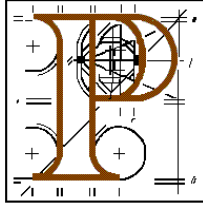


# An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

**Limerick City and County**

**Planning Register Reference Number: 16/565**

An Bord Pleanála Reference Number: PL 91.247208

**APPEAL** by ESB Telecoms Limited of 27 Lower Fitzwilliam Street, Dublin against the decision made on the 17<sup>th</sup> day of August, 2016 by Limerick City and County Council to grant subject to conditions a permission in accordance with plans and particulars lodged with the said Council.

**PROPOSED DEVELOPMENT:** Permission to continue the use of the existing 30 metre high, free standing birdcage communication structure, carrying antennae and communication dishes, within an existing 2.4 metre high fenced compound (previously granted temporary permission under planning register reference number 11/619), at ESB Telecoms Limited telecommunication compound at ESB Castletroy 38kV Substation, The National Technology Park, Castletroy, Limerick.

## **DECISION**

Having regard to the nature of the condition the subject of the appeal, the Board is satisfied that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted and, based on the reasons and considerations set out below, directs the said Council under subsection (1) of section 139 of the Planning and Development Act, 2000 to REMOVE condition number 4 and the reason therefor.

## **REASONS AND CONSIDERATIONS**

Having regard to the Telecommunications Antennas and Support Structures, Guidelines for Planning Authorities issued by the Department of the Environment and Local Government in July 1996, to the provisions of the current Development Plan for the area and to the nature, form, scale and design of the development proposed for continuance of use, it is considered that subject to compliance with the conditions attached to the planning permission, the development would not seriously injure the amenity of the area or of property in the vicinity. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

### **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.

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

**Dated this      day of                      2017.**