

Local Review Body: Review of Planning Application Reg. No. 13/00865/DPP

Cala Homes
Cairnlee House
Callendar Boulevarde
Callendar Business Park
Falkirk
FK1 1XE

Midlothian Council, as Planning Authority, having considered the review of the application by Mr Philip McCulloch, Cairnlee House, Callendar Boulevarde, Callendar Business Park, Falkirk, FK1 1XE, which was registered on 20 February 2014 in pursuance of their powers under the above Act, hereby **grant** permission to carry out the following proposed development:

Erection of satellite dish and associated supporting column at Land At 15 Ironmills Road, Dalkeith, in accordance with the application and the following plans:

<u>Drawing Description.</u>	<u>Drawing No/Scale</u>	<u>Dated</u>
Location Plan	PC_01	19.12.2013
Illustration/Photograph		19.12.2013

Subject to the following conditions:

1. The proposed column shall be of a colour, shape and form to match the lighting columns on the boundary of the development. The column shall be positioned as close to the public footpath as possible.
2. The existing satellite dish, television aerial and support column shall be removed within one month of the proposed satellite dish and television aerial being installed.

Reason for conditions 1 and 2: In the interests of visual amenity.

The Local Review Body (LRB) considered the review of the planning application at

its meeting of 21 October 2014. The LRB carried out an unaccompanied site visit on the 20 October 2014.

In reaching its decision the LRB gave consideration to the following development plan policies and material considerations:

Development Plan Policies:

1. RP20 Midlothian Local Plan – Development within the built-up area
2. RP22 Midlothian Local Plan – Conservation Areas
3. RP5 Midlothian Local Plan – Woodland, Trees and Hedges

Material Considerations:

1. The individual circumstances of the site; and
2. Other street furniture, lighting columns and satellite dishes in the vicinity.

In determining the review the LRB concluded:

The proposed column, satellite dish and television aerial are compatible to the urban streetscape and do not detract from the Conservation Area or result in the unacceptable damage to the adjoin tree. The development therefore accords with policies RP20, RP22 and RP5 of the Midlothian Local Plan.

Dated: 21/10/2014

Councillor J Bryant
Chair of the Local Review Body
Midlothian Council

NOTICE TO ACCOMPANY REFUSAL ETC.

TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

Notification to be sent to applicant on refusal of planning permission or on the grant of permission subject to conditions, or

Notification to be sent to applicant on determination by the planning authority of an application following a review conducted under section 43A(8)

1. If the applicant is aggrieved by the decision of the planning authority to refuse permission for or approval required by a condition in respect of the proposed development, or to grant permission or approval subject to conditions, the applicant may question the validity of that decision by making an application to the Court of Session. An application to the Court of Session must be made within 6 weeks of the date of the decision.

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 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 V of the town and Country Planning (Scotland) Act 1997

Advisory note:

If you have any questions or enquiries regarding the Local Review Body procedures or this decision notice please do not hesitate to contact Peter Arnsdorf, Development Management Manager tel: 0131 2713310 or via peter.arnsdorf@midlothian.gov.uk