

Planning and Development Acts 2000 to 2021

Planning Authority: Offaly County Council

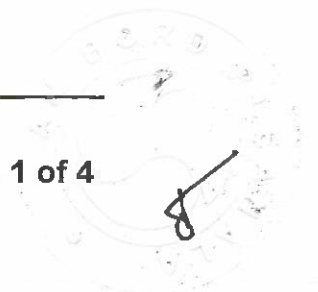
Planning Register Reference Number: PL2/21/767

Appeal by Towercom Limited of Usher House, Main Street, Dundrum, Dublin against the decision made on the 11th day of February, 2022 by Offaly County Council to grant subject to conditions a permission to Cignal Infrastructure Limited care of Indigo of Raheen Business Park, Limerick in accordance with plans and particulars lodged with the said Council:

Proposed Development: Construction of a 30 metres high multi-user lattice tower telecommunications structure with headframe, carrying antenna and dishes enclosed within a 2.4 metres high palisade fence compound with associated ground equipment and access track, all at Bracknagh GAA Club, Clonsast Upper, Rathangan, County Offaly.

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.



Reasons and Considerations

Having regard to:

- (a) the National Planning Framework – Project Ireland 2040,
- (b) the “Telecommunications Antennae and Support Structures Guidelines for Planning Authorities” issued by the Department of the Environment and Local Government in 1996,
- (c) Circular Letter PL 07/12 issued by the Department of the Environment, Community and Local Government in October, 2012, updating certain sections of the “Telecommunications Antennae and Support Structures Guidelines for Planning Authorities” issued by the Department of Environment and Local Government,
- (d) the objectives and policies of the planning authority as set out in the Offaly County Development Plan 2021-2027, and
- (e) the nature, scale and location of the proposed telecommunications structure,

it is considered that, subject to compliance with the conditions set out below, the proposed development would comply with the objectives set out in national and local policy, would not seriously injure the visual or residential amenities of the area 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, 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 proposed mast and all associated antennas, equipment and fencing shall be demolished and removed from the site when no longer required. The site shall be reinstated on removal of the telecommunications structure and ancillary structures at the expense of the developer.

Reason: In the interest of orderly development.

3. The antennae 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 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.

4. A low intensity fixed red obstacle light shall be fitted as close to the top of the mast as practicable and shall be visible 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 the commencement of the development.

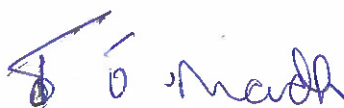
Reason: In the interest of public safety.

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 the development.

Reason: In the interest of visual amenity.

6. 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 visual amenities of the area.



Terry Ó Niadh

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



Dated this 11th day of July, 2022.