

MINUTE
of
LOCAL REVIEW BODY

Minute of meeting held at 2.50pm in the Council Chamber, Council Headquarters, Giffnock on 7 June 2023.

Present:

Councillor Betty Cunningham
Councillor Paul Edlin
Councillor Annette Ireland

Councillor Chris Lunday
Councillor Andrew Morrison

Councillor Cunningham in the Chair

Attending:

Mark Brand, Planning Adviser; Gerry Mahon, Chief Officer (Legal and Procurement); John Burke, Committee Services Officer; and Jennifer Graham, Committee Services Officer.

Apologies:

Councillor Jim McLean, Provost Mary Montague.

DECLARATIONS OF INTEREST

471. There were no declarations of interest intimated.

NOTICE OF REVIEW – REVIEW 2023/02 – ERECTION OF DWELLINGHOUSE AND ASSOCIATED CAR PARKING AT SITE ADJACENT EAST OF 137 MEARNS ROAD, CLARKSTON (REF NO:- 2021/0944/TP).

472. The Local Review Body considered a report by the Director of Business Operations and Partnerships relative to a 'Notice of Review' submitted by Edzell Holdings Ltd against the decision taken by officers to refuse planning permission in respect of the erection of a dwellinghouse and associated car parking at a site adjacent east of 137 Mearns Road, Clarkston.

The decision had been made in accordance with the Council's Scheme of Delegation made in terms of Section 43A of the Town and Country Planning (Scotland) Act 1997 as amended.

The Local Review Body, having considered the information previously circulated, agreed that it had sufficient information to determine the review without further procedure.

Discussion took place, particularly around the location of the site and the impact on local biodiversity.

Following the discussion, the Local Review Body agreed to uphold the Appointed Officer's decision to refuse planning permission as set out in the decision notice of 28 November 2022.

NOTICE OF REVIEW – REVIEW 2023/03 – ALTERATIONS AND INCREASE OF HEIGHT OF ROOF TO FORM GABLE END; INSTALLATION OF SIDE DORMER WINDOWS; FORMATION OF PITCHED ROOF OVER EXISTING FRONT DORMER AT 57 NETHERHILL AVENUE, NETHERLEE, G44 3XF (REF NO:- 2022/0687/TP).

473. The Local Review Body considered a report by the Director of Business Operations and Partnerships relative to a 'Notice of Review' submitted Mr David Grant against the decision taken by officers to refuse planning permission in respect of alterations and increase of height of roof to form gable end; installation of side dormer windows; formation of pitched roof over existing front dormer at 57 Netherhill Avenue, Netherlee, G44 3XF..

The decision had been made in accordance with the Council's Scheme of Delegation made in terms of Section 43A of the Town and Country Planning (Scotland) Act 1997 as amended.

The Local Review Body, having considered the information previously circulated, agreed that it had sufficient information to determine the review without further procedure.

The Planning Adviser outlined the planning application and reasons for refusal as determined by the Appointed Officer in the decision notice and the grounds for review.

Discussion took place, particularly around similar alterations to other properties in the area that had been observed during the site visit.

Following the discussion, and having heard from both the Planning Adviser and the Chief Officer (Legal and Procurement), the Local Review Body agreed that the Appointed Officer's decision, as set out in the decision notice of 26 January 2023 be overturned and planning permission approved, subject to the conditions outlined in the report.

NOTICE OF REVIEW – REVIEW 2023/04 – CHANGE OF USE FROM CLASS 3 TO CLASS 3 SUI GENERIS FOR SHOP AT 196 CROSS ARTHURLIE STREET, BARRHEAD, G71 1EY (REF NO:- 2022/0505/TP)

474. The Local Review Body considered a report by the Director of Business Operations and Partnerships relative to a 'Notice of Review' submitted by Mrs Amy Li against the decision taken by officers to refuse planning permission in respect of a change of use from class 3 to class 3 sui generis for a shop at 196 Cross Arthurlie Street, Barrhead, G71 1EY.

The decision had been made in accordance with the Council's Scheme of Delegation made in terms of Section 43A of the Town and Country Planning (Scotland) Act 1997 as amended.

The Local Review Body, having considered the information previously circulated, were advised that the applicant had requested that a hearing be held to consider the review.

Having given due consideration to the matter, the Local Review Body agreed that it had sufficient information to determine the review without further procedure or a hearing.

The Planning Adviser outlined the planning application and reasons for refusal as determined by the Appointed Officer in the decision notice and the grounds for review.

The Planning Adviser further outlined proposed additional conditions to be attached to any consent in the event the Local Review Body overturned the decision of the Appointed Officer and granted planning permission.

Discussion took place, particularly around the location of the site and the impact on local amenity.

Following the discussion, Councillor Edlin, seconded by Councillor Morrison moved that the decision of the Appointed Officer, as set out in the decision notice of 7 December 2022, be overturned and planning permission be granted subject to the conditions outlined in the report. Councillor Ireland, seconded by Councillor Lunday moved as an amendment that it be agreed to uphold the Appointed Officer's decision to refuse planning permission as set out in the decision notice of 7 December 2022.

On a vote being taken by a show of hands, 2 members voted for the motion and 3 for the amendment, which was declared carried.

Therefore, the Local Review Body agreed to uphold the Appointed Officer's decision to refuse planning permission as set out in the decision notice of 7 December 2022.

CHAIR

