

	South Dublin County Council Local Government (Planning & Development) Acts 1963 to 1993 Planning Register (Part 1)	Plan Register No. S00A/0427	
1. Location	Athgoe, Newcastle, Co. Dublin.		
2. Development	Erect an 18 metre high telecommunications support structure with GSM antennae and transmission link dishes together with palisade/chain link security fencing, as part of the mobile telecommunications network (GSM).		
3. Date of Application	21/06/00	Date Further Particulars (a) Requested (b) Received	
3a. Type of Application	Permission	1. 2.	1. 2.
4. Submitted by	Name: Irene Kavanagh (Sites), Address: Esat Digifone, Digifone House,		
5. Applicant	Name: Esat Digifone, Address: Digifone House, 76 Lower Baggot Street, Dublin 2.		
6. Decision	O.C.M. No. 1862 Date 17/08/2000	Effect RP REFUSE PERMISSION	
7. Grant	O.C.M. No. Date	Effect RP REFUSE PERMISSION	
8. Appeal Lodged			
9. Appeal Decision			
10. Material Contravention			
11. Enforcement	Compensation	Purchase Notice	
12. Revocation or Amendment			
13. E.I.S. Requested	E.I.S. Received	E.I.S. Appeal	
14. Registrar Date Receipt No.	

SOUTH DUBLIN COUNTY COUNCIL
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NOTIFICATION OF DECISION TO REFUSE PERMISSION
LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1993

Decision Order Number 1862	Date of Decision 17/08/2000
Register Reference S00A/0427	Date 21/06/00

Applicant Esat Digifone,

Development Erect an 18 metre high telecommunications support structure with GSM antennae and transmission link dishes together with palisade/chain link security fencing, as part of the mobile telecommunications network (GSM).

Location Athgoe, Newcastle, Co. Dublin.

Floor Area Sq Metres

Time extension(s) up to and including

Additional Information Requested/Received /

Clarification of Additional Information Requested/Received /

In pursuance of its functions under the above mentioned Acts, the South Dublin County Council, being the Planning Authority for the County Health District of Dublin, did by Order dated as above make a decision to **REFUSE PERMISSION** in respect of the above proposal.

for the (4) Reasons on the attached Numbered Pages.

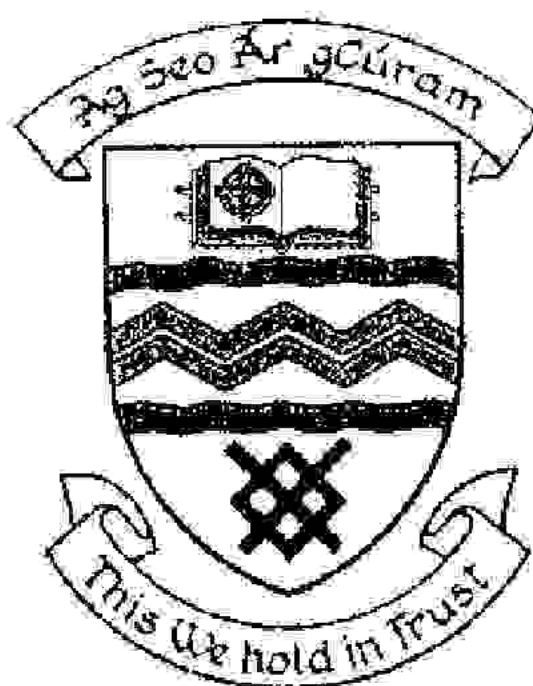
Signed on behalf of the South Dublin County Council

.....
for SENIOR ADMINISTRATIVE OFFICER

17/08/00

Irene Kavanagh (Sites),
Esat Digifone,
Digifone House,
76 Lower Baggot Street,
Dublin 2.

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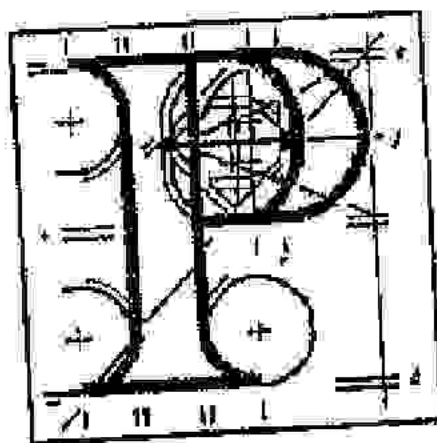
REG REF. S00A/0427

Reasons

- 1 It is considered that the 18m high telecommunications support structure with GSM antennae and transmission link dishes in conjunction with the adjacent Eircell antennae support structure is likely to be visually obtrusive in this location. It would be particularly conspicuous having regard to its exposure to views from the surrounding area. The applicant has submitted insufficient information to demonstrate satisfactorily that the existing trees will adequately screen the proposed development.
- 2 The Draft Architectural Conservation Guidelines for Planning Authorities advocates the protection of a setting for protected structures. The proposed development of an 18m high telecommunications support structure with GSM antennae and transmission link dishes together with a palisade/chain link security fencing as part of the mobile phone telecommunications network (GSM), may adversely impact upon the setting and integrity of the protected structure DU 020-005 (No. 178 list 2 of protected structures, South Dublin County Development Plan 1998) which is protected under section 12 of the National Monuments (Amendment) Act 1994.
- 3 The application is seriously deficient in that the proposed development as described in the application details submitted does not include the construction of the access road indicated on drawings submitted. Furthermore insufficient details have been submitted to enable the impact of the proposed development on the adjacent protected structures and the visual amenities of the area to be adequately assessed.
- 4 The Planning Authority is not satisfied that the applicant has made a reasonable effort to share facilities, including site access road serving existing adjacent mast, with other operators. In particular no details have been submitted to show that the applicant has made adequate provisions to ensure that the proposed structure is capable of accommodating other licensed mobile phone operators and will be made available for that purpose.

	South Dublin County Council Local Government (Planning & Development) Acts 1963 to 1999 and Planning & Development Act 2000 Planning Register (Part 1)	Plan Register No. S00A/0427	
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3. Date of Application	21/06/00	Date Further Particulars (a) Requested (b) Received	
3a. Type of Application	Permission	1. 2.	1. 2.
4. Submitted by	Name: Irene Kavanagh (Sites), Address: Esat Digifone, Digifone House,		
5. Applicant	Name: Esat Digifone, Address: Digifone House, 76 Lower Baggot Street, Dublin 2.		
6. Decision	O.C.M. No. 1862 Date 17/08/2000	Effect RP REFUSE PERMISSION	
7. Grant	O.C.M. No. Date	Effect RP REFUSE PERMISSION	
8. Appeal Lodged	18/09/2000	Written Representations	
9. Appeal Decision	18/01/2002	Refuse Permission	
10. Material Contravention			
11. Enforcement		Compensation	Purchase Notice
12. Revocation or Amendment			
13. E.I.S. Requested	E.I.S. Received	E.I.S. Appeal	
14. Registrar	Date	Receipt No.	

An Bord Pleanála



LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACTS, 1963 TO 1999

County South Dublin

Planning Register Reference Number: S00A/0427

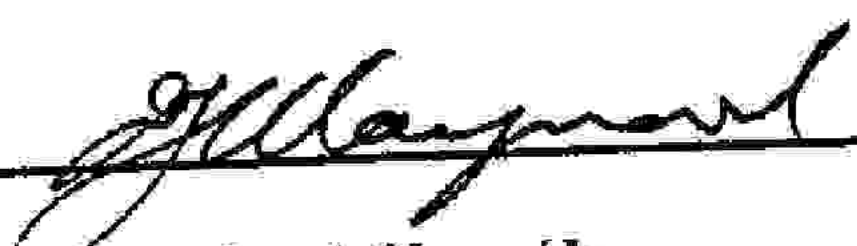
APPEAL by Esat Digifone Digifone House of 76 Lower Baggot Street, Dublin against the decision made on the 17th day of August, 2001 by the Council of the County of South Dublin to refuse permission for development comprising the erection of an 18 metre high telecommunications support structure with GSM antennas and transmission link dishes together with palisade/chain link security fencing at Athgoe, Newcastle, County Dublin:

DECISION: Pursuant to the Local Government (Planning and Development) Acts, 1963 to 1999, permission is hereby refused for the said development for the reasons set out in the Schedule hereto.

SCHEDULE

1. The proposed development would significantly and adversely affect the setting and integrity of the nearby Recorded Monument DU020-005, a protected structure, and would, therefore, seriously injure the amenities of the area and be contrary to the proper planning and development of the area.
2. Notwithstanding the existing mast in proximity to the site, the proposed mast, which would occupy a prominent site in open countryside, would be visually obtrusive in the landscape, would seriously injure the visual amenities of the area and would, therefore, be contrary to the proper planning and development of the area.

3. The Board is not satisfied, on the basis of the submissions made in connection with the planning application and the appeal, that the applicant has made adequate efforts to pursue the option of co-location and shared facilities with the existing nearby mast.


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

Dated this 15th day of January 2002.