COR	RESPONDENCE FORM

CORRES	PONDENCE FORM File With
Appeal No: ABP 30 315420	-22
Please treat correspondence received on	3011 23 as follows:
 1. Update database with new agent for Appli 2. Acknowledge with BP	
Amendments/Comments Applicant's response Acknowledge Applic Task 315910-23 BP Case Narrative	to referral ND 30/1/23 and with BRRL 20 RL 20
4. Attach to file (a) R/S	RETURN TO EO WY.
EO: Karer Hickey Date: 30/1/23	Plans Date Stamped Date Stamped Filled in AA: Care Teeling Date: 31/01/23

	With
HILE	VALEL

SECTION 131 FORM

opeal NO:_ABP_315420-22	Defer Re O/H
D:SEO aving considered the contents of the submission dated.	received 301123
om I recommend that section De/not be invoked at this stage for the following reason(424 of the Planning and Development Act, 2000
=.0.: Van	Date: 1/2/23
To EO: Section 131 not to be invoked at this stage. Section 131 to be invoked – allow 2/4 weeks for reply	y. 🗆
S,E.O.:	Date:
S.A.O:	Date:
Please prepare BP Section 131 is submission	notice enclosing a copy of the attached
to: Task No:	
l e	
Allow 2/3/4weeks - BP	Date:

mes Sweeney

From:

Bord

Sent:

Monday 30 January 2023 14:56

To:

Appeals2

Subject:

FW: ABP-315420-22

Attachments:

22.159 Copy of Licence no. LC-19-15.pdf; Ros Co Co Ref to An Bord Pleanala.pdf;

22.159 Agents Cover Letter letter to ABP.pdf

From: Michael Daly <mdaly@collinsboydeng.com>

Sent: Monday, January 30, 2023 2:34 PM

To: Bord <bord@pleanala.ie>

Cc: Eamon Collins <ecollins@collinsboydeng.com>

Subject: ABP-315420-22

Good afternoon,

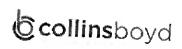
As agents on behalf of Mr. Pat Vesey we make the following submission in relation to ABP-315420-22 which includes

- 1. Agents cover letter
- 2. Copy of licence LC-19-15
- 3. Copy of referral letter from Roscommon County Council.

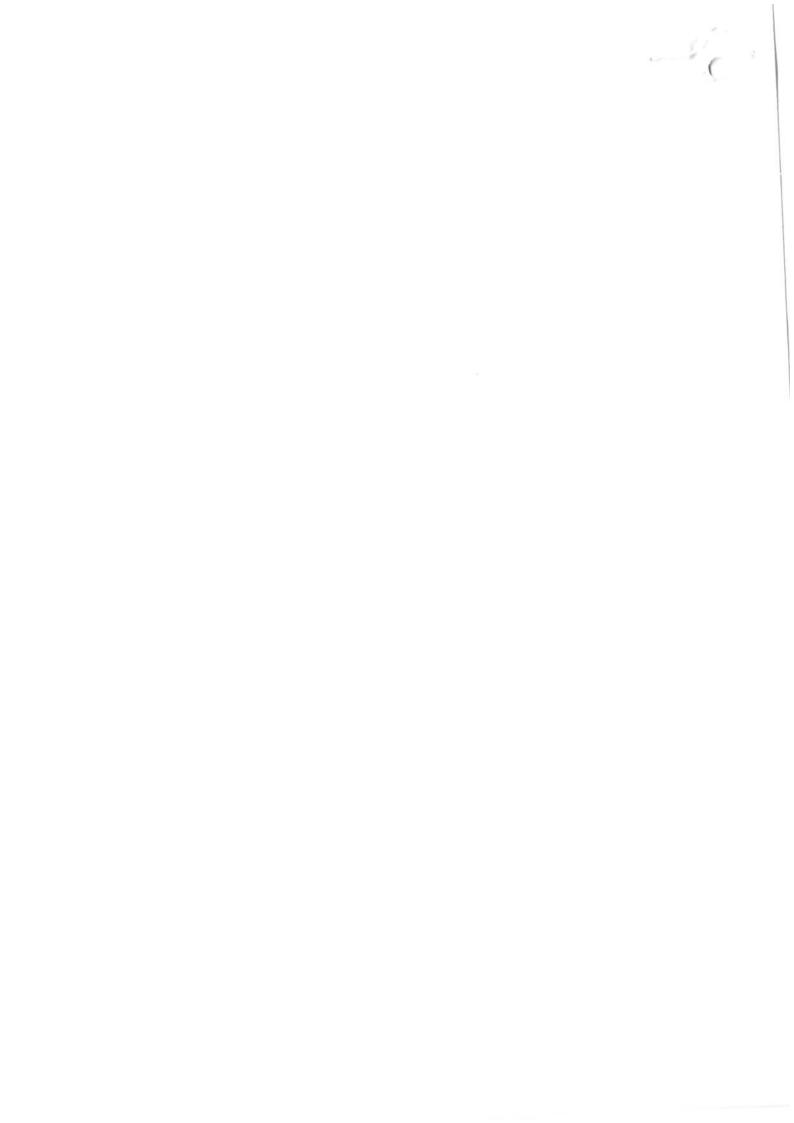
As this is the last day for making a submission for this case, I request that an email confirming receipt of this

Thanks Regards

Micheal Daly



Chartered Engineers & Architects Phone 00-353-90-6634421 mdaly@collinsboydeng.com





GALLVAY ROAD, ROSCOMMON, CO. ROSCOMMON.

T. 090 663 4421 F. 090 663 4423 ELINEO A COLLINSBOYDENG.COM

WWW.COLLINSBOYDENG.COM

An Bord Pleanala

64 Marlborough Street

Dublin 1

D01 V902

Date- 30/01/2023

Planning Authority Ref: DED 531

Re: Application for a Declaration under Section 5 of the Planning & Development Act 2000 (as amended), regarding Exempted Development.

Development: consisting of the erection of Antennae support structure located in Ballyclare, Ballyleague, Co. Roscommon opposite the entrance to St Faithleach's Football Pitch.

Re: Case No. ABP-315420-22

To Whom it may concern,

We refer to your letter dated 29/12/22 and have the following comments.

The application for a declaration sought by us on behalf of the landowner, Mr. Pat Vesey has not been properly considered or dealt with by the Planning Authority. The Planning Authority as is their right may refer any matter to the Board under Section 5 (4) of the Act. The Planning Authority have used our application to them to seek their own declaration. This may be an acceptable approach subject to our consent on the use of our drawings and information. We would not have any objection in principle to the use of our application by the Planning Authority if it was presented in the manner we did. In the circumstances of this application we would ask that the Board disregard reports added to our application by the Planning Authority. We would ask that they not be

considered in the Board's assessment. The Planning Authority are introducing irrelevant information and have not considered relevant information.

In the case of the former the Planning Authority reference the concept of the 'public domain'. There is no such reference anywhere in the planning acts. The Planning Authority also reference a Section 254 licence, the existence or otherwise of such a licence has no bearing whatsoever on whether any particular works is development or exempt development. The relevant information not considered is the undisputed evidence presented by us that our client is the owner of the land and the Planning Authority have made no reference to the exempt development provisions of the acts or the regulations.

We trust that the Board will remedy these omissions and that it will not allow itself to be distracted by the introduction of irrelevant information.

Please advise if we can be of any further assistance to the Board.

For and On Behalf of

Fara Call

Collins Boyd Engineers & Architects

Attachments;

- 1. Copy of Licence Ref. no. LC/19/15
- 2. Copy of referral letter received from Roscommon County Council.



Comhairle Contae Ros Comáin Roscommon County Council



REGISTERED POST

Pat Vesey, Ballyclare, Ballyleague, Co. Roscommon,

Date: 21st December, 2022

Ref: **DED 531**

Application for a Declaration under Section 5 of the Planning & Development Re:

Act 2000 (as amended), regarding Exempted Development.

Development: consisting of the erection of Antennae support structure located in Ballyclare,

Ballyleague, Co. Roscommon opposite the entrance to St. Faithleach's Football Pitch.

A Chara,

I refer to the above application for a Declaration under Section 5 of the Planning & Development Act 2000(as amended).

I wish to advise that this application has been referred by the Planning Authority to An Bord Pleanála under Section 5(4) of the Planning and Development Act 2000(as amended).

Mise le meas,

Mary Dolah,

Administrative Officer,

Planning Section.

CC: Collins Boyd,

Engineering & Architects,

Galway Road,

Roscommon,

Co. Roscommon.

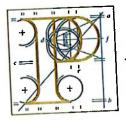




Our Case Number: ABP-315420-22

Planning Authority Reference Number: DED531

Your Reference: Pat Vesey



Bord Pleanála

Collins Boyd Engineers & Architects Galway Road Roscommon Co. Roscommon

Date: 29 December 2022

Re: Whether the antennae support structure is or is not development and is or is not exempted

development.

Ballyclare, Ballyleague, Co. Roscommon.

Enclosed is a copy of a referral under the Planning and Development Act, 2000, (as amended).

In accordance with section 129 of the Planning and Development Act, 2000, (as amended), you may make submissions or observations in writing to the Board in relation to the referral within a period of 4 weeks beginning on the date of this letter.

Please note that in accordance with section 251 of the Planning and Development Act, 2000, (as amended), the period beginning on 24th December and ending on 1st January, both dates inclusive, should be disregarded for the purposes of calculating the last date for lodgement of submissions or observations.

Any submissions or observations received by the Board outside of that period shall not be considered and where none have been validly received, the Board may determine the referral without further notice to you.

Please quote the above referral number in any further correspondence.

Yours faithfully,

Wendy Sullivan

Administrative Assistant

BPRL05 - Xmas



Comhairle Contae Ros Comáin Roscommon County Council



REGISTERED POST The Secretary, An Bord Pleanála 64 Marlborough St., **DUBLIN 1. DO1 V902.**

Date: 21st December, 2022

Ref: **DED 531**

AN BORD PLEANÁLA LDG- 060176-2 ABP- 315420-22

Re:

Application for a Declaration under Section 5 of the Planning & Development Act (2000) as amended, regarding exempted development; development consisting of the erection of Antennae support structure located in Ballyclare, Ballyleague, Co. Roscommon opposite the entrance to St. Faithleach's Football Pitch.

A Chara,

Roscommon County Council wishes to refer DED 531 to An Bord Pleanála for decision by the Board.

Please find enclosed copy of the DED application received by Roscommon County Council together with all associated reports and correspondence.

Please find enclosed also cheque in the sum of €110.00 being fee for this referral.

Mise le meas,

Mary Dolan,

Administrative Officer,

Planning Office.









Roscommon Council Courthouse, Roscommon.

AN BORD PLEANALA 64 MARLBORO STREET DUBLIN 1 Ireland

REMITTANCE ADVICE / FAISNÉIS ÍOCAÍOCHTA

L/Emilia com		
- No	469779	
Cheque No.	18039	
Supp ID / Ulmh. Altheantals	21/12/2022	
Date / Dáta	21/12/2022	
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		- Poli	AMOUNT/	Payable Iníoctha
Your Ref/ Bhur dTagairt	Inv Date/ Dáta Sonraisc	Our Ref/ Ár dTagairt	SUIM EUR	EUR 110.00
DED 531 PAT	19/12/2022	30470692	1,5.50	
·			110.00	110.0
PAGE TOTAL / IOML	N AN LEATHANAIGI	H EUR	110.00	110.0
GRAND TOTAL / MÓ	RIOMLÁN	DA - Non Resident Landlo	rd	

WH = Withholding Tax CT = Subcontractors Tax CMP = Late Payment Compensation

RA = Non Resident Landlord

Planner's Report on application under Section 5 of the Planning and Development Act 2000-2015

Reference mber:

DED 531

Re:

Application for a Declaration under Section 5 of the Planning and Development Act 2000 as amended, regarding Exempted Development to

for an Antennae Support Structure.

Name and Address of Applicant: Pat Vessey

Location of Development: Ballyclare, Ballyleague, Co. Roscommon

WHEREAS a question has arisen as to whether an antenna support structure at Ballyclare, Ballyleague, Co.

is or is not development, and is or is not exempted development:

I have considered this question, and I have had regard particularly to -

- (a) Sections 2, 3, 4 and 5 of the Planning and Development Acts 2000 (as amended);
- (b) SECTION 254 (1) (ee)of the Planning and Development Acts 2000 (as amended)
- (c) The record forwarded to Roscommon County Council in accordance with subsection (6)(c) of Section 5 of the Planning and Development Acts 2000 (as amended);

Site Location & Development Description

The development is located in the public domain in the settlement of Ballyleague. The site consists of a monopole and a control kiosk for the mast. The pole is 14.8 m high and consists of one dish.

Planning History:

00/1390: Permission granted for a dwelling.

Other relevant history:

Licence issued under Section 254 of the Planning and Development Act for a 15-metre high Smart Streetpole with an approximate diameter of 324mm and operator cabinet at Ballyleague (off N63).

Relevant statutory provisions

Planning and Development Acts 2000 (as amended)

Section 2.-(1)

"works" includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal and, in relation to a protected structure or proposed protected structure, includes any act or operation involving the application or removal of plaster, paint, wallpaper, tiles or other material to or from the surfaces of the interior or exterior of a structure.

Section 3.-(1)

In this Act, "development" means, except where the context otherwise requires, the carrying out of any works on, in, over or under land or the making of any material change in the use of any structures

Section 254:

- (1) Subject to subsection (2), a person shall not erect, construct, place or maintain—
- (a) a vending machine,
- (b) a town or landscape map for indicating directions or places,
- (c) a hoarding, fence or scaffold,
- (d) an advertisement structure,
- (e) a cable, wire or pipeline,

F1092[(ee) over ground electronic communications infrastructure and any associated physical infrastructure,]

(f) a telephone kiosk or pedestal, or

(g) any other appliance, apparatus or structure, which may be prescribed as requiring a licence under this section,

on, under, over or along a public road save in accordance with a licence granted by a planning authority under this section.

<u>Assessment</u>

Notwithstanding the fact that the Section 5 provision in the Act allows a party to generally query whether a development is exempt, this Section 5 application refers to a specific development and location. In light of the fact Roscommon County Council has issued a licence under Section 254 of the Planning and Development Act 2000 as amended for the structure on site and An Bord Pleanala being the higher Planning Authority I recommend this application is referred to An Bord Pleanala for decision.

Recommendation

Having regard to the above, I recommend that this Section 5 application is referred to An Bord Pleanala for decision.

Signed Paula Connaughton Executive planner	Date: (6/12/22
Signed	Date:









<u>MEMORANDUM</u>

To:

South Roscommon Area.

From:

Caroline Mockler, Planning Department.

Date:

5th December 2022.

Re:

Application for a Declaration under Section 5 of the Planning & Development

Act 2000 (as amended), regarding Exempted Development.

Development: Antenna Support Structure at Ballyclare, Ballyleague, Co. Roscommon.

Applicant:

Pat Vessey.

Planning Ref: DED 531.

Attached, please find an application for a Declaration under Section 5 of the Planning & Development Act 2000 (as amended) regarding Exempted Development from Pat Vessey, which was received on 25th November, 2022.

Please let me have your recommendation.

Senior Staff Officer,

Planning.

Cal ine Mockler

From:

Planning Department

Sent:

Monday 5 December 2022 12:35

To:

'info@collinsboydeng.com'

Subject:

RCC DED Ref. No.: DED 531- Acknowledgement of Request for Declaration under

Section 5 of the Panning & Development Act.

Attachments:

DED531 Ack App Agent.pdf

A Chara,

Please find attached, letter of acknowledgement in respect of request for a declaration under Section 5 of the Planning & Development Act 2000 (as amended), reference no. DED 531.

A hard copy of this acknowledgement will also issue by post today.

Mise le meas,

Caroline Mockler | Senior Staff Officer | Roscommon County Council

| M: planning@roscommoncoco.ie | www.roscommoncoco.ie

Aras an Chontae, Roscommon, Co. Roscommon. F42 VR98 MAP LOCATION







Comhairle Contae Ros Comáin Roscommon County Council



Pat Vessey, Ballyclare, Ballyleague, Co. Roscommon.

Date:

5th December 2022

Planning Reference:

DED 531

Re:

Application for a Declaration under Section 5 of the Planning & Development

Act 2000 (as amended), regarding Exempted Development.

Development:

Antenna Support Structure at Ballyclare, Ballyleague, Co. Roscommon.

A Chara,

I wish to acknowledge receipt of your application received on the 25th November, 2022, for a Declaration under Section 5 of the Planning & Development Act 2000 (as amended), regarding Exempted Development along with the appropriate fee in the sum of €80.00 Receipt No. L01/0/220105 dated 29th November 2022 refers, receipt attached herewith for the attention of the Agent.

Note: Please note your Planning Reference No. is DED 531. This should be quoted in all correspondence

Mise le meas,

Planning.

CC: BY EMAIL:

Collins Boyd Engineers & Architects,

Galway Road, Roscommon.



Roscommon County Council Aras an Contae Roscom. 09066 37100

29/11/2022 13:48:37

Receipt No. L01/0/220105

PAT VESEY C/O COLLINS BOYD ENGINEERS & ARCH GALWAY RD ROSCOMMON

EXEMPTED DEVELOPMENT

PLANNING APPLICATION FEES GOODS 80.00 VAT Exempt/Non-vatable DED 531 80 06

Total:

80.00 EUR

Tendered .

80.00

Cheque 3202

Change:

0.00

Issued By : Louis Can office



GALWAY ROAD, ROSCOMMON, CO. ROSCOMMON

T. 090 663 4421 F. 090 663 4423 E. INFO@ COLLINSBOYDENG COM

WWW.COLLINSBOYDENG.COM

24th November 2022.

The Secretary,
Roscommon County Counc'l,
Aras an Chontae,
Roscommon,



Re: Declaration under Section 5 of the Planning and Development Acts 2000-2022.

Dear Sir/Madam

We Collins Boyd, Engineers and Architects, of Galway Road Roscommon have been retained by Mr. Pat Vesey of Ballyclare, Ballyleague, Co. Roscommon to seek a declaration on whether or not an Antennae Support Structure 14.8m high is development or exempt development. The support structure is located in Ballyclare, Ballyleague opposite the entrance to St. Faithleachts Football Pitches on the northern side of the N63. It is sited on our client's lands. I attach site location map together with, site ayout plan, photograph of the structure, land registry details (Folio Nr. RN2207F) and the application form for a Declaration under Section 5 of the Planning and Development Act 2000. The ITM centroid of the mast has co-ordinates 599348.449,769648.5.

We enclose the prescribed fee of $\in 80$. Please advise if any further information is required to process this application.

Yours sincerely,

Eamon Collins

Director

BEng(Hons) Eur Ing C.Eng FIEI

Directors: Eamon Collins BE CEng MIEI, Stephen Boyd BE CEng MIEI, Adrian Gacquin MRIAI Offices in Roscommon and Galway Company Registered No. 396452 VAT No. 1E64164521





Roscommon, Co. Roscommon.

Phone: (090) 6637100

Email: planning a roscommoncoco.ie

Roscommon County Council

Application for a Declaration under Section 5 of the Planning & Development Act 2000, regarding Exempted Development

Nama	Ox il and
Name:	tat Vessey
Address:	Ballyclore
	Ballylevere
	Co. O Poscome
Name & Address of Agent:	Collins Day Francers of Merry
	Collins Day Francers & French
and Majorice	
Nature of Proposed Works	Autennal Support
	Structure 1
Location (Townland & O.S No.)	Delly on See attached
Floor Area	MA
Height above ground level	14.79 M
Total area of private open space remaining after completion of this development	4/4
Roofing Material (Slates, Tiles, other) (Specify)	4/4
Proposed external walling (plaster stonework, brick or other finish, giving colour)	NA
Is proposed works located at front/rear/side of existing house.	4/8

Roscommon County Council

Application for a Declaration under Section 5 of the Planning & Development Act 2000, regarding Exempted Development

Has an application been made previously for this site	No
if yes give ref. number (include full details of existing extension, if any)	4)4
Existing use of land or structure	Aconcultural
Proposed use of land or structure	Communications
Distance of proposed building line from edge of roadway	NA
Does the proposed development involve the provision of a piped water supply	1/A
Does the proposed development involve the provision of sanitary acilities	NIA

Date:

Note: This application must be accompanied by:-

(a) €80 fee

(b) Site Location map to a scale of 1:2500 clearly identifying the location

(c) Site Layout plan to the scale of 1:500 indicating exact location of proposed

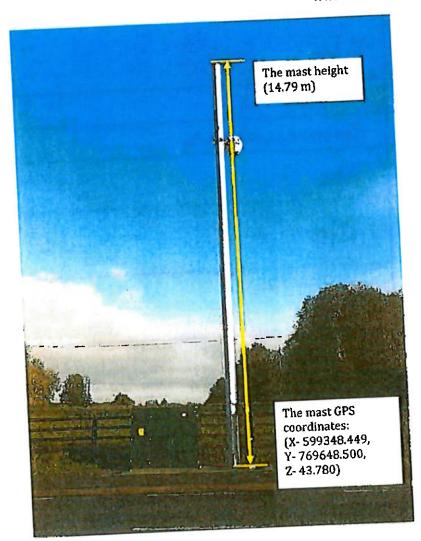
(d) Detailed specification of development proposed

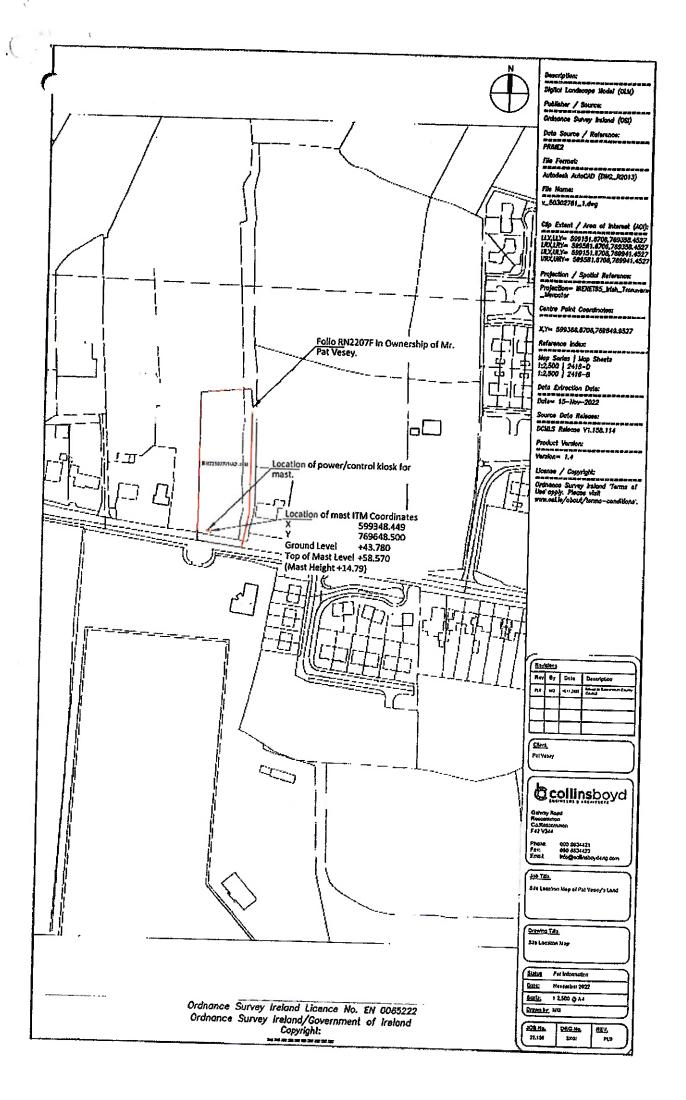


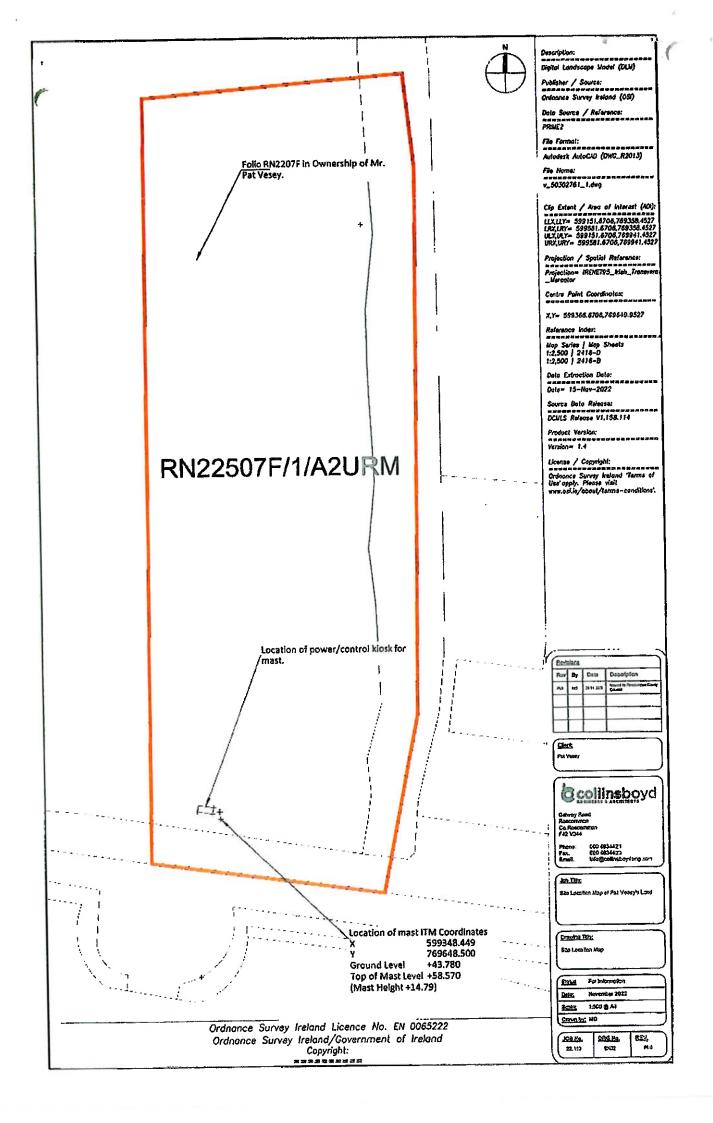
GALWAY ROAD. ROSCOMMON, CO. ROSCOMMON

T. 090 663 4421 F. 090 653 4423 E. INFO a COLLINSBOYDENG.COM

WWW.COLLINSBOYDENG,COM







Planning and Development Act 2000 (as amended)

Notification of Decision to Grant a Licence under Section 254 of the Act

Cignal Infrastructure Ltd., Suite 309, Q House, 76 Furze Rd., Sandyford Industrial Estate, Dublin 18.

Licence Reference Number:

LC/19/15

Application Received:

23/4/2019

In pursuance of the powers conferred upon them by the above mentioned Acts, Roscommon County Council (being the Planning Authority of the whole of the County of Roscommon) has by Order dated 17th October, 2019, decided to Grant a Licence to the above named

Application for a licence for the provision of a 15-metre high Smart Streetpole with an approximate diameter of 324mm and operator cabinet at Ballyleague (off N63), Co. Roscommon.

For a period from:

17th October, 2019 to 16th October, 2024 (5 years)

Signed on behalf o

Administrative Off Planning Departms

CC:

Jason Redr Civil Struct 5 Lismard (Portlaoise, Co. Laois.

ROSCOMMON COUNTY COUNCIL

LOCAL GOVERNMENT (PLANNING & DEVELOPMENT) ACT 2000 (as amended)

CHIEF EXECUTIVE'S ORDER DECIDING TO GRANT A LICENCE UNDER SECTION 254 OF THE PLANNING & DEVELOPMENT ACT 2000 (as amended)

Chief Executive's Orde	r No:	FL	840	19
Licence Reference No:		LC/19/15		1
Application Received:		18/06/201	.9	
Name and Address of Applicant:		Cignal Infrastructure Ltd.		
Nature of Application:		15-metre l approxima	nigh <mark>Smart</mark> Stro I <mark>te d</mark> iameter o Ballyleague (o	for the provision of a eetpole with an f 324mm and operator ff N63),
For a Period From:		17 th Octob (5 years)	er, 2019 to 16	th October, 2024
ORDER:	By virtue of the powers 1925 – 2016, and the Li 2000 (as amended) it is County Council on the LICENCE for the provisi approximate diameter (off N63), Co. Roscommschedule hereto.	ocal Govern thereby ord application tion of a 15-to of 324mm	ment (Planning lered that the I described above metre high Sm and operator of	g & Development) Act Decision of Roscommon re is to GRANT A art Streetpole with an cabinet at Ballyleague
Signed:ADMINISTRAT				
Date: 174	October, 2019.			

Roscommon County Council - Planning Report

<u>Ref. No:</u> LC 19/15

Description of development: Application for a licence for the provisi

Smart Streetpole with an approximate _

operator cabinet

Location:

Ballyleague (off N63), Co. Roscommon

Applicant(s):

Cignal Infrastructure Ltd

Planning Area:

South Roscommon

1.0 Planning Assessment

The file was referred to the Road Design office and the Area Engineer for comment. A response from the Municipal District Coordinator for Roscommon has outlined no objection to the proposal and that the proposal should be referred to the TII for comment. Under Planning Legislation there is no mechanism for the referral of License applications to statutory bodies. A similar application was received in Termonbarry for similar structure on a National Road and this has been granted a license by the Planning Authority (LC19/7 refers). Having regard to the foregoing and the particulars of this proposal, the Planning Authority have no objection in principle to the merits of a proposal of this nature.

Signed:

Pio Byrnes

South Roscommon Area Planner

Date: 16-10-19



Fro. Sent: Co: Subje John Mockler 10 October 2019 12:34

Mary Grier

Eugene Dwyer; David Caffrey; Pio Byrnes

RE: URGENT - response required on LC/19/15 Cignal Infrastructure Smart Pole at

Ballyleague

Mary

ct:

The Roscommon MD has no conditions to make on the Licence other than to ask was it referred to the TII for comment.

I would be of the opinion that this type of development is not covered under section 254 of the planning and development act and should therefore require planning permission under lease form Roscommon County Council. However if the TII are happy to allow the development then I have no issue.

Regards,

John Mockler.

Roscommon Municipal District Coordinator Roscommon County Council Áras an Chontae Church Road Roscommon Co. Roscommon F42 VR98 090 6637348 087 9902378

From: Mary Grier

jmockler@roscommoncoco.ie

To: Eugene Dwyer <EDwyer@roscommoncoco.ie>; John Mockler <JMockler@roscommoncoco.ie> Cc: Pio Byrnes <PByrnes@roscommoncoco.ie>; David Caffrey <DCaffrey@roscommoncoco.ie> Subject: URGENT - response required on LC/19/15 Cignal Infrastructure Smart Pole at Ballyleague

Importance: High

Eugene and John,

I'm just following up on previous e-mails that I sent about this license application, which was referred some months ago. Given the nature of the license application, your input and recommendation is essential. Can you please advise when a consultation response will be forthcoming (as a decision is required to issue by next week $-17^{\rm th}$ October).

Thanks, Mary

Mary Grier, Senior Planner,

Roscommon County Council, Email: mgrier@roscommoncoco.ie

Web: www.roscommoncoco.ie Tel No: +353 90 6632511

Fro Mary Dolan

Sen 9 October 2019 17:42

To: Mary Grier < MGrier@roscommoncoco.ie >

Cc: Pio Byrnes < PByrnes@roscommoncoco.ie >; David Caffrey < DCaffrey@roscommoncoco.ie >

Subject: LC/19/15 Cignal Infrastructure Smart Pole at Ballyleague

Importance: High

Hello,

Just a reminder.

The above Licence application which was received on 18/06/2019 is due for decision on 17/10/2019.

Regards,

Mary Dolan, Administrative Officer, Planning Department, Roscommon County Council, Áras an Chontae, Roscommon, F42 VR98.

E-mail: marydolan@roscommoncoco.ie

Tel. No. 090 6637176

MEMORANDUM

To:

Pio Byrnes, Assistant Planner, South Roscommon Area.

Date:

18th June, 2019

Re:

Planning & Development Act 2000 (as amended) Section 254

Application for a Licence for the provision of a 15 metre high Smart Streetpole with an approximate diameter of 324 mm and operator cabinet at Ballyleague, (off N63), Co.

Roscommon.

Applicant:

Cignal Infrastructure Ltd., Suite 309, Q House, 76 Furze Road, Sandyford Industrial Estate,

Dublin 18.

Reference No.

LC/19/15

Please find attached copy of Application Form for a Licence under Section 254 of the Planning & Development Act 2000 (as amended).

Please let me have your recommendation and appropriate conditions.

Mary Dolan

Administrative Officer,

Planning.

HS

H el Hunt

Fro...:

Hazel Hunt

Sent:

19 June 2019 13:12

To:

John Mockler; Jason Corbett

Cc:

Mary Dolan

Subject:

Scanned Documents Re Application for Licence for a Smart Streetpole at

Ballyleague (off N63) Co. Roscommon

Attachments:

Memo to Area Engineers.pdf; Licence Application LC1915.pdf; Licence Application

Maps A3.pdf

John/Jason,

Please find attached, details in relation to an application for a licence for the provision of a 15-metre high Smart Streetpole with an approximate diameter of 324mm and operator cabinet at Ballyleague (off N63), Co. Roscommon.

Scanned memo from Mary Dolan, Administrative Officer, Planning, Scanned Application Form details and Scanned Application A3 Maps

Applicant:

Cignal Infrastructure Ltd., Suite 309, Q House, 76 Furze Road, Sandyford Industrial Estate, Dublin

18.

Location:

Ballyleague (off N63) Co. Roscommon.

Please forward your recommendation/report by email to planning@roscommoncoco.ie as soon as possible.

Many thanks.
Regards,
Hazel Shannon,
Assistant Staff Officer,
Planning Department.
Telephone: 0906637141

MEMORANDUM

To:

John Mockler, Senior Executive Engineer, Roscommon Municipal District Co-Ordinator.

CC.

Jason Corbett, Assistant Engineer, Assistant Area Engineer, Strokestown Area Office.

Date:

18th June, 2019

Re:

Planning & Development Act 2000 (as amended) Section 254

Application for a Licence for the provision of a 15 metre high Smart Streetpole with an approximate diameter of 324 mm and operator cabinet at Ballyleague, (off N63),

Co. Roscommon.

Applicant:

Cignal Infrastructure Ltd., Suite 309, Q House, 76 Furze Road, Sandyford Industrial Estate,

Dublin 18.

Reference No.

LC/19/15

Please find attached copy of Application Form for a Licence under Section 254 of the Planning & Development Act 2000 (as amended).

Please let me have your recommendation and appropriate conditions.

Mary Dolan

Administrative Officer,

Planning.

HS

el Hunt

Fro...:

Hazel Hunt

Sent:

19 June 2019 13:10

To:

Eugene Dwyer

Cc:

Mary Dolan

Subject:

Scanned Documents Re Application for Licence for a Smart Streetpole at

Ballyleague (off N63) Co. Roscommon

Attachments:

Memo to Eugene Dwyer SE.pdf; Licence Application LC1915.pdf; Licence Application

Maps A3.pdf

Eugene,

Please find attached, details in relation to an application for a licence for the provision of a 15-metre high Smart Streetpole with an approximate diameter of 324mm and operator cabinet at Ballyleague (off N63), Co. Roscommon.

Scanned memo from Mary Dolan, Administrative Officer, Planning, Scanned Application Form details and Scanned Application A3 Maps

Applicant:

Cignal Infrastructure Ltd., Suite 309, Q House, 76 Furze Road, Sandyford Industrial Estate, Dublin 18.

Location:

Ballyleague (off N63) Co. Roscommon.

Please forward your recommendation/report by email to planning@roscommoncoco.ie as soon as possible.

Many thanks.
Regards,
Hazel Shannon,
Assistant Staff Officer,
Planning Department.
Telephone: 0906637141

MEMORANDUM

To:

Eugene Dwyer, Senior Engineer, Roads.

Date:

18th June, 2019

Re:

Planning & Development Act 2000 (as amended) Section 254

Application for a Licence for the provision of a 15 metre high Smart Streetpole with an approximate diameter of 324 mm and operator cabinet at Ballyleague, (Off N63),

Co. Roscommon.

Applicant:

Cignal Infrastructure Ltd., Suite 309, Q House, 76 Furze Road, Sandyford Industrial Estate,

Dublin 18.

Reference No.

LC/19/15

Please find attached copy of Application Form for a Licence under Section 254 of the Planning & Development Act 2000 (as amended).

Please let me have your recommendation and appropriate conditions.

Mary Dolan

Administrative Officer,

Planning.

HS



Comhairle Contae Ros Comáin Roscommon County Council



Cignal Infrastructure Ltd., Suite 309, Q House, 76 Furze Road, Sandyford Industrial Estate, Dublin 18.

Date: 18/06/2019

Planning Reference: LC/19/15

Planning & Development Act 2000 (as amended) Section 254. Re:

> Application for a Licence for the provision of a 15-metre-high Smart Streetpole with an approximate diameter of 324mm and operator cabinet at Ballyleague (off N63),

Co. Roscommon.

Period for which licence will be required: 5 years.

A Chara,

I acknowledge receipt of your application for a Licence for a period of 5 years, under Section 254 of the Planning & Development Act, 2000 (as amended). This application is valid as at the 18th July, 2019 following receipt of payment of €500.00, being the balance of the fee of €625.00 payable.

Please find, Receipt No. L01/0/200762 dated 12/06/2019 in respect of payment of €125.00 in regard to fee and Receipt No. L01/0/200864 dated 19/06/2019 in respect of payment of €500.00 being balance of fee due. Both receipts are forwarded for the attention of the Agent.

Note: Under no circumstances shall works commence unless a Licence has been granted.

Mise le meas,

Mary Dolan,

Administrative Officer,

Planning.

CC: Jason Redmond & Associates Consulting Engineers,

Civil Structural Project Management,

5 Lismard Court, Portlaoise.

Co. Laois.





Roscommon County Council Aras an Chontae Roscommon 09066 37100

18/08/2019 11:12:42

Receipt No : L01/0/200884

CIGNAL INFRASTRUCTION LTD C/O JASON REDMOND & ASSOCIATES CONSULTIN 5 LISMARD COURT PORTLAGISE CO. LAGIS

REF. LIC/19/15 (BAL €500) REF: 200762

LICENCE FEES P & D ACT GOODS 500.00

500 00

VAT Exempt/Non-vatable

Total:

500.00 EUR

Tendered :

Credit/Debit Card

500.00

Change .

0.00

Issued By . Amanda Scanlon From : Central Cash Office

Roscommr County Council Aras an Ci Roscommon 09066 37 100

12/06/2019 11:44:30

Receipt No : L01/0/200762

CIGNAL INFRASTRUCTION LTD
C/O JASON REDMOND & ASSOCIATES CONSULTIN
5 LISMARD COURT
PORTLAGISE CO. LAOIS

REF: LIC/19/15

LICENCE FEES P & D ACT GOODS

125.00

125.00

VAT Exempl/Non-vatable

Total:

125.00 EUR

Tendered

Cheque 1034

125.00

Change

0.00

Issued By · Amanda Scanlon From : Central Cash Office

ROSCOMMON COUNTY COUNCIL

Planning & Development Act, 2000 (Section 254)

Planning & Development Regulations 2001 - 2015 Article 202, 203 & Schedule 12

APPLICATION FOR LICENCE TO PLACE APPLICANCE OR STRUCTURES ON/UNDER/OVER OR ALONG A PUBLIC ROAD

I hereby apply for licence to erect/construct/place and maintain an appliance(s) or structure(s) on/under/over or along a public road in accordance with particulars as under:

- 1. Name of Applicant: Cignal Infrastructure Ltd.
- 2. Address: Suite 309, Q House, 76 Furze Road, Sandyford Industrial Estate, Dublin 18.
- 3. Description of appliance(s)/structure(s) for which licence is required: Smart Streetpole and operator cabinet- refer to separate drawings.
- 4. Purpose of appliance/structure: Streetpole solution to address identified mobile and mobile broadband coverage blackspots
- 5. Length of Cable: (if applicable)_Not known currently, ESB application and Road opening licence will be applied for if Section 254 granted
- 6. Proposed location of appliance(s)/structure(s) for which licence is required: Ballyleague, Off N63, Roscommon
- 7. Period for which licence will be needed: 5 years

From: June 2019 to June 2024

7. Amount of fee enclosed: 125.00 (attached to cover letter)

Signature:

Date: 11th June 2019

Note: This application must be accompanied by:

- (a) Site location map to a scale 1:2500 clearly identifying the proposed licence area in red.
- (b) Site layout plan to a scale of 1:500 indicating exact location of proposed appliance/structure.
- (c) The appropriate fee (see attached details for calculating of fee).
- (d) The public liability policy or cover note (indemnity up to £6.4million) in the joint names of the applicant and Roscommon County Council.
- (e) Detailed specification of appliance/structure proposed.
- (f) Details of Temporary Traffic Management Arrangement (if applicable)

18 JUN 2017

CALCULATION OF LICENCE FEES

The amount of fee to be paid to the Planning Authority to erect, construct, place and maintain an appliance, apparatus or structure referred to on Part 1 of the schedule below shall be: -

- (i) Where the licence is for a period of one year, the appropriate amount indicated in column 2 of that schedule opposite the reference in column 1 of that schedule to the specified applicance, apparatus or structure.
- (ii) Where the licence is for a period of more than one year, an amount equal to the fee for one year for each year or part of a year for which the licence is granted and
- (iii) Where the licence is for a period of less than one year, an amount equal to one tenth of the fee for one year for each month or part of a month for which the licence is granted.

The amount of fee to be paid to the Planning Authority to erect, construct, place and maintain an appliance, apparatus or structure referred to at Part 2 of the schedule below shall be the amount indicated in column 2 of the schedule opposite the reference in column 1 of the schedule to the specified appliance, apparatus or structure.

SCHEDULE

Licence fees under Section 254 of the Planning & Development Act, 2000 in respect of specified appliances, apparatus and structures.

Part 1 COLU	Part 1 COLUMN 1 COLUMN 2						
Applia	ice, Apparatus or Structure	Licence Fee					
(a)	A vending machine or coin operated machine (not being a weighing machine).	€125					
(b)	A town or landscape map for indicating directions or places.	€25					
(c)	A hoarding, fence or scaffold (not being a hoarding, fence or scaffold bounding a public road).	€1250					
(d)	An advertisement structure (other than an advertisement structure specified in paragraph (e).	€630					
(e)	An Advertisement structure (being of a fingerpost type not exceeding 1 metre in length) consisting of a direction sign.	050					
(f)	A cable, wire or pipeline (not being a cable for conducting electricity for domestic or agricultural purposes or a drain or	€50					
(g)	waterpipe). A telephone kiosk or pedestal.	€25 per 100 metres length or part thereof.					
		€630					

Part 2 COLU Applian	MN 1 ce, Apparatus or Structure	COLUMN 2 Licence Fee		
	A case, rack, shelf or other appliance, apparatus or structure for displaying articles, whether or not for the purpose of advertisement or sale in or in connection with any adjacent business premises.	€125		
(i)	Tables and chairs outside a hotel, restaurant, public house or other establishment where food is sold for consumption on the premises.	€125 per table		
(j)	An advertisement consisting of any test, symbol, emblem, model, device or logo.	€630		
(k)	A pipe or an appliance with a pipe attachment for dispensing air or water, not being a pipe or appliance attached to a petrol or oil pump.	€25		
(1)	A weighing machine.	€63		
(m)	A bring facility.	€25		
(n)	A cabinet used as part of a wired broadcast relay system by a person licensed under the Wireless Telegraphy (Wired Broadcast Relay Licence) Regulations, 1974.	€125		
(0)	A lamp-post.	€25		
(p)	A bridge, arch, tunnel, passage or other similar structure used or intended for use other than by the public and constructed on or after 1 October, 1964.	€125		
(q)	A cellar or other underground structure constructed on or after 1 October, 1964.	€125		
(r)	A cable for conducting electricity for domestic or agricultural purposes.	€125		

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Jason Redmond & Associates Consulting Engineers



Ph: 05786 81155
Email: info@jrassc.ie
5 Lismard Court,
Portlaoise,
Co. Laois

The Planning Officer,
Roscommon County Council,
Áras an Chontae
Roscommon
County Roscommon
F42 VR98

.Date:

11th June 2019

Re:

Section 254 Application- Proposed Telecommunications Streetworks Solution

Applicant:

Cignal Infrastructure Ltd. Ltd, Suite 309, Q House, 76 Furze Road, Sandyford

Industrial Estate, Dublin 18.

Location:

Ballyleague, Co. Roscommon

Dear Sir/Madam,

Further to a meeting with the Planning Department, Roads Department and Broadband Officer in Aras an Chontae on 1st April 2019 on behalf of our client, Cignal Infrastructure Ltd please find attached application under Section 254 (1) (g) subsection 5 (A) of the Planning and Development Act 2000, which provides for the installation of communications infrastructure under licence from the Authority. We have included plans and other information concerning the requirement, position, design and capacity of the structure as outlined in Section 254 (3). We are happy to provide additional information on request.

Background

Cignal are a registered Infrastructure Provider for the Communications Industry with over 450 sites around Ireland supporting mobile and broadband communications. Cignal provide Tower, Mast, Roof Top and Streetworks Solutions for the expanding requirements of the Licenced Operators including EIR, Vodafone and Three.

Cignal is authorised by ComReg to provide Electronic Communications Networks and Services, which allows them to apply for a licence under section 254(1) of the Planning and Development Act, 2000 for the establishment of over ground electronic communications infrastructure and any associated physical infrastructure. Please see attached a Certificate of Authorisation for your information.

This application would be similar in nature to the recently granted licence at Termonbarry Co Roscommon.

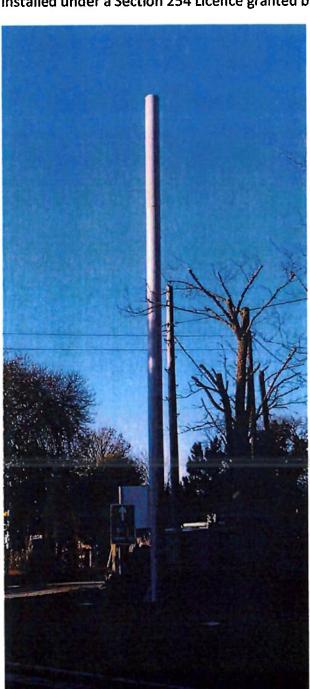
18 JUN 2010

The Requirement

Working closely with mobile network Licenced Operators, Cignal have identified the subject site as a known blackspot for mobile and wireless broadband. A specific solution to address the deficit in coverage has been identified and approved by the mobile network Licenced Operators.

The Proposal (18 JUN 2013

With reference to the attached plans you will note that it is proposed to provide a 15m high Smart Streetpole Solution in the specified location. See below a photograph of a similar Smart Streetpole and cabinet installed in Stradbally Co Laois in February 2019. This was installed under a Section 254 Licence granted by Laois County Council on 17th October 2018.



Cignal Infrastructure are currently at construction stage on 4 Sites in Laois and three sites in cork City Council within the City boundaries.

The street pole has an approx. diameter of 324mm and will be galvanised and painted in finish up to 11.3m in height. Above the 11.3m height a 2G,3G &4G compatible antenna will be mounted to a finishing height of 15m

The antenna will be shrouded by a 406mm sheath to match the pole.

The pole would be accompanied by an Operator Cabinet specifically located in a position agreeable to the local authority engineers. (Refer to detailed drawings attached)

The antenna and structure are designed to blend in with the streetscape, are Irish made and will provide instant 4G coverage.

Fig 1. Existing Smart Streetpole Solution as erected in Stradbally, Co Laois

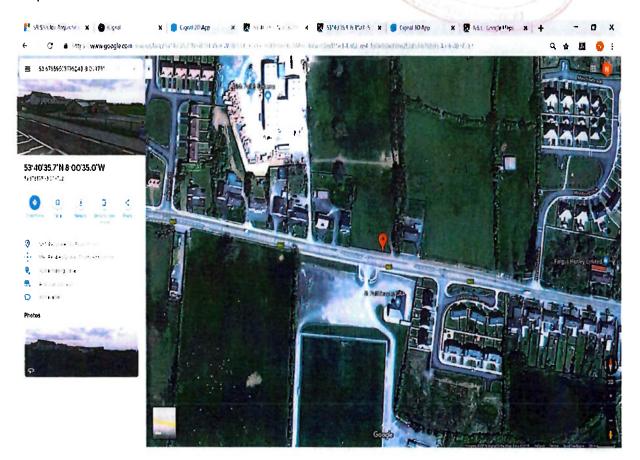
All mobile operator equipment will be deployed in full compliance with the requirements of the radio frequency (RF) public exposure guidelines of the International Commission on Non-Ionizing Radiation (ICNIRP), as expressed in the EU Council recommendation of 12 July 1999 "on the limitation of exposure of the general public to electromagnetic fields (0 Hz to 300 GHz)".

Subject to the Local Authorities granting of the Section 254, the Road Opening Licence process would be followed to commence deployment and connection to services including ESB and Fibre Broadband supplies.

Site Location

Ballyleague, Co. Roscommon 18.139

Proposed location:



Search Ring Area

1. A streetworks solution is being proposed on the outskirts of Ballyleague along the N63. This area is a well known 'black-spot' area for those travelling this road and for local residents. Currently there is no telecom's installation to service this area. This area was identified by Roscommon Co Co as a blackspot area along the N63.

1 8 JUN 2019

Reason why this location was chosen:

- 1. This location sits on the N63. There is a wide footpath with a grass verge. It will not impede those walking on this footpath in any way.
- 2. There is a line of existing street-lights. We are of the opinion that our proposed 15m streetworks solution will blend in with this existing street furniture.
- 3. Other rooftop options in the village were also considered however they were unsuitable due to height restrictions and structure type.

It is suggested that the location chosen is very suitable for the proposed street pole solution. Visual impact should be low from surrounding areas considering the Alpha pole solution chosen which has been well received in the deployments to date.



Fig 3. Aerial View Site Location

Please find attached the following documents in respect of the Section 254 Application.

0	RN_18.139	-100	Site Location Map	1:10,560 OS Data
0	RN_18.139	-101	Site location Map	1:2500 Aerial Photo
0	RN_18.139	-102	Site Location Plan	1:1000 OS Data
0	RN_18.139	-103	Site Layout Plan	1:250
0	RN_18.139	-103A	Elevation	1:100
0	RN_18.139	-104	Schematic Elevation	NTS
0	RN_18.139	-105	Standard Elevations and Details	AS

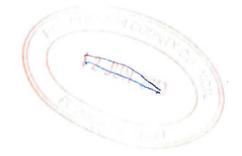
We trust you find the attached in order and attached a cheque in the amount of €125 for the application. Please don't hesitate to contact the undersigned should you require any further information. We would be obliged if you would acknowledge receipt of the application and payment and we look forward to hearing from you in due course.

Yours Sincerely,

Jason Redmond

Chartered Engineer







Declaration under Regulation 5 of the European Communities (Electronic Communications)(Authorisation) Regulations 2011 (S.I. 335 of 2011)

To whom it may concern

In accordance with the terms of Regulation 5 of the European Communities (Electronic Communications)(Authorisation) Regulations 2011, the Commission for Communications Regulation hereby confirms that the undertaking named below has submitted a notification pursuant to Regulation 4(1)

Authorised Person: Cignal Infrastructure Ltd

and in accordance with that Regulation is deemed to be authorised to provide an electronic communications network or electronic communications service subject to the terms and conditions of a general authorisation issued by the Commission for Communications Regulation.

An Authorised Person may:

- (a) provide the electronic communications networks or services as described in the notification and which is recorded in the public register maintained for that purpose by the Commission for Communications Regulation,
- (b) apply for a consent under section 53 of the Act of 2002 to commence or carry out road works. Applications for such consent shall be made to the road authority in whose functional area the Authorised Person proposes to carry out the road works.
- (c) apply for a licence under section 254(1) of the Planning and Development Act 2000 for the establishment of overground electronic communications infrastructure and any associated physical infrastructure on, under, over or along a public road. Applications for such a licence shall be made to the planning authority in whose functional area the Authorised Person proposes to establish the infrastructure.

Where an Authorised Person is providing an electronic communications service or network to the public, such Authorised Person has the right to negotiate interconnection with another Authorised Person or another undertaking deemed to be authorised in another Member State. The right to negotiate interconnection is subject to the provisions of the European Communities (Electronic Communications Networks and Services)(Access) Regulations 2011 and any decisions,



determinations, requirements, specifications, notifications and directions issued by the Commission for Communications Regulation from time to time. Such interconnection shall be for the purpose of providing publicly available Electronic Communications Services in order to ensure the provision and interoperability of services.

Issued on behalf of the Commission for Communications Regulation by

N_ Moley

Name:

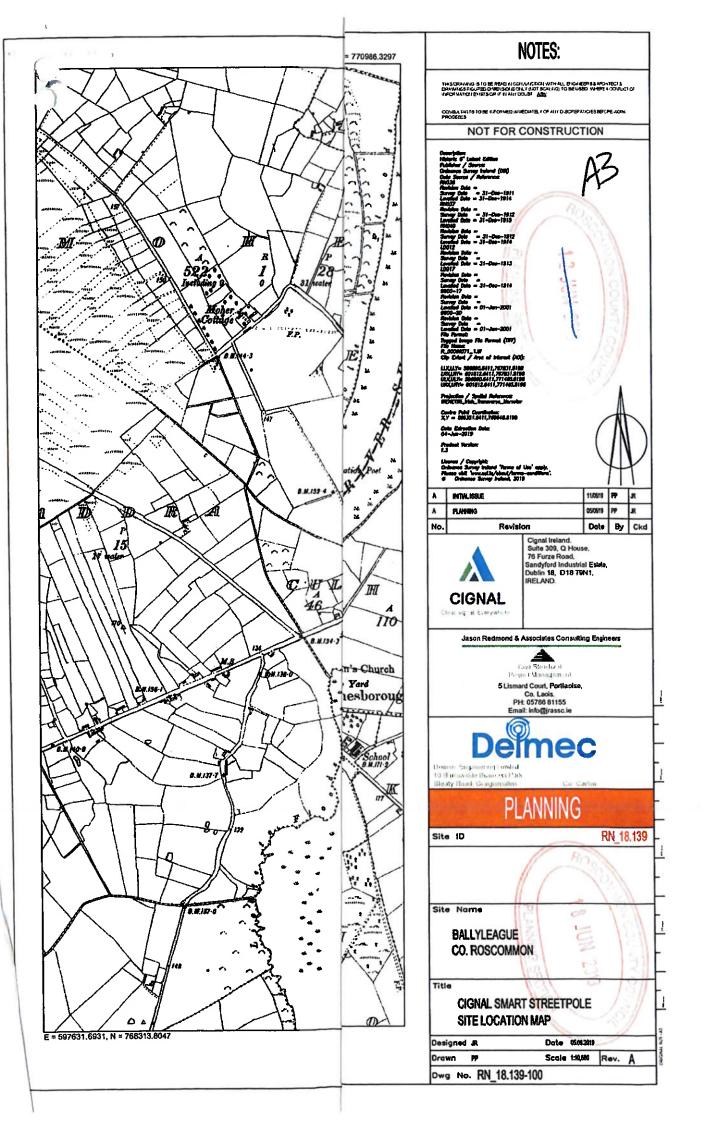
Noreen Maher

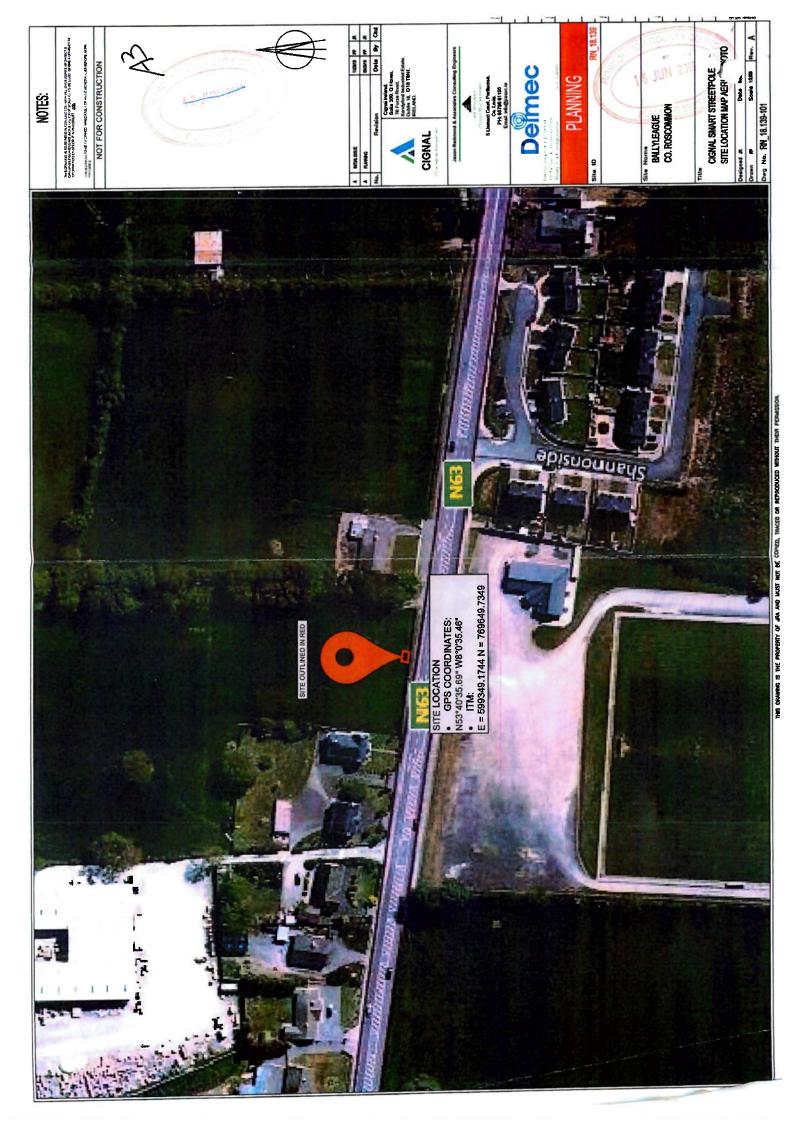
Title/Position:

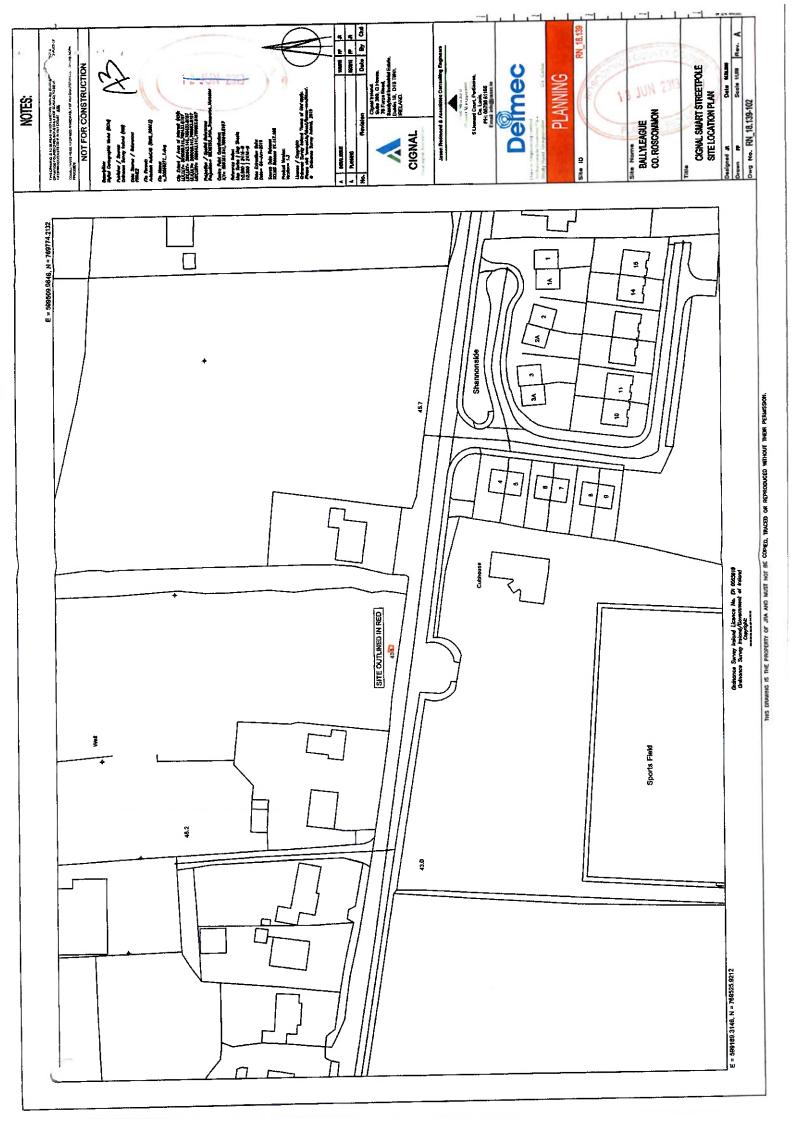
Analyst – Market Framework Division

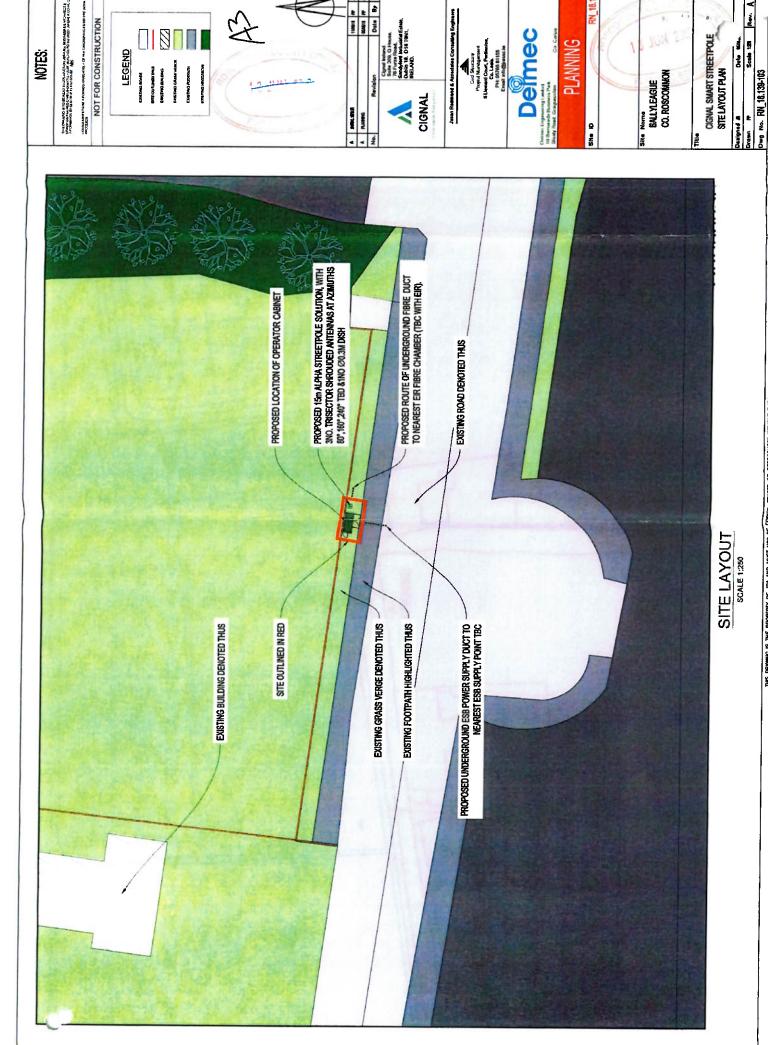
Date:

3 March 2016



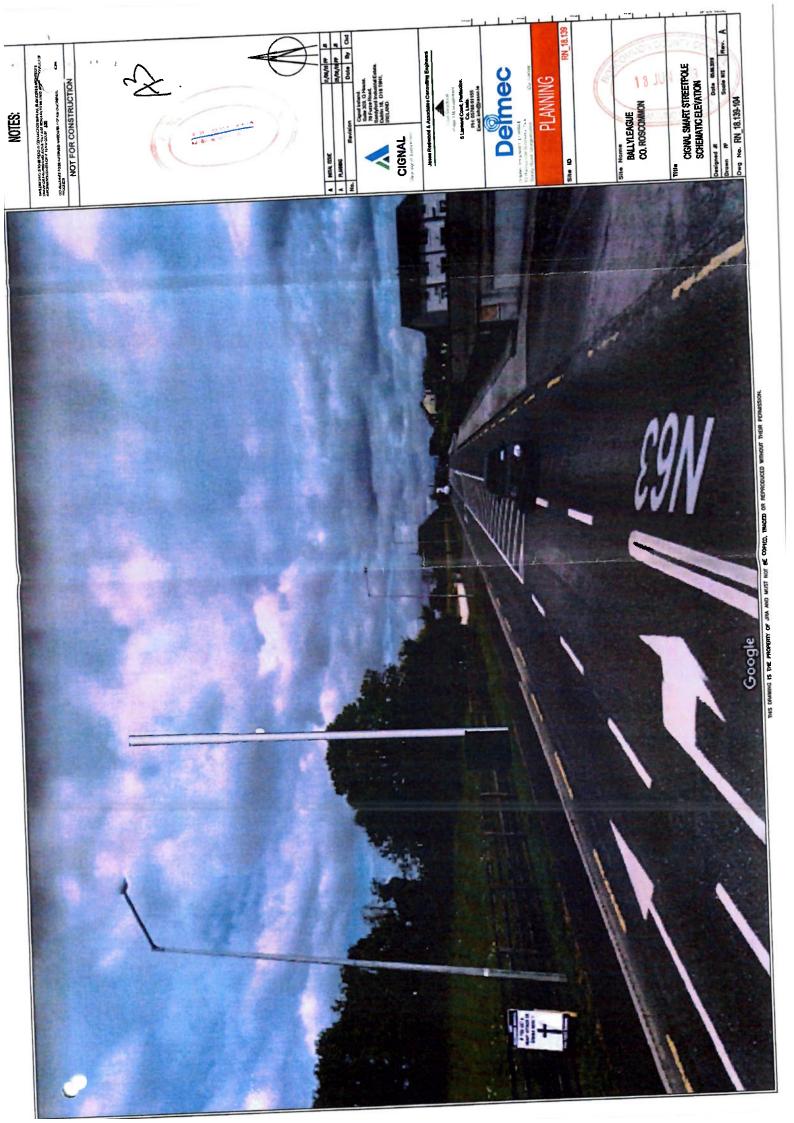


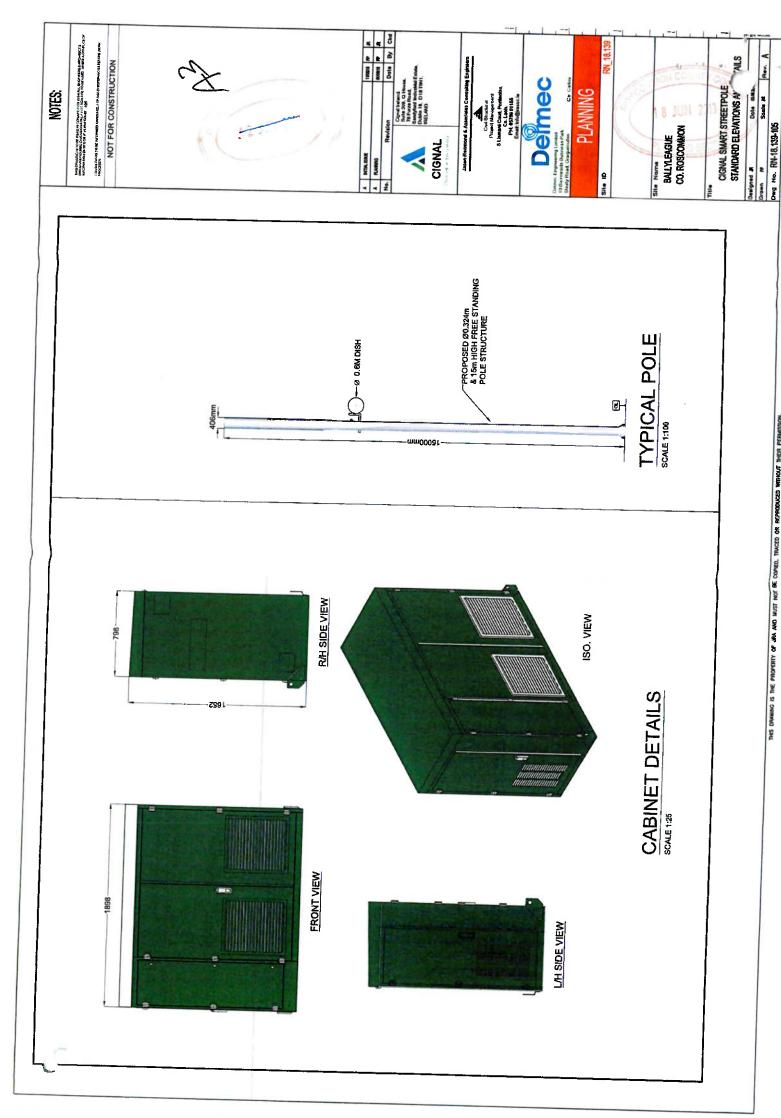




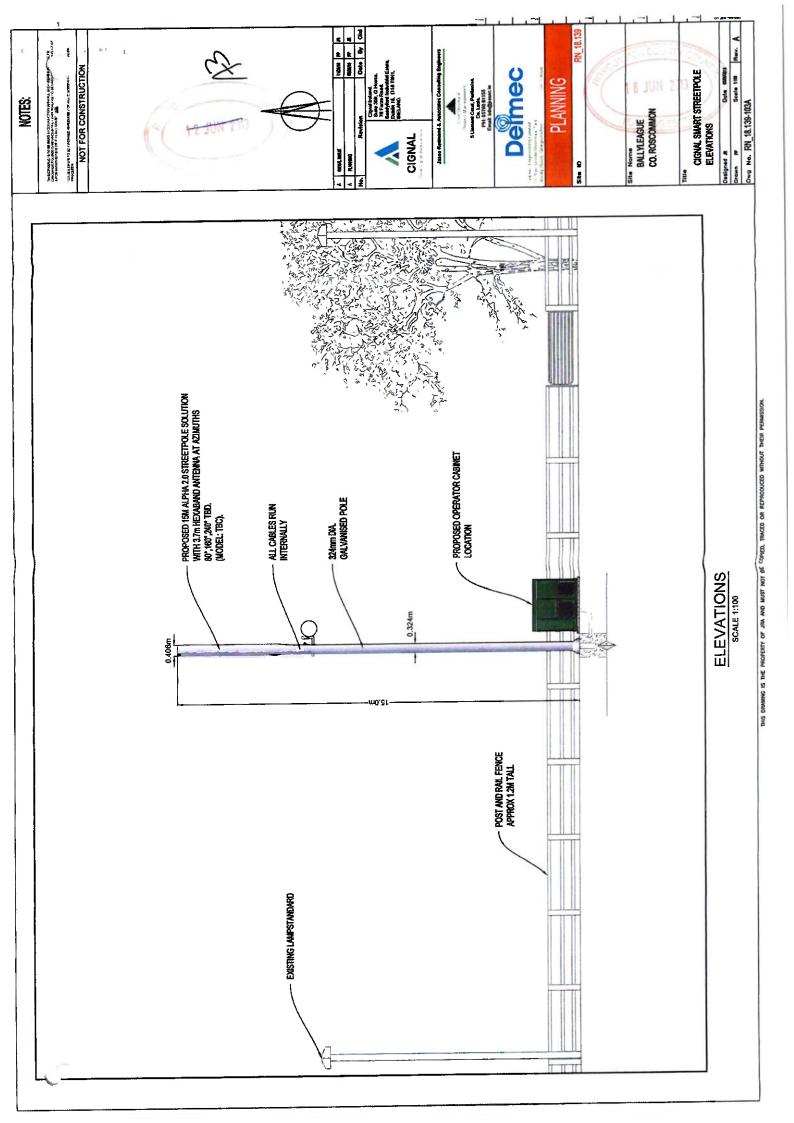
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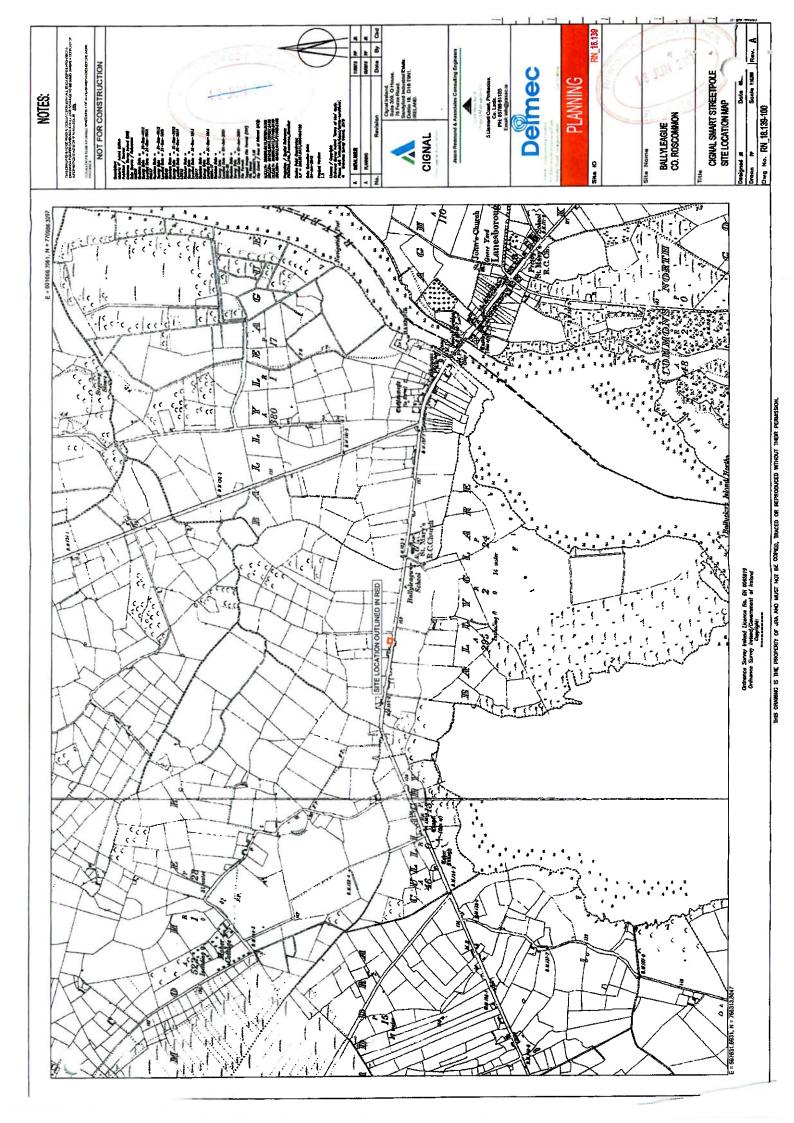
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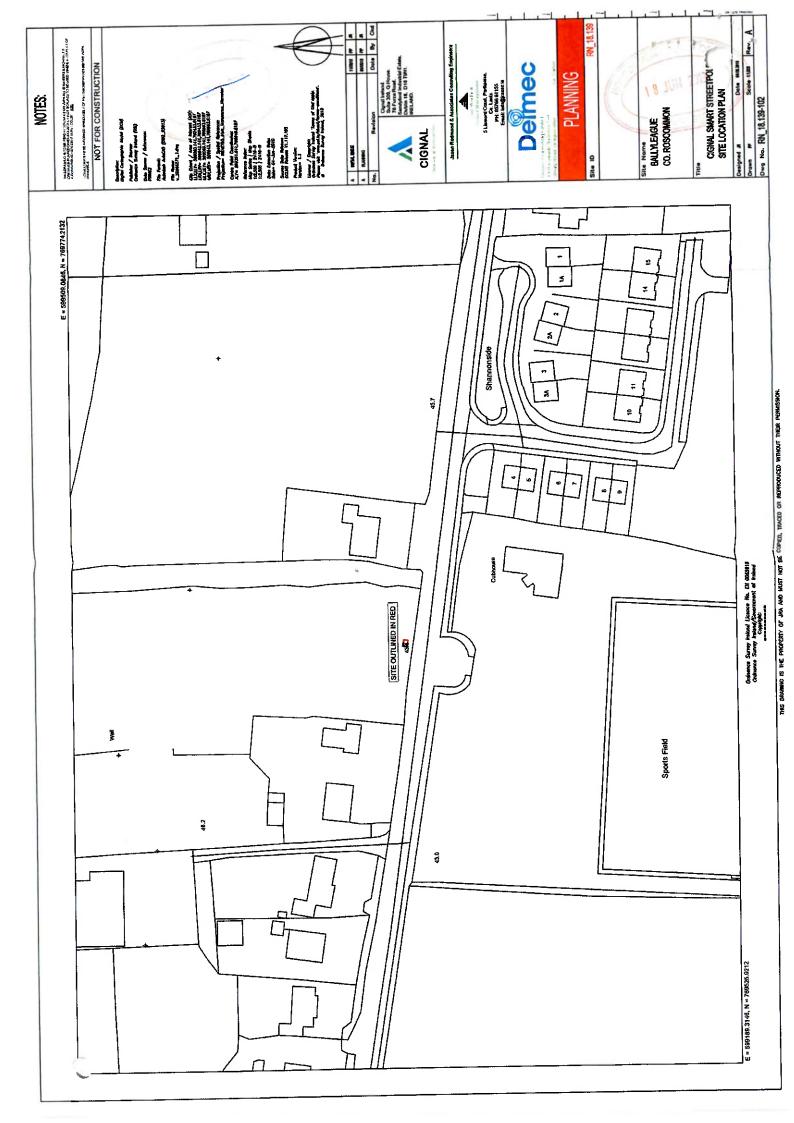


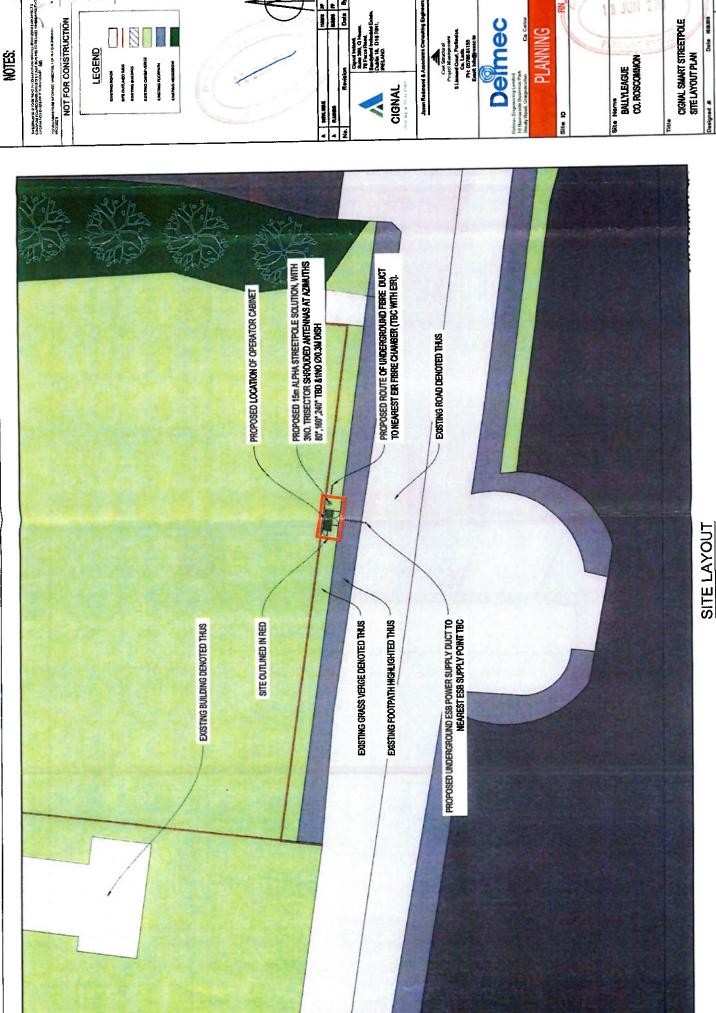
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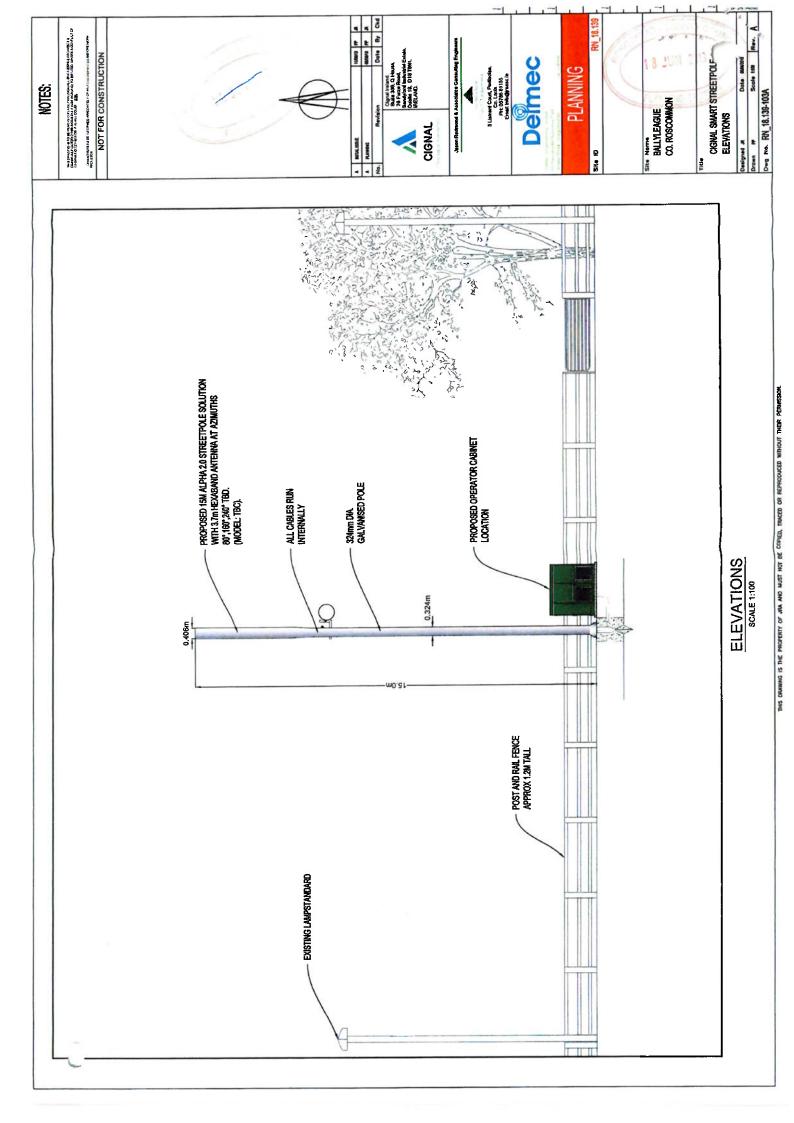
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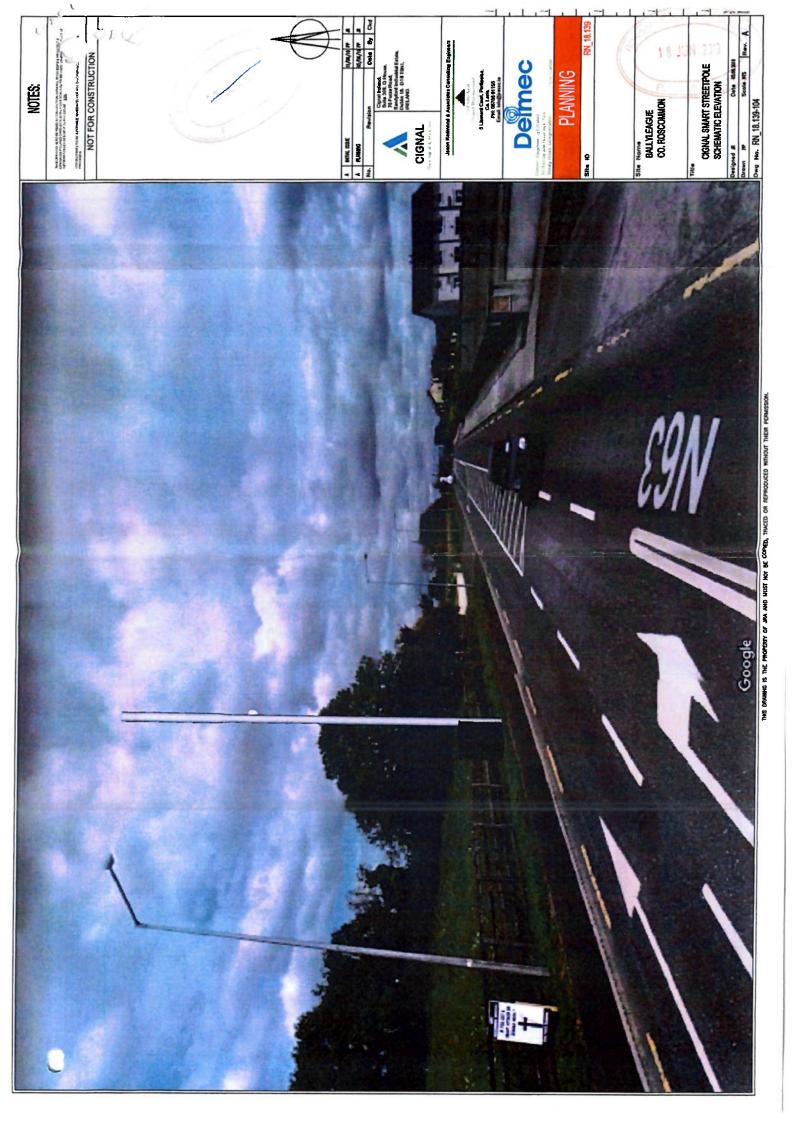
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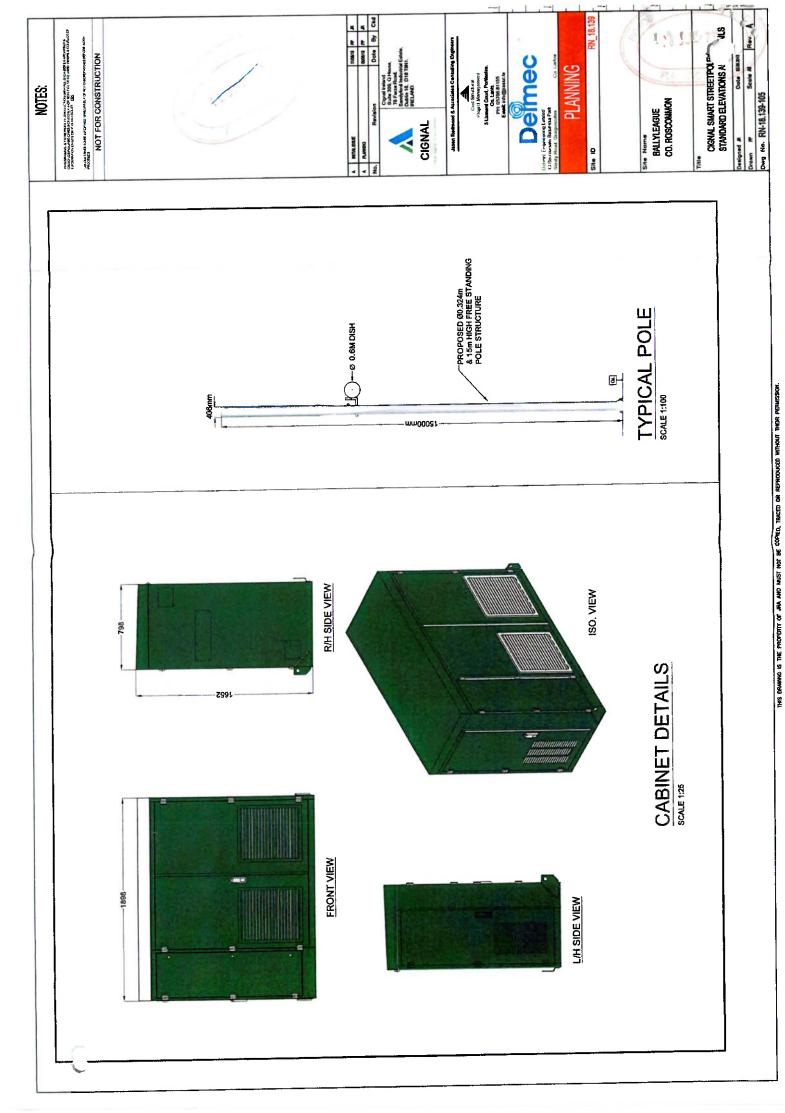
Dwg No. RN 18.139-103

Date Makes

RN 18.139







EIA Pre-screening – EIAR Not Submitted

An Bord Pleanála Case Reference			ABP-315420-22					
		Summary	whell is or not	is not	e onka E develop ted dev	ral si	opport structure or is or is	
Does the proposed development constitute an EIA project? (that is involving construction works, demolition, or interventions in the natural surroundings)						Yes		
2. If YES, does the proposed development, or any part of it, fall within a class of development set out in Part 1 or Part 2, Schedule 5 of the Planning and Development Regulations?								
Tick Ti		Thres	hold		omment relevant)		Conclusion	
No	/	N/.	N/A				No EIAR or Preliminary Examination required	
Yes If YES, tick one of the following:					1130 15			
		Exceeds / Is equal to / No Threshold				EIAR	EIAR required	
		Sub thresh	old			Prelim	Preliminary	
						Examination required (Issue letter to EPA if IED/		
							IPC/ Waste licence)	
3. If Preliminary Examination is required, has Schedule 7A information been submitted?					Yes No N/A			

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