An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

Mayo County

Planning Register Reference Number: P16/237

An Bord Pleanála Reference Number: PL 16.246690

APPEAL by Three Ireland (Hutchison) Limited of 28/29 Sir John Rogerson's Quay, Dublin in relation to the inclusion of special contribution condition number 11 by Mayo County Council in its decision made on the 16th day of May, 2016.

PROPOSED DEVELOPMENT: Retention of an existing 20 metres high slimline monopole (previously granted permission under planning register reference number 09568 and An Bord Pleanála appeal reference number PL 16.235041 which was a temporary permission for a period of 5 years which has expired), carrying antennas and transmission dish with associated equipment cabinets and security fencing at Drumneen, Islandeady, Castlebar, County Mayo.

DECISION

The Board, in accordance with section 48 of the Planning and Development Act, 2000, as amended by section 30 of the Planning and Development Act, 2010, based on the reasons and considerations under, directs the said Council, under section 48 (13) of the 2000 Act, to REMOVE condition number 11 and the reason therefor.

REASONS AND CONSIDERATIONS

The Board considered that in the absence of any evidence that specific exceptional costs would be incurred by the planning authority in providing infrastructure and facilities to benefit the proposed development, condition number 11 would not come within the scope of section 48(2)(c) of the Planning and Development Act, 2000.

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.

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

Dated this day of 2016.

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