



An  
Bord  
Pleanála

## Board Order ABP-319184-24

**Planning and Development Acts 2000 to 2022**

**Planning Authority: Dublin City Council**

**Planning Register Reference Number: TIL007-22**

**Appeal** by Peter O'Neill of 13 Bluebell Avenue, Bluebell, Dublin against the decision made on the 23<sup>rd</sup> day of June, 2022 by Dublin City Council to grant, subject to conditions, a licence to Cignal Infrastructure Limited (a Cellnex Company) care of David Mulcahy Planning Consultants Limited of 67 The Old Mill Race, Athgarvan, County Kildare

**Licence Application:** Section 254 licence for telecommunications cabinet and associated works on a public grass verge along Old Naas Road, between the Naas Road/Old Naas Road and Bluebell Avenue/Old Naas Road junctions, 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 **GRANT** a licence, based on the reasons and considerations under and subject to the conditions set out below.

## REASONS AND CONSIDERATIONS

Having regard to the provisions of section 254 of the Planning and Development Act 2000, as amended, to national, regional and local policy objectives, as set out in the Dublin City Development Plan 2022-2028, to support the development of a sustainable telecommunications network throughout the city, to the Department of Environment, Heritage and Local Government section 28 Statutory Guidelines, "Telecommunications Antennae and Support Structures: Guidelines for Planning Authorities, 1996, as updated by circular letter PL 07/12 in 2012, and to 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 residential or visual amenities of the area or of property in the vicinity, would not be prejudicial to public health and would be acceptable in terms of traffic safety and convenience. 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 licence 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 development shall be carried out and completed in accordance with the agreed particulars.

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

2. This licence shall be valid for five years from the date of this Order. The telecommunications structure and related ancillary structures shall then be removed and the lands reinstated on removal of the telecommunications structure and ancillary structures unless, prior to the end of the period, continuance 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 changes in technology and design during the specified period.

3. Details of the proposed colour scheme for the telecommunications structure and ancillary structures shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

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

4. No additional dishes, antennae or other equipment, other than indicated on Drawing Number SR\_1449-105 Rev. A, 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.

6. Within three months of the date of this Order, the applicant shall submit, for the written agreement of the planning authority, details for the decommissioning of the existing Vodafone DN148 site, which the mast, the subject of this license replaces. The details submitted shall include the timeframe for this work.

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

  

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Mary Henchy

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

Dated this 28<sup>th</sup> day of August 2024