

Planning and Development Acts 2000 to 2020

Planning Authority: Carlow County Council

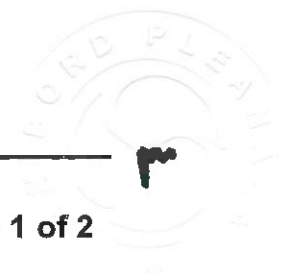
Planning Register Reference Number: 20/328

APPEAL by Rachel Kate Sheppard of Rathkyle, Ballyragget, County Kilkenny against the decision made on the 22nd day of March, 2021 by Carlow County Council to grant subject to conditions a permission to Cignal Infrastructure Limited care of 4Site of 4Site House, Raheen Business Park, Limerick.

Proposed Development: Construct a 30 metre multi-user lattice telecommunications support structure, carrying antenna and dishes enclosed within a 2.4 metre high palisade fence compound together with associated ground equipment cabinets and associated site works including new access track and to replace existing gated access situated at Cloghrystick, Milford, County Carlow. The installation will form part of eir Mobile telecommunications network.

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

The Board is not satisfied on the basis of the documentations submitted with the application and the appeal that there is no hydrological connection between the application site and the River Barrow and River Nore Special Area of Conservation (Site Code: 002162), or that the proposed development would not give rise to a release of contaminants into the water environment in the catchment of the River Barrow, in the absence of a Natura impact statement, the Board cannot be satisfied that the proposed development, either individually or in combination with other plans or projects, would not be likely to have a significant effect on the River Barrow and River Nore Special Area of Conservation, or any other European site in view of the site's conservation objectives. In such circumstances, the Board is precluded from granting permission.


Paul Hyde

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



Dated this 30th day of June 2021