



An
Bord
Pleanála

**Board Order
ABP-308659-20**

Urban Regeneration and Housing Act 2015

Planning and Development Acts 2000 to 2021

Planning Authority: Cork County Council

Planning Register Reference Number: VS-0018

Appeal by The Estate of Kevin Damery care of Colm Damery of Ard Na Gréine, Lissanisky, Cobh, County Cork 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 Cork County Council on the 14th day of October, 2020 in respect of the site described below.

Description: Site at Ballyvoloon, Cobh, County Cork.

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 a vacant site within the meaning of that Act, and the amount of the levy has been correctly calculated in respect of the vacant site.

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 Senior Planning Inspector,
- (d) the lack of information to show that the site was no longer a vacant site within the meaning of the Urban Regeneration and Housing Act 2015, as amended, on the 1st day of January 2019, or that the amount of the levy has been incorrectly calculated in respect of the site by the planning authority, and
- (e) the fact that the site continued to be a vacant site on the day that the appeal was made,

the Board considers that it is appropriate that a notice be issued to the planning authority who shall confirm the demand for payment.

DR. Maria Fitzgerald

Maria FitzGerald

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this *16th* day of *Sept.* 2022

