



An
Bord
Pleanála

Board Order ABP-318015-23

Planning and Development Acts 2000 to 2022

Planning Authority: Dún Laoghaire-Rathdown County Council

Planning Register Reference Number: CTT.22.050-273264

Appeal by Emerald Tower Limited care of Entrust Limited care of Unit 1D, Deerpark Business Centre, Oranmore, County Galway against the decision made on the 12th day of April, 2023 by Dún Laoghaire-Rathdown County Council to refuse a licence for the proposed development.

Licence Application: Section 254 licence for the installation of a 10.8 metres single operator pole, associated equipment, together with ground-based equipment cabinets and all associated site development works for wireless data and broadband services at Colliemore Road, Dalkey, 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.

Reasons and Considerations

In considering the grounds of appeal, the submissions on file and the policy framework provided by the Dún Laoghaire-Rathdown Development Plan 2022-2028, the Board in noting that the residual footpath width would be less than the 1.8 metres requirement for safe movement, the lack of an alternative viable and safe pedestrian route for footpath users, the proposed site location relative to the area of Specific Local Objective 130, considered that the proposed structures would detract from the character of the area, would be inconsistent with Section 12.9.8 (Telecommunications) of the Dún Laoghaire-Rathdown Development Plan 2022-2028 and Specific Local Objective 130 in terms of significant visual impacts within a sensitive receiving environment and, therefore, would be contrary to the proper planning and sustainable development of the area.



Joe Boland

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

Dated this *28TH* day of *May* 2024.