

## COMPULSORY ACQUISITION OF LANDS AND RIGHTS OVER LAND

Uisce Éireann COMPULSORY PURCHASE (KILKEE WWTP) ORDER, 2025

### ENGINEERS REPORT

To: CEO, Uisce Éireann

Date: May 2025

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## **Purpose of Report**

1. The purpose of this report is to recommend to the Managing Director the making of the proposed Uisce Éireann Compulsory Purchase (KILKEE WWTP) Order, 2025.
2. The Order is required for the purposes of Uisce Éireann's advancing the Kilkee WWTP ("the Project") which is included in the Uisce Éireann's Capital Investment Plan (CIP 2025-2029).

## **The Functions of Uisce Éireann**

3. On 1<sup>st</sup> January 2014 all functions conferred on water services authorities by the Water Services Act 2007 (other than excluded provision and section 22) were transferred to Uisce Éireann by section 7(1) of the Water Services (No 2) Act 2013. Consequently, Uisce Éireann has powers, duties and functions vested in it by the Water Services Act, 2007 to make proper provision for water services as defined in the Water Services Act, 2007. In this regard, Uisce Éireann is responsible for the provision and development of water services, including the collection, treatment and discharge of urban wastewater. I confirm that the transferred functions include all functions necessary to Uisce Éireann's adoption and carrying into effect of the Kilkee WWTP and to the proposed Compulsory Purchase Order.
4. As a Water Services Authority, Uisce Éireann has under Sections 31 and 32 of the Water Services Act, 2007, powers and function to provide water services including but not limited to the provision, operation or maintenance of sewers and waste water collection and treatment facilities, the construction or maintenance, or arrangement for the construction and maintenance of, water works, or waste water works and the purchasing or obtaining premises or wayleaves that are necessary to fulfil its functions under the Water Services Act, 2007.

## **The Community Need underlying the Scheme.**

### The Existing Situation & the Need for the Scheme

5. Kilkee has been identified as an untreated coastal agglomeration and is not currently served by a wastewater treatment plant (WWTP). Untreated wastewater is being discharged to coastal waters at present.

Kilkee is currently served by a combined sewer network conveying flows to Victoria Pumping Station (PS), which pumps all flows to an outfall located approximately 1.7km to the west of its location. Victoria PS is currently served by 2No. rising mains which discharge into a common header manhole located approximately 300m from the final outfall location at Intrinsic Bay. The flows are conveyed by a single gravity sewer from the header manhole to the discharge point. The outfall discharges through the cliff face above high tide level.

All wastewater which currently enters the public sewer in Kilkee is discharged without treatment to Intrinsic Bay. This poses a risk to water quality and detracts from the amenity value of the adjacent coastal waters. In addition, the discharge of untreated wastewater is not in compliance with the EEU Directive (Urban Wastewater Treatment Directive [91/271/EEC] and national regulations, e.g. the Urban Wastewater Treatment Regulations SI No. 254 of 2001, concerning the collection and treatment of urban wastewater.

#### Description of the Scheme & Public Interest

6. Generally, the scheme consists of:
  - Construction of a New Terminal Foul Pumping station with Emergency Storage to convey sewage flows from the Kilkee agglomeration to the proposed WWTP via existing rising mains.
  - Construction of a new WWTP providing primary treatment and including stormwater storage, with a new final effluent outfall PS and new final effluent rising main to existing outfall. The Kilkee WWTP scheme is designed for a population equivalent of 7,926 PE.
7. The main objectives of the project are as follows:
  - The provision of appropriate treatment to eliminate the current discharge of untreated wastewater from the Kilkee Agglomeration
  - To comply with the standards required by the Urban Wastewater Treatment Directive (UWWTD).
  - To provide adequate capacity to facilitate the planned development and forecasted growth of the Kilkee agglomeration.

#### History of Scheme Development and Statutory Processes

8. Kilkee has been identified as a coastal agglomeration in Ireland as having no treatment and is identified as an Untreated Agglomeration by the Environmental Protection Agency (EPA). Discharges from wastewater treatment plants are required to comply with the standards of treated effluent quality stated in the Urban Wastewater Treatment Directive (UWWTD). The legislative context for provision and licencing of appropriate wastewater treatment infrastructure in Ireland is governed by the Urban Wastewater Treatment Regulations (S.I. No. 254 of 2001) and the Wastewater Discharge (Authorisation) Regulations (S.I. No. 684 of 2007). All discharges from waste water collection systems and treatment plants throughout the country which serve an agglomeration of greater than 500 PE (population equivalent) are required to be issued with a Wastewater Discharge Licence from the Environmental Protection Agency (EPA) and to comply with the conditions set out in the licence.
9. Uisce Éireann is committed to providing appropriate treatment for the agglomeration under the Untreated Agglomeration Scheme (UTAS) programme of works.

In 2020, EPS and their subconsultants were appointed under the Uisce Éireann Early Contractor Involvement (ECI) Wastewater programme to develop the scheme from feasibility stage to the completion of construction.

## **The Need for these Lands**

10. The subject lands within this order are required, to facilitate the construction of elements of the scheme, namely the new Wastewater Treatment plant, Foul pumping station, gravity sewers, and rising mains. During the design process various pipe routes and sites were examined with the current proposed scheme being the most feasible however It was determined that lands not in the ownership of Clare County Council/ Uisce Éireann would be required.
11. The lands, permanent wayleaves, temporary wayleaves, temporary working areas and Rights of Ways required for the Kilkee WWTP as it affects the Kilkee area, (and to be included in the proposed Compulsory Purchase Order) are described in the schedules to the enclosed draft “Uisce Éireann Compulsory Purchase (Kilkee WWTP) Order 2025” and are depicted in the following proposed Compulsory Purchase Order Drawings:
  - UE/10015237/CPO/0001
  - UE/10015237/CPO/0002
12. Attempts have been made to acquire these lands, permanent wayleaves, temporary wayleaves, temporary working areas and Rights of Ways by agreement.
13. When it was determined that it would not be possible to acquire these lands, permanent wayleaves, temporary wayleaves, temporary working areas and Rights of Ways by agreement, it was decided to seek a Compulsory Purchase Order.

## **Alternatives Considered**

14. An outline of the alternatives include:
  - Alternative locations for the WWTP.
  - Alternative locations for the Foul PS
  - Alternative locations for sewer network elements of project namely - gravity sewers and rising mains.

I am satisfied that all reasonable alternatives as outlined above have been fully considered and are not demonstrably preferable and that these lands, permanent wayleaves, temporary wayleaves, temporary working areas and Rights of Ways are necessary for the Kilkee WWTP and are suitable for the purpose for which they are required. Please refer to the Kilkee Wastewater Treatment Plant Site Selection Report May 2025 enclosed. This 2025 report updates the Kilkee Wastewater Treatment Plant Site Selection Report (November 2021) to reflect changes in site conditions, infrastructure, planning policy, or planning applications since its publication. The basis of the site selection process, including the methodology for the assessment, the area of search, and the development proposal, has not changed.

## **Works are not in Contravention of the Provisions of the Statutory Development Plan**

15. There are several strategic planning policies to support the proposed development:

- Water Services Policy statement
- Water Services Strategic Plan
- Uisce Éireann's Capital Investment Plan
- National Planning framework
- Regional Spatial and Economic strategy for the Southern Region
- Clare County Development Plan 2023 – 2029

Please refer to the CPO Planning Report enclosed.

## **Planning Status**

16. A planning application for the Project was lodged with Clare Co. Co. on 03<sup>rd</sup> January 2024. A response to a request for Further information was submitted by Uisce Éireann to Clare County Council on the 16<sup>th</sup> August 2024. Planning permission was subsequently refused by Clare County Council on the 16<sup>th</sup> of October and Uisce Éireann lodged an appeal to An Bord Pleanála on the 12<sup>th</sup> of November 2024. At the time of writing Uisce Éireann is currently awaiting a decision regarding the outcome of the planning appeal from An Bord Pleanála.

## **Engagement with Landowners/Lessees/Occupiers.**

17. Engagement with Landowners/Lessees/Occupiers (landowners) began in March 2022. Uisce Éireann's Landowner Liaison Officers (LLOs) introduced the project in person and acted as the point of contact for the landowners for any queries related to the project (not related to compensation). Formal correspondence was also issued to the landowners as part of Uisce Éireann's engagement. The following letters were issued on the corresponding dates:

- Introduction to Project – Issued on 24<sup>th</sup> March 2022
- Introduction to Valuer – Issued on 18<sup>th</sup> June 2022
- 60 Day Letter – Issued on 03<sup>rd</sup> August 2023

See details of landowner engagement in Table 1 and Table 2 below.

**Table 1: Kilkee WWTP scheme Landowner Engagement details noted by Avison Young on behalf of Uisce Éireann**

<b>Landowner: Brideford Properties Ltd.</b>
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Brideford Properties Ltd.	Hon. Secretary	29/03/2022	Telephone Call	Telephone conversation re scheme and re arranging a meeting with UE to discuss
Brideford Properties Ltd.	Hon. Secretary	04/04/2022	Telephone call	Call rang to voicemail. TH left message with proposed dates for requested site meeting
Brideford Properties Ltd.	Hon.Secretary	22/07/2022	Email	Email to BP with proposed dates for meeting in Kilkee
Brideford Properties Ltd.	Hon. Secretary, Chairperson, House Owner	10/08/2022	Meeting	Meeting in Kilkee in Paul Mullins property to discuss the scheme and proposed acquisitions from Brideford Properties. Queries from Brideford were taken back to UE for response
Brideford Properties Ltd.	Hon. Secretary	17/10/2022	Email	Email from BP seeking update on responses to queries raised at meeting
Brideford Properties Ltd.	Hon.Secretary	21/10/2022	Email	Email from BP seeking update on responses to queries raised at meeting
Brideford Properties Ltd.	Hon. Secretary	21/10/2022	Email	Email to BP with responses to queries raised at meeting
Brideford Properties Ltd.	Hon. Secretary, Chairperson, House Owner	13/12/2022	Meeting	Meeting in South Court Hotel Limerick with Brideford & UE
Brideford Properties Ltd.	Hon.Secretary, Chairman	13/06/2023	Emails	Email to BP & PM
Brideford Properties Ltd.	Hon. Secretary, Chairman	18/12/2023	Email	Email to BP & PM notifying of erection of site notices in advance of planning application
Brideford Properties Ltd.	Hon. Secretary, Chairperson, House Owner	07/02/2024	Meeting	Meeting to discuss various queries, requests, issues with Brideford
<b>Landowner: Mark Haugh</b>				
Mark Haugh	Landowner	29/03/2022	Telephone Call	Call to MH however phone rang out - did not go to voicemail
Mark Haugh	Landowner	10/06/2022	Telephone Call	Call to MH to discuss scheme and proposed acquisition
Mark Haugh	Landowner	14/06/2022	Email	Email to MH with draft plot ref plan for his review/comments
Mark Haugh	Landowner	15/06/2022	Meeting	Met onsite at Kilkee to discuss proposed acquisitions under scheme

Mark Haugh	Landowner	14/07/2022	Telephone Call	Call to MH-phone rang to voicemail - left message seeking call back. Received text from MH advising he out of country until 25th July
Mark Haugh	Landowner	25/08/2022	Telephone Call	Call to MH - phone rang to voicemail - left message seeking call back
Mark Haugh	Landowner	31/08/2022	Telephone Call	Call from MH re documents received having issued to his Valuer
Mark Haugh	Landowner	13/06/2023	Email	Mail to MH with revised plot ref drawing showing proposed acquisitions
David Considine	Valuer	02/11/2023	Telephone Call	Call to DC but phone rang to voicemail - left message with my details
David Considine	Valuer	08/12/2023	Telephone Call	Call to landowner's Valuer to discuss scheme and proposed acquisitions
David Considine	Valuer	14/12/2023	Email	Mail to DC
Mark Haugh	Landowner	18/12/2023	Email	Mail to MH noting site notice will be erected at his property for the planning application in early Jan
David Considine	Valuer	22/01/2024	Email	Mail to DC noted re pending CPO publication
Mark Haugh	Landowner	19/02/2024	Email	Mail from MH re payment due to him. TH response advising payment relates to existing upgrade works completed and not the current scheme works.
David Considine	Valuer	15/04/2024	Email	Mail to DC requesting access for noise monitoring surveys
David Considine & Liam Browne	Valuer	18/04/2024	Meeting	Meeting onsite in Kilkee to discuss acquisitions etc
David Considine	Valuer	11/09/2024	Email	Mail to DC with proposed reinstatement plan for review with his client and noting anticipated CPO publication date and requesting he tell his client
David Considine	Valuer	22/01/2025	Telephone Call	Call to DC but phone diverted to office - left message with reception
David Considine	Valuer	22/01/2025	Telephone Call	Telephone conversation with DC to update re planning for scheme
David Considine	Valuer	25/03/2025	Telephone Call	Call to DC but phone diverted to office - left message with reception
<b>Landowner: Seán Haugh</b>				
Seán Haugh	Landowner	08/06/2022	Telephone Call	Call with Mr Haugh re the scheme
Seán Haugh	Landowner	15/06/2022	Meeting	Meeting onsite with Mr Haugh regarding the scheme & access for surveys

Seán Haugh	Landowner	21/07/2022	Telephone Call	Call with Mr Haugh re walkover surveys
Seán Haugh	Landowner	10/08/2022	Meeting	Meeting onsite with Mr Haugh regarding the scheme
Seán Haugh	Landowner	02/09/2022	Telephone Call	Call with Mr Haugh re SI
Seán Haugh	Landowner	30/01/2023	Telephone Call	Call with Mr Haugh re scheme status
Seán Haugh	Landowner	12/09/2023	Telephone Call	Call with Mr Haugh re scheme status
Seán Haugh	Landowner	18/12/2023	Telephone Call	Call with Mr Haugh re scheme status
Seán Haugh	Landowner	21/02/2024	Telephone Call	Call with Mr Haugh re scheme status
Seán Haugh	Landowner	23/04/2024	Telephone Call	Call with Mr Haugh re laneway at side of his holding
Seán Haugh	Landowner	24/09/2024	Telephone Call	Call with Mr Haugh re current status of scheme and CPO
Seán Haugh	Landowner	22/01/2025	Telephone Call	Call with Mr Haugh re planning status and CPO
Seán Haugh	Landowner	20/03/2025	Telephone Call	Call with Mr Haugh re planning status and CPO
<b>Landowner: Eugene Hennessy</b>				
Michelle Nolan	Landowners Solicitor	18/11/2022	Email	Introductory mail to MN with scheme and acquisition details
Michelle Nolan	Landowners Solicitor	13/06/2023	Email	Mail to MN re updated scheme drawings and acquisitions sought from her client
Michelle Nolan	Landowners Solicitor	28/09/2023	Email	Mail from MN
Michelle Nolan	Landowners Solicitor	18/10/2023	Email	Mail to Mn
Michelle Nolan	Landowners Solicitor	23/10/2023	Email	Mail from MN with queries from her client
Michelle Nolan	Landowners Solicitor	31/10/2023	Email	Mail to MN with responses to queries raised and note re getting Valuer advice
Michelle Nolan	Landowners Solicitor	20/11/2023	Email	Mail to MN following up on previous mails
David Considine	Valuer	02/11/2023	Telephone Call	Call to DC but phone rang to voicemail - left message with my details
David Considine	Valuer	08/12/2023	Telephone Call	Call to landowner's Valuer to discuss scheme and proposed acquisitions
David Considine	Valuer	14/12/2023	Email	Mail to DC
David Considine	Valuer	22/01/2024	Email	Mail to DC noted re pending CPO publication



David Considine	Valuer	15/04/2024	Email	Mail to DC requesting access for noise monitoring surveys
David Considine & Liam Browne	Valuer	18/04/2024	Meeting	Meeting in Kilkee to discuss acquisition
David Considine	Valuer	22/01/2025	Telephone Call	Call to DC but phone diverted to office - left message with reception
David Considine	Valuer	22/01/2025	Telephone Call	Telephone conversation with DC to update re planning for scheme
David Considine	Valuer	25/03/2025	Telephone Call	Call to DC but phone diverted to office - left message with reception
<b>Landowner: Joseph Hennessy</b>				
Michelle Nolan	Landowners Solicitor	18/11/2022	Email	Introductory mail to MN with scheme and acquisition details
Michelle Nolan	Landowners Solicitor	13/06/2023	Email	Mail to MN re updated scheme drawings and acquisitions sought from her client
Michelle Nolan	Landowners Solicitor	28/09/2023	Email	Mail from MN
Michelle Nolan	Landowners Solicitor	18/10/2023	Email	Mail to Mn
Michelle Nolan	Landowners Solicitor	23/10/2023	Email	Mail from MN with queries from her client
Michelle Nolan	Landowners Solicitor	31/10/2023	Email	Mail to MN with responses to queries raised and note re getting Valuer advice
Michelle Nolan	Landowners Solicitor	20/11/2023	Email	Mail to MN following up on previous mails
David Considine	Valuer	02/11/2023	Telephone Call	Call to DC but phone rang to voicemail - left message with my details
David Considine	Valuer	08/12/2023	Telephone Call	Call to landowner's Valuer to discuss scheme and proposed acquisitions
David Considine	Valuer	14/12/2023	Email	Mail to DC
David Considine	Valuer	22/01/2024	Email	Mail to DC noted re pending CPO publication
David Considine	Valuer	15/04/2024	Email	Mail to DC requesting access for noise monitoring surveys
David Considine & Liam Browne	Valuer	18/04/2024	Meeting	Meeting in Kilkee to discuss acquisition
David Considine	Valuer	22/01/2025	Telephone Call	Call to DC but phone diverted to office - left message with reception
David Considine	Valuer	22/01/2025	Telephone Call	Telephone conversation with DC to update re planning for scheme

David Considine	Valuer	25/03/2025	Telephone Call	Call to DC but phone diverted to office - left message with reception
<b>Landowner: John Keane</b>				
John Keane	Landowner	04/04/2022	Telephone Call	Called Mr Keane - no response left voicemail
John Keane	Landowner	07/06/2022	Telephone Call	Called Mr Keane - advised he would not deal with the scheme until UE agree to replace existing pipe
John Keane	Landowner	12/09/2023	Telephone Call	Called Mr Keane - No Response left voicemail. Mr Keane returned my call & I missed his call back
John Keane	Landowner	13/09/2023	Telephone Call	Called Mr Keane to discuss scheme
John Keane	Landowner	08/11/2023	Telephone Call	Called Mr Keane
John Keane	Landowner	21/03/2024	Telephone Call	Called Mr Keane - phone rang out - did not connect to voicemail

**Table 2: Kilkee WWTP scheme Landowner Engagement noted by the Land Liaison Officer on behalf of Uisce Éireann**

<b>Landowner: Brideford Properties Ltd.</b>			
Brideford Properties Ltd.	20/01/2022	Email and telephone call to BP	Discussion on ownership of Plot 13
Brideford Properties Ltd.	24/01/22	Email confirmation from BP	Confirming public ROW
Brideford Properties Ltd.	09/03/2022	In-person	Meeting to discuss issues around wayleave, smells from plant, size, access for construction
Brideford Properties Ltd.	30/03/2022	Email from BP	Requesting on site meeting to discuss site layout
Brideford Properties Ltd.	30/05/2022	Email from BP	Highlighting issues around site investigations and damage to lawn area.
Brideford Properties Ltd.	13/12/2022	Meeting with Brideford, UE and AY in Limerick	Meeting in South Court Hotel
Brideford Properties Ltd.	15/06/2023	On site meeting	Meeting with Brideford and EPS on site layout
Brideford Properties Ltd.	16/06/2023	Email from BP	Confirming directors contact details of Brideford Properties
Brideford Properties Ltd.	08/02/2024	In person	Meeting with Brideford and Tracy Horan (AY)

Brideford Properties Ltd.	15/02/2024	Email to BP	Confirming pre-construction survey
Brideford Properties Ltd.	12/10/2024	Meeting with BP	Meeting with Brideford and Tracy Horan (AY)

**Landowner: Seán Haugh**

Landowner	Date	Type of contact	Comments
Seán Haugh	16/02/2022	In-person	Advise on commencement of SI
Seán Haugh	24/10/2022	Phone call to SH	Advise on further SI

**Landowner: Mark Haugh**

Landowner	Date	Type of contact	Comments
Mark Haugh	Prior to 2022	In-person and telephone calls	Advising of planned scheme and location of storm tanks
Mark Haugh	10/02/2022	Phone call	Advise on commencement of SI

**Landowner: Eugene Hennessy**

Landowner	Date	Type of contact	Comments
Eugene Hennessy	Prior to 2022	Telephone calls	Advising of planned scheme and location of storm tanks
Eugene Hennessy	10/03/2022	Telephone call from EH	Questions on size of site, effect on planning and next steps

**Regulatory Compliance**

18. Having consulted with the Uisce Éireann Asset Strategy Unit and taking into account all aspects of the Project I am satisfied that in developing the Project and in proposing this Compulsory Purchase Order full account has been taken of:

- Proper Planning and Sustainable Development
- Protection of Human Health and the Environment - The Project serves the objective of the Urban Wastewater Treatment Directive, which is to protect the environment from the adverse effects of wastewater discharges.
- Directive 2000/60/EC (Water Framework Directive). The Project is designed to assist in facilitating the achievement of water body objectives under the Water Framework Directive with respect to wastewater treatment and effluent discharges.

- Directive 91/271/EEC (The Urban Wastewater Treatment Directive). It sets minimum standards for collection systems, wastewater treatment plants and discharge of treated wastewater back to water bodies.
- Water Services Acts 2007-2013. These Acts set out the legislative context in which Uisce Éireann operates. Uisce Éireann's powers and objectives are set out under these Acts and the Project has been designed and will be implemented in line with these powers and objectives.
- The Uisce Éireann Water Services Strategic Plan. The Project advances and/or is consistent with the following objectives of the Plan - which provides for effective management of wastewater, protect and enhance the environment, and support social and economic growth:
  - Meet Customer Expectations.
  - Ensure a Safe and Reliable Water Supply.
  - Provide Effective Management of Wastewater.
  - Protect and enhance the Environment;
  - Support Social and Economic Growth; and
  - Invest in Our Future.

## Conclusion

19. I am satisfied that all reasonable alternatives have been fully considered and these lands and rights over land are necessary for this scheme and suitable for the purpose for which they are required. I am also satisfied that Uisce Éireann requires to invoke the Compulsory Purchase Order procedure for the lands and rights over land required as it is unlikely that all of the foregoing could be required by agreement with the relevant Landowners with full title or otherwise in a timely fashion.

20. Accordingly, it is recommended that Uisce Éireann make the Uisce Éireann Compulsory Purchase (Kilkee WWTP) Order, 2025.

Dated this 26<sup>th</sup> day of May 2025

SIGNED: *Patrick Greene*

**Patrick Greene, Chartered Engineer**

**Portfolio Manager, Uisce Éireann**

**Documents Enclosed with This Report**

1. Overview Drawing of Scheme: 10015237- DRC -ZZ -XX- DR -Y-0001
2. Compulsory Purchase Order Drawings:
  - UE/10015237/CPO/0001
  - UE/10015237/CPO/0002
3. Kilkee WWTP CPO Planning Report
4. Kilkee Wastewater Treatment Plant Site Selection Report May 2025
5. Compulsory Purchase Order Schedule

## **SCHEDULE**

### **PART 1 – LAND ACQUISITION**

**Land other than land consisting of a house or houses unfit for human habitation  
and not capable of being rendered fit for human habitation at reasonable expense**

Plot Number shaded grey on the drawings deposited at	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
Uisce Éireann  Colvill House  24-26 Talbot Street  Dublin 1  And  Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare V15 P960							
001	UE/10015237/CPO/0001	0.2198	Kilkee Lower, Moyarta, Kilkee	Open Space	MARK HAUGH of Carnacalla North, Kilrush, County Clare	N/A	N/A

004	UE/10015237/CPO/0001	0.0048	Kilkee Lower, Moyarta, Kilkee	Grass Verge	BRIDEFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
024	UE/10015237/CPO/0002	1.4610	FOOHAGH, Moyarta, Kilkee	Agricultural Land and Laneway	Sean Haugh Breaffe South, Spanish Point Co. Clare	N/A	N/A
034	UE/10015237/CPO/0002	0.0179	FOOHAGH, Moyarta, Kilkee	Agricultural Land	EUGENE HENNESSY of 61-23 81 Street, Middle Village, New York, NY 11379 C/O MICHAEL F. NOLAN, SOLICITOR, KILRUSH, COUNTY CLARE	N/A	N/A
036	UE/10015237/CPO/0002	0.0062	FOOHAGH, Moyarta, Kilkee	Agricultural Land	EUGENE HENNESSY of 61-23 81 Street, Middle Village, New York, NY 11379 C/O MICHAEL F. NOLAN, SOLICITOR, KILRUSH, COUNTY CLARE	N/A	N/A
038	UE/10015237/CPO/0002	0.0070	FOOHAGH, Moyarta, Kilkee	Agricultural Land	JOSEPH HENNESSY of 537 Orangeburg Road, Pearl River, New York, NY 10965 C/O MICHAEL F. NOLAN, SOLICITOR,	N/A	N/A



Plot Number shaded grey on the drawings deposited at	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
Uisce Éireann  Colvill House  24-26 Talbot Street  Dublin 1  And  Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare V15 P960							
					KILRUSH, COUNTY CLARE		

## **PART 2 – PERMANENT WAYLEAVE**

### **Sub-Part A – Description of Wayleave**

The right for the Company, its successors in title, assigns, tenants, servants or agents, contractors or other licensees:

- (i) to construct, lay, keep, operate, maintain, renew, repair and inspect waste water works as defined in the Water Services Act, 2007 and all associated pipelines and all other associated physical elements used for collection, storage or treatment of waste water and such other works, services, facilities and other things as are necessary or expedient in relation thereto or are ancillary thereto or form part of such waste water works, in, on or under the land specified in Sub-Part B below, together with the right,
- (ii) to enter with all necessary vehicles, plant and machinery upon the said land at all times for any of the said purposes.

### **Sub-Part B – Description of Land**

Plot Number coloured yellow and hatched in red on yellow on the drawings deposited	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
<p>Uisce Éireann</p> <p>Colvill House</p> <p>24-26 Talbot Street</p> <p>Dublin 1</p> <p>And</p> <p>Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare V15 P960</p>							

002	UE/10015237/CPO/0001	0.0105	Kilkee Lower, Moyarta, Kilkee	Open Space	MARK HAUGH of Carnacalla North, Kilrush, County Clare	N/A	N/A
006	UE/10015237/CPO/0001	0.0069	Kilkee Lower, Moyarta, Kilkee	Roadway Footpath and Grass verge	BRIDFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
007	UE/10015237/CPO/0001	0.0141	Kilkee Lower, Moyarta, Kilkee	Roadway	BRIDFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
008	UE/10015237/CPO/0001	0.0051	Kilkee Lower, Moyarta, Kilkee	Footpath	BRIDFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A

Plot Number coloured yellow and hatched in red on yellow on the drawings deposited	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
<p>Uisce Éireann</p> <p>Colvill House</p> <p>24-26 Talbot Street</p> <p>Dublin 1</p> <p>And</p> <p>Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare V15 P960</p>							

013	UE/10015237/CPO/0001	0.0202	Kilkee Lower, Moyarta, Kilkee	Grass Verge	BRIDFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
014	UE/10015237/CPO/0001	0.0550	Kilkee Lower, Moyarta, Kilkee	Roadway	BRIDFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
025	UE/10015237/CPO/0002	0.1905	FOOHAGH, Moyarta, Kilkee	Agricultural Land	Sean Haugh Breaffe South, Spanish Point Co. Clare  Clare	N/A	N/A
031	UE/10015237/CPO/0002	0.0387	FOOHAGH, Moyarta, Kilkee	Agricultural Land, Open Space, Roadway	JOHN KEANE Foohagh, Kilkee, County Clare	N/A	N/A
041	UE/10015237/CPO/0001	0.1048	Kilkee Lower, Moyarta, Kilkee	Utilities PS Site	Unknown	N/A	BRIDFORD PROPERTIES LIMITED of BEECHMOUNT

						<p>HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK</p> <p>UISCE ÉIREANN</p> <p>CLARE CO.CO. - Chief Executive, Clare County Council, New Road, Ennis, Co. Clare.</p>
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### **PART 3 – PERMANENT RIGHT OF WAY**

#### **Sub-Part A – Description of Rights**

The right for the Company, its successors in title, assigns, tenants, licensees, servants or agents, contractors and workmen, to enter upon and to pass and re-pass over the lands specified in Sub-Part B below with or without all and any vehicles, plant and machinery necessary or desirable for the purpose, for the purpose of ingress and egress to and from the public road at all times, for all purposes of and by all means in connection with the use and occupation by the Company, its successors in title, assigns, tenants, licensees, servants or agents, contractors and workmen, of any lands (including rights over land and the wayleaves described in Part 2 of this Schedule).

Such right shall include

- the right to lay and maintain a suitable roadway and works ancillary thereto over the lands specified in Sub-Part B below
- the right to do in, on, under or over the lands specified in Sub-Part B below anything reasonably necessary for or ancillary or incidental to the construction, repair, maintenance and alteration of the Scheme on any land (including rights over land and the wayleaves described in Part 2 of this Schedule).

#### **Sub-Part B – Description of Lands**



Plot Number hatched in red on white, hatched in red on yellow and hatched in red on green on the drawings deposited at	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
<p>Uisce Éireann Colvill House 24-26 Talbot Street Dublin 1</p> <p>And</p> <p>Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare V15 P960</p>							

005	UE/10015237/CPO/0001	0.0108	Kilkee Lower, Moyarta, Kilkee	Roadway	BRIDFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
007	UE/10015237/CPO/0001	0.0141	Kilkee Lower, Moyarta, Kilkee	Roadway	BRIDFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
010	UE/10015237/CPO/0001	0.0074	Kilkee Lower, Moyarta, Kilkee	Roadway	BRIDFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
012	UE/10015237/CPO/0001	0.0467	Kilkee Lower,	Roadway	BRIDFORD PROPERTIES LIMITED of BEECHMOUNT	N/A	N/A

			Moyarta, Kilkee		HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK		
014	UE/10015237/CPO/0001	0.0550	Kilkee Lower, Moyarta, Kilkee	Roadway	BRIDEFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
041	UE/10015237/CPO/0001	0.1048	Kilkee Lower, Moyarta, Kilkee	Utilities PS Site	Unknown	N/A	BRIDEFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK  UISCE ÉIREANN  CLARE CO.CO. - Chief Executive, Clare County Council, New Road, Ennis, Co. Clare.

## **PART 4 – TEMPORARY WORKING AREA**

### **Sub-Part A – Description of Rights**

The temporary right for the Company, assigns, tenants, licensees, servants or agents, contractors and workmen in common with all others who have the like right to use the land specified in Sub-Part B below to enter with all necessary vehicles, plant and machinery upon the said lands and to use the land to pass and re-pass over same for the purpose of ingress and egress to and from the public road at all times, for all purposes of and by all means in connection with the use and occupation by the Company its successors in title, assigns, tenants, licensees, servants or agents, contractors and workmen in common with all others who have the like right of lands and rights over land acquired by it for the purposes of the Kilkee Wastewater Treatment Plant. Such rights include the right to do anything reasonably necessary for or ancillary or incidental to the construction of the structures and the waste water works as defined in the Water Services Act, 2007 to be laid, erected, or constructed on the lands described in Part 1 of this Schedule and the wayleaves described in Part 2 of this Schedule in, on, under or over the lands specified in Sub-Part B below.

### **Sub-Part B – Description of Lands**

Plot Number coloured green and hatched in red on green on the drawings deposited at	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
<p>Uisce Éireann Colvill House 24-26 Talbot Street Dublin 1</p> <p>And</p> <p>Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare V15 P960</p>							
003	UE/10015237/CPO/0001	0.5194	Kilkee Lower, Moyarta, Kilkee	Open Space	MARK HAUGH of Carnacalla North, Kilrush, County Clare	N/A	N/A

005	UE/10015237/CPO/0001	0.0108	Kilkee Lower, Moyarta, Kilkee	Roadway	BRIDEFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
009	UE/10015237/CPO/0001	0.0129	Kilkee Lower, Moyarta, Kilkee	Grass Verge	BRIDEFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
010	UE/10015237/CPO/0001	0.0074	Kilkee Lower, Moyarta, Kilkee	Roadway	BRIDEFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD, RAHEEN, CO LIMERICK	N/A	N/A
011	UE/10015237/CPO/0001	0.0015	Kilkee Lower, Moyarta, Kilkee	Footpath	BRIDEFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27	N/A	N/A

Plot Number coloured green and hatched in red on green on the drawings deposited at	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
<p>Uisce Éireann Colvill House 24-26 Talbot Street Dublin 1</p> <p>And</p> <p>Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare V15 P960</p>							
					FORTFIELD, RAHEEN, CO LIMERICK		

Plot Number coloured green and hatched in red on green on the drawings deposited at	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
<p>Uisce Éireann Colvill House 24-26 Talbot Street Dublin 1</p> <p>And</p> <p>Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare V15 P960</p>							
026	UE/10015237/CPO/0002	0.7898	FOOHAGH, Moyarta, Kilkee	Agricultural Land	Sean Haugh Breaffe South, Spanish Point Co.Clare	N/A	N/A



Plot Number coloured green and hatched in red on green on the drawings deposited at	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
<p>Uisce Éireann Colvill House 24-26 Talbot Street Dublin 1</p> <p>And</p> <p>Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare V15 P960</p>							
027	UE/10015237/CPO/0002	0.0299	FOOHAGH, Moyarta, Kilkee	Lane Way	Sean Haugh Breaffe South, Spanish Point Co.Clare	N/A	N/A

Plot Number coloured green and hatched in red on green on the drawings deposited at	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
<p>Uisce Éireann Colvill House 24-26 Talbot Street Dublin 1</p> <p>And</p> <p>Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare V15 P960</p>							
033	UE/10015237/CPO/0002	0.0229	FOOHAGH, Moyarta, Kilkee	Agricultural Land, Open Space, Roadway	JOHN KEANE Foohagh, Kilkee, County Clare	N/A	N/A

035	UE/10015237/CPO/0002	0.1163	FOOHAGH, Moyarta, Kilkee	Agricultural Land	EUGENE HENNESSY of 61-23 81 Street, Middle Village, New York, NY 11379 C/O MICHAEL F. NOLAN, SOLICITOR, KILRUSH, COUNTY CLARE	N/A	N/A
037	UE/10015237/CPO/0002	0.0314	FOOHAGH, Moyarta, Kilkee	Agricultural Land	EUGENE HENNESSY of 61-23 81 Street, Middle Village, New York, NY 11379 C/O MICHAEL F. NOLAN, SOLICITOR, KILRUSH, COUNTY CLARE	N/A	N/A
039	UE/10015237/CPO/0002	0.0346	FOOHAGH, Moyarta, Kilkee	Agricultural Land	JOSEPH HENNESSY of 537 Orangeburg Road, Pearl River, New York, NY 10965 C/O MICHAEL F. NOLAN, SOLICITOR, KILRUSH, COUNTY CLARE	N/A	N/A
42	UE/10015237/CPO/0001	0.1194	Kilkee Lower, Moyarta, Kilkee	Utilities PS Site	UNREGISTERED	N/A	BRIDEFORD PROPERTIES LIMITED of BEECHMOUNT HOUSE, RATHKEALE, County Limerick C/O BILLY PURCELL 27 FORTFIELD,

							RAHEEN, CO LIMERICK  UISCE ÉIREANN  CLARE CO.CO. - Chief Executive, Clare County Council, New Road, Ennis, Co. Clare.
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