

An
Bord
Pleanála

Board Direction
BD-009891-22
ABP-309042-20

The submissions on this file were considered at a Board meeting held on 28/01/2022.

The Board decided to dismiss this appeal under section 138 of the Planning and Development Act, 2000 based on the following reasons and considerations.

Reasons and Considerations

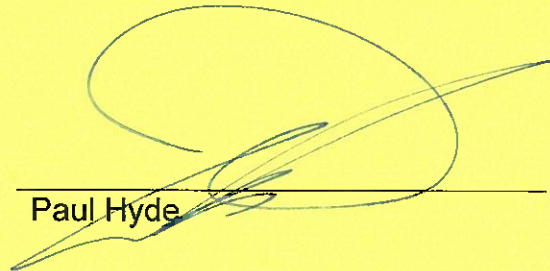
Having regard to:

- The section 5 declaration issued by Limerick City and Council on the 20th day of October, 2020 under file reference number EC50/20 that the construction of a 12 metre wooden pole with 1 no. antennae attached, equipment cabinet (2.0 x 0.815 x 0.815), gantry pole and RRUs which will form part of Eircom Ltd. existing telecommunications and broadband network at Adare Eircom Exchange, Broad Street, Adare. Co. Limerick is development and is exempt development.
- The said section 5 declaration was not referred to the Board for review or challenged by way of judicial review under section 50 of the Planning and Development Act, 2000, as amended.
- The question posed in the current section 5 application and in the declaration issued by Limerick City and County Council on the 11th day of December 2020 and referred to the Board for consideration, is the same as that subject of the extant declaration under file reference number EC50/20.

- No change in factual or planning circumstances since the said declaration with no new information to hand.

The Board is satisfied that, in the particular circumstances, the referral should not be further considered.

Board Member:



Paul Hyde

Date: 28/01/2022