

An
Bord
Pleanála

Board Order ABP-317500-23

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 30th day of June 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 Units 3 and 5, Harriston Student Village, Old Cratloe Road, 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

Having regard to the current unsightly and objectionable condition of the site, having considered the objection made to the compulsory acquisition, and also:

- a) the constitutional and Convention protection afforded to property rights,
- b) the public interest, and
- c) the provisions of the Limerick Development Plan 2022-2028,

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. Notwithstanding this, taking account of the minor interventions required to take the property out of dereliction, the Board does not consider it reasonable that the local authority now seeks to compulsorily acquire the land (at this point in time), as provided by Section 14 of the Derelict Sites Act, 1990, as amended.



Joe Boland
Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.

Dated this ^{12th} day of

 2024