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**Planning and Development Acts 2000 to 2020**

**Planning Authority: Cavan County Council**

**Planning Register Reference Number: 20/259**

**APPEAL** by Leo and Rosita McCabe care of ATC Building Surveying and Engineering Consultancy of Unit 2, Dublin Road, Kingscourt, County Cavan against the decision made on the 18<sup>th</sup> day of August, 2020 by Cavan County Council to grant subject to conditions a permission to Eircom Limited care of Focusplus Limited of 3 Arbourfield House, Dundrum Business Park, Dundrum Road, Dublin.

**Proposed Development:** Construction of a 21 metre high free standing communications structure with its associated antennae, communication dishes, ground equipment and all associated site development works. The development will form part of Eircom Limited existing telecommunications and broadband network at Eircom Exchange, Tullylorcan, Canningstown, County Cavan.

**Decision**

**REFUSE** permission for the above proposed development in accordance with 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**

1. Having regard to the nature and scale of the proposed development for a 21 metre telecommunications mast and associated infrastructure within a village, it is considered that the proposed development would result in a significant and negative visual impact on the village and the wider area. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.
2. The proposed development would contravene national guidance as set out in section 4.3 of the Department of the Environment and Local Government Planning Guidelines 'Telecommunications Antennae and Support Structures' (1996) and in particular with Objectives PIO120 and PIO125, which seek to restrict such development from towns and villages. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

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

**Dated this            day of            2021.**