

An  
Bord  
Pleanála

**Board Direction**  
**BD-018462-24**  
**ABP-318650-23**

At a meeting held on 12/12/2024, 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 with modifications, generally in accordance with the Inspector's recommendation.

### **REASONS AND CONSIDERATIONS**

Having considered the objections made to the Compulsory Purchase Order, the written submissions and observations made at the Oral Hearing held on the 19th day of November, 2024 the report of the Inspector (who also conducted the Oral Hearing), the purposes for which the lands are to be acquired as set out in the Compulsory Purchase Order, 'Waterford City and County Council, Ardmore Project, Duffcarrick, Ardmore, County Waterford, Waterford Compulsory Purchase Order 2023, Number 5', and also having regard to the following;

- (a) the constitutional and European Human Rights Convention protection afforded to property rights,

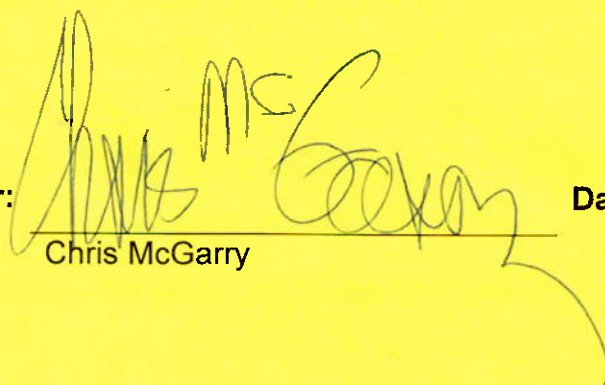
- (b) the approval of 'Ardmore Relief Road, Car Park and Water Activity Centre' under the Part 8 process,
- (c) the community need, public interest served and overall benefits to be achieved through the delivery of the 'Ardmore Relief Road, Car Park, and Water Activity Centre' Part 8 and provision of future housing,
- (d) the policies and objectives of the Waterford City and County Development Plan 2022-2028, which is not materially contravened,
- (e) the submissions and observations made at the Oral Hearing, and,
- (f) the report and recommendation of the Inspector,

it is considered that the permanent acquisition of the lands in question, as modified is necessary for the stated purpose, which is a legitimate objective being pursued in the public interest, and that the Compulsory Purchase Order, as modified, and its effects on the property rights of affected landowners are proportionate to that objective and justified by the exigencies of the common good.

### **SCHEDULE**

The Compulsory Purchase Order shall be modified to omit the lands outside the red line boundary of the 'Ardmore Relief Road, Car Park, and Water Activity Centre' Part 8 site.

**Board Member:**



Chris McGarry

**Date:** 13/12/2024