your consultations with relevant stakeholders may inform your answers. Attach additional documents as required and mark under the R column)

	Navigational Safety Considerations.	Yes	No	R
6.1	Are there public navigational safety implications arising from the proposed works?		x	
6.2	What marine activity is there in the area? Fishing and agricultural use of the lands on Fergus islands			
6.3	How will the marine activity be affected by the proposed works? Improvement of and safer access at all tide levels			
6.4	What mitigating measures will be put in place? No mitigation measures required. Safe access for existing users (farmers) will be maintained			
6.5	How will the proposed works affect Marine Navigation in the future? No impact		X	

Part 7: Fishing/Aquaculture considerations (your consultations with IFI, SFPA, DAFM may inform your answers. Attach additional documents as required and mark under the R column)

	Fishing/Aquaculture considerations	Yes	No	R
7.1	<p>Is the proposal located in proximity to any of the following:</p> <ul style="list-style-type: none"> • aquaculture operation • designated Shellfish Growing Waters • fish spawning ground • other sensitive fisheries location <p>Please Illustrate on appropriate chart including distance in Km.</p>		x	
7.2	<p>Are there other potential impacts of the proposal on fishing/aquaculture in the area? If yes, please describe.</p>		x	
7.3	<p>Are there any measures proposed to mitigate potential impacts on fisheries or aquaculture? If yes, please describe.</p>		X	

Part 8 – Additional information

8.1	<p>Please detail any additional relevant information. See Attachment 10, Appropriate Assessment Screening, as required under Article 6(3) of Habitats Directive</p>
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Declaration and Consent:

The details provided here are correct to the best of my knowledge.

I understand that no works will be commenced, by me or my agents on the proposed site, without the prior written consent of the Minister.

By submitting this application form, I agree that the details provided (with personal contact details redacted) are to be published on the Department of Housing website and also that the full information provided including contact details are to be processed and retained by the Department of Housing, Planning and Local Government and shared with all appropriate Prescribed Bodies (as part of the Prescribed Bodies Consultation process) in furtherance of consideration for a foreshore Consent under the Foreshore Act 1933 (and Foreshore Amendment Act 2011).

I give consent to the Minister and his servants to copy this application and to make (a redacted) copy available for inspection and copying by the public. This consent relates to this application, to any further information, or submission provided by me or on my behalf and to the publication of the licence document.

Signature of Applicant (or his or her Agent):

Mary Burke (Burke Environmental Services)

Name of above Signatory (block letters):

MARY BURKE

Position Held:

AGENT

Date: 4/9/2018

Return completed applications to:

Marine Environment and Foreshore Section
Department of Housing, Planning and Local Government
Newtown Road
Wexford
Y35 AP90

Enquiries to: Foreshore@housing.gov.ie (Other contact details to be included in Guidance materials)

Email a copy of application documents: Foreshore@housing.gov.ie

Enclosures Checklist

**One hard copy of every document is required unless otherwise stated.
Electronic versions of documentation must also be provided in searchable
PDF format (no single file to be greater than 30mb) so that the
Department can make them available on its website.**

Item No.	Description	No. of copies Required	
1	Application Form. With original signature	4	x
2	Mapping (see guidelines document) (i) Site Location map (ii) Foreshore Lease/licence map	4 4	x
3	British Admiralty Chart (largest available scale)	1	
4	Drawings of the structures to be used and/or layout	4	x
5	Pre-application correspondence with stakeholders.	1	x
6	Other statutory permissions: (i) Planning permission (ii) Effluent Discharge Licence (iii) Other consent (Please specify)	1 1 1	x
7	Company documentation (1): Certified copy of the Company's Memorandum and Articles of Association	1	x
8	Company documentation (2) Certificate of Incorporation of a Limited Liability, or Company/Rule Book/Constitution for a Club or Co-Operative Society as appropriate	1	x
9	Environmental Impact Statement (EIS). (i) Hard copy (ii) CDs	5 25	Not required
10	Natura Impact Statement (NIS)- Screening provided (see 12 below) (i) Hard copy (ii) CDs	5 4	Not required
11	Property-related owner permissions/wayleaves (i) Folio - (or other evidence of private ownership) (ii) Wayleave/consent from other property owners (iii) Other (Please specify)	2 1 1	x
12	Other - Please specify	1	AA screening

