



An
Bord
Pleanála

Board Order ABP-318691-23

Planning and Development Acts 2000 to 2022

Planning Authority: South Dublin County Council

Planning Register Reference Number: S25423/15

Appeal by Signal Infrastructure Limited (a Cellnex Company) care of David Mulcahy Planning Consultants Limited of 67 The Old Mill Race, Athgarvan, County Kildare against the decision made on the 13th day of November, 2023 by South Dublin County Council to refuse a licence.

Licence Application: Telecommunications streetworks solution and ground cabinet at Orwell Road, Templeogue, 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.

Reasons and Considerations

1. Having regard to the location of the site, within the South Dublin County Council Part 8 Active Travel Scheme (Wellington Lane Walking and Cycling Scheme), the Board is not satisfied that the proposal to retain, in situ, the existing street pole and cabinet would be in accordance with section 254(5)(d) of the Planning and Development Act 2000, as amended. The Board considered that the development would militate against the convenience and safety of road users including pedestrians in terms of planned infrastructure to improve and facilitate more sustainable forms of transport.
2. Having regard to the provisions of the 'Telecommunications Antennae and Support Structures - Guidelines for Planning Authorities' (Department of the Environment and Local Government 1996), the policies and objectives of the South Dublin County Development Plan 2022-2028, the location of the proposed development within an urban area and where existing telecommunications structures are located less than two kilometres from the site, it is considered that insufficient technical justification and up to date evidence has been provided in respect of alternative sites, to support the location of the development. IE5 Objective 4 of the development plan seeks to discourage a proliferation of telecommunication masts in the county and promote and facilitate the sharing of facilities, this objective is considered reasonable. The proposed development would be contrary to the above-mentioned guidelines and contrary to the above-mentioned objective of the statutory plan for the area. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

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.



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

Dated this 12th day of July 2024