



An  
Bord  
Pleanála

## Board Order ABP-302649-18

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**Local Government (No. 2) Act, 1960**

**Housing Act, 1966**

**Planning and Development Acts, 2000 to 2019**

**Local Authority: Irish Water**

**Application** received by An Bord Pleanála on the 12<sup>th</sup> day of September, 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 2019, for confirmation of a compulsory purchase order authorising compulsory acquisition of lands and entitled **Irish Water Compulsory Purchase (Arklow Wastewater Treatment Plant Project) Order, 2018**.

### Decision

**CONFIRM** the above compulsory purchase order based on the reasons and considerations under and subject to the modifications set out in the Schedule below.

## Reasons and Considerations

Having considered the objections made to the compulsory purchase order, the report of the person who conducted the oral hearing into the objections, the purpose of the compulsory purchase order and also having regard to:

- (a) the need to provide a wastewater treatment plant and associated infrastructure that is designed to treat wastewater to at least secondary standard prior to discharge into any receiving waters in accordance with the requirements of the Urban Wastewater Treatment Directive (Council Directive 91/271/EEC) and the Urban Wastewater Treatment Regulations (SI 254 of 2001),
- (b) the need to improve the water quality and amenity of the Avoca River,
- (c) the community need, and public interest served and overall environmental benefits to be achieved from use of the acquired lands,
- (d) the provisions of the National Planning Framework, The Strategic Planning Guidelines for the Greater Dublin Area (2010-2022) the policies and objectives stated therein, which specifically identify the proposed road development,
- (e) the relevant provisions of the Wicklow County Development Plan 2016-2022 and the Arklow and Environs Local Area Plan 2018-2024,
- (f) the proportionate land-take to facilitate the identified need for both temporary and permanent acquisition of lands, wayleaves and rights of way,
- (g) the submissions and observations made at the Oral Hearing, and
- (h) the report and recommendation of the Inspector,

it is considered that, subject to the modifications to the order as set out in the Schedule below, the acquisition of lands and wayleaves and rights of way, both permanent and temporary by Irish Water of the lands in question, as set out in the compulsory purchase order and on the deposited maps, are necessary for the purpose stated, and that the objections cannot be sustained having regard to the said necessity.

