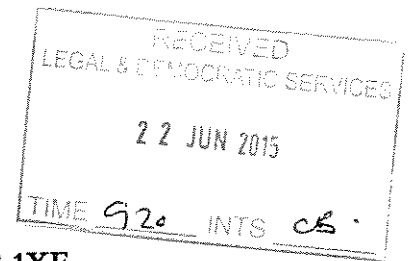


**FURTHER  
REPRESENTATIONS**





Broadlands, Loanhead, By FORFAR, Angus, DD8 1XF

Ms Karen Maillie,  
Committee Officer,  
Angus House,  
Orchardbank Business Park,  
FORFAR, DD8 1AN

18<sup>th</sup> June 2015

Dear Ms Maillie,

Re Application No: 14/00827/FULL – Wind Turbine at Finavon,  
Forfar.

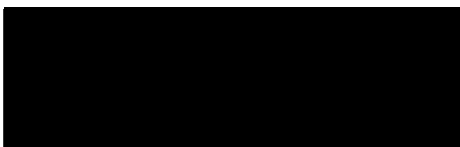
Thank you for advising that the applicant's agent has applied for a review of the decision issued on 11th March 2015 to refuse permission for this development to proceed.

I wish to add to my previous objection concerning this application. In my view the decision taken by the our Planning Department to refuse this totally inappropriate application was absolutely correct. As stated in the refusal, the proposal is contrary to Policy ER5 (a) and Policy ER34 (b) of the Angus Local Plan Review (2009) due to its unacceptable adverse landscape impacts. Nothing has changed so there is no valid reason for the refusal decision to be reversed.

I would also like to draw the committee's attention to the fact that there were personal letters of objection written by residents most likely to be badly affected by this scheme. Most of the so-called "support" letters were tick-box efforts arranged by the applicants and their agents. As such they have no merit whatsoever.

I sincerely trust the Committee will uphold the wise decision made by the Planning department and refuse to allow this appeal.

Yours faithfully,



Mrs P M Powell

**MaillieK**

---

**From:** [REDACTED]  
**Sent:** 23 June 2015 22:56  
**To:** MaillieK  
**Subject:** Re: Decision review RE application No. 14/00827/FULL

Karen

It is with the greatest respect that we request that the appeal for the above application be refused.  
The basis for our decision is as follows:

**1. *Visual impact upon the landscape.***

From our house, and those of others in the Tannadice area, the views across the valley to Finavon Hill are significant attractions of the environ. We believe that these amenities will be irreparably damaged by a wind turbine on the proposed location.

**2. *Suitability of the site for a wind turbine.***

A map (Figure 6.4) within the 'Strategic Landscape Capacity Assessment for Wind Energy in Angus' (Ironsides Farrar March 2014) indicates that the proposed site is either within, or close to the margin of, an area regarded as having 'no underlying capacity' for wind-power generation.

**3. *Historical significance of Finavon Hill***

Finavon Hill has been the site of Iron Age, Roman, and post Roman occupation and fortification, and its historical importance may be endangered if this appeal is successful.

**4. *Proximity to the A.90***

Some months ago concerns were expressed in the press about drivers being distracted by the motion and reflections from wind turbines located close to main roads. In the winter months, when the sun is low to the horizon, this may also be a concern with the increasingly busy A.90.

Regards,

Colin and Jane Tannock  
Tannadyce House

-----Original Message-----

**From:** MaillieK <MaillieK@angus.gcsx.gov.uk>  
**To:** [REDACTED]  
**Sent:** Mon, 22 Jun 2015 10:26  
**Subject:** RE: Decision review RE application No. 14/00827/FULL

Good Morning

Thank you for your email in connection with the above application for review.

I can confirm that you are permitted to submit further representations to the application for review by email but would confirm that you have 14 days from the date of receipt of the letter (letter dated 10 June 2015) to make these representations.

Regards  
Karen

Karen Maillie / Committee Officer / Legal and Democratic Services/ Resources / Angus Council / Angus House / Orchardbank Business Park / Forfar / DD8 1AN/ Tel: 01307 476265 / [MaillieK@angus.gov.uk](mailto:MaillieK@angus.gov.uk)

**From:** [REDACTED]  
**Sent:** 21 June 2015 21:39

**To:** MaillieK

**Subject:** Decision review RE application No. 14/00827/FULL

Karen,

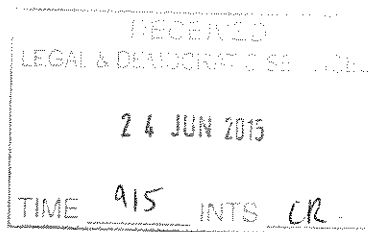
We are in receipt of your letter advising of the above application for review. We do wish to make further representations. Can you let me know if this can be submitted to you by Email or does it require to be a signed letter?

Jane and Colin Tannock  
Tannadyce House

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Broadlands,  
Loanhead,  
Forfar,  
DD8 1XF

23/06/2015

Head of Planning  
County Buildings,  
Market Street,  
Forfar,  
DD8 3LG

Dear Sir

Ref: Planning Application 14/00827/FULL - Appeal to LRB

I wish to make some final comments on this application.

There are statements in the application which do not faithfully represent the facts. In the preface to the application it is stated that

*"on 23 July 2013 a screening opinion was requested ..... Based on three wind turbines with a reduced tip height of 74m and a single turbine of 77m"*

Application 13/00685/EIASCR, validated 23/07/13 makes absolutely no mention of a 77m turbine, and a decision was issued on 18/09/13 that an EIA was not required. (The locations were exactly the same as those for the refused 12/00002/EIAL application for 99.5m turbines)

Approximately two weeks later another screening application (13/00948/EIASCR) was made, this time for a 67m turbine in the location specified for the recently refused application. It is clear, therefore, that the claim that the 'current application recognises the concerns by reducing the overall height' is quite specious. The 67m application and the 74m applications were quite separate and distinct.

It is a matter of some concern, however, that all reference and documentation for 13/00948/EIASCR has disappeared from the Council website.

The Ironside-Farrar Strategic Landscape Capacity Assessment Wind Energy in Angus report, produced in conjunction with SNH, made recommendations on the suitability of parts of Angus for the location of wind turbines, grouped by size etc.

The Tay 12, Forfar Hill sub-area is defined as having :

*"...higher visual sensitivity and complex, modest scale landforms..."*

Within this area a maximum height of 50m is recommended,....avoiding skylines or breaking the sky-line.

**The proposed turbine of 67m is 34% taller than the recommended maximum height!**

Even the applicants own photomontage in Figure 5.7 (p40) shows the extent to which the current application breaks the skyline. This turbine would dominate the A90 for miles, with the tip appearing .higher than the existing anemometer.

However this recommended maximum height applies to the wider area. Close inspection of the map (Figure A, page 11) shows Finavon Hill as :

*"..an area with no inherent capacity for wind turbines "*

While the definition of the map is not as clear as could be hoped, the map leaves little doubt that this area is not suitable for turbines.

As was pointed out by a Councillor at an earlier committee meeting, 'what is the point in commissioning a report of this kind if its recommendations are to be simply ignored?.'

Finally, the enormous discrepancy between the claims for employment and economic benefit made by the developer and those claimed in the Socio\_Economic Impact Assessment (SEIA) remove any credibility.

Green Cat / Kilmac construction program (p14) indicates a gross total of 264 man/days.

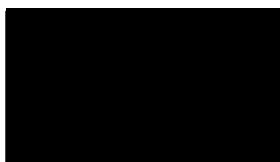
The SEIA quotes a level of '2 net PYE jobs' which, over the 20 yrs, equates to 10,000 man/days.

No justification or explanation is given for the remaining '1 net PYE jobs' among the 'Operational/Maintenance Impacts', but 'it could include ....insurance costs'.!  
Again, this equates to the equivalent of 2,500 man/days over 10 years.

What trust can one place in documents with discrepancies of this magnitude?

I respectfully urge the Committee to follow the advice of officers and refuse this appeal.

Yours sincerely,



Derek R Powell

Picture taken from N mains of Finavon/A90.  
Canon 350D, 70mm lens  
Anemometer marked with three dots to  
show location







Defence  
Infrastructure  
Organisation

Your Ref. KM  
DIO Ref. DE/C/SUT/43/10/1/11815

Ministry of Defence  
Safeguarding  
Kingston Road  
Sutton Coldfield  
West Midlands B75 7RL  
United Kingdom

Telephone [MOD]: +44 (0)121 311 3781  
Facsimile [MOD]: +44 (0)121 311 2218  
E-mail: [DIOODC-IPSSG3@mod.uk](mailto:DIOODC-IPSSG3@mod.uk)

Via Email

Angus Council Resources  
Angus House  
Orchardbank Business Park  
Forfar  
DD8 1AN

24 June 2015

Dear Sirs,

**Development Management Review Committee**  
**Planning Application reference – 14/00827/FULL**  
**Erection of a wind turbine and ancillary development at Field 450m South of Finavon House, Finavon, Forfar**

The Ministry of Defence (MOD) has received notification from you stating that the above planning application will be reviewed by the Council's Development Management Review Committee.

The MOD submitted a response dated 3<sup>rd</sup> November 2014 to Angus Council raising no objection to the proposal. The MOD has reviewed this response in light of the Review and I can confirm that the MOD raises no objection to the proposal. The MOD requests that the turbine is fitted with aviation lighting of the following specification; the turbine should be fitted with 25 candela omni-directional red lighting or infrared lighting with an optimised flash pattern of 60 flashes per minute of 200ms to 500ms duration at the highest practicable point.

If planning permission is granted, the MOD would like to be advised of the following information;

- The date construction starts and ends;
- The maximum height of construction equipment;
- The latitude and longitude of the turbine erected

I trust that the above will be taken into account during the Review consideration. Should you require any additional information, please do not hesitate to contact me.

Yours faithfully



Marie Neenan  
Senior Safeguarding Officer

## MaillieK

---

**From:** Graham Donnachie <graham@greencatrenewables.co.uk>  
**Sent:** 23 July 2015 11:24  
**To:** MaillieK  
**Cc:** ForsythSL  
**Subject:** RE: 14/00827/FULL Finavon Hill Estate Wind Turbine

Karen,

Thank you for issuing that response. I can confirm that we have nothing to add to that particular comment from Dr Murrie.

Kind Regards,  
Graham

---

**From:** MaillieK [mailto:MaillieK@angus.gcsx.gov.uk]  
**Sent:** 23 July 2015 11:04  
**To:** Graham Donnachie <graham@greencatrenewables.co.uk>  
**Cc:** ForsythSL <ForsythSL@angus.gov.uk>  
**Subject:** RE: 14/00827/FULL Finavon Hill Estate Wind Turbine  
**Importance:** High

Dear Graham

Thank you for your response dated 20 July 2015.

I now attach a copy of a further letter of representations which was received from Dr Murrie on 24 June 2015. Unfortunately, this letter was not included within the paperwork issued to you on 6 July 2015 for which I now apologise for this oversight.

I would appreciate if you could let me have your comments as soon as practical to allow me to progress the application accordingly.

Regards  
Karen

Karen Maillie / Committee Officer / Legal and Democratic Services/ Resources / Angus Council / Angus House / Orchardbank Business Park / Forfar / DD8 1AN/ Tel: 01307 476265 / [MaillieK@angus.gov.uk](mailto:MaillieK@angus.gov.uk)

---

**From:** Graham Donnachie [mailto:graham@greencatrenewables.co.uk]  
**Sent:** 20 July 2015 14:46  
**To:** MaillieK  
**Subject:** 14/00827/FULL Finavon Hill Estate Wind Turbine  
**Importance:** High

Dear Ms Maillie,

Thank you for your correspondence dated 06/07/2015.

In response to the consultation responses received in regard to the Finavon Hill Estate Wind Turbine Local Review Body Appeal, we would like to make the following brief comments.

In regard to the objection from Mrs P Powell, we would like to highlight that the Appeal Statement sets out, in great detail, our arguments as to why we believe that this development is not contrary to policy and why the refusal reasons should, on this occasion, be overturned. In reference to the letters of public representation, any member of the public is entitled to submit a representation using whatever means they wish, as long as it meets the criteria set out by the Planning Authority. It should also be highlighted that no representation has any more weight over another, and therefore each have equal merit. The development has gained support from some of the very nearest land owners, residencies and businesses, who all have agreed that the development would have a long term benefit to the area. Should two people from the same address provide a response, then Angus Council consider this as a single representation, therefore only one representation can be made per household.

On that point, a Mr Derek Powell has also responded and has addressed the letter from the same property as Mrs P Powell. Therefore this should be considered as one representation along with that of Mrs Powell. Mr Powell has looked to speculatively discredit the submitted documents and has also included a 'home-made' photomontage. At this stage, we would seek to ensure Councillors that all of the submitted documents adhere to national and local guidance and regulations and undergo a thorough peer review and quality control process. This application has seen the development materially change from the original submission as the scheme has been reduced from three 99.5m tall turbines on the top of the ridge, to a more modest single 67m turbine at a lower elevation. As the Appeal Statement sets out, these design decisions have been made in accordance with the various new planning guidance documents and capacity studies that have emerged over the past few years. This development is a local scheme, which will be supporting local businesses and has the backing of a significant amount of the local neighbours and businesses.

In response to the comments from Colin and Jane Tannock, it should be noted that each of the four issues raised have been dealt with thoroughly in the submitted documents. It should be highlighted that only one of the reasons stated has been used as a reason for refusal, and the comments in relation to impact on amenities, historical significance and proximity to the A90, have all been deemed acceptable by the planning department.

Finally, we acknowledge and welcome the MoDs repose confirming their position of no objection.

We trust that this addresses the issues raised and will now allow the Councillors to progress to a site visit and a decision.

Kind Regards,  
Graham

---

**Graham Donnachie**

Green Cat Renewables Ltd  
Midlothian Innovation Centre  
Edinburgh  
EH25 9RE  
0131 440 6155  
07469 354 274

Website : [www.greencatrenewables.co.uk](http://www.greencatrenewables.co.uk)  
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## Graham Donnachie

Green Cat Renewables Ltd  
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07469 354 274

Website : [www.greencatrenewables.co.uk](http://www.greencatrenewables.co.uk)  
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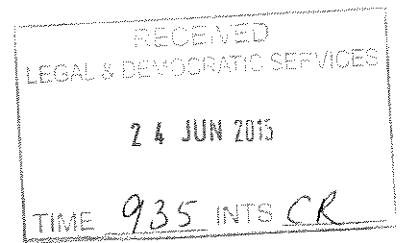
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Haughs of Finavon Farmhouse  
Forfar  
Angus  
DD8 3QF

22.06.2015

Dear Sir/Madam

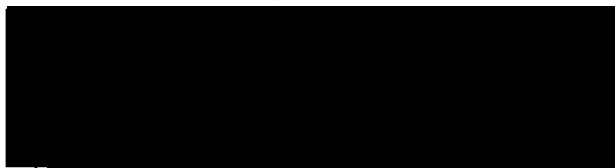
**Finavon Hill Estate and Kilmac Construction. Refusal of Planning permission for erection of a wind turbine and ancillary development at Field 450M South of |Finavon House Application No 14/00827/FULL**

Thank you for your letter dated 10<sup>th</sup> June 2016

My position regarding this remains the same.

I have no objection to the erection of the wind turbine as per my previous letter

Yours sincerely



Dr Helen L Murrie MBChB MRCP  
GP Partner  
Castlegait Surgery, Montrose  
GP Macmillan Cancer lead for Tayside

Cc Mr Jeffrey Sanderson  
Finavon Hill Estate

**APPLICANT'S RESPONSE  
TO FURTHER REPRESENTATIONS**





**MaillieK**

---

**From:** Graham Donnachie <graham@greencatrenewables.co.uk>  
**Sent:** 20 July 2015 14:46  
**To:** MaillieK  
**Subject:** 14/00827/FULL Finavon Hill Estate Wind Turbine  
**Attachments:** Appeal Representations following Consultation.pdf  
  
**Importance:** High

Dear Ms Maillie,

Thank you for your correspondence dated 06/07/2015.

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Finally, we acknowledge and welcome the MoDs repose confirming their position of no objection.

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Kind Regards,  
Graham

**Graham Donnachie**

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Midlothian Innovation Centre  
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07469 354 274

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