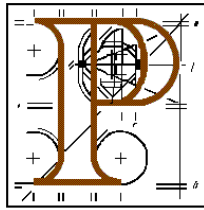


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2016

Kerry County

Planning Register Reference Number: U372/05, PLA 641

An Bord Pleanála Reference Number: 08.RL.3516

WHEREAS a question has arisen as to whether the forming of the two entrances to a field at the end of the two culs-de-sac at Cahirdown Wood Housing Estate, Listowel, County Kerry, is or is not development or is or is not exempted development:

AND WHEREAS the said question was referred to An Bord Pleanála by Kerry County Council on the 22nd day of November, 2016:

AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to -

- (a) Section 2(1) of the Planning and Development Act, 2000, as amended,
- (b) Section 3(1) of the Planning and Development Act, 2000,
- (c) Section 4(1)(a) of the Planning and Development Act, 2000, as amended,
- (d) article 6(1) and article 9(1) of the Planning and Development Regulations, 2001, as amended,

- (e) Class 16 of Part 1 of Schedule 2, of the Planning and Development Regulations, 2001,
- (f) the planning history of the site, and
- (g) the pattern of development in the area.

AND WHEREAS An Bord Pleanála has concluded that the forming of two entrances to a field at the end of two culs-de-sac is development and is not exempted development as it would endanger public safety by reason of a traffic hazard or obstruction of road users.

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5 (4) of the 2000 Act, hereby decides that the forming of two entrances at a field at the end of two culs-de-sac is development and is not exempted development at Cahirdown Wood Housing Estate, Listowel, County Kerry.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

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

Dated this day of 2017.