

An  
Bord  
Pleanála

**Board Direction**  
**BD-010133-22**  
**ABP-306355-20**

At a further meeting held on 28/02/2022, the Board considered:

- a) the objections made to the Compulsory Purchase Order,
- b) the proceedings of the oral hearing,
- c) the applicant's response to the Board's request for further information and the further submissions from the objectors in response,
- d) the reports of the Inspector who conducted the oral hearing, and
- e) the documents and submissions on file generally.

The Board decided to confirm the Compulsory Purchase Order without modification, for the following reasons and considerations.

### **Reasons and Considerations**

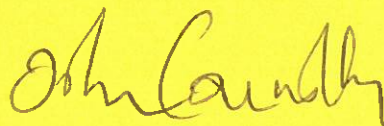
Having regard to the purpose of the Compulsory Purchase Order, the community need that is to be met by the acquisition of the lands in question, the suitability of those lands to serve the community need, the consideration of alternative methods of meeting the community need which are not demonstrably preferable, the compliance of the works to be carried out with the Northern and Western Regional Spatial and Economic Strategy 2020-2032 and the policy and objectives of the Galway County Development Plan 2015-2021, and the proportionality and necessity of the level of acquisition proposed, it is considered that the permanent acquisition by Irish Water of lands, wayleaves over lands, and rights of way over lands, and the temporary acquisition of rights over lands, as set out in the Compulsory Purchase Order and on the deposited maps, is necessary for the purpose stated, and that the objections cannot be sustained having regard to the said necessity.

In deciding not to accept the Inspector's recommendation to annul the Compulsory Purchase Order, the Board considered that it had not been demonstrated that there are other sites within the village of Roundstone which are more suitable to accommodate a wastewater treatment plant and associated infrastructure including the location of pumping stations, or that there are alternative methods of meeting the community need which are demonstrably preferable. In particular, it is considered that the preferred site for the wastewater treatment plant is demonstrably preferable on the basis that it facilitates the sustainable reuse of the existing Irish Water outfall, avoids significant disturbances along Main Street during the construction period, provides for better connectivity with Irish Water's existing sewer Network 1 which discharges to the north of the village and has been found to be intact and fit for reuse as part of the proposed scheme, and significantly lowers the risk of encountering archaeology. In addition, the Board was satisfied that the works to be carried out would comply with the Northern and Western Regional Spatial and Economic Strategy 2020-2032 and the policy and objectives of the Galway County Development Plan 2015-2021.

#### **Costs**

The Board did not exercise its powers under Section 219 of the Planning and Development Act 2000, as amended, to direct payment of costs to persons who appeared at the oral hearing.

**Board Member:**



**Date:** 01/03/2022

John Connolly