



Planning and Development Acts 2000 to 2018

Planning Authority: Tipperary County Council

Planning Register Reference Number: 18600561

Appeal by John Cummins of Pearse Street, Cahir, County Tipperary against the decision made on the 26th day of June, 2018 by Tipperary County Council to grant subject to conditions a permission to Electricity Supply Board Telecoms Limited of 43 Merrion Square East, Dublin in accordance with plans and particulars lodged with the said Council.

Proposed Development: Retention of existing reinforced concrete foundation structure (4.5 metres by 4.5 metres by 1.0 metre) including associated steps and safety handrail and three number 1.3-metre high panel antennae, two number 0.6 metre diameter link dishes, two number 0.3 metre diameter link dishes attached to an existing 32-metre high lattice communications structure previously granted permission under planning register reference number 12/301 at Electricity Supply Board's existing communications site at Clonmel Road, Townparks, Cahir, County Tipperary.

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 strategic importance of the national broadband service,
- (b) the guidelines relating to telecommunications antennae and support structures, issued by the Department of the Environment and Local Government to planning authorities in July, 1996,
- (c) Circular Letter PL 07/12, issued by the Department of the Environment, Community and Local Government in October, 2012,
- (d) the policies and objectives set out in the Cahir Local Area Plan 2011, and
- (e) the existing pattern of development in the vicinity,

it is considered that, subject to compliance with the conditions set out below, the development for which retention is sought would provide a necessary service, including co-location, would not seriously injure the visual amenities of the area or the amenities of property in the vicinity and would be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be retained 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 and the development shall be retained in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. When the telecommunications structure and ancillary structures are no longer required, they shall be removed and the site shall be reinstated at the developer's expense.

Reason: In the interest of orderly development.

3. Surface water from the site shall not be permitted to drain onto the adjoining public road or properties.

Reason: In the interests of traffic safety and orderly development.

Dave Walsh

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this day of 2018.