



An
Bord
Pleanála

Board Order PL 18.248750

Planning and Development Acts 2000 to 2017

Planning Authority: Monaghan County Council

Planning Register Reference Number: 16/457

Appeal by Vodafone Ireland Limited care of 4Site of 4Site House, Keating Road, Raheen Business Park, Limerick in relation to the application by Monaghan County Council of the terms of the Development Contribution Scheme made for the area in respect of condition number 1 of its decision made on the 30th day of May, 2017.

Proposed Development: (As revised by further information received by the planning authority on the 10th day of May, 2017) Retention of an existing 24 metres telecommunications support structure (with headframe carrying equipment giving overall height of 26.6 metres), carrying associated four number antennae and five number link dishes, associated equipment cabins and cabinet, security fencing around site, and access track (as per planning register reference number 10/120), including retention permission for additional two number RRU (remote radio units), three number 1.2 metres dishes, two number flat panel antennas, four number 0.3 metres dishes, one number 0.6 metre dish, added to existing mast and associated cabinet in compound post planning grant P10/120, at Tonyclea Townland, Scotstown, County Monaghan. The development forms part of Vodafone Irelands Limited's existing GSM and 3G Broadband telecommunications network.

Decision

The Board, in accordance with section 48 of the Planning and Development Act, 2000, as amended, considered, based on the reasons and considerations set out below, that the terms of the Development Contribution Scheme for the area had not been properly applied in respect of condition number 1 and directs the said Council to AMEND condition number 1 so that it shall be as follows for the reason stated.

1. The developer shall pay to the planning authority a financial contribution of €51,800 (fifty-one thousand, eight hundred euro) in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid within six months of the date of this order or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. The application of any indexation required by this condition shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to An Bord Pleanála to determine.

Reason: It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.

