

EAST RENFREWSHIRE COUNCILLOCAL REVIEW BODY2 December 2020Report by Deputy Chief ExecutiveREVIEW OF CASE - REVIEW/2020/12ERECTION OF TWO STOREY REAR EXTENSION WITH SINGLE STOREY  
REAR EXTENSION AT 10 LAURISTON GROVE, NEWTON MEARNS**PURPOSE OF REPORT**

1. The purpose of the report is to present the information currently available to allow a review of the decision taken by officers, in terms of the Scheme of Delegation made in terms of Section 43A of the Town and Country Planning (Scotland) Act 1997 as amended by the Planning etc (Scotland) Act 2006 in respect of the application detailed below.

**DETAILS OF APPLICATION**

2. Application type: Full Planning Permission (Ref: No: 2020/0145/TP).
- Applicant: Mrs Isabelle Mohan.
- Proposal: Erection of two storey rear extension with single storey rear extension
- Location: 10 Lauriston Grove, Newton Mearns.
- Council Area/Ward: Newton Mearns North and Neilston (Ward 2).

**REASON FOR REQUESTING REVIEW**

3. The applicant has requested a review on the grounds that the Council's Appointed Officer refused the application.

**RECOMMENDATIONS**

4. The Local Review Body is asked:-
- (a) to consider whether it has sufficient information to allow it to proceed to determine the review without further procedure and, if so, that it proceeds to determine the application under review; or
  - (b) that in the event that further procedure is required to allow it to determine the review, consider:-
    - (i) what further information is required, which parties are to be asked to provide the information and the date by which this is to be provided; and/or;

- (ii) what procedure or combination of procedures are to be followed in determining the review.

## **BACKGROUND**

5. At the meeting of the Council on 29 April 2009, consideration was given to a report by the Director of Environment seeking the adoption of a new Scheme of Delegation in terms of the new Section 43A of the Town and Country Planning (Scotland) Act 1997, subject to approval of the scheme by Scottish Ministers.

6. The report provided details of the new hierarchy of developments that took effect from 6 April 2009 explaining that the Scheme of Delegation related to those applications within the “local development” category as set out in the Town and Country Planning (Hierarchy of Development) (Scotland) Regulations 2009, but would in future be determined by an “appointed officer”. In the Council’s case this would be either the Director of Environment or the Head of Roads, Planning and Transportation Service now designated the Head of Environment (Chief Planning Officer).

7. The report highlighted that historically appeals against planning decisions were dealt with by Scottish Ministers. However, following the introduction of the new planning provisions which came into effect on 3 August 2009 all appeals against decisions made in respect of local developments under delegated powers would be heard by a Local Review Body. The Local Review Body would also deal with cases where the appointed officer had failed to determine an application within two months from the date it was lodged.

## **NOTICE OF REVIEW – STATEMENT OF REASONS FOR REQUIRING THE REVIEW**

8. The applicant in submitting the review has stated the reasons for requiring the review of the determination of the application. A copy of the applicant’s Notice of Review and Statement of Reasons is attached as Appendix 5.

9. The applicant is entitled to state a preference for the procedure (or combination of procedures) to be followed by the Local Review Body in the determination of the review and has indicated that her stated preference is the assessment of the review documents only, with no further procedure.

10. The Local Review Body is not bound to accede to the applicant’s request as to how it will determine the review and will itself decide what procedure will be used in this regard.

11. However, at the meeting of the Local Review Body on 10 August 2016, it was decided that the Local Review Body would carry out unaccompanied site inspections for every review case it received prior to the cases being given initial consideration at a meeting of the Local Review Body.

12. Given the current restrictions that are in place associated with the Covid-19 pandemic it is not possible for the Local Review Body to visit the site. As an alternative photographs taken as part of the original assessment of the application by the Planning Service have been circulated in advance of the meeting to members of the LRB.

## INFORMATION AVAILABLE TO ALLOW REVIEW OF APPLICATION

**13.** Section 43B of the Planning etc (Scotland) Act 2006 restricts the ability of parties to introduce new material at the review stage. The Local Review Body is advised that the focus of the review should, therefore, be on the material which was before the officer who dealt with the application under the Scheme of Delegation.

**14.** The information detailed below is appended to this report to assist the Local Review Body in carrying out the review of the decision taken by the Appointed Officer:-

- (a) Application for planning permission – Appendix 1 (Pages 7 - 16);
- (b) Copies of Objections/Representations – Appendix 2 (Pages 17 - 22);
- (c) Report of Handling by the planning officer - Appendix 3 (Pages 23 - 32);
- (d) Decision notice and reasons for refusal - Appendix 4 (Pages 33 - 38); and
- (e) Applicant's Notice of Review and Statement of Reasons - Appendix 5 (Pages 39 - 50).

**15.** The applicant has also submitted the following supporting information - Appendix 6

- (a) Planning Decision Notice (Pages 53 - 56)
- (b) Proposed Location Plan (Page 57)
- (c) Drawing L(90) 003 – Daylight Study 45 degree approach (Page 58)
- (d) Drawing L(90) 001 01 – Existing Block Plan (Page 59)
- (e) Drawing L(90) 002 01 – Proposed Block Plan (Page 60)
- (f) Drawing L(EX) 001 – Existing Ground Floor Plan (Page 61)
- (g) Drawing L(20) 001 01 – Proposed Ground Floor Plan (Page 62)
- (h) Drawing L(EX) 002 – Existing First Floor Plan (Page 63)
- (i) Drawing L(20) 002 02 – Proposed First Floor Plan (Page 64)
- (j) Drawing L(EX) 003 Ele 1 – Existing Elevations 1 (Page 65)
- (k) Drawing L(50) 001 01 – Proposed Elevations 1 (Page 66)
- (l) Drawing L(EX) 004 Ele 2 – Existing Elevations 2 (Page 67)
- (m) Drawing L(50) 002 01 – Proposed Elevations 2 (Page 68)

**16.** The Local Review Body is advised that initial consultation responses and representations received if any, relating to the application will be listed in the planning officer's Report of Handling.

**17.** All the documents referred to in this report can be viewed online on the Council's website at [www.eastrenfrewshire.gov.uk/search-planning-applications](http://www.eastrenfrewshire.gov.uk/search-planning-applications)

## RECOMMENDATIONS

18. The Local Review Body is asked to:-

- (a) consider whether it has sufficient information to allow it to proceed to determine the review without further procedure and, if so, that:-
  - (i) it proceeds to determine whether the decisions taken in respect of the application under review should be upheld, reversed or varied; and
  - (ii) in the event that the decision is reversed or varied, the reasons and the detailed conditions to be attached to the decision letter are agreed.
- (b) In the event that further procedure is required to allow it to determine the review, consider:-
  - (i) what further information is required, which parties are to be asked to provide the information and the date by which this is to be provided; and/or;
  - (ii) what procedure or combination of procedures are to be followed in determining the review.

Report Author:  
Eamonn Daly, Democratic Services Manager

email: [eamonn.daly@eastrenfrewshire.gov.uk](mailto:eamonn.daly@eastrenfrewshire.gov.uk)  
Tel: 07584 116619

Date:- 17 November 2020

# APPLICATION FORM

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2 Spiersbridge Way Thornliebank G46 8NG Tel: 0141 577 3001 Email: [planning@eastrenfrewshire.gov.uk](mailto:planning@eastrenfrewshire.gov.uk)

Applications cannot be validated until all the necessary documentation has been submitted and the required fee has been paid.

Thank you for completing this application form:

ONLINE REFERENCE 100196027-003

The online reference is the unique reference for your online form only. The Planning Authority will allocate an Application Number when your form is validated. Please quote this reference if you need to contact the planning Authority about this application.

## Type of Application

What is this application for? Please select one of the following: \*

- Application for planning permission (including changes of use and surface mineral working).
- Application for planning permission in principle.
- Further application, (including renewal of planning permission, modification, variation or removal of a planning condition etc)
- Application for Approval of Matters specified in conditions.

## Description of Proposal

Please describe the proposal including any change of use: \* (Max 500 characters)

Proposed Double Height Rear Extension

Is this a temporary permission? \*

Yes  No

If a change of use is to be included in the proposal has it already taken place?

Yes  No

(Answer 'No' if there is no change of use.) \*

Has the work already been started and/or completed? \*

No  Yes – Started  Yes - Completed

## Applicant or Agent Details

Are you an applicant or an agent? \* (An agent is an architect, consultant or someone else acting on behalf of the applicant in connection with this application)

Applicant  Agent

## Agent Details

Please enter Agent details

Company/Organisation:	GMDL Architecture		
Ref. Number:	<input type="text"/>	You must enter a Building Name or Number, or both: *	
First Name: *	Graham	Building Name:	<input type="text"/>
Last Name: *	Mckay	Building Number:	11
Telephone Number: *	07717042257	Address 1 (Street): *	Orchard Street
Extension Number:	<input type="text"/>	Address 2:	<input type="text"/>
Mobile Number:	<input type="text"/>	Town/City: *	Carluke
Fax Number:	<input type="text"/>	Country: *	Scotland
		Postcode: *	ML8 5AJ
Email Address: *	gmckay-gmdl@live.co.uk		

Is the applicant an individual or an organisation/corporate entity? \*

Individual  Organisation/Corporate entity

## Applicant Details

Please enter Applicant details

Title:	Mrs	You must enter a Building Name or Number, or both: *	
Other Title:	<input type="text"/>	Building Name:	<input type="text"/>
First Name: *	I	Building Number:	10
Last Name: *	I	Address 1 (Street): *	Lauriston Grove
Company/Organisation	<input type="text"/>	Address 2:	<input type="text"/>
Telephone Number: *	<input type="text"/>	Town/City: *	Newton Mearns
Extension Number:	<input type="text"/>	Country: *	GB
Mobile Number:	<input type="text"/>	Postcode: *	G77 6YP
Fax Number:	<input type="text"/>		
Email Address: *	gmckay-gmdl@live.co.uk		



## Site Address Details

Planning Authority:

East Renfrewshire Council

Full postal address of the site (including postcode where available):

Address 1:

10 LAURISTON GROVE

Address 2:

NEWTON MEARNS

Address 3:

Address 4:

Address 5:

Town/City/Settlement:

GLASGOW

Post Code:

G77 6YP

Please identify/describe the location of the site or sites

Northing

656027

Easting

252552

## Pre-Application Discussion

Have you discussed your proposal with the planning authority? \*

Yes  No

## Site Area

Please state the site area:

475.00

Please state the measurement type used:

Hectares (ha)  Square Metres (sq.m)

## Existing Use

Please describe the current or most recent use: \* (Max 500 characters)

Domestic

## Access and Parking

Are you proposing a new altered vehicle access to or from a public road? \*

Yes  No

If Yes please describe and show on your drawings the position of any existing. Altered or new access points, highlighting the changes you propose to make. You should also show existing footpaths and note if there will be any impact on these.

<p>Are you proposing any change to public paths, public rights of way or affecting any public right of access? * <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes please show on your drawings the position of any affected areas highlighting the changes you propose to make, including arrangements for continuing or alternative public access.</p>	
<p>How many vehicle parking spaces (garaging and open parking) currently exist on the application Site?</p>	<input style="width: 100px; height: 20px;" type="text" value="4"/>
<p>How many vehicle parking spaces (garaging and open parking) do you propose on the site (i.e. the Total of existing and any new spaces or a reduced number of spaces)? *</p>	<input style="width: 100px; height: 20px;" type="text" value="4"/>
<p>Please show on your drawings the position of existing and proposed parking spaces and identify if these are for the use of particular types of vehicles (e.g. parking for disabled people, coaches, HGV vehicles, cycles spaces).</p>	
<h2 style="text-align: center;">Water Supply and Drainage Arrangements</h2>	
<p>Will your proposal require new or altered water supply or drainage arrangements? * <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>Do your proposals make provision for sustainable drainage of surface water?? * <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (e.g. SUDS arrangements) *</p> <p>Note:-</p> <p>Please include details of SUDS arrangements on your plans</p> <p>Selecting 'No' to the above question means that you could be in breach of Environmental legislation.</p>	
<p>Are you proposing to connect to the public water supply network? *</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No, using a private water supply</p> <p><input checked="" type="checkbox"/> No connection required</p> <p>If No, using a private water supply, please show on plans the supply and all works needed to provide it (on or off site).</p>	
<h2 style="text-align: center;">Assessment of Flood Risk</h2>	
<p>Is the site within an area of known risk of flooding? * <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Don't Know</p> <p>If the site is within an area of known risk of flooding you may need to submit a Flood Risk Assessment before your application can be determined. You may wish to contact your Planning Authority or SEPA for advice on what information may be required.</p> <p>Do you think your proposal may increase the flood risk elsewhere? * <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Don't Know</p>	
<h2 style="text-align: center;">Trees</h2>	
<p>Are there any trees on or adjacent to the application site? * <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes, please mark on your drawings any trees, known protected trees and their canopy spread close to the proposal site and indicate if any are to be cut back or felled.</p>	
<h2 style="text-align: center;">Waste Storage and Collection</h2>	
<p>Do the plans incorporate areas to store and aid the collection of waste (including recycling)? * <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>	

If Yes or No, please provide further details: \* (Max 500 characters)

As Existing

## Residential Units Including Conversion

Does your proposal include new or additional houses and/or flats? \*

Yes  No

## All Types of Non Housing Development – Proposed New Floorspace

Does your proposal alter or create non-residential floorspace? \*

Yes  No

## Schedule 3 Development

Does the proposal involve a form of development listed in Schedule 3 of the Town and Country Planning (Development Management Procedure (Scotland) Regulations 2013) \*

Yes  No  Don't Know

If yes, your proposal will additionally have to be advertised in a newspaper circulating in the area of the development. Your planning authority will do this on your behalf but will charge you a fee. Please check the planning authority's website for advice on the additional fee and add this to your planning fee.

If you are unsure whether your proposal involves a form of development listed in Schedule 3, please check the Help Text and Guidance notes before contacting your planning authority.

## Planning Service Employee/Elected Member Interest

Is the applicant, or the applicant's spouse/partner, either a member of staff within the planning service or an elected member of the planning authority? \*

Yes  No

## Certificates and Notices

CERTIFICATE AND NOTICE UNDER REGULATION 15 – TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (SCOTLAND) REGULATION 2013

One Certificate must be completed and submitted along with the application form. This is most usually Certificate A, Form 1, Certificate B, Certificate C or Certificate E.

Are you/the applicant the sole owner of ALL the land? \*

Yes  No

Is any of the land part of an agricultural holding? \*

Yes  No

## Certificate Required

The following Land Ownership Certificate is required to complete this section of the proposal:

Certificate A

# Land Ownership Certificate

Certificate and Notice under Regulation 15 of the Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

Certificate A

I hereby certify that –

(1) - No person other than myself/the applicant was an owner (Any person who, in respect of any part of the land, is the owner or is the lessee under a lease thereof of which not less than 7 years remain unexpired.) of any part of the land to which the application relates at the beginning of the period of 21 days ending with the date of the accompanying application.

(2) - None of the land to which the application relates constitutes or forms part of an agricultural holding

Signed: Graham Mckay

On behalf of: Mrs I I

Date: 06/03/2020

Please tick here to certify this Certificate. \*

## Checklist – Application for Planning Permission

Town and Country Planning (Scotland) Act 1997

The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

Please take a few moments to complete the following checklist in order to ensure that you have provided all the necessary information in support of your application. Failure to submit sufficient information with your application may result in your application being deemed invalid. The planning authority will not start processing your application until it is valid.

a) If this is a further application where there is a variation of conditions attached to a previous consent, have you provided a statement to that effect? \*

Yes  No  Not applicable to this application

b) If this is an application for planning permission or planning permission in principle where there is a crown interest in the land, have you provided a statement to that effect? \*

Yes  No  Not applicable to this application

c) If this is an application for planning permission, planning permission in principle or a further application and the application is for development belonging to the categories of national or major development (other than one under Section 42 of the planning Act), have you provided a Pre-Application Consultation Report? \*

Yes  No  Not applicable to this application

Town and Country Planning (Scotland) Act 1997

The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

d) If this is an application for planning permission and the application relates to development belonging to the categories of national or major developments and you do not benefit from exemption under Regulation 13 of The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013, have you provided a Design and Access Statement? \*

Yes  No  Not applicable to this application

e) If this is an application for planning permission and relates to development belonging to the category of local developments (subject to regulation 13. (2) and (3) of the Development Management Procedure (Scotland) Regulations 2013) have you provided a Design Statement? \*

Yes  No  Not applicable to this application

f) If your application relates to installation of an antenna to be employed in an electronic communication network, have you provided an ICNIRP Declaration? \*

Yes  No  Not applicable to this application

g) If this is an application for planning permission, planning permission in principle, an application for approval of matters specified in conditions or an application for mineral development, have you provided any other plans or drawings as necessary:

- Site Layout Plan or Block plan.
- Elevations.
- Floor plans.
- Cross sections.
- Roof plan.
- Master Plan/Framework Plan.
- Landscape plan.
- Photographs and/or photomontages.
- Other.

If Other, please specify: \* (Max 500 characters)

Provide copies of the following documents if applicable:

- |  |                              |   |
|--|------------------------------|---|
| A copy of an Environmental Statement. *  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> N/A |
| A Design Statement or Design and Access Statement. *                                   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> N/A |
| A Flood Risk Assessment. *   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> N/A |
| A Drainage Impact Assessment (including proposals for Sustainable Drainage Systems). * | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> N/A |
| Drainage/SUDS layout. *  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> N/A |
| A Transport Assessment or Travel Plan  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> N/A |
| Contaminated Land Assessment. *  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> N/A |
| Habitat Survey. *  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> N/A |
| A Processing Agreement. *  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> N/A |

Other Statements (please specify). (Max 500 characters)

The original Planning Application 2019/0701/TP was withdrawn prior to approval, this application is a re-sub of same with an increase in the 1st floor plan accommodation

### Declare – For Application to Planning Authority

I, the applicant/agent certify that this is an application to the planning authority as described in this form. The accompanying Plans/drawings and additional information are provided as a part of this application.

Declaration Name: Mr Graham Mckay

Declaration Date: 06/03/2020

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**COPIES OF OBJECTIONS/REPRESENTATIONS**

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## Comments for Planning Application 2020/0145/TP

### Application Summary

Application Number: 2020/0145/TP

Address: 10 Lauriston Grove Newton Mearns East Renfrewshire G77 6YP

Proposal: Erection of two storey rear extension with single storey rear extension.

Case Officer: Mr David Haney

### Customer Details

Name: Mrs Julie Barnes

Address: 12 Lauriston Grove, Newton Mearns, East Renfrewshire G77 6YP

### Comment Details

Commenter Type: Rec'd Neighbour Notification from Council

Stance: Customer objects to the Planning Application

Comment Reasons:

Comment: We would like to object to planning application 2020/0145/TP proposing the erection of two storey rear extension with single storey rear extension at 10 Lauriston Grove.

Amongst other points, Policy D1: Detailed Guidance for all Development of the Council's Local Development Plan (LDP) states that the development should not result in a significant loss of character or amenity to the surrounding area; that the proposal should be of a size, scale, massing and density that is in keeping with the buildings in the locality and should respect local architecture, building form, design and materials; and that the amenity of neighbouring properties should not be adversely affected by unreasonably restricting their sunlight or privacy.

Our significant concerns with the proposed extension relate to the size, scale, massing and positioning of the rear extensions and the unacceptable impact they will have on the amenity of our property.

The extension proposed on this site is significantly large in size and would overwhelm the original form and appearance of the house and dominate the site by further eroding the rear garden space. Despite other recent extensions in the area being granted, this planning application needs to be assessed and determined on its own merits taking into account the individual site, the property's setting within that site and its relationship with surrounding properties and area.

It is our view that the proposed rear extension would overwhelm both the site (by excessively extending out from the original house, further still than the existing single storey extension) and our neighbouring property. The two storey element of the proposal is of particular concern - this is significantly large and given the particular circumstances of this site, would have a significant impact on our property by unreasonably restricting the sunlight and daylight to both our house

(including main inhabited rooms) and garden and would cause excessive overshadowing.

The overbearing proposals, given the offset position of the existing house, proximity and extension height, would lead to our garden being almost fully enclosed on one side (all but a very small triangle at the very end). This would lead to a greater sense of enclosure and a feeling of being hemmed in.

It is our strong view that the proposal would be contrary to the Local Development Plan Policy D1 (Detailed Guidance for all Development), Supplementary Planning Guidance: Householder Design Guide, and Supplementary Planning Guidance Daylight and Sunlight (which both form part of the Adopted Local Development Plan) as it would dominate and overwhelm the original property from its original form and appearance; would dominate, overwhelm and enclose neighbouring properties; would result in overdevelopment of the site; and would have a significant impact on the amenity and sunlight of the neighbouring priorities, particularly given the length, size, scale, height and position of the proposed extension.

We would encourage the Planning Case Officer to visit our property in order to see first-hand the impacts that this proposal would have on the amenity and enjoyment of our property.

Kind regards,  
Julie Barnes

Julie Barnes  
12 Lauriston Grove  
Newton Mearns, G77 6YP  
13<sup>th</sup> October 2020

Corporate & Community Services  
Council HQ, Eastwood Park  
Rouken Glen Road  
Giffnock, G46 6UG

Dear Sir/Madam,

Ref No: REVIEW/2020/12  
Planning Application: 2020/0145/TP  
Location: 10 Lauriston Grove, Newton Mearns  
Proposal: Erection of two storey rear extension with single storey rear extension.

Thankyou for your email in regard to the 'Notice of Review'. I just wanted to say that my position on the application remains as set out in my previous comments, which I've copied again below. However, I would also like to stress that given the new normal and current restrictions that we now all face with COVID-19, it is more important than ever to ensure that myself and my family can enjoy our garden. We definitely don't want to be subject to an increased feeling of confinement and enclosure by an oversized extension. It is also crucial that we get adequate sunlight into our garden and home.

Also for your consideration are my original objection comments:

We would like to object to planning application 2020/0145/TP proposing the erection of two storey rear extension with single storey rear extension at 10 Lauriston Grove.

Amongst other points, Policy D1: Detailed Guidance for all Development of the Council's Local Development Plan (LDP) states that the development should not result in a significant loss of character or amenity to the surrounding area; that the proposal should be of a size, scale, massing and density that is in keeping with the buildings in the locality and should respect local architecture, building form, design and materials; and that the amenity of neighbouring properties should not be adversely affected by unreasonably restricting their sunlight or privacy.

Our significant concerns with the proposed extension relate to the size, scale, massing and positioning of the rear extensions and the unacceptable impact they will have on the amenity of our property.

The extension proposed on this site is significantly large in size and would overwhelm the original form and appearance of the house and dominate the site by further eroding the rear garden space. Despite other recent extensions in the

area being granted, this planning application needs to be assessed and determined on its own merits taking into account the individual site, the property's setting within that site and its relationship with surrounding properties and area.

It is our view that the proposed rear extension would overwhelm both the site (by excessively extending out from the original house, further still than the existing single storey extension) and our neighbouring property. The two storey element of the proposal is of particular concern - this is significantly large and given the particular circumstances of this site, would have a significant impact on our property by unreasonably restricting the sunlight and daylight to both our house (including main inhabited rooms) and garden and would cause excessive overshadowing.

The overbearing proposals, given the offset position of the existing house, proximity and extension height, would lead to our garden being almost fully enclosed on one side (all but a very small triangle at the very end). This would lead to a greater sense of enclosure and a feeling of being hemmed in.

It is our strong view that the proposal would be contrary to the Local Development Plan Policy D1 (Detailed Guidance for all Development), Supplementary Planning Guidance: Householder Design Guide, and Supplementary Planning Guidance Daylight and Sunlight (which both form part of the Adopted Local Development Plan) as it would dominate and overwhelm the original property from its original form and appearance; would dominate, overwhelm and enclose neighbouring properties; would result in overdevelopment of the site; and would have a significant impact on the amenity and sunlight of the neighbouring priorities, particularly given the length, size, scale, height and position of the proposed extension.

We would encourage the Planning Case Officer to visit our property in order to see first-hand the impacts that this proposal would have on the amenity and enjoyment of our property.

Thankyou for your time.

Yours faithfully,

Julie Barnes



## REPORT OF HANDLING

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# REPORT OF HANDLING

Reference: 2020/0145/TP

Date Registered: 13th March 2020

Application Type: Full Planning Permission

This application is a Local Development

Ward: 5 -Newton Mearns South And Eaglesham

Co-ordinates: 252552/:656027

Applicant/Agent:

Applicant:

Mrs Li  
10 Lauriston Grove  
Newton Mearns  
East Renfrewshire  
G77 6YP

Agent:

Graham Mckay  
11 Orchard Street  
Carluke  
ML8 5AJ

Proposal: Erection of two storey rear extension with single storey rear extension.

Location: 10 Lauriston Grove  
Newton Mearns  
East Renfrewshire  
G77 6YP

**CONSULTATIONS/COMMENTS:** None.

**PUBLICITY:** None.

**SITE NOTICES:** None.

**SITE HISTORY:**

2013/0283/TP	Erection of upper storey extension above garage and erection of attached double garage; erection of single storey rear extension (amended drawings)	Approved Subject to Conditions	24.09.2013
2019/0701/TP	Erection of two storey rear extension with single storey rear extension	Withdrawn	18.12.2019

**REPRESENTATIONS:** One objection has been received and can be summarised as follows:

The proposal will overwhelm the existing dwelling  
Over-development  
Overshadowing  
Loss of daylight  
Contrary to Local Development Plan.

**DEVELOPMENT PLAN & GOVERNMENT GUIDANCE:** See Appendix 1

**SUPPORTING REPORTS:** No reports have been submitted for consideration as part of this application.

**ASSESSMENT:**

The application site comprises a detached two storey dwelling and its curtilage and lies within an established residential area. The dwelling is externally finished in white render and grey concrete roofing tiles. The side and rear boundaries are characterised by timber fencing and established planting. The dwelling is characterised by its various gable features and its dual pitched roofs at approximately 40 degrees. It has an existing single storey rear projection that measures 3 metres deep and extends across the entire rear elevation. The dwelling sits further back in its plot relative to the adjacent dwelling to the east at number 12 Lauriston Grove.

Planning permission is sought for the erection of a two storey rear extension and a single storey rear extension. The two storey element measures 3 metres deep by 11 metres wide, extending across the entire rear elevation. It measures 7.4 metres high and comprises a shallow dual pitch roof at a 20 degree pitch. The extension generally occupies the position of the existing single storey projection and lies 1 metre from the common boundary with the dwelling to the east at number 12. The single storey element is proposed to be attached to the rear of the two storey extension. It measures a further 3 metres deep and again extends the entire width of the dwelling. It measures 3.3 metres high with a flat roof.

The application requires to be assessed against Policies D1 and D14 of the adopted East Renfrewshire Local Development Plan. Policy D1 requires that all development should not result in a significant loss of character or amenity to the surrounding area and Policy D14 requires that extensions should complement the character of the existing building in terms of its style, form and materials.

As noted, the applicant's dwelling is positioned further to the rear in its plot relative to the adjacent dwelling to the east at number 12. The proposed two storey rear extension in conjunction with the existing dwelling would result in a two storey wall extending approximately 9.3 metres beyond the rear of the adjacent house only 1 metre from the common rear boundary. This would have a significant visual impact to the detriment of the amenity of the residents of the adjacent dwelling. The cumulative impact of the two storey rear extension and the existing dwelling and the proximity of the two storey rear extension to the boundary would have a significant impact on daylight reaching the rooms on the rear elevation of the adjacent dwelling. It would also result in significant additional overshadowing over the rear garden of the adjacent house in the late afternoons and evenings during the summer months.

Whilst the single storey rear extension may have been acceptable on its own, it nevertheless exacerbates the visual impact of the proposal when viewed from number 12 Lauriston Grove. The cumulative length of both extensions and the part of the existing dwelling that projects beyond the rear of the adjacent house is approximately 12.3 metres.

The proposal is therefore contrary to Policy D1 of the adopted East Renfrewshire Local Development Plan.

The proposed two storey rear extension would detract from the character and design of the existing dwelling by virtue of its width and shallow roof pitch. This would be at odds with the steeper pitches of the main roof sections and gable features that are a distinct character of the



dwelling. As such, the proposal is contrary to Policy D14 of the adopted East Renfrewshire Local Development Plan.

The proposal is therefore contrary to Policies D1 and D14 of the adopted Local Development Plan.

The following comments are made on the points of objection not specifically addressed above. Whilst, as noted, the proposed two storey rear extension detracts from the character and design of the dwelling by virtue of its width and shallow roof pitch, its roof pitch is set slightly below that of the existing dwelling. It is not considered that the proposal would overwhelm the existing dwelling in design terms. The proposal retains adequate rear garden ground and would not therefore be considered to lead to the over-development of the plot.

The Proposed Local Development Plan 2 is a material consideration and with regard to this planning application, the relevant policies are considered to be D1 and D1.1. The aforementioned policies largely reflect the adopted Local Development Plan policies. Consequently, for reasons stated above, it is considered that the proposed works would be contrary to the terms of the relevant policies in the Proposed Local Development Plan.

In conclusion, the proposal is contrary to the terms of Policies D1 and D14 of the adopted East Renfrewshire Local Development Plan. There are no material considerations that indicate the application should not be refused. It is therefore recommended that the application is refused for the reasons set out below.

**RECOMMENDATION:** Refuse

**PLANNING OBLIGATIONS:** None.

**REASONS FOR REFUSAL:**

1. The proposal is contrary to Policy D1 of the adopted East Renfrewshire Local Development Plan as: i) the cumulative impact of the two storey rear extension; the single storey rear extension; and the existing dwelling would have a significant impact on the visual amenity of the adjacent property to the east given their size and proximity to the site boundary; and ii) the cumulative impact of the proposed two storey rear extension; the single storey rear extension; and the existing dwelling would give rise to a significant degree of overshadowing and loss of daylight towards the adjacent dwelling to the east given their size and proximity to the site boundary.
2. The proposal is contrary to Policy D14 of the adopted East Renfrewshire Local Development Plan as the proposed two storey rear extension would detract from the character and design of the existing dwelling by virtue of its size and shallow roof pitch.

**ADDITIONAL NOTES:** None.

**ADDED VALUE:** None

**BACKGROUND PAPERS:**

Further information on background papers can be obtained from Mr Derek Scott on 0141 577 3861.

Ref. No.: 2020/0145/TP  
(DESC)

DATE: 1st July 2020

**DIRECTOR OF ENVIRONMENT**

**Reference: 2020/0145/TP - Appendix 1**

**DEVELOPMENT PLAN:**

**Strategic Development Plan**

This proposal raises no strategic issues in terms of the Glasgow and the Clyde Valley Strategic Development Plan and therefore the East Renfrewshire Local Plan is the relevant policy document

**Adopted East Renfrewshire Local Development Plan**

Policy D1

Detailed Guidance for all Development

Proposals for development should be well designed, sympathetic to the local area and demonstrate that the following criteria have been considered, and, where appropriate, met. In some cases, where the criteria have not been met, a written justification will be required to assist with assessment.

1. The development should not result in a significant loss of character or amenity to the surrounding area;
2. The proposal should be of a size, scale, massing and density that is in keeping with the buildings in the locality and should respect local architecture, building form, design, and materials;
3. The amenity of neighbouring properties should not be adversely affected by unreasonably restricting their sunlight or privacy. Additional guidance on this issue is available in the Daylight and Sunlight Design Guide Supplementary Planning Guidance;
4. The development should not impact adversely on landscape character or the green network, involve a significant loss of trees or other important landscape, greenspace or biodiversity features;
5. Developments should incorporate green infrastructure including access, landscaping, greenspace, water management and Sustainable Urban Drainage Systems at the outset of the design process. Where appropriate, new tree or shrub planting should be incorporated using native species. The physical area of any development covered by impermeable surfaces should be kept to a minimum to assist with flood risk management. Further guidance is contained within the Green Network and Environmental Management Supplementary Planning Guidance;
6. Development should create safe and secure environments that reduce the scope for anti-social behaviour and fear of crime;
7. Developments must be designed to meet disability needs and include provision for disabled access within public areas;
8. The Council will not accept 'backland' development, that is, development without a road frontage;

9. Parking and access requirements of the Council should be met in all development and appropriate mitigation measures should be introduced to minimise the impact of new development. Development should take account of the principles set out in 'Designing Streets';
10. Development should minimise the extent of light pollution caused by street and communal lighting and any floodlighting associated with the development;
11. Developments should include provision for the recycling, storage, collection and composting of waste materials;
12. Where possible, all waste material arising from construction of the development should be retained on-site for use as part of the new development;
13. Where applicable, new development should take into account the legacy of former mining activity;
14. Development should enhance the opportunity for and access to sustainable transportation, including provision for bus infrastructure, and particularly walking and cycle opportunities including cycle parking and provision of facilities such as showers/lockers, all where appropriate. The Council will not support development on railways solums or other development that would remove opportunities to enhance pedestrian and cycle access unless mitigation measures have been demonstrated;
15. The Council requires the submission of a design statement for national and major developments. Design statements must also be submitted in cases where a local development relates to a site within a conservation area or Category A listed building in line with Planning Advice Note 68: Design Statements.
16. Where applicable, developers should explore opportunities for the provision of digital infrastructure to new homes and business premises as an integral part of development.

#### Policy D14

##### Extensions to Existing Buildings and Erection of Outbuildings and Garages

Any extensions must complement the existing character of the property, particularly in terms of style, form and materials.

The size, scale and height of any development must be appropriate to the existing building. In most circumstances, pitched roofs utilising slates or tiles to match the existing house will be the appropriate roof type. Alternatives, such as flat roofs or green roofs, will be considered on a site specific basis.

Side extensions should not create an unbroken or terraced appearance.

The development should avoid over-development of the site by major loss of existing garden space.

Dormer windows should not in general dominate the existing roof, nor rise above or break the existing ridgeline or hip of the roof, and should be finished in materials to match existing roof finishes.

The above are broad requirements and these are further defined in the Householder Design Guide Supplementary Planning Guidance.

#### **Proposed Local Development Plan 2**

## Policy D1

## Placemaking and Design

Proposals for development within the urban and rural areas should be well designed, sympathetic to the local area and demonstrate that the following criteria have been considered, and, where appropriate, met. Proposals will be assessed against the 6 qualities of a successful place as outlined in SPP, Designing Streets and the Placemaking and Design Supplementary Guidance.

1. The development should not result in a significant loss of character or amenity to the surrounding area;
2. The proposal should be appropriate to its location, be high quality and of a size, scale, height, massing and density that is in keeping with the buildings in the locality or appropriate to the existing building and should respect local architecture, building form and design;
3. Respect existing building lines and heights of the locality;
4. Create a well-defined structure of streets, public spaces and buildings;
5. Ensure the use of high quality sustainable and durable materials, colours and finishes that complement existing development and buildings in the locality;
6. Respond to and complement site topography and not impact adversely upon the green belt and landscape character, green networks, features of historic interest, landmarks, vistas, skylines and key gateways. Existing buildings and natural features of suitable quality, should be retained and sensitively integrated into proposals including greenspace, trees and hedgerows;
7. Boundary treatment and landscaping should create a distinctive edge and gateway to the development and reflect local character;
8. Promote permeable and legible places through a clear sustainable movement hierarchy favouring walking, then cycling, public transport, then the private car as forms of movement;
9. Demonstrate connectivity through the site and to surrounding spaces via a network of safe, direct, attractive and coherent walking and cycling routes. These must be suitable for all age groups, and levels of agility and mobility to allow for ease of movement from place to place;
10. Demonstrate that safe and functional pedestrian, cycle and vehicular access, and parking facilities and infrastructure, including for disabled and visitor parking, is provided in accordance with the Council's Roads Development Guide. Where appropriate, proposals will be required to provide secure and accessible shelters, lockers, showers and seating and be designed to meet the needs of all users. Cycle parking and facilities should be located in close proximity to the entrances of all buildings to provide convenience and choice for users;
11. Incorporate integrated and enhance existing green infrastructure assets, such as landscaping, trees and greenspace, water management and SUDs including access and prioritise links to the wider green network as an integral part of the design process from the outset, in accordance with Policies D4 - D6. New green infrastructure must be designed to protect and enhance the habitat and biodiversity of the area and demonstrate a net gain;
12. There will be a general presumption against all proposals that involve landraising. Where there is a justifiable reason for landraising, proposals must have regard to the scale and visual impact of the resultant changes to the local landscape and amenity. Proposals that

- adversely impact upon the visual and physical connections through the site and to the surrounding areas will be resisted;
13. Backland development should be avoided;
  14. Provide safe, secure and welcoming places with buildings and spaces, including open spaces, play areas and landscaping, designed and positioned to reduce the scope for anti-social behaviour and fear of crime, improve natural surveillance, passive overlooking, security and street activity;
  15. The amenity of residents, occupants and users of neighbouring existing and new buildings and spaces should not be adversely affected by unreasonably restricting their sunlight or privacy. Additional guidance on this issue is available in the Daylight and Sunlight Design Guide Supplementary Guidance;
  16. Development should minimise the extent of light pollution caused by street and communal lighting and any floodlighting associated with the proposal;
  17. The amenity of residents, occupants and users of neighbouring existing and new buildings and spaces should not be adversely affected by noise, dust, pollution and smell or poor air quality;
  18. Ensure buildings and spaces are future proof designed to be easily adaptable and flexible to respond to changing social, environmental, technological, digital and economic conditions;
  19. Incorporate provision for the recycling, storage, collection and composting of waste materials; and
  20. Incorporate the use of sustainable design and construction methods and materials in the layout and design to support a low carbon economy.

Proposals must meet the requirements of any development brief prepared by the Council for an allocated site.

Further detailed guidance and information will be set out in the Placemaking and Design Supplementary Guidance, Householder Design Supplementary Guidance and the Daylight and Sunlight Design Supplementary Guidance.

#### Policy D1.1

##### Extensions and Alterations to Existing Buildings for Residential Purposes

Proposals will be assessed against the following criteria:

1. The development should not result in a significant loss of character or amenity to the surrounding area;
2. Should complement the scale and character of the existing building, neighbouring properties and their setting, particularly in terms of style, form and materials;
3. The size, scale and height of any development must be appropriate to and not adversely impact or dominate the existing building;
4. Should not create an unbroken or terraced appearance;
5. Where additional bedrooms are proposed or a garage/driveway is being converted to another use other than for the parking of a vehicle, proposals will be required to provide parking in accordance with the Council's Roads Development Guide; and
6. Should avoid over-development of the site by major loss of existing front and rear garden space. No more than 50% of the rear garden should be occupied by the development.

Further detailed information and guidance will be set out in the Householder Design Guide Supplementary Guidance.

**GOVERNMENT GUIDANCE:** None.

Finalised 01/07/2020.AC.

**DECISION NOTICE**  
**AND**  
**REASONS FOR REFUSAL**

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**TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997  
(AS AMENDED BY THE PLANNING ETC (SCOTLAND) ACT 2006)  
TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE)  
(SCOTLAND) REGULATIONS 2013**

**REFUSAL OF PLANNING PERMISSION**

Ref. No. **2020/0145/TP**

**Applicant:**

Mrs I I  
10 Lauriston Grove  
Newton Mearns  
East Renfrewshire  
G77 6YP

**Agent:**

Graham Mckay  
11 Orchard Street  
Carluke  
Scotland  
ML8 5AJ

With reference to your application which was registered on 13th March 2020 for planning permission under the abovementioned Act and Regulations for the following development, viz:-

**Erection of two storey rear extension with single storey rear extension.**

**at: 10 Lauriston Grove Newton Mearns East Renfrewshire G77 6YP**

the Council in exercise of their powers under the abovementioned Act and Regulations hereby refuse planning permission for the said development.

**The reason(s) for the Council's decision are:-**

1. The proposal is contrary to Policy D1 of the adopted East Renfrewshire Local Development Plan as: i) the cumulative impact of the two storey rear extension; the single storey rear extension; and the existing dwelling would have a significant impact on the visual amenity of the adjacent property to the east given their size and proximity to the site boundary; and ii) the cumulative impact of the proposed two storey rear extension; the single storey rear extension; and the existing dwelling would give rise to a significant degree of overshadowing and loss of daylight towards the adjacent dwelling to the east given their size and proximity to the site boundary.
2. The proposal is contrary to Policy D14 of the adopted East Renfrewshire Local Development Plan as the proposed two storey rear extension would detract from the character and design of the existing dwelling by virtue of its size and shallow roof pitch.

Dated 1st July 2020



Director of Environment  
East Renfrewshire Council  
2 Spiersbridge Way,  
Spiersbridge Business Park,  
Thornliebank,  
G46 8NG  
Tel. No. 0141 577 3001

### 36

The following drawings/plans have been refused

<b>Plan Description</b>	<b>Drawing Number</b>	<b>Drawing Version</b>	<b>Date on Plan</b>
Location Plan	LOCATION		
Elevations Proposed	L(50)001	01	
Elevations Proposed	L(50)002	01	
Plans Proposed	L(20)002	02	
Plans Proposed	L(20)001	01	
BlockPlan Proposed	L(90)002	01	

## **GUIDANCE NOTE FOR REFUSAL OF LOCAL DEVELOPMENTS DETERMINED UNDER DELEGATED POWERS**

### **REVIEW BY EAST RENFREWSHIRE COUNCIL'S LOCAL REVIEW BODY**

1. If the applicant is aggrieved by a decision to refuse permission (or by an approval subject to conditions), the applicant may require the planning authority to review the case under section 43A of the Town and Country Planning (Scotland) Act 1997 within three months from the date of this notice. A Notice of Review can be submitted online at [www.eplanning.scotland.gov.uk](http://www.eplanning.scotland.gov.uk). Please note that beyond the content of the appeal or review forms, **you cannot normally raise new matters** in support of an appeal or review, unless you can demonstrate that the matter could not have been raised before, or that its not being raised before is a consequence of exceptional circumstances. Following submission of the notice, you will receive an acknowledgement letter informing you of the date of the Local Review Body meeting or whether further information is required.

2. If permission to develop land is refused or granted subject to conditions and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, the owner of the land may serve on the planning authority a purchase notice requiring the purchase of the owner of the land's interest in the land in accordance with Part 5 of the Town and Country Planning (Scotland) Act 1997

### CONTACT DETAILS

**East Renfrewshire Council  
Development Management Service  
2 Spiersbridge Way,  
Spiersbridge Business Park,  
Thornliebank,  
G46 8NG**

**General Inquiry lines 0141 577 3895 or 0141 577 3878  
Email [planning@eastrenfrewshire.gov.uk](mailto:planning@eastrenfrewshire.gov.uk)**

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**NOTICE OF REVIEW  
AND  
STATEMENT OF REASONS**

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2 Spiersbridge Way Thornliebank G46 8NG Tel: 0141 577 3001 Email: [planning@eastrenfrewshire.gov.uk](mailto:planning@eastrenfrewshire.gov.uk)

Applications cannot be validated until all the necessary documentation has been submitted and the required fee has been paid.

Thank you for completing this application form:

ONLINE REFERENCE 100196027-006

The online reference is the unique reference for your online form only. The Planning Authority will allocate an Application Number when your form is validated. Please quote this reference if you need to contact the planning Authority about this application.

## Applicant or Agent Details

Are you an applicant or an agent? \* (An agent is an architect, consultant or someone else acting on behalf of the applicant in connection with this application)

Applicant  Agent

## Agent Details

Please enter Agent details

Company/Organisation:	<input type="text" value="GMDL Architecture"/>		
Ref. Number:	<input type="text"/>	You must enter a Building Name or Number, or both: *	
First Name: *	<input type="text" value="Graham"/>	Building Name:	<input type="text"/>
Last Name: *	<input type="text" value="Mckay"/>	Building Number:	<input type="text" value="11"/>
Telephone Number: *	<input type="text" value="07717042257"/>	Address 1 (Street): *	<input type="text" value="Orchard Street"/>
Extension Number:	<input type="text"/>	Address 2:	<input type="text"/>
Mobile Number:	<input type="text"/>	Town/City: *	<input type="text" value="Carluke"/>
Fax Number:	<input type="text"/>	Country: *	<input type="text" value="Scotland"/>
		Postcode: *	<input type="text" value="ML8 5AJ"/>
Email Address: *	<input type="text" value="gmckay-gmdl@live.co.uk"/>		

Is the applicant an individual or an organisation/corporate entity? \*

Individual  Organisation/Corporate entity

## Applicant Details

Please enter Applicant details

Title:	<input type="text" value="Mrs"/>	You must enter a Building Name or Number, or both: *	
Other Title:	<input type="text"/>	Building Name:	<input type="text"/>
First Name: *	<input type="text" value="Isabelle"/>	Building Number:	<input type="text" value="10"/>
Last Name: *	<input type="text" value="Mohan"/>	Address 1 (Street): *	<input type="text" value="Lauriston Grove"/>
Company/Organisation	<input type="text"/>	Address 2:	<input type="text"/>
Telephone Number: *	<input type="text"/>	Town/City: *	<input type="text" value="Newton Mearns"/>
Extension Number:	<input type="text"/>	Country: *	<input type="text" value="UK"/>
Mobile Number:	<input type="text"/>	Postcode: *	<input type="text" value="G77 6YP"/>
Fax Number:	<input type="text"/>		
Email Address: *	<input type="text" value="gmckay-gmdl@live.co.uk"/>		

## Site Address Details

Planning Authority:	<input type="text" value="East Renfrewshire Council"/>
Full postal address of the site (including postcode where available):	
Address 1:	<input type="text" value="10 LAURISTON GROVE"/>
Address 2:	<input type="text" value="NEWTON MEARNNS"/>
Address 3:	<input type="text"/>
Address 4:	<input type="text"/>
Address 5:	<input type="text"/>
Town/City/Settlement:	<input type="text" value="GLASGOW"/>
Post Code:	<input type="text" value="G77 6YP"/>

Please identify/describe the location of the site or sites

Northing	<input type="text" value="656027"/>	Easting	<input type="text" value="252552"/>
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## Description of Proposal

Please provide a description of your proposal to which your review relates. The description should be the same as given in the application form, or as amended with the agreement of the planning authority: \*  
(Max 500 characters)

Erection of two storey rear extension with single storey rear extension.

## Type of Application

What type of application did you submit to the planning authority? \*

- Application for planning permission (including householder application but excluding application to work minerals).
- Application for planning permission in principle.
- Further application.
- Application for approval of matters specified in conditions.

What does your review relate to? \*

- Refusal Notice.
- Grant of permission with Conditions imposed.
- No decision reached within the prescribed period (two months after validation date or any agreed extension) – deemed refusal.

## Statement of reasons for seeking review

You must state in full, why you are seeking a review of the planning authority's decision (or failure to make a decision). Your statement must set out all matters you consider require to be taken into account in determining your review. If necessary this can be provided as a separate document in the 'Supporting Documents' section: \* (Max 500 characters)

Note: you are unlikely to have a further opportunity to add to your statement of appeal at a later date, so it is essential that you produce all of the information you want the decision-maker to take into account.

You should not however raise any new matter which was not before the planning authority at the time it decided your application (or at the time expiry of the period of determination), unless you can demonstrate that the new matter could not have been raised before that time or that it not being raised before that time is a consequence of exceptional circumstances.

With reference to the above Planning application refusal and response to your letter dated 1st July 2020, please find enclosed our response to the refusal reasons received. We believe the proposed design follows closely the Policy D1 and D14 mentioned in the refusal letter and would ask to reconsider the decision based on the submitted justification.

Have you raised any matters which were not before the appointed officer at the time the Determination on your application was made? \*

Yes  No

If yes, you should explain in the box below, why you are raising the new matter, why it was not raised with the appointed officer before your application was determined and why you consider it should be considered in your review: \* (Max 500 characters)

Please provide a list of all supporting documents, materials and evidence which you wish to submit with your notice of review and intend to rely on in support of your review. You can attach these documents electronically later in the process: \* (Max 500 characters)

Planning Refusal response 27072020. L(90)003- Daylight study Planning refusal Location Plan L(90)001 - 01 L(90)002 - 01 L(EX)001 - Ground Floor Plan L(EX)002 - First Floor Plan L(EX)003 - Ele 1 L(EX)004 - Ele 2 L(20)001 -01 L(20)002 -02 L(50)001 - 01 L(50)002 - 01 Planning refusal

## Application Details

Please provide the application reference no. given to you by your planning authority for your previous application.

2020/0145/TP

What date was the application submitted to the planning authority? \*

13/03/2020

What date was the decision issued by the planning authority? \*

01/07/2020

## Review Procedure

The Local Review Body will decide on the procedure to be used to determine your review and may at any time during the review process require that further information or representations be made to enable them to determine the review. Further information may be required by one or a combination of procedures, such as: written submissions; the holding of one or more hearing sessions and/or inspecting the land which is the subject of the review case.

Can this review continue to a conclusion, in your opinion, based on a review of the relevant information provided by yourself and other parties only, without any further procedures? For example, written submission, hearing session, site inspection. \*

Yes  No

In the event that the Local Review Body appointed to consider your application decides to inspect the site, in your opinion:

Can the site be clearly seen from a road or public land? \*

Yes  No

Is it possible for the site to be accessed safely and without barriers to entry? \*

Yes  No

## Checklist – Application for Notice of Review

Please complete the following checklist to make sure you have provided all the necessary information in support of your appeal. Failure to submit all this information may result in your appeal being deemed invalid.

Have you provided the name and address of the applicant?. \*

Yes  No

Have you provided the date and reference number of the application which is the subject of this review? \*

Yes  No

If you are the agent, acting on behalf of the applicant, have you provided details of your name and address and indicated whether any notice or correspondence required in connection with the review should be sent to you or the applicant? \*

Yes  No  N/A

Have you provided a statement setting out your reasons for requiring a review and by what procedure (or combination of procedures) you wish the review to be conducted? \*

Yes  No

Note: You must state, in full, why you are seeking a review on your application. Your statement must set out all matters you consider require to be taken into account in determining your review. You may not have a further opportunity to add to your statement of review at a later date. It is therefore essential that you submit with your notice of review, all necessary information and evidence that you rely on and wish the Local Review Body to consider as part of your review.

Please attach a copy of all documents, material and evidence which you intend to rely on (e.g. plans and Drawings) which are now the subject of this review \*

Yes  No

Note: Where the review relates to a further application e.g. renewal of planning permission or modification, variation or removal of a planning condition or where it relates to an application for approval of matters specified in conditions, it is advisable to provide the application reference number, approved plans and decision notice (if any) from the earlier consent.

**Declare – Notice of Review**

I/We the applicant/agent certify that this is an application for review on the grounds stated.

Declaration Name: Mr Graham Mckay

Declaration Date: 20/09/2020

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27..07.2020

**FAO: Andrew J Cahill and Gillian McCarney**

2 Spiersbridge Way  
Spiersbridge Business Park  
Thornliebank  
G46 8NG

Dear Andrew J Cahill and Gillian McCarney

**Reference: 2020/0145/TP**

**Proposal: Erection of two storey rear extension with single storey rear extension.**

**Location: 10 Lauriston Grove Newton Mearns East Renfrewshire G77 6YP**

With reference to the above Planning application refusal and response to your letter dated 1<sup>st</sup> July 2020, please find enclosed our response to the refusal reasons received.

We would like to discuss the matter further, therefore please contact myself at your earliest convenience.

Yours faithfully



Joanna McKay  
for GMDL Architecture



The list of reasons for the Council's planning application refusal decision and GMDL Architecture response as follow:

**1**

**The proposal is contrary to Policy D1 of the adopted East Renfrewshire Local Development Plan as: i) the cumulative impact of the two storey rear extension; the single storey rear extension; and the existing dwelling would have a significant impact on the visual amenity of the adjacent property to the east given their size and proximity to the site boundary; and ii) the cumulative impact of the proposed two storey rear extension; the single storey rear extension; and the existing dwelling would give rise to a significant degree of overshadowing and loss of daylight towards the adjacent dwelling to the east given their size and proximity to the site boundary.**

**GMDL Architecture response:**

The design followed closely the Policy D1 guidance being in line with the following policy advice as the extension do not dominate or overwhelm the original form or appearance of the house and is subordinate in scale and appearance to the existing house.

Extension is in proportion to the original house and does not exceed 100% of the footprint of the original house. Extensions does not dominate or overwhelm neighbouring properties as it is extended only 2.6m from the existing building mass (Accordingly to the guidance, double story extension should not extend more than 4m from the rear elevation of the existing house and not be within 2 metres of the boundary on a terrace or semi-detached house – which is not).

Extension is not in direct overlooking or overshadowing of neighbouring properties – please see the attached daylight study based on the guidance of 45deg approach.

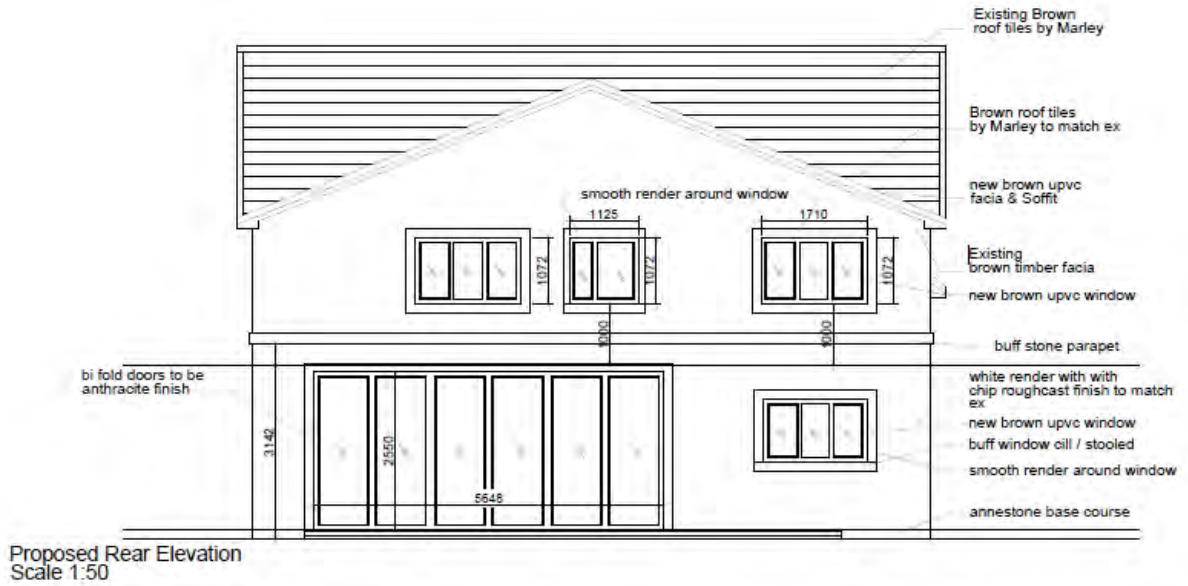


2

The proposal is contrary to Policy D14 of the adopted East Renfrewshire Local Development Plan as the proposed two storey rear extension would detract from the character and design of the existing dwelling by virtue of its size and shallow roof pitch.

**GMDL Architecture response:**

Double storey extension has the same roof pitch design as the existing house. It is extended 2.6m from the existing building mass which has minimal impact on the building size. Please clarify.



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## SUPPORTING INFORMATION

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**Head of Environment (Chief Planning Officer): Gillian McCarney**

2 Spiersbridge Way, Spiersbridge Business Park, Thornliebank, G46 8NG  
Phone: 0141 577 3001 Fax: 0141 577 3781 DX: 501601 GIFFNOCK

Our Ref: 2020/0145/TP  
Your Ref:  
Date: 2nd July 2020  
When calling Please ask for: Mr Derek Scott [planning@eastrenfrewshire.gov.uk](mailto:planning@eastrenfrewshire.gov.uk)  
Telephone No: 0141 577 3861

Graham Mckay  
11 Orchard Street  
Carluke  
Scotland  
ML8 5AJ

Dear Sir/Madam,

**TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997**  
**(AS AMENDED BY THE PLANNING ETC (SCOTLAND) ACT 2006)**  
**TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT**  
**PROCEDURE) (SCOTLAND) REGULATIONS 2008**  
**NOTIFICATION OF DECISION - REFUSAL OF PLANNING PERMISSION**

Ref No: 2020/0145/TP  
Location: 10 Lauriston Grove Newton Mearns East Renfrewshire G77 6YP  
Proposal: Erection of two storey rear extension with single storey rear extension.

The Council has decided to refuse your application for the reasons explained on the enclosed decision notice. The stamped refused drawings are available to view and download from the Council's website [www.ercplanning.eastrenfrewshire.gov.uk](http://www.ercplanning.eastrenfrewshire.gov.uk) by searching under the application reference number.

If you are aggrieved by the decision, you may appeal or seek a review of the decision. Please see the notes attached to your decision notice for the procedures you should follow and the timescales involved.

If you would like to discuss the reasons for refusal please contact me.

Yours faithfully

Gillian McCarney  
Head of Environment (Chief Planning Officer)

Encl.

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**TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997  
(AS AMENDED BY THE PLANNING ETC (SCOTLAND) ACT 2006)  
TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE)  
(SCOTLAND) REGULATIONS 2013**

**REFUSAL OF PLANNING PERMISSION**

Ref. No.        **2020/0145/TP**

**Applicant:**

Mrs I I  
10 Lauriston Grove  
Newton Mearns  
East Renfrewshire  
G77 6YP

**Agent:**

Graham Mckay  
11 Orchard Street  
Carluke  
Scotland  
ML8 5AJ

With reference to your application which was registered on 13th March 2020 for planning permission under the abovementioned Act and Regulations for the following development, viz:-

**Erection of two storey rear extension with single storey rear extension.**

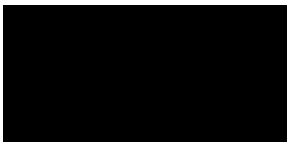
**at: 10 Lauriston Grove Newton Mearns East Renfrewshire G77 6YP**

the Council in exercise of their powers under the abovementioned Act and Regulations hereby refuse planning permission for the said development.

**The reason(s) for the Council's decision are:-**

1. The proposal is contrary to Policy D1 of the adopted East Renfrewshire Local Development Plan as: i) the cumulative impact of the two storey rear extension; the single storey rear extension; and the existing dwelling would have a significant impact on the visual amenity of the adjacent property to the east given their size and proximity to the site boundary; and ii) the cumulative impact of the proposed two storey rear extension; the single storey rear extension; and the existing dwelling would give rise to a significant degree of overshadowing and loss of daylight towards the adjacent dwelling to the east given their size and proximity to the site boundary.
2. The proposal is contrary to Policy D14 of the adopted East Renfrewshire Local Development Plan as the proposed two storey rear extension would detract from the character and design of the existing dwelling by virtue of its size and shallow roof pitch.

Dated            1st July 2020



Director of Environment  
East Renfrewshire Council  
2 Spiersbridge Way,  
Spiersbridge Business Park,  
Thornliebank,  
G46 8NG  
Tel. No. 0141 577 3001

The following drawings/plans have been refused

55

<b>Plan Description</b>	<b>Drawing Number</b>	<b>Drawing Version</b>	<b>Date on Plan</b>
Location Plan	LOCATION		
Elevations Proposed	L(50)001	01	
Elevations Proposed	L(50)002	01	
Plans Proposed	L(20)002	02	
Plans Proposed	L(20)001	01	
Block Plan Proposed	L(90)002	01	

## **GUIDANCE NOTE FOR REFUSAL OF LOCAL DEVELOPMENTS DETERMINED UNDER DELEGATED POWERS**

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### **REVIEW BY EAST RENFREWSHIRE COUNCIL'S LOCAL REVIEW BODY**

1. If the applicant is aggrieved by a decision to refuse permission (or by an approval subject to conditions), the applicant may require the planning authority to review the case under section 43A of the Town and Country Planning (Scotland) Act 1997 within three months from the date of this notice. A Notice of Review can be submitted online at [www.eplanning.scotland.gov.uk](http://www.eplanning.scotland.gov.uk). Please note that beyond the content of the appeal or review forms, **you cannot normally raise new matters** in support of an appeal or review, unless you can demonstrate that the matter could not have been raised before, or that its not being raised before is a consequence of exceptional circumstances. Following submission of the notice, you will receive an acknowledgement letter informing you of the date of the Local Review Body meeting or whether further information is required.

2. If permission to develop land is refused or granted subject to conditions and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, the owner of the land may serve on the planning authority a purchase notice requiring the purchase of the owner of the land's interest in the land in accordance with Part 5 of the Town and Country Planning (Scotland) Act 1997.

### **CONTACT DETAILS**

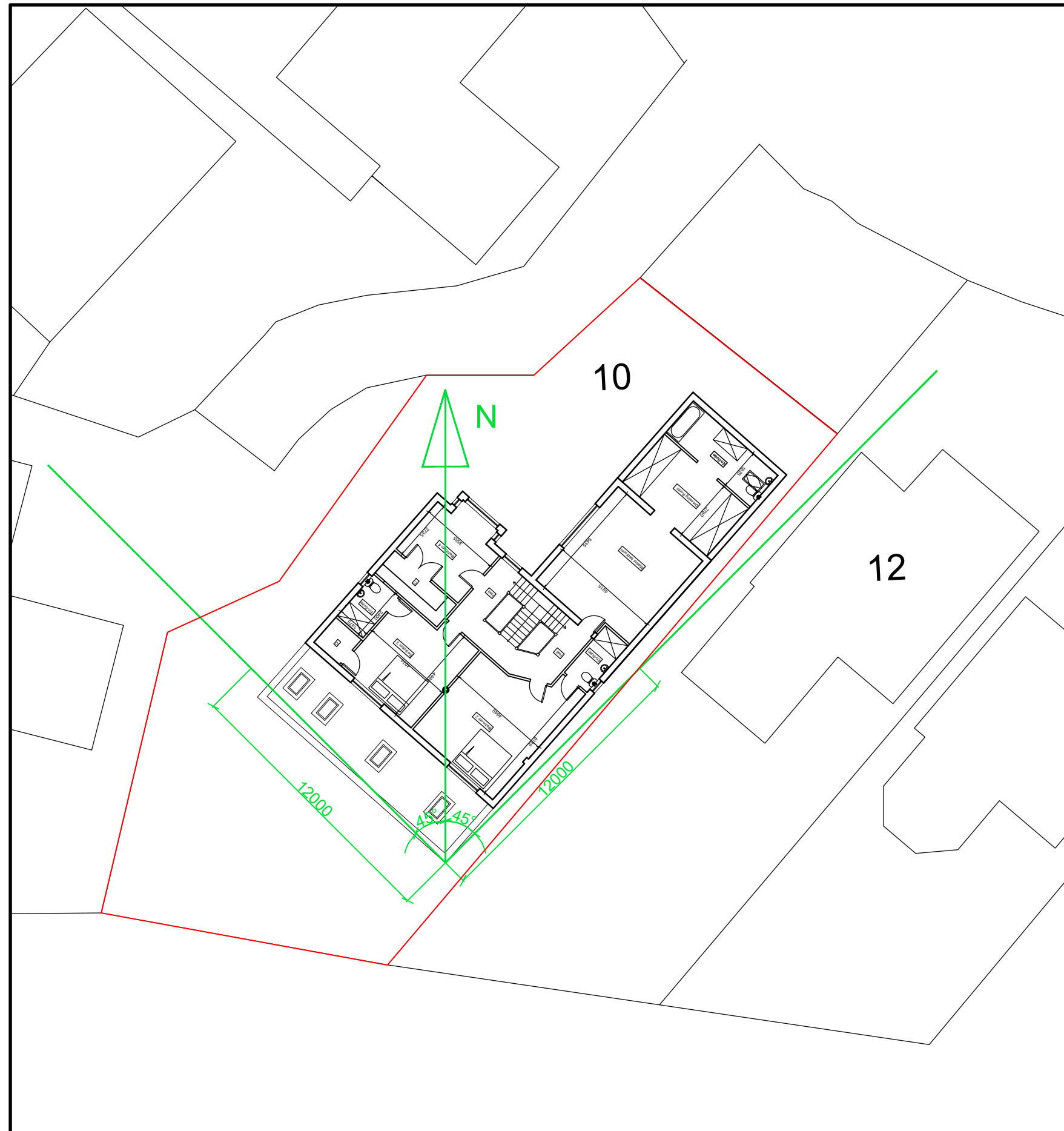
**East Renfrewshire Council  
Development Management Service  
2 Spiersbridge Way,  
Spiersbridge Business Park,  
Thornliebank,  
G46 8NG**

**General Inquiry lines 0141 577 3895 or 0141 577 3878  
Email [planning@eastrenfrewshire.gov.uk](mailto:planning@eastrenfrewshire.gov.uk)**

# 10 Lauriston Grove, Newton Mearns, Glasgow, G77 6YP



Map area bounded by: 252480,655956 252622,656098. Produced on 30 October 2019 from the OS National Geographic Database. Reproduction in whole or part is prohibited without the prior permission of Ordnance Survey. © Crown copyright 2019. Supplied by UKPlanningMaps.com a licensed OS partner (100054135). Unique plan reference: p2buk/399894/542541



Proposed Block Plan - daylight study  
Scale 1:200

Rev.	Mark.	Drawn.	Check.	Date.

### GMDL ARCHITECTURE

Drawing  
Daylight Study - 45deg approach  
Policy D1

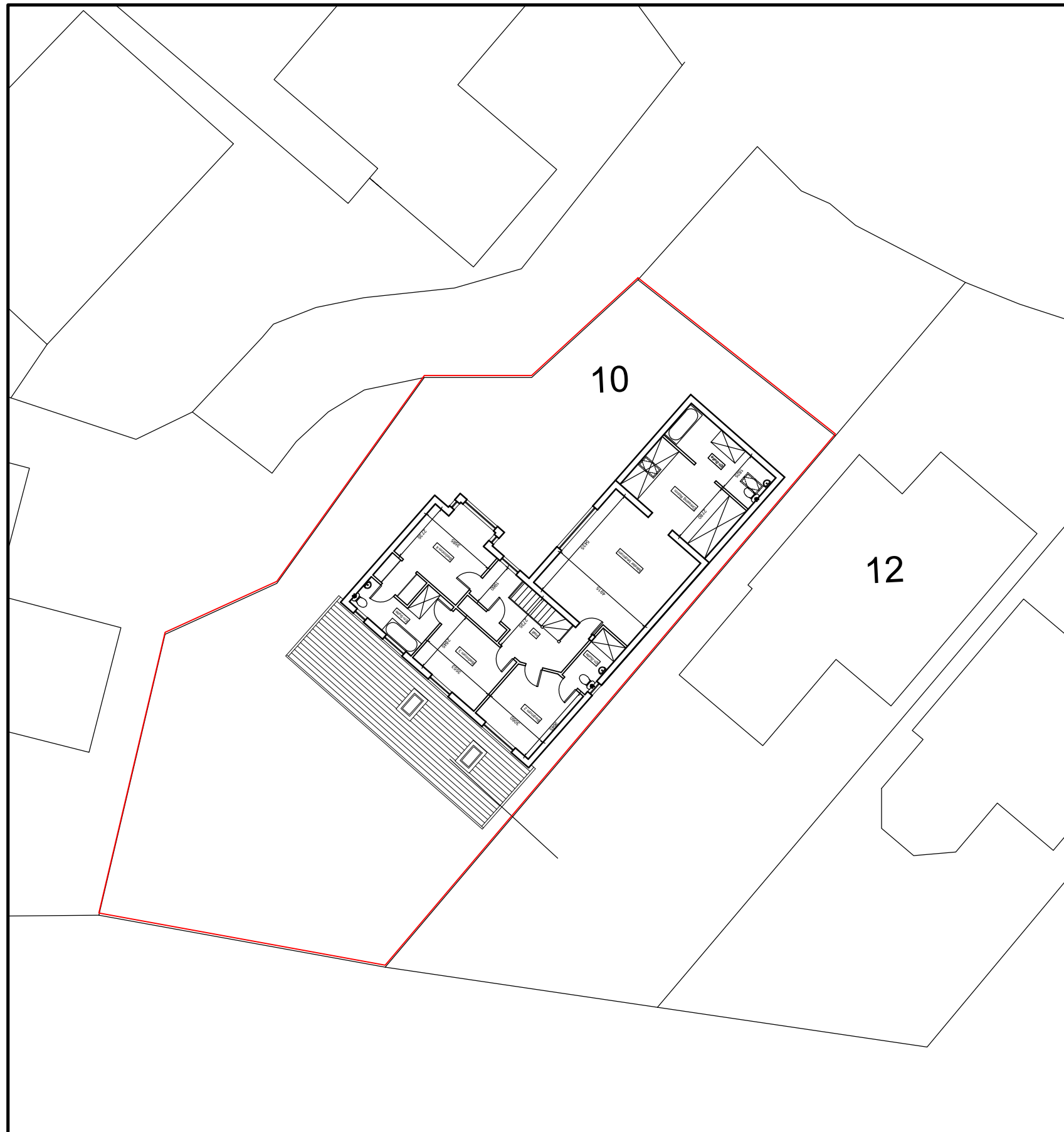
Client  
10 Lauriston Grove  
Glasgow  
G77 6XD

Project  
Double height rear extension  
& Internal Alterations

Scale As Shown @ A3	Drawing By GM	Drawing No. L(90)003
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Date: 27.07.2020	Status: PLANNING	Rev. 00
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Existing Block Plan  
Scale 1:200

01	1st Floor Plan Added for Planning clarity			
Rev. Mark.		Drawn.	Check.	Date.

**GMDL ARCHITECTURE**

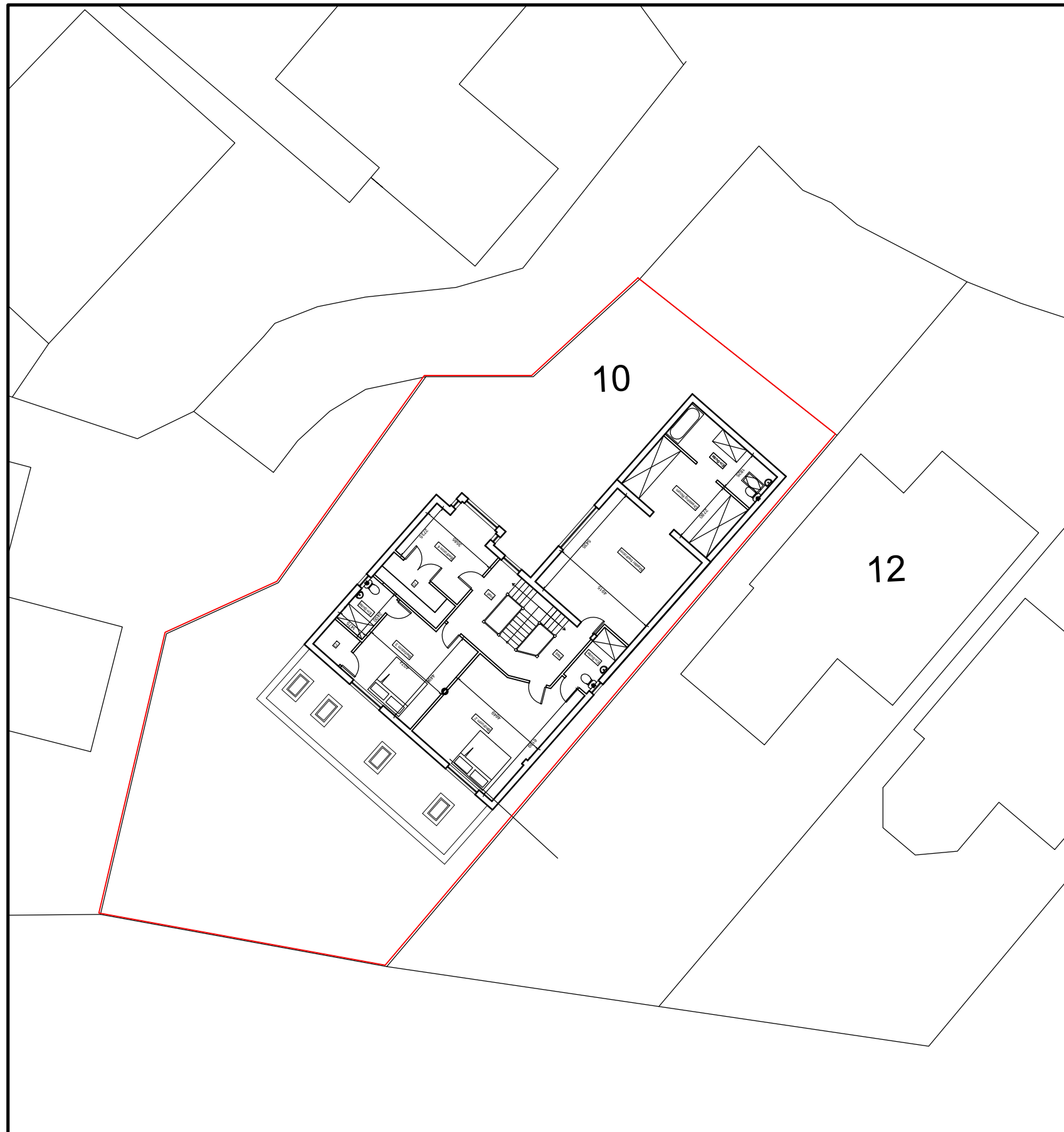
Drawing  
Existing Block Plan

Client  
10 Lauriston Grove  
Glasgow  
G77 6XD

Project  
Double height rear extension  
& Internal Alterations

Scale	Drawing By	Drawing No.
As Shown @ A3	GM	L(90)001

Date:	Status:	Rev.
27.08.2019	PLANNING	01



Proposed Block Plan  
Scale 1:200

01	1st Floor Plan Added for Planning clarity			
Rev. Mark.		Drawn.	Check.	Date.

### GMDL ARCHITECTURE

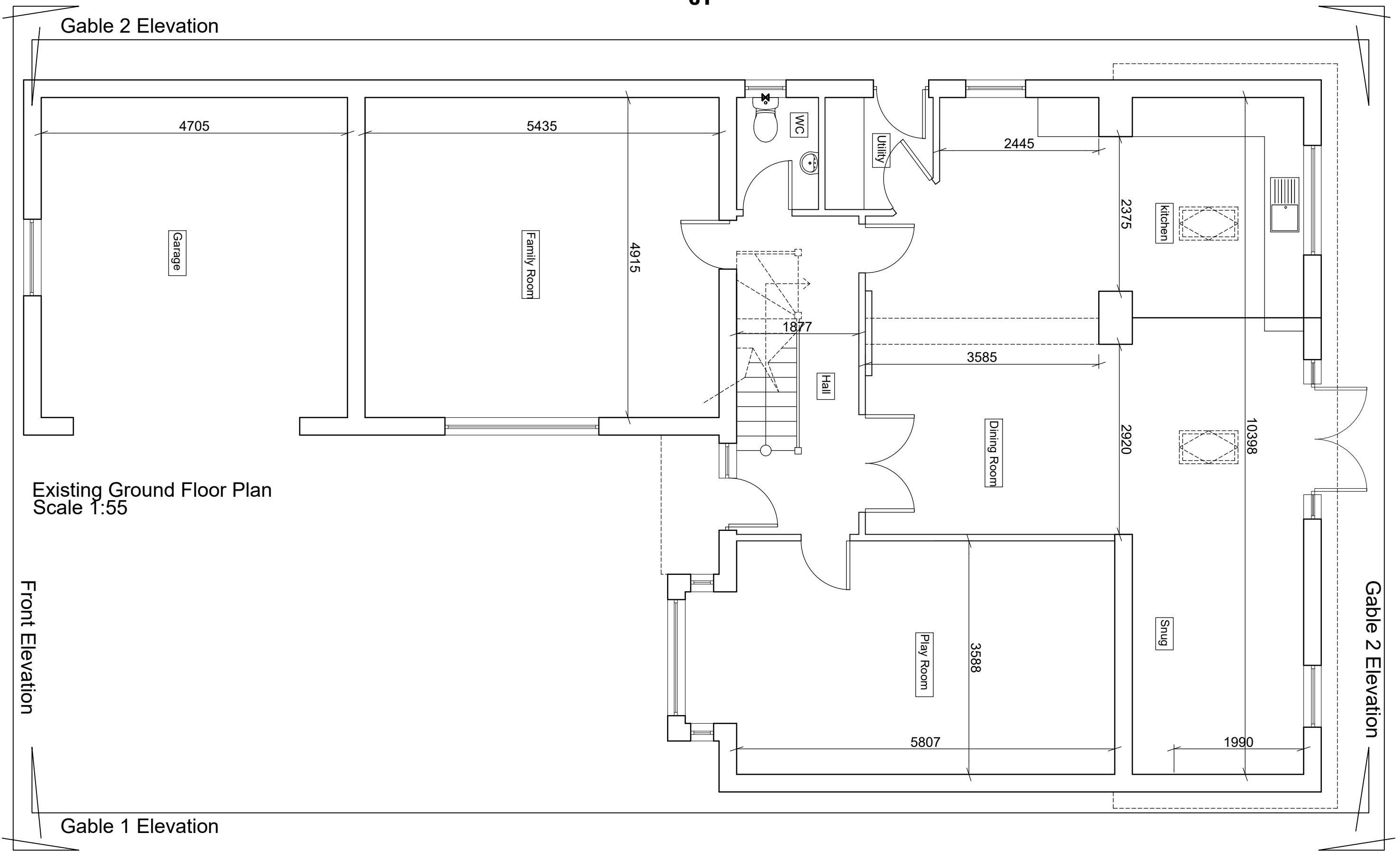
Drawing  
Proposed Block Plan

Client  
10 Lauriston Grove  
Glasgow  
G77 6XD

Project  
Double height rear extension  
& Internal Alterations

Scale	Drawing By	Drawing No.
As Shown @ A3	GM	L(90)002

Date:	Status:	Rev.
27.08.2019	PLANNING	01



Existing Ground Floor Plan  
Scale 1:55

Front Elevation

Gable 2 Elevation

Gable 1 Elevation

Drawing  
Existing Gnd Floor Plan

**GMDL ARCHITECTURE**

Client  
10 Lauriston Grove  
Glasgow  
G77 6XD

Scale (A3)  
As Shown @ A3

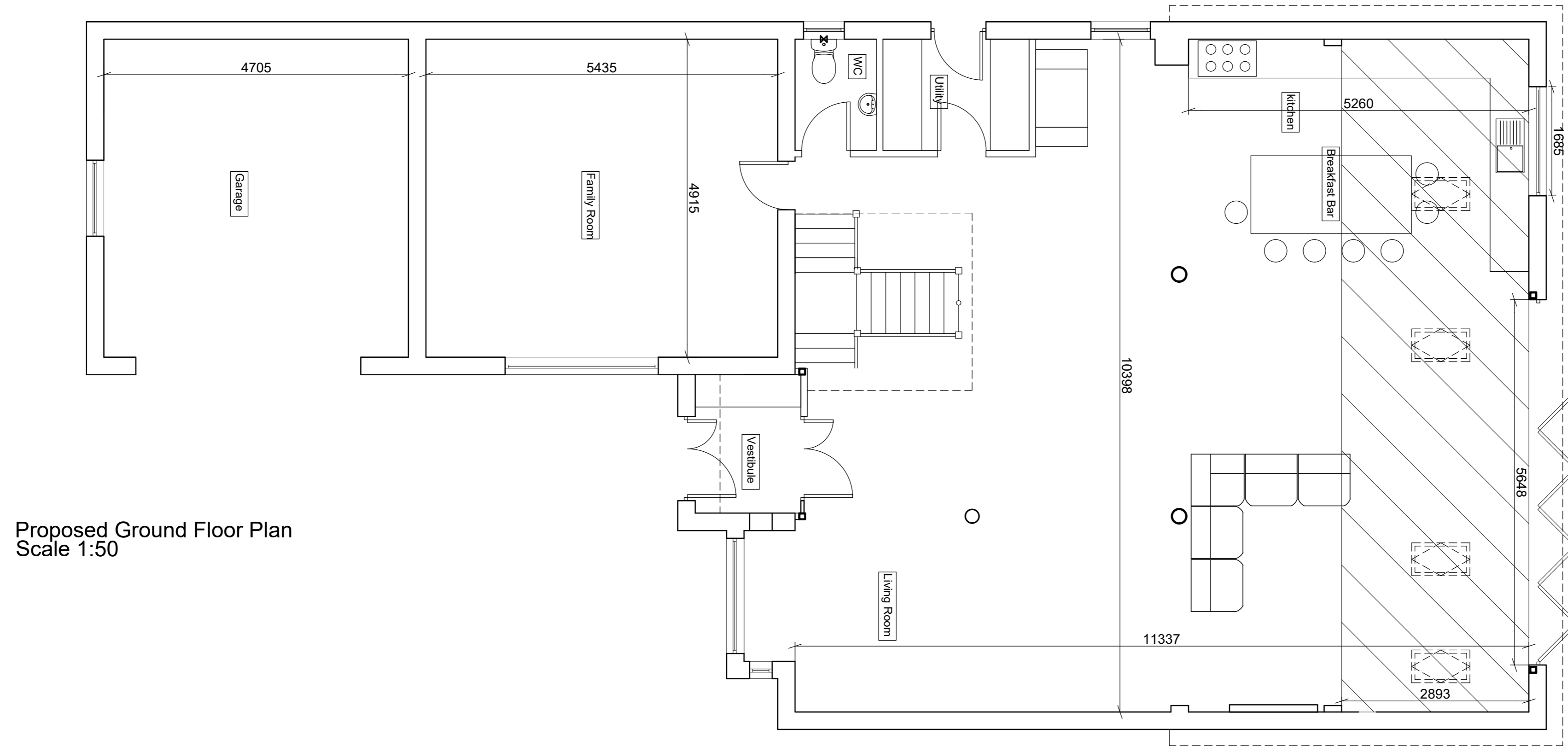
Drawing By: GM      Drawing No.: L(EX)001      Rev.: 00

Project  
Double height rear extension  
& Internal Alterations

Date: 27.08.2019      Status: **PLANNING**

Rev.	Mark	Drawn	Check	Date

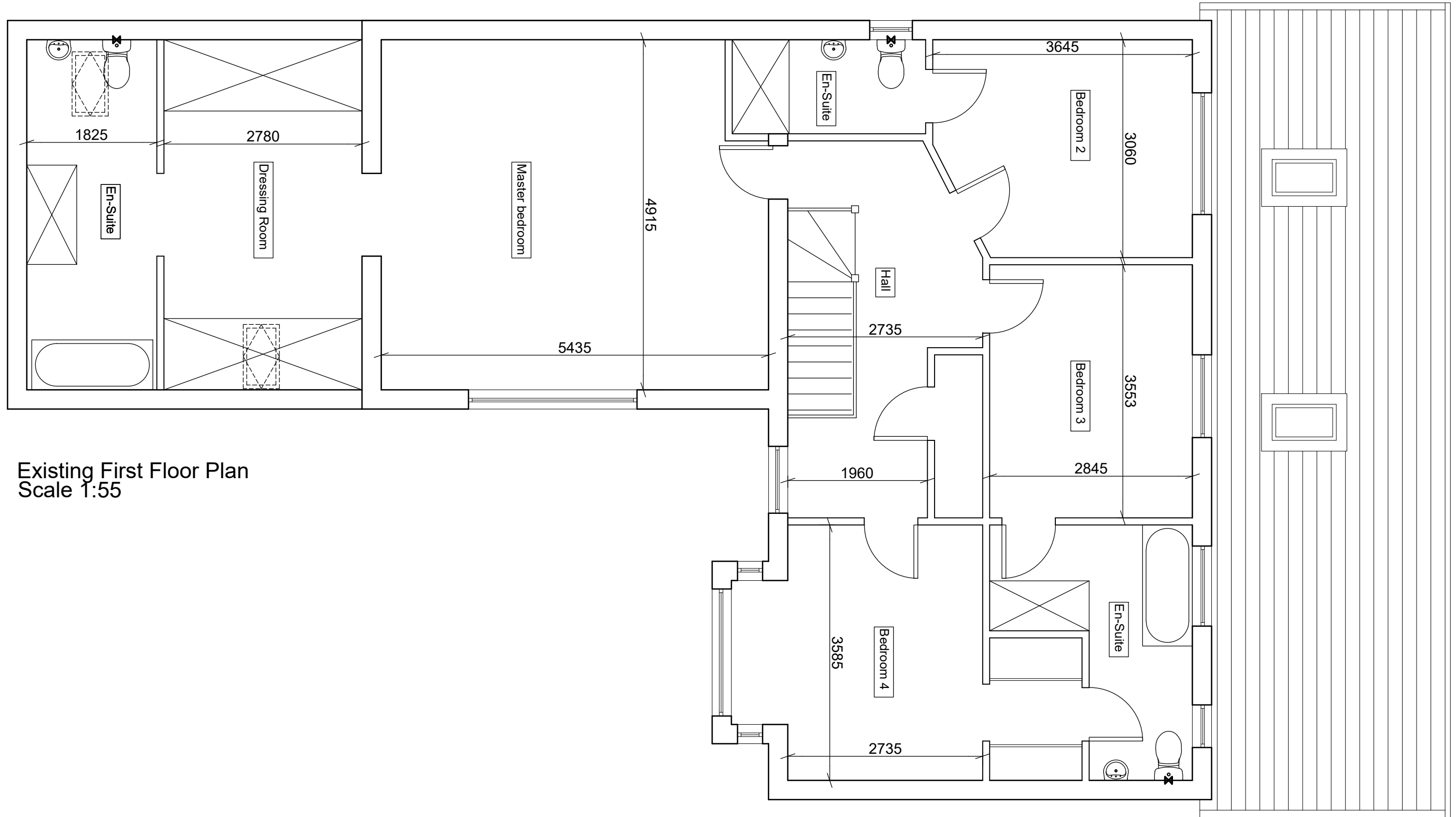
Figured dimensions only are to be taken from this drawing. All dimensions are to be checked on site before any work is put in hand. . . If in doubt, ASK.



Proposed Ground Floor Plan  
Scale 1:50

Drawing Proposed Ground Floor Plan		<b>GMDL ARCHITECTURE</b>	
Client 10 Lauriston Grove Glasgow G77 6XD		Scale As Shown @ A2	
Drawing By GM	Drawing No. L(20)001	Rev. 01	
Project Double height rear extension & Internal Alterations		Date: 27.08.2019	Status: <b>PLANNING</b>

01	Client Change Requests			
Rev.	Mark	Drawn	Check	Date



Existing First Floor Plan  
Scale 1:55

Drawing  
Existing Gnd Floor Plan

**GMDL ARCHITECTURE**

Client  
10 Lauriston Grove  
Glasgow  
G77 6XD

Scale (A3)  
As Shown @ A3

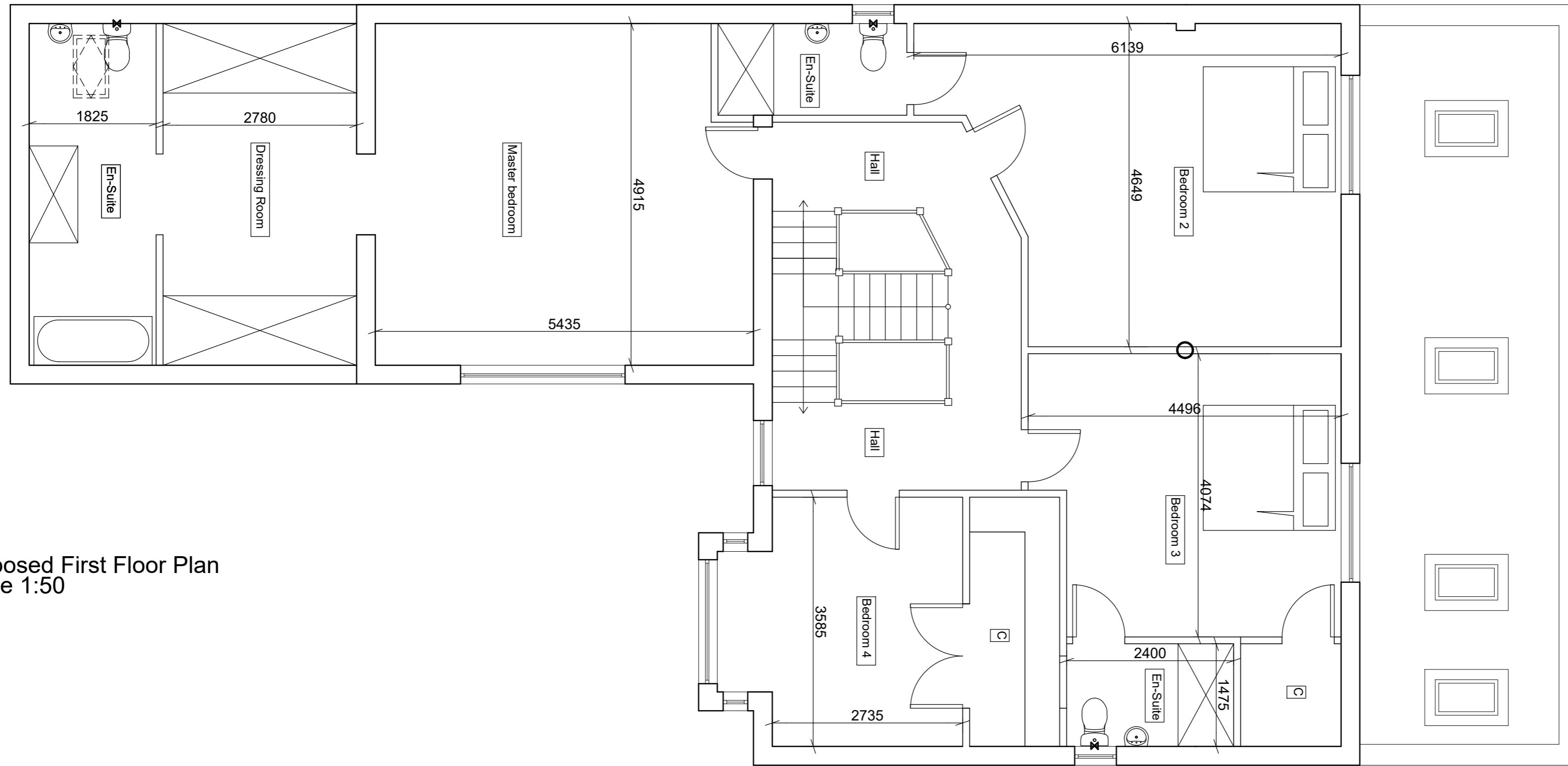
Project  
Double height rear extension  
& Internal Alterations

Drawing By: GM  
Drawing No.: L(EX)002  
Rev.: 00

Date: 27.08.2019  
Status: **PLANNING**

Rev.	Mark	Drawn	Check	Date

Figured dimensions only are to be taken from this drawing. All dimensions are to be checked on site before any work is put in hand. . . If in doubt, ASK.



Proposed First Floor Plan  
Scale 1:50

Drawing  
Proposed First Floor Plan

**GMDL ARCHITECTURE**

Client  
10 Lauriston Grove  
Glasgow  
G77 6XD

Scale  
As Shown @ A2

Drawing By  
GM

Drawing No.  
L(20)002

Rev.  
02

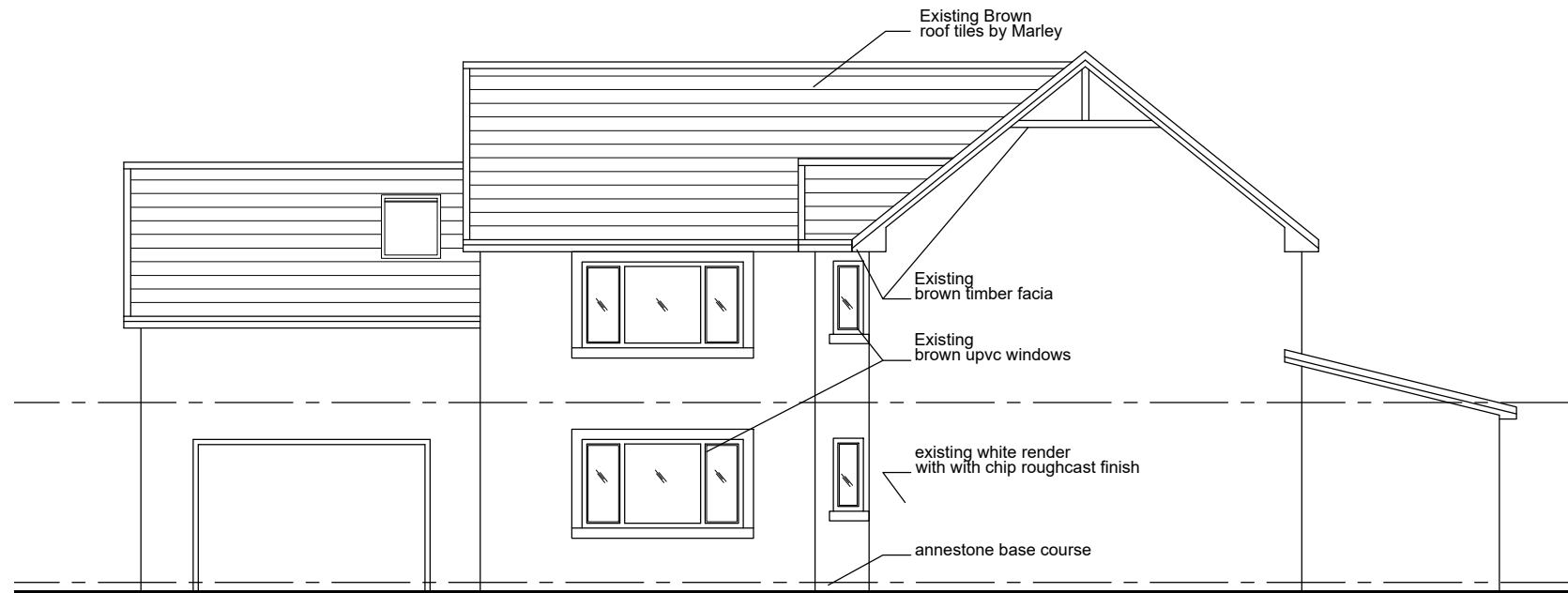
Date:  
27.08.2019

Status:  
**PLANNING**

Rev.	Mark	Drawn	Check	Date
02	Client Change Requests			
01	Existing 1st floor window added			



Existing Front Elevation  
Scale 1:100



Existing Gable 1 Elevation  
Scale 1:100

Drawing  
Existing Elevations 1

**GMDL ARCHITECTURE**

Client  
10 Lauriston Grove  
Glasgow  
G77 6XD

Scale (A3)  
As Shown @ A3

Drawing By GM	Drawing No. L(EX)003	Rev. 00
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Project  
Double height rear extension  
& Internal Alterations

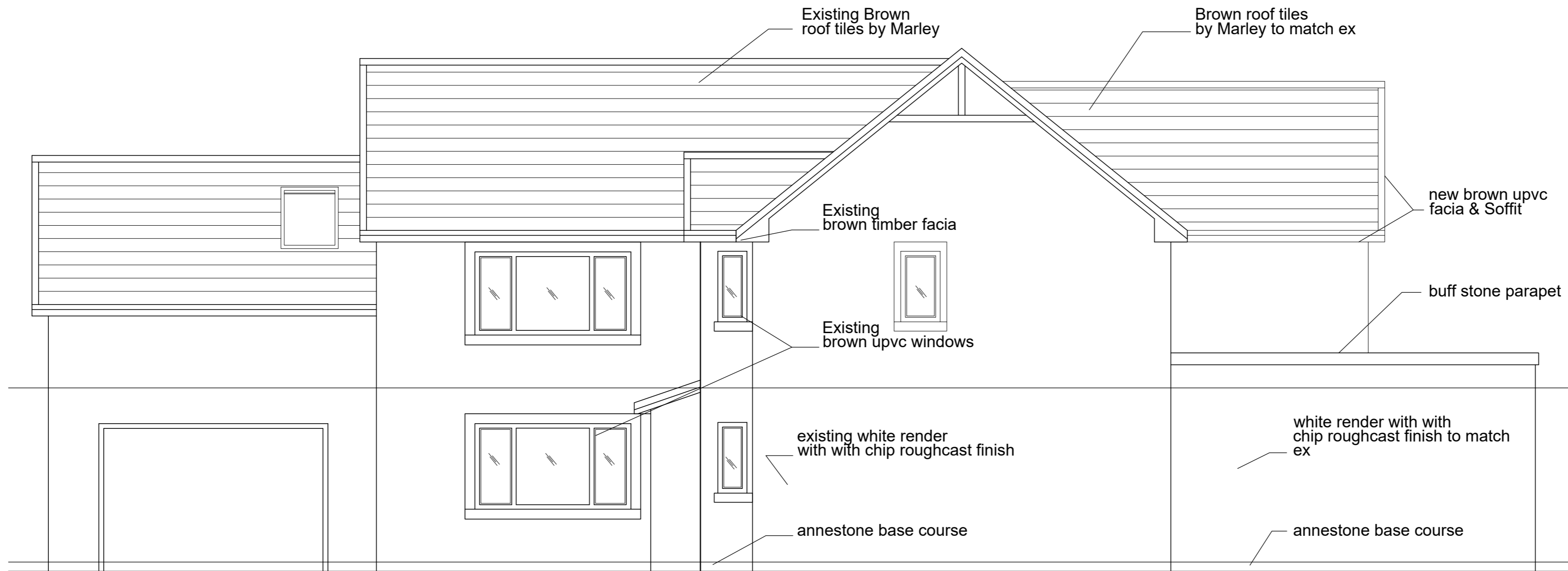
Date: 27.08.2019  
Status: **PLANNING**

Rev.	Mark.	Drawn.	Check.	Date.

Figured dimensions only are to be taken from this drawing. All dimensions are to be checked on site before any work is put in hand. . . If in doubt, ASK.



Proposed Front Elevation  
Scale 1:50



Proposed Gable 1 Elevation  
Scale 1:50

Rev.	Mark.	Client Change requests	Drawn.	Check.	Date.
01					

**GMDL ARCHITECTURE**

Drawing  
Proposed Elevations 1

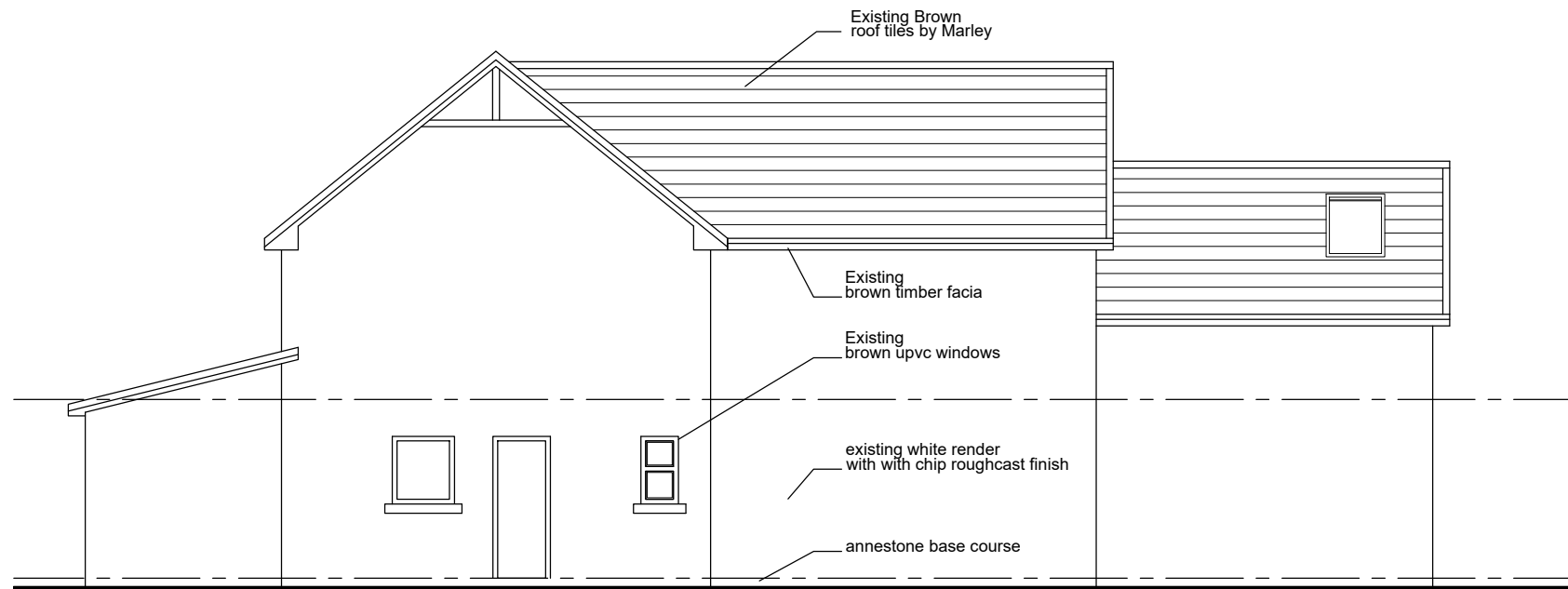
Client  
10 Lauriston Grove  
Glasgow  
G77 6XD

Project  
Double height rear extension  
& Internal Alterations

Scale: As Shown @ A2  
Drawing By: GM  
Drawing No.: L(50)001

Date: 27.08.2019  
Status: PLANNING  
Rev: 01





Existing Gable 2 Elevation  
Scale 1:100



Existing Rear Elevation  
Scale 1:100

Drawing  
Existing Elevations 2

**GMDL ARCHITECTURE**

Client  
10 Lauriston Grove  
Glasgow  
G77 6XD

Scale (A3)  
As Shown @ A3

Drawing By: GM  
Drawing No.: L(EX)004  
Rev.: 00

Project  
Double height rear extension  
& Internal Alterations

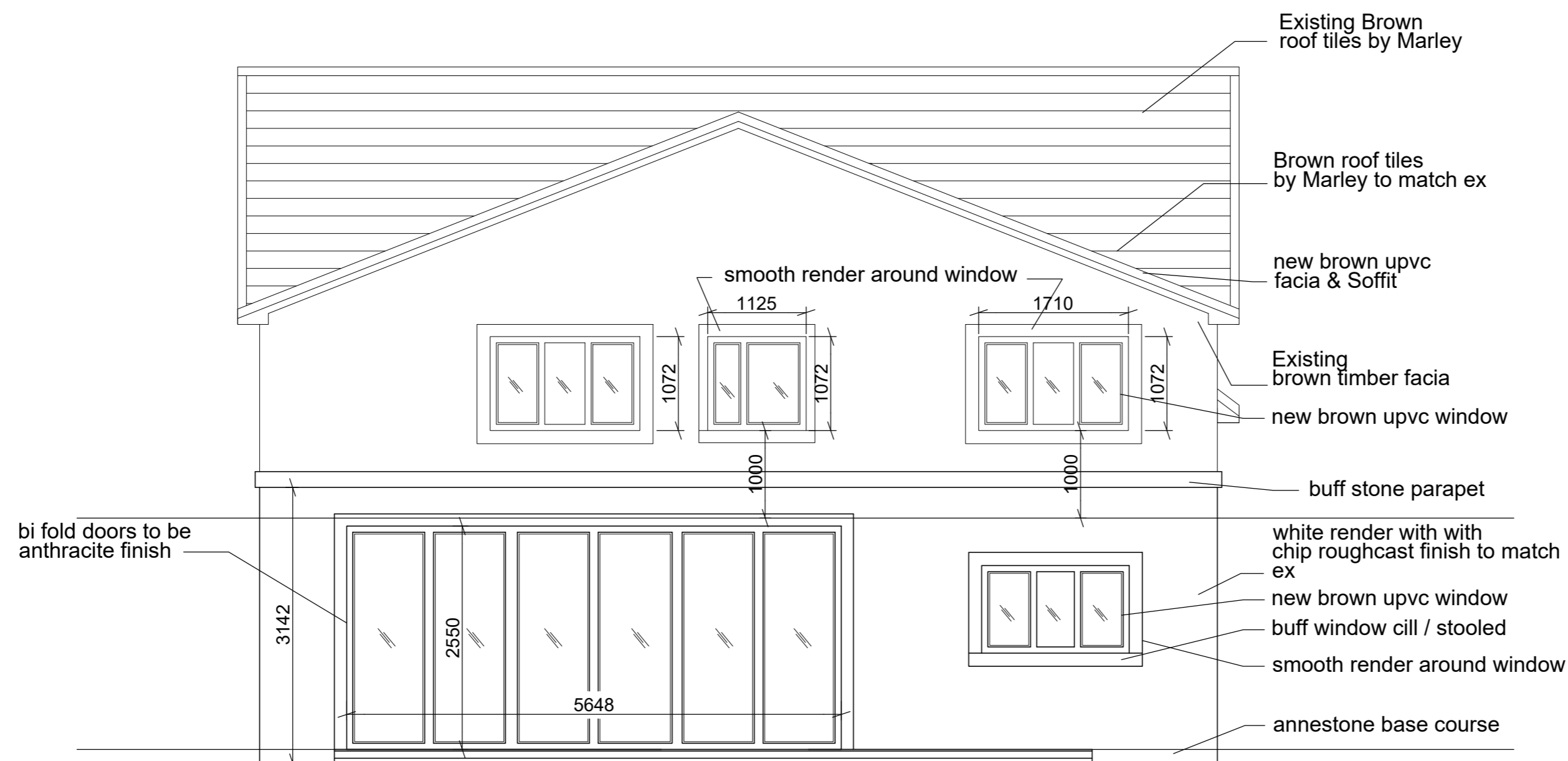
Date: 27.08.2019  
Status: **PLANNING**

Rev.	Mark	Drawn	Check	Date

Figured dimensions only are to be taken from this drawing. All dimensions are to be checked on site before any work is put in hand. . . If in doubt, ASK.



Proposed Gable 2 Elevation  
Scale 1:50



Proposed Rear Elevation  
Scale 1:50

01	Client Change requests			
Rev. Mark.		Drawn.	Check.	Date.

**GMDL ARCHITECTURE**

Drawing  
Proposed Elevations 2

Client  
10 Lauriston Grove  
Glasgow  
G77 6XD

Project  
Double height rear extension  
& Internal Alterations

Scale: As Shown @ A2  
Drawing By: GM  
Drawing No.: L(50)002

Date: 27.08.2019  
Status: PLANNING  
Rev.: 01