

An
Bord
Pleanála

Board Order
ABP-311298-21

Planning and Development Acts 2000 to 2021

Planning Authority: Galway City Council

Planning Register Reference Number: LIC2021-03

APPEAL by Signal Infrastructure Limited care of CMC Planning Consultants of Fumbally Exchange, Argus House, Blackpits, Dublin against the decision made on the 10th day of May 2021 by Galway City Council to refuse to grant a licence.

Application: To place 18 metres telecommunications structure at Gort na Bro, Fort Lorenzo, Galway.

Decision

In exercise of the powers conferred on it under section 254 of the Planning and Development Act, 2000, as amended, An Bord Pleanála, based on the reasons and considerations under, **ALLOWS** the appeal and directs the planning authority to **GRANT** a licence 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 section 254 of the Planning and Development Act, 2000, as amended, to the national, regional and local policy objectives, as set out in the Galway City Council Development Plan 2017-2023 and the "Telecommunications Antennae and Support Structures Guidelines for Planning Authorities (1996), as updated by Circular Letter PL/07/12 in 2012, and to the character and pattern of development in the western suburbs of Galway City, it is considered that, subject to compliance with the conditions set out below, the proposed development would not be visually intrusive or seriously injure the residential amenities of properties in the vicinity and 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 received by An Bord Pleanála on the 3rd day of September, 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. The transmitter power output, antenna type and mounting configuration shall be in accordance with the details submitted with this application for a licence, 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.

3. Surface water drainage arrangements for the proposed development shall comply with the requirements of the planning authority.

Reason: In the interest of public health.



4. Details of the proposed colour scheme for the pole, antennas, equipment containers and any perimeter fencing 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.

5. No advertisement or advertisement structure shall be erected or displayed on the proposed structure 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.

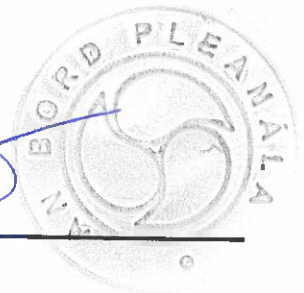
6. Prior to commencement of development, all trees, shall be enclosed within the root and crown spread by tree protective fencing and shall be maintained in place in accordance with the details in the Arboricultural Assessment Report and Drawing number GY_1877-301, received by An Bord Pleanála on the 3rd day of September, 2021, through the construction period during which no works or storage shall take place within the enclosed space in consultation with the planning authority.

Reason: In the interest of amenities of the area.



Paul Hyde

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



Dated this 28th day of March 2022