



An
Bord
Pleanála

Board Order ABP-304709-19

Local Government (No. 2) Act, 1960

Housing Act, 1966

Planning and Development Acts, 2000 to 2019

Applicant: Irish Water

Application received by An Bord Pleanála on the 18th day of June, 2019 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 (Castletownshend Sewerage Scheme) Order, 2019.**

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 and the report of the person who conducted the oral hearing into the objections, and having regard to the provisions of the Water Framework Directive (2000/60/EC), the Urban Wastewater Treatment Directive (91/271/EEC), the current Cork County Council Development Plan 2014-2020, and the West Cork Municipal District Local Area Plan 2017, it is considered that the acquisition of lands, wayleaves, rights of way and temporary working areas by Irish Water is necessary for the purposes stated in the Order and the objections cannot be sustained having regard to the said necessity.

SCHEDULE

The compulsory purchase order shall be modified in accordance with details provided in the documentation submitted to An Bord Pleanála at the oral hearing on the 7th day of November 2019 as follows:

- Plot number 08 shall be realigned with an increase in area of 0.0611 hectares in area
- Plot number 24 shall be realigned with a decrease of 0.1152 hectares in area.
- Plot number 06 shall be realigned with a decrease of 0.0197 hectares in area.
- Plot number 07 shall be realigned with an increase of 0.0636 hectares in area.
- Plot number 25 shall be realigned with a decrease of 0.0455 hectares in area.
- Plot number 43 comprising of a newly added temporary working area with an area of 0.562 hectares along the southern boundary of plot number 09 shall be added to the Schedule.

