

An  
Bord  
Pleanála

**Board Order**  
**ABP-318898-24**

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**Planning and Development Acts 2000 to 2022**

**Planning Authority: Cavan County Council**

**Planning Register Reference Number: 23/60235**

**Appeal** by On Tower Ireland Limited care of Indigo of 4Site House, Raheen Business Park, Limerick against the decision made on the 15<sup>th</sup> day of December, 2023 by Cavan County Council to refuse permission for the proposed development.

**Proposed Development:** To install a 21 metre multi-user lattice type telecommunications support structure, carrying antenna and dishes enclosed within a 2.4 metre high palisade fenced compound together with associated ground equipment cabinets and associated site works, including access track on lands at Townparks, Ballyhaise, County Cavan.

## **Decision**

**GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.**

## Reasons and Considerations

Having regard to the provisions of the Cavan County Development Plan 2022-2028, the Telecommunications Antennae and Support Structures – Guidelines for Planning Authorities, 1996 and associated Circular Letter PL07/12, the existing pattern of development in the area, and the nature and scale of the proposed development, it is considered that, subject to compliance with the conditions set out below, the proposed development would not seriously injure the character and setting of St. Mary's Church (Protected Structure reference number RPS CV0824) or the visual amenities of the area or of property in the vicinity. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

## Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars received by An Bord Pleanála on the 19<sup>th</sup> day of January 2024, 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 development shall be carried out and completed in accordance with the agreed particulars.

**Reason:** In the interest of clarity.

2. Prior to commencement of development, details of the proposed colour scheme for the telecommunications structure, ancillary structures and fencing shall be submitted to, and agreed in writing with, the planning authority. The monopole mast shall not be painted green.

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

3. The proposed telecommunication monopole shall have a maximum height of 18 metres.

**Reason:** In the interest of clarity.

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

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

5. Surface water drainage arrangements for the proposed development shall comply with the requirements of the planning authority.

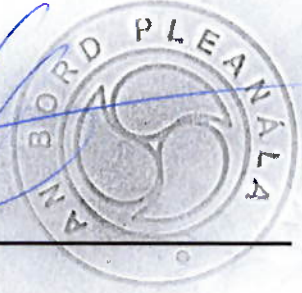
**Reason:** In the interest of public health.

6. Details of a proposed landscaping scheme shall be submitted to, and agreed in writing with, the planning authority prior to the commencement of development.

**Reason:** In the interest of visual amenity.

7. The site shall be reinstated upon the removal of the telecommunication structure and ancillary structures. Details of the reinstatement shall be submitted to, and agreed in writing with, the planning authority prior to the commencement of development.

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



**Tom Rabbette**

**Member of An Bord Pleanála**

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

**Dated this**

*10<sup>th</sup>* day of *Sep.*

**2024.**