

An
Bord
Pleanála

Board Order
ABP-312541-22

Planning and Development Acts 2000 to 2021

Planning Authority: Kerry County Council

Planning Register Reference Number: 21/514

APPEAL by Angela Griffin of Doolahig, Dooks, Glenbeigh, County Kerry against the decision made on the 16th day of December, 2021 by Kerry County Council to grant subject to conditions a permission to Dooks Golf Club care of MRG Consulting Engineers Limited of 4 Day Place, Tralee, County Kerry.

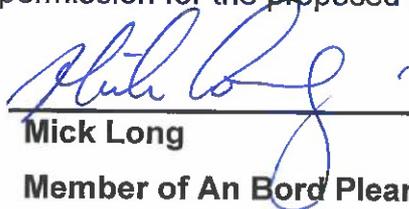
Proposed Development: Change use of land from agriculture use to use as a golf short game practice area consisting of tees and target greens formed on the existing ground contours and with surrounding low-level mounding and planting at Dooks, Glenbeigh, County Kerry.

Decision

REFUSE permission for the above proposed development in accordance with the reasons and considerations set out below.

Reasons and Considerations

1. It is considered that the development as proposed would create an unacceptable risk of wayward golf balls entering lands outside the control of the applicant, without some form of boundary treatment. Therefore, the Board is not satisfied that the proposed development would not adversely impact upon the amenity and safety of neighbouring lands and as a consequence would be contrary to the proper planning and sustainable development of the area.
2. Having regard to the extent of works required to culvert drainage ditches on site, the presence of an existing culvert and crossing on site, the changes to the ditch beds and banks, including the hydrological regime of same, the direct and indirect hydrological connectivity of the ditches to designated European Sites, and based on the information provided with the planning application and the Natura Impact Statement, and notwithstanding the identified mitigation measures, the Board cannot be satisfied that the proposed development would not result in a reduction in water quality and/or change in hydrological regime which would negatively impact upon protected habitats and therefore adversely affect the integrity of the following European sites, Castlemaine Harbour Special Area of Conservation (Site Code: 000343) and the Castlemaine Harbour Special Protection Area (Site Code:004029) in view of those site's Conservation Objectives. In such circumstances, the Board is precluded from granting permission for the proposed development.



Mick Long

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this *27* day of *June* 2023.