

An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2016

Kerry County

Planning Register Reference Number: 16/931

An Bord Pleanála Reference Number: PL 08.247734

APPEAL by Eamon Moynihan care of Michael Williams Associates of Radio Kerry Centre, Maine Street, Tralee, County Kerry against the decision made on the 17th day of November, 2016 by Kerry County Council to refuse permission.

PROPOSED DEVELOPMENT: The extension of the existing two-storey commercial vehicle sales, maintenance garage premises and incorporated showroom facility to include a new main entrance and reception area, a new showroom and parts/stores area, first floor offices and customer toilet facilities and also the construction of a new single storey double height secondary building to accommodate valeting and body repair areas and associated site works at Coolcorcoran, Tralee Road, 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 would result in the intensification of traffic turning movements at an existing junction on the N22 National Primary Road, at a location where the maximum speed limit of 100 km/h applies. Having regard to Government guidance set down in 'Spatial Planning and National Roads – Guidelines for Planning Authorities', issued by the Department of the Environment, Community and Local Government in January, 2012, it is considered that the proposed development would endanger public safety by reason of traffic hazard and obstruction of road users due to the movement of the extra traffic generated. The proposed development, by itself and by the precedent which a grant of permission for it would set for other development taking access from the N22, would adversely affect the use of the national road by traffic. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

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

Dated this day of 2017.