

An
Coimisiún
Pleanála

Direction
CD-020674-25
ACP-322803-25

At a meeting held on 15/09/2025, the Commission considered:

- (a) the objections made to the compulsory acquisition,
- (b) the report of the Inspector, and
- (c) the documents and submissions on file generally.

The Commission refuse consent to the compulsory acquisition of the said site based on the reasons and considerations set out below.

Reasons and Considerations

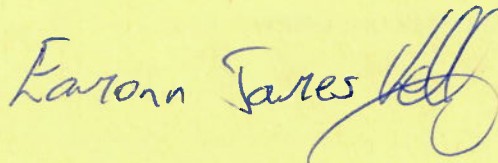
Having regard to the current unsightly and objectionable condition of the site, having considered the objection made to the compulsory acquisition, and also:

- a) the constitutional and Convention protection afforded to property rights,
- b) the public interest, and,

c) the provision of the Waterford City and County Development Plan 2022-2028, it is considered that the site does not detract to a material degree from the amenity, character and appearance of land in the neighbourhood and, therefore, that the compulsory acquisition of the site by the local authority is not necessary in order to render the site non-derelict. An Coimisiún is not satisfied, therefore, that the objection made cannot be sustained, having regard to that said necessity or that the compulsory acquisition and its effects on the property rights of affected landowners are proportionate to that objective and justified by the exigencies of the common good.

Planning

Commissioner:



Date: 15/09/2025

Eamonn James Kelly