

# ANGUS COUNCIL

MINUTE of MEETING of the **DEVELOPMENT MANAGEMENT REVIEW COMMITTEE** held in Meeting Room 1.1, Bruce House, Arbroath on Tuesday 16 July 2019 at 10.45 am.

**Present:** Councillors GAVIN NICOL, RICHARD MOORE, BILL DUFF, ALEX KING and IAN McLAREN.

Councillor NICOL, Convener, in the Chair.

## 1. APOLOGIES/SUBSTITUTES

An apology for absence was intimated on behalf of Councillor Bob Myles, with Councillor Ian McLaren substituting.

## 2. DECLARATIONS OF INTEREST

There were no declaration of interest made.

## 3. MINUTE OF PREVIOUS MEETING

The minute of meeting of this Committee of 18 June 2019 was approved as a correct record and signed by the Convener.

## 4. LAND EAST OF CRUDIE ACRE COTTAGE, ARBROATH

With reference to Article 4 of the minute of meeting of this Committee of 18 June 2019, there was re-submitted Report No 201/19 by the Director 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 construction of a battery electricity storage facility comprising containerised battery storage units, inverters and transformers, DNO substation, client switchgear container, electrical grid compound, welfare and parts storage containers and ancillary development including formation of access track, security fencing, CCTV and landscaping, application No 18/00810/FULL, at Land East of Crudie Acre Cottage, 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.

COUNCILLOR KING, SECONDED BY COUNCILLOR DUFF, MOVED THAT THE APPEAL BE UPHELD AND THE APPLICATION GRANTED CONDITIONAL PLANNING PERMISSION AS THE PROPOSED DEVELOPMENT WOULD CONTRIBUTE TO NATIONAL ENERGY POLICY OBJECTIVES; FOR OPERATIONAL REASONS THE DEVELOPMENT REQUIRED TO BE SITED ALONGSIDE THE SUBSTATION; THE AREA OF PRIME QUALITY AGRICULTURAL LAND AFFECTED WAS NOT SIGNIFICANT AND ONCE LANDSCAPE PLANTING AROUND THE PROPOSED SITE HAD MATURED, THE DEVELOPMENT WOULD HAVE LIMITED VISUAL IMPACT AND WOULD NOT UNDERMINE THE LANDSCAPE SETTING OF ARBROATH, AND AS EVIDENCE HAD BEEN SUBMITTED WHICH DEMONSTRATED THAT THERE WERE PUBLIC INTEREST AND ECONOMIC, ENVIRONMENTAL AND OPERATIONAL CONSIDERATIONS THAT CONFIRMED THERE WAS A NEED FOR THE PROPOSED DEVELOPMENT THAT COULD NOT BE MET WITHIN THE ARBROATH DEVELOPMENT BOUNDARY, THE PROPOSAL WAS THEREFORE NOT CONTRARY TO POLICIES DS1 AND PV20 OF THE ANGUS LOCAL DEVELOPMENT PLAN AS IT WOULD COMPLY WITH THE CIRCUMSTANCES WHICH ALLOWED FOR THE DEVELOPMENT OF PRIME QUALITY AGRICULTURAL LAND.

Councillor Moore, seconded by Councillor McLaren, moved as an amendment, that the Service Leader's - Planning and Communities decision be endorsed and the review dismissed as the decision to refuse the application was in accordance with the Council's Local Development Plan Policy.

On a vote being taken, the members voted:-

For the motion:-

Councillors King, Duff and Nicol (3).

For the amendment:-

Councillors Moore and McLaren (2).

The motion was declared carried resulting in the review being upheld and planning permission granted, subject to the appropriate conditions being submitted to the next meeting of this Committee for members' consideration.

**5. 5 CHAPEL STREET, FORFAR**

There was submitted Report No 221/19 by the Director 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 and formation of new access, application No 18/00776/FULL, at 5 Chapel Street, 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 Development Plan Policy. The Service Leader's - Planning and Communities decision was endorsed and accordingly the review dismissed.