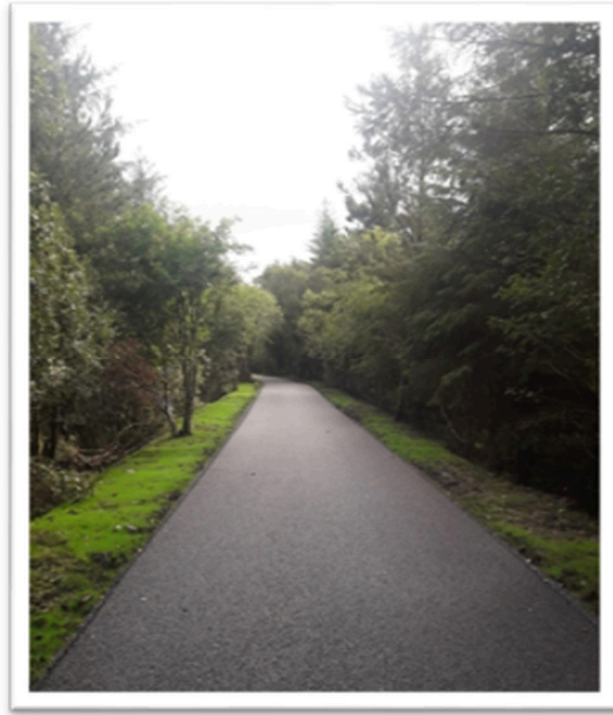


CONNEMARA GREENWAY PROJECT - CLIFDEN TO OUGHTERARD, CO. GALWAY



IN THE MATTER OF AN APPLICATION TO AN BORD PLEANÁLA FOR APPROVAL OF
THE CPO OF CONNEMARA GREENWAY PROJECT - CLIFDEN TO OUGHTERARD

ABP Ref. ABP-320230-24

ORAL HEARING

PART 2.1 – RESPONSE TO CPO OBJECTIONS

NOVEMBER 2024



Comhairle Chontae na Gaillimhe
Galway County Council



QUALITY INFORMATION

Prepared by

Annemarie Johnston B.E. C Eng M.I.E.I

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1 Summary & Introduction

The purpose of this report is to provide responses from the scheme design team to the submissions on the CPO objections received by An Bord Pleanála for the Connemara Greenway Clifden to Oughterard Greenway Project (hereafter referred to as the Greenway Project’).

Ten CPO objections were received by the Board. There were two withdrawals by 26.11.2024.:

| Submission Number | Relevant plot numbers |
|--------------------------|---|
| 1 | Withdrawn |
| 2 (JK) | 20200.100 & 20200.101 |
| 3 | Withdrawn |
| 4 (OJ) | 5600.100A, 5600.100, 5600.101, & 5600.102 |
| 5 (WL) | 17100.100, 17100.101 & 17100.102 |
| 6 (TB) | 24600.100, 24800.100, 24,800.101 & 24800.102 |
| 7 (NJ) | 24180.100 & 24400.100 |
| 8 (PJ) | 23100A.102, 23100B.103 & 24000.100. |
| 9 (PLC) | 20000.105, 20000.106, 20000.107, 20000.108, 20000.109 & 20000.110 23100A.102, 23100B.103 |
| 10 (DL) | 20200.100 & 20200.101 |

The following sections of this report provide a response to specific elements where necessary. The applicant has prepared this response report to align with each of the substantive issues raised in each submission rather than attempting to respond on a line-by-line basis.

2 Submission by Joe Kenny

2.1 Overview of scheme in vicinity of landowner

The following Figure 2-1 shows the scheme and background OS mapping in the general vicinity of this landowner and is provided as a preface to the responses below and for ease of reference by all parties. Refer to Appendix A for detailed scheme map.

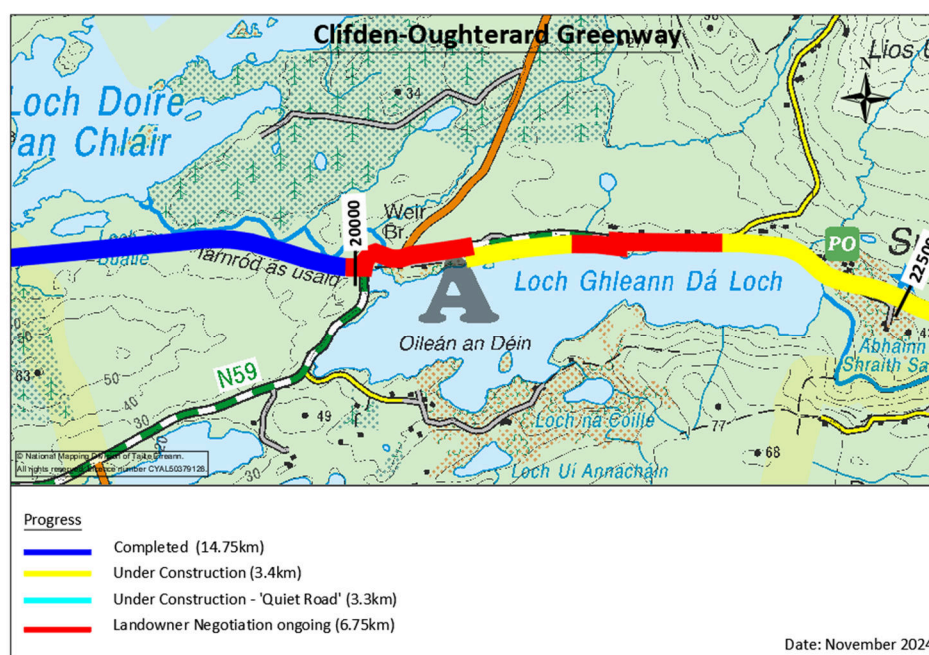


Figure 2-1

2.2 Applicants Response

2.2.1 Response

Detailed design and proposed accommodation works were forwarded to your office by way of email dated 09.08.24. The conservation architect's report has been finalised and a copy of the same is available for your information. The recommendations are as per the below for your information.

“Careful deconstruction of the existing wall, recording the location of each cut stone to the piers and setting aside all stone for re-use. Reconstruction of the wall in a new location in a traditional manner incorporating stone which has been set aside and the vehicular and pedestrian gates, in random rubble built to courses matching the existing walling. The existing stone is to be used structurally using lime mortar, without modern methods which may involve concrete cores/ face bedded stone/ movement joints. The works should be undertaken by qualified conservation stonemasons with experience in traditional wall construction and supervised by a qualified clerk of works/ engineer”.

- With reference to your observation that the exact area needed to be confirmed “Certainty on same” I can confirm that the areas involved are as per the maps served.

- Regarding the detailed drawings and plans of the wall to be constructed, the wall will be constructed in accordance as already described above.
- The proposal will require the setting back of the existing roadside walls which will increase sight lines. It is also intended to seek a speed limit reduction in the general area which should also improve the safety aspect of the scheme.
- The removal of the trees to the front of the property will have an impact of the privacy element of the property. However, replanting can take place when works have been completed, and a mature hedge or replacement trees can be provided for. We suggest that this is an accommodation works matter and can be dealt with through a monetary compensation, or replacement trees should the same be required.
- It has been confirmed that the existing sewage system works are not contained with the area to be acquired.

2.2.2 Response

The conservation architect's report is finalised. A copy is being made available for your information. The recommendations are as per described in our correspondence of the 09/08/24.

2.2.3 Response

We note that we have now received your client's valuation for the proposed acquisition as of 25/10/24 and that this has been based on the details as provided by ourselves.

3 Submission by Legal Rep of Mary Joyce co Oliver Joyce

3.1 Overview of scheme in vicinity of landowner

The following Figure 3-1 shows the scheme and background OS mapping in the general vicinity of this landowner and is provided as a preface to the responses below and for ease of reference by all parties. Refer to Appendix B for detailed scheme map.

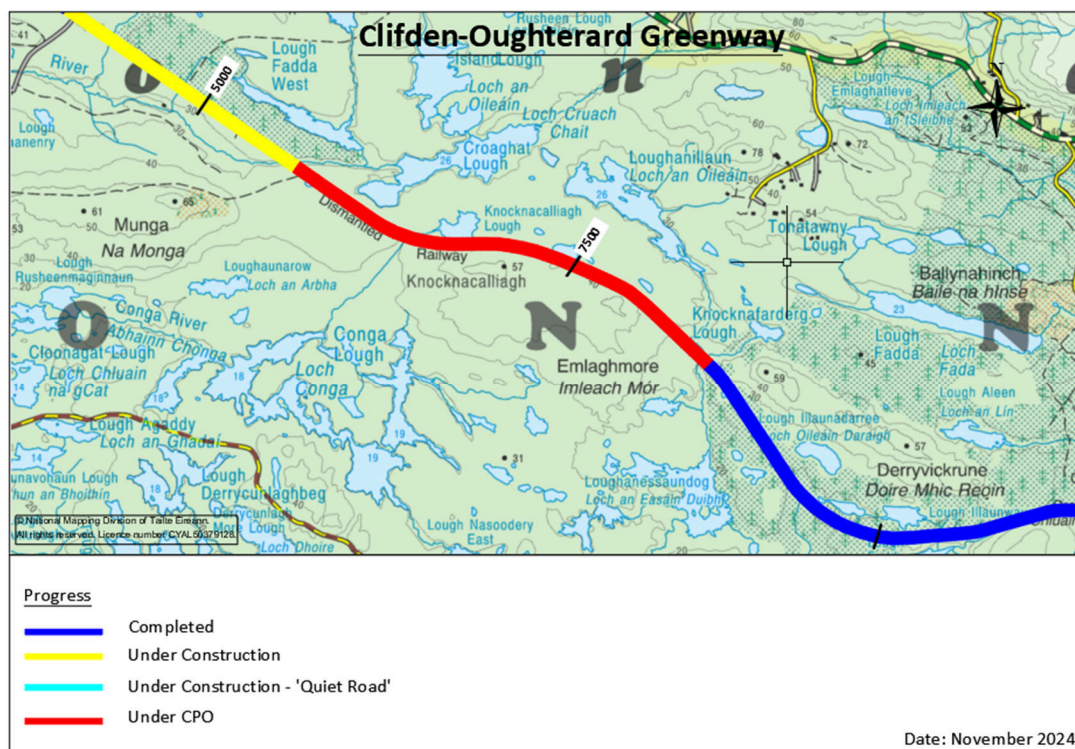


Figure 3-1

3.2 Applicants Response

3.2.1 Response

Permissive access was requested by Galway County Council, but it was suggested that the lands would not be made available based on permissive access, as the landowner indicated their opposition to the Greenway scheme.

3.2.2 Response-

Access to the retained lands will be maintained through gated access points of the Greenway. Access to the retained lands will be via the Greenway corridor as previously used to access the lands.

3.2.3 Response-

The CPO relates to the compulsory acquisition of the subject lands only.

Galway County Council are responsible for the control of invasive species along the route of the Greenway. Specific mitigation measures are required for alien invasive species management which could occur along the proposed Greenway.

Galway County Council currently has an invasive species management plan in place to deal with some non-native plants that are present along the Greenway corridor.

Any observations to Galway County Council in respect of alien invasive species along the route of the Greenway will be dealt with in accordance with the below-mentioned invasive species management plan. Specific mitigations will be in accordance with TII guidelines in relation to all non-native invasive plant species that could occur along the route and will be in accordance with the below document.

- The Management of Noxious Weeds and Non-Native Invasive Plant Species on National Roads (Revision 1, December 2010).

4 Submission by Legal Rep of William Leahy (Harrington & Co. Solicitors)

4.1 Overview of scheme in vicinity of landowner

The following Figure 2-1 shows the scheme and background OS mapping in the general vicinity of this landowner, and is provided as a preface to the responses below and for ease of reference by all parties. Refer to Appendix C for detailed scheme map.

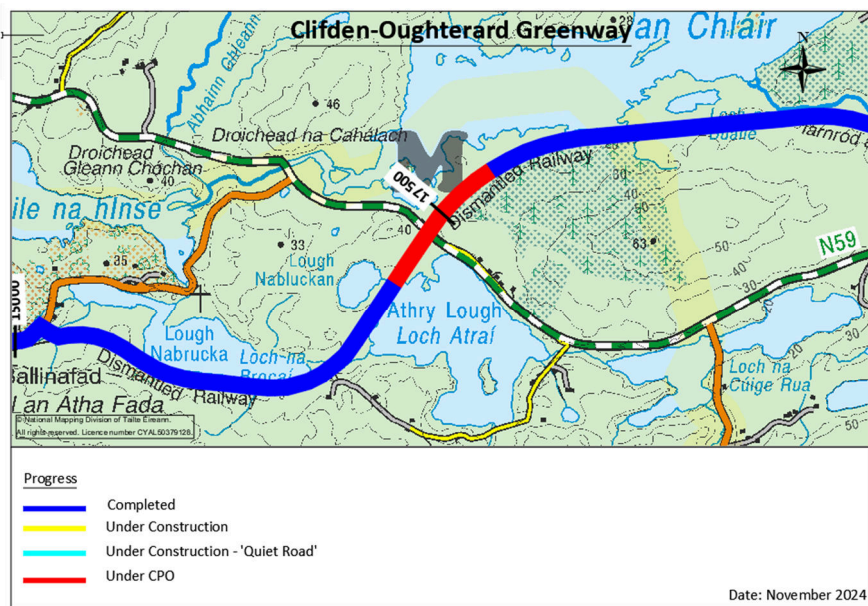


Figure 4-1

4.2 Applicants Response

4.2.1 Response- Permissive access

The council require the full acquisition of the lands in question and require full control over who has access and use of the completed Greenway bearing in mind all/any health and safety concerns that would apply to said use. As such, horses are not permitted on the Greenway.

The use of the Greenway is reserved for the exclusive use of peddle cyclists and pedestrians.

4.2.2 Response – engagement

There was ongoing engagement over the past number of years, firstly between representatives of the council and Mr. William Leahy himself and subsequently with representatives of his estate. This with the view to achieving permissive access but during the course of such engagement, regrettably, it was not possible to reach agreement.

As such, the CPO process has been engaged by the council as it is necessary to progress the Scheme.

A summary of communications is provided below:

| Date | PLO | Method |
|------------------|--------------|--|
| 2011 - 2021 | Kurt Lydon | Letters, phone conversations and in person meetings with William Leahy |
| 31.07.2023 | Cathal Joyce | Letter |
| 14.08.2023 | Cathal Joyce | Letter |
| 14/08/2023 15:50 | Cathal Joyce | Email & Phone conversation |
| 29/08/2023 09:42 | Cathal Joyce | Email to Keith Adams |
| 25/09/2023 09:33 | Cathal Joyce | Email to Keith Adams |
| 19/10/2023 16:56 | Cathal Joyce | Email to Keith Adams |
| 06/12/2023 16:44 | Cathal Joyce | Email to Keith Adams |
| 11/01/2024 10:18 | Cathal Joyce | Email to Keith Adams |
| 07/05/2024 10:04 | Cathal Joyce | Email to Keith Adams |
| 10.06.2024 | Cathal Joyce | Registered Letter |
| 20/06/24 11.48 | Cathal Joyce | Txt message to 0874199362 Margarite Leahy |

4.2.3 Response – appropriate act

The council is satisfied that the correct statutory procedures were followed and applied pursuant to the relative provisions of the Housing and Planning & Development Acts.

4.2.5 Response – Environmental

This is a CPO hearing and all matters relating to the development consent, AA/EIA and EIS/NIS etc. have been addressed and accepted by the Board previously during the original Oral Hearing process and the resultant issue of Consent for the Scheme.

It is not appropriate, therefore, that such matter should be dealt with at CPO Hearing.

4.2.6 Response – Galway County Development Plan

Refer to Planner’s Brief of Evidence

4.2.8 Response – SEA & WFD

This is a CPO hearing and all matters relating to the development consent, SEA and WFD etc. have been addressed and accepted by the Board previously during the original Oral Hearing and the resultant issue of Consent for the Scheme.

It is not appropriate, therefore, that such matter should be dealt with at CPO Hearing.

4.2.9 Response to A- Procedure

The council is satisfied that all the relevant statutory procedures have been followed for this CPO.

The EIS and NIS submitted previously by the council were the subject, thereafter, of consideration by an Bord Pleanála which subsequently issued the consent for the Greenway Scheme

The CPO relates to the compulsory acquisition of the subject lands only.

4.2.10 Response to B- Design

The Greenway has been designed to a sufficient degree to allow an EIA and EIS to be carried out and the decision of the Board in terms of Consent for the Greenway Scheme was not challenged.

Preliminary Design Drawings have been prepared for this section of the Greenway Scheme.

4.2.11 Response to C- Appropriate Info

Response to Bullet point 1 – visual impact on environment

This route for the Greenway Scheme has previously been before the Board for consideration and has subsequently received the necessary consent/approval thereafter.

Response to Bullet point 2 –economic vitality

The alleged ‘adverse’ impacts suggested are not agreed with by the council. Similar to other completed Greenways within this jurisdiction, the completion of the Connemara Greenway Scheme

is expected to have a positive impact on the economic vitality of the region as it will generate footfall, increase tourism and indeed it is also anticipated that it will extend the tourism season in the region.

As such, it is submitted that the economic benefits to the region will be considerable.

Water supply and access to lands will be maintained throughout the construction phase and beyond during the operation of the completed Scheme.

Response to Bullet point 3 – cultural ethos

This route for the approved Greenway Scheme has already been the subject of detailed consideration of the Board during the original Oral Hearing and subsequently received the approval of the Board.

The Greenway Scheme accords with proper planning and development and brings tourism to the region.

Response to Bullet point 4– negative impact on the character

This route for the approved Greenway Scheme has already been the subject of detailed consideration of the Board during the original Oral Hearing and subsequently received the approval of the Board.

The Greenway Scheme accords with proper planning and development and brings tourism to the region.

Response to Bullet point 5 – pollution during construction

Prior to commencement of Construction Work a detailed Environmental Method Statement is prepared by a suitability qualified ecologist. The Environmental Method Statement identifies Invasive Species along the route. Measures are then required and implemented to prohibit the spread of the species on site.

Response to Bullet point 6 –flora and fauna.

The introduction of this submission is straying into areas outside the remit of the CPO process. The Greenway Route has previously been the subject of detailed consideration of the Board and received approval following the original Oral Hearing.

Response to Bullet point 7 –tourism.

This matter has been addressed above. The council submits that the Greenway Scheme will have a significant positive impact on the region and will generate increased tourism in the area, as have Greenway Schemes of a similar nature throughout the jurisdiction.

It is our understanding that the pony trekking business has not been operating in this location since covid lockdown.

Response to Bullet point 8 –archaeology and heritage.

This is incorrect and, in any case, the introduction of this submission is straying into areas outside the remit of the CPO process. The Greenway Route has previously been the subject of detailed consideration of the Board and received approval following the original Oral Hearing.

Response to Bullet point 8 I, II, III and IV

The EIS and NIS submitted previously by the council were the subject, thereafter, of consideration by an Bord Pleanála which subsequently issued the consent for the Greenway Scheme.

4.2.12 Response – D- EIAR and NIS

Response to I, ii, iii, iv

The Greenway Route has previously been the subject of detailed consideration by the Board and received approval following the original Oral Hearing.

Response to v

Please note GALWAY COUNTY DEVELOPMENT PLAN 2009-2015 Policy CS28: The Council will seek to protect the alignment of the Clifden Railway Line as a cycle and walk way.

Refer to Planner's Brief of Evidence

Response to vi

Galway County Council is aware of it's statutory obligations.

Response to vii

Construction of the Greenway has proceeded in sections dependent on agreement with landowners and availability of funding. Each section was completed within 24 month periods. This is expected to be the case with this section.

4.2.13 Response – E and F

The balance of interference to property is deemed to be justified in relation to the associated benefits and common good of the community.

[Response to Bullet point 1 – disruption to tourism business.](#)

Claim for compensation can address the disruption to any business currently operating.

[Response to Bullet point 2 - access.](#)

Access will be maintained to lands adjoining the greenway.

[Response to Bullet point 3 – land.](#)

Division can be addressed in a claim for compensation. A number of access / crossing points will be provided along the route.

[Response to Bullet point 4 – family business.](#)

Claim for compensation can be made to address the disruption to any business currently operating.

[Response to Bullet point 5 - natural beauty.](#)

The Greenway Route has previously been the subject of detailed consideration of the Board and received development consent.

[Response to Bullet point 6 – objections never considered.](#)

The Greenway Route has previously been the subject of detailed consideration of the Board and received development consent.

[4.2.14 Response – G](#)

The landowner has always objected to the scheme. Representatives continue to hold this position.

[4.2.14 Response – H](#)

Galway County Council have followed the correct procedure.

5 Submission by Legal Reps of Hilary Burke

5.1 Overview of scheme in vicinity of landowner

The following Figure 2-1 shows the scheme and background OS mapping in the general vicinity of this landowner, and is provided as a preface to the responses below and for ease of reference by all parties. Refer to Appendix D for detailed scheme map

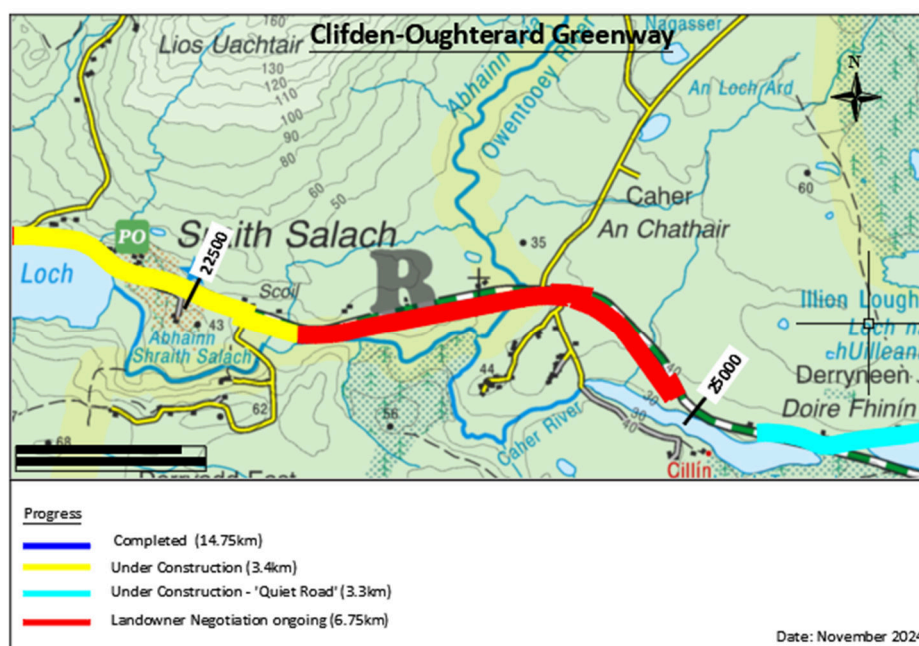


Figure 5-1

5.2 Applicants Response

5.2.1 Response

Access to the retained lands will be via an entrance to the Greenway from the layby at the Derryneen road and from there on to your retained lands via the Greenway.

Access to the retained lands North and South of the Greenway will be by means of a crossing point at the most suitable location from a constructability point of view with respect to access grades. An indicative location has been selected for your consideration, alternatively, you can suggest a preferred location should you wish to do so.

5.2.2 Response

The plot 24800.100 has been selected as it follows the centre line of the Greenway permitted under planning application An Bord Pleanála Reference Number: 07.JA0033. The land take in respect of that plot has been minimised to lessen the impact on the land holding at this location, along with having consideration for the design and constructability requirements for the scheme.

5.2.3 Response

An Bord Pleanála held an oral hearing in the Station House Hotel in Clifden on the 11th & 12th December 2012 in relation to the scheme and prior to that there was a public consultation process along with the scheme being advertised in the public press.

5.2.4 Response

Significant sections of the proposed Greenway alignment are located at the base of steep mountain slopes, including Lettershea, Emlaghdauroe, and Derryerglinna and would be potentially prone to temporary pluvial flooding from sheet flow directly from the hillside. There are no filling works proposed within river floodplains. Therefore, no impact is foreseen on river floodplains as a result of the proposed development. It is also predicted that impacts on the existing hydrological environment will be minimised as a result of appropriate mitigation measures proposed. These mitigation measures include:

- Existing surface water flow paths will be maintained by maintaining culvert crossings under the Greenway ditch crossing.
- Runoff from the site will be drained through existing drains. These drains will discharge to the adjacent natural watercourses. This will reduce the likelihood of water logging on site.
- The existing interceptor ditches will also provide attenuation for any increased surface runoff resulting from the proposed development.
- Filter drains along the perimeter of the Greenway should be provided to increase the groundwater recharge thus maintaining the existing baseflow into the adjacent stream/river channels.

As a result of the above we are confident that that any flooding will not be as a result of the Greenway scheme.

5.2.5 Response

The permanent boundary is to be fenced in accordance with scheme fencing drawings provided.

5.2.6 Response

Galway County Council will be responsible for the future maintenance of the scheme fencing at the end of its anticipated life span.

5.2.7 Response

Galway County Council will be responsible for the control of invasive species along the route of the Greenway and will have community wardens inspecting the Greenway for littering. Specific mitigation measures are also required for invasive species management which could occur along the proposed Greenway. These specific mitigations will be in accordance with TII guidelines in relation to all non-native invasive plant species that could occur along the route and will be in accordance with the below document:-

- The Management of Noxious Weeds and Non-Native Invasive Plant Species on National Roads (Revision 1, December 2010).

5.2.8 Response

The Council see no potential increase in risk to the continuation of farming your retained lands as a direct result of the proposed Greenway scheme.

However, this may be a compensatory measure.

5.2.9 Response

All existing services and access will be maintained to the property for the duration of the works. Ducting crossing points have been indicated on the attached accommodation works drawings. This is an indicative location that has been selected for your consideration, alternatively, you can suggest a preferred location should you wish to do so.

5.2.10 Response

Access to the property will be maintained during the works and no unauthorized parking will be permitted on your property without your consent.

5.2.11 Response

Galway County Council's position is that the lands are required for the provision of Greenway between Clifden and Oughterard.

5.2.12 Response

Noted.

6 Submission by Noel Joyce

6.1 Overview of scheme in vicinity of landowner

The following Figure 2-1 shows the scheme and background OS mapping in the general vicinity of this landowner, and is provided as a preface to the responses below and for ease of reference by all parties. Refer to Appendix E for detailed scheme map

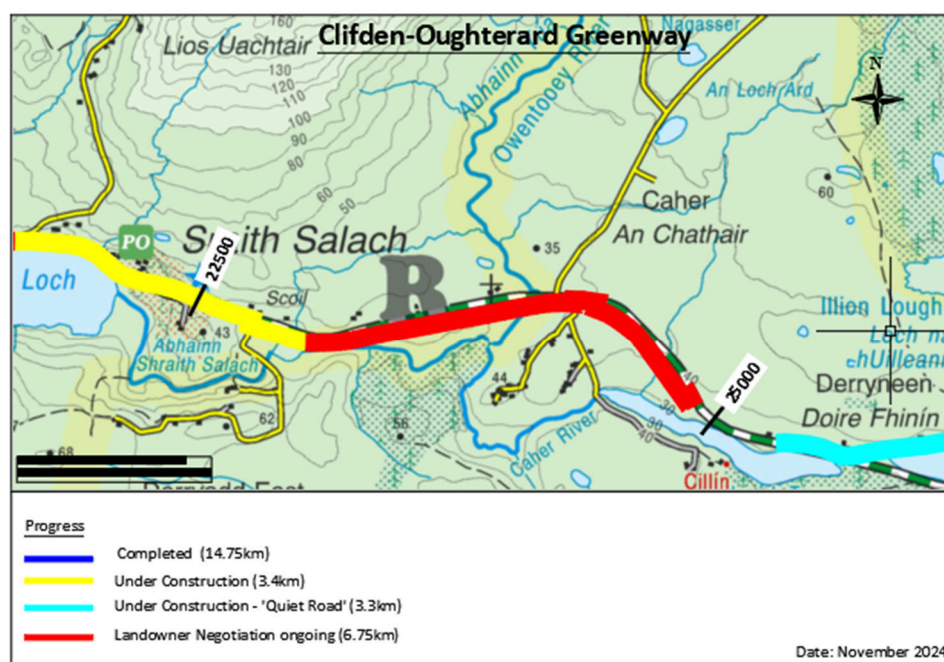


Figure 6-1

6.2 Applicants Response

6.2.1 Response

Access to the retained lands on the northern side of the greenway can be accessed from the N59 through an existing gated entrance shown in July 2018 & March 2019. Entrance is still extant in 2024. The GPS coordinates of the location same being 53.464739.33 -9.693206.

Access to the retained lands to the south will be accessed as currently accessed. Alternatively a farm crossing of the Greenway as per figure 4.9 & 4.10 of Rural Cycleway Design (offline & Greenway) with concrete apron or macadam can be provided with gated access as per CC_SCD00309 with type B 3 opening. This crossing could be provided should additional lands be temporarily made available for the construction of the same at an agreed location.

6.2.2 Response

The plot 24180.100 has been selected as it follows the original route corridor line of the Greenway permitted under planning application An Bord Pleanála Reference Number: 07.JA0033.

6.2.3 Response

Preconstruction surveys can be completed in relation to your son's property and on completion of the works a follow up survey will be conducted and comparisons made. At any stage during the works, should you raise an issue of a structural nature the issues will be investigated by the independent engineers who will have carried out the preconstruction surveys. Copies of the surveys can be provided to you which will clearly identify the structural findings.

The route of the Greenway is as per the grant of permission from An Board Pleanála ABP Ref 07.JA0033. Map of the route as permitted under the above grant of permission has been provided.

6.2.4 Response

An Bord Pleanála held an oral hearing in the Station House Hotel in Clifden on the 11th and 12th December 2012 in relation to the scheme and prior to that there was a public consultation process along with the scheme being advertised in the public press.

6.2.5 Response

Significant sections of the proposed Greenway alignment are located at the base of steep mountain slopes, including Lettershea, Emlaghdauroe, and Derryerglinna and would be potentially prone to temporary pluvial flooding from sheet flow directly from the hillside. There are no filling works proposed within river floodplains. Therefore, no impact is foreseen on river floodplains as a result of the proposed development. It is also predicted that impacts on the existing hydrological environment will be minimised as a result of appropriate mitigation measures proposed. These mitigation measures include:

- Existing surface water flow paths will be maintained by maintaining culvert crossings under the Greenway ditch crossing.
- Runoff from the site will be drained through existing drains. These drains will discharge to the adjacent natural watercourses. This will reduce the likelihood of water logging on site.
- The existing interceptor ditches will also provide attenuation for any increased surface runoff resulting from the proposed development.
- Filter drains along the perimeter of the Greenway should be provided to increase the groundwater recharge thus maintaining the existing baseflow into the adjacent stream/river channels.

As a result of the above we are confident that that any flooding will not be as a result of the Greenway scheme.

6.2.6 Response

The permanent boundary is to be fenced in accordance with scheme fencing for the scheme which has been provided for your information drawing No. SCD/04.

6.2.7 Response

Galway County Council will be responsible for the future maintenance of the scheme fencing at the end of its anticipated life span.

6.2.8 Response

Galway County Council will be responsible for the control of invasive species along the route of the Greenway and will have community wardens inspecting the Greenway for littering. Specific mitigation measures are also required for invasive species management which could occur along the proposed Greenway. These specific mitigations and will be in accordance with TII guidelines in relation to all non-native invasive plant species that could occur along the route will be in accordance with the below document for your information:-

- The Management of Noxious Weeds and Non-Native Invasive Plant Species on National Roads (Revision 1, December 2010).

6.2.9 Response

The Council see no potential increase in risk to the continuation of farming your retained lands as a direct result of the proposed Greenway scheme. However, this may be a compensatory measure.

6.2.10 Response

All existing services and access will be maintained to the property for the duration of the works. Ducting crossing points have been indicated on the attached accommodation works drawings. This is an indicative location that has been selected for your consideration, alternatively, you can suggest a preferred location should you wish to do so.

6.2.11 Response

Access to the property will be maintained during the works and no unauthorised parking will be permitted on your property without your consent.

6.2.12 Response

Galway County Councils position is that the lands are required for the provision of Greenway between Clifden and Oughterard.

6.2.13 Response

Noted.

7 Submission by Patrick Joyce

7.1 Overview of scheme in vicinity of landowner

The following Figure 2-1 shows the scheme and background OS mapping in the general vicinity of this landowner, and is provided as a preface to the responses below and for ease of reference by all parties. Refer to Appendix F for detailed scheme map

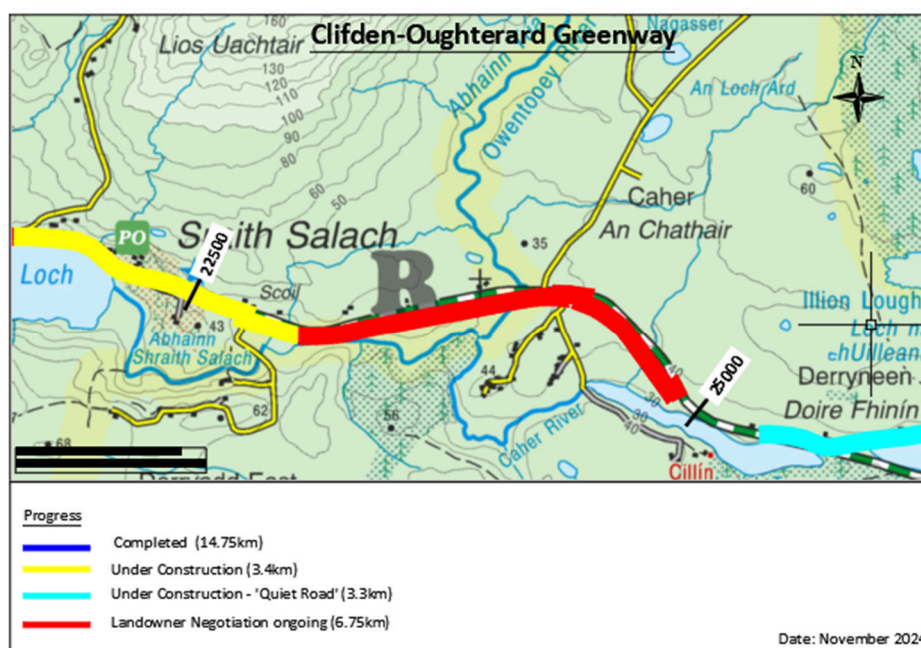


Figure 7-1

7.2 Applicants Response

7.2.1 Response

Access to the retained lands north of the Greenway by means of a crossing point at the most suitable location from a constructability point of view with respect to access grades. An indicative location has been selected for your consideration. An replacement gate will be provided of the local road L12054 in place of the gated entrance currently used to access the lands, which will ow become part of the entrance to the Greenway. This will provide a separate entrance for your convenience to your retained lands.

7.2.2 Response

The plot 24000.100 has been selected as it follows the centre line of the Greenway permitted under planning application An Bord Pleanála Reference Number: 07.JA0033. The land take in

respect of that plot has been minimised to lessen the impact on the land holding at this location, along with having consideration for the design and constructability requirements for the scheme.

7.2.3 Response

Nothing in relation to the adjoining landowner has been agreed to date and negotiations are on still going. It would be inappropriate for me to comment any further on other landowners' positions.

7.2.4 Response

Your position on this is noted.

7.2.5 Response

An Bord Pleanála held an oral hearing in the Station House Hotel in Clifden on the 11th & 12th December 2012 in relation to the scheme and prior to that there was a public consultation process along with the scheme being advertised in the public press.

7.2.6 Response

Significant sections of the proposed Greenway alignment are located at the base of steep mountain slopes, including Lettershea, Emlaghdauroe, and Derryerglinna and would be potentially prone to temporary pluvial flooding from sheet flow directly from the hillside. There are no filling works proposed within river floodplains. Therefore, no impact is foreseen on river floodplains as a result of the proposed development. It is also predicted that impacts on the existing hydrological environment will be minimised as a result of appropriate mitigation measures proposed. These mitigation measures include:

- Existing surface water flow paths will be maintained by maintaining culvert crossings under the Greenway ditch crossing.
- Runoff from the site will be drained through existing drains. These drains will discharge to the adjacent natural watercourses. This will reduce the likelihood of water logging on site.
- The existing interceptor ditches will also provide attenuation for any increased surface runoff resulting from the proposed development.
- Filter drains along the perimeter of the Greenway should be provided to increase the groundwater recharge thus maintaining the existing baseflow into the adjacent stream/river channels.

As a result of the above we are confident that that any flooding will not be as a result of the Greenway scheme.

7.2.7 Response

The permanent boundary is to be fenced in accordance with scheme fencing for the scheme which is attached for your information drawing No. SCD/04, along with a draft accommodation works drawing GC-ACM2024/24000 which is also attached for your information.

7.2.8 Response

Galway County Council will be responsible for the future maintenance of the scheme fencing at the end of its anticipated life span

7.2.9 Response

Galway County Council will be responsible for the control of invasive species along the route of the Greenway and will have community wardens inspecting the Greenway for littering. Specific mitigation measures are also required for invasive species management which could occur along the proposed Greenway. These specific mitigations and will be in accordance with TII guidelines in relation to all non-native invasive plant species that could occur along the route will be in accordance with the below document for your information:-

- The Management of Noxious Weeds and Non-Native Invasive Plant Species on National Roads (Revision 1, December 2010).

7.2.10 Response

The Council see no potential increase in risk to the continuation of farming your retained lands as a direct result of the proposed Greenway scheme. However, this may be a compensatory measure.

7.2.11 Response

All existing services and access will be maintained to the property for the duration of the works. Ducting crossing points have been indicated on the attached accommodation works drawings. This is an indicative location that has been selected for your consideration, alternatively, you can suggest a preferred location should you wish to do so.

7.2.12 Response

Access to your retained property will be maintained during the works and no unauthorized parking will be permitted on your property without your consent.

7.2.13 Response

Galway County Councils position is that the lands are required for the provision of Greenway between Clifden and Oughterard.

7.2.14 Response

Noted.

8 Submission by Provincial Loan Company

8.1 Overview of scheme in vicinity of landowner

The following Figure 2-1 shows the scheme and background OS mapping in the general vicinity of this landowner, and is provided as a preface to the responses below and for ease of reference by all parties. Refer to Appendix G for detailed scheme map

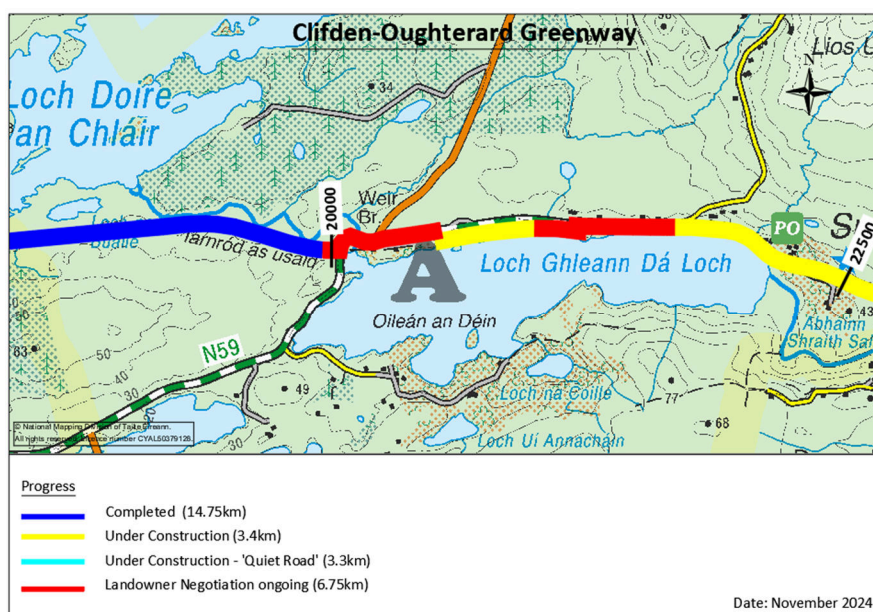


Figure 8-1

8.2 Applicants Response

8.2.1 Response

Access to the retained lands on the eastern side of the greenway will be maintained. This will be through the provision of a gates as indicated on the attached accommodation works drawing. The gates to area will be in accordance with TII detail CCSCD 00311. This plot has currently no legal interest in the former station house.

8.2.2 Response

The plots concerned have been selected as they follow the original route corridor line of the Greenway permitted under planning application Reference Number: 07.JA0033 as granted by An Bord Pleanála. The land take is also cognisant of design and constructability requirements for the scheme.

The land take in respect of the plots has been minimised to lessen the impact on the land holding at this location, along with having consideration for the design and constructability

requirements for the scheme. See Scheme Map in appendix referring to Plot No's 20000.105
20000.106, 20000.107, 20000.108, 20000.109, 20000.110

The scheme was the subject of a previous planning application which was subjected to the various environmental studies and reports as required. For your information these documents are on display on Galway County Councils website.

8.2.3 Response

There are no other facilities to be provided at the location other than the Greenway. Access to the retained lands will be provided through a gated access from the Greenway. There has been no change to the route as granted under planning application Reference Number: 07.JA0033 granted by An Bord Pleanála.

9 Submission by William and Jill Hollinger via James Anderson (Deloitte)

9.1 Overview of scheme in vicinity of landowner

The following Figure 2-1 shows the scheme and background OS mapping in the general vicinity of this landowner, and is provided as a preface to the responses below and for ease of reference by all parties.

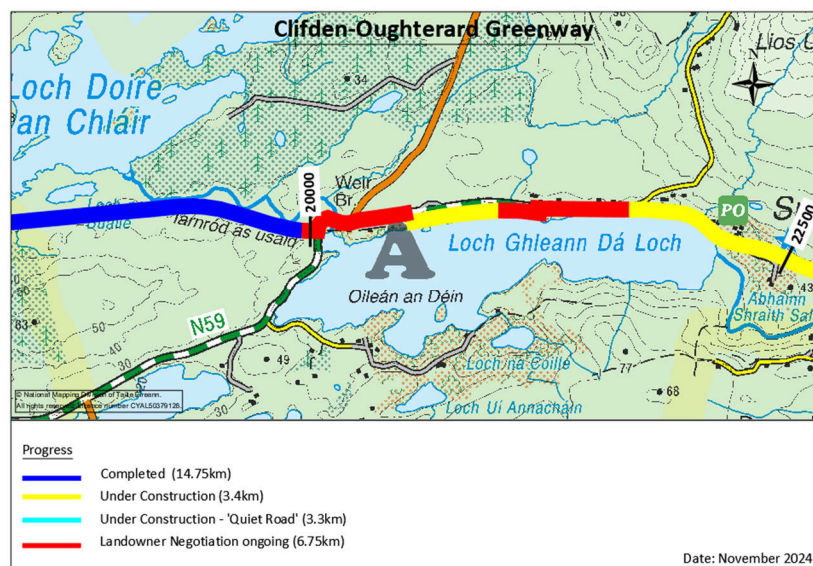


Figure 9-1

9.2 Applicants Response

9.2.1 Response

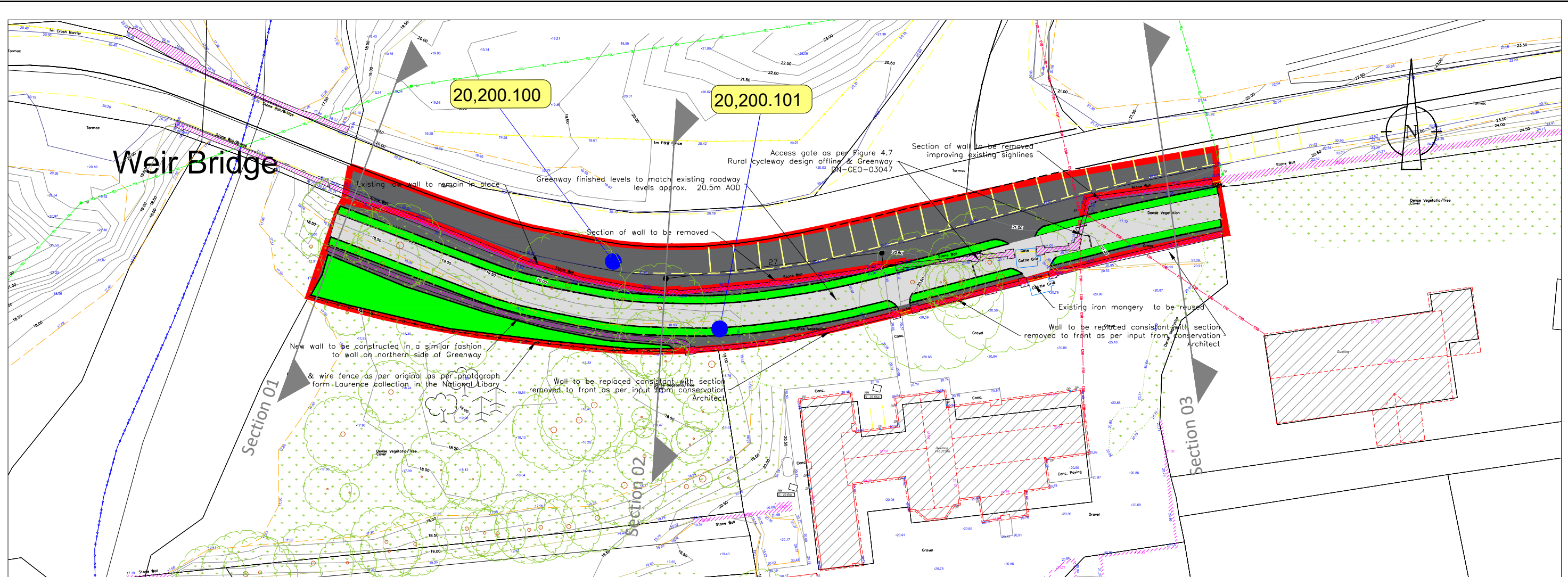
Both the owner of the property Jill & William Hollinger and the lending institution Pepper Finance Corporation (Ireland), who were the owners of the mortgage/charge on the property, were both notified of the compulsory purchase order as required.

It is inconceivable to think that neither party would not have notified yourselves of the proposed CPO regarding the property.

Prior to the publishing of the CPO, we had instructed our valuers Lisney Commercial Real Estate, to reach out to and engage with Pepper Finance in November 2023 in relation to a proposed voluntary acquisition and have correspondence from Lisney to that affect. I also note that you personally were included in an email from our valuers on December 18th, 2023, in connection with that proposed voluntary acquisition.

We also communicated with the Valuers appointed to sell the property namely Shane McDonagh of Donnellan & Joyce of Galway City on Tuesday 13 February 2024 and asked them to advise any prospective purchasers of the proposed CPO regarding the property.

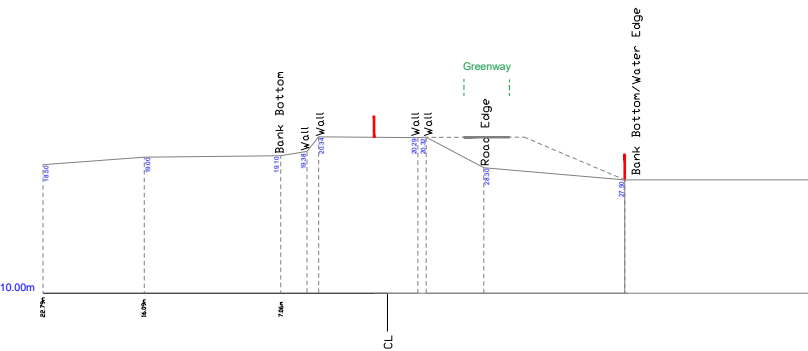
Appendix A Scheme Map referring to Plot no's 20,200.100 and
20,200.101.



Section 01

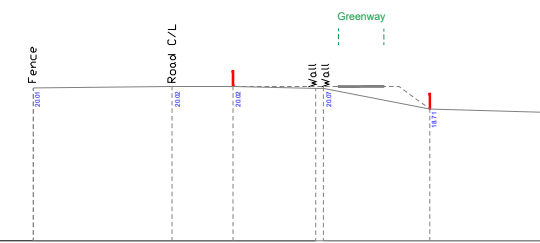
Chainage 211.03m

Datum Malin Head DSGM02 10.00m



Section 02

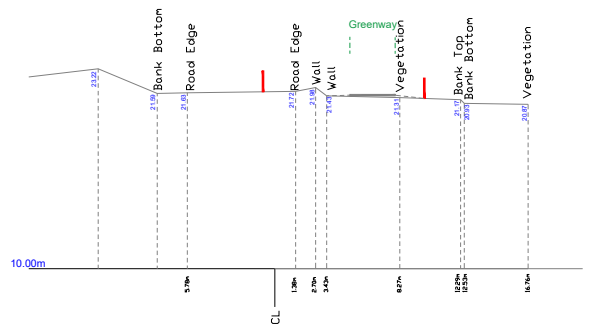
Datum Malin Head DSGM02 10.00m



Section 03

Chainage 317.55m

Datum Malin Head DSGM02 10.00m



Landowner Name: Jill Hollinger & William Hollinger/Pepper Finance Corporation (IRELAND)/Joe Kenny
 Plot Code: 20,200.100 & 20,200.101
 Plot Folio: GY112694F/5/C7EAW
 Area of land to be acquired (Ha): 0.147

Townland: ID: 60143 Name (English): ATHRY Name (Irish): Atraí
 E.D.: ED_ID 67182 ED_ENGLISH MOYRUS ED_GAEILGE Maíros
 County: Galway (Gaillimh)



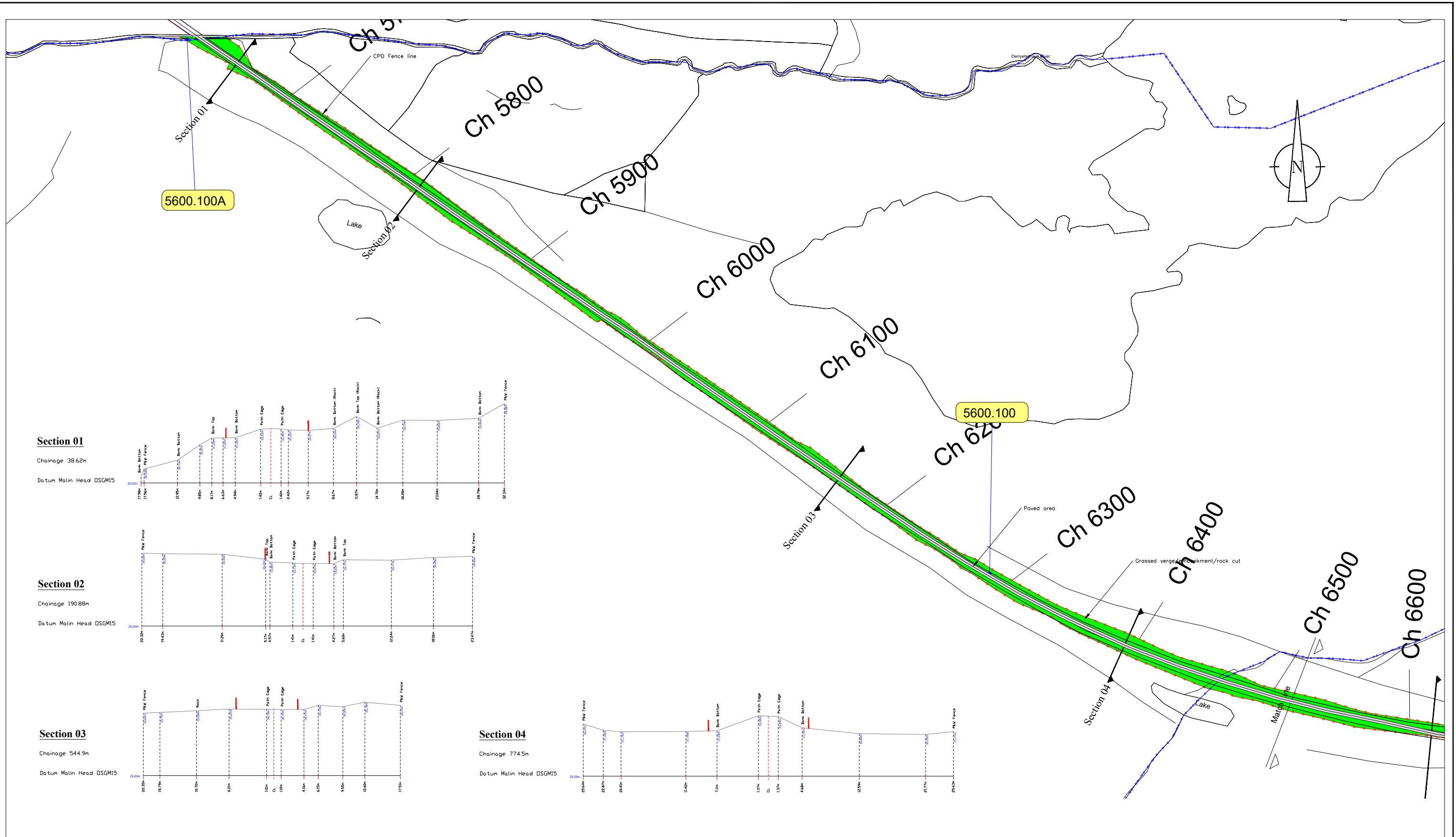
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| Project: Connemara Greenway Project Phase 1 | | Job No.: |
| Component: Scheme map | Title: Joe Kenny | |
| Scales: 1: 500 | Date: Nov. 2024 | Drawing No.: SMGC2024/2020 |
| Design: Kurt Lydon | Drawn: Cathal Joyce | Checked: Annemarie Johnston |
| | | Status: A |

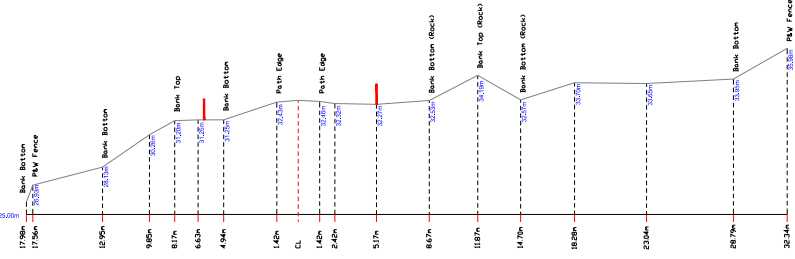
Appendix B Scheme Map referring to Plot No's. 5,600.100A,
5,600.100, 5,600.101 and 5,600.102



Section 01

Chainage 38.62m

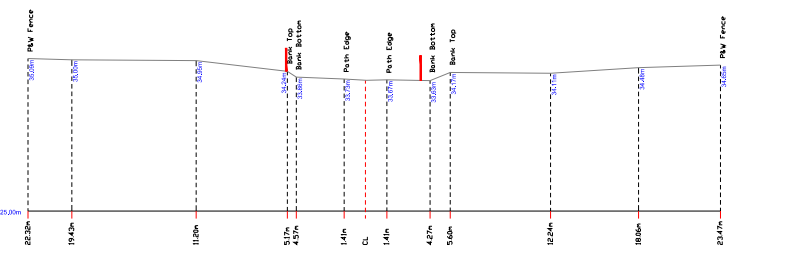
Datum Malin Head DSGM15



Section 02

Chainage 190.88m

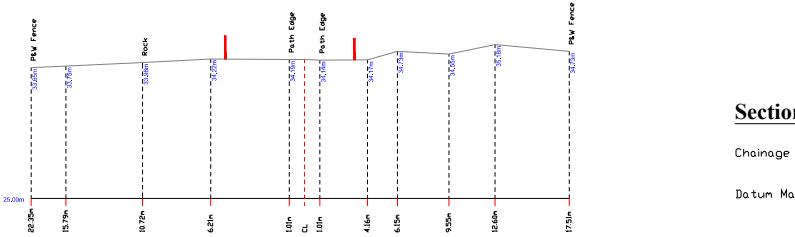
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Section 03

Chainage 544.9m

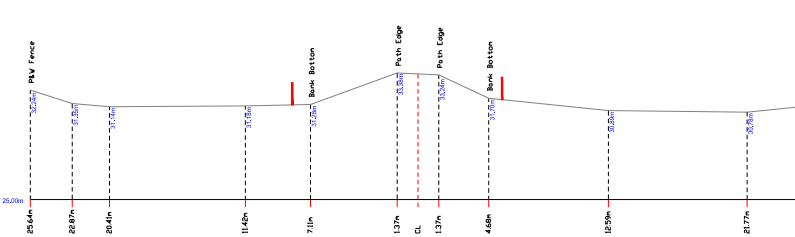
Datum Malin Head DSGM15



Section 04

Chainage 774.5m

Datum Malin Head DSGM15



Landowner Name: Legal Personal Rep. of Mary Joyce(Deceased) c/o Oliver Joyce
 Plot Code: 5600.100A & 5600.100
 Plot Folio: GY68828F
 Area of land to be acquired (Ha): 0.835

Townland: ID: 63415 Name (Irish): Doire Liath Name (English): Derrylea
 ID: 63415 Name (Irish): Na Monga Name (English): MUNGA
 ID: 61946 Name (Irish): Imleach Mór, Name (English): EMLAGHMORE
 E.D.: ED_ID 67081 GAELIGE Doire Liath ENGLISH DERRYLEA
 ED_ID 67081 GAELIGE Doire Chunlaigh ENGLISH DERRYCUNLAGH
 County: CONTAE Gaillimh COUNTY GALWAY

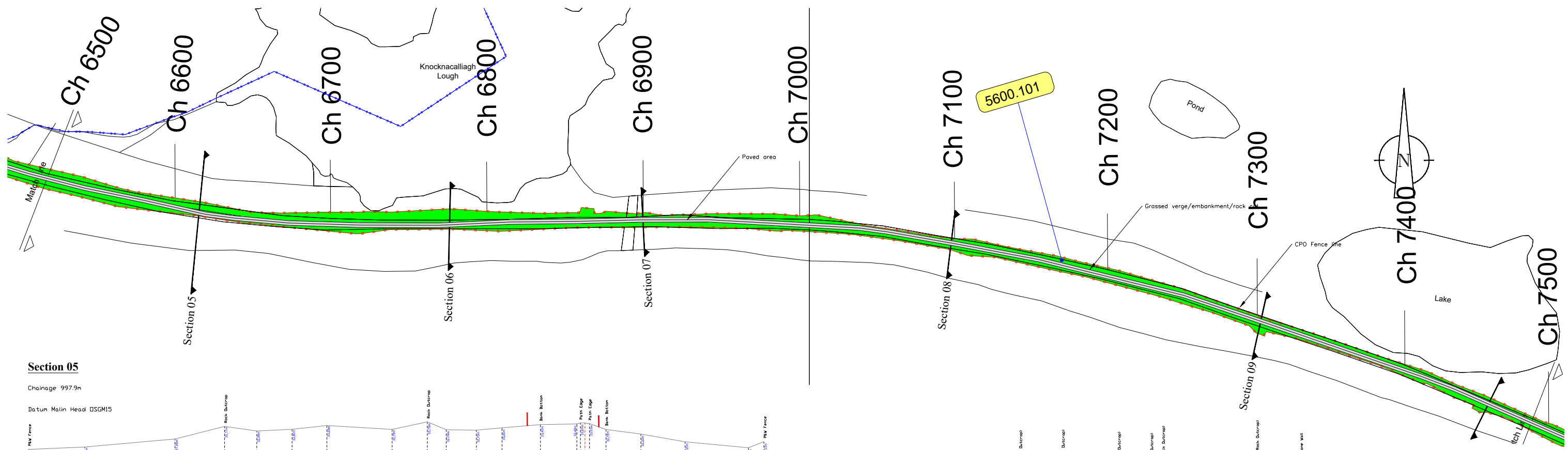


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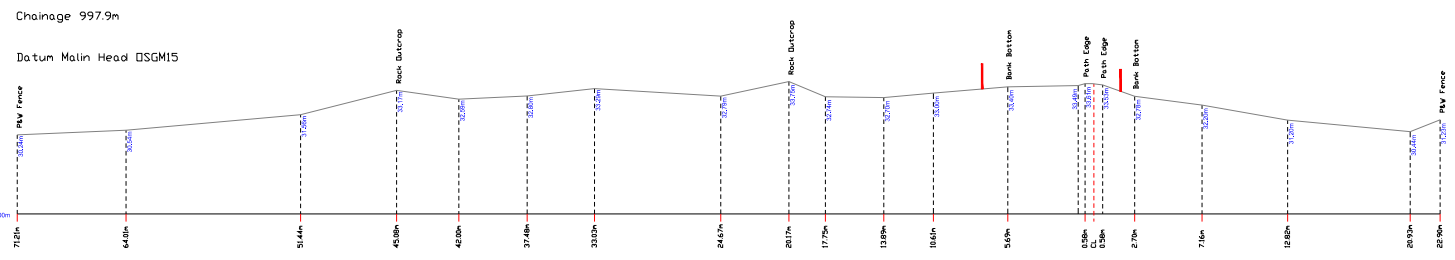
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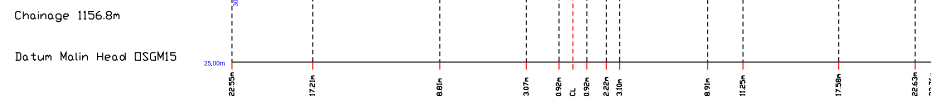
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| Scales: 1: 2500@A3 | Date: Nov. 2024 | Filename: | Drawing No.: | Status: |
| Design: Kurt Lydon. | Drawn: Cathal Joyce | Checked: Annmarie Johnston | SMGC2024/5600.01-1/3 | Final |



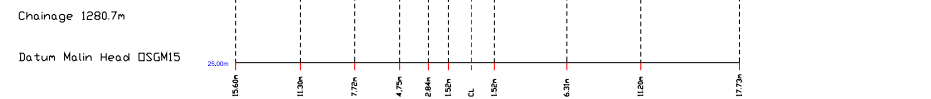
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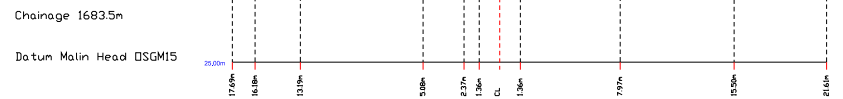
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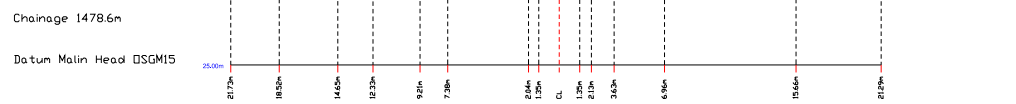
Section 07



Section 09



Section 08



Section 10



Landowner Name: Legal Personal Rep. of Mary Joyce(Deceased) c/o Oliver Joyce
 Plot Code: 5600.100A & 5600.100
 Plot Folio: GY68828F
 Area of land to be acquired (Ha): 0.835

Townland: ID: 63415 Name (Irish): Doire Liath Name (English): Derrylea
 ID: 63415 Name (Irish): Na Monga Name (English): MUNGA
 ID: 61946 Name (Irish): Imleach Mór, Name (English): EMLAGHMORE
 E.D.: ED_ID 67081 GAEILGE Doire Liath ENGLISH DERRYLEA
 ED_ID 67081 GAEILGE Doire Chunlaigh ENGLISH DERRYCUNLAGH
 County: CONTAE Gaillimh COUNTY GALWAY

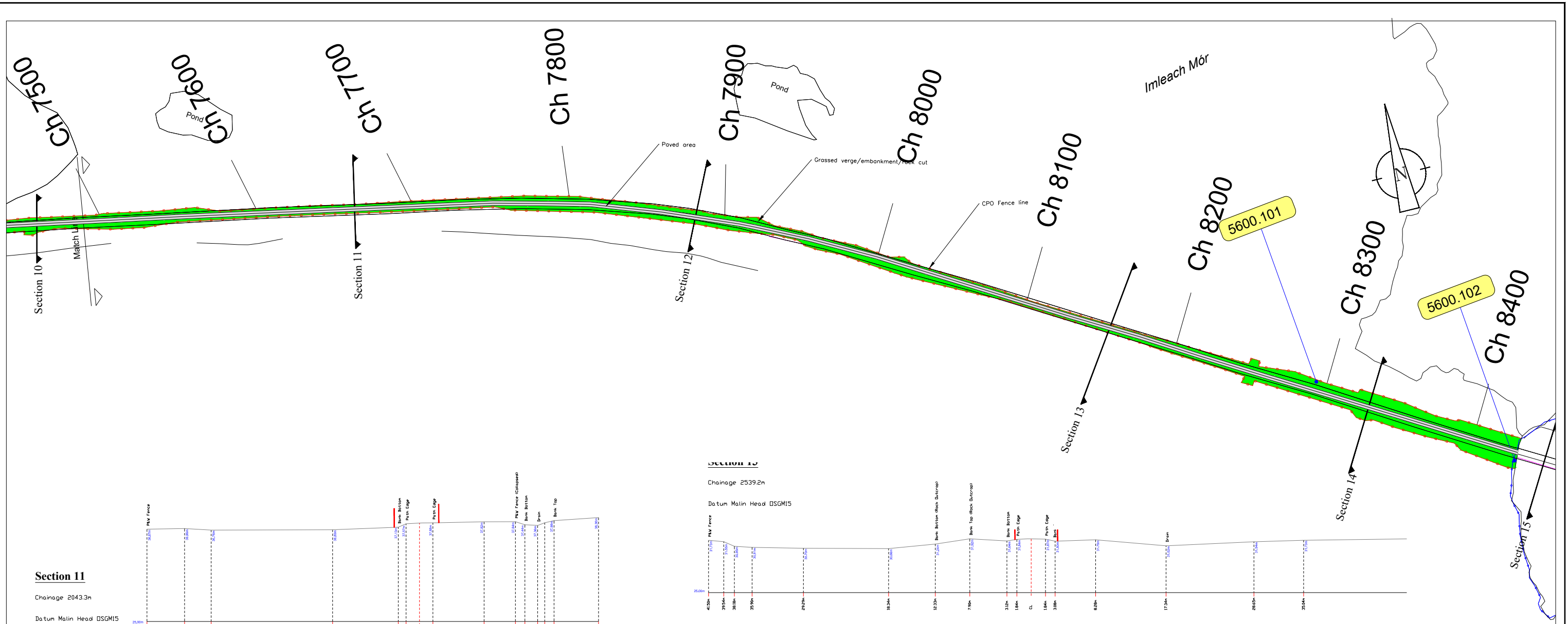


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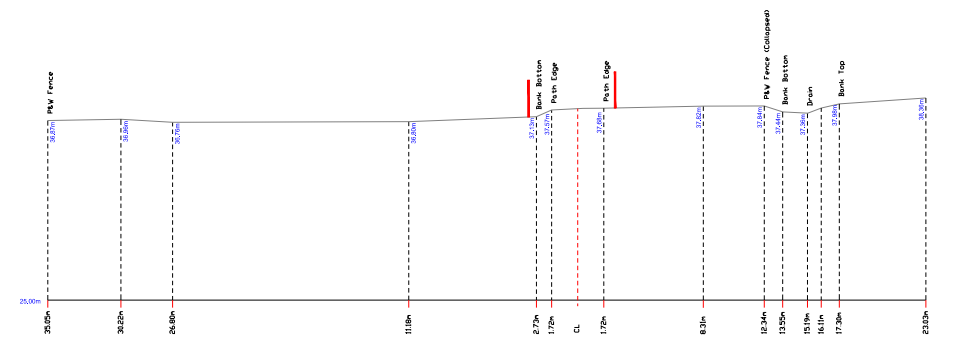
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| Project: Connemara Greenway Project Phase 1 | | | | |
| Component: Scheme layout | | Title: LPR Mary Joyce | | Job No. |
| Scales: 1: 2500@A3 | Date: Nov 2024 | Filename: | Drawing No.: | Status: |
| Design: Kurt Lydon. | Drawn: Cathal Joyce | Checked: Annmarie Johnston | SMGC2024:5600.01-2/3 | Final |



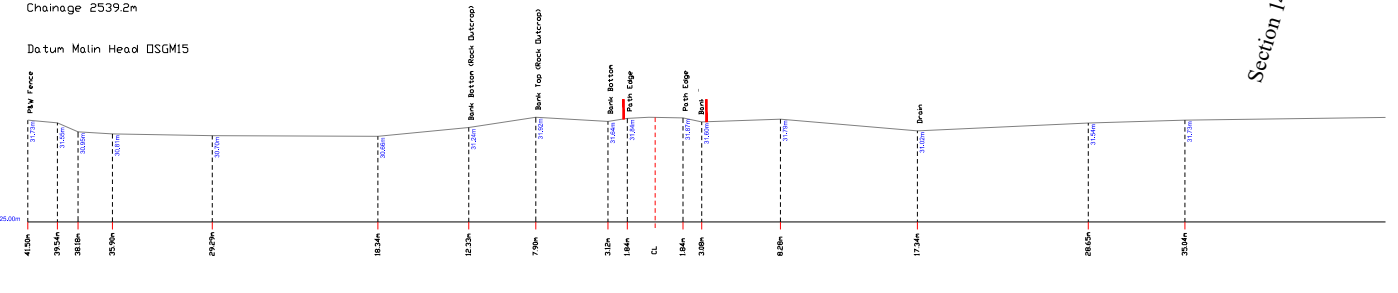
Section 11

Chainage 2043.3m
Datum Malin Head OSGM15



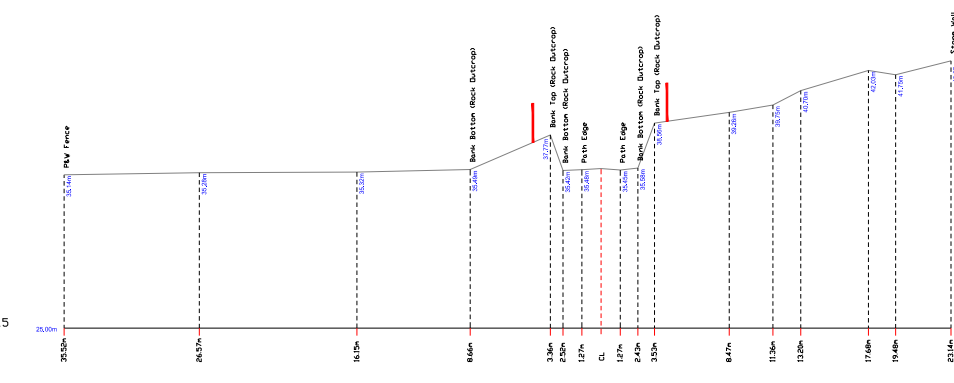
Section 12

Chainage 2539.2m
Datum Malin Head OSGM15



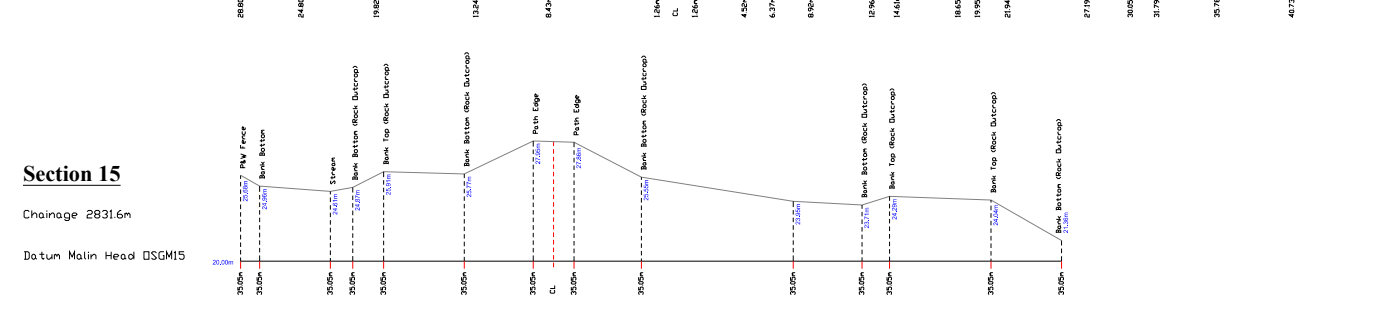
Section 14

Chainage 2713.3m
Datum Malin Head OSGM15



Section 15

Chainage 2831.6m
Datum Malin Head OSGM15



Landowner Name: Legal Personal Rep. of Mary Joyce(Deceased) c/o Oliver Joyce
 Plot Code: 5600.100A & 5600.100
 Plot Folio: GY68828F
 Area of land to be acquired (Ha): 0.835

Townland: ID: 63415 Name (Irish): Doire Liath Name (English): Derrylea
 ID: 63415 Name (Irish): Na Monga Name (English): MUNGA
 ID: 61946 Name (Irish): Imleach Mór, Name (English): EMLAGHMORE
 E.D.: ED_ID 67081 GAEILGE Doire Liath ENGLISH DERRYLEA
 ED_ID 67081 GAEILGE Doire Chunlaigh ENGLISH DERRYCUNLAGH
 County: CONTAE Gaillimh COUNTY GALWAY



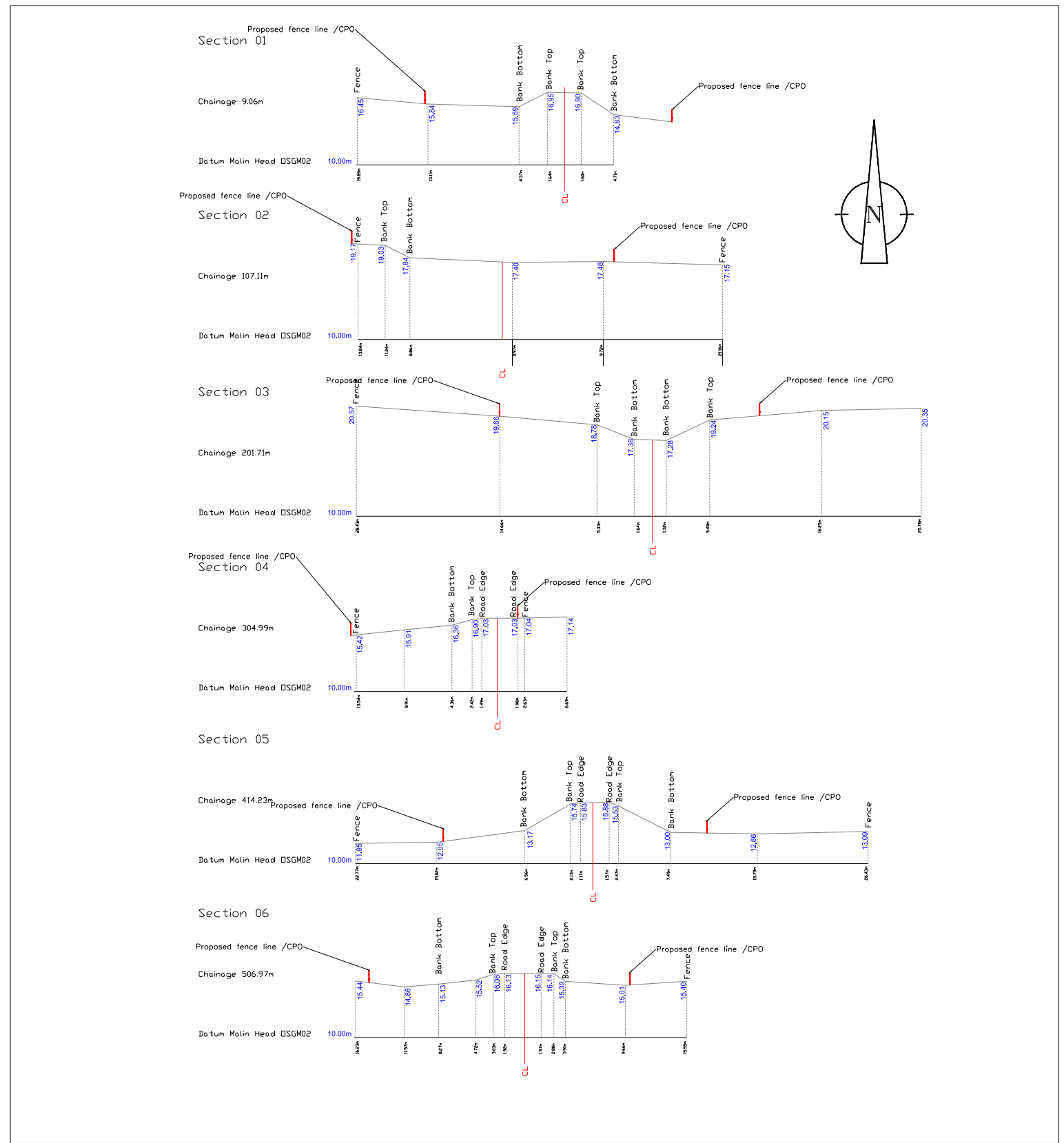
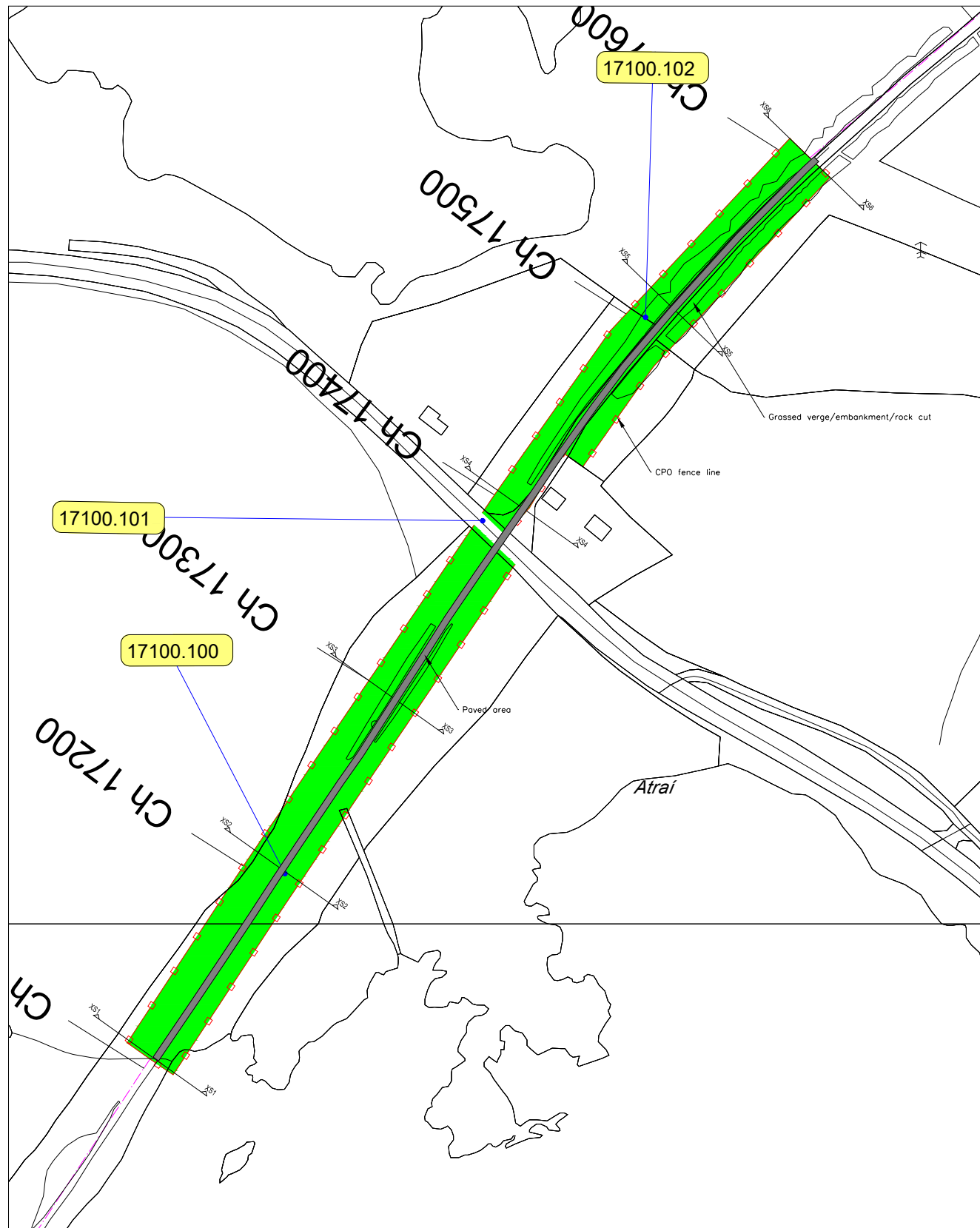
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| Project: Connemara Greenway Project Phase 1 | | | | |
| Component: Scheme layout | | Title: LPR Mary Joyce | | Job No. |
| Scales: 1: 2500@A3 | Date: Nov. 2024 | Filename: | Drawing No.: | Status: |
| Design: Kurt Lydon. | Drawn: Cathal Joyce | Checked: Annmarie Johnston | SLGC2024/5600.01-3/3 | Final |

Appendix C Scheme Map referring to Plot No's 17,100.100,
17,100.101 and 17,100.102



Landowner Name: Legal Personal Rep. of William Leahy (Deceased)/c/o Moira Leahy
 Plot Code: 17100.100, 17100.101 & 17100.102
 Plot Folio: None known
 Area of land to be acquired (Ha): 1.201

Townland: ID: 60143 Name Name (Irish): Atráí (English): ATHRY
 E.D.: ED_ID 67182 ED_GAEILGE Maíros (ED_ENGLISH MOYRUS)
 County: CONTAE Gaillimh COUNTY GALWAY



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| Project: Connemara Greenway Project Phase 1 | | | |
| Component: Scheme Layout | | Title: LPR William Leahy | |
| Scale: 1: 2500 | Date: Nov. 2024 | Filename: | Drawing No.: |
| Design: Kurt Lydon. | Drawn: Cathal Joyce. | Checked: Annemarie Johnston. | Status: Final |
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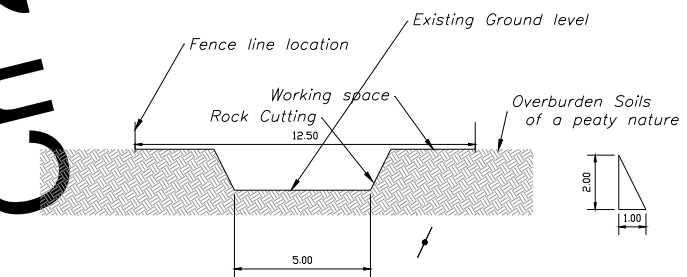
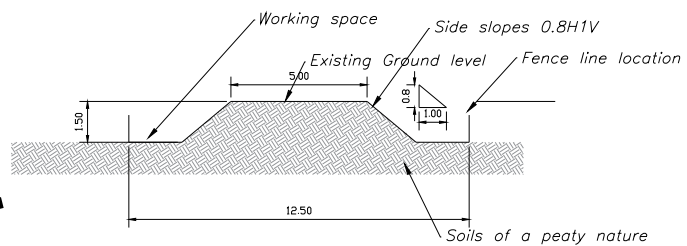
Appendix D Scheme Map referring to Plot No's 24600.100,
24,800.100, 24,800.101, 24,800.102

Ch 24700

Ch 24800

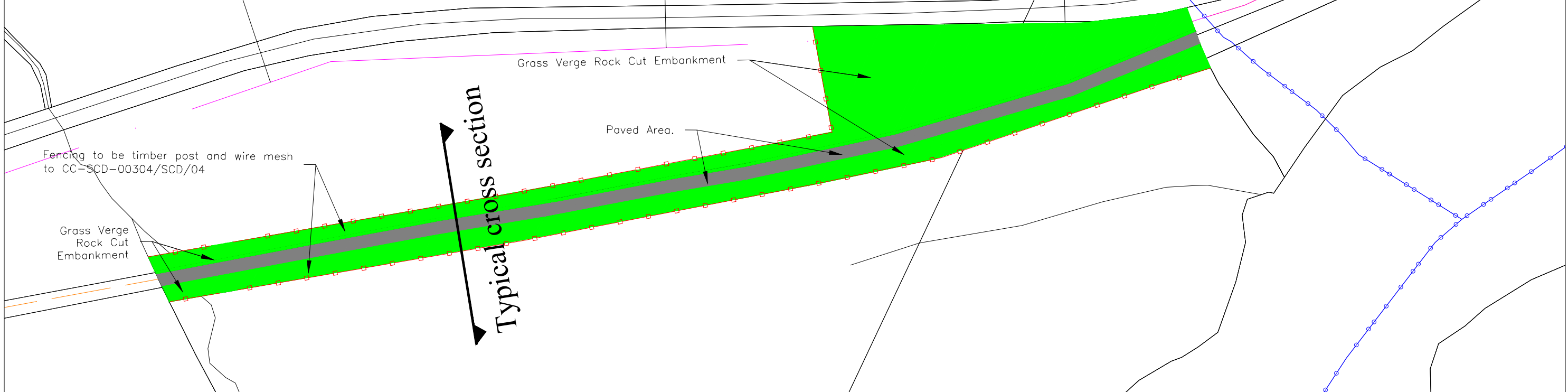
Ch 24900

Ch 25000



Typical cross section

Typical cross section



Fencing to be timber post and wire mesh to CC-SCD-00304/SCD/04

Grass Verge Rock Cut Embankment

Grass Verge Rock Cut Embankment

Paved Area.

Landowner Name: Legal Personal Rep. of Hilary Burke (Deceased)
 Plot Code: 24800.100, 24800.101 & 24800.102
 Plot Folio: None Registered land.
 Area of land to be acquired (Ha): 0.495

Townland: ID: 60714 Name (English): CAHER Name (Irish): An Chathair
 E.D.: ED_ID 67182 ED_ENGLISH MOYRUS ED_GAEILGE Maíros
 County: Galway (Gaillimh)



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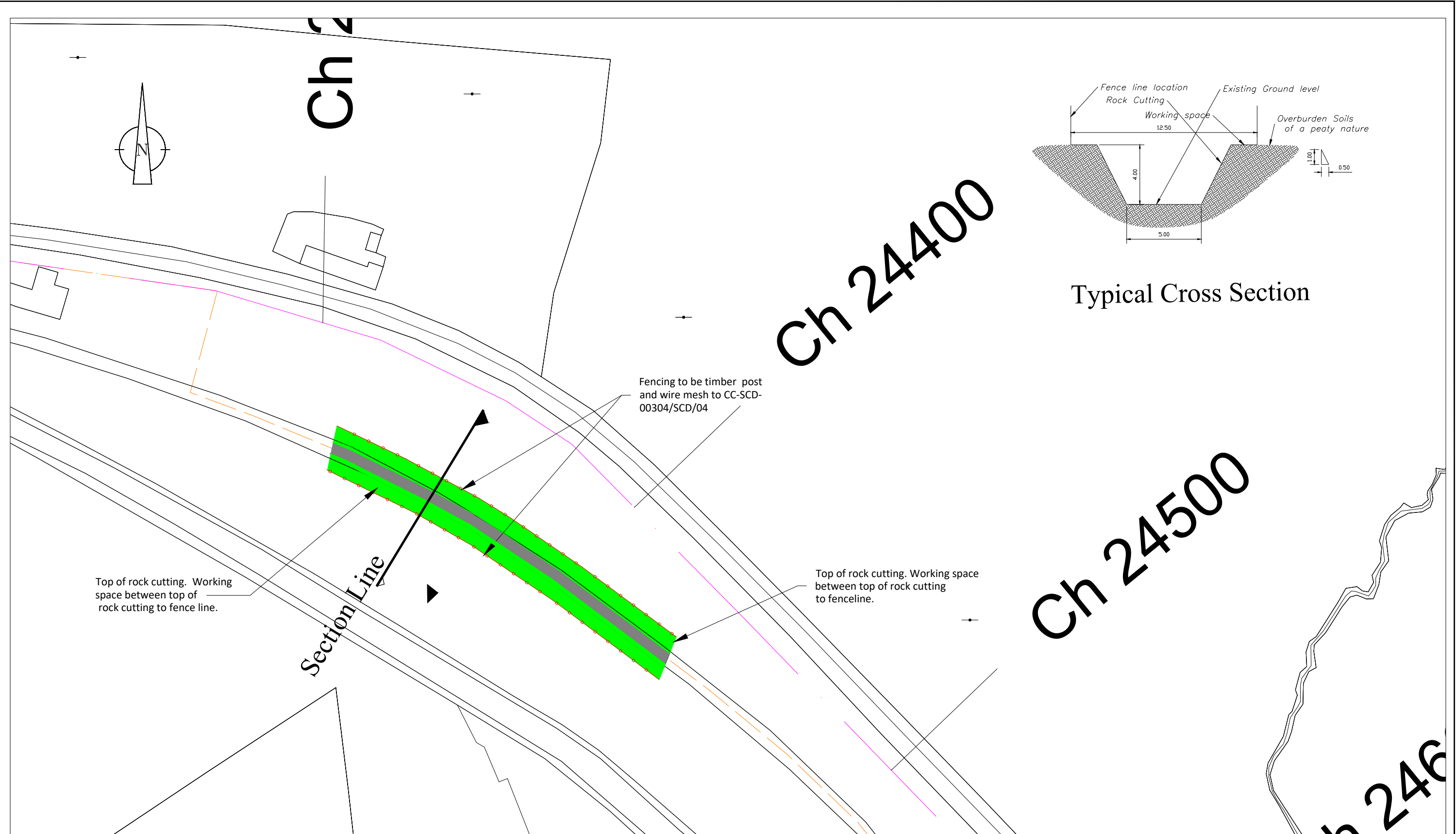
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| Project: Connemara Greenway Project Phase 1 | | | |
| Component: Scheme Layout | | Title: Legal Personal Rep. of Hilary Burke (Deceased) | Job No. |
| Scales: 1: 1000@A3 | Date: November 2024 | Filename: | Drawing No.: |
| Design: Kurt Lydon. | Drawn: Cathal Joyce. | Checked: Annemarie Johnston. | Status: Final |
| SMGC-2024/24800 | | | |

Appendix E

Scheme Map referring to Plot No's 24,400.100 &
24,180.100



Landowner Name: Noel Joyce
 Plot Code: 24,180.100 & 24,400.100
 Plot Folio: GY84320F/1/12A and unidentified
 Area of land to be acquired (Ha): 0.139

Townland: ID: 60714 Name (English): CAHER Name (Irish): An Chathair
 E.D.: ED_ID 67182 ED_ENGLISH MOYRUS ED_GAEILGE Maíros
 County: Galway (Gaillimh)



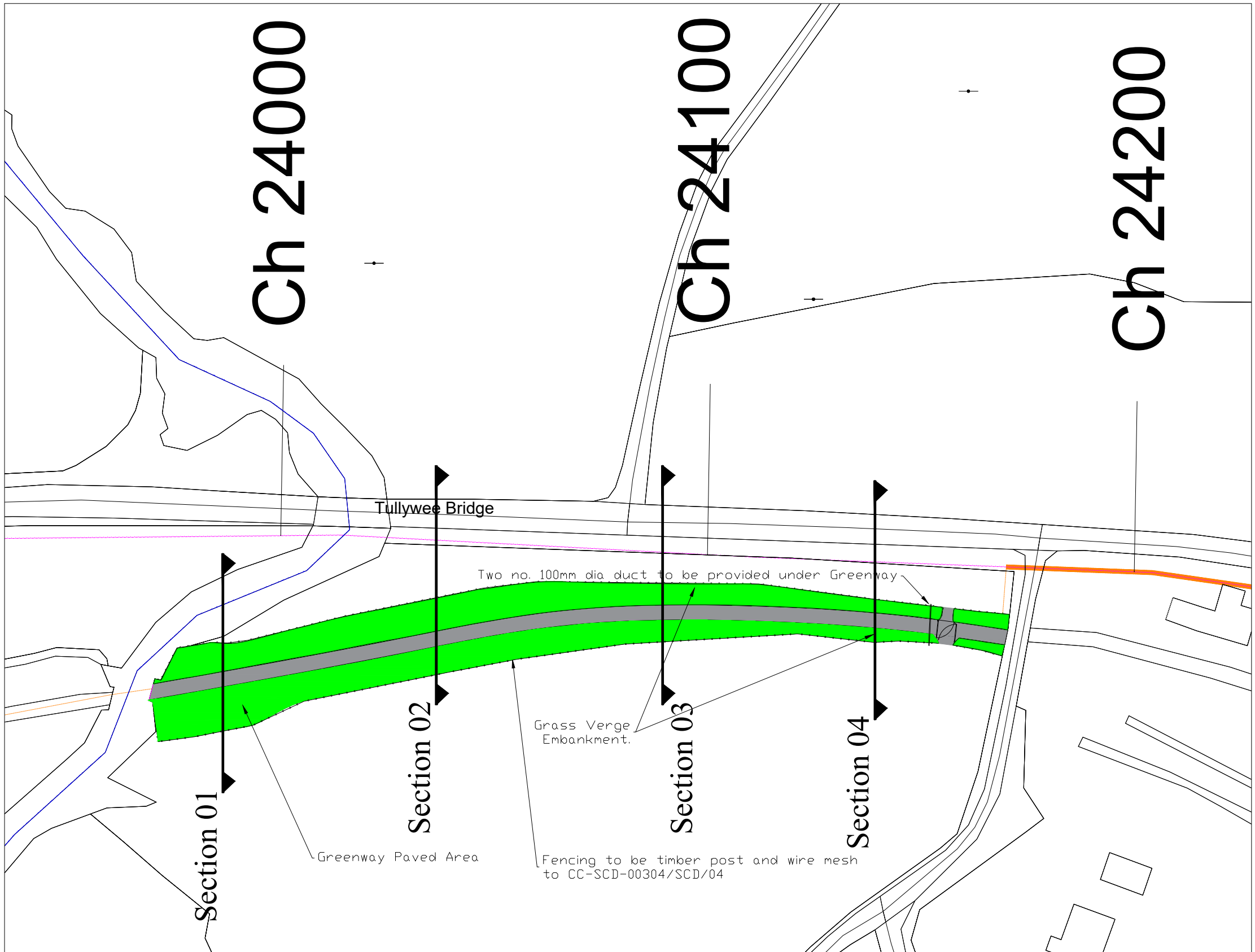
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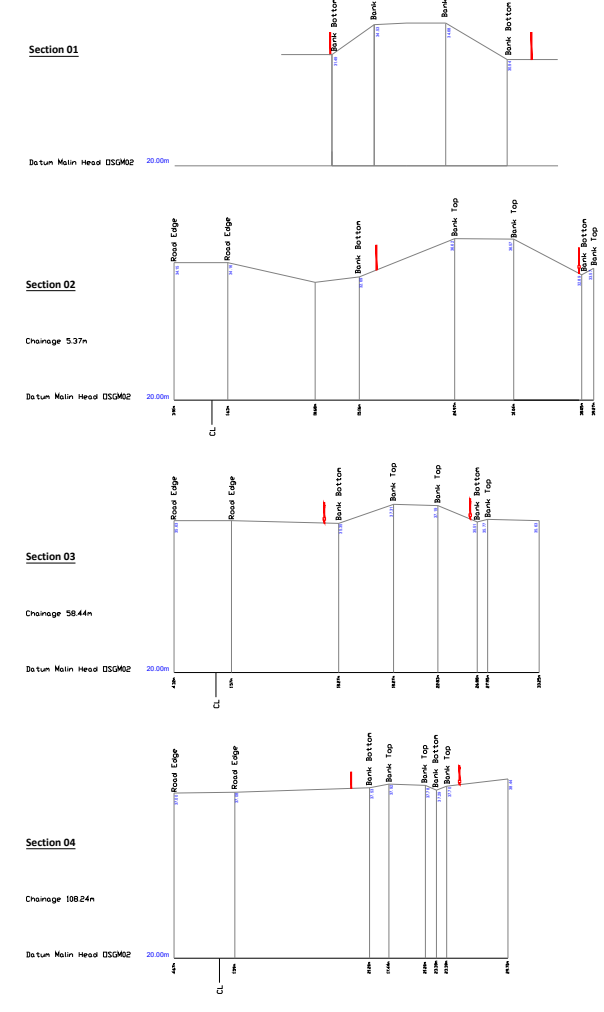
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| Project: Connemara Greenway Project Phase 1 | | | |
| Component: Scheme Layout | | Title: Noel Joyce | |
| Scale: 1: 1000@A3 | Date: Nov 2024 | Filename: | Drawing No.: SM-GC-2024/24400 |
| Design: Kurt Lydon | Drawn: Cathal Joyce | Checked: Annemarie Johnston | Status: Final |

Appendix F Scheme Map referring to Plot No. 24000.100,
23100A.102 & 23100B.103



Cross Sections



Landowner Name: Patrick Joyce
 Plot Code: 24,000.100
 Plot Folio: None
 Area of land to be acquired (Ha): 0.299

Townland: ID: 60714 Name (English): CAHER Name (Irish): An Chathair
 E.D.: ED_ID 67182 ED_ENGLISH MOYRUS ED_GAEILGE Maíros)
 County: Galway (Gaillimh)

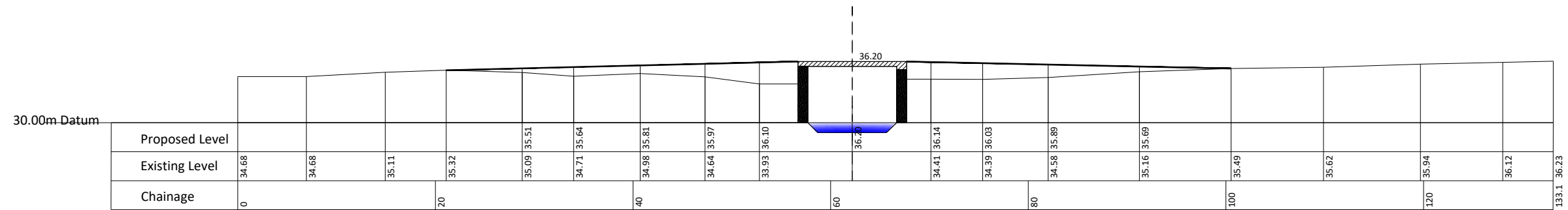
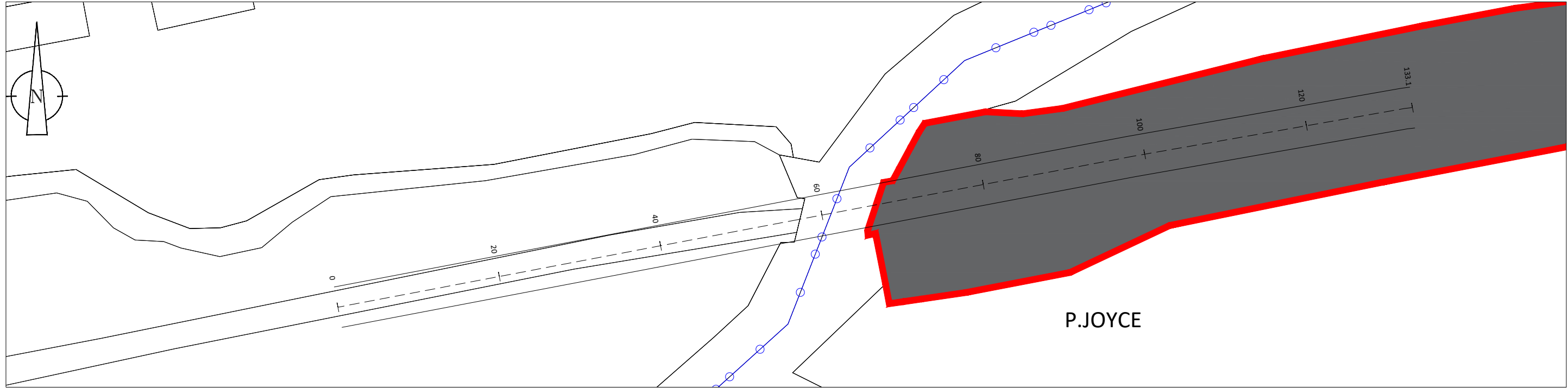


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| Project: Clifden to Oughterard Greenway Project Phase 1 | | | |
| Component: Scheme Layout | | Title: Patrick Joyce | |
| Job No.: | | | |
| Scales: 1: 1000 | Date: November 2024 | Filename: | Drawing No.: SMGC-2024/24000 |
| Design: Kurt Lydon. | Drawn: Cathal Joyce. | Checked: Annemarie Johnston. | Status: Final |



Landowner Name: Patrick Joyce
 Plot Code: 24,000.100
 Plot Folio: None
 Area of land to be acquired (Ha): 0.299

Townland: ID: 60714 Name (English): CAHER Name (Irish): An Chathair
 E.D.: ED_ID 67182 ED_ENGLISH MOYRUS ED_GAEILGE Maíros
 County: Galway (Gaillimh)



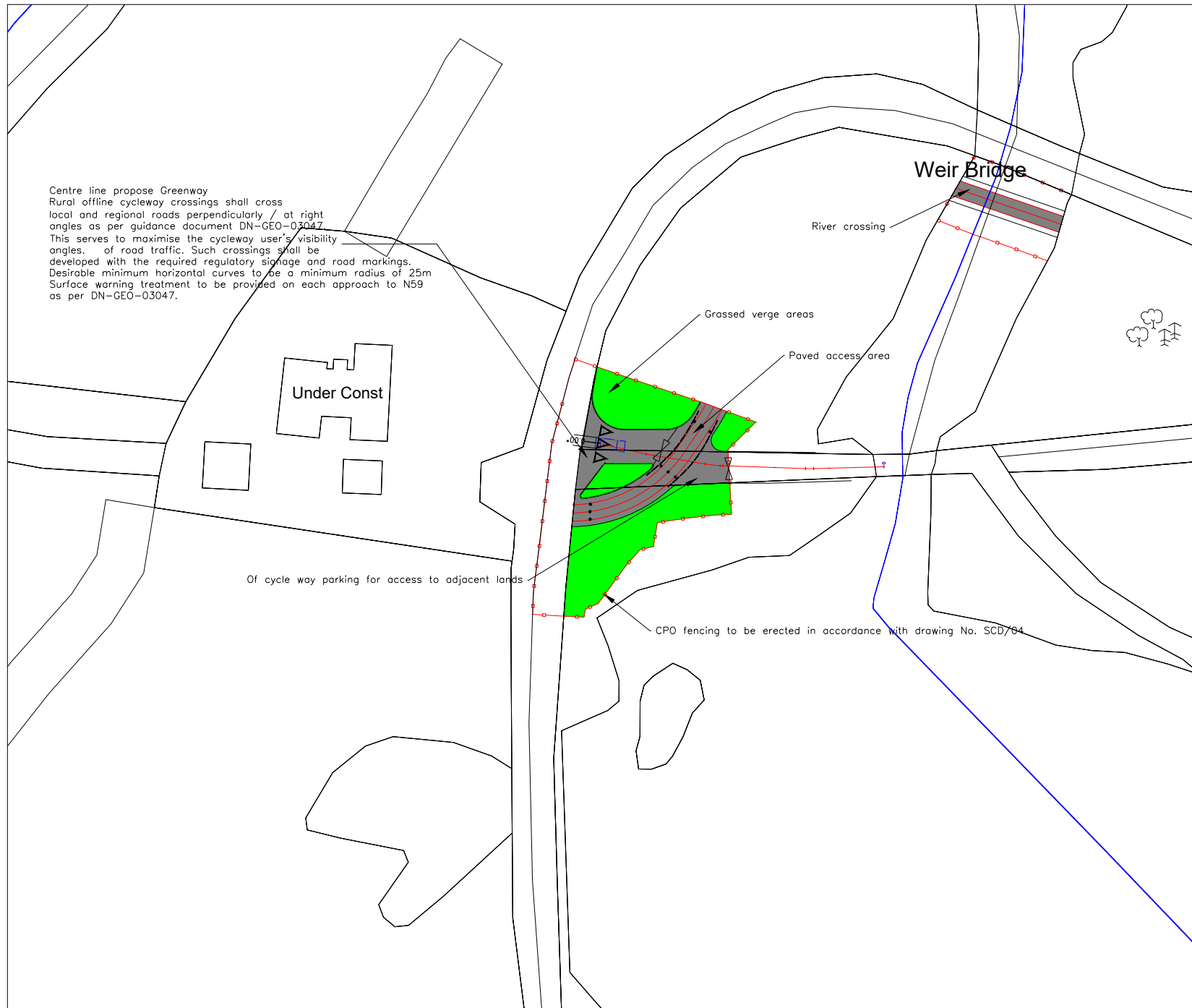
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| Rev | Description | Chk'd | App'd | Date |
|-----|-------------|-------|-------|------|
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| Project: Clifden to Oughterard Greenway Project Phase 1 | | | |
|---|----------------|----------------------|------------------------------|
| Component: Longitudinal Section | | Title: Patrick Joyce | |
| Scale: 1:500 | Date: Nov 2024 | Filename: | Drawing No.: SMGC-2024/24000 |
| Design: PW | Drawn: PW | Checked: AM | Status: |

Appendix G Scheme Map referring to Plot No's 20000.105
20000.106, 20000.107, 20000.108, 20000.109,
20000.110, 23100A.102 & 23100B.103



Typical Design requirements

The desirable minimum horizontal radii for cycle facilities are outlined in Table 4.5 below.

Table 4.5 Desirable Minimum Horizontal Radii for Cycle Facilities

| | 10 km/h | 30 km/h | 50 km/h |
|-------------------------------|---------|---------|---------|
| Minimum Horizontal Radius (m) | 4 m | 25 m | 94 m |

Typical Design requirements

TII Publications
Rural Cycleway Design (Offline & Greenway)

DN-GEO-03047
August 2022

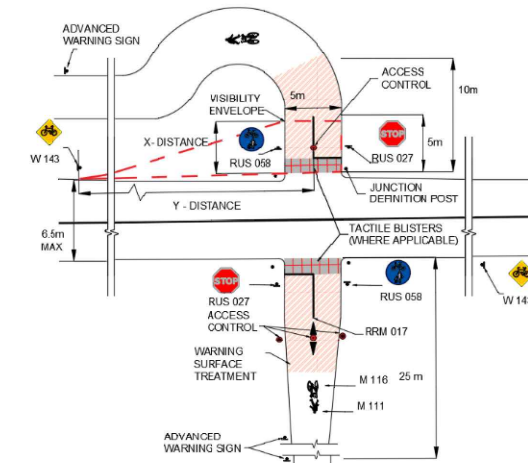


Figure 5.2 Road Crossing Detail

Typical Design requirements

Landowner Name: Provincial Loan Company Limited

Plot Code: 20000.105, 20000.106, 20000.107, 20000.108 20000.109
20000.110.

Plot Folio: GY112694F/5/C7EAW

Area of land to be acquired (Ha): 0.120

Townland: ID: 62120 Name (English): GARROMAN Name (Irish): An Gharmain

E.D.: ED_ID 67182 ED_ENGLISH MOYRUS ED_GAEILGE Maíros)

County: Galway (Gaillimh)

Townland: ID: 63165 Name (English): LISSOUGHTER Name (Irish): Lios Uachtair

E.D.: ED_ID 67182 ED_ENGLISH MOYRUS ED_GAEILGE Maíros)

County: Galway (Gaillimh)



GALWAY COUNTY COUNCIL
Comhairle Chontae na Gaillimhe
Mr. Uisinn Finn
Director of Services
Physical Infrastructure, Fire and
Emergency Services & Climate Change
PO Box, No. 27, Áras an Chontae, Prospect Hill, Galway
Telephone: (091) 509000 Fax: (091) 509010

Galway County Council
(Clifden To Oughterard Greenway)
Compulsory Purchase Order (No.2) 2024

| Rev | Description | Chk'd | App'd | Date |
|-----|-------------|-------|-------|------|
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|--|----------------------|--|-----------------|---------|
| Project: Connemara Greenway Project Phase 1 | | | | |
| Component: Scheme map | | Title: Provincial Loan Company Limited | | Job No. |
| Scales: 1: 1000 | Date: Nov. 2024 | Filename: | Drawing No.: | Status: |
| Design: Kurt Lydon. | Drawn: Cathal Joyce. | Checked: Annemarie Johnston. | SMGC-2024/20000 | A |