

# Minute of Meeting

Local Review Body  
Monday 25 September 2023  
Item No 4.1



## Local Review Body

Date	Time	Venue
Monday 19 June 2023	1.00pm	Council Chambers

### Present:

Councillor Imrie (Chair)	Councillor Alexander
Councillor Bowen	Councillor Cassidy
Councillor Drummond	Councillor McManus
Councillor Milligan	

### In Attendance:

Peter Arnsdorf	Planning, Sustainable Growth and Investment Manager
Janet Ritchie	Democratic Services Officer

## 1 Welcome, Introductions and Apologies

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Apologies for absence were received from Councillor McEwan, Councillor Smail and Councillor Virgo

## 2 Order of Business

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The order of business was as amended as detailed below.

## 3 Declarations of interest

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Councillor Milligan declared an interest in 5.3 as he knows the applicant's father and he would leave the meeting at this point.

## 4 Minute of Previous Meeting

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The Minute of the Meeting of 22 May 2023 was submitted and approved as correct record.

## 5 Reports

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### Notice of Reviews – Determination Reports by Chief Officer Place

Agenda No	Report Title	Presented by:
5.1	Land Rear 20 Eskview Road, Mayfield(22.00895.DPP)	Peter Arnsdorf
<b>Outline of report and summary of discussion</b>		
<p>The purpose of this report was to provide a framework for the Local Review Body (LRB) to consider a 'Notice of Review' for the change of use from public open space to allow siting of container for the use as hot food takeaway on land rear of 20 Eskview Road, Mayfield.</p> <p>The Planning application 22/00716/DPP for the change of use from public open space to allow siting of container for the use as hot food takeaway on land rear of 20 Eskview Road, Mayfield was refused planning permission on 18 January 2023; a copy of the decision is attached to this report.</p> <p>The Planning, Sustainable Growth and Investment Manager presented this report and advised that the review would proceed on the written submissions provided.</p> <p>The Local Review Body in discussing the proposed development gave careful consideration to the reasons for its refusal and raised concerns with regards to siting this container in the area and also taking into account the possible litter aspect.</p> <p>Councillor Milligan, seconded by Councillor Alexander moved to dismiss the review request and uphold the decision to refuse planning permission for the reasons as stated in the case officer's report.</p>		

As an amendment Councillor Cassidy, seconded by Councillor Drummond moved to uphold the review request and grant planning permission subject to the conditions as set out in the report.

On a vote being taken 4 Members voted for the Motion and 2 Members voted for the Amendment, the Motion then became the decision of the committee.

#### Decision

The Local Review Body agreed to dismiss the review request and uphold the planning decision to refuse planning permission for Change of use from public open space to allow sitting of container for use as hot food takeaway at Land to Rear of 20, Eskview Road, Mayfield, Dalkeith

#### Action

Planning, Sustainable Growth and Investment Manager

Agenda No	Report Title	Presented by:
5.2	131 Main Street, Newtongrange	Peter Arnsdorf

#### Outline of report and summary of discussion

The purpose of this report is to provide a framework for the Local Review Body (LRB) to consider a 'Notice of Review' for the erection of office building at 131 Main Street, Newtongrange.

The Planning application 22/00804/DPP for the erection of office building at 131 Main Street, Newtongrange was refused planning permission on 30 January 2023; a copy of the decision is attached to this report.

The Planning, Sustainable Growth and Investment Manager presented this report and advised that the review would proceed on the written submissions provided.

The Local Review Body in discussing the proposed development and the reasons for its refusal, gave careful consideration to the character and appearance to the surrounding area and the detrimental impact this would have on the appearance of the area.

Councillor Drummond, seconded by Councillor Alexander moved to dismiss the review request and uphold the decision to refuse planning permission for the reasons as stated in the case officer's report. This was unanimously agreed by the committee.

#### Decision

The Local Review Body agreed to dismiss the review request and uphold the planning decision to refuse planning permission for the erection of office building at 131 Main Street, Newtongrange, EH22 4 PF.

#### Action

Planning, Sustainable Growth and Investment Manager

Agenda No	Report Title	Presented by:
5.4	5 Braeside Road South, Gorebridge	Peter Arnsdorf
<b>Outline of report and summary of discussion</b>		
<p>The purpose of this report was to provide a framework for the Local Review Body (LRB) to consider a 'Notice of Review' for alterations to garden levels, erection of retaining wall and formation of driveway (retrospective) at 5 Braeside Road South, Gorebridge.</p> <p>The Planning application 23/00033/DPP for alterations to garden levels, erection of retaining wall and formation of driveway (retrospective) at 5 Braeside Road South, Gorebridge was granted planning permission subject to conditions on 17 March 2023; a copy of the decision is attached to this report.</p> <p>The Planning, Sustainable Growth and Investment Manager presented this report and advised that the review would proceed on the written submissions provided.</p> <p>The Local Review Body in discussing the proposed development and the reasons for its refusal, gave careful consideration to the depth of the driveway.</p> <p>Councillor Drummond, seconded by Councillor Alexander moved to dismiss the review request and uphold the decision to refuse planning permission for the reasons as stated in the case officer's report. This was unanimously agreed by the committee</p>		
<b>Decision</b>		
<p>The Local Review Body agreed to dismiss the review request and uphold the planning decision to refuse planning permission for alterations to garden levels, erection of retaining wall and formation of driveway (retrospective) at 5 Braeside Road South, Gorebridge, EH23 4DN.</p>		
<b>Action</b>		
<p>Planning, Sustainable Growth and Investment Manager</p>		

Councillor Milligan left the meeting at 1.13 pm prior to the discussion of the next item.

Agenda No	Report Title	Presented by:
5.3	13 Glenview Road, Gorebridge	Peter Arnsdorf
<b>Outline of report and summary of discussion</b>		
<p>The purpose of this report is to provide a framework for the Local Review Body (LRB) to consider a 'Notice of Review' for the subdivision of existing dwellinghouse to form two flatted dwellings and associated external alterations at 13 Glenview Road, Gorebridge.</p> <p>The Planning application 22/00870/DPP for the subdivision of existing dwellinghouse to form two flatted dwellings and associated external alterations at 13 Glenview</p>		

Road, Gorebridge was refused planning permission on 16 February 2023; a copy of the decision is attached to this report.

The Planning, Sustainable Growth and Investment Manager presented this report and advised that the review would proceed on the written submissions provided.

The Local Review Body in discussing the proposed development and the reasons for its refusal, gave careful consideration to converting this house into two dwellings and did not agree that this would have a detrimental effect on the amenity and privacy of the existing properties.

Councillor Cassidy, seconded by Councillor Imrie moved to grant the review request and uphold the Appeal. This was unanimously agreed by the committee.

#### Decision

The Local Review Body agreed to uphold the review request and to grant planning permission for the subdivision of existing dwellinghouse to form two flatted dwellings and associated external alterations at 13 Glenview Road, Gorebridge subject to the conditions as stated in the report.

#### Action

Planning, Sustainable Growth and Investment Manager

## 6. Private Reports

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No private business was discussed.

## 7. Date of Next Meeting

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The next meeting is scheduled for Monday 25 September 2023 at 1 pm

The meeting terminated at 1.19 pm.