

**RECORD OF VOTES TAKEN AT THE MEETING OF PLANNING COMMITTEE
ON 24 APRIL 2019**

Councillors in attendance:

Councillors:	David Alexander	Jim Blackwood	Gordon Hughes (excluding item 4)
	Provost William Buchanan	Gary Bouse	Lynn Munro
	Robert Bissett	Joan Coombes	Laura Murtagh
	Allyson Black	David Grant	

Councillors not in attendance: A McCue

Agenda Item No. 4	Change of Use of Vacant Land to Form Private Permanent Gypsy/Traveller Pitch (One Static Caravan and One Tourer), Formation of Hardstanding and Car Parking, Erection of Fencing, Gates and Sheds (Part Retrospective) at Wesleymount, Church Road, California, Falkirk, FK1 2BD for Mrs A Fowler – P/18/0522/FUL - Continuation
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Motion

The committee agrees to grant planning permission subject to the following condition(s):-

1. The development hereby approved shall be implemented in accordance with the plan(s) itemised in the informative below and forming part of this permission unless a variation is required by a condition of the permission or a non-material variation has been agreed in writing by Falkirk Council as Planning Authority.
2. Within the first available planting season, the proposed landscaping details shall be introduced and completed, details of which shall be submitted to and approved in writing by the Planning Authority.
3. The use of the site shall be restricted to one principal caravan and one touring caravan.
4. This planning permission shall expire on 5 March 2021. Thereafter, unless otherwise agreed in writing with the Planning Authority, within 2 months of the date of expiry of permission, the site shall be cleared and laid in grass.

Reason(s):-

1. As these drawings and details constitute the approved development.
2. To safeguard the environmental amenity of the area.
- 3,4. To ensure that the Planning Authority can control the future use of the premises.

Informative(s):-

1. For the avoidance of doubt, the plan(s) to which this decision refer(s) bear our online reference number(s) 01, 02, 03, 04 and 05.

Moved by: G Bouse

Seconded by: L Murtagh

Amendment

Committee agrees to continue the matter until the outcome of the interdict proceedings is known.

Moved by: J Coombes

Seconded by: L Munro

VOTE

For the motion (4)

David Alexander	Gary Bouse
Allyson Black	Laura Murtagh

For the amendment (6)

Provost William Buchanan	Joan Coombes
Robert Bissett	David Grant
Jim Blackwood	Lynn Munro

Decision: Amendment carried.

Agenda Item No. 5	Erection of Dwellinghouse and Double Garage at Land to the South of East Bonhard, Linlithgow for Mrs Margaret Linkston – P/18/0712/FUL – Continuation.
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Motion

Decision

The committee agrees to grant planning permission as the proposal is, in the planning judgement of the committee, considered an appropriate infill development sympathetic to the surrounding area and in keeping with and respecting the character of the area, such grant to be subject to conditions as determined by the Director of Development Services.

Moved by: L Munro

Seconded by: A Black

Amendment

The committee refuses to grant planning permission for the following reason(s):-

1. The proposed development does not relate to housing required for the pursuance of an appropriate rural activity, the restoration of an existing dwellinghouse, the conversion of non-domestic farm buildings, appropriate infill development, historic building/structure enabling development or a gypsy/traveller site. As such, the principle of residential development of the application site is contrary to policies CG01 "Countryside" and CG03 Housing in the Countryside" and Supplementary Guidance SG01 "Development in the Countryside" of the Falkirk Local Development Plan" and Policies PE14 "Countryside" and HC05 "Housing in the Countryside" of the Proposed Falkirk Local Development Plan 2.
2. Supplementary Guidance SG01 "Development in the Countryside" provides detailed guidance to ensure a high standard of development. The proposed development includes facing brick walls, zinc sheeting roofing and aluminium windows. The materials proposed would not respect the local character of the application site and its setting in relation to other buildings. The proposed development does not accord with Policy D02 "Sustainable Design Principles" and Supplementary Guidance SG01 "Development in the Countryside" of the Falkirk Local Development Plan and Policy PE01 "Placemaking" of the Proposed Falkirk Local development Plan 2 in terms of design.

Informative(s):-

1. For the avoidance of doubt, the plan(s) to which this decision refer(s) bear our online reference number(s) 01, 02, 03B, 04, 05, 06, 07, 08, 09A, 10, 11, 12, 13 and 14.

Moved by: G Bouse

Seconded by: D Alexander

VOTE

For the motion (7)

Provost William Buchanan	David Grant
Robert Bissett	Gordon Hughes
Allyson Black	Lynn Munro
Joan Coombes	

For the amendment (4)

David Alexander	Gary Bouse
Jim Blackwood	Laura Murtagh

Decision: Motion carried.

The committee had agreed in terms of section 50A(4) of the Local Government (Scotland) Act 1973, to exclude from the meeting the press and public for this item of business on the ground that it involved the likely disclosure of exempt information as defined in Paragraph 12 of Part 1 of Schedule 7A of the said Act.

Motion

The committee:-

- (1) notes the decision of Ministers to uphold the application by INEOS to close off a section of the Bo'ness Road as part of their expansions and safety programmes;**
- (2) further recognises conclusions of the council's external specialist legal advisors, Brodies, indicating that ultimately they believe there is little real prospect of securing a change of outcome, and**
- (3) therefore accepts the advice of Brodies and determines not to appeal the decision of Ministers but would encourage dialogue among all parties in relation to mitigation and long term sustainable transport links.**

Moved by: D Alexander

Seconded by: G Bouse

Amendment

The committee:-

- (1) notes the decision of the Scottish Minister to uphold the appeal by Ineos on non-determination of the planning application for works adjacent to and within the confines of Ineos, Bo'ness Road, Grangemouth;**
- (2) instructs officers to lodge a statutory appeal to the court of session of the decision of Scottish Ministers for the reasons and on the grounds stated in the legal opinion from Brodies, and**
- (3) agrees that consideration of the stopping up order application be deferred pending the outcome of the statutory appeal to the court of session.**

Moved by: J Coombes

Seconded by: A Black

In terms of Standing Order 22.2, as the press and public had been excluded, voting was by show of hands.

VOTE

For the motion (6)

For the amendment (5)

Decision: Motion carried.

Notes

1. This voting record is subject to approval of the formal minute at the meeting of the Planning Committee on 22 May 2019.
2. Only those items where a vote was taken are recorded here. For information about decisions reached on any other items considered at this meeting, please contact Jack Frawley, 01324 506116.