

# An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

## Dún Laoghaire-Rathdown County

**Planning Register Reference Number: D15A/0465**

An Bord Pleanála Reference Number: PL 06D.246153

**APPEAL** by Jason Cowman and Pauli Meek and others of Monmore, 1 Tivoli Terrace North, Dun Laoghaire, County Dublin and by others against the decision made on the 19<sup>th</sup> day of January, 2016 by Dún Laoghaire-Rathdown County Council to grant subject to conditions a permission to Vodafone Ireland Limited care of Obelisk Communications Limited of Cavan Enterprise Centre, Dublin Road, Cavan, County Cavan in accordance with plans and particulars lodged with the said Council.

**PROPOSED DEVELOPMENT:** The installation of three number telecommunications panel antennas and one number RT link dish together with equipment cabinet and associated works all at roof level at Dun Laoghaire Institute of Art Design and Technology, Kill Avenue, Dun Laoghaire, County Dublin.

### DECISION

**GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions 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 national strategy regarding the improvement of mobile communications services,
- (b) the guidelines for Planning Authorities on “Telecommunications Antennae and Support Structures” issued by the Department of the Environment and Local Government in July, 1996,
- (c) Circular Letter PL 07/12 issued by the Minister under Section 28 of the Planning and Development Acts to update certain sections of the “Telecommunications Antennae and Support Structures” Guidelines,
- (d) the policies of the planning authority in relation to telecommunications infrastructure and telecommunications antennae and structures, as set out in the Dún Laoghaire Rathdown County Development Plan 2016 - 2022,
- (e) the planning history of the site, and
- (f) the pattern of development in the vicinity,

it is considered that, subject to compliance with the conditions set out below, the proposed development would not seriously injure the amenities of the area, would comply with the provisions of the Development Plan and would, therefore, be in accordance with the proper planning and sustainable development of the area.

## CONDITIONS

1. The development shall be carried out in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars submitted on the 14<sup>th</sup> day of December 2015, 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 out in accordance with the agreed particulars.

**Reason:** In the interest of clarity.

2. The proposed development shall be amended as follows:-

The proposed equipment cabinet shall be so located as to be fully concealed from public view by the existing parapet of the existing building.

Revised drawings showing compliance with this requirement shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

**Reason:** In the interests of clarity and visual amenity.

3. The proposed antennae and exposed steelworks shall be painted to match the slate grey colour of the façade of the existing building.

**Reason:** In the interest of visual amenity.

4. Notwithstanding the provisions of the Planning and Development Regulations 2001, or any statutory provision amending or replacing them, no further antennae, dishes or other telecommunications structures shall be erected on the site, unless authorised by a further grant of planning permission.

**Reason:** To protect the visual amenities of the area, and to allow the planning authority to assess any further structures through the statutory planning process.

5. When the use of the telecommunications antennae ceases, the antennae and all associated equipment, structures and ancillary items shall be removed from the site within six months of the use ceasing.

**Reason:** In the interest of orderly development.

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**Member of An Bord Pleanála  
duly authorised to authenticate  
the seal of the Board.**

**Dated this            day of            2016.**