

An
Bord
Pleanála

Board Order ABP-319276-24

Urban Regeneration and Housing Act 2015

Planning and Development Acts 2000 to 2022

Planning Authority: Wicklow County Council

Planning Register Reference Number: VS/K/03A

Appeal by Brookhampton Limited of Collegefort, 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 15th day of February, 2024 in respect of the site described below.

Description: 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 no longer a vacant site within the meaning of that Act.

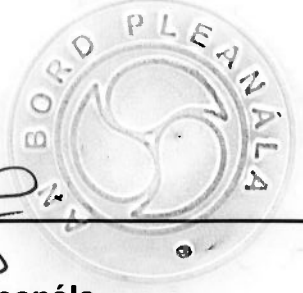
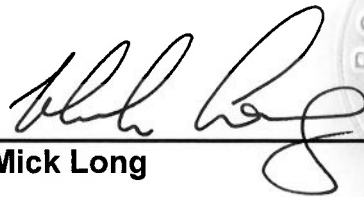
Reasons and Considerations

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 Planning Inspector, and
- (d) the status of the Greystones-Delgany and Kilcoole Local Area Plan 2013-2019 that is considered to be no longer in force and consequently the site was and is no longer identified for regeneration/renewal or any other land use zoning and fails to accord with the definition of regeneration land as defined under section 3 of the Urban Regeneration and Housing Act 2015 (as amended) that states “regeneration land” means land identified by a planning authority in its development plan or local area plan, after the coming into operation of section 28, in accordance with section 10(2)(h) of the Act of 2000 with the objective of development and renewal of areas in need of regeneration, and includes any structures on such land,

the Board, therefore, is not satisfied that the site was a vacant site for the year concerned or on the 13th day of March 2024, the date on which the appeal was made. The demand for payment of the vacant site levy under Section 15 of the Urban Regeneration and Housing Act 2015 is, therefore, cancelled.

The Board considered that it is appropriate that a notice be issued to the planning authority who shall cancel the entry on the Vacant Sites Register and cancel the demand for payment.



Mick Long

Member of An Bord Pleanála

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

Dated this 2nd day of April 2025