

**Comhairle Chontae Chill Chainnigh
Kilkenny County Council**



**Planning and Development Act 2000, as amended
Planning and Development Regulations 2001, as amended**

Date: 16th February 2023

Applicant: Kilkenny Municipal District, Kilkenny County Council

Subject: Environment Impact Assessment

Development: To construct a shared pedestrian and cyclist facility between Cootes Lane and the N76 Ring Road, Kilkenny, and all associated and ancillary works.

Kilkenny Municipal District Office proposes to submit a Part 8 application for the following works:

To construct a shared pedestrian and cyclist facility between Coote's Lane and the N76 Ring Road, Kilkenny and all associated and ancillary works..

The following considerations have been taken into account in screening the proposed development for Environmental Impact Assessment:

- Planning and Development Regulations 2001, as amended, Schedule 5, Part 1 and 2
- European Union (Planning and Development) (Environmental Impact Assessment) Regulations 2018 Article 75 which amends Article 120 of the Regulations 2001
- Planning and Development Act 2000, as amended
- The nature and extent of the proposed development works, and design and mitigation measures proposed.
- The location of the proposed development works, and sensitive receptors in the vicinity of the site.
- Schedules 5, 6 and 7 of the Planning and Development Regulations 2001, as amended.
- 'Cootes Lane to Ring Road Active Travel Scheme Report of Particulars of Proposed Development', Kilgallen and Partners, January 2023.
- 'Preliminary Ecological Appraisal – Cootes Lane to Ring road pedestrian/cyclist scheme, Kilkenny City', Caroline Shile, September 2022.

- ‘Cootes Lane to Ring Road Active Travel Scheme Preliminary Construction Environmental Management Plan’, Kilgallen and Partners, January 2023.
- Cootes Lane to Ring Road Active Travel Scheme Report of Particulars of Proposed Development’, Kilgallen and Partners, January 2023

AA Screening

An Appropriate Assessment Screening report was also carried out by the Planning Authority which concluded that significant impacts on any Natura 2000 site cannot be ruled out; a Stage 2 Appropriate Assessment (Natura Impact Statement) has been carried out, and the findings have been considered as part of this assessment.

EIA Conclusion and Determination

From assessing the documentation associated with the proposed development, it is considered that the proposed development is significantly below sub threshold Part 2 activities and having regard to the environmental sensitivities of this area and the potential impacts based on the following environmental factors:

- Characteristics and location of proposed development,
- Population and human health
- Biodiversity, with particular attention to special and habitats protected under the Birds and Habitats Directives
- Land, soil, water, air and the landscape
- Climate
- Interaction between above
- Expected effects from relevant major accidents and / or disasters

It is therefore concluded that an EIAR is not required.



16th February 2023

C. Kelly, A/ Senior Executive Planner