

MINUTE of MEETING of the DEVELOPMENT MANAGEMENT COMMITTEE of WEST LOTHIAN COUNCIL held within COUNCIL CHAMBERS, WEST LOTHIAN CIVIC CENTRE, on 30 AUGUST 2017.

Present – Councillors Charles Kennedy (Chair), Tom Kerr, Stuart Borrowman, William Boyle, Harry Cartmill, Lawrence Fitzpatrick, Dom McGuire and David Tait

1. DECLARATIONS OF INTEREST

Agenda Item 8 (App No.0487/H/17) – Councillor Charles Kennedy declared a non-financial interest in that he knew the Planning Agent for the application but would participate in the item of business;

Agenda Item 8 (App No.0487/H/17) – Councillor Tom Kerr declared a non-financial interest in that he knew the Planning Agent for the application but would participate in the item of business;

Agenda Item 6 (App No.0203/FUL/15) – Councillor Lawrence Fitzpatrick declared a non-financial interest in that he was a council appointed member of the West of Scotland Archaeology Service who were a statutory consultee on the application but would participate in the item of business; and

Agenda Item 6 (App No.0203/FUL/15) – Councillor Dominic McGuire advised committee that he would not participate in the item of business because as he had not attended the meeting when the application had been previously discussed and continued.

2. MINUTE

The committee confirmed the Minute of its meeting held on 2 August 2017. The Minute was thereafter signed by the Chair.

3. APPLICATION NO.0255/P/13

The committee considered a report (copies of which had been circulated) by the Head of Planning, Economic Development and Regeneration concerning an application as follows :-

| <u>Application No.</u> | <u>Proposal</u> | <u>Recommendation</u> |
|------------------------|---|---|
| 0255/P/13 | Planning permission in principle for the erection of a 1.5ha residential development at the former Kirkton Business Centre, Kirk Lane, Livingston | Agree the amendments to the Heads of Terms for the Section 75 Legal Agreement |

The committee noted that Mr George Gilbert, the applicant's agent, was in

attendance and did not wish to address committee but was available to answer questions from members.

Decision

To approve the terms of the report and agree the amendments to the Heads of Term for the Section 75 legal agreement and to remove the statement “where possible” from Section 3.1 of the draft conditions.

4. APPLICATION NO.0203/FUL/15

Councillor Dominic McGuire having made a statement on the application took no part in the following item of business

The committee considered a report (copies of which had been circulated) by the Head of Planning, Economic Development and Regeneration concerning an application as follows :-

| <u>Application No.</u> | <u>Proposal</u> | <u>Recommendation</u> |
|------------------------|--|--|
| 0203/FUL/15 | Formation of access road and plot layout to serve 58 houses on the land at Woodmuir Road. Breich | Grant planning permission subject to conditions and the securing of relevant developer contributions |

The committee heard local ward Councillor Pauline Clark speak in support of her objections to the application.

The committee then heard the applicant, Mr Iain Tod, speak in support of the application.

Decision

To approve the terms of the report and grant planning permission subject to conditions and to the securing of relevant developer contributions and that officers were to remind the developer of their obligations in terms of the Wildlife and Countryside Act 1981.

5. APPLICATION NO.0257/PO/17

The committee considered a report (copies of which had been circulated) by the Head of Planning, Economic Development and Regeneration concerning an application as follows :-

| <u>Application No.</u> | <u>Proposal</u> | <u>Recommendation</u> |
|------------------------|--|--------------------------|
| 0257/PO/17 | Application for the modification of planning obligation related to planning permission | Refuse the modifications |

0694/FUL/12 in
respect of payment of
developer contributions
at 17 Raw Cottages,
Clifton Road, East
Calder

The committee heard from Mr Euan Robertson, the applicant, speak in support of the application.

Decision

To approve the terms of the report and refuse the modifications.

6. APPLICATION NO.0487/H/17

The committee considered a report (copies of which had been circulated) by the Head of Planning, Economic Development and Regeneration concerning an application as follows :-

| <u>Application No.</u> | <u>Proposal</u> | <u>Recommendation</u> |
|------------------------|---|---------------------------|
| 0487/H/17 | Application for a single storey rear extension to house at 131 Maryfield Park, Mid Calder | Grant planning permission |

Decision

To approve the terms of the report and grant planning permission

7. LIST OF DELEGATED DECISIONS

The Head of Planning, Economic Development and Regeneration had delegated powers to issue decisions on planning applications and enforcement action.

A list (copies of which had been circulated) of delegated decisions and enforcement action for the period 28 July to 18 August 2017 was submitted for the information of the committee.

Decision

To note the list of delegated decisions.

8. APPEALS -

- 8.1 The committee noted that the following appeal which had been submitted to Scottish Ministers following refusal of planning permission had been dismissed :-

Application No.

0355/P/15

Proposal

14.5ha residential development at land at Murieston Road, Livingston

8.2 The committee noted that the following appeal had been submitted to Scottish Ministers following refusal of planning permission :-

Application No.

0381/H/17

Proposal

Two storey extension to house at 6a Back Station Road, Linlithgow