



An
Bord
Pleanála

Board Order ABP-308890-20

Planning and Development Acts, 2000 to 2020

Planning Authority: Kerry County Council

APPLICATION by Lynda Higgins and others requesting An Bord Pleanála to consider and determine, in accordance with its powers under article 120(3)(a) of the Planning and Development Regulations, 2001, as amended, whether Kerry County Council should be directed to prepare an Environmental Impact Assessment Report 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

NOT TO DIRECT the local authority to prepare an Environmental Impact Assessment Report in respect of the said 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 the following:

- (a) the criteria set out in Schedule 7 of the Planning and Development Regulations 2001, as amended,
- (b) the nature and scale of the proposed development which is significantly below the threshold in respect of Class 10(b)(ii) (Infrastructure- Carpark) and Class 10b(iv) (Infrastructure -Urban Development) of the Planning and Development Regulations 2001, as amended,
- (c) the location of the site on lands that are zoned for built-up area and open space use under the provisions of the Kerry County Development Plan 2015-2021 and the West Iveragh Local Area Plan 2019-2025 and the results of the Strategic Environmental Assessment of these plans undertaken in accordance with the SEA Directive (2001/42/EC),
- (d) the limited nature and scale of the proposed development,
- (e) the location of the site in a built-up area served by public infrastructure and the existing pattern of development in the vicinity,
- (f) the submissions of the local authority, and
- (g) the report and recommendation of the Inspector,

