



An  
Bord  
Pleanála

**Board Direction**  
**BD-017522-24**  
**ABP-320398-24**

The submissions on this file and the Inspector's report were considered at a Board meeting held on the 18/09/2024.

The Board having considered the provisions of s.653B of the Tax Consolidation Act 1997, as amended, the local authority determination, the grounds of appeal, the file documentation and the Inspector's report and recommendation decided to:

Confirm the determination of the local authority

Generally in accordance with the Inspector's recommendation for the reasons and considerations hereunder.

### **Reasons and Considerations**

The lands identified as KE-C18-RZLT-1 are located on residentially zoned lands as identified within the current Tralee Town Development Plan as included within Volume 2 of the Kerry County Development Plan 2022-28 and are considered to be in scope of section 653B(a)-(c) of the Taxes Consolidation Act 1997, as amended. The lands are located within an established urban area and no capacity or other reasons have been identified that would prevent the development of these lands for residential purposes in accordance with the residential zoning objective that applies to these lands. The Board considered the reasons for refusal in planning register reference no. 24/192 and were satisfied that the said reasons were application-specific, and that the subject land continued to satisfy the relevant criteria of section 653B(a)-(c) of the 1997 Act, as amended.

**Board Member**

A handwritten signature in black ink, appearing to read 'Tom Rabbette', is written over a horizontal line.

Tom Rabbette

**Date:** 19/09/2024