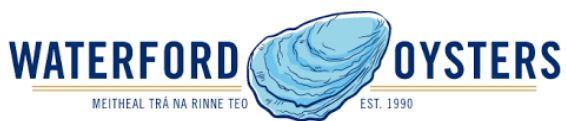




## APPLICATION TO AN BORD PLEANALA FOR SUBSTITUTE CONSENT – MEITHEAL TRÁ NA RINNE TEO, DUNGARVAN, CO. WATERFORD

**MEITHEAL TRÁ NA RINNE TEO.**

**OCTOBER 2019**



# APPLICATION TO AN BORD PLEANALA FOR SUBSTITUTE CONSENT – MEITHEAL TRÁ NA RINNE TEO, DUNGARVAN, CO. WATERFORD

## User is Responsible for Checking the Revision Status of This Document

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**Client:** Meitheal Trá Na Rinne Teo.

**Keywords:** Dungarvan, oysters, extension, coastal defences, substitute consent, An Bord Pleanála, remedial Natura Impacts Statement, existing environment.

**Abstract:** This report details the subject development to support an application for substitute consent to An Bord Pleanála for coastal defences and extensions to an Oyster Processing Facility consented under planning ref. 92/20 at An Rinn, Dungarvan, Co. Waterford.

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## 1 INTRODUCTION

Meitheal Trá na Rinne Teo, Móta, An Rinn, Dungarvan, Co. Waterford submits this application for substitute consent to An Bord Pleanála for the extensions to the Oyster Processing Facility and rock revetment shoreline defences to facilitate the long-established operation of the permitted facility (PL ref. 92/20 dated 01/01/1992 from Waterford County Council) pursuant to Section 177E of the Planning and Development Act 2000 (as amended). The development is located within the jurisdiction of Waterford City & County Council and consists of works within the facility's yard and at the shoreline of the property. The site location is indicated in Figure 1-1.

Meitheal Trá na Rinne Teo's facility was permitted by Waterford County Council in January 1992 pursuant to planning reference 92/20 for the construction of an Oyster Harvesting Plant. A discharge licence was granted to Meitheal Trá na Rinne Teo (reference number WPW/01/92) in January 1996. This licence allows for the facility to discharge effluent arising from the process and washing of oysters, to the Maoil an Chronaigh stream. Sewerage waste is discharged separately into the public sewerage system. The discharge licence is included in appendix 3 of this document.

A lower yard along the shoreline to the north of the facility has been in use as part of the business since the early 1990s. A rock revetment was constructed in 2003 to protect the yard from coastal erosion. It was repaired/upgraded in 2007 and again in 2009 following severe storms. The yard is currently in use as an equipment store area by third party oyster farmers. The lower yard borders the Dungarvan Harbour SPA which was designated in 1994 and further expanded to include the lower yard and foreshore within its boundary in 2011. On foot of an oral hearing in 2012, the Designated Areas Appeals Advisory Board recommended the area be "*excluded from the SPA as the rock armour constituted a practical boundary and was clearly identifiable*".

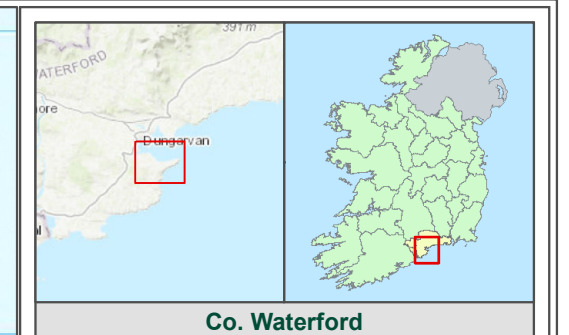
A canopy/open ended structure for storage and to facilitate the sheltered loading/unloading of produce was constructed on the southern elevation of the permitted building in 1997. An extension to the northern side of the building was constructed in 2016 to facilitate new industry practices. This extension has been subject to retention permission but has been deemed by Waterford City and County Council to require a Natura Impact Statement (NIS). It is therefore the intention of Meitheal Trá na Rinne Teo to apply for substitute consent for the regularisation of unauthorised developments at Móta, An Rinn, Dungarvan, and produce a remedial Natura Impact Statement (rNIS) in relation to the unauthorised developments. A copy of Waterford City & County Council's decision relating to planning ref. 18/481 is included as appendix 1.

It is important to note that the canopy/open ended structure was constructed in 1997 and the rock revetment was constructed in 2003 and upgraded again in 2007 and 2009. Therefore, these elements whilst built without the benefit of planning permission have been in place for a period in excess of 7 years and therefore are immune from enforcement proceedings pursuant to Section 157 (4) of the P& D Act 2000 (as amended).

An application for Leave to Apply for Substitute Consent was submitted to An Board Pleanála on 23 January 2019 (PL93.303535). Subsequently, leave to apply for substitute consent was granted by the Board dated 17 July 2019. The correspondence received by the board is included in appendix 7 of this document.

### 1.1 The Applicant for Substitute Consent

The applicant is Meitheal Trá na Rinne Teo, a locally run commercial company operating since 1990 at Móta, An Rinn, Dungarvan, a Gaeltacht area located in Co Waterford. The company is a sales, marketing, grading and packaging facility for oyster producers operating in the Dungarvan Bay area. The company was set up to provide consolidated services to the growing local oyster industry. Meitheal Trá na Rinne Teo currently employ 3 no. people in total in sales, marketing and quality control. The facility is supplied by 4 no. local oyster farms in Dungarvan Bay who employ approximately 32 no. people. These suppliers are not directly employed by the facility but are associated with the business. The function of the Oyster Facility ensures local employment and diversification of the rural economy. The company play an important role in the local Gaeltacht community who have shown their support for the continuation and expansion of the business in the form of a petition, signed by 300 local community members. This petition is included in appendix 8 of this document.



**Legend**

- Oyster Plant

<b>Figure Title</b>	Site Location
<b>Figure No.</b>	1.1
<b>Project</b>	Application for Substitute Consent
<b>Client</b>	Waterford Oysters
<b>Scale</b>	1:25,000
<b>Page Size</b>	A3
<b>Revision</b>	A
<b>Date</b>	18/09/2019

**Consultants in Engineering and Environmental Sciences**

www.fehilytimoney.ie



## 2 DESCRIPTION OF THE DEVELOPMENT

### 2.1 Permitted Development

The permitted Oyster Processing Plant was granted consent on the 15<sup>th</sup> of January 1992 and consisted a building of approximately 250 square meters, a forecourt, yard and parking area, a pumping chamber with associated pipe and power line and associated works. The planning consent was subject to 12 no. planning conditions and 14 no. conditions set out by the chief medical officer. The permission is included in appendix 2 of this document.

### 2.2 Covered Area

A canopy/open ended structure for storage and to facilitate the sheltered loading/unloading of produce was constructed on the southern side of the permitted building in 1997. This area is approximately 171 square meters. The height of this structure is 5m, matching the height of the consented development. Consent was not sought for this element of the development.

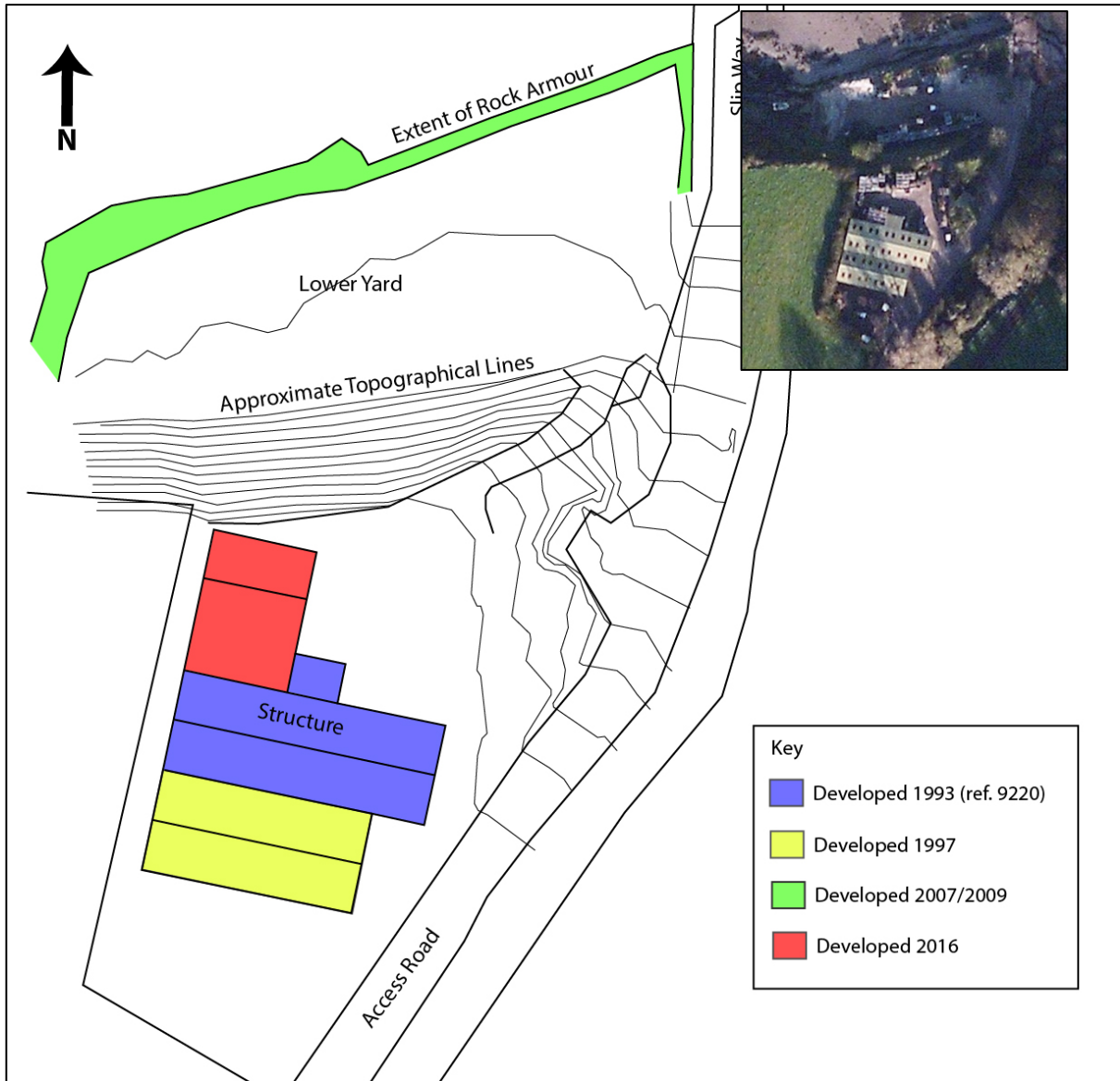
### 2.3 Rock Revetment

Since its use in the early 1990s, the lower yard to the north of the facility has been slowly eroding due to coastal processes and severe storms. Considering the importance of the yard to the local oyster industry, emergency protective works were carried out in 2002/2003 to protect the area from erosion. These works proved to be insufficient, therefore further emergency rock armour was put in place in 2007 following severe storms. Maintenance and upgrade works to the rock armour was again carried out in 2009 following further severe storms. The rock armour has been successful to date in protecting the yard from erosion. The rock revetment measures approximately 80m in length, covering approximately 70m of shoreline. The area of the revetment is approximately 280sqm. Consent was not sought for this element of the project.

### 2.4 Storage, Packing and Purification Area

A storage, packing and purification structure was constructed at the northern elevation of the permitted structure. The structure measures 130 square metres and has a height of 6.9 meters at its highest point. The extension was built within the facility's yard, previously used for storage. The development is designed to house a large tank for the storage of oysters in seawater for purification purposes. The area is also used for clean packaging and clean storage of materials for sanitary reasons. The height of the building accommodates a hoist required to lift oysters in and out of the purification tank at up to 5 meters. The development includes sea water intake from the permitted water pump. Discharge from the development is seawater only which is discharged to the nearby Maoil an Chronaigh stream at Móta, under licence (WPW/01/92). The material used for the development consist of Kingspan cladding panels fixed to steel beams on the roof and to steel columns as per engineer's specifications. Consent was not sought for this element of the project.

The development, both consented and unconsented, is summarised in Figure 2-1 below.



**Figure 2-1: Consented and Unconsented Development**



## 3 DESIGNATED SITES

### 3.1 Sites of National Importance Within 10km

There are 4 pNHAs within 10 km of the oyster plant. The closest is Dungarvan Harbour pNHA (000663), which is immediately adjacent to the plant; this site overlaps with Dungarvan Harbour SPA. Helvick Head pNHA (000665) is also designated as an SAC.

The pNHAs, along with their site codes are listed below. The full site synopses are available at [www.npws.ie](http://www.npws.ie).

- Barrow River Estuary pNHA (000698)
- Helvick Head pNHA (000665) (also an SAC)
- Dungarvan Harbour pNHA (000663)
- Ballyvoyle Head to Tramore pNHA (001693)

### 3.2 European Sites within 15km

Dungarvan Harbour SPA (Site Code 004032) is located approximately 30 meters north of the existing building. It is also connected hydrologically via the licensed discharge into the Maoil an Chronaigh stream, which flows into Dungarvan Harbour SPA c. 35m downstream of the plant. 7 no. additional Natura 2000 sites are located within 15km of the facility and have been screened out of the appropriate assessment, as appended to this document. These are listed below.

- Helvick Head to Ballyquin SPA (Site Code 004192) is located approximately 1.1 km southeast of the development.
- Helvick Head SAC (Site Code 000665) is located approximately 1.4 km southeast of the development.
- Blackwater River (Cork/Waterford) SAC (Site Code 002170) is located approximately 5.5 km southwest of the development.
- Glendine Wood SAC (Site Code 002324) is located approximately 7.2 km north of the development.
- Mid-Waterford Coast SPA (Site Code 004193) is located approximately 8 km northeast of the development.
- Comeragh Mountains SAC (Site Code 001952) is located approximately 14 km north of the development.
- Ardmore Head SAC (Site Code 002123) is located approximately 14.3 km southwest of the development.

### 3.3 The Dungarvan Harbour SPA

The Dungarvan Harbour SPA (004032) is located c.30m from Meitheal Trá na Rinne Teo's facility. The Dungarvan Harbour SPA was designated in 1994 (S.I. 349/1994) and expanded in 2011. The 2011 expansion included within the boundary the lower yard which had been a necessity to the oyster industry in the area and is considered a man-made area in use for aquaculture activities and therefore does not form part of the natural habitats important for nesting, roosting or foraging to the bird species for which the SPA is designated.

A formal appeal was lodged on the 7<sup>th</sup> of September 2011, on a number of grounds including a short notice period, lack of adequate data, lack of conservation objectives supporting inclusion of the area in the SPA; and the revetment does not constitute habitat for designated species.

A decision to exclude the area from the SPA was communicated on the 22<sup>nd</sup> of June 2016, stating that the area constituted a clearly identifiable practical boundary, and should not have been included in the first instance. The decision letter is included in appendix 4 of this document.

Comparison of satellite imagery with the SPA boundary using GIS software indicates however that a portion of this yard area remains within the mapping of the SPA; this appears to indicate that the SPA boundary was re-drawn inaccurately, either through human error, or failure to use more up to date satellite imagery as a base map; this inconsistency has been acknowledged by Waterford City and County Council in correspondence included in Appendix 5.

*"The Planning Authority accept inaccuracies may have occurred in the G.I.S. relating to the SPA Boundary"*

Therefore, it can be stated that the revetment does not form part of the SPA.

## 4 DEVELOPMENT RATIONAL

Dungarvan harbour boasts one of the largest concentrations of oyster cultivation in Ireland. The locality is well known for its quality production of oysters which directly effects tourism and employment in the town and environs. Apart from Meitheal Trá na Rinne, two similar sized facilities exist which facilitate the many oyster farmers who utilise approximately 100ha of the natural mudflats in Dungarvan harbour for oyster cultivation. Nationally, the industry output is €58 million per annum and contributes €37 million to Gross Value Added<sup>1</sup>. It is estimated that the Irish oyster industry supports approximately 760 full time jobs<sup>1</sup> (2015 statistics).

French producers have a significant presence in Ireland accounting for an estimated 25% of production with a further 25% under contract from French interests<sup>1</sup>. This highlights the strength and control the French market has on the Irish oyster industry with 88% of exports destined for France (2015). A dependency on this market results in stagnation of the Irish oyster industry when demand from the French market retreats. Therefore, along with many Irish oyster exporters, adaptation to new markets was necessary for economic stability. The emerging Asian markets require a higher quality product which has caused many Irish processors to begin to purify and package oysters ready for retail sale. This marks a conscious departure from the changeable wholesale industry.

As a result of these market trends, Meitheal Trá na Rinne has adapted their business strategy to accommodate the growing high value markets, thereby enabling oyster cultivators to increase the sale value of their produce. This was made possible by the northern extension to the facility; the steel structure which is the subject of planning enforcement (ref. 2535). As described above in section 3, the structure houses a large purification tank, clean packaging area and packaging storage, required to produce a retail-ready product, under strict food safety conditions, which would not have been possible in the original facility. Whilst the method for processing within the facility has changed, the addition of the purification tank has had no bearing on the volume of oysters processed at the facility and therefore there has been no intensification of use to the facilitate permitted in 1992.

Meitheal Trá na Rinne, as a local business, has a positive effect on the local rural economy. As well as facilitating 4 oyster farms in Dungarvan Bay, products and services are sourced within the locality such as packing materials, transport services and builders and tradesmen, benefiting local business. The company have a positive effect on local employment, accommodating jobs of oyster farmers as well as employing full time staff in sales, marketing, quality control, processing and packaging.

Dungarvan is well known for its shellfish industry which attracts gastro-tourism to the area. Many oyster festivals occur throughout the country exploiting the link between aquaculture and tourism. Meitheal Trá na Rinne contribute to this economy supplying oysters to local restaurants and also branding their international exports under "Waterford Oysters", further contributing to the county's place branding as a centre of excellence for high quality oyster production.

The development of Meitheal Trá na Rinne's facilities are in line with enterprise and employment policy for the area. The business, an indigenous enterprise, supports rural diversification of jobs contributing to the wide economic profile of the county and the growth of the coastal community. The rural enterprise supports rural tourism in the region and is in line with Food Wise 2025; to develop scale and export capacity in the seafood processing sector.

The existing development is an aquaculture development and in terms of paying rates to the Local Authority, the facility is treated as an agricultural premise.

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<sup>1</sup> Renwick, Alan (2015). The Economic Importance of the Irish Oyster Industry. Irish Shellfish Association

## 5 CONSULTATION WITH PLANNING AUTHORITY

### 5.1 Clarification Letter (20/10/2016)

A letter was received from Waterford City & County Council on the 20<sup>th</sup> of October 2016 which stated that a recent inspection of the site found that a steel structure had been erected at the premises without the benefit of planning permission. The planning authority requested clarification regarding the steel structure.

### 5.2 Section 5 Determination (09/03/2017)

On the 27<sup>th</sup> of January 2017 Meitheal Trá na Rinne Teo requested a Section 5 declaration regarding the development as to whether the covering of an existing yard with a shed is development or is or is not exempted development within the meaning of the Act. A determination was issued by the Planning Authority on the 9<sup>th</sup> of March 2017 (ref. DS/2017 4). The Planning Authority concluded that:

- The covering of an existing yard with a shed constitute works which come within the scope of Section 2(1) of the Planning and Development Act 2000-2010.
- The said works constitute development which comes within the scope of Section 3(1) of the Planning and Development Act 2000-2010.
- The said works do not come within the scope of the exemption set out in Part 3 of schedule 2 of the Planning and Development Regulations 2001-2013.

### 5.3 Planning Application for Retention Permission (17/298)

On foot of the Section 5 determination, a planning application for retention permission was submitted to the Waterford City & County Council on the 04/05/2017 for the storage, packing and purification structure. This application was withdrawn on the 22/06/2017 due to concerns raised by the Planning Authority regarding the other unregulated development on Meitheal Trá na Rinne's lands.

### 5.4 Planning Application for Retention Permission (17/549)

A consolidated planning application for retention permission was subsequently submitted to the Planning Authority on the 31/07/2017 with regard to all unregulated development on the site. A request for further information was received from the Planning Authority on the 21/09/2017 which included (in short):

- Address issues regarding the lower yard area;
- Clarify the full hours of operation of the oyster production facility; and
- Having regard to the location of the proposed development for retention adjacent to Dungarvan Harbour SPA you are required to submit Stage 2 Appropriate Assessment (NIS) report to assess if the proposed retention development in consideration of cumulative and in-combination effects has adverse impacts on the integrity of this Natura 2000 site.

A request for a Stage 2 Appropriate Assessment in the case of an application for retention under Section 177 of the Planning and Development Act 2000 (as amended) would require the applicant to apply to An Bord Pleanála for substitute consent. Due to this requirement, the application was withdrawn.

## 5.5 Warning Letter (12/04/2018)

A warning letter was issued to Meitheal Trá na Rinne Teo on the 12<sup>th</sup> of April 2018 in respect of the unauthorised steel structure located at the premises at Ring. The Planning Authority requested a composite map indicating:

- The new line of SPA relative to mapping submitted by you i.e. the Dungarvan Harbour SPA;
- Location of the outer edge of Rock Armouring constructed; and
- Line of your folio map indicating ownership relative to nos. (1) & (2) above.

A response was submitted to the Planning Authority within the statutory timeframe. The Planning Authorities following correspondence is included in Appendix 5.

## 5.6 Enforcement Notice (ref. no. 2535)

An enforcement notice was issued to Meitheal Trá na Rinne Teo on the 13<sup>th</sup> of July 2018 requiring under section 154 of the Planning and Development Act 2000 (as amended) to remove the unauthorised Steel Structure and to reinstate site to its condition prior to the commencement of unauthorised development, within a period of Eight (8) Weeks of the date of the Informant Notice.

## 5.7 Planning Application for Retention Permission (18/481)

A final application for retention was submitted to the Planning Authority which focused solely on the storage, packing and purification structure, the element of the facility which does not have protection under Section 157(4) of the P&D Act 2000 (as amended). This application for retention included an Appropriate Assessment Screening document. The Screening concluded that no individual or cumulative impacts were identified with regard to the storage, packing and purification structure. The application for retention was denied consent on the following grounds:

*"The Planning Authority is not satisfied based on the information provided to it, that the impacts associated with the subject development in combination with the other unauthorised development on the Dungarvan Harbour SPA were not and are not significant. Therefore, in accordance with Section 34(12B) of the Planning and Development Act, 2000, as amended, the application is being returned."*

Further to the refusal of retention permission, and considering the Planning Authority's enforcement notice, the applicant's lack of funding for the removal of the storage, packing and purification structure and their lack of understanding of the planning regulations with regard to exempted development and unauthorised development, as well as the structure's important economic function, has forced the applicant to seek leave to apply for substitute consent. Through this process it is hoped that the developments that are considered unregulated, including those statutes barred from enforcement, will be regularised.

## 5.8 Application for Leave to Apply for Substitute Consent

In light of Waterford County Council's determination that an NIS is required in order to regularise the project, the applicant prepared and submitted an application for leave to apply for Substitute Consent (PL93 .303535). This application was submitted to the Board on the 23 January 2019. The Board granted leave on the 17 July 2019 and indicated that an application for Substitute Consent, along with all relevant materials, should be submitted to the Board within 12 weeks from the date of the order.

As a result of the Board's decision, a remedial NIS has been prepared and accompanies this application. Furthermore, in relation to the Inspector's comments regarding the requirement for EIA, as set out in section 7.5.8 of the Inspector's Report, an EIA Screening Report has been prepared in order to determine if environmental impact assessment is required. This EIA screening Report accompanies this application for Substitute Consent.

## 6 REMEDIAL NATURA IMPACT ASSESSMENT

As a result of Waterford City & County Council's determination that appropriate assessment is required for the regularisation of the subject development, and following An Bord Pleanála's grant of leave to apply for substitute consent, an appropriate assessment screening and remedial Natura Impact Statement have been prepared in support of this application. The stage one and stage two appropriate assessment was prepared in accordance with the relevant Irish and European Commission Guidance

The AA screening report details all Natura 2000 sites in proximity to the subject development and screens out sites where it can be concluded that no potential impact is likely to have occurred, or will occur in the future.

The rNIS addresses the possibility of there being significant effects on one European site which was identified during the Stage One screening process, the Dungarvan Harbour SPA. The NIS assesses the effects of the project on the integrity of the European Site by assessing the conservation objectives against the elements of the project that are likely to give rise to significant effects on the site, which includes potential impact on key species and key habitats.

While acknowledging that there is potential for the development works to have significant indirect impacts on one European site (Dungarvan Harbour SPA), the rNIS concludes beyond reasonable scientific doubt that there was no significant impact to any European sites during the construction phase and it is not envisaged that there will be a significant impact during operational phase of the project.

In light of comments raised in the Inspector's Report for leave to apply for substitute consent (PL93.303535), a determination as to whether an Environmental Impact Assessment is required has been carried out. The EIA screening report accommodates this application for Substitute Consent. The EIA screening report sets out the thresholds for requirement for mandatory EIA as set out in Schedule 5, Part 1 and 2 of the Planning and Development Regulations 2001-2018. It also sets out the sub-threshold requirements as detailed in Schedule 7 and Schedule 7A of the Planning and Development Regulations 2001-2018.

As the subject development does not require mandatory EIA, the sub-threshold criteria were examined in relation to potential impacts caused by the subject development. The screening report states that minor impacts were likely during the construction of the project which are associated with air quality and noise, as a result of construction machinery and activities, however, the report states that it is unlikely that the operational life of the subject development has had or will have a negative impact on the receiving environment including residential amenity, human safety, and with particular regard to the adjacent Dungarvan Bay SPA. Minor visual impact was identified, however, this impact is not considered significant as the development is not visible to many people and does not impact on designated scenic views.

The EIA Screening Report concludes that sub-threshold EIA is not required for the subject development due to the project's limited impact on the receiving environment.

## 7 CONCLUSION

This report sets out the planning context for the subject development of a rock revetment, canopy/open ended structure, and storage, packaging and purification area, all relating to the permitted Oyster Processing Facility operated by Meitheal Trá na Rinne Teo, Móta, An Rinn, Dungarvan, Co. Waterford. It is the applicant's intent to regularise all development at the facility.

Due to the projects proximity to the Dungarvan Harbour SPA, it has been determined by both Waterford City and County Council and An Bord Pleanála that an rNIS is required to assist in the assessment of potential impacts as a result of the subject development. Therefore, substitute consent is required.

This report has set out the nature of the subject development and its contribution to local rural industry and employment. The planning history is set out for clarity and the details of the application for leave to apply for Substitute Consent are considered. Finally, the Stage 2 appropriate assessment is discussed which concludes that beyond reasonable scientific doubt that there was no significant impact to any European sites during the construction phase and it is not envisaged that there will be a significant impact during operational phase of the project.

It is on this basis that we respectfully request that An Bord Pleanála grant substitute consent for the subject development in light of the nature of the development and the absence of significant environmental impacts as a result of the construction and operation of the project.

# Appendix 1

Planning Authority's Decision to Refuse 18/481







Ref. No. 18/481

Meitheal Trá na Rinne Teo  
C/O Fehily Timoney & Co  
Core House  
Pouladuff Road  
Cork

07/09/2018 **FEHILY TIMONEY & Co.**

Distribution

10 SEP 2018

Job No:

Correspondence No:

Comment:

**Re: Planning and Development Acts, 2000 (as amended)**

Dear Sir/Madam,

With reference to your application for RETENTION for chun sineadh taobh thiar den bhfoirgneamh oisrí atá ann faoi láthair a choimeád go héiginnte, is foirgneamh stórla, pacála agus úraithe oisrí 130 méadar cearnach at Móta, An Rinn, Dún Garbhán received on 17/07/2018.

I wish to advise you that following an Appropriate Assessment Screening of the development to be retained, it has been determined that a Natura Impact Statement is required for the subject development and overall development of which it forms only part and much of which is unauthorised. As the proposed development involves the retention of works, the Planning Authority is required to refuse to consider this planning application in accordance with Section 34(12) of the Planning and Development Act, 2000, as amended, which states that;

"A Planning Authority shall refuse to consider an application to retain unauthorised development of land where the authority decides that if an application for permission had been made in respect of the development concerned before it commenced the application would have required that one or more of the following was carried out –

- (a) An environmental impact assessment
- (b) A determination as to whether an environmental impact assessment is required, or
- (c) An appropriate assessment".

The Planning Authority is not satisfied based on the information provided to it, that the impacts associated with the subject development in combination with the other unauthorised development on the Dungarvan Harbour SPA were not and are not significant. Therefore, in accordance with Section 34(12B) of the Planning and Development Act, 2000, as amended, the application is being returned.



Comhairle Cathrach & Contae Phort Láirge  
Waterford City & County Council

**I return herewith all particulars, plans, drawings and maps submitted. Fee will be returned under separate cover. Please note that this may take up to two weeks to process.**

**You are requested to remove the site notice(s) erected or fixed pursuant to Article 17(1)(b) of the above Regulations.**

Yours faithfully,

**for DIRECTOR,  
ECONOMIC DEVELOPMENT & PLANNING SERVICES.**

# Appendix 2

Planning Conditions (Planning Ref. 92/20)



(PLANNING & DEVELOPMENT) ACTS, 1963 - 1983  
NOTIFICATION OF A GRANT OF A PERMISSION/~~AN OUTLINE PERMISSION/AN APPROVAL~~

WATERFORD COUNTY COUNCIL

REF. NO. PD. 20/92

Application by or on behalf of Meitheal Tra Na Rinne,  
~~per~~ O'Criostoir & Assoc., Friary St., Dungarvan, Co. Waterford.

on date 15/1/92 for A PERMISSION/~~AN OUTLINE PERMISSION/AN APPROVAL~~  
for the ~~use~~ Oyster Processing Plant

at An Mota, An Rinn.

A PERMISSION/~~AN OUTLINE PERMISSION/AN APPROVAL~~ has been Granted for the ~~use~~  
Oyster Processing Plant at An Mota, An Rinn.

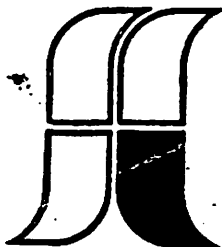
described above for use as \_\_\_\_\_ subject to Condition/s set out on  
attached Schedule in accordance with the plans submitted.

1. The overall site level shall be lowered so that the floor level of the building is at 12.00 related to the datum on which the site survey is based.
2. Some of the excavated material shall be deposited and graded on the seaward edge of the site to form an embankment not less than 2m. high over existing ground level. This embankment shall be planted with grass and suitable thorn hedging plants. Similar hedging shall be established around the other perimeters of the site.
3. The roof cladding shall be olive green as on the Colorcoat H.P. catalogue.
4. The exact line of the foul drain between MH 3 and MH 4 shall be agreed in advance with the Local Authority and the connection to the Local Authority sewer made under Local Authority supervision.
5. Surplus material from the site preparation shall not be deposited of in such a location as shall be agreed with the Planning Authority before development commences.
6. The proposed pumping chamber shall be located off the public road and its location, the line of the pipe line, and powerline which shall be underground, and the details of construction shall be agreed with the Planning Authority before development commences.
7. The forecourt, yard and parking areas shall be suitably trunked, graded to suitable falls so as to adequately drain surface water to a system of gullies and drains, sealed and finished with an impervious surface, in such manner as will ensure that surface water does not flow onto the public road, all in accordance with details to be approved by the Planning Authority.

8. The development shall be operated so as not to obstruct the roadway or free access to the foreshore, and the developers shall be liable for any damage to beach access from machinery serving the plant.
9. No material related to any aspect of the farming or processing of the oysters shall be stored or deposited on the foreshore.
10. Before development commences the developers shall make a contribution to the Planning Authority of a sum of £400 index linked to the Cost of Building Index at 1st April, 1992.
11. Compliance with Chief Fire Officer's Conditions as per attached.
12. Compliance with Chief Medical Officer' Conditions as per attached.

Signed: \_\_\_\_\_ p.p. Co. Secretary      Date: 20th March, 1992.

Meitheal Tra Na Rinne,  
Per O'Criostoir & Assoc.,  
Friary St.,  
DUNGARVAN, Co. Waterford.



South Eastern Health Board

Our Ref.

TC/AB

Your Ref.

LOCAL OFFICE:

ST. JOSEPH'S HOSPITAL,  
DUNGARVAN,  
CO. WATERFORD.

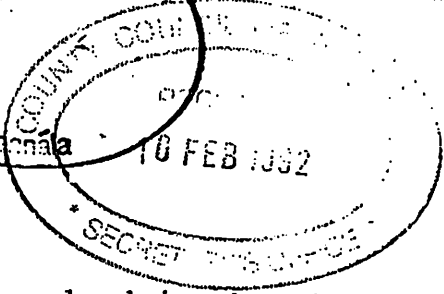
Telephone (058) 42199  
42289

20/92

Date 3rd January, '92.

RE: PLANNING APPLICATION. 20/92

Meitheal Trá na Rinne, An Rinn.



Dear Sir,

There are important Public Health issues involved in the cleansing of Shellfish and the following should be conditions of the granting of planning permission.

1. Internal structural finishes which are durable and easily maintained should be chosen. The floors should be non slip, easily cleaned and laid in such a way to facilitate drainage. The walls should be also durable and be easy to clean.
2. The wash room between the toilet accomodation and the processing area should have a ventilation system to the external air capable of a minimum of ten air changes per hour. The wash hand basin should be provided with hot and cold running water and a suitable means of hand drying, e.g. hot air dryer.
3. An enclosed Ultra-Violet unit is recommended in preference to an open system as the depth of water, flow rates, and exposure rates are more easily controlled. The recommended exposure is 2 x 3 watt amps/ 1,000 gallons/hr. An Ultra violet meter and a malfunction warning system should be utilised. The U.V. bulbs should be replaced after 2,000 to 3,000 hours usage.
4. The design of the tanks should ensure even water circulation.
5. The maximum capacity of purification tanks should be five tons i.e. with oysters spread at a density of 30 kgs. per m<sup>2</sup>.
6. The temperature of the water should not be allowed to fall below 9°C during depuration, as shellfish feed at a reduced rate below this temperature.
7. Non toxic materials should be used in the pumps and plumbing e.g. plastic piping.
8. Seperate storage areas should be provided for raw and treated oysters. Aft depuration oysters should be put in containers coloured and labelled to indicate depuration, to prevent mix up and cross contamination.
9. A storage area for bags and packing material should be provided.
10. Hosing points should be provided in the storage and treatment areas. The tanks should be hosed down to remove debris between treatments.
11. The level of faecal coliforms in the oysters after depuration should ideally be nil. Treated oysters should not contain more than 300 faecal coliforms per 100 gm of flesh. The services of a laboratory, equipped with the necessary facilities for checking the efficiency of purification should be secured. All bacterial testing on water and Shellfish should be recorded and be available for quality assurance assessment.

Continued...../



South  
Eastern  
Health  
Board

Our Ref

Your Ref

LOCAL OFFICE:

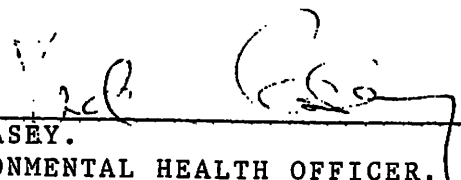
ST. JOSEPH'S HOSPITAL,  
DUNGARVAN,  
CO. WATERFORD.

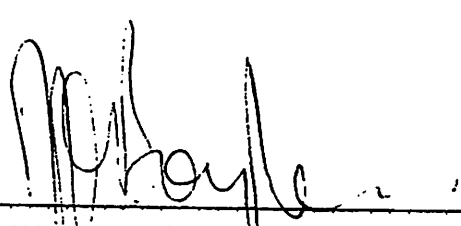
Telephone (058) 42199  
42289

Date.....

12. A wash hand basin with hot and cold running water and a suitable means of hand-drying should be provided in the dry area for use by workers.
13. A storage area for the storage of workers clothing should be provided separate from the processing plant.
14. The doors and windows should be rodent proof to prevent the ingress of pests.

Yours sincerely,

  
\_\_\_\_\_  
TED CASEY.  
ENVIRONMENTAL HEALTH OFFICER.

  
\_\_\_\_\_  
DR. MARTIN O' BOYLE.  
A/D.C.C. & M.O.H.

# Appendix 3

## Discharge Licence





# COMHAIRLE CHONTAE PHORTLAIRGE WATERFORD COUNTY COUNCIL

ÁRUS BRÚGHA  
DUNGARVAN



ÁRUS BRÚGHA  
DUNGARVAN

TEL: 058-42822  
FAX: 058-42911

Our Reference:

Your Reference:

Date:

3 January, 1996

## Registered Post

*An Bainisteoir,  
Meitheal Tra Na Rinne Teo.,  
Heilbhic,  
An Rinn,  
Dungarbhan,  
Contae Phortlairge.*

***Re: Section 4 of the Local Government (Water Pollution) Act, 1977, as amended -  
licence to discharge trade effluent to waters***

Dear Madam,

Enclosed please find licence reference number WPW/01/92, that is hereby issued to Meitheal Tra Na Rinne.

You should note that you have one month from the date of issue of the licence in which to appeal to An Bord Pleanála about any aspect of the licence. In the absence of an appeal, the licence will come into effect one month from its date of issue.

Thank you for your attention.

Yours sincerely

  
\_\_\_\_\_  
***p.p. County Secretary***

Enc.

AK/JM

*c.c. (licence): Department of the Marine, Leeson Lane, Dublin 2  
Central Fisheries Board, Glasnevin, Dublin 9  
Southern Regional Fisheries Board, Anglesea Street, Clonmel  
Regional Laboratory, E.P.A., Butts Green, Kilkenny*

ÁRUS BRÚGHA  
DÚNGARBHÁN



ÁRUS BRÚGHA  
DUNGARVAN

TEL : 058 - 42822  
FAX : 058 - 42911

Our Reference :

Your Reference :

Date :

**LOCAL GOVERNMENT (WATER POLLUTION) ACTS 1977 & 1990**

**Licence to Discharge Trade Effluent to Waters**

Reference No.: WPW/01/92  
Date of Issue: 2nd. January, 1997

Licensee: ***MEITHEAL TRÁ NA RINNE TEORANTA,  
HEILBHIC,  
AN RINN,  
DÚNGARBHÁN,  
CONTAE PHORTLÁIRGE.***

Licensing Authority: *Comhairle Chontae Phortláirge*

---

## **Schedule of Conditions attached to Licence Ref. No. WPW/01/92**

### **1 GENERAL**

- 1.1 This licence is granted to *Meitheal Trá Na Rinne Teoranta, Heilbhc, An Rinn, Dúngarbhán, Contae Phortláirge* (hereinafter known as the Licensee), and refers to the discharge of trade effluent from the Licensee's premises at *An Móta, An Rinn, Dúngarbhán, Contae Phortláirge*, to the waters of the stream that forms the boundary between the townlands of *An Móta* and *Cnocán An Phaoraigh Íochtarach* (hereinafter known as the stream), as indicated on the drawing that accompanied a letter dated 4th. October, 1995 from Mr. *Seán Mac Craith, Bainisteoir, to Comhairle Chontae Phortláirge* (hereinafter known as the Licensing Authority).
- 1.2 The Licensee shall not cause or permit any material change in the quality and/or quantity of the trade effluent being discharged from its premises from that described in the application form dated 30th. October, 1992 submitted by the Licensee to the Licensing Authority, without the prior consent, in writing, of the Licensing Authority.
- 1.3 The Licensee shall not, under any circumstances, discharge sewage to the stream or to any surface waters. If it has not already done so, the Licensee must ensure that all of its toilet and washroom facilities are connected to the public sewer, following the usual procedure of application to the Sanitary Authority. If connection to the public sewer is refused by the Sanitary Authority, then the Licensee must apply for planning permission to the Planning Authority for the construction of a septic tank and percolation area on its premises. Such an application, if required, should be made within two months of the date of issue of this licence and the septic tank and percolation area should be in operation within three months of the date of grant of the planning permission.
- 1.4 This licence does not relieve the Licensee of the need to obtain a licence under the Foreshore Act, 1933, from the Department of the Marine.
- 1.5 The Licensee shall inform the Licensing Authority, in writing, of its intention to cease the activities to which this licence refers, should such a situation arise. In addition, the Licensee shall notify the Licensing Authority, in writing, of its intention to vacate the premises to which this licence refers, should such a situation arise. In the latter case, the Licensee shall inform the Licensing Authority, in writing, of the name of the new owner/occupier of the premises.

### **2 STORM WATERS**

- 2.1 The Licensee shall ensure that all uncontaminated storm water from roofs, roadways and other paved areas within the premises are discharged separately to the stream. Run-off from yards and other surfaces that are used by lorries

should pass through silt and oil and grease traps, respectively, before final discharge. These traps shall be installed within two months of the date of issue of this licence.

### **3 TRADE EFFLUENT**

3.1 The Licensee shall ensure that its trade effluent is discharged only to the waters of the stream. Discharge shall be through a single pipe outfall and the crown of the pipe shall be below the surface of the water at all stages of tide and at all seasons.

3.2 The Licensee is permitted to discharge to the stream a total volume of trade effluent not exceeding 9.2 cubic metres per day or 2 cubic metres per hour or 0.55 litres per second.

3.3. The Licensee shall ensure that, from the date of issue of this licence, the characteristics of the trade effluent in any sample taken at the monitoring chamber specified at condition 4.1, below, does not exceed the limits in the following table:

<b>PARAMETER</b>	<b>CONCENTRATION</b>
Temperature	20 degrees Centigrade
pH	6.0 - 9.0
Biochemical oxygen demand	60 milligrammes per litre O <sub>2</sub>
Suspended solids	60 milligrammes per litre

### **4 MONITORING**

4.1 The Licensee shall provide a readily-accessible monitoring chamber on its trade effluent discharge pipeline. This chamber shall incorporate:

- (a) a manual sampling device that includes a removable, V-notch weir or other suitable means of flow measurement. The floor of the device must be 225 millimetres lower than the invert levels of both the inlet and the outlet of the chamber.

4.2 The Licensee shall submit details of the design and location of this chamber to the Licensing Authority for approval, prior to its installation. The chamber shall be constructed and operational within two months of the date of issue of this licence.

4.3 The Licensee shall ensure that the equipment specified at 4.1 (a), above, is installed and operational within four months of the date of grant this licence and that it is in use at all times during which effluent is being discharged. The Licensee shall notify the Licensing Authority immediately, in writing, of any malfunction of this equipment.

4.4. The Licensee shall grant, at all times, immediate and unhindered access to its premises, including the monitoring chamber, to the authorized representatives of the Licensing Authority or to persons nominated by the Licensing Authority or to any person having statutory responsibility for water pollution control, for the carrying-out of such inspections, monitoring and investigations as they deem necessary.

## **5 SELF MONITORING**

5.1 The Licensee shall carry out monitoring of its trade effluent prior to discharge, as follows:

(a) measurement of total daily flow

(b) samples of the trade effluent being discharged must be taken at tri-monthly intervals and analysed for all of the parameters listed at condition 3.3, above, by a reputable and independent analyst or laboratory. The name of the analyst or laboratory must be submitted in writing to the Licensing Authority, for approval, within two months of the date of issue of this licence.

5.2 The Licensee shall submit the results of the tri-monthly monitoring specified at condition 5.1, above, to the Licensing Authority before the tenth day of the calendar month immediately after the date of each sampling.

5.3 The Licensee shall keep records of all monitoring carried out and shall retain such records for a period of seven years. These records shall be available for inspection at all reasonable times by the authorized representatives of the Licensing Authority.

5.4 All tri-monthly reports shall be signed by the Licensee or personnel designated by the Licensee.

5.5 The Licensing Authority reserves the right to increase or decrease the frequency of sampling and analysis required, at any time.

## **6 RESPONSIBLE PERSON**

6.1 The Licensee shall nominate suitably qualified persons who shall be responsible for the supervision, control and monitoring of all discharges from its premises and who shall give relevant information on all such discharges to the Licensing

Authority or its agents. At least one of these persons shall be available at all times during which trade effluent is being discharged. The names and telephone numbers of these persons shall be submitted, in writing, to the Licensing Authority within two months of the date of issue of this licence.

## **7 SOLID WASTE**

7.1 The Licensee shall dispose of all solid waste in accordance with the statutory legislation and regulations listed below and in accordance with any relevant legislation that may come into force in the future:

- (a) The European Communities (Waste) Regulations, 1979 (Statutory Instrument No. 390 of 1979)
- (b) The European Communities (Use of Sewage Sludge in Agriculture) Regulation, 1979 (Statutory Instrument No. 183 of 1979)
- (c) The Waste Management Act, 1996

7.2 The Licensee shall not permit the burning of any waste on its premises, at any time.

## **8 CONTRIBUTIONS**

8.1 The Licensee shall pay to the Licensing Authority such annual contributions towards its cost in monitoring the Licensee's discharges as the Licensing Authority considers necessary for the performance of its duties under the Local Government (Water Pollution) Acts, 1977 & 1990. These are:

- (a) an initial contribution of £300. This contribution shall fall due on the 1st. January, 1997 and on the same date for each year thereafter. The contribution shall be paid within two months of the due date for each year.

8.2 The above contribution shall, in subsequent years, be index-linked, in accordance with the Consumer Prices Index, to the Index Value pertaining at the due date of payment of each annual contribution.

8.3 Notwithstanding, the above, the Licensing Authority reserves the right to alter the annual rate of contributions, having regard to the monitoring requirements and actual costs incurred, at any time.

# Appendix 4

SPA Appeal Decision - 22<sup>nd</sup> June 2016



NPWS Ref: 00003135/004032  
*(please quote in all relevant correspondence)*

Clíona Mhic Ghiolla Chuda  
Rúnaí  
Meitheal Trá na Rinne Teo  
An Rinn  
Dúngharbhán  
Co Phortláirge

22nd June 2016

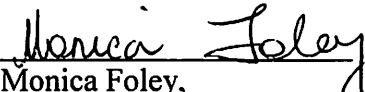
A chara

I refer further to your formal appeal against the inclusion of lands within the Dungarvan Harbour Special Protection Area (SPA) site code 004032.

The Designated Areas Appeals Advisory Board met to consider this appeal. Following an assessment of the scientific evidence, the Board made a recommendation that the area under appeal should have been excluded from the SPA as the rock armour constituted a practical boundary and was clearly identifiable.

I now enclose a revised map of the area.

Yours sincerely

  
Monica Foley,  
Peatland Issues and Land Designation.

*National Parks and Wildlife Service, 7 Ely Place, Dublin 2.*  
*Tel: (01) 888 3264      Email: [objections@ahg.gov.ie](mailto:objections@ahg.gov.ie)*



# Appendix 5

Correspondence with Waterford City & County Council  
(20/06/2018)





Waterford  
City & County Council  
Comhairle Cathrach  
& Contae Phort Láirge

Planning Department, Civic Offices, Dungarvan, Co. Waterford

Distribution

21 JUN 2018

Job No:

Correspondence No:

Comment:

Mo Thag: CRM 2535

Do Thag:

áta: 20<sup>th</sup> June, 2018

Fehily Timoney & Co.  
Consulting Engineers  
Core House  
Pouladuff Road  
Cork

Re : **Unauthorised Development - Meitheal Tra na Rinne Teo.**

Dear Sirs,

I wish to refer to your letter dated 4<sup>th</sup> May last on behalf of your clients Meitheal Tra na Rinne in the above connection.

Please be advised that while the Planning Authority accept inaccuracies may have occurred in the G.I.S. relating to the SPA Boundary, it does not accept that the Rock Armouring is within their ownership boundary. You are accordingly requested to address this issue. Please also indicate when Rock Armouring was constructed and provide evidence to substantiate same.

The land ownership boundary would appear to show ownership of land below the high water mark and in this regard you should submit legal advice on the basis of ownership of the Department of the Marine land and the implications of same for development under the Planning Acts. If you require further clarification on this matter please contact Mr. Jim O'Mahony, Senior Planner.

Yours sincerely,

A handwritten signature in cursive script, appearing to read 'Ella Whelan'.

Ella Whelan  
Planning Enforcement  
086-0261978

# Appendix 6

## Section 5 Determination





Comhairle Cathrach & Contae Phort Láirge  
Waterford City & County Council

**PLANNING & DEVELOPMENT ACT 2000, AS AMENDED.**

**Section 5**

**Planning Authority Reference No. D5/2017 4**

**WHEREAS** a question has arisen as to whether the covering of an existing yard with a shed is development and is or is not exempted development within the meaning of the Act.

**AND WHEREAS** Meitheal Trá na Rinne Teo, Móta, An Rinn, Dúngarbhán, Co. Phort Láirge has requested a declaration on the said question from Waterford City & County Council on the 27<sup>th</sup> January, 2017.

**Recommendation**

Having regard to:

- (a) Sections 2, 3 and 4 of the Planning and Development Act, 2000 (as Amended)
- (b) Article 6 of the Planning and Development Regulations 2001 (as Amended) with particular reference to Part 1 of Schedule 2 of these regulations.

It is concluded that:

1.

- (a) The covering of an existing yard with a shed constitute works which come within the scope of Section 2(1) of the Planning and Development Act 2000 - 2010
- (b) the said works constitute development which comes within the scope of Section 3(1) of the Planning and Development Act 2000 - 2010
- (c) the said works do not come within the scope of the exemption set out in Part 3 of Schedule 2 of the Planning and Development Regulations 2001 – 2013

**AND WHEREAS** Waterford City & County Council, in considering this request, had regard to the details submitted and:

**NOW THEREFORE** Waterford City & County Council, in exercise of the powers conferred on it by Section 5 of the Planning and Development Act, 2000 (as amended), that in the matters arising:

**Whether** the covering of an existing yard with a shed is development which is exempted development within the meaning of the Act.

**IT IS DECLARED** the covering of an existing yard with a shed within an oyster processing plant is development and is not exempted development.

For: Billy Duggan,  
A/Director of Services,  
Economic Development & Planning Services.

Dated this the 9<sup>th</sup> March, 2017.

*In accordance with Section 5 (3) (a) of the Planning & Development Act, 2000 (as amended) , any person issued with this declaration may, on payment of the prescribed fee, refer this declaration for review by An Bord Pleanála, 64, Marlborough Street, Dublin 1 , within 4 weeks of date of issuing of the declaration.*

# Appendix 7

## Notification of Leave to Apply for Substitute Consent



Our Ref: ABP-303535-19

PA Reg Ref: 92/20

Your Ref: Meitheal Tra na Rinne Teo

FEHILY TIMONEY & Co.

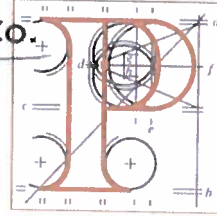
Distribution

19 JUL 2019

Job No:

Correspondence No:

Comment:



An  
Bord  
Pleanála

Fehily Timoney & Company,  
Core House,  
Poulacluff Road,  
Cork.

Date: 18 JUL 2019

Re: Leave to apply for Substitute Consent for unregulated development at an Oyster Processing Facility.  
Moat, Ring, Co. Waterford.

Dear Sir/Madam,

An order has been made by An Bord Pleanála determining the above-mentioned matter under the Planning and Development Acts 2000 to 2019. A copy of the order is enclosed.

The effect of this order is to direct you to make an application to the Board for substitute consent not later than 12 weeks after the date of the giving of the Board's decision (or such further period as the Board may allow). The application shall be accompanied by a remedial Natura impact statement.

**Please note that the final date for the making of an application for substitute consent is 10<sup>th</sup> October, 2019.**

Section 177E of the Planning and Development Act, 2000, as amended, sets out the requirements for a valid substitute consent application and your attention is also drawn to Part 19 of the Planning and Development Regulations, 2001, as amended, which requires, inter alia, the applicant to submit to the Board a newspaper/site notice. You are requested to contact the Board at [bord@pleanala.ie](mailto:bord@pleanala.ie) in relation to the wording of the public notice prior to publication of same, or any other matter concerning the making of the application. A fee is also payable to the Board in respect of the substitute consent application.

Separately, it would greatly assist to Board to have a soft copy of the entire application submitted with six hard copies. In this regard, the drawings on the soft copy should be in PDF format.

In accordance with section 146(5) of the Planning and Development Act 2000, as amended, the Board will make available for inspection and purchase at its offices the documents relating to any matter falling to be determined by it, within 3 days following the making of its decision. The documents referred to shall be made available for a period of 5 years, beginning on the day that they are required to be made available. In addition, the Board will also make available the Inspector's Report, the Board Direction and Board Order in respect of the matter on the Board's website ([www.pleanala.ie](http://www.pleanala.ie)). This information is normally made available on the list of decided cases on the website on the Wednesday following the week in which the decision is made.

Teil  
Glao Áitiúil  
Facs  
Láithreán Gréasáin  
Ríomhphost

Tel (01) 858 8100  
LoCall 1890 275 175  
Fax (01) 872 2684  
Website [www.pleanala.ie](http://www.pleanala.ie)  
Email [bord@pleanala.ie](mailto:bord@pleanala.ie)

64 Sráid Maoilbhríde  
Baile Átha Cliath 1  
D01 V902

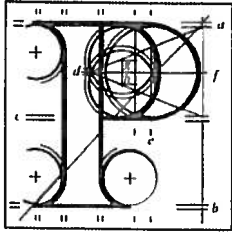
64 Marlborough Street  
Dublin 1  
D01 V902

The Public Access Service for the purpose of inspection/purchase of file documentation is available on weekdays from 9.15am to 5.30pm (including lunchtime) except on public holidays and other days on which the office of the Board is closed.

Yours faithfully,

  
Rita Donnelly  
Executive Officer

Encls. BP100QN



**An  
Bord  
Pleanála**

**Board Order  
ABP-303535-19**

---

**Planning and Development Acts 2000 to 2019**

**Planning Authority: Waterford City and County Council**

**Planning Authority Register Reference Number: 92/20**

**Application for Leave To Apply For Substitute Consent**, by Meitheal Trá na Rinne Teo care of Fehily Timoney and Company of Core House, Pouladuff Road, Cork.

**Development:** Oyster Processing Facility at Moat, Ring, County Waterford.

## **Decision**

**GRANT** leave to apply for substitute consent under section 177D of the Planning and Development Act 2000, as amended, based on the reasons and considerations set out below

## **Matters Considered**

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

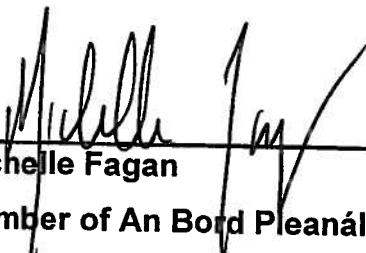


## Reasons and Considerations

Having regard to Section 177D, Planning and Development Act, 2000, as inserted by Section 57, Planning and Development (Amendment) Act, 2010, the Board is satisfied that:

- (a) the development is one where a determination as to whether an Environmental Impact Assessment is required, and an Appropriate Assessment is required, and
- (b) that exceptional circumstances do exist by reference, in particular, to the following:
  - the fact that the regularisation of the development would not circumvent the purpose and objectives of the Habitats Directive,
  - the nature and limited scale of the development,
  - the ability to carry out an Appropriate Assessment and provide for public participation has not been substantially impaired,
  - the limited nature of the actual/likely significant effects on the environment or adverse effects on the integrity of a European site resulting from the development, and
  - the extent to which such significant effects, if any, on the environment can be remediated,

and, therefore, concluded that it would be appropriate to consider an application for the regularisation of the development by means of an application for substitute consent.

  
\_\_\_\_\_  
**Michelle Fagan**  
**Member of An Bord Pleanála**  
**duly authorised to authenticate**  
**the seal of the Board.**

Dated this 17<sup>th</sup> day of July 2019.



# Appendix 8

## Local Community Petition



Achainí

Meitheal Trá na Rinne Teo.



Petition

Meitheal Trá na Rinne is seeking planning permission to retain an extension to the back of their facility in Móta, An Rinn used for packing and purification of oysters for new markets in Asia. This is a vital industry to this rural coastal economy supporting 30 local jobs and putting 1.5 million into the local economy each year. I support this application.

Tá Meitheal Trá na Rinne ag lorg cead pleanála chun síneadh lena bhfoirgneamh i Móta, An Rinn a choimeád, ina ndéantar oisrí a íonú agus a phacáil do mhargaí nua san Áis. Tá an gnó seo thar a bheith tábhachtach don bpobal. Tá 30 post áitiúil i gceist maraon le 1.5 milliún in aghaidh na bliana isteach san eacnamaíocht beag tuatha seo. Tacaím leis an iarratas.

	Ainm (Name)	Seoladh (Address)
1	Irial Mac Muachú	Log na gCáith Sí, An Rinn
2	Áine Uí Fhoghlú	An Linn Bhuí, An Rinn
3	Ladhg Ó Foghlú	An Linn Bhuí, An Rinn
4	Regina Maafan	Log na gCáith, Sí an Rinn
5	Jeanette Uí Bhriain	Cill an Shuarthainn An Rinn
6	Fiona Ní Bhriain	Cill an Shuarthainn, An Rinn
7	Piorm Mac Giolla Chuda	AN RINN
8	Ladhg Óg Ó Foghlú	An Linn Bhuí, An Rinn
9	Liadain Ní Fhoghlú	An Rinn
10	Siarmuid Ó Foghlú	An Rinn.
11	Fiachra Mac Muachú	An Rinn
12	Coamag Mac Muachú	An Rinn
13	Eithne Ní Muachú	An Rinn
14	Maire Ní Ghiolla Chuda.	An Rinn
15	Cian Mac Giolla Chuda	An Rinn
16	Denike Moroney	St Patricks Crescent, Dongrouan
17	Séadhna Mac Giolla Chuda	An Rinn
18	Kellie Murnearne	Abbey side
19	MOR Kellie	AN RINN
20	Cliona Ní Ghiolla Chuda	Baile na nGall MOR, An Rinn

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	Ainm (Name)	Seoladh (Address)
1	Vicki Whelan	11 Leaca Beag, An Rinn.
2	Rosie Sandford	2 Leaca Beag
3	Kevin Sandford	12 Leaca Beag
4	Diana Mc Craith	20 Leaca Beag
5	CARREL McDERMOTT	18 Leaca Beag
6	CONNOR McDERMOTT	18 Leaca Beag
7	Hannah McDERMOTT	18 Leaca Beag
8	Gillian Donovan	17 Leaca Beag
9	Cornel Breadnach	1 An Leaca Bheag
10	Mick Wall	1 An Leaca Bheag
11	Derek Wall	An Leaca Bheag
12	Shirley Wall	An Leaca Bheag
13	Andrew Wall	An Leaca Bheag
14	Rachel O'Donnell	An Leaca Bheag
15	Alison Condon	An Leaca Bheag
16	BILLY COSTIN	Ballinacall Móta
17	Aisling Ní Rónáin	Baile De Ngal mór
18	Dykes Mannhan	
19	Máiread D' Brien	Baile na nGall
20	Darragh Hurley	11 Leaca Beag



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Michael

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	Ainm (Name)	Seoladh (Address)
1	Lisa Kelly	Ballycoe Farm, Dungarvan
2	Philip Kelly	Ballycoe Farm, Dungarvan
3	Michael Hill	Ballycoe Farm Dungarvan
4	Mary Kelly	Ballycoe Farm Dungarvan
5	Merese Power	Dungarvan
6	Janie Kiel	Ballycoe Farm, D'Van
7	Luibea Spring	Friary House, Dungarvan
8	Nathan Donohue Reagan	Ring
9	Dean O'Donnell	Clashmore
10	Mateusz Sobolewski	
11	Jordan Mahan	Ring
12	NICOLE RUSU	RING
13	Florin Rusu	Ring
14	Mateusz Sobolewski	An Rinn
15	D. Smith	"
16	Brandon Tobin	Ring
17	Tim Murtjewerff	Ring
18	Lucy Uí Dhúghla	An Rinn
19	Seán Ó Cailín	An Rinn
20	Máire Uí Lonáin	Máire a' Chóirne



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	Ainm (Name)	Seoladh (Address)
1	Sinead Breatnach	Baile na Gall Oubéir
2	Margaret Uí Loacháin	Maol a Chóirne.
3	Mary Lobin	Gostnadhá.
4	TOM BARRON	Maol a Chóirne
5	Alison Barron	Maol a Chóirne.
6	Jamie De Borew	Maol a Chóirne.
7	Brian Barron	Maol a Chóirne
8	Donal Malony	Mullnaborne
9	Maeve O Malony	Mullnaborne
10	Rita Barron U	Mullnaborne
11	Kerri Kipley	BALLINAGOUR RIG.
12	Teresa Sheehy ORR	An Rinn
13	NORA TOBIN	BALLINAGOUR An Rinn
14	Mike Tobin	an Rinn
15	Rathale Tobin	an Rinn
16	Pet TOBIN	An Rinn
17	Edith Rossiter	Balkinnis na Gall
18	Edith Rossiter	an Rinn
19	Siobhán Rossiter	an Rinn
20	Sean McGintish	Baile na Gall Oubéir





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	Ainm (Name)	Seoladh (Address)
1	Joseph Doherty	Helvick, An Rinn
2	Pet Leher	Helvick/An Rinn
3	Denis Lehane	Knockenpowe, Ring
4	Ailish Lehane	Knockenpower, Ring
5	STEPHEN HOGAN	Helvick
6	Aoife Walsh	Helvick.
7	Patrick Kelly	Helvick
8	Eileen Doherty	Helvick, An Rinn
9	Rachel Walsh	Helvick, An Rinn
10	Fiona Walsh	Helvick, An Rinn.
11	Helen Kelly	Helvick Ring
12	Tadhg Kelly	Ring
13	Beeda Kelly.	Ring
14	Liam, Kelly.	HELVICK.
15	Fáilte & Muiriosá	Baile na ngall An Rinn
16	Martínín Uí Muiriosá	Baile na ngall An Rinn
17	Ann Costin	Baile na ngall
18	Martin Costin	Baile na ngall.
19	Emmet & Rosey Curran	moanbrack Ring
20	Cormac O'Shaurte	An Rinn

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	Ainm (Name)	Seoladh (Address)
1	Corey de Roiste	Beite na nBall An Rinn
2	BRYAN FRENCH	Renegulee, AN RINN
3	Margaret O'Riordan	Seanachluain, An Rinn
4	Sineád Ní Chadhla	Croft na Daibhche, An Rinn
5	Kipia Ní Chadhla	Coft na Daibhche, An Rinn
6	Marcella Ní Chadhla	" " An Rinn
7	Magdara MacDonncha	An Rinn
8	Joseph	An Rinn
9	Neil Sugrúil	An Rinn
10	John	An Rinn
11	John	An Rinn
12	Seán Ó Matoragh	An Rinn
13	Helen Uí Artaigh	An Rinn
14	Neil Ó Diarmada	An Rinn
15	Thomas Ryan	Ring
16	Anna Ryan	An Rinn
17	Kathleen Roche	An Rinn
18	Peter Roche	An Rinn
19	Sinead Walsh	An Rinn
20	Pian Walsh	An Rinn

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	Ainm (Name)	Seoladh (Address)
1	Natalie de Souza	Heilbhic, An Rinn
2	Adam Ó Riordáin	Seanchluain, An Rinn
3	Conor Ó Raghallaigh	Lag na geithe Síde
4	Deaglán Ó hArdagh	Baile na nGall, An Rinn
5	Aaron Ó Coilaigh	Leigh, An Rinn
6	Dylan Tobin	Baile na nGall, An Rinn
7	Seanie Mac Craith	Maol a Choirne, An Rinn
8	Ciarán Tobin	Balinogau, An Rinn
9	Lucas Ó Cuinn	Maol a Choirne, An Rinn
10	Nicholas Ó Riordan	Seanchluain, An Rinn
11	Jennifer Lyons	Seanchluain, An Rinn
12	Jicole Mulrany	Heilbhic, An Rinn
13	Natlie Brown	Baile na nGall, An Rinn
14	Laura Metcalfe	2, Cuain na Sí, An Rinn
15	Dien Ryan	2, Cuain na Sí, An Rinn
16	<del>John</del>	Cuain na Sí, An Rinn
17	Kay Kelly	Baile na nGall, An Rinn
18	Joe O'Riordan	Seanchluain, An Rinn
19	Aisling Ní Shiothaigh	Seanchluain, An Rinn
20	Tom Sheehan	Baile na nGall, An Rinn

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	Ainm (Name)	Seoladh (Address)
1	Eamonn Curran	Shanabull, R19
2	Blaithín Curran	Shanabull, R19
3	Shane O Sullivan	Seaview Ring
4	Mairead O Sullivan	Seaview Ring.
5	Seamus O Curroon	Garb Uí Curroon
6	Mara Uí Curroon	Garb Uí Curroon
7	Nóimín Inseadúin	An Rinn.
8	Pat Inseadúin	An Rinn.
9	Pádraig Inseadúin	An Rinn.
10	Máiread Ní Chastáin	An Rinn
11	Fiona Widdis	An Rinn
12	Saxmas Widdis	Sea View
13	Debra Widdis	An Rinn
14	Debra Widdis	An Rinn
15	Aine Mooney Gould.	An Rinn.
16	Tom Gough	An Rinn.
17	Ruadhán Gough	An Rinn
18	Máiread Crisloir	An Rinn
19	J J Curran	an Rinn
20	Micheal Curran	an Rinn



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	Ainm (Name)	Seoladh (Address)
1	Yvonne O'Curran	Baile Na Cuirte
2	Eibhlin Curran	Baile Na Cuirte
3	James Mhic Craith	hog na Ccáisi
4	DINE NE ZILPIN	AN MHOIN BUREAC
5	Mairen O'Curran	Mombreak
6	CASSA MARY	Mombreak
7	Mary Curran	<del>Mary Curran</del> Mombreak An Rinn
8	Tomas O'Curran	Mombreak an Rinn
9	James Burke	Carrigin, an Rinn
10	Ken Burke	Carrigreen Rinn
11	Inese Zake BURKE	"CLOVERTHILL" CARRIGREEN Rinn Dungaetha
12	Risteard O'Leatha	An Carrigin, An Rinn
13	Sue O'Leatha	An Carrigin An Rinn
14	Liam Hallahan	Carrigen Rinn
15	Maria Hallahan	Carrigen Rinn
16	Geraldine De Roiste	An Rinn
17	Carrie Ni Shoghail	An Sean Phobal
18	Paddy de Roiste	An Rinn
19	Maire de Roiste	An Rinn
20	Mick De Roiste	Sean Phobal



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	Ainm (Name)	Seoladh (Address)
1	Síle Breen	An Rinn
2	Eugene Kelly	Ribe na Rinn
3	John Breen	An Rinn
4	Sinead Walsh	Baha na Call
5	Chloe Herbert	Ballinacree RING
6	Roisin Lamb	Brockport
7	Willie O'Brien	Ring
8	Nicky Lennan	Ring
9	Tomás de Faoite	An tSean-Chill, An Rinn
10	Sean Magill	Knockenpower Ring
11	Andrew Moroney	Baluacreeby
12	Pa Foley	Ballinagool Ring
13	Samantha Foley	Bellinagool Ring
14	Roisin Foley	Gorthindia Ring
15	Reda Foley	Gorthindia Ring
16	Aoife Foley	Leizy Ring
17	Charlotte Fraher	Ring
18	Mike Foley	Ring
19	Aoife ní Dáin	An Gortin
20	Christie Kennelly	Ring

Achainí

Meitheal Trá na Rinne Teo.



Petition

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	Ainm (Name)	Seoladh (Address)
1	Fergal Ryan	Rinn
2	PS O'Riordan	Rinn
3	Age Hankahle	RINN
4	Tomasa Scumbau	Rinn
5	S. Cú Dhuighe	An Rinn.
6	Seamus Mac Orlaigh	An Rinn.
7	Eimear O'Shea	Ballerroad
8	JOHN DONAYNE	DUNGARVAN
9	Jackie Walsh	Dungarvan
10	John Power	ad parish/Rinn
11	Profrail O'Riordan	ad Rinn
12	Liadan ní Ríordáin	An Rinn.
13	PÁRÁIC Ó LOUDAID	An Rinn.
14	Jack O'Leary	An Rinn
15	Pearce Cullagh	An Rinn
16	Louise ní Cheallacháin	An Rinn.
17	CONAN Ó CEALLAIGH	BATLE NANGALL.
18	John Rourke	Mullinahone
19	Ashmun ní Ríordáin	Mullinahone
20	AINE NÍ RÍORDÁIN (Oisín)	u

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	Ainm (Name)	Seoladh (Address)
1	Sean Kelly	Helvick
2	Dáithí Ó Condon	Helvick
3	Seán Mac Ciaráin	Baile na nGall,
4	George McGowan HFLIX	
5	Shane Kelly	Helvick The Bridge
6	Neil Ó Súilleabháin	Co. Leathliú
7	Pádraig Crotty	Leigh Rinn
8	Canon Crotty	Baile na Cúite, An Rinn
9	MICK WALSH	MULLINGOUR MUR RING
10	Dáire Ó Dáire	Baile na nGall,
11	Jim Mullen	Helvick
12	Michael Ó Súilleabháin	"
13	Tomas Ó Spalláin	Co. h. Ríobó
14	Seán Mac Ciaráin	"
15	BAT Henley	Ring Dunquin
16	Wray Hine	Py
17	Shane Wilson	Ring Dunquin
18	David Ó Sheagha	Ring
19	Paul H. H. H.	An Rinn
20	MAEVE BRENDAN	An Rinn



## Achainí

## Meitheal Trá na Rinne Teo.



## Petition

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	Ainm (Name)	Seoladh (Address)
1	Tomás Ó Ceallaigh	Kilbilly
2	John Harbly	Shanleahy Ring
3	Sonia N. Aogán	An Rinn
4	Edwin Egan	An Rinn
5	Deirdre Dooey	An Rinn
6	Tom Dooey	Ballyneacorney
7	Maureen Mallaghan	Boole na Gal...
8	Jack O'Leary	Maol 'a' Choine
9	Maurice Condon	An Rinn.
10	Miriam Crosshach	An Rinn
11	Ciara Minihane	An Rinn
12	Alma-Marie B. Uí Chonain	An Rinn
13	Cathal Ó Ceirín	An Rinn
14	Gary Condon	Ring.
15	Marius De Róis	An Rinn
16	Margaret Condon	Maola'choine.
17	Silviana & Fulvia	An Rinn
18	DAVID CONDON	An Rinn.
19	Vanessa Uí Chonain	An Rinn
20	Patrick O'Reilly	An Rinn

Achainí

Meitheal Trá na Rinne Teo.



Petition

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*Newmarket*

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	Ainm (Name)	Seoladh (Address)
1	CIARÁN Ó FOGHLÚ	AN RINN.
2	Maighéir Ó Súilleabháin	Baile na nGal Bag
3	<i>Maighéir Ó Súilleabháin</i>	<i>Dún na Mainistreach</i>
4	Rosca Browne	Baile na nGal Mór
5	Sarah McCoy	Dún Garbhán
6	CATHAL O'HARE	DUN NA MAINISTREACH
7	Aoife Ryan	Dún Gaethán
8	Jenny Power	Dún Garbhán
9	Gian O'Farrahan	Dún Garbhán
10	Hugh Walsh	DUN GARBHAN
11	FIACHNA Mac MURCHU	An Rinn
12	PAUL Jenkins	Dún Garbhán
13	Conor Meehan	Ardmore
14	Oliver O'Leary	Colligan
15	Oliver Breuthnach	An Rinn
16	Jane O'Leary	An Rinn
17	Dylan O'Connell	BALLYGUNNER, WATERFORD.
18	Ray Kirby	Dún Garbhán
19	Seamus Ó Súilleabháin	Cúil Ardha
20	<del>Cliona Nic Ghriolla Chada</del>	<del>An Rinn</del>

Duplicate

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	Ainm (Name)	Seoladh (Address)
1	Kieran Curran	Ring
2	Wlaus Botzmann	BAILE NA MÓTA MÓR
3	Lucy Smead	Baile na Móta Móra
4	Conor Rine	Dailhnaigh
5	Brian Ó Muirthe	Melme
6	Tomás Ó Ceilleachair	An Rinn.
7	Mairéad Ó Muirthe	An Rinn.
8	Mosie Ó Chuidéin	An Rinn.
9	Pearce De Faoite	An Rinn
10	Siobhán de faoite	An Rinn.
11	Pádraig De Faoite	An t-Sean Cill
12	Nícolás Ó Tríogáin	
13	Maire Ó Chuidéin	An Rinn.
14	Maeve	Ring
15	Maureen Costy	Ring
16	John Costy	Ring
17	Brian Costy	Ring
18	TARA COSTY	Ring
19	Tomás Mac Craith	An Rinn.
20	Cáil Mhic Craith	An Rinn

Achainí

Meitheal Trá na Rinne Teo.



Petition

Meitheal Trá na Rinne is seeking planning permission to retain an extension to the back of their facility in Móta, An Rinn used for packing and purification of oysters for new markets in Asia. This is a vital industry to this rural coastal economy supporting 30 local jobs and putting 1.5 million into the local economy each year. I support this application.

*Workers*

Tá Meitheal Trá na Rinne ag lorg cead pleanála chun síneadh lena bhfoirgneamh i Móta, An Rinn a choimeád, ina ndéantar oisrí a íonú agus a phacáil do mhargaí nua san Áis. Tá an gnó seo thar a bheith tábhachtach don bpobal. Tá 30 post áitiúil i gceist maraon le 1.5 milliún in aghaidh na bliana isteach san eacnamaíocht beag tuatha seo. Tacaím leis an iarratas.

	Ainm (Name)	Seoladh (Address)
1	Thomas Kemp	Ring - An Rinn
2	Klimuzok Arkadiusz	6 The Hermitage, Abbeyside
3	Morawczowski Pawel	6 The Hermitage, Abbeyside
4	Morawczewski Dorel	Cox's Lane 3
5	Patrick O'Reilly	30 Marquis drive -
6	TOM WRIGHT	51 MITCHELL STREET
7	<del>Thomas Kemp</del>	<del>Ring - An Rinn</del>
8	Molodovsk Ferencz	21 ELGON WALK WATERFORD
9	ATTILA MOLNAR	21 ELGON WALK WATERFORD
10	Damian Papis	63 Leaman Pionn
11	Dominik Broka	40 TOWN COURT
12	Csaba Moldován	Maple Springs nr2 <sup>Waterford</sup> Kilcohen
13	Hovacs Bela	21 Elgon Walk Waterford
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DUPLICATE



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	Ainm (Name)	Seoladh (Address)
1	Claona Mhic Giolla Chuda	Cnocán a' Phaoraigh, An Rinn
2	Micheál De Burca	Heilbhic, An Rinn
3	Eibhís De Burca	Heilbhic, An Rinn
4	Caoilfhionn Nic Murchadha	Maoid a' Chóirne
5	Oisín Mac Giolla Chuda	An Rinn
6	Bianca Samuelsson	An Rinn
7	Lady Ó Maoileoin	Cnocán an Phaoraigh
8	Margaret Mí Mhaoldóin	" "
9	Ciarán Ó Maoileoin	" "
10	Pádraig Ó Mhaoldóin	" "
11	Doimé Mac Murchú	An Rinn
12	Doireann Nic Murchú	An Rinn
13	Caitlín Mí Aodha	Heilbhic, An Rinn
14	Ferdia Ó Aodha	" "
15	Nia Ní Aodha	" "
16	Eddie Cantwell	Ballinrood
17	May Cantwell	"
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Achainí

Meitheal Trá na Rinne Teo.



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	Ainm (Name)	Seoladh (Address)
1	Seosamhín Uí Chuirrín	Baile na nGall, An Rinn
2	Tomás Ó Cuirrín	Baile na nGall, An Rinn
3	Líara Ní Chuirrín Haynes	Baile na nGall, An Rinn
4	RICHARD HAYNES	BALLINABOUL, RINN
5	Seánadh Ní Chuirrín	Baile na nGall, An Rinn
6	Stefan Ó Cuirrín	Baile na nGall An Rinn
7	Máire Uí Chuirrín	Baile na nGall An Rinn
8	Meabhra Ní Chuirrín	Baile na nGall An Rinn
9	Seoirse Ní Chuirrín	Baile na nGall, An Rinn
10	Coisín Uí Chuirrín	An Rinn
11	Coimhe Ní Chuirrín	An Linn Bhuí, An Rinn
12	Eugene Ó Cuirrín	Bantoranball An Rinn
13	Tríel Uí Chuirrín	Bantoranball An Rinn
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## Achainí

## Meitheal Trá na Rinne Teo.



## Petition

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	Ainm (Name)	Seoladh (Address)
1	Martin O'Donnell	An Gaeltracht
2	Tom Foley Seaview DuRna.	
3	Muiris O'Droma	An Rinn
4	ASPAIN	Ring
5	Seán O'Leary	An Rinn
6	Coimhin O'Cuinn	An Rinn
7	Max Marahan	An Rinn
8	Melvin O'Leary	An Rinn
9	Terry O'RR	An Rinn
10	Aug Corp	An Rinn
11	Margaret Corp	An Rinn
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