

**KILKENNY COUNTY COUNCIL
COMHAIRLE CHONTAE CHILL CHAINNIGH**



**Provision of proposed Kilkenny Northern Ring Road Extension
(Freshford Road to Castlecomer Road)- Kilkenny County Council
Compulsory Purchase Order No. 2 of 2013.**

**NOTICE TO THE MAKING OF A COMPULSORY PURCHASE ORDER UNDER
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 AND
AMENDED AND EXTENDED BY THE PLANNING AND DEVELOPMENT ACTS, 2000 -
2013 INCLUDING SECTION 213 OF THE PLANNING AND DEVELOPMENT ACT, 2000;
LOCAL GOVERNMENT ACTS, 1925-2012 AND ALL OTHER ACTS .**

Kilkenny County Council (hereinafter referred to as “the local authority”) in exercise of the powers conferred upon them by section 76 of the Housing Act, 1966, and the Third Schedule thereto, as extended by section 10 of the Local Government (No. 2) Act, 1960 as substituted by section 86 of the Housing Act, 1966 as amended by section 6 of and the Second Schedule to the Roads Act, 1993 and as amended and extended by the Planning and Development Acts, 2000-2013, have made an order entitled as above which is about to be submitted to An Bord Pleanála for confirmation.

If confirmed, the Compulsory Purchase Order will authorise the local authority to acquire compulsorily the land described in Part I of the Schedule hereto for the purposes of the construction of the Kilkenny Northern Ring Road Extension from the Freshford Road to Castlecomer Road known as the “Provision of proposed Kilkenny Northern Ring Road Extension (Freshford Road to Castlecomer Road) Kilkenny County Council Compulsory Purchase Order No.2 of 2013”.

Owners, Lessees and Occupiers of the land described in the schedule will receive individual written notice.

SCHEDULE PART I

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.

Number on map deposited at the offices of the local authority	Quantity and Description of the land	Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers (except Tenants for a month or a less Period than a Month)
1.01	<u>Area</u> Permanent: 0.078 Ha OS Map Ref: 4705-A Type: Agricultural Land Townland: Troyswood County: Kilkenny E.D.: St Canice	Kilkenny County Council, County Hall, John's Street, Kilkenny.	None	Owner
1.02	<u>Area</u> Permanent: 0.375 Ha OS Map Ref: 4705-A Type: Road Bed Townland: Troyswood County: Kilkenny E.D.: St Canice	Kilkenny County Council, County Hall, John's Street, Kilkenny.	None	Owner
1.03	<u>Area</u> Permanent: 0.298 Ha OS Map Ref: 4705-A Type: Road Bed Townland: Loughmerans County: Kilkenny E.D.: Dunmore	Kilkenny County Council, County Hall, John's Street, Kilkenny.	None	Owner
1.04	<u>Area</u> Permanent: 0.084 Ha OS Map Ref: 4705-B Type: Road Bed Townland: Dunmore & Baun County: Kilkenny E.D.: Kilkenny Rural & Dunmore	Kilkenny County Council, County Hall, John's Street, Kilkenny.	None	Owner

Number on map deposited at the offices of the local authority	Quantity and Description of the land	Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers (except Tenants for a month or a less Period than a Month)
1.05	<u>Area</u> Permanent: 0.146 Ha OS Map Ref: 4705-B Type: Agricultural Land Townland: Baun County: Kilkenny E.D.: Dunmore	Kilkenny County Council, County Hall, John's Street, Kilkenny.	None	Owner
1.06	<u>Area</u> Permanent: 0.031 Ha OS Map Ref: 4705-B Type: Road Bed Townland: Baun County: Kilkenny E.D.: Dunmore	Kilkenny County Council, County Hall, John's Street, Kilkenny.	None	Owner
2.01	<u>Area</u> Permanent: 0.414 Ha Temporary: 0.089 Ha OS Map Ref: 4705-A Type: Agricultural Land Townland: Troyswood County: Kilkenny E.D.: St. Canice	Liam Donegan, Freshford Road, Kilkenny.	None	Owner
2.02	<u>Area</u> Permanent: 1.627 Ha Temporary: 0.199 Ha OS Map Ref: 4705-A Type: Agricultural Land Townland: Troyswood County: Kilkenny E.D.: St. Canice	Liam Donegan, Freshford Road, Kilkenny.	None	Owner
2.03	<u>Area</u> Permanent: 0.061 Ha OS Map Ref: 4705-A Type: River Bed Townland: Troyswood County: Kilkenny E.D.: St. Canice	Liam Donegan, Freshford Road, Kilkenny.	None	Owner

Number on map deposited at the offices of the local authority	Quantity and Description of the land	Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers (except Tenants for a month or a less Period than a Month)
3.01	<u>Area</u> Permanent: 1.030 Ha Temporary: 0.306 Ha OS Map Ref: 4705-A Type: Agricultural Land Townland: Loughmerans County: Kilkenny E.D.: Dunmore	Brian Holohan, Bleach Road, Dunmore, Kilkenny.	None	Owner
3.02	<u>Area</u> Permanent: 0.208 Ha Temporary: 0.017 Ha OS Map Ref: 4705-A Type: Agricultural Land Townland: Loughmerans County: Kilkenny E.D.: Dunmore	Brian Holohan, Bleach Road, Dunmore, Kilkenny.	None	Owner
3.03	<u>Area</u> Permanent: 0.142 Ha Temporary: 0.023 Ha OS Map Ref: 4705-A Type: Agricultural Land Townland: Loughmerans County: Kilkenny E.D.: Dunmore	Brian Holohan, Bleach Road, Dunmore, Kilkenny.	None	Owner
3.04	<u>Area</u> Permanent: 0.031 Ha OS Map Ref: 4705-A Type: River Bed Townland: Loughmerans County: Kilkenny E.D.: Dunmore	Brian Holohan, Bleach Road, Dunmore, Kilkenny.	None	Owner
4.01	<u>Area</u> Permanent: 2.440 Ha Temporary: 0.372 Ha OS Map Ref: 4705-A & 4705-B Type: Agricultural Land Townland: Dunmore & Loughmerans County: Kilkenny E.D.: Dunmore and Kilkenny Rural	Richard Guilfoyle, Dunmore, Kilkenny.	None	Owner

Number on map deposited at the offices of the local authority	Quantity and Description of the land	Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers (except Tenants for a month or a less Period than a Month)
4.02	<u>Area</u> Permanent: 0.084 Ha Temporary: 0.186 Ha OS Map Ref: 4705-B Type: Abandoned Railway Embankment Townland: Dunmore County: Kilkenny E.D.: Kilkenny Rural	Richard Guilfoyle, Dunmore, Kilkenny.	None	Owner
4.03	<u>Area</u> Permanent: 0.222 Ha Temporary: 0.015 Ha OS Map Ref: 4705-B Type: Agricultural Land Townland: Dunmore County: Kilkenny E.D.: Kilkenny Rural	Richard Guilfoyle, Dunmore, Kilkenny.	None	Owner
5.01	<u>Area</u> Permanent: 0.006 Ha OS Map Ref: 4705-B Type: Road Bed Townland: Coolgrange County: Kilkenny E.D.: Kilkenny Rural	John Joseph Donegan, Troyswood, Kilkenny.	None	Owner
6.01	<u>Area</u> Permanent: 0.076 Ha OS Map Ref: 4705-B Type: Road Bed Townland: Coolgrange County: Kilkenny E.D.: Kilkenny Rural	John Hogan, Talbotsinch, Kilkenny.	None	Owner

Number on map deposited at the offices of the local authority	Quantity and Description of the land	Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers (except Tenants for a month or a less Period than a Month)
7.01	<p><u>Area</u> Permanent: 0.036 Ha Temporary: 0.014 Ha</p> <p>OS Map Ref: 4705-B Type: Agricultural Land Townland: Dunmore County: Kilkenny E.D.: Kilkenny Rural</p>	<p>Sean O'Shea, (1/4 share) 9 Noremount, Kilkenny. Con O'Shea, (1/4 share) Vicar Street, Kilkenny. Vincent O'Shea, (1/4 share) The Weir, Bleach Road, Kilkenny, Conor O'Dwyer, (1/12 share) Asgard, College Gardens, Callan Road, Kilkenny. Barry O'Dwyer, (1/12 share) Asgard, College Gardens, Callan Road, Kilkenny. Brian O'Dwyer, (1/12 share) Asgard, College Gardens, Callan Road, Kilkenny.</p>	None	Owner

SCHEDULE PART II

Description of Public Rights of Way to be extinguished.

- 1) That section of the Bleach Road (L6601) in the townland of Loughmerans in the County of Kilkenny, between the lines X1-X1 and X2-X2, shown on Drawing No. 07_088_909.
- 2) That section of the old Castlecomer Road in the townland of Dunmore and Baun in the County of Kilkenny, between the lines Y1-Y1 and Y2-Y2, shown on Drawing No. 07_088_909.

The order will also authorise the local authority to extinguish the public rights of way described in Part II of the Schedule hereto, by order made by them after they have acquired the land, where the said public rights of way are over the land so acquired or any part thereof, or over adjacent to or associated with the land so acquired or any part thereof. Any objections to the extinguishment of the said public rights of ways should be made in writing to **An Bord Pleanála** ("herein after referred to as the Board") **64, Marlborough Street, Dublin 1** not later than **5.p.m. Monday 24th February 2014**.

The Board may at its discretion, decide not to confirm the compulsory purchase order in respect of the land referred to in the Schedule if an objection is made in respect of the acquisition by an owner, lessee or occupier of the land, and not withdrawn or if there is an objection to the extinguishment of a public right of way and not withdrawn until it has caused to be held an oral hearing in respect of the compulsory purchase order and until it has considered the objections and the report of the person who held the oral hearing.

An Environmental Impact Statement (EIS) for which a separate public notice was published has been prepared in respect of the development which it is proposed to carry out on the land to which the order relates.

Evidence in relation to the likely effects on the environment of the proposed road development may also be heard at any oral hearing, if held.

A copy of the order and the map referred to in it may be seen until the **24th February 2014** at the following locations:

Kilkenny County Council Customer Services Desk, County Hall, John Street,
Kilkenny City (9a.m. -1p.m. and 2p.m. - 5p.m.) Monday to Friday.

- Carnegie Library, John's Quay, Kilkenny City. – between the hours of 10.00am to 1.00pm & 2.00pm to 8.00pm Tuesday & Wednesday, 10.00am to 1.00pm & 2.00pm to 5.00pm Thursday & Friday.

Saturday 10.am-1.30 pm except on a Bank Holiday weekend when the library is closed on that Saturday.

Dated this 18th December 2013

Signed:

MICHAEL DELAHUNTY

County Secretary

