

An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2017

Kerry County Council

Planning Register Reference Number: 17/990

An Bord Pleanála Reference Number: ABP-300413-17

Appeal by John Magann of The Demesne, 22 Ross Road, Killarney, County Kerry against the decision made on the 29th day of November, 2017 by Kerry County Council to grant subject to conditions a permission to Paul Mullen of 20 The Demesne, Ross Road, Killarney, County Kerry in accordance with plans and particulars lodged with the said Council.

Proposed Development: Retention of gates and wing walls at 20 The Demesne, Ross Road, 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 location of the proposed development within the estate of Demesne, to the narrow frontage of the residential property and to the recessed nature of the gate culminating in limited visibility of the entrance to number 20, it is considered that, subject to compliance with the conditions set out below, the proposed development to be retained would constitute a visually acceptable boundary provision and would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development to be retained shall be carried out and completed 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. The existing white and blue/green pattern shall be removed and the gates and wing walls shall be painted black or dark green within three months of the date of this Order.

Reason: In the interest of visual amenity.

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

Dated this day of 2018