

An
Coimisiún
Pleanála

**Commission Order
ACP-323090-25**

Planning and Development Act 2000, as amended

Planning Authority: Limerick City and County Council

Planning Register Reference Number: SM254TM/01/025

Appeal by Shared Access Limited against the decision made on the 29th day of May, 2025 by Limerick City and County Council to refuse permission for the proposed development.

Licence Application: The construction of a 18 metres high telecommunications structure with associated antenna and cabinet at Caherdavin, Ennis Road, Limerick.

Decision

In exercise of the powers conferred on it under section 254 of the Planning and Development Act, 2000, as amended, An Coimisiún 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: -

- (a) the provisions of section 254 of the Planning and Development Act, 2000, as amended,
- (b) the applicant's justification for telecommunications infrastructure on this site and the strategic and locational advantage for delivering digital connectivity for Limerick City,
- (c) the national guidelines on Telecommunications Antennae and Support Structures Guidelines for Planning Authorities (issued by the Department of the Environment, Heritage and Local Government 1996),
- (d) the policies and objectives of the Limerick Development Plan 2022-2028 specifically Objective IN O5 Telecommunication Support and the overall design of the infrastructure and its minimal impact as demonstrated in the submitted photomontages,

it is considered that, subject to compliance with the conditions set out below, the proposed development would not have a significant negative visual impact on the urban setting of Limerick, would not lead to a flood risk in the area, would not cause any traffic hazard or negative impact on the movement of pedestrians and would, therefore, be in accordance with the proper planning and sustainable development of the area.

The Board considered that the development is a project for the purposes of the Environmental Impact Assessment Directive. However, the Commission 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.

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

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

3. Details of the proposed colour scheme for the pole, antennas, equipment containers shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development.

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

4. In the event of the telecommunications structure and ancillary structures hereby permitted ceasing to operate for a period of three months, 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 three months of the structures ceasing to operate, and the site shall be reinstated in accordance with the agreed details at the operators expense.

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

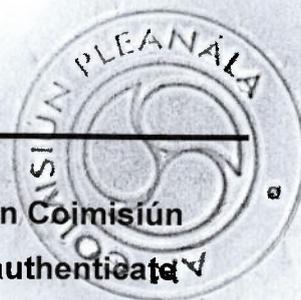


Declan Moore

Planning Commissioner of An Coimisiún

Pleanála duly authorised to authenticate

the seal of the Commission.



Dated this **5th** day of **FEBRUARY** 2026.