

Fitzpatrick, Deirdre

From: McGabhann, Declan
Sent: 08 October 2009 11:46
To: Fitzpatrick, Deirdre
Cc: Quigley, Declan
Subject: REF: T5/545A Killian Tighe, Ballymacoda bay

Hello Deirdre,

I have recently received and reviewed an aquaculture application for the cultivation of Pacific Oysters, *crassostrea gigas* in Ballymacoda Bay, County Cork. The area requested is approximately 12 hectares in area and from the maps included with the application, it is apparent that no overlap between existing sites exist. Following discussion with the Sea Fishery Officer with an in-depth knowledge of both the applicant and the proposed area, I can confirm that the SFPA has no objections to this application proceeding to Public notice and so on.

Kind regards,

Declan

Declan Mac Gabhann
Sea Fisheries Protection Authority
Eastern Region
Howth Fishery Harbour Centre

Tel: +3531 8321910
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Direct: +35387 9294673
Email: declan.mcgabhann@sfpa.ie

Deirdre Fitzpatrick
CZMD
Thursday, 10 December 2009



Ref: T5/545

- *Ballynacorb*

This office has visited this site recently and is satisfied that the applicant will use the entire site including the area of deep waqter to the East.

This office has no objection to this development from a navigational viewpoint.

The applicant is required to apply to the Commissioners of Irish Lights (Fax: 01 271 5566, email: marine@cil.ie) for sanction to establish the following marks and buoys: two posts, projecting two meters above sea level at highest astronomical tide and with a topmark of a diagonal St.Andrews cross, painted yellow, should be erected at the two Western corners of the development .

A yellow special mark buoy unlit, characteristic flash yellow every five seconds , nominal range two miles to be located at each of the Eastern corners of the development.

The top mark should be constructed in the pattern approved by the Commissioners for Irish Lights.

In order for charts and nautical publications to be updated the applicant is required to inform the British Admiralty Hydrographic Office at Taunton , UK, of the location and nature of the site.

(Fax:0044 1823 284077, email : hde@hdc.hydro.gov.uk)

Capt.Neil Forde
Nautical Surveyor

Fitzpatrick, Deirdre

From: FORDE Neil [NeilFORDE@transport.ie]
Sent: 08 October 2009 14:34
To: Fitzpatrick, Deirdre
Subject: T5/545

Deirdre,

Please have Mr.Tighe confirm that the total extent of this site dries sufficiently to allow access for a bag and trestle development.

The owner of the adjacent site to the south claims he cannot put in the mandatory navigational marks because the water is too deep.

Brgds Neil

Tá eolas sa teachtaireacht leictreonach seo a d'fhéadfadh bheith príobháideach nó

Murab ionann tusa agus an té a bhfuil an teachtaireacht ceaptha dó bíodh a fhios

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08/10/2009



COMMISSIONERS OF IRISH LIGHTS

Harbour Road, Dun Laoghaire, Co. Dublin.

Marine Department

Tel: +353 1 271 5400 E-mail: marine@cil.ie
Fax: +353 1 271 5566 Web: www.cil.ie

Ms Deirdre Fitzpatrick
Coastal Zone Management Division
Department of Agriculture, Fisheries and Food
Clogheen
Clonakilty
Co. Cork.

Your Reference:

Our Reference: LA 0028.0070

Date: 25 Nov. 09

Ref: T05/545A - Oysters/trestles
Applicant: Mr Killian Tighe, Alms House, Roches Terrace, Cobh, Co. Cork
Site: Ballymacoda Bay, Youghal, Co. Cork.



Dear Ms Fitzpatrick,

Thank you for your letter advising us of this application.

Based on the information supplied, there appears to be no objection to the development. It is important to ensure that no navigable inter-tidal channels are impeded by any structures especially on the northern perimeter where the site boundary encroaches on the entrance channel to the Womanagh Estuary.

If a licence is granted, all structures must be clearly marked as required by Regulations and Licensing permit conditions and to the approval of the Nautical Surveyor with the Marine Survey Office.

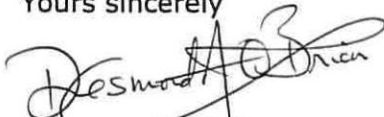
We would request that you include the following terms in the licence(s) if granted.

- That the applicant(s) secures Statutory Sanction from the Commissioners of Irish Lights, for the aids to navigation that may be required by the Marine Survey Office. These aids should be in place before development on the site commences.
- This site may be marked as a group with adjacent sites by agreement with the Marine Survey Office.
- The size and specification of aids to navigation should be of the design and specification approved by the Marine Survey Office and must be agreed in advance with the Commissioners of Irish Lights.

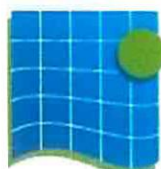
It is recommended that local fishing and leisure interests be consulted prior to a decision being made.

Furthermore, if a licence is granted the UK Hydrographic Office at Taunton must be informed of the development's geographical position(s) in order to update nautical charts and other nautical publications.

Yours sincerely


Desmond O'Brien
for Head of Marine

cc Capt. N. Forde, Dept. of Transport, Marine Survey Office



Marine Institute
Foras na Mara

80 Harcourt Street
Dublin 2
Tel: 01 4766538



Date: 27th October 2009

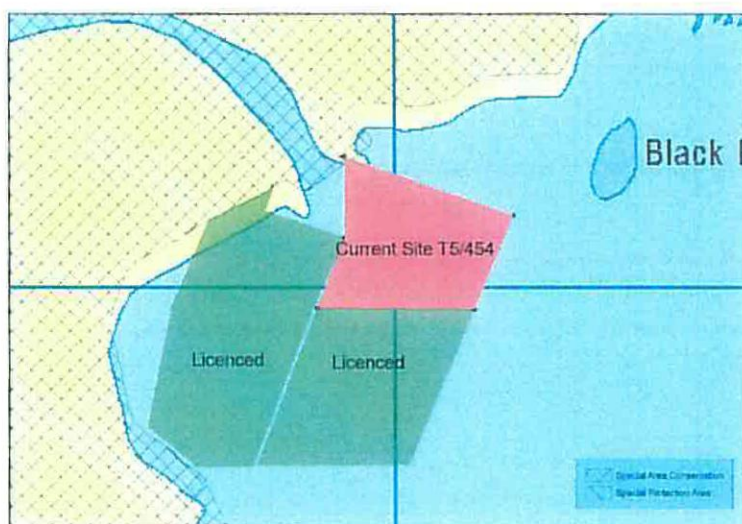
The Secretary,
Aquaculture Licensing Advisory Committee
DAFF
Clonakilty.

Advice to Aquaculture Licensing Advisory Committee

Applicant	Mr. Killian Tighe, Alms House, Roches Terrace, Cobh, Co. Cork
Application type	New Licence
Site Reference No	T5/545
Species	Pacific oysters – bag and trestle
Site Status	Slight overlap with Ballymacoda SAC Ref. No. 077 and Ballymacoda Bay SPA Ref. No. 4023.

Dear Secretary,

This is an application for the renewal of an aquaculture licence T5/545A for the cultivation of Pacific Oysters in bags on trestles on the foreshore in Ballymacoda Bay, Co. Cork.



Site T5/545A is 12.05 ha and is located close (slight overlap) to Ballymacoda (Clonpriest and Pillmore) SAC Ref. No. 077 and Ballymacoda Bay SPA Ref. No. 4023, see fig.

In light of the proximity of the Site T05/545A to the Narura 2000 sites, its size as well as existing licensed sites the Marine Institute recommends that a pre-assessment, in accordance with the requirements of Article 6 of the Habitats Directive, be carried out before a decision is made on this application.

Kind regards,

E. Nixon

.....on behalf of the Marine Institute.



Comhshaol, Oidhreacht agus Rialtas Áitiúil
Environment, Heritage and Local Government

27 October 2009

Our Ref: M00049/2009
Your Ref: T5/545



Ms Deirdre Fitzpatrick
Coastal Zone Management Division
Department of Agriculture, Fisheries and Food
Clogheen
Clonakilty
Co. Cork

Re: Foreshore Licence Application for Oyster Cultivation at Ballymacoda, Co. Cork

A Chara,

We refer to the application in relation to the above-proposed development. Outlined below are the nature conservation recommendations of the Department of the Environment, Heritage and Local Government.

This development would occur within the Ballymacoda Bay Special Protected Area (SPA). The SPA is designated for the conservation of wild birds under Council Directive 409/79/EC.

All operations or activities should be subject to the provisions of Article 6(3) of the EC Habitats Directive as transposed by Regulation 31 of the European Communities (Natural Habitats) Regulations 1997 and such provisions should be conducted and recorded in an appropriate manner and form. Until such time as an appropriate assessment has been carried out of the likely impacts for the SPA, this Department is not in a position to comment on the application from a nature conservation point of view.

Is mise le meas,

Mary Boothman
Development Applications Unit



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