



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

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

(This form should **NOT** be used for Applications for Offshore Electricity Generating Stations)

Please read Guidance Notes before completing this form

**USE BLOCK CAPITALS IN BLACK INK**

For Office Use

Application Ref. No. \_\_\_\_\_

Date of receipt.

**1. A. Name(s) of Applicant(s) in full**

Cork County Council

**B. Address(es) of Applicant(s) in full**

County Hall, Carrigrohane Road, Cork

Telephone 028 21299 Mobile N/A

Fax N/A E-mail niall.omahony@corkcoco.ie

RSI/PPS No./CRO NO: N/A

**C. Signature of Applicant**

Niall O'Mahony  
Senior Engineer

Date: 6/2/13

(where the signatory is an officer of a local authority or a company, the position held should be stated and the signatory's name should also be provided in block capitals).

**D. Name of contact person if different from above**

Ciarán Cotter

Address Cronin Millar Consulting Engineers, Ivy Fort House, 5 Cathedral Place,  
Cobh, Co. Cork

Telephone 021 4815441 Mobile N/A

Fax 021 4815441 E-mail ciarancotter@cmce.ie

\* Legislation Applicable Foreshore Act, 1933 (No. 12); Foreshore (Amendment) Act, 1992 (No.17); Fisheries and Foreshore (Amendment) Act, 1993 (No. 54), Fisheries (Amendment) Act, 2003 (No. 21); European Communities (Environmental Impact Assessment Regulations, 1989 to 1999; Foreshore (Environmental Impact Assessment) Regulations, 1990 (S.I. No. 220); Planning and Development Act 2000 (No. 30) Part XV

**E. Name and Address of Applicant's Legal Advisors**

(Applicants are strongly advised to seek legal assistance, prior to agreeing to accept an offer of a foreshore lease/licence/permission as all are legally binding documents. Where an offer is made of a Foreshore Lease/Licence/Permission it will be done through the Applicant's Legal Advisors)

Orla Deasy  
County Solicitor  
Law Department  
12<sup>th</sup> Floor, County Hall  
Carrigrohane Road  
Cork

Telephone 021 4285412

Fax 021 4276321

E-mail [orla.deasy@corkcoco.ie](mailto:orla.deasy@corkcoco.ie)

**2. (A) A detailed description of the proposed works which are to be carried out on the foreshore. (Please feel free to use additional sheets, which should be signed and dated).**

The development will consist of the installation of floating pontoons, circular hollow steel piles, an access gangway, a fixed platform, and associated infrastructure.

**Floating Pontoon:**

The proposed pontoon structure will comprise of 2 No. 10m x 2.5m wide floating galvanised steel pontoons to be connected to an access gangway by a roller connection. Pontoon decking will consist of composite decking members. Grounding brackets will be incorporated into the pontoon to allow for grounding at lowest astronomical tides. Stainless steel lighting bollards and an emergency bollard will be installed on the structure. Aluminium mooring cleats will be fixed to the deck of the pontoon at 2.5m centres to allow vessels to moor at the floating structure. Rubber fendering will be fitted to the perimeter of the pontoon.

**Aluminium Access Gangway:**

A 22m long by 1.5m clear internal width aluminium gangway will connect the floating pontoon to the access platform. The gangway will be connected to the pontoon by a roller connection and to the platform by a pinned connection to allow free movement of the gangway and full tidal access.

**Access Platform:**

An access platform will be constructed to allow access from the proposed new quay wall (Foreshore Lease Application Reference Number MS 51/8/1422) to the aluminium access gangway. The platform will be constructed of reinforced concrete. A 1.1m high railing will be positioned at the edge of the platform.

**Anchor System:**

2 No. 700mm diameter circular hollow steel piles will be driven into the sea bed and connected to the pontoon with piles brackets. The steel piles will restrain the pontoon in position.

**(B) A Statement of reason for the works**

There are very few berths for small craft in Baltimore Harbour at present. The privately operated marina to the west of the west pier is over capacity, and is operational only through the summer months. The 12m pontoon at the east side of the west pier is also over capacity.

Most vessels in Baltimore Harbour are moored on swing moorings around the harbour. The only means of access to the swing moorings is via small dinghies and launches.

The proposed pontoon development will accommodate these launches and dinghies, thus improving access to swing moorings. The pontoon will also allow berthing of small vessels that are not currently being accommodated within the harbour.

The position of the pontoon is within the inner harbour. This location is very sheltered and will allow for the safer berthing of craft during poor weather conditions.

See Additional Information for Statement of Disturbance to Foreshore.

**A statement of the disturbance to the foreshore, arising from these works, should be attached covering the impact on the marine environment including the impact on coastal erosion, navigation, fishing, fisheries (various species known to inhabit the area), pleasure boating and sailing, air navigation (if appropriate).**

**(C) Provide the following location details in respect of the area of foreshore for which the**

**Lease/Licence/Permission is sought**

(i) **Bay** Baltimore Harbour, Roaringwater Bay

(ii) **County** Cork

(iii) **Geographic co-ordinates in degrees, minutes and seconds**

Latitude: 51° 28' 58.69", Longitude: -9° 22' 27.82"

(iv) **OS Map No.** Map Sheets: 6800 – A; 6800 – C; CK 149

(v) **Size (hectares)** 0.0384 Ha

(vi) **Local Authority** Cork County Council

**3. RECORD OF DOCUMENTS ENCLOSED WITH THIS APPLICATION**



An application for a lease or licence must be accompanied by 10 copies (15 copies if there is a possibility of significant impact on the marine environment, such as for sewerage schemes, dredging, marinas and any project requiring an EIS) of all relevant documents.

- (i) **Ordnance Survey Map (Scale of 1:10,560, ie a six inch map)**  
Applicants must certify and date all maps submitted, stating the area of foreshore involved in metric measurements (i.e. hectares or square kilometres etc) with the area involved clearly delineated in red thereon.
- (ii) **British Admiralty Chart (largest available scale)**
- (iii) **Decision of planning authority or An Bord Pleanála under Planning Acts (Required)**  
Developments on the foreshore require planning permission in addition to a Foreshore Lease/Licence/Permission. All Foreshore Leases, Licences and Permissions are without prejudice to the powers of the local planning authority. Applicants should, therefore, consult initially with the local planning authority regarding their proposal.
- (iv) **Copy of licence under Section 4 of Local Government Water Pollution Act, 1977**
- (v) **Environmental Impact Statement**
- (vi) **Drawings of the structures to be used and/or layout**
- (vii) **Copy of any correspondence with the Department of the Environment, Heritage and Local Government (Heritage and Planning Division)**
- (viii) **Certified copy of Company's Memorandum and Articles of Association (Only one copy is required) N/A**
- (ix) **Certificate of Incorporation of a Limited Liability Company/ Rule Book/Constitution for a Club or Co-Operative Society as appropriate N/A**
- (x) **Other (specify) None**

(Note:It may not be necessary to include all of the above documents please refer to the accompanying "Guidance Notes".

**4. Details of any previous Leases/Licences/Permissions received by the applicant for this or any adjoining sites (if appropriate)**

- (i) **Date of Lease/Licence/Permission N/A**
- (ii) **Reference number(s) N/A**

**5. Is all or any part of the Foreshore (the subject of this application) in private ownership?**  
(This search should be carried out in the Registry of Deeds and Land Registry and copies of results, including where appropriate, folio maps should be included).

No

**If yes, please provide details of ownership.**

N/A

**Have adjacent land owners, whose properties may be affected by these works been consulted?**  
Please provide details/permissions as appropriate.

Cork County Council have been consulted regarding connection to the existing road. Planning Permission has been granted by Cork County Council.

**6. Employment Implications (if any)**

Construction Phase: Employment during construction and installation of pontoon, gangway and access platform.

Operational Phase: The development will help support some of the existing indigenous jobs in Baltimore such as fishing, sailing school etc.

**7. Capital cost of proposed works (€ - Euro) €90,000 (Approximately)**

**8. Do the proposed works involve the draw down of European Union or State funding?**

No

**If “Yes” give details, including any time restrictions, etc. applying**

N/A

**9. Do the proposed works provide for public use, restricted use or strictly private use? (give details)**

Public use. The proposed pontoon will be used by marine leisure users, sailing schools and small charter craft for berthing vessels and landing of crew/passengers.

**10. Are there public health/safety implications arising from the proposed works? (e.g. effluent disposal, removal of derelict or dangerous structures etc.)**

None Anticipated.

**10a. Are there public navigational safety implications arising from the proposed works?**

No negative navigational safety implications anticipated. The proposed pontoon development will bring order to small craft activity within the Inner Harbour as it provides a designated focal point for small vessels to moor and carry out loading and unloading operations. This will reduce congestion and improve safety within the Inner Harbour area.

Navigation lighting will be placed on the pontoon to identify it.

**1. What marine activity is there in the area?**

Baltimore Harbour is used predominantly by marine leisure (sail boats, power boats etc.) users. Other marine activities in the area include fish landings, ferry operations, sailing school, boat angling, boat charter, etc. Marine activity in this area is limited due to depth limitations in the area.

**2. How will the marine activity be affected by the proposed works?**

The proposed pontoon will provide additional berthing space for small craft. This development will be the only free to use designated area for small craft (< 8 m) to berth within Baltimore Harbour. Therefore the development will bring order to small craft activity within the Inner Harbour as it provides a designated focal point for small vessels to moor and carry out loading and unloading operations. This will reduce congestion and improve safety within the Inner Harbour area.

Use of the facility will be available free of charge to all harbour users including marine leisure users, sailing schools and small charter craft for berthing vessels and for other miscellaneous uses.

No negative navigational impacts are envisaged.

**3. What mitigating measures will be put in place?**

Navigation lighting will be placed on the pontoon to the specifications of the Marine Survey Office and Commissioner of Irish Lights.

**4. How will the proposed works affect Marine Navigation in the future?**

The proposed works will improve marine navigation within the inner harbour as outlined in Section 10a.2 above.

**11. Will the works involve the storage and/or disposal of waste?**

No

**If “Yes” please give details of the type of waste and the proposed method of storage and/or disposal (including location)**

N/A

*\*Certain developments are subject to the European Communities (Environmental Impact Assessment) Regulations, 1989 to 1999. It is the responsibility of the applicant to consult and comply with these Regulations. Where the relevant threshold in the Regulations is exceeded an application for permission under the Foreshore Acts must include an Environmental Impact Statement (EIS). Applicants are encouraged to seek the Department's opinion at the scoping stage of the EIS.*

*An appraisal of the environmental effects of a development below the threshold must be submitted by the applicant to allow the Minister to decide whether it is likely to have significant effects on the environment. Where the decision is "yes" an EIS is mandatory.*

*In the case of developments on foreshore for, by or on behalf of a Local Authority where an EIS is required, applications should be made to An Bord Pleanála under Part XV, Planning and Development Act, 2000. 10 copies of any applications made under this Act must be sent to this Department at the time of application to An Bord Pleanála.*

*Note: While every effort will be made to deal promptly with applications, priority will be given to dealing with applications involving public infrastructure, public health, public use and those having employment implications.*

## **Any additional Information**

### **Section 2B:**

#### **Statement of Disturbance:**

##### **Coastal Erosion**

Coastal erosion will not be affected by this development. The existing foreshore comprises of an inter-tidal shingle pocket beach and rock outcrop which is subject to nominal erosion only.

##### **Navigation**

See section 10a.

##### **Pleasure Boating and Sailing**

Pleasure boats will have berthing access to the pontoon. Ferry boat operators have been consulted regarding the position of the pontoon. It is not anticipated that the pontoon will have a negative affect on ferry operations. The sailing club building and slipway is located adjacent to the development. The pontoon will not affect dinghy launching/recovering at this location. The pontoon will provide a much needed facility for the numerous sailing schools to moor their safety boats.

##### **Fishing and Fisheries**

Fish landings are carried out at the North Pier, west of the proposed site. Fish landings will not take place at the site of the proposed pontoon. It is anticipated that fishing and fisheries will not be negatively affected by the proposed pontoon development.

##### **Air Navigation**

Air navigation will not be affected by the proposed development.

**Please send completed application form to:**

Foreshore Unit  
Department of Environment, Heritage and Local Government  
Newtown Road  
Wexford

**Incorrectly completed or incomplete application forms cannot  
be processed and will be returned.**