

ANGUS COUNCIL

MINUTE of MEETING of the **DEVELOPMENT MANAGEMENT REVIEW COMMITTEE** held in the Town and County Hall, Forfar on Tuesday 13 September 2016 at 2.00 pm.

Present: Councillors CRAIG FOTHERINGHAM, JEANETTE GAUL, ALEX KING and IAN MCLAREN.

1. APPOINTMENT OF CHAIR

In the absence of both the Convener and Vice-Convener, and in accordance with the provisions of Standing Order 7(i), the Committee agreed to appoint Councillor Jeanette Gaul as Chair for the meeting, whereupon Councillor Gaul took the Chair.

2. APOLOGIES/SUBSTITUTES

Apologies for absence were intimated on behalf of Councillors David Lumgair, Bill Bowles and David Fairweather, with Councillors Fotheringham and McLaren substituting for Councillors Lumgair and Bowles respectively.

3. DECLARATIONS OF INTEREST/INTIMATIONS OF CONTACT

Councillors Gaul and Fotheringham intimated that in relation to item 5, Report No 332/16, they had received various e-mails and correspondence relating to the application. Both indicated that they had not responded and made no comment and would therefore take part in any discussions and voting.

Councillor McLaren declared an interest in item 5, Report No 332/16, as he was a friend of two of the objectors who lived in Patrick Allan Fraser Street, Arbroath. He indicated that he would not take part in any discussion and voting and would leave the meeting during consideration of the item.

Councillor King intimated that he wished to make a statement regarding the lobbying attempts by Bairds Malt and their representatives. He advised that, along with a number of other Arbroath members, he had been invited to visit the Bairds Malt facility and that at that time, representatives had made reference to a planning application for a wind turbine. He advised the representatives of his position. Councillor King then advised of a further invitation to visit Bairds Malt at which time he once again advised that he was a member of the Development Management Review Committee and that it would not be appropriate for him to visit or enter into any discussions with the management of Bairds Malt or their representatives. Councillor King also advised of further attempts of contact and correspondence via telephone and e-mail. He indicated that at no time had he made any comment or offered any opinion on the application and that he had not compromised his impartiality and that he would therefore participate in any discussion and voting.

4. MINUTE OF PREVIOUS MEETING

The minute of meeting of this Committee of 15 June 2016 was approved as a correct record and signed by the Convener.

Having declared an interest at Article 3 above, Councillor McLaren left the meeting during consideration of the following item.

5. BAIRDS MALT, ELLIOT INDUSTRIAL ESTATE, ARBROATH

There was submitted Report No 332/16 by the Head of Legal and Democratic Services, detailing an application for a review of the decision taken by the planning authority in respect of the refusal of planning permission for erection of wind turbine of 55m to hub height and 77m to blade tip and ancillary development, application No 14/01067/FULL, at Bairds Malt, Elliot Industrial Estate, Arbroath.

The Committee noted that an unaccompanied site visit had taken place earlier that day. The Committee then confirmed that they had sufficient information to consider the review at this meeting.

Having given careful consideration to the papers submitted by the appointed person and by the applicant, the Committee agreed that the decision to refuse the application was in accordance with the Council's Local Plan Policy. The Service Manager's (Planning) decision was endorsed and accordingly the review dismissed.

6. MILLFIELD HOUSE, ARBROATH

There was submitted Report No 333/16 by the Head of Legal and Democratic Services, detailing an application for a review of the decision taken by the planning authority in respect of the refusal of planning permission for erection of wind turbine of 12m to hub height and 14.8m to blade tip and ancillary development (re-application), application No 16/00210/FULL, at Millfield House, Arbroath.

The Committee noted that an unaccompanied site visit had taken place earlier that day. The Committee then confirmed that they had sufficient information to consider the review at this meeting.

Having given careful consideration to the papers submitted by the appointed person and by the applicant, the Committee agreed that the decision to refuse the application was in accordance with the Council's Local Plan Policy. The Service Manager's (Planning) decision was endorsed and accordingly the review dismissed.

7. CARSEBURN COTTAGE, FORFAR

There was submitted Report No 334/16 by the Head of Legal and Democratic Services, detailing an application for a review of the decision taken by the planning authority in respect of the refusal of planning permission for erection of dwellinghouse, application No 16/00248/FULL, at Carseburn Cottage, Forfar.

The Committee confirmed that they had sufficient information to consider the review at this meeting and that a site visit was not required.

Having given careful consideration to the papers submitted by the appointed person and by the applicant, the Committee agreed that the decision to refuse the application was in accordance with the Council's Local Plan Policy. The Service Manager's (Planning) decision was endorsed and accordingly the review dismissed.

8. 38 ROSSIE STREET, ARBROATH

There was submitted Report No 335/16 by the Head of Legal and Democratic Services, detailing an application for a review of the decision taken by the planning authority in respect of the refusal of planning permission for erection of a conservatory, application No 16/00422/FULL, at 38 Rossie Street, Arbroath.

The Committee confirmed that they had sufficient information to consider the review at this meeting and that a site visit was not required.

Having given careful consideration to the papers submitted by the appointed person and by the applicant, the Committee agreed that the decision to refuse the application was in accordance with the Council's Local Plan Policy. The Service Manager's (Planning) decision was endorsed and accordingly the review dismissed.