



An
Bord
Pleanála

Board Order ABP-315126-22

Planning and Development Acts 2000 to 2022

Planning Authority: Mayo County Council

Planning Register Reference Number: 22/763

Appeal by Fran Horkan of Kilmaine, Claremorris, County Mayo and by Kilmaine Residents and Business Owners care of Jason O'Sullivan Solicitors of Gray Office Park, Headford Road, Galway against the decision made on the 25th day of October, 2022 by Mayo County Council to grant subject to conditions a permission to Vantage Towers Limited care of Charterhouse of Unit 2, HQ, 24 Market Street, Listowel, County Kerry in accordance with plans and particulars lodged with the said Council.

Proposed Development: Erect a 24-metre lattice telecommunications structure together with antennas, dishes and associated telecommunications equipment all enclosed by security fencing, all at Rausakeera South, Kilmaine, County Mayo.

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 Development Plan 2018-2027,
- (b) Objective 48 of the National Planning Framework 2020-2040,
- (c) Objective 6.36 of the Regional Spatial & Economic Strategy for the Northern and Western Region 2020-2032,
- (d) the Telecommunications Antennae and Support Structures Guidelines for Planning Authorities, as revised by Circular Letter PL 07/12, and
- (e) Section 8.10 of the Mayo County Development Plan 2022-2028,

it is considered that, subject to compliance with the conditions set out below, the proposed development would contribute to the roll out of broadband services, especially 4G and 5G services against the backdrop of the planned phasing out of 3G services, in accordance with national, regional, and local objectives. The proposed development would not seriously injure the visual amenities of the area, would be acceptable in terms of access arrangements, and would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The proposed 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 12th day of December 2022, 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 proposed development shall be carried out and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

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

Reason: In the interest of public health.

3. Details of the proposed colour scheme for the telecommunications structure, ancillary structures and 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.

4. Details of a red aeronautical warning light to be installed on top of the proposed lattice tower shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

Reason: In the interest of public safety.

5. The developer shall allow, subject to reasonable terms, other licensed mobile telecommunications operators to co-locate their antennae onto the telecommunications structure, subject to the provisions of Class 31 of Part 1 of Schedule 2 to Article 6 of the Planning and Development Regulations 2001, as amended.

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

6. On decommissioning of the telecommunications structure, the structure and all ancillary structures shall be removed, and the site shall be reinstated within three months of decommissioning.

Reason: In the interest of the proper planning and sustainable development of the area.



Liam Bergin

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this 24th day of November 2023.