



An
Bord
Pleanála

Board Order
ABP-310611-21

Planning and Development Acts 2000 to 2020

Planning Authority: Mayo County Council

Planning Register Reference Number: P20/919

Appeal by Rockfield Residents Association care of Environmental Management Services of An Tinteán Nua, Ballymanus, Castlepollard, County Westmeath and by others against the decision made on the 2nd day of June, 2021 by Mayo County Council to grant subject to conditions a permission to Signal Infrastructure Limited care of 4Site of Raheen Business Park, Limerick in accordance with plans and particulars lodged with the said Council.

Proposed Development: Construction of a 36 metre lattice mobile and broadband tower with headframe carrying telecommunications equipment, together with associated equipment and cabinets enclosed within a 2.4 metre palisade fence compound with access track at Rockfield, Turlough, Castlebar, County Mayo. A further public notice was received by the planning authority on the 7th day of May, 2021.

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 the provisions of the Mayo County Development Plan 2014-2020, the 'Telecommunications Antennae and Support Structures Guidelines for Planning Authorities' issued by the Department of the Environment and Local Government in 1996 and the associated Circular Letter PL 07/12, the existing pattern of development in the area and the nature and scale of the proposed development, it is considered that, subject to compliance with the conditions set out below, the proposed development would not seriously injure the amenities of the area or of property in the vicinity, would not compromise the capacity and safety of the road network, and would not be likely to cause significant effects on the River Moy Special Area of Conservation (Site Code: 002298) or any other Natura 2000 sites. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.



Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars submitted on the 9th day of April 2021, 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 prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. No advertisement or advertisement structure shall be erected or displayed on the proposed structure or its appendages or within the curtilage of the site without a prior grant of planning permission.

Reason: In the interest of the visual amenities of the area.

3. The developer shall allow, subject to reasonable terms, other licensed mobile telecommunications operators to co-locate their antennae onto the proposed mast.

Reason: In order to avoid the proliferation of telecommunication structures in the interest of visual amenity.



4. Surface water drainage arrangements shall comply with the requirements of the planning authority for such works and services.

Reason: In the interest of public health.

5. Details of the proposed colour scheme for the telecommunications structure and ancillary structures shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

Reason: In the interest of the visual amenities of the area.

6. The proposed structure and all associated antennae, equipment and fencing shall be demolished and removed from the site when it is no longer required. The site shall be reinstated to its predevelopment condition at the expense of the developer. Reinstatement shall include the grubbing out of the access road created in association with the development permitted herein. Details relating to the removal and reinstatement shall be submitted to, and agreed in writing with, the planning authority at least one month before removal works commence.

Reason: In the interest of orderly development.

7. The construction of the development shall be managed in accordance with a Construction Traffic Management Plan, which shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development. This plan shall provide details of the timing and routing of construction traffic to and from the construction site, associated directional signage, proposals to facilitate the delivery of abnormal loads to the site, and to measures to obviate queuing of construction traffic on the adjoining road network.

Reason: In the interests of public safety and residential amenity.

8. The transmitter power output, antenna type and mounting configuration shall be in accordance with the details submitted with this application and, notwithstanding the provisions of the Planning and Development Regulations 2001, and any statutory provision amending or replacing them, shall not be altered without a prior grant of planning permission.

Reason: To clarify the nature and extent of the permitted development to which this permission relates and to facilitate a full assessment of any future alterations.

9. A low intensity fixed red obstacle light shall be fitted as close to the top of the mast as practicable and shall be visible from all angles in azimuth. Details of this light, its location and period of operation shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

Reason: In the interest of public safety.

10. No excavation works shall take place within the Gas Networks Ireland wayleave unless consent is granted by Gas Networks Ireland in the form of a valid Excavation Permit. All works shall be carried out in accordance with the Gas Networks Ireland Code of Practice for Working in the Vicinity of the Transmission Network (October 2015).

Reason: In the interest of public safety.



Paul Hyde

Member of An Bord Pleanála

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

Dated this **23rd** day of **NOVEMBER** 2021