

Planning and Development Act 2000, as amended

Planning Authority: Kerry County Council

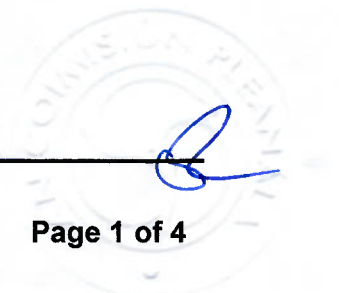
Planning Register Reference Number: 2560658

Appeal by David and Niamh Curtin against the decision made on the 11th day of February 2026 by Kerry County Council to grant, subject to conditions, a permission to The Board of Management Furies National School in accordance with the plans and particulars lodged with the said Council.

Proposed Development: Upgrade existing hard play area with new basketball and tennis court surfacing, construction of a new padel court with dedicated floodlighting all complete with associated fencing, gates, activity wall and school crest signage at Furies National School, Killahane, Furies, Killarney, County Kerry.

Decision

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.



Reasons and Considerations

Having regard to the Policies and Objectives of the Kerry County Development Plan 2022-2028, including Objective KCDP 6-32, which seeks to facilitate the sustainable provision of sports facilities whilst having regard to local recreational needs, and Section 1.7.5 of Volume 6 (Schools) which seeks to consider, inter alia, impact on local amenities and out of school hours use, and having regard to the nature of the site, the nature and extent of the proposed development to upgrade an existing hard play area with new basketball and tennis court surfacing and construction of a new padel court with dedicated floodlighting, and to the existing pattern of development in the area, including the distance to neighbouring dwellings, it is considered that subject to compliance with the conditions set out below, the proposed development would not be incompatible with residential development in the vicinity, and would not unduly impact on the amenities of the area. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

The Commission noted that the documentation which accompanied the application, confirmed the proposal by the school to limit the use of the padel court to 8pm (2000 hours). The Commission considered it reasonable to permit floodlighting for an additional 15 minute period, to facilitate cessation of play and vacation of the court.

Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, as further amended by the plans and particulars received by the planning authority on the 19th day of December 2025, except as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. The following shall be complied with:
 - (a) Unless otherwise agreed in writing with the planning authority, the sports facilities shall only be used between 0800 hours and 2000 hours, on Mondays to Sundays inclusive, and the floodlights shall not be used or otherwise left switched on between the nighttime hours of 2015 and 0800, on Mondays to Sundays inclusive.
 - (b) All floodlights shall be cowled onto the playing surface so as to minimise any light overspill upwards, sideways or in the direction of neighbouring dwellings and prevent glare to public road users.

Reason: To protect residential amenities, in the interest of traffic safety and proper planning and sustainable development.

3. During the operational phase of the proposed development the noise level shall not exceed 55 dB(A) rated sound level. Procedures for the purpose of determining compliance with this limit shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

Reason: To protect the residential amenities of property in the vicinity of the site.

4. Prior to commencement of works, the developer shall submit to, and agree in writing with the planning authority, a Construction Management Plan, which shall be adhered to during construction. This plan shall provide details of intended construction practice for the development, including hours of working, noise, traffic management, and dust management measures and off-site disposal of construction/demolition waste.

Reason: In the interest of public safety and amenity.



MaryRose McGovern

Planning Commissioner of An Coimisiún

Pleanála duly authorised to authenticate

the seal of the Commission.

Dated this 24th day of June 2026