



Planning and Development Acts 2000 to 2020

Planning Authority: Clare County Council

Planning Register Reference Number: P20/147

APPEAL by Hibernian Cellular Networks Limited care of Kieran O'Malley and Company Limited of Saint Heliers, Saint Heliers Copse, Stillorgan Park, Blackrock, County Dublin against the decision made on the 11th day of June, 2020 by Clare County Council to refuse permission.

Proposed Development: Erection of a 30-metre high telecommunications lattice mast carrying antennas and dishes together with associated ground-based equipment, all enclosed in security fencing together with access track at Knocknagarhoon, Kilkee, County Clare.

Decision

REFUSE permission for the above proposed development in accordance with the reasons and considerations set out below.

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.

Reasons and Considerations

Having regard to:

- (a) the Guidelines for Planning Authorities relating to Telecommunications Antennae and Support Structures which were issued by the Department of the Environment and Local Government to planning authorities in July, 1996, (as updated by Circular Letter PL 07/12 issued by the Department of the Environment, Community and Local Government in October, 2012),
- (b) the height, scale and location of the proposed development in an area that is of high scenic amenity, and
- (c) CDP13.2, CDP13.5 and CDP13.7 of the Clare County Development Plan 2017-2023 which seek to protect settled landscapes, heritage landscapes and scenic routes respectively from inappropriate development,

it is considered that the proposed development would be visually obtrusive and would seriously injure the visual amenities of the area and the wider Loop Head Peninsula. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

John Connolly

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this day of 2020.