

FALKIRK COUNCIL

MINUTE of SPECIAL MEETING of FALKIRK COUNCIL held in the MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 12 FEBRUARY 2014 at 7.00 P.M.

<u>COUNCILLORS:</u>	David Alexander	Gordon Hughes	Malcolm Nicol
	David Balfour	Steven Jackson	Alan Nimmo
	Stephen Bird	Charles MacDonald	Martin Oliver
	Allyson Black	Brian McCabe	Baillie Joan Paterson
	Jim Blackwood	John McLuckie	Depute Provost John
	Baillie William Buchanan	John McNally	Patrick
	Steven Carleschi	Adrian Mahoney	Provost Pat Reid
	Colin Chalmers	Craig Martin	Ann Ritchie
	Thomas Coleman	Dr Craig R Martin	Robert Spears
	Gerry Goldie	Cecil Meiklejohn	Sandy Turner
	Linda Gow	Rosie Murray	

<u>OFFICERS:</u>	John Angell, Head of Planning and Transportation
	Rhona Geisler, Director of Development Services
	Rose Mary Glackin, Chief Governance Officer
	Colin Moodie, Depute Chief Governance Officer
	Brian Pirie, Democratic Services Manager
	Mary Pitcaithly, Chief Executive
	Alan Rodger, Planning and Environment Manager
	Alistair Shaw, Development Plan Co-ordinator

FC84. SEDERUNT

The sederunt was taken by way of a roll call. An apology was intimated on behalf of Councillor Dennis Goldie.

FC85. DECLARATIONS OF INTEREST

No declarations were made.

FC86. PROPOSED FALKIRK LOCAL DEVELOPMENT PLAN –SUBMISSION TO SCOTTISH MINISTERS AND SUMMARY OF UNRESOLVED ISSUES

Council considered a report by the Director of Development Services presenting representations made in respect of the proposed Local Development Plan and requesting approval for the submission of the Plan to the Scottish Ministers.

The Council had, on 6 March 2013, approved its Local Development Plan which set out the Council's broad vision and strategy for the area for 2014-34 and included site specific policies and proposals which will guide development for the first 10 years of the plan.

A 6 week consultation had been undertaken with 1159 submissions received. A summary of the submissions, categorised into 29 issues, was presented. Council was required to consider the submissions and determine whether to make 'notifiable' modifications to the Plan. Such modifications would add, remove or significantly alter any policy or proposal in the plan, and if such modifications were made, Council would be required to republish and re-advertise the plan in its entirety for consultation. If Council was minded not to modify the Plan it would be submitted to the Scottish Ministers who would appoint an external reporter to review any unresolved issues.

Baillie Buchanan, seconded by Councillor McLuckie, moved that Council agree:-

- (1) the submission of the proposed Falkirk Local Development Plan, as approved by Council in March 2013, to Scottish Ministers with a request to appoint person(s) to examine the plan, and
- (2) the Summary of Unresolved Issues contained in appendix 2 to the report as the Council's response to the unresolved representations which had been submitted to the Proposed Plan.

Councillor Oliver, seconded by Councillor Meiklejohn, moved the following amendment in substitution for the motion:-

- “(1) In response to representations received, the Council makes the following modifications to the Proposed Falkirk Local Development Plan:
- (i) Delete Mixed Use Site M15 East Bonnybridge and designate site as green belt
 - (ii) Delete Housing Site H21 Nethermain Road, Denny
 - (iii) Delete Housing Site H69 Hillcrest, Shieldhill
 - (iv) Insert additional Economic Development Site ED27 Maddiston Fire Station as defined on Map 1 with wording as follows:
ED27 Maddiston Fire Station
Site Size : 2.2 hectares
Proposed Uses: Business Class 4
Status: New Proposal
Site Comments: Fire service headquarters currently proposed for closure.
Site to be reserved for business use.

- (v) In Appendix 2: Strategic Growth Area Guidance for Falkirk North include additional bullet point under Housing Site H27 Cauldhame Farm 1 as follows:
'Consideration should be given for the masterplan to be amended so as to minimise impacts to future development from the landfill site through incorporation of buffer zones'.
 - (vi) In Appendix 2: Strategic Growth Area Guidance for Falkirk North include additional bullet point under Housing Site H28 Cauldhame Farm 2 as follows:
'Part of site adjacent to Ronades Road, south of Cotland Way, provides opportunity for family restaurant, subject to market demand, masterplanning and community consultation'.
 - (vii) Other consequential changes to the Proposed Plan, and consequential changes to the Revised Environmental Report, Habitats Regulations Appraisal Record, and other supporting documents, as required
 - (viii) Delete site H02 (Kinglass Farm 1) and reinstate the green belt on the site.
- (2) That the Council republishes the modified plan and readvertises it for a period of six weeks for representations, in accordance with the relevant legislation."

Provost Reid indicated that Council would consider each of the proposed modifications in turn with members voting for or against the proposal.

(i) Delete Mixed Use Site M15 East Bonnybridge and designate site as green belt.

In terms of Standing Order 22.4(i) a vote was taken by roll call, there being 31 members present and voting as undernoted.

For (15) – Councillors Alexander, Balfour, Bird, Carleschi, Chalmers, Coleman, Hughes, Jackson, McCabe, McNally, Meiklejohn, Oliver, Ritchie, Spears and Turner.

Against (16) – Provost Reid; Depute Provost Patrick; Baillies Buchanan and Paterson; Councillors Black, Blackwood, G Goldie, Gow, MacDonald, McLuckie, Mahoney, Martin, Dr CR Martin, Murray, Nicol and Nimmo.

Accordingly this part of the amendment was **NOT AGREED**.

(ii) Delete Housing Site H21 Nethermain Road, Denny.

On a division 15 members voted for the modification and 16 voted against.

Accordingly this part of the amendment was **NOT AGREED**.

(iii) Delete Housing Site H69 Hillcrest, Shieldhill.

In terms of Standing Order 22.4(i) a vote was taken by roll call, there being 31 members present and voting as undernoted.

For (15) – Councillors Alexander, Balfour, Bird, Carleschi, Chalmers, Coleman, Hughes, Jackson, McCabe, McNally, Meiklejohn, Oliver, Ritchie, Spears and Turner.

Against (16) – Provost Reid; Depute Provost Patrick; Baillies Buchanan and Paterson; Councillors Black, Blackwood, G Goldie, Gow, MacDonald, McLuckie, Mahoney, Martin, Dr CR Martin, Murray, Nicol and Nimmo.

Accordingly this part of the amendment was **NOT AGREED**.

Following discussion, consideration of the modifications proposed at (iv), (v) and (vi) was continued until after the adjournment shortly to take place. During discussion of (v) Councillor Alexander gave notice of a further amendment.

(viii) Delete site H02 (Kinglass Farm 1) and reinstate the green belt on the site.

In terms of Standing Order 22.4(i) a vote was taken by roll call, there being 31 members present and voting as undernoted.

For (15) – Councillors Alexander, Balfour, Bird, Carleschi, Chalmers, Coleman, Hughes, Jackson, McCabe, McNally, Meiklejohn, Oliver, Ritchie, Spears and Turner.

Against (16) – Provost Reid; Depute Provost Patrick; Baillies Buchanan and Paterson; Councillors Black, Blackwood, G Goldie, Gow, MacDonald, McLuckie, Mahoney, Martin, Dr CR Martin, Murray, Nicol and Nimmo.

Accordingly this part of the amendment was **NOT AGREED**.

Council then adjourned at 8.20pm to allow members to consider the terms of the modifications at (iv), (v) and (vi) and reconvened at 8.30pm with members present as per the sederunt.

(iv) Insert additional Economic Development Site ED27 Maddiston Fire Station as defined on Map 1 with wording as follows:

ED27 Maddiston Fire Station

Site Size : 2.2 hectares

Proposed Uses: Business Class 4

Status: New Proposal

Site Comments: Fire service headquarters currently proposed for closure.

Site to be reserved for business use.

In terms of Standing Order 22.4(i) a vote was taken by roll call, there being 31 members present and voting as undernoted.

For (15) – Councillors Alexander, Balfour, Bird, Carleschi, Chalmers, Coleman, Hughes, Jackson, McCabe, McNally, Meiklejohn, Oliver, Ritchie, Spears and Turner.

Against (16) – Provost Reid; Depute Provost Patrick; Baillies Buchanan and Paterson; Councillors Black, Blackwood, G Goldie, Gow, MacDonald, McLuckie, Mahoney, Martin, Dr CR Martin, Murray, Nicol and Nimmo.

Accordingly this part of the amendment was **NOT AGREED**.

- (v) **In Appendix 2: Strategic Growth Area Guidance for Falkirk North include additional bullet point under Housing Site H27 Cauldhame Farm 1 as follows:**

‘Consideration should be given for the masterplan to be amended so as to minimise impacts to future development from the landfill site through incorporation of buffer zones’.

In terms of Standing Order 22.4(i) a vote was taken by roll call, there being 31 members present and voting as undernoted.

For (15) – Councillors Alexander, Balfour, Bird, Carleschi, Chalmers, Coleman, Hughes, Jackson, McCabe, McNally, Meiklejohn, Oliver, Ritchie, Spears and Turner.

Against (16) – Provost Reid; Depute Provost Patrick; Baillies Buchanan and Paterson; Councillors Black, Blackwood, G Goldie, Gow, MacDonald, McLuckie, Mahoney, Martin, Dr CR Martin, Murray, Nicol and Nimmo.

Accordingly this part of the amendment was **NOT AGREED**.

- (vi) **In Appendix 2: Strategic Growth Area Guidance for Falkirk North include additional bullet point under Housing Site H28 Cauldhame Farm 2 as follows:**

‘Part of site adjacent to Ronades Road, south of Cotland Way, provides opportunity for family restaurant, subject to market demand, masterplanning and community consultation’.

In terms of Standing Order 22.4(i) a vote was taken by roll call, there being 31 members present and voting as undernoted.

For (15) – Councillors Alexander, Balfour, Bird, Carleschi, Chalmers, Coleman, Hughes, Jackson, McCabe, McNally, Meiklejohn, Oliver, Ritchie, Spears and Turner.

Against (16) – Provost Reid; Depute Provost Patrick; Baillies Buchanan and Paterson; Councillors Black, Blackwood, G Goldie, Gow, MacDonald, McLuckie, Mahoney, Martin, Dr CR Martin, Murray, Nicol and Nimmo.

Accordingly this part of the amendment was **NOT AGREED**.

In light of the foregoing decisions, the Provost determined that parts (1)(vii) and (2) of the amendment fell given that they were consequential on one or more of the proposed modifications being accepted.

The motion was agreed and became the substantive motion.

In accordance with the notice previously intimated, Councillor Alexander, seconded by Councillor Meiklejohn, moved the following modification to the plan by way of further amendment:-

Allocated Housing Site H26 – Etna Road to be designated as low density housing site.

In terms of Standing Order 22.4(i) a vote was taken by roll call, there being 31 members present and voting as undernoted.

For (15) – Councillors Alexander, Balfour, Bird, Carleschi, Chalmers, Coleman, Hughes, Jackson, McCabe, McNally, Meiklejohn, Oliver, Ritchie, Spears and Turner.

Against (16) – Provost Reid; Depute Provost Patrick; Baillies Buchanan and Paterson; Councillors Black, Blackwood, G Goldie, Gow, MacDonald, McLuckie, Mahoney, Martin, Dr CR Martin, Murray, Nicol and Nimmo.

Accordingly this part of the amendment was **NOT AGREED**.

Councillor McCabe gave notice of a further amendment containing 3 proposed modifications. The Provost indicated each modification would be taken in turn.

(i) Infrastructure proposal INF14 – Denny Eastern Access Road (DEAR)

Councillor McCabe, seconded by Councillor Oliver, moved that the word “largely” be inserted between the words “ funded and by” in the description of the project.

“the insertion of additional wording to the effect that the construction will be funded largely through developer contribution”

On a division 15 members voted for the amendment and 16 voted against.

Accordingly this part of the amendment was **NOT AGREED**.

(ii) Allocated mixed use site M15 – East Bonnybridge

Councillor McCabe moved the following modification:-

“delete site M15 – East Bonnybridge”.

The Provost stated that the amendment was not competent and accordingly it fell.

(iii) Allocated Housing Site H22 – Rosebank, Dunipace

Councillor McCabe, seconded by Councillor McNally, moved the following modification:-

“Delete Housing Site 22”

On a division 15 members voted for the amendment and 16 voted against.

Accordingly this part of the amendment was **NOT AGREED**.

Decision

Council agreed:-

- (1) the submission of the Proposed Falkirk Local Development Plan, as approved by Council in March 2013, to Scottish Ministers with a request to appoint person(s) to examine the plan, and**
- (2) the Summary of Unresolved Issues contained in appendix 2 to the report as the Council's response to the unresolved representations which have been submitted to the Proposed Plan.**