



An  
Bord  
Pleanála

**Board Order**  
**ABP-313415-22**

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**Planning and Development Acts 2000 to 2022**

**Planning Authority: Fingal County Council**

**Planning Register Reference Number: S254W/07/21**

**Appeal** by Cignal Infrastructure Limited care of David Mulcahy Planning Consultants Limited of 67 The Old Mill Race, Athgarvan, County Kildare against the decision made on the 25<sup>th</sup> day of March, 2022 by Fingal County Council to refuse a licence.

**Licence Application:** Streetpole solution to address identified mobile and mobile broadband covered blackspots at public footpath on the east side of Church Road, near the junction with the Old Navan Road, Mulhuddart, Dublin.

## **Decision**

**In exercise of the powers conferred on it under section 254 of the Planning and Development Act, 2000, as amended, An Bord Pleanála, directs the planning authority to REFUSE TO GRANT a licence, based on the reasons and considerations under and subject to the conditions set out below.**

*P.m*

## REASONS AND CONSIDERATIONS

Having regard to the nature, scale and design of the proposed development, which is a 15 metre high freestanding monopole carrying telecommunications equipment with ancillary ground-mounted infrastructure, the provisions of section 254 of the Planning and Development Act, 2000, as amended, the Fingal County Development Plan 2017-2023, and the 'Telecommunications Antennae and Support Structures - Guidelines for Planning Authorities (1996) (as updated by Circular Letters PL 07/12 and PL11/2020, respectively), it is considered that, having regard to the nature and height of the proposed communication infrastructure proximate to the Tolka Valley Park (which is zoned High Amenity) and the site being adjacent to a Highly Sensitive Landscape, the streetpole would damage the visual amenity of the area and would, therefore, be contrary to the objectives of the Fingal Development Plan 2023-2029 and would be contrary to the proper planning and sustainable development of the area.

In deciding not to accept the Inspector's recommendation to grant permission, the Board shared the view of the planning authority that the proximity of the proposed streetpole to the Tolka Valley Park (which is zoned High Amenity) and the site being adjacent to a Highly Sensitive Landscape, the proposed development would damage the visual amenity of the area.



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**Peter Mullan**

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



Dated this *30th* day of *August*, 2023.