



An
Bord
Pleanála

Board Order
ABP-312139-21

Urban Regeneration and Housing Act 2015

Planning and Development Acts 2000 to 2021

Planning Authority: Wicklow County Council

Planning Register Reference Number: VS/K/03A

Appeal by Brookhampton Limited of Collegetort, Carpenterstown Road, Castleknock, 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 Wicklow County Council on the 8th day of November, 2021 in respect of the site described below.

Description: Demand for payment of vacant site levy on lands measuring 0.17 hectares located west of Main Street, Kilcoole, County Wicklow.

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 Inspector,
- (d) the fact that the majority of the site is and was vacant, because the ongoing use of the site as a car park shall be disregarded as an unauthorised use and thus the site is vacant or idle,
- (e) the neglected condition of the site which detracts from the amenities and character of the area,
- (f) the evidence of anti-social behaviour having taken place on the site, and
- (g) the fact that the amount of the levy has been correctly calculated at 7% of the site value,

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

Patricia Calleary

Patricia Calleary

Member of An Bord Pleanála

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



Dated this *11* day of *May* 2023