

## Board Order ABP-301973-18

Local Government (No. 2) Act, 1960 Housing Act, 1966 Planning and Development Acts, 2000 to 2018 Planning Authority: Galway County Council

**Application** received by An Bord Pleanála on the 2<sup>nd</sup> day July, 2018 from Irish Water pursuant to section 76 of, and the Third Schedule to, the Housing Act, 1966 as extended by section 10 of the Local Government (No. 2) Act, 1960 (as substituted by section 86 of the Housing Act, 1966) and the Planning and Development Acts, 2000 to 2018, for confirmation of a compulsory purchase order authorising compulsory acquisition of lands and entitled **Irish Water Compulsory Purchase (Mountbellew Sewerage Scheme) Order, 2018.** 

## Decision

CONFIRM the above compulsory purchase order for the reasons and considerations set out below.

## **Reasons and Considerations**

Having considered the objections made to the compulsory purchase order and also having regard to the following:

- i. Irish Water's Water Services Strategic Plan (WSSP) and Irish Water's Capital Investment Plan (CIP 2017-2021),
- Relevant policies and priorities of the Regional Planning Guidelines for the West Region 2010 – 2022,
- iii. Relevant policies of the Galway County Development Plan 2015 2021,
- iv. The Urban Waste Water Treatment Directive (91/271/EEC),
- v. The EPA's Mountbellew Agglomeration Discharge Licence (Reg. no. D0219-01),
- vi. The manifest community need for the project,
- vii. The suitability of the route selected for the project to meet the community need,
- viii. The demonstrably preferable nature of the route selected over that of the identified alternatives,
- ix. The accordance of the project with statutory development plans,
- The proportionality of the project, particularly in relation to the site selected for the wastewater treatment plant and the proposed permanent acquisition of this site,
- xi. The submissions and observations made at the oral hearing, and
- xii. The report and recommendation of the inspector,

the Board considered that the permanent acquisition, permanent wayleaves, permanent rights of way and temporary working areas proposed by Irish Water of the lands in question, as set out in the Order, Schedules and on the Deposited Map, are necessary for the purposes stated and the objections raised cannot be sustained having regard to the necessity of these purposes. Accordingly, the Board decided to confirm the Order without modification.

> Member of An Bord Pleanála duly authorised to authenticate the seal of the Board.

Dated this day of