



An
Bord
Pleanála

Board Order
ABP-310888-21

Planning and Development Acts 2000 to 2021

Planning Authority: Kerry County Council.

Planning Register Reference Number: M/2021 364

Appeal by Jack Fitzpatrick and Tracey O'Neill care of Diarmuid Twomey of Annaglor, Millstreet, County Cork against the decision made on the 24th day of May, 2021 by Kerry County Council to refuse to grant a licence.

Licence Application: Place street furniture for outside dining purposes at Market House Café, Market House, New Market Street, Caherciveen, County Kerry.

Decision

In exercise of the powers conferred on it under section 254 of the Planning and Development Act, 2000, as amended, An Bord Pleanála hereby disallows the appeal 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

Having regard to the location of the site within an existing public car park and in close proximity to a car wash facility, it is considered that the placing of furniture within the car park area would result in increased pedestrian vehicular conflict and would result in additional traffic hazard and would, therefore, be contrary to the objectives of the West Iveragh Local Area Plan 2019-2025 and Kerry County Development Plan 2015-2021 and 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 18th day of January 2022.