

An
Coimisiún
Pleanála

Commission Order
PL-501213-KY-26

Planning and Development Act 2000, as amended

Planning Authority: Kerry County Council

Planning Register Reference Number: 25158

Appeal by Michael Crowley and by James and Fiona Morris against the decision made on the 1st day of April 2026 by Kerry County Council to grant, subject to conditions, a permission to Leahy Pharmacy Holdings Limited in accordance with plans and particulars lodged with the said Council.

Proposed Development: Provide additional car parking for the Oakpark Medical Centre and Oakpark Pharmacy on a vacant plot to the rear of the Oakpark Medical Centre and Oakpark Pharmacy with new vehicular access from the existing car park and permission to create proposed new vehicular entrance for the proposed carparking at the rear of the vacant plot/site onto the estate road of Cloondara/Lisbeg, with associated works, all at Oakpark Medical Centre/Oakpark Pharmacy, Clounalour, Oakpark Road, Cloondara/Lisbeg, Tralee, 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 form and layout of the proposed development, to the roads layout in the area and to the surrounding land uses, it is considered that, subject to compliance with the conditions set out below, the proposed development would improve traffic and parking management for the established medical practice and would serve as ancillary use to the practice which is not undergoing intensification. The proposed development would not impede the flow of traffic in the area, would enhance the safety of vulnerable road users including pedestrians and cyclists, and would, overall, improve traffic safety. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars received by the planning authority on the 19th day of February 2026, 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. Prior to commencement of development, the developer shall submit, for the written approval of the planning authority, the final layout and design details/specifications for parking layout, footpaths, pedestrian crossings, road layout, road markings and signage. The final layout shall include a pedestrian link from the pedestrian path within the site to the public footpath on the south-eastern boundary of the site.

Reason: In the interest of public safety and the proper planning and sustainable development of the area.

3. (a) Prior to commencement of development, a Construction Traffic Management Plan shall be agreed with the planning authority.
- (b) Any interference with or damage to the road or footpath in the area, caused during the construction of the development, shall be made good at the expense of the developer to the confirmed written satisfaction of the planning authority.
- (c) Adequate drainage shall be provided to ensure that freestanding water is not formed on the roadway or footpaths.

Reason: In the interest of public safety and the proper planning and sustainable development of the area.

4. The recommendations set out in the Stage 1 Road Safety Audit submitted shall be carried out in full and the costs associated shall be at the sole expense of the applicant, or as otherwise agreed with the planning authority.

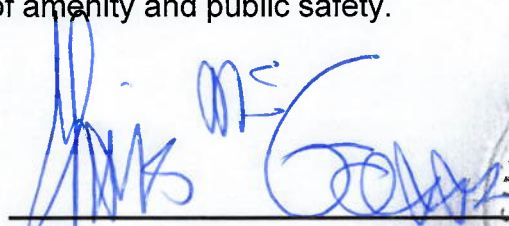
Reason: In the interest of road safety and orderly development.

5. Site development and building works shall be carried out only between the hours of 0800 and 1900 Mondays to Fridays inclusive, between 0800 and 1400 hours on Saturdays and not at all on Sundays and public holidays. Deviation from these times will only be allowed in exceptional circumstances where prior written approval has been received from the planning authority.

Reason: In order to safeguard the residential amenities of property in the vicinity.

6. Public lighting shall be provided in accordance with a final scheme, details of which shall be submitted to, and agreed in writing with, the planning authority, prior to commencement of development.

Reason: In the interest of amenity and public safety.



**Planning Commissioner of An Coimisiún
Pleanála duly authorised to authenticate
the seal of the Commission.**

Dated this  day of  2026