

An
Bord
Pleanála

Board Direction
BD-014312-23
ABP-314847-22

The submissions on this file and the Inspector's report were considered at a Board meeting held on 24/10/2023.

The Board decided, in a 2:1 split vote, to grant permission generally in accordance with the Inspector's recommendation, for the following reasons and considerations, and subject to the following conditions.

Reasons and Considerations

Having regard to:

- a) The policy of the planning authority as set out in Limerick Development Plan 2022 - 2028, to support the provision of telecommunications infrastructure
- b) National policy regarding the provision of mobile and telecommunications services,
- c) The Telecommunications Antennae and Support Structures Guidelines for Planning Authorities, issued by the Department of the Environment and Local Government in July 1996, as updated by circular Letter PL07/12, issued by the Department of the environment, Community and Local Government on the 19th of October 2012,
- d) The nature and scale of the proposed telecommunications support infrastructure,

it is considered that, subject to compliance with the conditions set out below, the proposed development would not seriously injure the visual or residential amenities of the area and would not be contrary to the overall provisions of the current

development plans for the area. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

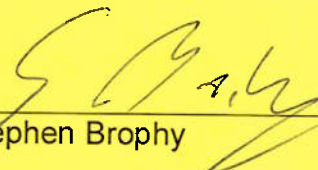
The Board considered the proposed development and concurs with the inspector that the development is a project for the purposes of the EIA Directive. However, the Board has concluded that the proposed development does not fall within a class of development set out in Part 1 or Part 2, Schedule 5 of the Planning and Development Regulations 2001, as amended, and therefore no preliminary examination or EIA is required.

1.0 Conditions

1.	<p>The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, except as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.</p> <p>Reason: In the interest of clarity.</p>
2.	<p>The proposed 1.5m high lighting finials shall be omitted from the proposed development.</p> <p>Reason: In the interests of clarity and in accordance with the requirements of the Irish Aviation Authority.</p>
3.	<p>The applicant shall provide and make available at reasonable terms the proposed telecommunications structure for the provision of mobile telecommunications antenna of third party licensed mobile telecommunications operators.</p> <p>Reason: In the interest of the avoidance of a multiplicity of telecommunications structures in the area, in the interest of visual amenity and the proper planning and sustainable development of the area.</p>
4.	<p>Prior to commencement of development the applicant shall submit and agree in writing with the Planning Authority landscaping proposals for the</p>

	<p>boundaries of the exchange compound (area outlined blue submitted to the planning authority on the 25th day of July 2022).</p> <p>Reason: In the interest of residential amenity.</p>
5.	<p>Details of the proposed colour scheme for the telecommunications structure, ancillary structures, fencing and gates shall be submitted to and agreed in writing with the planning authority prior to commencement of development.</p> <p>Reason: In the interest of the visual amenities of the area.</p>
6.	<p>When the telecommunications structure and ancillary structures are no longer required, they shall be removed, and the site shall be reinstated at the operator's expense in accordance with a scheme to be agreed in writing with the planning authority as soon as practicable.</p> <p>Reason: In the interest of protecting the visual and residential amenities of the area.</p>
7.	<p>The antennae type and mounting configuration shall be in accordance with the details submitted with this application, and notwithstanding the provisions of the Planning and Development Regulations 2001, and any statutory provision amending or replacing them, shall not be altered without a prior grant of planning permission.</p> <p>Reason: To clarify the nature and extent of the permitted development to which the permission relates and to facilitate a full assessment of any future alterations.</p>

Board Member



 Stephen Brophy

Date: 25/10/2023