



Urban Regeneration and Housing Act 2015

Planning and Development Acts 2000 to 2020

Planning Authority: Dublin City Council

Planning Register Reference Number: VS-0070

Appeal by Henry A. Crosbie of 9 Hanover Quay, Dublin in accordance with section 18 of the Urban Regeneration and Housing Act 2015, as amended, against a demand for payment of vacant site levy issued by Dublin City Council South on the 24th day of February 2020 in respect of the site described below.

Description: Vicar Street (to the rear of Vicar Street Music Venue), Dublin 8.

Decision

The Board in accordance with section 18(3) of the Urban Regeneration and Housing Act 2015, as amended, and based on the reasons and considerations set out below, hereby determines that the above site was no longer a vacant site within the meaning of that Act.

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) the site was for the period of 2019 and continues to be a building in use for the purposes of supporting a music venue and is therefore not a vacant site as defined by section 5(1)(b) of the Urban Regeneration and Housing Act 2015, as amended,

the Board is not satisfied that the site was a vacant site on the 1st of January 2019 and was a vacant site on 23rd March 2020, the date on which the appeal was made.

The demand for payment of the vacant site levy under Section 15 of the Urban Regeneration and Housing Act 2015, as amended, is, therefore, cancelled.

The Board considers that it is appropriate that a notice be issued to the planning authority who shall cancel the entry on the Vacant Sites Register and cancel the demand for payment in respect of the year 2019.

Michelle Fagan

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this day of 2021