

MINUTE of MEETING of the LOCAL REVIEW BODY of WEST LOTHIAN COUNCIL held within COUNCIL CHAMBERS, WEST LOTHIAN CIVIC CENTRE, on 8 NOVEMBER 2017.

Present – Councillors George Paul (Chair), Lawrence Fitzpatrick, Stuart Borrowman, William Boyle, Pauline Clark, Dom McGuire and David Tait

Apologies – Councillors Charles Kennedy and Tom Kerr

1. DECLARATIONS OF INTEREST

No declarations of interest were made.

2. MINUTE

The committee approved the Minute of its meeting held on 13 September 2017. The Minute was thereafter signed by the Chair.

3. NOTICE OF REVIEW APPLICATION NO.0150/FUL/17 - DEMOLITION OF EXISTING HOUSE AND ERECTION OF A REPLACEMENT HOUSE AND GARAGE AT 4 LETHAM HOLDINGS, PUMPHERSTON ROAD, MID CALDER

The committee considered a report (copies of which had been circulated) by the Clerk and Legal Adviser to the Local Review Body which related to a Notice of Review for the refusal of planning for the demolition and erection of a replacement home and garage at 4 Letham Holdings, Pumpherston Road, Mid Calder.

Attached to the report were the Notice of Review and other relevant documents and the report identified the policies in the development plan and relevant planning guidance that had been referred to in the review documents.

Committee decided that the review documents in conjunction with the site visit conducted before the meeting provided sufficient information to enable the review to be determined without any further procedure.

The committee considered the review application in terms of the statutory test, to have regards to the development plan and to make its decision in accordance with the development plan unless material considerations indicated otherwise.

The Local Review Body also took into account the view expressed in the Notice of Review documents.

Motion

To uphold the review application and grant planning permission subject to two conditions; these being the need for the applicant to submit a ground conditions report to the satisfaction of SEPA and the planning authority

and that the roof should be redesigned in such a way that the overhang at the eaves was to be reduced in size to no more than 600mm.

- Moved by the Chair and seconded by Councillor Lawrence Fitzpatrick

Amendment

To uphold the review application and grant planning permission subject to one condition; this being the need for the applicant to submit a ground conditions report to the satisfaction of SEPA and the planning authority before the permission could be granted.

- Moved by Councillor Willie Boyle and seconded by Councillor Stuart Borrowman

A Roll Call Vote was taken which resulted as follows :-

Motion

Lawrence Fitzpatrick

George Paul

Amendment

Stuart Borrowman

Willie Boyle

Pauline Clark

Dom McGuire

David Tait

Decision

Following a vote the amendment was successful by 5 votes to 2 and it was agreed accordingly.

4. NOTICE OF REVIEW APPLICATION NO.0398/H/17 - ERECTION OF CARPORT (IN RETROSPECT) AT 128 CHARLES CRESCENT, BATHGATE

The committee considered a report (copies of which had been circulated) by the Clerk and Legal Adviser to the Local Review Body which related to a Notice of Review for the refusal of planning for the erection of a carport (in retrospect) at 128 Charles Crescent, Bathgate.

Attached to the report were the Notice of Review and other relevant documents and the report identified the policies in the development plan and relevant planning guidance that had been referred to in the review documents.

Committee decided that the review documents in conjunction with the site visit conducted before the meeting provided sufficient information to enable the review to be determined without any further procedure.

The committee considered the review application in terms of the statutory

test, to have regards to the development plan and to make its decision in accordance with the development plan unless material considerations indicated otherwise.

The Local Review Body also took into account the view expressed in the Notice of Review documents.

Decision

To uphold the decision of the Appointed Person and refuse the review application.