

## ANGUS COUNCIL

MINUTE of HYBRID MEETING of the **DEVELOPMENT MANAGEMENT REVIEW COMMITTEE** held in the Town and County Hall, Forfar on Thursday 31 October 2024 at 2.00pm.

**Present:** Councillors BILL DUFF, GAVIN NICOL, CHRIS BEATTIE, BRENDA DURNO and IAN McLAREN.

Councillor DUFF, Convener, in the Chair.

### 1. APOLOGIES/SUBSTITUTES

An apology for absence was intimated on behalf of Councillor Heather Doran.

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

Councillor Beattie made a statement of transparency in relation to items 4 and 5 in that he had been contacted by the applicant but had made no comment.

Councillor Durno made a statement of transparency in relation to items 4 and 5 in that she had received correspondence regarding the applications but had made no comment.

### 3. MINUTE OF PREVIOUS MEETING

The minute of meeting of this Committee of 22 October 2024 was approved as a correct record and signed by the Convener.

*Prior to consideration of items 4 and 5, the Committee agreed that the officer presentations be considered together, with each application being considered individually thereafter.*

### 4. 34 ABBOT STREET, ARBROATH

There was submitted Report No 324/24 by the Director of Legal, Governance & Change detailing an application for review in relation to the refusal of planning permission for proposed conversion of part of former nursery building to form 2 flats (retrospective), application No 24/00199/FULL, at 34 Abbot Street, Arbroath.

The Planning Adviser provided a brief overview of the applications and, together with the Team Leader – Environmental Protection, responded to members' questions.

At this stage in the meeting, members noted that the Planning Appeal Statement, which had been submitted by the applicant, included matters which had not been raised in the first instance to the planning authority when the application was submitted. Having heard from the Planning Advisor, who provided clarification on the new matters, the Committee agreed that the statutory requirements had been met and accordingly the new matters raised would be considered when determining the Review.

Thereafter, the Committee confirmed that they had sufficient information to determine the Notice of Review and that no further procedure was required.

Following discussion and having heard from all members, the Committee agreed that the decision to refuse the application was in accordance with National Planning Framework 4 and the Council's Local Development Plan. The Service Leader's (Planning and Sustainable Growth) decision and reasons for refusal, as detailed in the Report of Handling, were endorsed and accordingly the review dismissed.

### 5. 38 ABBOT STREET, ARBROATH

There was submitted Report No 325/24 by the Director of Legal, Governance & Change detailing an application for review in relation to the refusal of planning permission for proposed conversion of part of former nursery building to form 2 flats (retrospective), application No 24/00179/FULL, at 38 Abbot Street, Arbroath.

The Committee confirmed that they had sufficient information to determine the Notice of Review and that no further procedure was required.

Slides having previously been shown, and having heard from all members, the Committee agreed that the decision to refuse the application was in accordance with National Planning Framework 4 and the Council's Local Development Plan. The Service Leader's (Planning and Sustainable Growth) decision and reasons for refusal, as detailed in the Report of Handling, were endorsed and accordingly the review dismissed.

**6. THE NOOK, STATION ROAD, BARRY, CARNOUSTIE**

There was submitted Report No 326/24 by the Director of Legal, Governance & Change detailing an application for review in relation to the refusal of planning permission for erection of dwellinghouse, application No 23/00534/FULL, at The Nook, Station Road, Barry, Carnoustie.

The Planning Advisor provided an overview of the application and, together with the Team Leader – Roads and Transport, responded to members' questions.

Thereafter, the Committee agreed that they had sufficient information to determine the Notice of Review and that no further procedure was required.

Following discussion and having heard from all members, the Committee agreed that the decision to refuse the application was in accordance with National Planning Framework 4 and the Council's Local Development Plan. The Service Leader's (Planning and Sustainable Growth) decision and reasons for refusal, as detailed in the Report of Handling, were endorsed and accordingly the review dismissed.

**7. BIRNS FARM COTTAGE, CARMYLLIE, ARBROATH**

There was submitted Report No 327/24 by the Director of Legal, Governance & Change detailing an application for review in relation to the refusal of planning permission in principle for erection of dwellinghouse, application No 24/00202/PPPL, at Birns Farm Cottage, Carmyllie, Arbroath.

The Planning Advisor provided an overview of the application and responded to members' questions.

Thereafter, the Committee agreed that they had sufficient information to determine the Notice of Review and that no further procedure was required.

Following discussion and having heard from all members, the Committee agreed that the decision to refuse the application was in accordance with National Planning Framework 4 and the Council's Local Development Plan. The Service Leader's (Planning and Sustainable Growth) decision and reasons for refusal, as detailed in the Report of Handling, were endorsed and accordingly the review dismissed.