

An
Bord
Pleanála

Board Order ABP-319024-24

Planning and Development Acts 2000 to 2022

Planning Authority: Kildare County Council

Planning Register Reference Number: S254L/000701

Appeal by Vantage Towers Limited care of Charterhouse of HQ, 27 Market Street, Listowel, County Kerry against the decision made on the 12th day of May, 2022 by Kildare County Council to refuse a licence for the proposed development.

Licence Application: Erection of a 15-metre-high telecommunications street-work structure length by 3.2 metres, depth by 0.9 metres, total area of 2.88 square metres at Curragh Grange, Moorefield, Newbridge, County Kildare.

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 **GRANT** a licence based on the reasons and considerations under and subject to the conditions set out below.

Reasons and Considerations

Having regard to section 254 of the Planning and Development Act 2000, as amended, the provisions of the Kildare County Development Plan 2023-2029, including Section 15.11.4 (Telecommunications and Supporting Infrastructure) and Policy EC P20, and the 'Telecommunications Antennae and Support Structures Guidelines for Planning Authorities (1996) (as updated by Circular Letters PL 07/12 and PL11/2020 respectively), it is considered that, subject to compliance with the conditions set out below, the proposed development would not endanger public safety by reason of traffic hazard, would not be visually intrusive or seriously injure the visual or residential amenity of the area or of property in the vicinity, and would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The proposed development shall be carried out and completed in accordance with the plans and particulars lodged with the application, 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. The licence shall be valid for three years from the date of this order. The telecommunications structure and related ancillary structures, including any access arrangements, shall then be removed and the lands shall be reinstated on removal of the telecommunications structure and ancillary structures unless, prior to the end of the period, a licence shall have been granted for their retention for a further period.

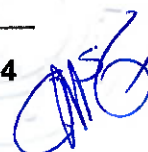
Reason: To enable the impact of the development to be re-assessed, having regard to the potential future delivery of a cycleway in the area.

3. In the event of the licence for the telecommunications structure and ancillary structures expiring, the structures shall be removed, and the site shall be reinstated within three months of their removal. Details regarding the removal of the structures and the reinstatement of the site shall be submitted to, and agreed in writing, within one month of the structures ceasing to operate, and the site shall be reinstated in accordance with details submitted to the planning authority at the expense of the operator.

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

4. No additional dishes, antennae or other equipment, other than indicated on the drawings received by the planning authority with the proposed licence application, shall be attached to the pole or otherwise erected on the site without first obtaining the written consent of the planning authority.

Reason: In the interest of visual amenity.



5. No advertisement or advertisement structure shall be erected or displayed on the proposed structure or within the curtilage of the site.

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



Chris McGarry

Member of An Bord Pleanála

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

Dated this 3rd day of December 2024.