

MINUTE
of
PLANNING APPLICATIONS COMMITTEE

Minute of Meeting held at 2.00pm in the Council Chamber, Council Headquarters, Giffnock on 13 February 2019.

Present:

Councillor Annette Ireland (Chair)
Councillor Betty Cunningham (Vice Chair)
Councillor Angela Convery

Provost Jim Fletcher
Councillor Jim McLean
Councillor Stewart Miller

Councillor Ireland in the Chair

Attending:

Sean McDaid, Principal Planner and Derek Scott, Planner, Development Management; and Paul O'Neil, Committee Services Officer.

Apology:

Councillor Jim Swift.

DECLARATIONS OF INTEREST

776. Councillor Miller stated that as the applicant of application reference number 2018/0252/TP had lodged a complaint about him to the Standards Commission concerning his participation in the applicant's previous application (i.e. Ref No:- 2018/0252/TP) which was considered and refused at the meeting of the committee on 5 December 2018. In view of this, he advised that he would not be taking part in the consideration of the current application.

NOTIFICATION OF PLANNING APPEALS AND APPEAL DECISIONS

777. The committee considered and noted a report by the Director of Environment, advising of the intimation by the Directorate for Planning and Environmental Appeals (DPEA) about the outcome of two appeal decisions both of which were dismissed by the Reporter.

APPLICATIONS FOR PLANNING PERMISSION

778. The committee considered reports by the Director of Environment, on applications for planning permission requiring consideration by the committee.

The committee agreed that the applications be determined as indicated at Appendix 1 accompanying this Minute, particular reference being made to the following:-

- (i) 2018/0643/TP – Erection of 5 detached houses, with associated roads, parking and landscaping following demolition of existing house at 18 Fruin Avenue, Newton Mearns by Mr William Paton

The Principal Planner summarised the assessment of the proposed development and advised that officers were recommending that the application be approved, subject to the:

- (a) conditions detailed in the report and subject to the terms of condition 7 being altered as reported to the committee by the Principal Planner; and
- (b) conclusion of a legal agreement relating to:-
 - (i) the payment of a commuted sum to secure the affordable housing provision; and
 - (ii) the payment of a development contribution relating to education (pre-five, primary and secondary); community facilities (community halls and libraries and sports); parks and open space; and green network and access.

Location and site plans of the proposed development were exhibited to the committee in the course of which reference was made to the number of trees proposed to be removed as outlined in the report.

Referring to the representations received, and in particular the representation concerning the site being contaminated land, Councillor Cunningham sought further information about this matter.

In response, the Principal Planner stated that the Council's Environmental Health Service had been consulted on the application and had offered no objections, subject to conditions. It was noted that the concerns expressed by Councillor Cunningham would be addressed by the terms of condition 4.

At this stage, the committee agreed that consideration of the application be continued to allow a site visit to take place.

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Councillor Miller left the meeting at this stage.

- (ii) 2018/0762/TP – Erection of agricultural worker's dwellinghouse at site 180 metres north of Foretrees Farm House, Fereneze Road, Neilston by Mr Gordon Pollock

The Principal Planner summarised the assessment of the proposed development in the course of which he explained that the application under

consideration was the same as the one which was considered and refused by the committee at the meeting on 5 December 2018. Having assessed the proposal, he advised that officers were recommending that the application be approved, subject to the conditions detailed in the report.

Councillor Cunningham stated that she was surprised that the applicant had submitted the current application for consideration as in her opinion she would have thought the applicant would have appealed the decision to refuse his previous application to the Scottish Government Reporter's Unit.

In response, the Principal Planner whilst agreeing with Councillor Cunningham's comments stated that notwithstanding the fact that the applicant had not exercised his right of appeal, the Council was duty bound to accept the application and assess the proposal in accordance with the Council's Local Plan policies.

Whilst expressing concern about the fact that Councillor Miller was not taking part in the consideration of the application due to the applicant having a lodged a complaint about him, Councillor McLean questioned the accuracy of 'Report of Handling' insofar as it indicated that Foretrees Farmhouse was occupied by a full-time employee yet he had evidence that the property was being advertised on the AirBNB website for letting accommodation.

Councillor Cunningham, seconded by Councillor McLean moved that consideration of the application be continued to until such time as the investigation into the complaint made against Councillor Miller had been completed; and to allow a site visit to take place.

Councillor Ireland moved as an amendment that the committee consider the application at the meeting. In the absence of a seconder her amendment fell.

At this stage, having heard Councillor Convery comment that of the 24 representations received 22 of them were from individuals who used the riding stables at West Capellie Farm, the committee agreed that consideration of the application be continued:-

- (a) until such time as the investigation into the complaint made against Councillor Miller has been completed; and
- (b) to allow a site visit to take place.

CHAIR

**TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997
AS AMENDED BY THE PLANNING ETC (SCOTLAND) ACT 2006
PLANNING (LISTED BUILDINGS AND CONSERVATION AREAS) (SCOTLAND) ACT 1997**

Index of applications under the above acts decided by the Planning Applications Committee on
13th February 2019

Reference No: 2017/0213/TP

Ward: 5

Applicant:

Turnberry Investments Ltd
226 West George Street
Glasgow
G2 2PQ

Agent:

Mosaic Architecture and Design
226 West George Street
Glasgow
G2 2PQ

Site: Site adjacent to Mearns Medical Centre, Maple Avenue, Newton Mearns, East Renfrewshire

Description: Erection of 6 flats/apartments with undercroft car parking, formation of vehicular access off Maple Avenue and associated landscaping with amenity space

Decision: Refused

Reference No: 2018/0643/TP

Ward: 2

Applicant:

Mr William Paton
84 Lister Street
Glasgow
United Kingdom
G4 0BY

Agent:

Ark Architecture & Design
14 Royal Terrace
Glasgow
United Kingdom
G3 7NY

Site: 18 Fruin Avenue, Newton Mearns, East Renfrewshire, G77 6HA

Description: Erection of 5 detached houses, with associated roads, parking and landscaping following demolition of existing house.

Decision: Continued

718

Reference No: 2018/0762/TP

Ward: 1

Applicant:

Mr Gordon Pollock
Mossneuk Farm
Gleniffer Braes
By Neilston
Scotland
G78 3AL

Agent:

Derek Scott Planning
21 Lansdowne Crescent
Edinburgh
Scotland
EH12 5EH

Site: Site 180 metres north of Foretrees Farm House, Fereneze Road, Neilston, East Renfrewshire

Description: Erection of agricultural worker's dwellinghouse

Decision: Continued
