

An Bord Pleanála



## Board Direction

PL06D.246070

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The submissions on this file and the Inspector's report were considered at a Board meeting held on May 19<sup>th</sup> 2016.

The Board decided, by a vote of 2 to 1, to refuse permission for the following reasons and considerations.

### Reasons and Considerations

It is considered that the proposed development would adversely affect the character and appearance of St. Matthias Church, which is a Protected Structure included in the Dun Laoghaire Rathdown County Development Plan 2010 - 2016, and would therefore seriously injure the amenities of the area. The proposed development would be contrary to policy AR1, to protect the architectural heritage of the county, as set out in this Development Plan, and would be contrary to the Ministerial Guidelines relating to Telecommunications Antennae and Support Structures, issued by the Department of the Environment, Heritage and Local Government in July 1996. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

Note 1: In deciding to refuse permission, the Board agreed with the view of the Planning Authority that there had been a material change in circumstances in respect of the proposed development, since the Board's previous decision in 2009 under reference no PL06D.229521, in that the subject property had since been included in the Register of Protected Structures. In relation to the impact of the proposed development on the protected structure, the Board had particular concerns regarding the negative impact of the proposed external additions and alterations to the protected structure and also regarding the location of, and materials proposed to be used for, the associated equipment cabinet and cage.

Note 2: The Board did not agree with the recommended reason for refusal cited by the Inspector, and considered that it would represent a "new issue" in the context of the application and appeal. It also noted that similar issues had been raised in the context of the previous appeal.

*[Please issue a copy of this Direction to the parties with the Board Order]*

Board Member: \_\_\_\_\_ Date: 19<sup>th</sup> May 2016  
Philip Jones