



An
Bord
Pleanála

Board Direction
BD-007799-21
ABP-308052-20

At a meeting held on 31/03/2021, the Board considered:

- (a) the objections made to the Compulsory Purchase Order,
- (b) the report of the Inspector who held the oral hearing and
- (c) the documents and submissions on file generally.

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

Reasons and Considerations

Having considered the objections made to the Compulsory Purchase Order, and not withdrawn, the report and recommendation of the inspector who conducted the oral hearing into the objections, the purpose for which the lands are to be acquired as set out in the Compulsory Purchase Order, and having regard to the following:

- (a) The deficiencies in the existing wastewater treatment system in the village of Kilfenora.
- (b) The grant of permission by An Bord Pleanála for the Kilfenora Wastewater Treatment Plant Upgrade scheme and the reasons and considerations for that decision.
- (c) The community need, public interest served and overall benefits to be achieved from the Kilfenora Wastewater Treatment Plant Upgrade scheme.

- (d) The requirement for the Compulsory Purchase Order to implement the Kilfenora Wastewater Treatment Plant Upgrade scheme.
- (e) The policies and objectives of the Clare County Development Plan 2017 – 2023, which are not materially contravened.
- (f) The submissions and observations made at the oral hearing.

It is considered that, the acquisition permanently of lands and of permanent wayleaves and of temporary working areas by Irish Water on the lands in question, as set out in the order and on the deposited map, are necessary for the purposes stated and the objections cannot be sustained having regard to the said necessity.

Board Member:

Date: 31/03/2021

Maria FitzGerald