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### PLANNING BOARD – 6 NOVEMBER 2019

## Planning Board

## Wednesday 6 November 2019 at 3pm

**Present:** Councillors Clocherty, Crowther, Dorrian, J McEleny, McKenzie, Ahlfeld (for McVey), Moran, Nelson, Rebecchi and Wilson.

Chair: Councillor Wilson presided.

**In attendance:** Head of Regeneration & Planning, Development & Building Standards Manager, Mr G Leitch (Roads & Transportation), Mr J Kerr (for Head of Legal & Property Services) and Ms R McGhee (Legal & Property Services).

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Board.

#### 679 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST

Apologies for absence were intimated on behalf of Councillor McVey, with Councillor Ahlfeld substituting, and Councillor Murphy.

No declarations of interest were intimated.

# 680 PLANNING APPLICATION

There was submitted a report by the Head of Regeneration & Planning on an application for planning permission by Mr C Canata for the erection of a dwellinghouse and garage (amendment to planning permission 16/0319/IC) at vacant site, 13 Dunvegan Avenue, Gourock (19/0158/IC).

The report recommended that planning permission be granted subject to a number of conditions.

Following discussion, it was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting to allow the Board to receive legal advice from Mr Kerr on the grounds that this involved the likely disclosure of exempt information as defined in paragraph 12 of Part I of Schedule 7(A) of the Act.

# Following consideration of and discussion on the legal advice provided to the Board, the public and press were re-admitted to the meeting.

After further discussion, Councillor Clocherty moved that planning permission be granted subject to the conditions detailed in the report. As an amendment, Councillor Rebecchi moved that consideration of the matter be continued for a site visit to be arranged by the Head of Legal & Property Services in consultation with the Chair. As a further amendment, Councillor Crowther moved that planning permission be refused as the materials used in the construction of the dwellinghouse do not comply with planning permission 16/0319/IC and, as such, the design of the dwellinghouse is not acceptable.

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On a vote between the two amendments, 2 Members, Councillors J McEleny and Rebecchi, voted for the amendment by Councillor Rebecchi and 4 Members, Councillors Ahlfeld, Crowther, McKenzie and Wilson, voted for the amendment by Councillor Crowther. 4 Members, Councillors Clocherty, Dorrian, Moran and Nelson abstained from voting. Councillor Rebecchi's amendment, having received fewer votes, then fell.

On a vote between the motion and the amendment by Councillor Crowther, 4 Members, Councillors Clocherty, Dorrian, Moran and Nelson, voted for the motion and 5 Members, Councillors Ahlfeld, Crowther, J McEleny, McKenzie and Wilson, voted for the amendment which was declared carried. 1 Member, Councillor Rebecchi, abstained from voting.

**Decided:** that planning permission be refused as the materials used in the construction of the dwellinghouse do not comply with planning permission 16/0319/IC and, as such, the design of the dwellinghouse is not acceptable.