



Planning and Development Acts 2000 to 2019

Planning Authority: Dublin City Council

Planning Register Reference Number: 3625/19

Application for Leave to Appeal against the decision of the planning authority by Brenda and Bill Kelleher of 30 Middle Third, Killester, Dublin, having an interest in land adjoining the land in respect of which Dublin City Council decided on the 20th day of September, 2019 to grant subject to conditions a permission to Shared Access Limited care of Entrust Limited of Main Street, Kilcolgan, County Galway.

Proposed Development: A 24 metre multi-user free-standing support structure carrying telecommunications equipment, together with associated exchange cabinets, fencing and all associated site development works for 2G, 3G, 4G and 5G wireless broadband and data services, at Killester Donnycarney Football Club, Haddon Park, Nuns Walk, Abbeyfield, Killester, Dublin.

Decision

REFUSE leave to appeal under section 37 (6) of the Planning and Development Act, 2000, as amended, based on the reasons and considerations 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 the submissions and documents received in connection with the application for leave to appeal and the conditions set out in the planning authority's decision, it is considered that –

1. it has not been shown that the development in respect of which a decision to grant permission has been made will differ materially from the development as set out in the application for permission by reason of conditions imposed by the planning authority to which the grant is subject, and
2. it has not been shown that the imposition of conditions will materially affect the applicant's enjoyment of the land adjoining the land in respect of which it has been decided to grant permission or reduce the value of the land.

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

Dated this day of 2019.