

# COMHAIRLE CONTAE CHIARRAÍ

## KERRY COUNTY COUNCIL



LOCAL GOVERNMENT ACT 2001 (AS AMENDED)

FORM OF NOTICE OF THE MAKING OF A COMPULSORY PURCHASE ORDER

UNDER SECTION 76 OF AND THE THIRD SCHEDULE TO THE HOUSING ACT, 1966,

AS AMENDED BY SECTION 198 OF THE RESIDENTIAL TENANCIES ACT, 2004,

AS EXTENDED BY SECTION 10 OF THE LOCAL GOVERNMENT (NO. 2) ACT, 1960 (SUBSTITUTED BY SECTION 86 OF THE HOUSING ACT, 1966) AND AMENDED AND EXTENDED BY THE PLANNING AND DEVELOPMENT ACT 2000 (AS AMENDED) (INCLUDING PART XIV, SECTION 212, SECTION 213 AND SECTION 222 THEREOF);

THE ROADS ACTS 1993 AS AMENDED (INCLUDING SECTION 6 AND THE SECOND SCHEDULE TO THE ROADS ACTS 1993 AS AMENDED;

THE LOCAL GOVERNMENT ACTS 1925 TO 2019 INCLUDING SECTIONS 11 AND 184 OF THE LOCAL GOVERNMENT ACT, 2001 AS AMENDED;

THE LOCAL GOVERNMENT (NO.2) ACT, 1960;

THE PLANNING AND DEVELOPMENT ACT 2000 AS AMENDED

AND ALL OTHER ACTS THEREBY ENABLING

TO BE PUBLISHED IN ACCORDANCE WITH ARTICLE 4 (a) OF THE THIRD SCHEDULE TO THE HOUSING ACT, 1966 AS AMENDED BY SECTION 198 OF THE RESIDENTIAL TENANCIES ACT 2004 AND THE PLANNING AND DEVELOPMENT ACT 2000 (AS AMENDED)

### COMPULSORY ACQUISITION OF LAND

SCÉIM FEABHSÚCHÁIN BÓTHAIR N70 AN COIREÁN GO DTÍ AN BAILE BREAC

N70 WATERVILLE TO BALLYBRACK ROAD IMPROVEMENT SCHEME

COMPULSORY PURCHASE ORDER OF 2025

(THROUGH THE TOWNLANDS OF WATERVILLE, BALLYBRACK AND EIGHTERCUA, IN THE COUNTY OF KERRY)

The County Council of the County of Kerry (hereinafter referred to as "the Local Authority") in exercise of the powers conferred upon it by section 76 of the Housing Act, 1966, and the Third Schedule thereto, as amended by section 198 of the Residential Tenancies Act, 2004, as extended by section 10 of the Local Government (No. 2) Act, 1960 (as substituted by section 86 of the Housing Act, 1966) as amended by section 6 and the Second Schedule to the Roads Act 1993 as amended and as amended by the Planning and Development Act 2000 as amended (including Part XIV, sections 213, 213(2), 222 thereof) and pursuant to the provisions of the Local Government Act 2001 (as amended), has made an Order entitled as above which is about to be submitted to An Coimisiún Pleanála for confirmation.

If confirmed, the Order will authorise the Local Authority to acquire compulsorily, either permanently or temporarily, the lands, including the substrata thereof, described in Part II and Part III of the Schedule thereto and coloured grey (permanent) or blue (temporary) on the maps entitled 'N70 Waterville to Ballybrack Road Improvement Scheme Compulsory Purchase Order of 2025 Deposit Map A' for the purpose of constructing:

A 1.4km (approximately) online improvement of the N70 to an all-purpose road with a shared use cycle and pedestrian facility including bridge and all ancillary and consequential works in the Townlands of Waterville, Ballybrack and Eightercua in County Kerry.

Owners, lessees and occupiers of the land described in Part II and Part III of the Schedule hereto (entitled Schedule Part II and entitled Schedule Part III) will receive individual written notice.

Any objections to the Order must state the grounds of objection and must be addressed to The Local Authority Projects Section, An Coimisiún Pleanála, 64 Marlborough Street, Dublin 1 (Eircode D01 V902), so as to reach An Coimisiún Pleanála before 5:30p.m. on February 17th 2026.

An Coimisiún Pleanála may, at its discretion, decide not to confirm a Compulsory Purchase Order in respect of the land if an objection is made in respect of the acquisition by an owner, lessee or occupier of the land and not withdrawn until it has caused to be held an oral hearing into the matter and until it has considered the objection and the report of the person who held the oral hearing.

An Coimisiún Pleanála may confirm the Compulsory Purchase Order or any part thereof with or without modifications or may annul the Compulsory Purchase Order or any part thereof.

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BUILDING KERRY'S FUTURE

## Kerry County Council Compulsory Purchase Order of 2025 - N70 Waterville to Ballybrack Road Improvement Scheme

A Natura Impact Statement and Screening for Environmental Impact Assessment have been prepared and submitted to An Coimisiún Pleanála, the competent authority, in respect of the proposed development under Part XAB of the Planning and Development Act 2000 (as amended) and for the purposes of Article 6 of the Habitats Directive, for which consent for proposed development is sought. A separate notice has been published in this newspaper in respect of this.

- Submissions and/or observations and/or evidence in relation to:-
- the likely effects on the environment of the proposed road development;
  - the implications of the proposed development for proper planning and sustainable development in the area in which it is proposed to situate the road development;
  - the likely significant effects of the proposed road development on a European Site, if carried out, may also be heard at the oral hearing, if held.

An Coimisiún Pleanála has an absolute discretion under Section 218 of the Planning and Development Act, 2000 (as amended) as to whether to hold an oral hearing. Before making its decision on an application to confirm the Compulsory Purchase Order, An Coimisiún Pleanála must consider any objection(s) made and not withdrawn, any additional submissions or observations made pursuant to a request by An Coimisiún Pleanála under Section 217A of the Planning and Development Act, 2000 (as amended) and in the event of an oral hearing being held, any report of the person who conducted the hearing.

A person may question the validity of any determination by An Coimisiún Pleanála to confirm a Compulsory Purchase Order by way of an application for judicial review, under Order 84 of the Rules of the Superior Courts as provided for in Section 50 of the Planning and Development Act 2000 (as amended). Further information can be obtained from An Coimisiún Pleanála, 64 Marlborough Street, Dublin 1 (Eircode D01 V902) in respect of the judicial review procedure. Further information in respect of the Judicial Review process can also be found on [www.citizensinformation.ie](http://www.citizensinformation.ie). Contact 0818074000 or +353(0)212298178 for details of the locations and operating hours of your local Citizens Information Centre.

A copy of the Order and of the Maps referred to in it may be seen at:

- Room 115, Kerry County Council, County Buildings, Tralee, County Kerry, V92 H7VT.
- Kerry National Roads Office, Kerry County Council, The Island Centre, Castleisland, County Kerry V92 T0CP.
- Kerry County Council, Cahersiveen Area Office, The Courthouse, New Market Street, Cahersiveen, County Kerry, V23 A304.

between the hours of **9:30 a.m. to 1:00 p.m. and 2:00 p.m. to 4:30 p.m.** on working days between January 5th 2026 and February 17th 2026 both dates inclusive.

The Order and Maps are also available to view on Kerry County Council's website: <https://consult.kerrycoco.ie/en/browse> which can also be accessed directly through the Council website [www.kerrycoco.ie](http://www.kerrycoco.ie).

**Bridget Fitzgerald**  
Senior Executive Officer  
Corporate Affairs  
Kerry County Council

Schedule Part	Contents
Part I (a)	Lands consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands
Part I (b)	Lands consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Temporary Lands
Part II (a)	Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands
Part II (b)	Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Temporary Lands
Part III (a)	Description of public right of way proposed to be extinguished
Part III (b)	Description of private right of way proposed to be extinguished

Schedule Part I (a)				
Lands consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands				
Number on map deposited at the offices of the Local Authority	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
None				

Schedule Part I (b)				
Lands consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Temporary Lands				
Number on map deposited at the offices of the Local Authority	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
None				

Schedule Part II (a)				
Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands				
habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
101-01 Map A	Ha: 0.0383 Type: Land including road, public road, and roadbed [substratum] Townland: Waterville DED: Loughcurrane County: Kerry	Colin Maybin, Ronan House, Upper Churchtown Road, Churchtown, Dublin 14  Veronica Ann Maybin, Ronan House, Upper Churchtown Road, Churchtown, Dublin 14	None	Kerry County Council (Road Authority)
101-01A Map A	Ha: 0.0193 Type: Land Townland: Waterville DED: Loughcurrane County: Kerry	Colin Maybin, Ronan House, Upper Churchtown Road, Churchtown, Dublin 14  Veronica Ann Maybin, Ronan House, Upper Churchtown Road, Churchtown, Dublin 14	None	Owner(s)

Continued on the next page

Schedule Part II (a)					Schedule Part II (a)				
Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands					Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands				
habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)	habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
<b>102-01 Map A</b>	Ha: 0.0225 Type: Land including road, public road, and roadbed [substratum] Townland: Waterville DED: Loughcurrane County Kerry	Owner Unknown (Lands Unregistered)	None	Kerry County Council (Road Authority)	<b>106-04 Map A</b>	Ha: 0.0254 Type: Land Townland: Waterville DED: Loughcurrane County Kerry	Waterville Links Limited, Waterville, County Kerry	None	Owner(s)
<b>103-01 Map A</b>	Ha: 0.0097 Type: Land including road, public road, and roadbed [substratum] Townland: Waterville DED: Loughcurrane County Kerry	Jill Suzanne Reardon, C/O O'Donoghues Solicitors, Langford Street, Killorglin, County Kerry  Peter Timothy Reardon, C/O O'Donoghues Solicitors, Langford Street, Killorglin, County Kerry	None	Kerry County Council (Road Authority)	<b>107-01 Map A</b>	Ha: 0.0172 Type: Land including road, public road, and roadbed [substratum] Townland: Waterville / Ballybrack DED: None County Kerry	Owner Unknown (Lands Unregistered)	None	Kerry County Council (Road Authority)
<b>104-01 Map A</b>	Ha: 0.0052 Type: Land Townland: Waterville DED: Loughcurrane County Kerry	Owner Unknown (Lands Unregistered)  Noreen Higgins (Reputed Owner) Waterville Lower, Ballybrack, Waterville, County Kerry  Liam Higgins (Reputed Owner) Waterville Lower, Ballybrack, Waterville, County Kerry	None	Owner(s)	<b>107-02 Map A</b>	Ha: 0.0193 Type: Land including river bed / river bank Townland: Waterville / Ballybrack DED: None County Kerry	Owner Unknown (Lands Unregistered)	None	Unknown
<b>104-02 Map A</b>	Ha: 0.0042 Type: Land including road, public road, and roadbed [substratum] Townland: Waterville DED: Loughcurrane County Kerry	Owner Unknown (Lands Unregistered)	None	Unknown	<b>108-01 Map A</b>	Ha: 0.0083 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County Kerry	Kerry County Council, County Buildings, Rathass, Tralee, County Kerry	None	Kerry County Council (Road Authority)
<b>104-03 Map A</b>	Ha: 0.0035 Type: Land Townland: Waterville DED: Loughcurrane County Kerry	Owner Unknown (Lands Unregistered)	None	Unknown	<b>108-02 Map A</b>	Ha: 0.0029 Type: Land Townland: Ballybrack DED: Ballybrack County Kerry	Kerry County Council, County Buildings, Rathass, Tralee, County Kerry	None	Kerry County Council (Road Authority)
<b>105-01 Map A</b>	Ha: 0.0503 Type: Land Townland: Waterville DED: Loughcurrane County Kerry	William David Higgins, Waterville Lower, Ballybrack, Waterville, County Kerry  Elizabeth Higgins, Waterville Lower, Ballybrack, Waterville, County Kerry	None	Owner(s)	<b>109-01 Map A</b>	Ha: 0.1689 Type: Land Townland: Ballybrack DED: Ballybrack County Kerry	Waterville Links Limited, Waterville, County Kerry  Waterville Lake Limited, C/O Hickey, Beauchamp, Kirwan and O'Reilly Solicitors, Dollard House, Wellington Quay, Dublin 2	None	Owner(s)
<b>106-01 Map A</b>	Ha: 0.0892 Type: Land Townland: Waterville DED: Loughcurrane County Kerry	Waterville Links Limited, Waterville, County Kerry	None	Owner(s)	<b>110-01 Map A</b>	Ha: 0.1471 Type: Land Townland: Ballybrack DED: Ballybrack County Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Owner(s)
<b>106-02 Map A</b>	Ha: 0.2629 Type: Land including road, public road, and roadbed [substratum] Townland: Waterville DED: Loughcurrane County Kerry	Owner Unknown (Lands Unregistered)	None	Kerry County Council (Road Authority)	<b>110-02 Map A</b>	Ha: 0.0471 Type: Land Townland: Ballybrack DED: Ballybrack County Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Owner(s)
<b>106-03 Map A</b>	Ha: 0.0214 Type: Land Townland: Waterville DED: Loughcurrane County Kerry	Waterville Links Limited, Waterville, County Kerry	None	Owner(s)	<b>110A-01 Map A</b>	Ha: 0.0173 Type: Land Townland: Ballybrack DED: Ballybrack County Kerry	Owner Unknown (Lands Unregistered)  Kerry County Council (Reputed Owner) County Buildings, Rathass, Tralee, County Kerry	None	Kerry County Council (Road Authority)
					<b>110A-02 Map A</b>	Ha: 0.1509 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County Kerry	Owner Unknown (Lands Unregistered)	None	Kerry County Council (Road Authority)

Continued on the next page

Schedule Part II (a)

Schedule Part II (b)

Schedule Part II (a)				
Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands				
habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
111-01 Map A	Ha: 0.0067 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Waterville Links Limited, Waterville, County Kerry	None	Owner(s)
112-01 Map A	Ha: 0.0039 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Owner(s)
113-01 Map A	Ha: 0.0003 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Owner(s)
114-01 Map A	Ha: 0.0400 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Kerry County Council (Road Authority)
115-01 Map A	Ha: 0.0399 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Owner Unknown (Lands Unregistered) Donal O'Sullivan (Reputed Owner) Ballybrack House, Ballybrack, County Kerry	None	Kerry County Council (Road Authority)
116-01 Map A	Ha: 0.0296 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Owner Unknown (Lands Unregistered) Kathleen O'Sullivan (Reputed Owner) Ballybrack, County Kerry Seamus O'Sullivan (Reputed Owner) Ballybrack, County Kerry	None	Kerry County Council (Road Authority)
117-01 Map A	Ha: 0.0073 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Maurice Carey, Ballybrack, Waterville, County Kerry Helen Carey, Ballybrack, Waterville, County Kerry	None	Kerry County Council (Road Authority)
118-01 Map A	Ha: 0.0079 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Owner Unknown (Lands Unregistered) Nicola (Griffin) Moran (Reputed Owner) Ballybrack, County Kerry Declan Moran (Reputed Owner) Ballybrack, County Kerry	None	Kerry County Council (Road Authority)
119-01 Map A	Ha: 0.0135 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	James O'Sullivan, Ballybrack, Waterville, County Kerry	None	Kerry County Council (Road Authority)

Schedule Part II (a)				
Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands				
habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
120-01 Map A	Ha: 0.6919 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Kerry County Council (Road Authority)
120-02 Map A	Ha: 0.3342 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Owner(s)
121-01 Map A	Ha: 0.0060 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Kerry County Council (Road Authority)
122-01 Map A	Ha: 0.0102 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Kerry County Council (Road Authority)
123-01 Map A	Ha: 0.014 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	John Coffey, Ballybrack, Waterville, County Kerry	None	Kerry County Council (Road Authority)
124-01 Map A	Ha: 0.0148 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Kerry County Council (Road Authority)
125-01 Map A	Ha: 0.0029 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Kerry County Council (Road Authority)
126-01 Map A	Ha: 0.0194 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Kerry County Council (Road Authority)
127-01 Map A	Ha: 0.0178 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Darby Clifford, Shanacnock, Waterville, County Kerry Ann Moriarty, Faha, The Glen, Killarney, County Kerry	None	Kerry County Council (Road Authority)

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Schedule Part II (a)					Schedule Part II (a)				
Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands					Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands				
habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)	habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
<b>128-01 Map A</b>	Ha: 0.0169 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Patrick James Fitzgerald, Glenmore West, Waterville, County Kerry  Sheila M Fitzgerald, Glenmore West, Waterville, County Kerry	None	Kerry County Council (Road Authority)	<b>132-02 Map A</b>	Ha: 0.0025 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Oliver Hogan, 60 Glenfort, Castlebar, County Mayo  Bridget Breen, 60 Glenfort, Castlebar, County Mayo	None	Owner(s)
<b>129-01 Map A</b>	Ha: 0.0066 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Aidan J. MacAuliffe, Eightercua, Waterville, County Kerry  Esther MacAuliffe, Eightercua, Waterville, County Kerry	None	Kerry County Council (Road Authority)	<b>132-03 Map A</b>	Ha: 0.0118 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Oliver Hogan, 60 Glenfort, Castlebar, County Mayo  Bridget Breen, 60 Glenfort, Castlebar, County Mayo	None	Kerry County Council (Road Authority)
<b>129-02 Map A</b>	Ha: 0.0074 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Aidan J. MacAuliffe, Eightercua, Waterville, County Kerry  Esther MacAuliffe, Eightercua, Waterville, County Kerry	None	Owner(s)	<b>133-01 Map A</b>	Ha: 0.0109 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Jason Probst, 6 Benjamin Close, Waterville, County Kerry  Jacqueline Probst, 6 Benjamin Close, Waterville, County Kerry	None	Owner(s)
<b>130-01 Map A</b>	Ha: 0.0156 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Edward Cagney, 4 Lower Kensington, Coach Hill, Rochestown, County Cork  Ann Roche-Cagney, 4 Lower Kensington, Coach Hill, Rochestown, County Cork	None	Owner(s)	<b>133-02 Map A</b>	Ha: 0.0116 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Jason Probst, 6 Benjamin Close, Waterville, County Kerry  Jacqueline Probst, 6 Benjamin Close, Waterville, County Kerry	None	Kerry County Council (Road Authority)
<b>130-02 Map A</b>	Ha: 0.0171 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Edward Cagney, 4 Lower Kensington, Coach Hill, Rochestown, County Cork  Ann Roche-Cagney, 4 Lower Kensington, Coach Hill, Rochestown, County Cork	None	Kerry County Council (Road Authority)	<b>134-01 Map A</b>	Ha: 0.0086 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Kieran Ruane, 22 Cherry Walk, Muskerry Estate, Ballincollog, County Cork  Mairead Kiely, 22 Cherry Walk, Muskerry Estate, Ballincollog, County Cork	None	Owner(s)
<b>131-01 Map A</b>	Ha: 0.0088 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Barry Donovan, 31 Silver Dale Road, Ballinlough, County Cork  Bernice Donovan, 31 Silver Dale Road, Ballinlough, County Cork	None	Owner(s)	<b>134-02 Map A</b>	Ha: 0.0098 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Kieran Ruane, 22 Cherry Walk, Muskerry Estate, Ballincollog, County Cork  Mairead Kiely, 22 Cherry Walk, Muskerry Estate, Ballincollog, County Cork	None	Kerry County Council (Road Authority)
<b>131-02 Map A</b>	Ha: 0.0151 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Barry Donovan, 31 Silver Dale Road, Ballinlough, County Cork  Bernice Donovan, 31 Silver Dale Road, Ballinlough, County Cork	None	Kerry County Council (Road Authority)	<b>135-01 Map A</b>	Ha: 0.0096 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Daligrand Limited, Millstreet Town, County Cork	None	Owner(s)
<b>132-01 Map A</b>	Ha: 0.0021 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Oliver Hogan, 60 Glenfort, Castlebar, County Mayo  Bridget Breen, 60 Glenfort, Castlebar, County Mayo	None	Owner(s)	<b>135-02 Map A</b>	Ha: 0.0087 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Daligrand Limited, Millstreet Town, County Cork	None	Kerry County Council (Road Authority)
					<b>136-01 Map A</b>	Ha: 0.0071 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Gerard McCoy, Benjamin Close, Ballybrack, Waterville, County Kerry  Hazel Fogarty, Benjamin Close, Ballybrack, Waterville, County Kerry	None	Owner(s)

Continued on the next page

**Schedule Part II (a)**

Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Permanent Lands

habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
<b>136-02 Map A</b>	Ha: 0.0071 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Gerard McCoy, Benjamin Close, Ballybrack, Waterville, County Kerry  Hazel Fogarty, Benjamin Close, Ballybrack, Waterville, County Kerry	None	Kerry County Council (Road Authority)
<b>137-01 Map A</b>	Ha: 0.0436 Type: Land including road, public road, and roadbed [substratum] Townland: Eightercua DED: Ballybrack County: Kerry	Noreen O'Shea, Teeromoyle, Kells, Cahersiveen, County Kerry	None	Kerry County Council (Road Authority)
<b>137-02 Map A</b>	Ha: 0.0056 Type: Land Townland: Eightercua DED: Ballybrack County: Kerry	Noreen O'Shea, Teeromoyle, Kells, Cahersiveen, County Kerry	None	Owner(s)
<b>137-03 Map A</b>	Ha: 0.0096 Type: Land Townland: Eightercua DED: Ballybrack County: Kerry	Noreen O'Shea, Teeromoyle, Kells, Cahersiveen, County Kerry	None	Owner(s)
<b>138-01 Map A</b>	Ha: 0.0195 Type: Land including road, public road, and roadbed [substratum] Townland: Eightercua DED: Ballybrack County: Kerry	Aidan J. MacAuliffe, Eightercua, Waterville, County Kerry  Esther MacAuliffe, Eightercua, Waterville, County Kerry	None	Kerry County Council (Road Authority)
<b>139-01 Map A</b>	Ha: 0.0223 Type: Land including road, public road, and roadbed [substratum] Townland: Ballybrack DED: Ballybrack County: Kerry	Ballybrack Property Management Company Limited, Gurteenroe, Macroom, County Cork	None	Kerry County Council (Road Authority)
<b>140-01 Map A</b>	Ha: 0.0027 Type: Land Townland: Eightercua DED: Ballybrack County: Kerry	Niall MacAuliffe, Waterville, County Kerry  Orna MacAuliffe, Ardoley, Westport, County Mayo  Aidan MacAuliffe, loctar Cua, Waterville, County Kerry	None	Owner(s)
<b>140-02 Map A</b>	Ha: 0.0034 Type: Land including road, public road, and roadbed [substratum] Townland: Eightercua DED: Ballybrack County: Kerry	Niall MacAuliffe, Waterville, County Kerry  Orna MacAuliffe, Ardoley, Westport, County Mayo  Aidan MacAuliffe, loctar Cua, Waterville, County Kerry	None	Kerry County Council (Road Authority)

**Schedule Part II (b)**

Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Temporary Lands

habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
<b>T101-01 Map A</b>	Ha: 0.0197 Type: Land Townland: Waterville DED: Loughcurrane County: Kerry	Colin Maybin, Ronan House, Upper Churchtown Road, Churchtown, Dublin 14  Veronica Ann Maybin, Ronan House, Upper Churchtown Road, Churchtown, Dublin 14	None	Owner(s)
<b>T104-01 Map A</b>	Ha: 0.0185 Type: Land Townland: Waterville DED: Loughcurrane County: Kerry	Owner Unknown (Lands Unregistered)  Noreen Higgins (Reputed Owner) Waterville Lower, Ballybrack, Waterville, County Kerry  Liam Higgins (Reputed Owner) Waterville Lower, Ballybrack, Waterville, County Kerry	None	Owner(s)
<b>T104-02 Map A</b>	Ha: 0.0029 Type: Land Townland: Waterville DED: Loughcurrane County: Kerry	Owner Unknown (Lands Unregistered)	Unknown	Unknown
<b>T105-01 Map A</b>	Ha: 0.0642 Type: Land Townland: Waterville DED: Loughcurrane County: Kerry	William David Higgins, Waterville Lower, Ballybrack, Waterville, County Kerry  Elizabeth Higgins, Waterville Lower, Ballybrack, Waterville, County Kerry	None	Owner(s)
<b>T106-01 Map A</b>	Ha: 0.1013 Type: Land Townland: Waterville DED: Loughcurrane County: Kerry	Waterville Links Limited, Waterville, County Kerry	None	Owner(s)
<b>T106-02 Map A</b>	Ha: 0.0107 Type: Land Townland: Waterville DED: Loughcurrane County: Kerry	Waterville Links Limited, Waterville, County Kerry	None	Owner(s)
<b>T106-03 Map A</b>	Ha: 0.0171 Type: Land Townland: Waterville DED: Loughcurrane County: Kerry	Waterville Links Limited, Waterville, County Kerry	Unknown	Owner(s)
<b>T107-01 Map A</b>	Ha: 0.0061 Type: Land Townland: Ballybrack DED: None County: Kerry	Owner Unknown (Lands Unregistered)	None	Unknown
<b>T108-01 Map A</b>	Ha: 0.0039 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Kerry County Council, County Buildings, Rathass, Tralee, County Kerry	None	Kerry County Council (Road Authority)
<b>T109-01 Map A</b>	Ha: 0.0505 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Waterville Links Limited, Waterville, County Kerry  Waterville Lake Limited, C/O Hickey, Beauchamp, Kirwan and O'Reilly Solicitors, Dollard House, Wellington Quay, Dublin 2	None	Owner(s)

Continued on the next page

Schedule Part II (b)				
Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Temporary Lands				
habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
<b>T110-01 Map A</b>	Ha: 0.0269 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Owner(s)
<b>T110-02 Map A</b>	Ha: 0.0201 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Owner(s)
<b>T110A-01 Map A</b>	Ha: 0.0071 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Owner Unknown (Lands Unregistered)  Kerry County Council (Reputed Owner) County Buildings, Rathass, Tralee, County Kerry	None	
<b>T111-01 Map A</b>	Ha: 0.0057 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Waterville Links Limited, Waterville, County Kerry	None	Owner(s)
<b>T120-01 Map A</b>	Ha: 0.1414 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	A & M Hogs Head Golf Club Limited, C/O Hogs Head Golf Club, Bascilon, Waterville, County Kerry	None	Owner(s)
<b>T129-01 Map A</b>	Ha: 0.0048 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Aidan J. MacAuliffe, Eightercua, Waterville, County Kerry  Esther MacAuliffe, Eightercua, Waterville, County Kerry	None	Owner(s)
<b>T130-01 Map A</b>	Ha: 0.0145 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Edward Cagney, 4 Lower Kensington, Coach Hill, Rochestown, County Cork  Ann Roche-Cagney, 4 Lower Kensington, Coach Hill, Rochestown, County Cork	None	Owner(s)
<b>T131-01 Map A</b>	Ha: 0.1080 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Barry Donovan, 31 Silver Dale Road, Ballinlough, County Cork  Bernice Donovan, 31 Silver Dale Road, Ballinlough, County Cork	None	Owner(s)
<b>T132-01 Map A</b>	Ha: 0.0070 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Oliver Hogan, 60 Glenfort, Castlebar, County Mayo  Bridget Breen, 60 Glenfort, Castlebar, County Mayo	None	Owner(s)
<b>T133-01 Map A</b>	Ha: 0.0101 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Jason Probst, 6 Benjamin Close, Waterville, County Kerry  Jacqueline Probst, 6 Benjamin Close, Waterville, County Kerry	None	Owner(s)

Schedule Part II (b)				
Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense - Temporary Lands				
habitation at reasonable expense - Temporary Lands	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
<b>T134-01 Map A</b>	Ha: 0.0081 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Kieran Ruane, 22 Cherry Walk, Muskerry Estate, Ballincollig, County Cork  Mairead Kiely, 22 Cherry Walk, Muskerry Estate, Ballincollig, County Cork	None	Owner(s)
<b>T135-01 Map A</b>	Ha: 0.0117 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Daligrand Limited, Millstreet Town, County Cork	None	Owner(s)
<b>T136-01 Map A</b>	Ha: 0.0079 Type: Land Townland: Ballybrack DED: Ballybrack County: Kerry	Gerard McCoy, Benjamin Close, Ballybrack, Waterville, County Kerry  Hazel Fogarty, Benjamin Close, Ballybrack, Waterville, County Kerry	Unknown	Owner(s)
<b>T137-01 Map A</b>	Ha: 0.0210 Type: Land Townland: Eightercua DED: Ballybrack County: Kerry	Noreen O'Shea, Teeromoyle, Kells, Cahersiveen, County Kerry	None	Owner(s)
<b>T137-02 Map A</b>	Ha: 0.0170 Type: Land Townland: Eightercua DED: Ballybrack County: Kerry	Noreen O'Shea, Teeromoyle, Kells, Cahersiveen, County Kerry	None	Owner(s)
<b>T140-01 Map A</b>	Ha: 0.0024 Type: Land Townland: Eightercua DED: Ballybrack County: Kerry	Niall MacAuliffe, Waterville, County Kerry  Orna MacAuliffe, Ardoley, Westport, County Mayo  Aidan MacAuliffe, loctar Cua, Waterville, County Kerry	None	Owner(s)

Schedule Part III (a)	
Description of public right of way proposed to be extinguished	
No.	Location, Description & Length of Extinguishment
	None

Schedule Part III (b)	
Description of private right of way proposed to be extinguished	
No.	Location, Description & Length of Extinguishment
	None

**AG TÓGÁIL TODHCHAÍ CHIARRAÍ**
**BUILDING KERRY'S FUTURE**
*Continued on the next page*

# COMHAIRLE CONTAE CHIARRAÍ KERRY COUNTY COUNCIL



## NOTICE OF APPLICATION TO AN COIMISIÚN PLEANÁLA FOR CONSENT FOR PROPOSED DEVELOPMENT N70 WATERVILLE TO BALLYBRACK ROAD IMPROVEMENT SCHEME, CO. KERRY

Pursuant to Section 177AE of the Planning & Development Act 2000 (as amended), notice is hereby given that Kerry County Council proposes to seek the consent for proposed development from An Coimisiún Pleanála, the competent authority, in relation to proposed road development consisting of:

A 1.4km (approximately) online improvement of the N70 to an all-purpose road with a shared use cycle and pedestrian facility including bridge and all ancillary and consequential works in the Townlands of Waterville, Ballybrack and Eightercua in County Kerry.

A Natura Impact Statement and Screening for Environmental Impact Assessment together with supporting documents have been prepared in respect of the proposed development.

An Coimisiún Pleanála may give approval to the application for development with or without conditions or may refuse the application for development.

The Natura Impact Assessment (NIS), Screening for EIA, together with supporting documents, Plans and Particulars of the proposed development will be available for inspection free of charge, or may be purchased on payment of a fee (which shall not exceed the reasonable cost of making such copy) during normal office hours, at the following locations from January 5th 2026 and February 17th 2026

- The offices of An Coimisiún Pleanála, 64 Marlborough Street, Dublin 1, D01 V902. Note: It is recommended that persons contact the Office to arrange viewing of the application in advance (Phone: +353 1 858 8100 or Lo-call 1890 275 175).
- Room 115, Kerry County Council, County Buildings, Tralee, County Kerry, V92 H7VT.
- Kerry National Roads Office, Kerry County Council, The Island Centre, Castleisland, County Kerry V92 T0CP.
- Kerry County Council, Cahersiveen Area Office, The Courthouse, New Market Street, Cahersiveen, County Kerry, V23 A304.
- <https://consult.kerrycoco.ie/en/browse> which can also be accessed directly through the Council website [www.kerrycoco.ie](http://www.kerrycoco.ie).

### Submissions and observations, with respect to the proposed development, relating to:

- The implications of the proposed development for proper planning and sustainable development in the area in which the proposed development is situate
- The likely effects on the environment of the proposed development, and
- The likely significant effects of the proposed development on a European site,

May be made in writing to:

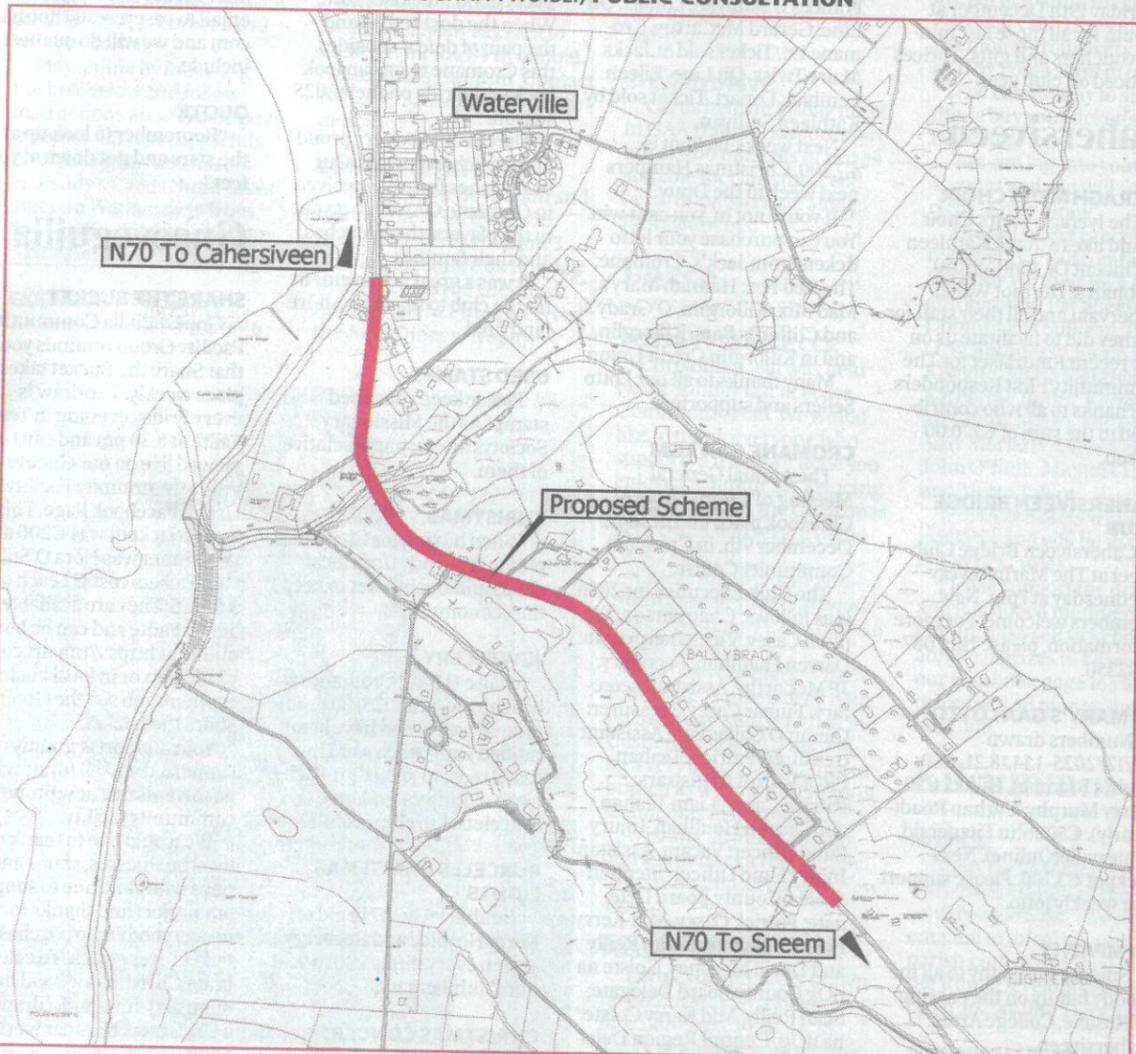
**The Secretary, Local Authority Projects Section, An Coimisiún Pleanála, 64 Marlborough Street, Dublin 1, D01 V902 before 5.30 p.m. on February 17th 2026.**

A person may question the validity of any such decision of An Coimisiún Pleanála by way of an application for judicial review, under Order 84 of the rules of the Superior Courts (S.I. No. 15 of 1986) in accordance with Section 50 of the Planning and Development Act 2000 (as amended).

Practical information in respect of the judicial review process can be accessed on An Coimisiún Pleanála's website [www.pleanala.ie](http://www.pleanala.ie) or the Citizens Information Service website [www.citizensinformation.ie](http://www.citizensinformation.ie)

A Compulsory Purchase Order, to which the proposed road development relates, has been made by Kerry County Council and will be submitted to An Coimisiún Pleanála under separate cover.

### AN tACHT UM PLEANÁIL AGUS FORBAIRT 2000 (ARNA LEASÚ) & NA RIALACHÁIN UM PLEANÁIL AGUS FORBAIRT 2001-2025 PLANNING & DEVELOPMENT ACT 2000 (AS AMENDED) & PLANNING & DEVELOPMENT REGULATIONS 2001-2025 COMHAIRLIÚCHÁN PHOIBLÍ/PUBLIC CONSULTATION



Kathleen Casey in the company of Fr. Tom Leen and Fr. Gerald Finucane about to enjoy the Christmas festivities at the White Sands Hotel Ballyheigue recently. Photo Moss Joe Browne.

## COMHAIRLE CONTAE CHIARRAÍ KERRY COUNTY COUNCIL



### GLAO AR THÓGÁLAITHE TITHE AGUS FORBRÓIRÍ TITHÍOCHTA LE HAGHAIDH TITHÍOCHT INACMHAINNE I dTRÁ LÍ AGUS I gCILL AIRNE

Is é Tithe á dTógáil, Pobail á gCothú Plean Gníomhaíochta Tithíochta an rialtais go dtí 2030. Faoin bplean seo, féachann an Rialtas le seachadadh Tithíochta Inacmhainne ag Údarás Áitiúla a mhéadú.

Tá sé beartaithe ag Comhairle Contae Chiarraí Scéim Tithíochta Inacmhainne a bhunú i gceantair uirbeacha Thrá Lí agus Chill Airne trí Léiriú Spéise chuig Forbróirí agus Tógáilaithe.

Tá an glao tosaigh seo á sheoladh mar Scéim Fhíolótach agus déanfar eolas leis do ghlaonna comhchosúla d'fhorbróirí amach anseo.

Chun tuilleadh sonraí a fháil ar an nglao seo agus eolas ar an tslí aighneacht a dhéanamh, féach ar láithreán gréasáin Chomhairle Contae Chiarraí ar [www.kerrycoco.ie](http://www.kerrycoco.ie)

Is féidir aighneachtaí comhlánaithe a sheoladh ar ríomhphost chuig [affordablehousing@kerrycoco.ie](mailto:affordablehousing@kerrycoco.ie) nó i gclúdach séalaithe, agus é marcáilte agus seolta chuig:

**"Léiriú Spéise, Scéimeanna Tithíochta Inacmhainne i dTrá Lí agus i gCill Airne"**  
Aonad Caipitil Tithíochta,  
Comhairle Contae Chiarraí,  
51/52 Tobar Mhaigh Dor, Trá Lí,  
Co. Chiarraí V92 CX73

An dáta deiridh a nglacfar le hiarratais faoin nglao seo ná **Dé hAoine, an 13 Feabhra 2026 ag 4.00pm.**



### CALLING ALL HOME BUILDERS AND HOUSING DEVELOPERS FOR AFFORDABLE HOUSING IN TRALEE AND KILLARNEY

Delivering Homes, Building Communities is the Government's Housing Action Plan to 2030. Under this plan, the Government seeks to increase Affordable Housing delivery by Local Authorities.

Kerry County Council is proposing to establish an Affordable Housing Scheme in the urban areas of Tralee and Killarney through an Expression of Interest (EOI) to Developers and Builders.

This initial call is being launched as a Pilot Scheme and will inform future similar calls to developers.

For further details on this call and on how to make a submission, please refer to the Kerry County Council website [www.kerrycoco.ie](http://www.kerrycoco.ie)

Completed submissions can be sent by email to [affordablehousing@kerrycoco.ie](mailto:affordablehousing@kerrycoco.ie) or in a sealed envelope, marked and addressed to:

**"Expressions of Interest, Affordable Housing Schemes in Tralee and Killarney"**  
Housing Capital Unit, Kerry County Council,  
51/52 Moyderwell, Tralee, Co. Kerry V92 CX73

The Closing Date for receipt of applications under this call is **Friday 13th February 2026 at 4.00pm.**

