



An  
Bord  
Pleanála

## Board Order ABP-315428-22

**Planning and Development Acts 2000 to 2022**

**Planning Authority: Fingal County Council**

**Planning Register Reference Number: S254/12/22**

**Appeal** by Emerald Tower Limited care of Entrust Limited of Unit 1D Deerpark Business Centre, Oranmore, County Galway against the decision made on the 5<sup>th</sup> day of December, 2022 by Fingal County Council to refuse a licence for the proposed development.

**Licence Application:** Streetworks solution to address identified mobile and wireless broadband coverage blackspots at public grass verge along the R127 Rathmore Road, (ITM E: 721932; N: 754888), Lusk, County 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.C.

## Reasons and Considerations

Having regard to the provisions of section 254 of the Planning and Development Act 2000, as amended, the Fingal Development Plan 2023-2029, and the Telecommunications Antennae and Support Structures Guidelines (1996), as amended/updated by Circular Letters PL 07/12 and PL11/2020, it is considered that, the proposed development, by virtue of its siting on a grass verge between a narrow footpath and the road edge in an area zoned 'Open Space' and noting the existing street furniture on the site, would be prominent onto the public domain and would have an adverse impact on the visual amenities of the area and on the approach into Lusk town and detract from the landscaping along the road because of the visual clutter presented by the positioning of the cabinets. The proposed development would be contrary to the relevant provisions of the Fingal Development Plan 2023-2029 and would, therefore, be contrary to the proper planning and sustainable development of the area.



**Patricia Calleary**

**Member of An Bord Pleanála**

**duly authorised to authenticate**

**the seal of the Board.**

**Dated this 22 day of January 2024.**