



An
Bord
Pleanála

Board Order
ABP-309337-21

Derelict Sites Act, 1990

Planning and Development Acts, 2000 to 2020

Planning Authority: Limerick City and County Council

Application received by An Bord Pleanála on the 29th day of January, 2021 from Limerick City and County Council pursuant to section 16 of the Derelict Sites Act, 1990, as amended, for consent to the compulsory acquisition of a site at Ellen Street, Limerick City, County Limerick and as more particularly described in the notice of intention to compulsorily acquire the site.

Decision

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

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

Notwithstanding the current neglected, unsightly and objectionable condition of the site, which detracts to a material degree from the amenity, character and appearance of land in the neighbourhood, taking into account the grant of planning permission on the 15th day of June, 2018 for completion of the works comprising of a mixed use development under Planning Register Reference Number 18/168 as amended by the grant of planning permission on the 21st day of August, 2019 under Planning Register Reference Number 18/1077, with the evidence of the ongoing efforts by the notice party to seek to address the issues of dereliction and to bring the property back into use, the Board considered that it would be appropriate to provide further time for the site owner to carry out the development in order to render the site non-derelict and to prevent it continuing to be a derelict site, and that it would, therefore, be appropriate to refuse consent for the compulsory acquisition of the site.



Dave Walsh
Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.



Dated this 14th day of June 2021