

Oifig Bóithre Náisiúnta Chiarraí
& Aonad na mBealaí Glasa
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68-494-004

Mr. Frank Hartnett,
Director of Services,
Capital Delivery, Climate Resilience and Culture,
Kerry County Council,
County Buildings,
Tralee, Co. Kerry.

251205-070
J68
CC, TSM,
C, TSC

05/12/2025

**Re: N70 Waterville to Ballybrack Road Improvement Scheme:
Appropriate Assessment**

Proposed development of the N70 National Secondary Road through the townlands of Waterville, Ballybrack and Eightercua, Co. Kerry. The N70 Waterville to Ballybrack Road Improvement Scheme comprises the construction of approximately 1.4km of predominantly online improvement of the N70 to an all-purpose road with a shared use cycle and pedestrian facility including a bridge (pedestrian and cyclist), and all ancillary and consequential works.

Screening determinations in respect of Appropriate Assessment and Environmental Impact Assessment have been made by the Council in this regard for the purpose of an application for development consent/approval. It is proposed to make an application to An Coimisiún Pleanála for approval of the proposed road development pursuant to Part XAB of the Planning and Development Act as amended.

A Natura Impact Statement (NIS) for the proposed road development described above is now complete and ready for submission to An Coimisiún Pleanála pursuant to Part XAB, Section 177AE of the Planning Acts. The NIS has been prepared by Tobin Consulting Engineers on behalf of Kerry County Council as a local authority, planning authority and roads authority.

An Environmental Impact Screening Report has also been prepared, on behalf of Kerry County Council as a local authority, planning authority and roads authority which concludes that approval under Section 51 of the Roads Act 1993, as amended, is not required.

Related supporting documents include a Planning and Environmental Considerations Report (PECR), NIS, Screening for EIA and related Appendix documents.

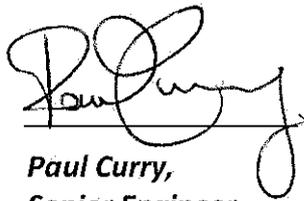
I recommend that Kerry County Council now make an application to An Coimisiún Pleanála, the competent authority, for consent for the proposed road development pursuant to Part XAB, Section 177AE of the Planning and Development Act 2000 (as amended).

TII approval to proceed with the application is attached along with the Kerry County Council approval request and supporting documentation submitted with the request.

I enclose herewith the relevant Chief Executive's Order for referral to the Chief Executive for signing if you are in agreement with this recommendation.

Dated this 5th day of December 2025.

Signed:



**Paul Curry,
Senior Engineer.**

Encls.

Appendices 1 – 6 provided digitally (two copies on separate CD's)

1. Planning and Environmental Considerations Report (PECR) including:
 - Appendix A Regional Site Location Map;
 - Appendix B Site Location Map;
 - Appendix C Site Layout Plan;
 - Appendix D Photomontages;
 - Appendix E Invasive Species Management Plan;
 - Appendix F Dust Management Plan

2. Natura Impact Statement (NIS) including:
 - Appendix 1 Proposed Site Location;
 - Appendix 2 Scheme Drawings;
 - Appendix 3 Screening for Appropriate Assessment (AA) Report
 - Appendix 4 Invasive Species Management Plan.

3. Environmental Impact Assessment (EIA) Screening Report

4. KCC DoS Letter Seeking TII Approval to Submit and Publish with all attachments

5. TII approval to proceed to Statutory Processes Phase for the Project

6. TII approval to submit the Planning Application and to Publish notices and documentation

7. CE Order (three printed copies as per KCC requirements with CE below line)

Chief Executives Order



Order no: M/2025/

Subject: *N70 Waterville to Ballybrack Road Improvement Scheme*
Application for Development Consent: Part XAB, Section 177AE
of the Planning and Development Act 2000 as amended.

ORDER: By virtue of the provisions of The Local Government Act 1925-2014

*IN THE MATTER OF THE PLANNING AND DEVELOPMENT ACT 2000 AS AMENDED
ROADS ACT 1993 AMENDED
LOCAL GOVERNMENT ACT 2001 AS AMENDED
AND ALL OTHER ACTS THEREBY ENABLING*

Screening determinations in respect of Appropriate Assessment and Environmental Impact Assessment have been made by the Council in this regard for the purpose of an application for development consent/approval. It is proposed to make an application to An Coimisiún Pleanála for approval of the proposed road development pursuant to Part XAB of the Planning and Development Act as amended.

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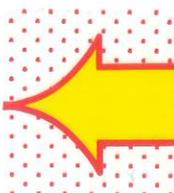
I accept and adopt the report of Paul Curry Senior Engineer, endorsed by Frank Hartnett Director of Services, dated 5th December 2025 and the conclusions and recommendations therein contained.

I **further order** that application for approval under Part XAB, section 177AE of the Planning and Development Act 2000 (as amended), for the proposed development be made to An Coimisiún Pleanála, the competent authority including the statutory notices and procedures under Part XAB of the Planning and Development Act 2000 (as amended), in accordance with statutory procedures.

Signed by me at **Áras an Chontae, Tralee**

on the _____ day of December 2025

Mr. Fearghal Reidy,
Chief Executive.



**N70 Waterville to Ballybrack
Road Improvement Scheme**

**Supporting documents - CE Order
An Bord Pleanála Application
Section 177AE**

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