

An
Bord
Pleanála

Board Direction
BD-008783-21
ABP-308687-20

At a meeting held on 23/07/2021, the Board considered the objections made to the Compulsory Purchase Order, entitled Kilkenny Compulsory Purchase Order No. 4 of 2020, 10 Black Mill Street, Kilkenny, the report of the Inspector who held the oral hearing and the documents and submissions on file generally.

The Board decided to annul the compulsory purchase order, based on the reasons and considerations set out below.

Reasons and Considerations

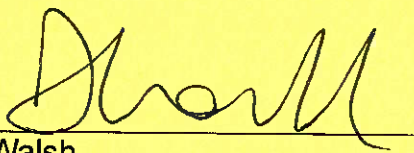
Having considered the objection made to the Compulsory Purchase Order and not withdrawn, the report of the person who conducted the oral hearing into the objections, the purpose for which the lands are to be acquired as set out in the compulsory purchase order and also having regard to the following:

- (a) The purpose of the compulsory acquisition of No. 10 Black Mill Street, Kilkenny for refurbishment of this house to address vacancy and the acute housing need,
- (b) The policies and objectives of the Kilkenny City & Environs Development Plan 2014 – 2020,
- (c) The submissions and observations made at the Oral Hearing held on 15th day of June 2021, and

(d) The impacts of travel restrictions arising from the Covid-19 pandemic on the ability of landowner being unable to visit the site and to carry out necessary maintenance works to the property,

it is considered that the acquisition by the Local Authority of the property in question, as set out in the Order and on the deposited map, would result in an excessive and disproportionate impact on the property owner.

Board Member:



Dave Walsh

Date: 23/07/2021