



An
Bord
Pleanála

Board Order
ABP-317444-23

Planning and Development Acts, 2000 to 2022

Planning Authority: Kerry County Council

APPLICATION by Martin Arthur care of Cunnane Stratton Reynolds of Copley Hall, Cotters Street, County Cork requesting An Bord Pleanála to consider and determine, in accordance with its powers under article 120(3)(cc) 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 amenity looped paths at Peninsula Park, Kenmare, 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.

REASONS AND CONSIDERATIONS

Having regard to the following:

- (a) the location of the site within the identified settlement boundary of the town of Kenmare and to the existing pattern of development in the vicinity, including the existing use of the subject site as an amenity walkway,

- (b) the criteria set out in Schedule 7 and the information provided in Schedule 7A of the Planning and Development Regulations 2001, as amended,
- (c) the development does not fall under Schedule 5, Part 2, Class 15 of the Planning and Development Regulations 2001, as amended, having regard to the criteria set out in Schedule 7,
- (d) the limited nature and scale of the proposed development which is significantly under the threshold in respect of Class 10b(iv) (Infrastructure – Urban Development) of the Planning and Development Regulations 2001, as amended,
- (e) the limited potential for significant impacts arising from the proposed development,
- (f) the submissions made by the applicant requesting a determination and by the local authority, and
- (g) the report and recommendation of the Inspector,

it is considered that the proposed development would not be likely to have significant effects on the environment and, accordingly, that the preparation and submission of an Environmental Impact Assessment Report is not, therefore, required.

Una Crosse



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

Dated this 11th day of March 2024