



Planning and Development Acts 2000 to 2019

Planning Authority: Cork County Council

Planning Register Reference Number: 18/06880

APPEAL by Classic Lodges (Ireland) Limited care of McCutcheon Halley of 6 Joyce House, Barrack Square, Ballincollig, County Cork against the decision made on the 20th day of January, 2020 by Cork County Council to refuse permission for the proposed development.

Proposed Development: Construction of a crematorium and all associated site works and landscaping including decommissioning of existing wastewater treatment system and provision of new wastewater treatment system, new car parking and circulation, removal of the entrance gateposts, alterations to entrances at existing locations to create one dedicated entrance and one dedicated exit at the The Former Duhallow Park Hotel site, Dromcummer Beg, Kanturk, County Cork.

Decision

REFUSE permission for the above proposed development in accordance with 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

1. Having regard to the absence from the submitted Natura impact statement of any mitigation measures to ensure that surface water run-off from road works, required to insert a right hand turning lane on the N72 in conjunction with the proposed access to the site, would not pollute the Blackwater River (Cork/Waterford) Special Area of Conservation (Site Code: 002170), the Board is not in a position to conclude that the proposed development individually, or in combination with other plans or projects, would not adversely affect the integrity of European Site the Blackwater River (Cork/Waterford) Special Area of Conservation (Site Code 002170), in view of the site's conservation objectives, and the Board is precluded from granting permission for this proposed development.

2. Having regard to the strategic traffic function of national roads as set out in Section 1.4 of the Spatial Planning and National Roads Guidelines for Planning Authorities issued by the Department of the Environment, Community and Local Government in January, 2012, the location of the site and its exclusive access off the N72, the Board considered that the siting of the proposed crematorium on the subject site would adversely affect the road's operating efficiency and prejudice its strategic traffic function. The proposed development would be contrary to the principles of good traffic management, would adversely affect the use of a national road and would, therefore, be contrary to the proper planning and sustainable development of the area.

Paul Hyde

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this day of 2020.