

ANGUS COUNCIL

MINUTE of MEETING of the **DEVELOPMENT MANAGEMENT REVIEW COMMITTEE** held in the Town and County Hall, Forfar on Tuesday 28 January 2020 at 9.45 am.

Present: Councillors GAVIN NICOL, RICHARD MOORE, BILL DUFF, ALEX KING and DAVID LUMGAIR.

Councillor NICOL, Convener, in the Chair.

1. APOLOGIES/SUBSTITUTES

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

2. DECLARATIONS OF INTEREST

Councillor Nicol declared an interest in item 5, Report No 35/20, as he had purchased materials from the company in the past. He indicated that he would take part in any discussion and voting on the item.

Councillor Moore declared an interest in item 5, Report No 35/20, as he had commercial dealings with the company in the past. He indicated that he would take part in any discussion and voting on the item.

Councillor Duff declared an interest in item 5, Report No 35/20, as he had purchased a product from the business concerned on one occasion. He indicated that he would take part in any discussion and voting on the item.

3. MINUTES OF PREVIOUS MEETINGS

The minutes of meetings of this Committee of 12 November 2019 were approved as correct records and signed by the Convener.

4. 20 WARSLAP AVENUE, ARBROATH

There was submitted Report No 34/20 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 (re-application) for removal of existing garage and extension to dwellinghouse to form garage and ancillary accommodation, application No. 19/00347/FULL, at 20 Warslap Avenue, Arbroath.

The Committee gave careful consideration to the papers submitted by the appointed person and by the applicant and determined that they had sufficient information to consider the review but that an unaccompanied site visit should take place.

The Committee agreed that a site visit be held in due course and that the Committee reconvene after the site visit to discuss the application further.

5. DRAGONHALL FARM, PADANARAM, FORFAR

There was submitted Report No 35/20 by the Director of Legal and Democratic Services detailing an application for a review of Condition 1 of planning permission reference 18/00565/FULL – change of use of buildings and land to use as biomass fuel production business, including siting of portable site office and proposed erection of storage bays and extension to existing shed and flues at Dragonhall Farm, Padanaram, Forfar.

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

Following discussion, the Committee agreed that having considered the relevant information and having given full consideration to the reasons presented by the applicant as to why Condition 1 should be removed, and by the Planning Authority who had placed Condition 1 on planning permission Reference No 18/00565/FULL, that Condition 1 should be removed as:-

- (i) the landscaping proposal would create a barrier which would reduce the maximum airflow through the timber;
- (ii) the application of the condition would have a detrimental impact on the business operations; and
- (iii) the business had been in operation for over 10 years and the screening was unnecessary.

The review was accordingly upheld and Condition 1 removed.