

Planning and Development Acts 2000 to 2021

Planning Authority: Mayo County Council

Planning Register Reference Number: 22/873

Appeal by James Cribbin and others care of Church of Saint Colmcille, Gweesalia, and Saint Pius X, Doohama, Ballina, County Mayo and by Others against the decision made on the 30th day of November, 2022 by Mayo County Council to grant subject to conditions a permission to Eircom Limited (trading as EIR) care of Towercom of Unit 2, HQ, 27 Market Street, Listowel, County Kerry in accordance with plans and particulars lodged with the said Council:

Proposed Development: Construction of an 18 metre high monopole telecommunications structure together with antennas, dishes and associated telecommunications equipment and removal of a 15 metre high monopole telecommunications structure at Eir Exchange, Gweesalia (townland), Ballina, 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 in relation to digital communications and services infrastructure,
- (c) Regional Policy Objective 6.36 of the Regional Spatial and Economic Strategy for the Northern and Western Region 2020 – 2032 in relation to the rollout of the National Broadband Plan,
- (d) the Telecommunications Antennae and Support Structures Guidelines, 1996, as revised by Circular Letter PL 07/12, and
- (e) Section 8.10 (volume 2) of the Mayo County Development Plan 2022 – 2028 in relation to telecommunications,

it is considered that, subject to compliance with the conditions set out below, the proposed development would contribute to the rollout of broadband services in accordance with national, regional, and local objectives. The visual impacts of this proposal would be compatible with the amenities of the area. Other amenity concerns would be capable of being addressed under a construction management plan. No Appropriate Assessment issues would arise. The proposed development 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.

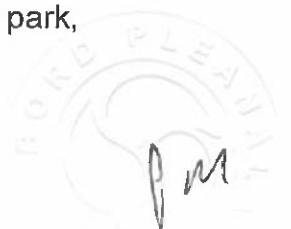
Reason: In the interest of clarity.

2. 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.

3. The construction of the development shall be managed in accordance with a Construction Management Plan, which shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development. This plan shall provide details of intended construction practice for the development, including hours of working, noise management measures, access to the site through the hotel car park, and off-site disposal of construction/demolition waste.

Reason: In the interest of public safety and residential amenity.



4. Within four weeks of the commissioning of the proposed 18 metre high telecommunications structure, the existing 15 metre high telecommunications structure shall be dismantled and removed from the site.

Reason: In the interest of visual amenity.

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 reinstated within three months of decommissioning.

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



Peter Mullan

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this *24th* day of *April*, 2023.