



An  
Bord  
Pleanála

## Board Order ABP-318726-23

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**Planning and Development Acts 2000 to 2022**

**Planning Authority: Fingal County Council**

**Planning Register Reference Number: S254/13/23**

**Appeal** by On Tower Ireland 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 17<sup>th</sup> day of November, 2023 by Fingal County Council to refuse a licence for the proposed development.

**Licence Application:** Streetpole solution to address identified mobile and mobile broadband coverage blackspots on public grass verge along Station Road, 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.

## Reasons and Considerations

Having regard to the Fingal County Development Plan 2023-2029 and to the siting of the proposed development on the primary route between Lusk and Rush, it is considered that the proposed development may restrict and conflict with possible design solutions relating to a future active travel connection scheme between Lusk and Rush and would, therefore, contravene Policy Objective CSO50 of the Development Plan. In failing to assist the delivery of a strategic objective of the Fingal County Development Plan 2023-2029, the proposed development would not be in accordance with the proper planning and sustainable development of the area.

In deciding not to accept the Inspector's recommendation to grant permission, the Board took the view that the strategic objective for active travel provision between Lusk and Rusk is clearly set out in the current Development Plan for the area. In agreeing with the decision of the planning authority, the Board concurred that the potential constraint of space, at this site, in the future design and delivery of that objective is considered significant in the context of CSO50.



**Eamonn James Kelly**

**Member of An Bord Pleanála**

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

Dated this 16<sup>th</sup> day of July, 2024.