

An  
Coimisiún  
Pleanála

**Direction**  
**CD-020107-25**  
**ABP-322280-25**

The submissions on this file were considered at a meeting held on 30/06/2025.

The Commission decided to GRANT consent, generally as recommended by the reporting Inspector, to the compulsory acquisition of the subject site based on the reasons and considerations set out below.

### **Reasons and Considerations**

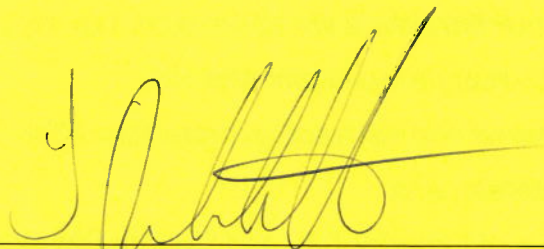
Having regard to the ruinous and derelict condition of the structure and the derelict, neglected, unsightly and objectionable state of the land, having considered the objection made to the compulsory acquisition, and also:

- a) The constitutional and convention protection afforded to property rights,
- b) The public interest, and
- c) The provisions of Limerick City and County Development Plan 2022-2028,

it is considered that the site detracts to a material degree from the amenity, character and appearance of land in the neighbourhood and, therefore, comes within the definition of a derelict site as defined in Sections 3(a) and 3(b) of the Derelict Sites Act, 1990, as amended, and that the compulsory acquisition of the site by the Local Authority is necessary in order to render the site non-derelict and to prevent it from continuing to be a derelict site. It is also considered that the objection made cannot be sustained, having regard to that said necessity and that the compulsory acquisition and its effects on the property rights of affected landowner are proportionate to that objective and justified by the exigencies of the common good. The Commission noted that there is no evidence of any actions carried out on the

property to render the site non-derelict since the making of its previous decision under Board Order ABP-315677-23.

**Planning  
Commissioner:**

A handwritten signature in black ink, appearing to read 'Tom Rabbette', is written over a horizontal line.

Tom Rabbette

**Date:** 01/07/2025