

## ANGUS COUNCIL

MINUTE of SPECIAL MEETING of **ANGUS COUNCIL** held remotely on Tuesday 22 November at 10.00 am.

**Present:** Depute Provost LINDA CLARK, Councillors CHRIS BEATTIE, KENNY BRAES, DAVID CHEAPE, SERENA COWDY, HEATHER DORAN, BILL DUFF, BRENDA DURNO, DAVID FAIRWEATHER, IAIN GALL, ROSS GREIG, MARK MCDONALD, IAN MCLAREN, GEORGE MEECHAN, LLOYD MELVILLE, GAVIN NICOL, LOUISE NICOL, RONNIE PROCTOR MBE, MARTIN SHEPHERD, LOIS SPEED, TOMMY STEWART, DEREK WANN and BETH WHITESIDE.

DEPUTE PROVOST CLARK, in the Chair.

### 1. APOLOGIES

Apologies for absence were intimated on behalf of Provost Brian Boyd and Councillors Julie Bell, Lynne Devine and Jill Scott.

### 2. DECLARATIONS OF INTEREST/STATEMENTS OF TRANSPARENCY

There were no declarations of interest/statements of transparency made.

### PART 1 – PRE-DETERMINATION HEARING

### 3. PRE-DETERMINATION HEARING PROCEDURE

There was submitted and noted a procedure note in respect of the Pre-Determination Hearing being held in terms of Section 38A of the Town and Country Planning (Scotland) Act 1997 and in accordance with the Council's order of reference of committees.

### 4. PLANNING APPLICATION – LAND AT ELLIOT INDUSTRIAL ESTATE, ARBROATH

There was submitted Report No 392/22 by the Service Leader – Planning & Sustainable Growth detailing planning application No. 22/00288/FULM by TJ Morris Ltd c/o Bennett Real Estate for the creation of retail units to include outdoor garden centre, a drive-thru restaurant unit, and a drive-to restaurant unit, with ancillary development including access, drainage, landscaping and other associated works on land at Elliot Industrial Estate, Arbroath. The application was recommended for approval subject to conditions.

Mr Alan Hunter, Manager - Development Standards, gave a detailed presentation on the application, following which he answered members' questions.

*At this stage in the meeting, the Council resolved to adjourn for 5 minutes to assist the interested party who was experiencing sound issues.*

*The meeting resumed at 10.57 am at which time the Council noted that the Clerk was assisting the interested party to address the meeting.*

The Council resolved to hear from the applicant's representative at this stage and that they be afforded a 'right of reply' once the interested party had spoken.

Thereafter, Mr Ian Gallacher on behalf of the applicant, addressed the meeting and answered members' questions.

Councillor Cheape left the meeting at this stage (10.55am).

Mrs Cheryl Stewart, an objector, addressed the meeting following which Mr Gallacher replied.

## **PART 2 – DETERMINATION**

### **5. PLANNING APPLICATION – LAND AT ELLIOT INDUSTRIAL ESTATE, ARBROATH**

The Council resolved to approve application No. 22/00288/FULM for the reason and subject to the conditions as detailed in Section 10 of Report No 392/22.