

APPENDIX B

Samples of Section 254 License Decisions granted to date.

Tolka Valley, Dublin City Council.

Bagenelstown, Carlow County Council.

Hunterstown, South Dublin County Council.



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

DUBLIN CITY COUNCIL

LICENCE NO. CAB 436

COMHAIRLE CHATRACH ÁTHA CLIATH

Environment & Transportation Department, Civic Offices, Wood Quay, Dublin 8.

PLANNING AND DEVELOPMENT ACT, 2000.

(SECTION 254)

PLANNING & DEVELOPMENT REGULATIONS 2001.

**LICENCE TO PLACE A TELECOMMUNICATION
CABINET AND POLE ON THE PUBLIC FOOTPATH/ROADWAY**

Dublin City Council hereby grants to

Signal Infrastructure Ltd

a licence to place and maintain 1 Telecommunications Cabinet
measuring externally 1.54m³ (1.17mL x 0.798mmW x 1.652mH),

and a pole area 0.0824m² (height 15m)

subject to a minimum footpath clearance of 1.8m and

the General Licence Conditions

pertaining to the issue of this licence (see reverse)

on the public footpath at

Tolka Valley Park opposite Kippure Park Housing Estate, Dublin 11

Underwriter: AXA

Public Liability Insurance: ES00016966LI20A

Expiry Date: 31/12/20

Don Hood

ADMINISTRATIVE OFFICER

The granting of this licence does not exempt the licensee from the provisions of any other legislation

* Note: The Roadworks Control Directive applies to all works on the public footpath/road and a separate permit must be obtained for this.

**GENERAL LICENCE CONDITIONS FOR THE PLACING OF A TELECOMMUNICATION CABINET AND POLE
ON PUBLIC ROAD/FOOTPATH.**

1. The granting of this licence refers only to the placing of a cabinet and pole on a public road/footpath. It does not permit any advertising on the cabinet.
2. The cabinet and pole dimensions shall be as specified in the licence.
3. The granting of a licence is subject to a payment of the appropriate fee & adherence to the requirements and does not automatically guarantee the renewal in subsequent years.
4. The licensee shall not sub-let the licensed area.
5. A change in use of the licensed area will require the submission of a new licence application.
6. The granting of a this licence may not be taken as authorisation to proceed with building or other operations in respect of which the permission of Dublin City Council may be necessary under any other legislation.
7. The licensee shall maintain the area used for the cabinet and pole, and the cabinet and pole in an acceptable condition so as not to constitute a nuisance, e.g. free from graffiti. He/she shall indemnify Dublin City Council against all actions, suits, claims, demands by any person arising from injury or damage to person or property in consequence of the placement of the said cabinet and pole on the public road/footpath.
8. The Licensee shall be required to submit for inspection to Dublin City Council, and to continue to maintain Public Liability Insurance policy, which provides cover to a minimum value of €7.0 million indemnifying Dublin City Council against third party claims
- 9 (a) The cabinet and pole shall be removed if requested by Dublin City Council. In the event that the area in use is required by Dublin City Council in the performance of its statutory functions such notice as reasonable, as is possible will be given to the licensee. Where applicable, Provisions of Section 55(1) of The Communications Regulation Act, 2002 shall apply where DCC require to relocate or remove the cabinet.
- (b) If accidental damage is caused to the cabinet and pole or associated network, Dublin City Council will not be responsible for any claims made against it by the utility or their customers.
- (c) All costs incurred by Dublin City Council, including any repairs to the public road and services necessary arising directly as a result of the operation of the licence, shall be at the expense of the licensee. The licensee shall enter into an agreement with Dublin City Council to pay for any repairs to the footpath or public roadway arising directly from the licence.
- 10 Access for maintenance purposes to public lighting equipment and the associated under-ground or over-head services shall be available at all times.
- 11 Public lighting equipment shall not be used for any purpose associated with the cabinet or pole.
- 12 All water main covers, sewer manholes and service access points for utilities shall be accessible at all times.
- 13 No cabinet or pole shall be positioned over a fire hydrant.
- 14 The cabinet and pole shall be suitably anchored and of robust and stable construction to prevent movement in adverse wind conditions or when repair works etc are being carried out on the adjacent footpath.
- 15 The cabinet should incorporate a sloped metal roof at a minimum angle of 45 degrees to discourage the use of the cabinet to gain unauthorised access to the neighbouring property.

Any breaches of the licence condition will result in the revocation of the licence and the removal of the cabinet and pole.



CARLOW
COUNTY COUNCIL
COMHAIRLE CHONTAE CHEATHARLACH

County Buildings, Athy Road,
Carlow, R93E7R7
Oifigi an Chontae, Bóthar Átha Í,
Ceatharlach, R93E7R7

Tel: 059 9170300
Fax: 059 9141503
Email: secretar@carlowcoco.ie
Web: www.carlow.ie

Registered Post

28th May 2019

Signal Infrastructure Ltd.,
C/o Jason Redmond & Associates Consulting Engineers
5 Lismard Court,
Portlaoise,
Co. Laois
R32 NH2H

RE: Sec 254.19.01 - Application under Section 254 of the Planning and Development Acts, 2000, as amended:

Applicant's Name: Signal Infrastructure Ltd.
Location of Development: Royal Oak Road, R724, Bagenalstown,
Co. Carlow

Dear Applicant,

With reference to the above Application received on the 7th February 2019 and further information submitted on the 7th May 2019, having completed assessment of the submitted plans and particulars, and having regard to relevant statutory provisions and the provisions of the County Development Plan in relation to proposed works at Royal Oak Road, R724, Bagenalstown, Co. Carlow, Carlow County Council wish to grant licence subject to conditions as outlined in attached Licence.

If you have any further queries in relation to this matter, please contact the planning office on 059/9136285 or email planningdevman@carlowcoco.ie.

Yours Sincerely

Alison Scanlon
Administrative Officer

DIRECT LINES: CODE 059

Carlow MD Area Engineer 9136272
Planning 9170346
Human Resources 9170314
Múlnbheag MD Area Engineer 9172415
Local Enterprise Office 9129783
Register of Electors 9170313
Roads / Transportation 9170379

Information Technology 9136215
Housing 9136296
Waste & Environment 9136231
Rates 9172489
County Library 9129705
Community 9136204
Loan Payments 9172491

Fire Service & Building Control 9131144
County Museum 9131554
Rent Payments 9172497
Recreation & Amenity 9170377
Arts 9136203
Motor Taxation 9170342



carlow
through the waters of time



Licence Pursuant to Section 254 of Planning and Development Act 2000, as amended.

REF: S254.19.01:

Royal Oak Road (R724), Bagenalstown, Co.Carlow

Carlow County Council being the Planning Authority for the County of Carlow hereby grants this licence to Signal Infrastructure Ltd., Suite 309, Q House, 76 Furze Road, Sandyford Industrial Estate, Dublin 18, for a telecommunications street pole and associated operator cabinets pursuant to Section 254 of the Planning and Development Act 2000 (as amended), subject to the conditions set out below:-

Schedule of Conditions:

1.	<p>The telecommunications street pole, including associated operator cabinets, shall be installed on the site in accordance with the plans and particulars received by the Planning Authority on 07/02/19, as amended by further information received on 07/05/2019, except where altered and amended by conditions in this license.</p> <p>Reason: To enable the Planning Authority to check the development when completed, by reference to the approved particulars.</p>
2.	<p>The maximum height of the telecommunications street pole shall not exceed 15 metres and the maximum width of the upper end shall not exceed 406mm, as specified on Drawing No. CW_1088-105 received by the Planning Authority on 07/05/19.</p> <p>Reason: In the interest of the visual amenity of the area and proper planning and sustainable development of the area.</p>

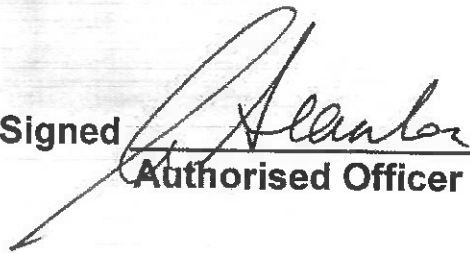
3.	<p>Any departures from the approved plans and particulars referred to in condition 1 and condition 2 of this licence, including any alterations to the location, layout, design and height of telecommunication street pole and associated operator cabinets, shall not be carried out without first obtaining the prior written approval of the Planning Authority.</p> <p>Reason: To avoid any misunderstanding as to the approved plans and particulars of the licence.</p>
4	<p>No additional dishes, antennae, or other equipment other than as shown on Drawing No. CW_1088-105 received by the Planning Authority on 07/05/19, shall be attached to the telecommunications pole or otherwise erected on the site, without first obtaining the prior written approval of the Planning Authority.</p> <p>Reason: In the interest of the visual amenity and proper planning and sustainable development of the area.</p>
5.	<p>The applicant shall notify the Planning Authority of any change of ownership, transfer to a new operator or any subsequent agreements to share the telecommunications street pole and associated operator cabinets.</p> <p>Reason: To ensure that the development shall be in accordance with licence granted and that effective control is maintained.</p>
6.	<p>The external finish of the operator cabinets shall have a grey colour in keeping with the colour of the telecommunications street pole.</p> <p>Reason: In the interest of the visual amenity of the area.</p>
7.	<p>In the event of obsolescence, the telecommunications street pole and associated operator cabinets shall be removed from the site and the site shall re-instated at the applicant's expense.</p> <p>Reason: In the interest of visual amenity and the proper planning and sustainable development of the area.</p>

8.	<p>a) The applicant shall not interfere with the public footpath without first consulting with and receiving the prior written approval of the Municipal District Engineer.</p> <p>b) Where applicable the public footpath shall be restored by the applicant and all damage made good to the satisfaction of the Municipal District Engineer.</p> <p>Reason: In the interest of ensuring that the footpath contiguous to the site is not adversely affected by any works relating to the installation of the telecommunications pole and associated operator cabinets.</p>
9.	<p>Any road opening works on the public road or public footpath required to facilitate the development shall be subject to a Road Opening Licence in compliance with 'Guidelines for Managing Openings in Public Roads (2007)'. The Road Opening Licence shall be submitted for the written agreement of the Planning Authority prior to the installation of the telecommunications street pole solution and associated operator cabinets.</p> <p>Reason: In the interest of traffic safety.</p>
10.	<p>The installation of the telecommunications street pole and associated operator cabinets shall not impair the operation of existing land and roadside drainage and the applicant shall not interfere with roadside drainage without the prior written agreement of the Municipal District Engineer.</p> <p>Reason: To ensure the integrity of the public road and public footpath is not diminished by a reduced quality road drainage system.</p>
11.	<p>Best practices measures shall be employed on the site to ensure the adjoining stone wall is safeguarded during the installation phase.</p> <p>Reason: To protect the structural integrity, condition and appearance of the adjoining stone wall in the interest of the visual amenity of the area.</p>

12.	<p>a) Adequate off carriageway parking facilities shall be provided for all traffic associated with the installation of the telecommunications street pole and associated operator cabinets, including delivery and service vehicles/trucks. There shall be no parking along the public road.</p> <p>b) All measures shall be taken to prevent muck, dirt, debris or other materials being deposited on the adjoining public road by machinery or vehicles travelling to and from the site during the installation phase.</p> <p>c) The applicant shall maintain the site in a neat and litter free condition during the installation period. No materials shall be stored or deposited on the public road and/or public footpath during the installation phase without the prior written agreement of the Municipal District Engineer.</p> <p>d) The applicant shall ensure that all works on site are carried out in a manner such that noise and dust emissions do not result in significant impairment of, or significant interference with amenities or the environment beyond the site boundary.</p> <p>Reason: In the interest of traffic safety, amenity and orderly development.</p>
13	<p>Prior to commencement of any installation works, the applicant shall submit details for the written agreement of the Municipal District Engineer, for an alternative temporary pedestrian route along the public road and/or public footpath. The full cost, including public liability of the provision of the alternative temporary pedestrian route, shall be borne by the applicant.</p> <p>Reason: In the interest of public safety.</p>
14.	<p>Appropriate warning signage (including lighting where required) shall be erected during the installation period, for the benefit of all road users, members of public, those passing the site and those entering and exiting from the site, and to highlight the presence of construction related traffic on the public road adjoining the site.</p> <p>Reason: In the interest of traffic safety.</p>

15.	<p>This licence is for the telecommunications street pole and associated operator cabinets, and nothing in this licence shall be construed as negating the applicant's statutory obligations or requirements under any other enactments or regulations, including the planning laws, building laws etc.</p> <p>Reason: In the interest of public safety.</p>
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Signed


Authorised Officer

Date 28th May, 2019

Jason Redmond,
Civil Structural Project Management
5, Lismard Court
Portlaoise
Co. Laois

Date: 16-Jul-2019

**PLANNING AND DEVELOPMENT ACT, 2000 (as amended) & PLANNING
REGULATIONS MADE THEREUNDER**

Register Reference:	S25419/01
Registration Date:	14-Mar-2019
Location:	Oldcourt Road, Ballycullen, Dublin 24
Proposal:	Installation of communications infrastructure under licence.
Applicant:	Signal Infrastructure Ltd.

Pursuant to Section 254 of the Planning & Development Act 2000 (as amended) a decision to **GRANT LICENCE UNDER SECTION 254** subject to the following conditions is hereby made:

1. Plans and Particulars

The telecommunications street pole and associated operator cabinet shall be installed and completed in its entirety fully in accordance with the plans, particulars and specifications lodged with this Section 254 licence application, save as may be required by the other conditions attached hereto.

REASON: To ensure that the development shall be in accordance with the permission and that effective control be maintained.

2. Deviation of Plans and Particulars

Any departure from the approved plans and particulars referred to in Condition 1 including any alterations to the location, layout, design, material and height of the telecommunications street pole and antenna and operator cabinet shall not be carried out without first obtaining the prior written approval of the Planning Authority by way of a new Section 254 licence application.

REASON: To ensure that the development shall be in accordance with the permission and that effective control be maintained and in the interest of the proper planning and sustainable development of the area.

3. Services

Prior to commencement of works, the applicant shall obtain written confirmation of agreement from the Council's Water Services in respect of the identification of any

utilities to ensure that the proposed works do not conflict with existing or proposed utility provisions. The applicant shall bear the cost of any diversion works required by the Water Services Section.

REASON: To ensure that the development shall be in accordance with the permission and that effective control be maintained.

4. Public Street Trees

Prior to commencement of works, the applicant shall obtain written confirmation of agreement from the Council's Parks and Landscape Services Section to agree measures that shall ensure that the construction and operation of the proposed development does not conflict with the safety of the existing trees. The applicant shall bear the cost of any tree works, including protective measures. In the event of damage to the existing street trees, the applicant shall be responsible for the replacement of the tree(s) with tree(s) of similar size and species, in accordance with the requirements of the Parks and Landscape Services Section.

REASON: To ensure that the development shall be in accordance with the permission and that effective control be maintained.

5. External Finish

The external finish of the operator cabinet shall have a grey colour in keeping with the colour of the telecommunications street pole.

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

6. No additional dishes, antennae or other equipment

No additional dishes, antennae or other equipment other than that demonstrated on the plans, particulars and specifications lodged with this Section 254 licence application, shall be attached to the telecommunications street pole and antenna without first obtaining the prior written approval of the Planning Authority.

REASON: In the interest of the visual amenity of the area; to ensure that the development shall be in accordance with the permission and that effective control be maintained and in the interest of the proper planning and sustainable development of the area.

7. Footpath and Cycleway

The applicant shall not interfere with the public footpath and/or cyclepath without first obtaining the written confirmation of agreement from the Council's Roads Department.

Where applicable, the public footpath and/or cyclepath shall be restored at the applicant's own expense to the satisfaction of the Roads Department.

REASON: In the interest of ensuring that the footpath and/or cyclepath contiguous to the site is not adversely affected by any works relating to the installation and/or operation of the telecommunications street pole, antenna and associated operator cabinet and in the interest of the proper planning and sustainable development of the area.

8. Road Opening Licence

A Roads Opening Licence must be obtained from South Dublin County Council prior to the commencement of any works in the public domain and all works are at the applicant's expense, in order to comply with the Roads Act 1993, Section 13, paragraph 10.

REASON: In the interest of public safety and the proper planning and sustainable development of the area, and in order to comply with The Roads Act 1993 Section 13 Paragraph 10.

9. Installation

The installation of the telecommunication street pole and associated operator cabinets shall not impair the operation of the existing land and roadside drainage and the applicants shall not interfere with roadside drainage without the prior written agreement of the Roads Department.

REASON: In the interest of the proper planning and sustainable development of the area.

10. Safety

Prior to the commencement of works, the applicant shall submit details for the written agreement of the Roads Department for:

- (i) An alternative temporary pedestrian and/or cycle route along the public road and/or public footpath and/or cyclepath.
- (ii) Appropriate warning signage including lighting where required shall be erected during the installation period for the benefit of all road users, members of the public and site employees and to highlight the presence of construction related traffic on the public road adjoining the site.

The full cost, including public liability of the provision of the alternative temporary pedestrian and/or cycle route shall be borne by the applicant.

REASON: In the interest of public and traffic safety.

11. Obsolescence

In the event of obsolescence, the telecommunications street pole, antenna and associated operator cabinet shall be removed from the site and the site reinstated at the applicant's own expense.

REASON: In the interest of the proper planning and sustainable development of the area.

12. Legislation

This licence is for the telecommunications street pole, antenna and operator's cabinet and nothing in this licence shall be construed as negating the applicant's statutory obligations or requirements under any other enactments or regulations, including planning legislation, building legislation and The Roads Act.

REASON: In the interest of proper planning and sustainable development of the area.

13. Consent.

Prior to the commencement of development, the applicant shall obtain the written consent, and any terms and conditions associated with the consent, from the Economic, Enterprise and Tourism Development Department of South Dublin County Council to locate the proposed telecommunications infrastructure in the location identified on the plans.

REASON: To ensure the appropriate consents are provided.

Yours faithfully,



for Senior Planner

APPENDIX C

IMAGES OF ESTABLISHED STREET WORKS SOLUTIONS



Streetworks solution at Bagenelstown, Co Carlow (Structure is Alpha 2.0 Construct)



Streetworks Solution, Malone Rd., Belfast, Northern Ireland. (Structure is Alpha 2.0 Construct)



Streetworks Solution at Mountmellick, Co. Laois. (Structure is Lollipop Construct)



Street works at Dundalk Hospital, Co. Louth.

APPENDIX D
Visual Impact Assessment Document

