

An
Bord
Pleanála

Board Order ABP-313540-22

Derelict Sites Act, 1990

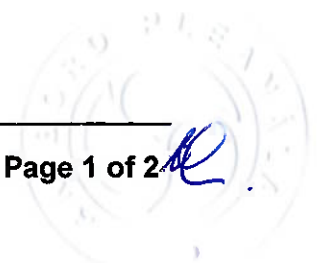
Planning and Development Acts, 2000 to 2022

Planning Authority: Limerick City and County Council

Application received by An Bord Pleanála on the 10th 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 comprising terraced four-storey over basement red brick dwelling and surrounding land at 10 Lower Hartstonge Street, 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 wall at parapet and top floor levels and to the presence of litter, debris and waste materials on the site 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 sections 3(b) and 3(c) 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. There was, however, insufficient evidence presented to satisfy the Board that the building was in a ruinous or dangerous condition. It is also considered that the objection made cannot be sustained having regard to that said necessity.



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

Dated this *4* day of *October* 2023