

Minute of Meeting

Local Review Body
Monday, 23 September 2024
Item No 4.1



Local Review Body

Date	Time	Venue
Monday 17 June 2024	1.00pm	Council Chambers/Hybrid

Present:

Councillor Imrie (Chair)	Councillor Alexander
Councillor Bowen	Councillor Cassidy
Councillor McEwan	

In Attendance:

Peter Arnsdorf	Planning, Sustainable Growth and Investment Manager
Derek Oliver	Chief Officer Place
Hannah Forbes	Assistant Democratic Services Officer

1 Welcome, Introductions and Apologies

The Chair advised that due to an issue with the publication of the documents on the website the following business would be taken as urgent business.

Apologies had been received from Councillor Drummond, Councillor Smail, Councillor McManus and Councillor Milligan.

2 Order of Business

The order of business was as outlined in the agenda.

3 Declarations of interest

No declarations of interest were intimated at this stage of the proceedings.

4 Minute of Previous Meeting

The Minute of the Meeting of 25 March 2024 was submitted and approved as a correct record.

The Minute was approved as a correct record.

5 Reports

Notice of Reviews – Determination Reports by Chief Officer Place

Agenda No	Report Title	Presented by:
5.1	23.00808.DPP - Land adjacent to Springfield Moss, Penicuik	Planning, Sustainable Growth and Investment Manager
Outline of report and summary of discussion		
<p>The Planning, Sustainable Growth and Investment Manager presented the report.</p> <p>The purpose of this report is to provide a framework for the Local Review Body (LRB) to consider a 'Notice of Review' regarding the non-determination of planning application 23/00808/DPP for the erection of two dwellinghouses and garage, formation of access and associated works on land adjacent to Springfield Moss, Penicuik. The Planning, Sustainable Growth and Investment Manager reported that planning application 23/00751/DPP was refused planning permission on 19 January 2024.</p> <p>It was noted that Elected members had attended a site visit on the morning of 17 June 2024.</p> <p>The Chair thanked the Planning, Sustainable Growth and Investment Manager for the report and advised the applicant of the process that will follow.</p>		

It was noted that Mr Andrew McCafferty, Planning Consultant was in attendance representing the Applicants, accompanied by the Landscape Architect and the Properties Designer.

The Applicants' representative and the Planning Officer in turn made an oral representation setting out their positions as set out in their review statements (the applicant's submission and the planning officers report of handling).

The Applicant's representative then responded to questions and comments relating to water supply and biodiversity.

The Planning Officer and the Appellant's representative summed up their positions.

Members of the committee supported the application with the conditions relating to biodiversity stated in the report and the comments made by Members today.

The Chair advised the Applicant's representative that a report was to be brought back to members addressing the questions raised at the meeting with regards to water and biodiversity.

Decision

The Local Review Body agreed to uphold the appeal against the non-determination of application 23/00808/DPP subject to a report being presented to Elected Members addressing the issues raised with regards to water and biodiversity and the conditions stated in the report.

Action

The Planning, Sustainable Growth and Investment Manager.

6. Private Reports

No private business was discussed.

7. Date of Next Meeting

The next meeting is scheduled for Monday 23 September 2024 at 13:00pm.

The meeting terminated at 13.41pm.