



An  
Bord  
Pleanála

## Board Order ABP-315676-23

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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 25<sup>th</sup> day of January, 2023 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 Mulcair Drive, Annacotty, 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.

## **Reasons and Considerations**

Notwithstanding the current unsightly and objectionable condition of the site which detracts to a material degree from the amenity, character and appearance of the surrounding land in the neighbourhood, taking account of grant of planning permission on the 20<sup>th</sup> day of February, 2024 for the demolition of the existing house and construction of a new house under planning authority registration reference 23135, together with the evidence of ongoing efforts by the owner to seek to address the issues of dereliction, the Board does not consider it reasonable that the local authority now seeks to compulsorily acquire the land as provided by Section 14 of the Derelict Sites Act, 1990, as amended.

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**Liam Bergin**  
**Member of An Bord Pleanála**  
**duly authorised to authenticate**  
**the seal of the Board.**

Dated this 29<sup>th</sup> day of May 2024