

An
Bord
Pleanála

Board Order
ABP-313037-22

Planning and Development Acts 2000 to 2021

Planning Authority: Leitrim County Council

Planning Register Reference Number: P.21/265

Appeal by Councillor Justin Warnock of Gurteendarragh, Kinlough, County Leitrim against the decision made on the 21st day of February, 2022 by Leitrim County Council to grant subject to conditions a permission to Eircom Limited trading as Eir care of Towercom of Unit 2, Listowel Business Centre, Clieveragh Industrial Estate, Listowel, County Kerry in accordance with plans and particulars lodged with the said Council.

Proposed Development: Replacing a 25 metre telecommunications monopole structure with a 30 metre telecommunications lattice structure together with antennas, dishes and associated telecommunications equipment enclosed by security fencing at Eircom Exchange, Main Street, Kiltyclogher, County Leitrim.

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

In coming to its decision, the Board had regard to the following:

- (a) the national policy regarding the provision of mobile and telecommunication services,
- (b) the guidelines relating to Telecommunications Antennae and Support Structures Guidelines for Planning Authorities, issued by the Department of the Environment and Local Government in July 1996,
- (c) Circular letter PL07/12, issued by the Department of the Environment, Community and Local Government in October 2012,
- (d) the policies and objectives set out in the Leitrim County Development Plan including Policies 132 and 134,
- (e) the nature and scale of the proposed telecoms lattice mast and the fact that it is replacing an existing mast,
- (f) the submissions received,
- (g) the decision of the planning authority, and
- (h) the report of the Inspector,

and considered that the proposed development, subject to compliance with the conditions set out below, would achieve the objectives set out in national policy under Telecommunications and Antennae and Support Structure Guidelines for Planning Authorities, Circular letter PL07/12 and the Leitrim County Development Plan. Furthermore, the Board was satisfied that the proposed development having regard to the fact that it is replacing an existing mast on site would not seriously injure the visual amenities of the area or be visually incongruous having regard to the existing structure on site. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development should 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 the 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. 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.

3. 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.

Reason: In the interest of orderly development.

4. 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 telecommunications structures in the interest of visual amenity.

5. 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.

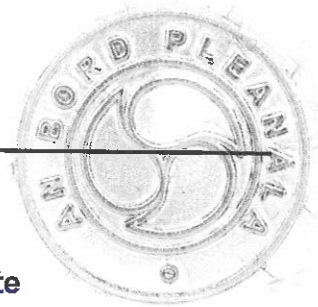
6. Surface water drainage arrangements shall comply with the requirements of the planning authority for such works and services.

Reason: In the interest of public health.



John Connolly

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



Dated this 25th day of MAY 2022.