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**Planning and Development Acts 2000 to 2022**

**Planning Authority: Kerry County Council**

**Planning Register Reference Number: 22/186**

**APPEAL** by Sean O'Donoghue of Kestrel Haven, Flesk Castle, Killarney, County Kerry against the decision made on the 13<sup>th</sup> day of June, 2022 by Kerry County Council to grant subject to conditions a permission to the O'Reilly Family care of Karol O'Mahony Architects of Scartlea, Muckross, Killarney, County Kerry.

**Proposed Development:** Renovation, change of use and extension of an existing outbuilding to a holiday home, installation of a revised proprietary wastewater treatment system and polishing filter in lieu of that granted under planning register reference number 19/854, and all ancillary site works, all at Flesk Castle, Mill Road, Dromhumper, Killarney, County Kerry (a Protected Structure).

**Decision**

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



## Reasons and Considerations

Having regard to the Protected Structure status of this building, it is considered that the proposed works, by reason of their extent, nature and level of intervention, would have a detrimental and irreversible impact on the essential qualities of this structure and would, thereby, materially affect the character of the building.

It is further considered that the proposed development, by reason of its overall layout, and its scale, height, massing and design, would be out of scale with its surroundings, would seriously detract from the architectural character and setting of Flesk Castle and its associated outbuildings, including the Brewhouse, within the walled courtyard and all protected structures. The proposed development would, therefore, materially and adversely affect the character of this protected Structure, would seriously injure the visual amenities of the castle complex, would be contrary to objectives KCDP 8-40, KCDP 8-42 and KCDP 10-30 of the Kerry County Development Plan 2022-2028, and would be contrary to the proper planning and sustainable development of the area.

  
**Liam Bergin**

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

Dated this 28 day of September 2023.

