

An  
Bord  
Pleanála

Board Order  
ABP-316575-23

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**Taxes Consolidation Act 1997, as amended**

**Planning Authority: Kilkenny County Council**

**Planning Register Reference Number: KK-C205-6**

**Appeal** by Shay Properties Limited care of Armstrong Planning of 12 Clarinda Park North, Dún Laoghaire, County Dublin in accordance with section 653J of the Taxes Consolidation Act 1997, as amended, against the inclusion of land on the map of the Residential Zoned Land Tax by Kilkenny County Council on the 28<sup>th</sup> day of March, 2023 in respect of the site described below.

**Lands at:** Kilcreene Lodge, Kilcreene, Kilkenny.

## **Decision**

**The Board in accordance with section 653J of the Taxes Consolidation Act 1997, as amended, and based on the reasons and considerations set out below, hereby decides to confirm the determination of the local authority.**

*Pm*

## Reasons and Considerations

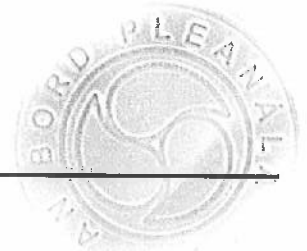
The appellant requested that their site be removed from the map due to the fact that the development of the site would require significant works and would not be viable development. It has been identified that there are services available to enable the development of these lands. The presence of a protected structure and a forest of oak trees do not prevent the development of this site for residential uses. The site, therefore, satisfies the criterion for inclusion on the map set out in section 653B(c) of the Taxes Consolidation Act 1997, as amended.



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**Peter Mullan**

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



Dated this *27<sup>th</sup>* day of *July*, 2023