

An
Coimisiún
Pleanála

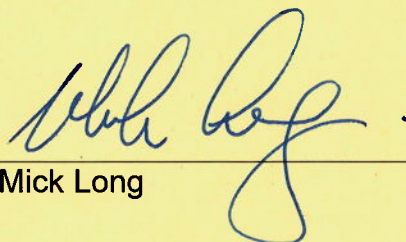
Direction
CD-020497-25
ABP-322564-25

The submissions on this file and the Inspector's report were considered at a meeting held on 15/08/2025.

The Commission decided to refuse permission, generally in accordance with the Inspector's recommendation, for the following reasons and considerations.

Planning

Commissioner:


Mick Long

Date: 22/08/2025

DRAFT WORDING FOR ORDER

Reasons and Considerations

Having regard to the Kerry County Development Plan 2022-2028 and the Irish Water Wastewater Capacity Register, it is proposed to connect the development to the wastewater treatment plant where there is no spare capacity. The certainty of available capacity to facilitate the proposed development and that overloading of the facility will not occur cannot be demonstrated potentially causing an adverse impact on the receiving environment. The proposal would be premature due to the deficiency of the wastewater treatment facility to serve the proposed development and therefore would be prejudicial to public health and the proper planning and sustainable development of the area.

[**Note:** The Commission concurred with the Inspector that there is insufficient information on the file to determine that there are no likely significant effects on the SPAs in the absence of

mitigation, and that the proposed development has the potential to contribute to a risk of deterioration in the quality of the Owenascaul River Waterbody and jeopardise the achievement of the WFD objectives for the water body. The Board considered that, ordinarily these issues would warrant further consideration and possibly further information, however as these constituted new issues within the context of the appeal and given the substantive reason for refusal set out above, it was decided not to pursue this matter under the current appeal.]

[Please issue a copy of this Direction to the parties, with the Board Order.]