

P61. Change of Use of Vacant Land to Form Private Permanent Gypsy/Traveller Pitch (One Static Caravan and One Tourer), Formation of Hardstanding, Car Parking and Erection of Shed (Retrospective) at Wesleymount, Church Road, California, Falkirk, FK1 2BD for Mr Alister Fowler - P/22/0108/FUL – Continuation

The committee considered an update report by the Director of Place Services on an application for the change of use of vacant land to form private permanent gypsy/traveller pitch (one static caravan and one tourer), formation of hardstanding, car parking and erection of shed (retrospective) at Wesleymount, Church Road, California, Falkirk, FK1 2BD for Mr Alister Fowler - P/22/0108/FUL.

With reference to Standing Order 33.5, the Convener referred to a deputation request received from, Max Ketchin, an objector, to be heard in relation to this item.

The committee agreed to hear the deputation.

Councillor Kerr, seconded by Councillor Redmond, moved that the Planning Committee refuses the grant of planning permission for the following reason(s):-

1. That the committee is not satisfied that the ownership certificate that accompanied the application was correctly completed and considers that this engages the terms of section 35(5) of the Town and Country Planning (Scotland) Act 1997;
2. That the committee is not satisfied that appropriate services can be provided to service the application site satisfactorily;
3. That there has been unacceptable flooding of adjoining properties generated by the existing development on site; and
4. That granting the application would be contrary to national road design guidance as there would be more than six properties on the site and accordingly, the road requires to be adopted.

As an amendment, in substitution for the motion, Councillor Bouse, seconded by Councillor Sinclair, moved that the Committee grant planning permission subject to the following conditions:-

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. The use of the site shall be restricted to one principal caravan and one touring caravan, in accordance with the approved plans and supporting information. Any changes to the location of caravans in the site, or the

type of caravan sited shall be agreed in writing by the Planning Authority before proceeding.

Reason(s):-

1. As these drawings and details constitute the approved development.
2. To prevent intensification of the use of the site and to protect the visual amenity of the surrounding area.

Informative(s):-

1. For the avoidance of doubt, the plan(s) to which this decision refer(s) bear our online reference number(s) 01 - 04 and Supporting Documents.
2. In the event that unexpected contamination is encountered following the commencement of development, all work on the affected part of the site shall cease. The developer shall notify the Planning Authority immediately, carry out a contaminated land assessment and undertake any necessary remediation works. Development shall not recommence without the prior written approval of the Planning Authority.

In terms of Standing order 22.1, the vote was taken by roll call, there being 11 members present with voting as undernoted:-

For the motion (4) – Provost Bissett, and Councillors Kelly, Kerr and Redmond.

For the amendment (7) – Councillors Bouse, Buchanan, Collie, Forrest, Murtagh, Sinclair and Stainbank.

Decision

The committee agreed the amendment.