



Comhshaol, Pobal agus Rialtas Áitiúil
Environment, Community and Local Government

For Office Use

Ref. No. _____

Application date: _____

Date of receipt: _____

Date Validated: _____

**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.

Applicant Details (please note that if the project proponent changes a new application will be required):

Contact Name: Cathal Sweeney

Company/Organisation: Donegal Co. Council

Address: Public Service Centre, Drumlonagher, Donegal Town, Co. Donegal

Phone No: 074 9724481, Mobile: 087 2747097

E-mail address: cathal.sweeney@donegalcoco.ie

Nominated Contact/Agent (Where different from above):

Name:

Company:

Address:

Phone No:

E-mail address:

Applicant's Legal Advisor:

Name: VP McMullin Solicitors

Address: Donegal Street, Ballybofey, Co. Donegal

Phone No: 074 9131484

E-mail address: bfy@vpmcmullin.com

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

<p>1.1</p>	<p>Description of proposed works/activity.</p> <p>The deployment of a floating pontoon, 20m long x 4m wide to accommodate cruise ship tender boats, secured to the sea bed with chains and sinker blocks as well as the placing of floating pontoons approximately 40m long x 2.5m wide to accommodate leisure boats, secured to existing steel piles using brackets and sliders and linked to the 20m x 4m pontoon by means of a 4m link bridge. Access to the pontoons will be by way of an 25m long gangway landing on the cruise ship tender pontoon and a pathway will connect the end of the gangway to the Greencastle Coastal Pathway, which allows direct access to the town. Security fencing with a controlled access will be provided for boat users.</p>																
<p>1.2</p>	<p>Describe the nature and scale of any structure to be erected on the foreshore. Is the structure proposed to be temporary or permanent?</p> <p>The proposed facility will provide an additional 100m of much needed berthing within the Greencastle area. As there is limited availability of berthing space in the existing harbour, leisure boats have to be tied in trots of up to eight deep. This adds to the congestion in the harbour and causes navigation problems within the harbour. In addition to this, there is no provision for disabled access in the existing harbour and it is proposed to provide facilities for users with reduced mobility and physical disabilities at the new facility. As well as accommodating local boats, the pontoons will also attract visiting boats and sail in company groups. Greencastle Harbour is ideally located as a staging post for Derry City being just a three hour sail away. Local events such as The Greencastle and Moville Regattas will also benefit by attracting large numbers of visiting boats to the area.</p>																
<p>1.3</p>	<p>Indicative timing of the works/activity: (i) Start date (ii) Duration (iii) Any other information relevant to timing.</p> <p>It is proposed to have the pontoons installed and operational by June 2015.</p>																
<p>1.4</p>	<p>Primary usage for proposed development (please tick)</p> <table border="1" data-bbox="373 1615 1216 1906"> <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>Yes</td> </tr> <tr> <td>Community/Co Op scheme</td> <td></td> </tr> <tr> <td>Other(specify) Marine Leisure</td> <td>Yes</td> </tr> </table>	Use		Industrial		Commercial		Within Fishery Harbour Centre		Sea Fisheries		Local Authority	Yes	Community/Co Op scheme		Other(specify) Marine Leisure	Yes
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Other(specify) Marine Leisure	Yes																

1.5	<p>Do the proposed works provide for public use, commercial use, restricted use or strictly private use? Provide Details</p> <p>The proposed facility will be for public use and it will accommodate local leisure boats, visiting boats and sail in company groups. In addition to this it will have provision for disabled access and will facilitate Sailability events that are intended for sailors and marine leisure enthusiasts with reduced mobility and physical disabilities. Local events such as The Greencastle and Moville Regattas will also benefit, attracting large numbers of visiting boats to the area. It will also have a commercial use in that it will facilitate the disembarkation of passengers from cruise tenders. The current Harbour Master at Greencastle will oversee all activity at the proposed facility.</p>				
1.6	<p>Might the proposed works restrict public use/enjoyment of the foreshore? Provide details.</p> <p>The proposed works will enhance public use and enjoyment of the foreshore by creating access to an area that is currently isolated.</p>				
1.7	<p>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)).</p> <table data-bbox="319 1097 1404 1187"> <tr> <td data-bbox="319 1097 590 1187">Feb. 2007 MS51/15/661</td> <td data-bbox="590 1097 861 1187">May 2012 MS51/15/689</td> <td data-bbox="861 1097 1133 1187">July 2013 FS 5984</td> <td data-bbox="1133 1097 1404 1187">June 2014 FS6240</td> </tr> </table>	Feb. 2007 MS51/15/661	May 2012 MS51/15/689	July 2013 FS 5984	June 2014 FS6240
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1.8	<p>Status of planning permission application: Pending/granted/not required.</p> <p>Consent Authority: Donegal Co. Council Part 8 Planning Consent Reference Number: 05.EF2010</p> <p>(Please provide copies of consents granted)</p>				
1.9	<p>Are any other consents required for this proposal? Please detail.</p> <p>Consent type Consent Authority: Reference Number: Status of application:</p> <p>(Please provide copies of consents granted)</p>				
1.10	<p>Employment Implications (if any) A number of people will be employed in the manufacture and deployment of the pontoons.</p>				
1.11	<p>Capital cost of proposed works (€ - Euro) €250,000</p>				

1.12	<p>Do the proposed works involve the draw down of European Union or State funding? If "Yes" give details, including any time restrictions, etc. applying</p> <p>The main element of the project (cruise ship tender pontoon and access gangway) are being funded by the Special European Union Programmes Body (SEUPB) Interreg IVA programme and this is being administered by the Loughs Agency. The purchase of the berthing pontoons has been funded by the Dept. of Agriculture Food and the Marine's Marine Leisure programme. The SEUPB require that all funding for the project is drawn down by June 2015.</p>
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Part 2: Proposed Site. (Attach additional documents as required)

2.1	County: Donegal
2.2	Location name and nearest townland name: Greencastle
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</p> <p>A- Latitude: 55°12' 2.8872" Longitude: -6°59' 23.6292 B- Latitude: 55°12' 3.0162" Longitude: -6°59' 23.2830 C- Latitude: 55°12' 0.9462" Longitude: -6°59' 19.4346 D- Latitude: 55°12' 0.8490" Longitude: -6°59' 19.7196</p>
2.4	<p>Please indicate the size of the Foreshore area (Ha²) or (M2) or (KM2)</p> <p>0.07ha</p>
2.5	If offshore please indicate distance from shore (Km): N/A
2.6	Is any of the foreshore in the proposed site in private ownership? If yes please provide documentary evidence of same (e.g. folio) No
2.7	Any other site details considered relevant:

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).
3.2	Foreshore Lease/Licence map attached? Please include reference no(s).
3.3	Drawings of structures to be used and or layout (if required) attached? Please detail and include reference no(s).
3.4	Admiralty Chart attached?
3.5	Other maps/drawings attached ?- please detail and include reference numbers

Part 4: Pre- application consultations

4.1	<p>Describe briefly any consultations undertaken with the following bodies.</p> <ul style="list-style-type: none"> • National Parks & Wildlife Service (NPWS) • National Monuments Service (NMS) of Department of Arts, Heritage and the Gaeltacht • Inland Fisheries Ireland • Sea Fisheries Protection Authority • Marine Institute • Marine Survey Office <p>Please also provide copies of correspondence.</p> <p>An Appropriate Assessment Stage 1 Screening Report has been prepared.</p>
4.2	<p>Describe briefly any consultations undertaken with other relevant authorities (e.g. Local Authority, port/harbour authority etc) or State Agencies.</p> <p>Donegal Co Council is the Harbour Authority for Greencastle Harbour. The pontoons are to be placed in the new harbour, under construction and will be within the boundaries of the site.</p>

4.3	<p>Describe any consultations undertaken to date with other foreshore users.</p> <p>There are ongoing consultations with the harbour users group that comprises representatives from commercial fishing, fish processing, commercial fishing services, coast guard and local sailing groups.</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.</p> <p>The proposed works will be separated from the main harbour activity and are in an area currently unused by any marine activity. There will be no significant impact on navigation and the Greencastle/Magilligan Ferry will not be disrupted. The new pontoons will be managed by the Harbourmaster in Greencastle and the area they occupy is within the harbour limits of Greencastle which is governed by The Donegal County Council (Certain Harbours) Bye-Laws 2010. It is intended that the new facility, if granted, will be used for leisure craft and will separate commercial and leisure activities, resulting in a more orderly use of the harbour facilities.</p>
4.5	<p>Have adjacent land owners, whose properties may be affected by these works been consulted? Please provide details/permissions as appropriate.</p> <p>Local land owners and residents living close by the proposed works have been consulted and are kept informed of all developments. There are no issues or concerns arising from these consultations or discussions.</p>

**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?		No	
5.2	Is a Natura Impact Statement required for this proposal?		No	
5.3	Is the area within or adjacent to a NHA, pNHA, SAC, SPA, or National Park? Specify site names and code(s). North Inishowen Coast Line SAC Site No. 002012	Yes		
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). The proposed development is within the partly constructed Greencastle Breakwater Project that was left unfinished in January 2009 due to funding constraints resulting from the economic downturn. The cruise tender berthing pontoon was to form part of the breakwater project.	Yes		

	Environmental Considerations	Yes	No	R
5.5	Will the proposal have any potential environmental impacts? If yes, please describe		No	
5.6	Are you proposing any measures to mitigate the potential environmental impacts? If yes, please describe		No	

5.7	<p>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</p> <p>There will be no effluent discharged from the proposed structure. There will be no removal of derelict structures. The Pontoons will be operated in accordance with The Greencastle Harbour Safety Statement. A site specific Method Statement and Risk Assessment will be prepared by Donegal Co. Council prior to the placement of the pontoons.</p>	Yes		
5.8	<p>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)</p> <p>There may be small quantities of marine generated waste in the form of domestic waste. There is a waste disposal facility in the main harbour which is documented in the Council's Waste Reception Plan which was last updated in Oct. 2013. There is also a facility here for waste oil and metal recycling.</p>	Yes		
5.9	<p>Other Environmental Considerations? If yes, please specify.</p>		No	

	Built Heritage Considerations	Yes	No	R
5.10	<p>Does the area contain an archaeological site or feature? If yes, please specify.</p>		No	
5.11	<p>Does the area contain or adjoin a listed archaeological site or monument? If yes, please specify.</p>		No	
5.12	<p>Will the proposal have any potential impacts on the archaeological integrity of the site? If yes please describe</p>		No	
5.13	<p>Are you proposing any measures to mitigate potential archaeological impacts? If yes, please describe?</p>		No	

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	<p>Are there public navigational safety implications arising from the proposed works?</p> <p>There will be no significant impact on the navigation of vessels entering and exiting the main harbour. The Greencastle/Magilligan Ferry operates from the main harbour, however there will be no disruption to this service. The new pontoons will be managed by the Harbourmaster in Greencastle and the area they occupy is within the harbour limits of Greencastle which is governed by The Donegal County Council (Certain Harbours) Bye-Laws 2010.</p>	Yes		
6.2	<p>What marine activity is there in the area?</p> <p>Principally commercial fishing and seasonal leisure activity. The Greencastle/Magilligan Ferry also operates from the main harbour.</p>	Yes		
6.3	<p>How will the marine activity be affected by the proposed works?</p> <p>The proposed works will have little or no effect on marine activity as the proposed site is some distance from the main harbour and entrance channel. When complete the proposed scheme will remove most of the leisure activity from the main harbour and therefore ease congestion at the main harbour.</p>	Yes		
6.4	<p>What mitigating measures will be put in place?</p> <p>The Harbour Master will control all activity in the main harbour and at the proposed new berthing pontoons.</p>	Yes		
6.5	<p>How will the proposed works affect Marine Navigation in the future?</p> <p>The harbour will be less congested in the future as marine leisure craft will be separated from commercial fishing craft.</p>	Yes		

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>		No	
7.2	<p>Are there other potential impacts of the proposal on fishing/aquaculture in the area? If yes, please describe.</p>		No	
7.3	<p>Are there any measures proposed to mitigate potential impacts on fisheries or aquaculture? If yes, please describe.</p>		No	

Part 8 – Additional information

8.1	Please detail any additional relevant information.
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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.

I agree that on completion of the works, all environmental data that is not commercially-sensitive shall be provided within a reasonable timeframe to the Marine Institute; the format and timeframe to be agreed with the Marine Institute. I understand that the Marine Institute may make this information available to individuals and organisations in line with its data access policy.

I give consent to the Minister and his servants to copy this application and to make it 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.

Signed for and on behalf of the applicant:



Name of above Signatory (block letters):

CATHAL SWEENEY

Position Held:

EXECUTIVE ENGINEER

Date 15/5/2015.

Return completed applications to:

Foreshore Unit
Marine Planning and Foreshore
Department of the Environment, Community and Local Government
Newtown Road
Wexford

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

Email a copy of application documents: Foreshore@environ.ie