



An
Bord
Pleanála

Board Order ABP-302230-18

Urban Regeneration and Housing Act 2015

Planning and Development Acts 2000 to 2018

Planning Authority: Kilkenny County Council

Planning Authority Reference Number: VSR20

Appeal by Finn Properties Limited care of McMahon O'Brien Tynan Solicitors of Mill House, Henry Street, Limerick in accordance with section 11 of the Urban Regeneration and Housing Act 2015 against the entry on the Vacant Sites Register by Kilkenny County Council on the 5th day of July, 2018 in respect of the site described below.

Description: Lands at Oak Ridge, Ferrybank, County Kilkenny.

Decision

The Board in accordance with section 11(5) of the Urban Regeneration and Housing Act 2015, and based on the reasons and considerations set out below, hereby determines that the above site shall remain entered on the Vacant Sites Register.

Matters Considered

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

Reasons and Considerations

Having regard to:

- (a) the information submitted to the Board by the planning authority in relation to the entry of the site on the Vacant Sites Register,
- (b) the grounds of appeal submitted by the appellant,
- (c) the report of the Inspector, and
- (d) that while the majority of the site is being used for a purpose that does not consist solely or primarily of the provision of housing or the development of the site for the purpose of such provision, the most recent purchase of the site occurred after it became residential land, and before, on or after the commencement of section 63 of the Planning and Development (Amendment) Act, 2018,

