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**Planning and Development Acts 2000 to 2022**

**Planning Authority: Cork County Council**

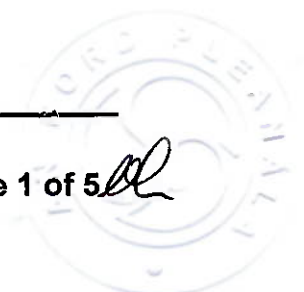
**Planning Register Reference Number: 22/6364**

**APPEAL** by Eircom Limited care of Towercom Limited of Usher House, Main Street, Dundrum, Dublin against the decision made on the 13<sup>th</sup> day of December, 2022 by Cork County Council to refuse permission.

**Proposed Development:** Erect an 18-metre-high monopole communications structure together with antennas, dishes and associated telecommunications equipment and to remove the existing 10-metre-high timber pole, all at Eir Exchange, Main Street, Glanduff, Kilbrittain, County Cork.

**Decision**

**GRANT permission for the above proposed development based on the reasons and considerations under and subject to the conditions set out below.**



## Reasons and Considerations

Having regard to:

- (a) the National Planning Framework (2018),
- (b) the Cork County Development Plan 2022-2028,
- (c) the national strategy regarding telecommunications infrastructure,
- (d) the Telecommunications Antennae and Support Structures – Guidelines for Planning Authorities issued by the Department of the Environment and Local Government in July 1996, as updated by Circular Letter PL07/12,
- (e) the existing telecommunications infrastructure on the site and the established use of the site for telecommunications purposes,
- (f) the scale and design of the proposed development, and
- (g) the decision of the planning authority,

it is considered that, subject to compliance with the conditions set out below, the proposed development within the development boundary of Kilbrittain village on an existing telecommunications exchange site would not seriously, or disproportionately, injure the amenities of the area or of property in the vicinity, would not be prejudicial to public health and would, therefore, be in accordance with the proper planning and sustainable development of the area.

In deciding not to accept the Inspector's recommendation to refuse permission, the Board considered that the siting of the telecommunications structure within an existing telecommunications exchange site was appropriate and that the proposed development would not seriously injure the visual and residential amenities, and would not seriously, or disproportionately, detract from obstruct or degrade the Scenic Route S68.

The Board considered that the proposed development is a project for the purposes of the Environmental Impact Assessment Directive. However, the Board concluded that the proposed development does not fall within a class of development set out in Part 1 or Part 2 of Schedule 5 to the Planning and Development Regulations 2001, as amended, and, therefore, no preliminary examination, screening for environmental impact assessment, or environmental impact assessment is required.

## Conditions

1. The proposed development shall be carried out and completed in accordance with the plans and particulars lodged with the application and the appeal, 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. In the event of the proposed structures becoming obsolete and being decommissioned, the developer shall, at its own expense, remove the telecommunications structures and associated equipment.

**Reason:** In the interest of orderly development.

3. The antennae type and mounting configuration shall be in accordance with the details submitted with the application and the appeal and shall not exceed 15 metres in height and, notwithstanding the provisions of the Planning and Development Regulations 2001, as amended, and any statutory provision amending or replacing them, shall not be altered without a prior grant of planning permission.

**Reason:** To clarify the nature and extent of permitted development to which this permission relates and to facilitate a full assessment of any future alterations.

4. Details of the proposed material finish/colour scheme for the telecommunications structure and ancillary structures (which shall closely reflect the existing appearance of the roof) shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

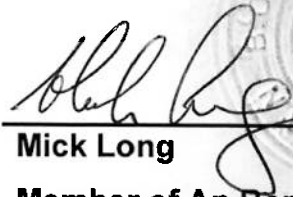
**Reason:** In the interest of the visual amenities of the area.


5. No advertisement or advertisement structure shall be erected or displayed on the proposed structure or its appendages without a prior grant of planning permission.

**Reason:** In the interest of the visual amenities of the area.

6. The developer shall provide and make available, subject to reasonable terms, the proposed support structure for the provision of mobile telecommunications antenna of third-party licenced telecommunications operators.

**Reason:** In the interest of the avoidance of multiplicity of telecommunications structures in the area, in the interest of visual amenity, and the proper planning and sustainable development of the area.

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



Dated this 30<sup>th</sup> day of January 2024.