

# An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

**Kerry County**

**Planning Register Reference Number: 16/118**

An Bord Pleanála Reference Number: PL 08.246491

**APPEAL** by Tony Barry care of McCutcheon Halley Walsh of 6 Joyce House, Barrack Square, Ballincollig, County Cork against the decision made on the 31<sup>st</sup> day of March, 2016 by Kerry County Council to refuse permission.

**PROPOSED DEVELOPMENT:** Change of use of part of ground floor of premises from bookmakers to indoor sports and recreational centre including ancillary gaming machines at 57 High Street and Buckley's Lane, Killarney, County Kerry.

## **DECISION**

**REFUSE permission for the above proposed development based on the reasons and considerations 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**

The proposed development site is zoned “Town Centre Facilities” in the Killarney Town Development Plan 2009-2015, where it is the objective to provide for and improve the development of the Town Centre. Within this land-use zoning an “amusement arcade” is not permitted under the provisions of the Development Plan. The Board is of the view that the inclusion of gaming machines within the proposed development is not an ancillary use in the context of the overall development and considered that the proposed development would materially contravene the development objectives as set out in the development plan and would be contrary to the proper planning and sustainable development of the area.

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

**Dated this            day of            2016.**