



An
Bord
Pleanála

Board Order ABP-308888-20

Planning and Development Acts, 2000 to 2020

Planning Authority: Kerry County Council

Application by Lynda Higgins and others requesting An Bord Pleanála to exercise its powers under article 250(3)(b) of the Planning and Development Regulations, 2001, as amended, whether Kerry County Council should be directed to prepare a Natura impact statement in respect of proposed development to re-surface and extend the existing seafront public car park to include provision of coach parking spaces, bicycle stands, a multi-used paved area and ancillary site works at Waterville, County Kerry.

Decision

Direct the local authority not to prepare a Natura impact statement in respect of the 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.

Reasons and Considerations

Having regard to:

- (a) the nature and limited scale of the proposed development,
- (b) the separation distance between the proposed development and European Sites,
- (c) the submission made on behalf of the local authority, including the Appropriate Assessment Screening Report received on the 21st day of January 2021, and
- (d) the report and recommendation of the person appointed by the Board to make a report and recommendation on the matter,

it is considered reasonable to conclude that, on the basis of the information available, which is considered adequate to issue a screening determination, the proposed development, either individually and in combination with other plans or projects, would not be likely to have a significant effect on the Ballinskelligs Bay and Inny Estuary Special Area of Conservation (Site Code: 000335), the Killarney National Park, Macgillycuddy's Reeks and Caragh River Catchment Special Area of Conservation (Site Code: 000365), the Kenmare River Special Area of Conservation (Site Code: 002158), the Valencia Harbour/Portmagee Channel Special Area of Conservation (Site Code: 002262), the Iveragh Peninsula Special Protection Area (Site Code: 004154) and the Deenish Island and Scariff Island Special Protection Area (Site Code: 004175), in view of the Conservation Objectives of these sites and that a Stage 2 Appropriate Assessment and the submission of a Natura impact statement for the proposed development is not, therefore, required.

Dave Walsh

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

Dated this day of 2021