

An  
Bord  
Pleanála

## Board Order ABP-313527-22

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**Derelict Sites Act, 1990**

**Planning and Development Acts, 2000 to 2022**

**Planning Authority: Limerick City and County Council**



**Application** received by An Bord Pleanála on the 10<sup>th</sup> day of May 2022 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 derelict site at Lower Main Street, Kilfinane, County Limerick and as more particularly described in the notice of intention to compulsorily acquire the site.

### Decision

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

## Reasons and Considerations

Having regard to the neglected, unsightly, and objectionable condition of the site, the poor state of repair of the external walls, roof, and rainwater goods, and to the visible presence of vegetation growing within and outside the property, it is considered that the site detracts to a material degree from the amenity, character, and appearance of land in the neighbourhood and, therefore, comes within the definition of a derelict site as defined in section 3(b) of the Derelict Sites Act, 1990, as amended, and that the acquisition of the site by the local authority is necessary in order to render the site non-derelict and to prevent it continuing to be a derelict site. It is also considered that the objection made cannot be sustained having regard to that said necessity.

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**Mick Long**  
**Member of An Bord Pleanála**  
**duly authorised to authenticate**  
**the seal of the Board.**

Dated this *19<sup>th</sup>* day of *December* 2023