

N. 01694/2019 REG.PROV.COLL.

The Regional Administrative Court for Tuscany

(First Section)

has released the present

Judgement

on the appeal filed by Associazione Italia Nostra Onlus, represented by attorneys Elena Bellandi and Nino Scipelliti,

vs.

Municipality of Florence, represented by attorneys Annalisa Minucci, Antonella Pisapia

Tuscany Region, represented by attorney Arianna Paoletti;

Metropolitan City of Florence;

with the intervention of:

Section of the Builders and Related Builders of the Industrial Association of the Province of Florence called Ance Firenze with lawyer Duccio Maria Traina

Order of Architects Landscape Planners and Conservators of the Province of Florence, Order of Engineers of the Province of Florence, in the person of the President and legal representative,

Order of Doctors Agronomists and Forestry Doctors of the Province of Florence,

College of Surveyors and Graduate Surveyors of the Province of Florence,

College of Industrial Experts and Graduate Industrial Experts of the Province of Florence,

College of Agricultural Experts and Graduate Agricultural Experts of the Provinces of Siena, Arezzo and Florence,

Consulta Interprofessionale degli Ordini e dei Collegiali Professionali Tecnici of Florence and Tuscany, represented by attorney Enrico Amante

For the annulment of the resolutions of the Florence City Council no. 670/2017, and of the City Council no. 11/2018 adopting and approving no. 45/218 approving the variant to the current town planning regulations concerning the regulation of building interventions on the existing heritage in the historic centre;

Having regard to the appeal and its annexes;

[...]

The ONLUS Italia Nostra, an association whose statutory purpose is the protection of the environment and the landscape, is challenging the resolutions indicated above with which the Municipality of Florence first adopted and then approved a variant to its town planning regulations that modify the pre-existing regulations on building interventions allowed on buildings located in the historic centre of the city.

[...]

The claim must, therefore, be dismissed.

The costs of the proceeding brought against the Municipality of Florence shall follow the event rule and shall be settled as below. Furthermore, this Court maintains that there are fair reasons to

compensate expenses against the other intervening parties, and therefore such expenses shall not be borne by the plaintiff association.

The Regional Administrative Court for Tuscany, Section I, ruling on the challenge brought by Associazione Italia Nostra, rejects the claim. The plaintiff is ordered to pay the costs to the Municipality of Florence, which amount to Euro 3,500 plus legal fees.

Compensates other expenses with regard to the remaining intervening parties to the proceeding.

Orders this judgment to be enforced by the administrative authority.

9th October 2019

Manfredo Atzeni, Chairman

Luigi Viola, Councillor

Raffaello Gisondi, Councillor, Extender

THE CURATOR and THE PRESIDENT

Raffaello Gisondi Manfredo Atzeni