



COMHAIRLE CHONTAE LAOISE LAOIS COUNTY COUNCIL

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NBI Infrastructure DAC

3009 Lake Drive,

Citywest,

Dublin 24,

D24H6RR

8th December 2021

**RE: Section 254 licence application to erect 29 Overground Structure
(Pole, Cabinet, Mast) - Conventional Methods Borris in Ossory**

A Chara,

A licence under section 254 of the Planning and Development Act 2000, as amended is hereby granted to NBI Infrastructure DAC for 29 overground structures at various locations as detailed in the plans and particulars available on Maproad Licencing system, ref no 2021LS0403.

The Planning Authority has considered the screening report and considers that it is acceptable and is compliant with Article 6(3) of the Habitats Directive.

Having regard to the location of the proposed telecommunications infrastructure and the nature of the development, it is considered that, subject to compliance with the conditions set out in the schedule below, the proposed development would be acceptable in terms of traffic safety and convenience and would therefore be in accordance with the proper planning and development of the area.

1. The development shall be carried out in accordance with the plans and particulars lodged on the Maproad Licensing System on 27/10/2021 and 29/10/2021 except where conditions hereunder specify otherwise.

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Gnó a Dhéanamh
as Gaeilge





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Reason: In the interests of clarity and the proper planning and sustainable development of the area.

2. Any departures from the approved plans and particulars referred to in condition 1 of this licence, including any alterations to the location, layout, design and height of telecommunication street pole and associated operator cabinet, shall not be carried out without first obtaining the prior written approval of the Planning Authority.

Reason: To avoid any misunderstanding as to the approved plans and particulars of the licence.

3. In the event of obsolescence, the structure (pole, cabinet, Mast) street pole and associated operator cabinet shall be removed from the site and the site shall re-instated at the applicant's expense.

Reason: In the interest of visual amenity and the proper planning and sustainable development of the area.

4. The road verge shall be restored by the applicant and all damage made good to the satisfaction of the Municipal District Engineer.

Reason: In the interest of ensuring that the verge is not adversely affected by any works relating to the installation of the telecommunications pole and associated developments.

5. 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)'.

Reason: In the interest of traffic safety.

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6. The installation of the overground Structures (Poles, Cabinets, Masts) 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.

Reason: To ensure the integrity of the public road and public footpath is not diminished by a reduced quality road drainage system.

7. (a) Adequate off carriageway parking facilities shall be provided for all traffic associated with the installation of the development including delivery and service vehicles/trucks. There shall be no parking along the public road.

(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.

(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.

(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.

Reason: In the interest of traffic safety, amenity and orderly development.

8. 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.

Reason: In the interest of traffic safety.

9. This licence is for the telecommunications overground Structures (Poles, Cabinets, Masts) and nothing in this licence shall be construed as negating the

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applicant's statutory obligations or requirements under any other enactments or regulations, including the planning laws, building laws etc.

Reason: In the interest of public safety.

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**Administrative Officer
Planning Section**

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