

An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

Kerry County

Planning Register Reference Number: 15/1121 (Killarney)

An Bord Pleanála Reference Number: PL 08.246309

APPEAL by Mike Spillane of Dunrinc, Killarney, County Kerry against the decision made on the 18th day of February, 2016 by Kerry County Council to grant subject to conditions a permission to Norman Foley care of Frank Curran of 16 Main Street, Caherciveen, County Kerry in accordance with plans and particulars lodged with the said Council.

PROPOSED DEVELOPMENT: Provision of full off-licence to supermarket at Gortroe, Fossa, Killarney, County Kerry.

DECISION

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

REASONS AND CONSIDERATIONS

Having regard to the provisions of the current development plan for the area, the nature and scale of the proposed development, the location of the appeal site and the established pattern of development in the area it is considered that, subject to compliance with the conditions set out below, the proposed development would not seriously injure the amenities of the area or of property in the vicinity and would be acceptable in terms of traffic safety and convenience. The proposed development would be an acceptable form of development in this location and would, therefore, be in accordance with the proper planning and sustainable development of the area.

CONDITIONS

1. The development shall be carried out in accordance with the plans and particulars lodged with the application, except as may otherwise be required in order to comply with the following condition.

Reason: In the interest of clarity.

2. (a) There shall be no advertising of the sale of alcohol products on the facade/frontage of the premises
- (b) There shall be no display of alcohol products or advertising of the sale of alcohol products on or near both the entrance and the windows.

Reason: In the interest of orderly development.

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

Dated this day of 2016.