



Comhairle Contae Mhaigh Eo Mayo County Council



NOTICE OF THE MAKING OF A COMPULSORY PURCHASE ORDER UNDER SECTION 76 OF AND THE THIRD SCHEDULE TO THE HOUSING ACT 1966, AND PURSUANT TO SECTION 10 OF THE LOCAL GOVERNMENT (NO. 2) ACT 1960 (AS SUBSTITUTED BY SECTION 86 OF THE HOUSING ACT 1966) AND AMENDED AND EXTENDED BY SECTION 6 OF AND THE SECOND SCHEDULE TO THE ROADS ACT 1993 AND AMENDED BY SECTION 222 OF THE PLANNING AND DEVELOPMENT ACT 2000 AND PURSUANT TO SECTION 213 OF THE PLANNING AND DEVELOPMENT ACT 2000 (AS AMENDED) AND THE PLANNING AND DEVELOPMENT ACTS 2000 TO 2023, THE HOUSING ACTS 1966 TO 2023, THE LOCAL GOVERNMENT ACTS 1925 TO 2023, THE LOCAL GOVERNMENT REFORM ACT 2014 AND THE ROADS ACTS 1993 TO 2023, PUBLISHED IN ACCORDANCE WITH ARTICLE 4 (a) OF THE THIRD SCHEDULE TO THE HOUSING ACT 1966.

COMPULSORY ACQUISITION OF LAND N60 BREAFFY ACTIVE TRAVEL AND SAFETY MEASURES SCHEME MAYO COUNTY COUNCIL COMPULSORY PURCHASE

[Acquisition of Lands for the Construction and Provision of Active Travel and Safety Measures at Drumconlan Townland in the Electoral Division of Castlebar Rural and the County of Mayo and at Kilkenny, Doogary, Carrownurlaur, Knocknageehy, Demesne, Breaghwy, Lisgowel and Corratánvally Townlands in the Electoral Division of Breaghwy and the County of Mayo]

ORDER 2024 (No. 1)

Whereas Mayo County Council considered the proposed development and resolved to approve the proposed development without modification on the 25th January 2023;

Whereas the proposed development, prior to the approval of Mayo County Council on the 25th January 2023, was screened for any requirement to carry out an Environmental Impact Assessment, or an Appropriate Assessment, in accordance with European and National legislation;

MAYO 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, AND pursuant to 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 Acts, 1993, as amended, and amended by Section 222 of the Planning and Development Act 2000 AND pursuant to section 213 of the Planning and Development Act 2000, as amended, have made an Order entitled as above which is about to be submitted to An Bord Pleanála (hereinafter referred to as “the Board”) for confirmation.

The said Order incorporates the provisions of the Land Clauses Consolidation Act, 1845 and the Land Acquisition Act, 1919, subject to any modifications effected by the Third Schedule of the Housing Act, 1966.

If confirmed, the Order will authorise the Local Authority to acquire permanently compulsorily the land described in the Schedule hereto for the purposes of active travel and safety measures comprising the following:

- segregated footpaths and one way cycle facilities on both sides of the N60 within the 60km/h zone in accordance with the Design Manual for Urban Roads and Streets (DMURS)
- shared pedestrian/cycle facilities corridor on one side of the N60 in accordance with the Design Manual for Roads and Bridges (DMRB) on the 80 km/h zone and 100km/h zone
- provision of a periodic 60km/h zone at school drop-off and pick-up times at Breaffy Village
- eliminate hard shoulder parking at Breaffy Village
- provision of new Jug Handle crossing at ch. 1+475 (at 80km/h speed limit change 60km/h speed limit)

- provision of new pedestrian crossing at ch. 1+955 (in the vicinity of local road L5757)- provision of new pedestrian crossing (ch. 2+650) and two bus bays at Breaffy Village- provision of new pedestrian crossing at ch. 4+105 (in the vicinity of local roads L578& L5760)
- update of Kilkenny Cross Roundabout to accommodate active travel provisions.

Owners, lessees, and occupiers of the land described in the Schedule will receive individual written notice.

Any objection to the compulsory acquisition of land described in the Schedule should be made in writing to **An Bord Pleanála, 64 Marlborough Street, Dublin 1**, before 5.00pm on **Friday 26th July 2024**.

The Board cannot confirm a compulsory purchase order in respect of the land if an objection is made in respect of the acquisition by an owner, lessee, or occupier of the land, and not withdrawn, until it has caused to be held an oral hearing into the matter and until it has considered the objection and the report of the person who held the oral hearing. However regard should be had to the provisions of Section 218 of the Planning and Development Act, 2000 (as amended) which provide that where as a result of the transfer of functions under section 214, 215, 215A, 215B or 215C of the Planning and Development Act, 2000 (as amended), the Board would otherwise be required to hold a local inquiry, public local inquiry or oral hearing, that requirement shall not apply to the Board but the Board may, at its absolute discretion, hold an oral hearing in relation to the matter, the subject of the function transferred.

A copy of the Order and of the deposit map referred to in it may be inspected at the following locations during the listed hours (with the exception of Saturdays, Sundays and public holidays) from **Wednesday 29th May 2024** to **Friday 26th July 2024** (inclusive of both dates): -

(1)	<p>The offices of Mayo County Council, National Roads Office, Glenpark House, The Mall, Castlebar, County Mayo, F23 XF40.</p> <p>Tel: (094) 906 4321 / 906 4330 E Mail: nro@mayococo.ie</p>	<p>Monday to Friday 9am to 1pm & 2pm to 5pm</p>
(2)	<p>The offices of Mayo County Council, Castlebar Area Office, The Mall, Castlebar, County Mayo, F23 WF90.</p> <p>Tel: (094) 906 4000 E Mail: castlebarao@mayococo.ie</p>	<p>Monday to Friday 9am to 1pm & 2pm to 5pm</p>

A copy of the Order and the deposit map referred to in it may also be inspected online at <https://www.mayo.ie/national-roads-office>

SCHEDULE ATTACHED HERETO

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.

Dated, this 28th day of May 2024.

Paul Dolan
Head of Roads
Mayo County Council