



**MINUTES OF MEETING of the LOCAL REVIEW BODY (LRB) held via VIDEO CONFERENCE (MS Teams) on TUESDAY 13 DECEMBER 2022 at 9:00 AM.**

**PRESENT**

Councillor Denis Coyne (Convener) (Chair)  
Councillor Kenneth Earle  
Councillor Jane McTaggart

**IN ATTENDANCE**

Lee Robertson, Clerk to the LRB  
David Paterson, Planning Adviser to the LRB  
Melanie Moore, Committee Services

**LRB(22)04 APOLOGIES**

None.

**LRB(22)05 DECLARATIONS OF INTERESTS**

None.

**LRB(19)06 NOTICE OF REVIEW – 49 OCHIL ROAD, MENSTRIE, FK11 7BP**

Name of Applicant:	Mr Paul Aldred and Mrs Helen Aldred
Site Address:	49 Ochil Road, Menstrie, FK11 7BP
Description of the Application:	Change of Use Agricultural Land to Garden Ground.
Planning Application Ref No:	22/00155/FULL

The Clerk advised the Local Review Body (LRB) that they should consider whether they had sufficient information before them to decide the application or if they required further information by way of further written representations from the applicant or any objectors; or by way of a hearing, where both the applicant and the objectors would be able to make oral representation. If the LRB decided that they had enough information, the Clerk advised that the LRB could proceed to make a decision.

At the request of the Convener, the Planning Adviser set out the information contained in the application for review, along with correspondence from the applicant and the objectors along with the original decision taken by the Planning Authority. The Local Review Body then had the opportunity to ask questions of the Planning Adviser.

The Local Review Body unanimously decided that they had sufficient information before them to proceed to decide the matter.

**Motion**

Having considered the Review Application and all other documents contained within the Agenda, and having had the opportunity to ask questions of the Planning Adviser, that the Local Review Body agree to uphold the decision of the appointed officer and to refuse planning permission for the Change of Use of Agricultural Land to Garden Ground at 49 Ochil Road, Menstrie, FK11 7BP for the following reasons:

1. The proposal does not meet the criteria of Policy SC 23 & EA 4 of the Clackmannanshire Local Development Plan.
2. There are no other material considerations that outweigh the Development plan position.

Moved by Councillor Denis Coyne. Seconded by Councillor Jane McTaggart.

### **Voting**

<b>To uphold the decision of the appointed officer</b>	<b>2 votes</b>
<b>To overturn the decision of the appointed officer</b>	<b>1 vote</b>

### **Decision**

Having considered the Review Application and all other documents contained within the Agenda, and having had the opportunity to ask questions of the Planning Adviser, on a division of two votes to one, the Local Review Body agreed to uphold the decision of the appointed officer and refused planning permission for the Change of use of agricultural land to garden ground at 49 Ochil Road, Menstrie, FK11 7BP for the following reasons:

1. The proposal does not meet the criteria of Policy SC 23 & EA 4 of the Clackmannanshire Local Development Plan.
2. There are no other material considerations that outweigh the Development plan position.

A decision notice will be issued to confirm the outcome of the Local Review Body meeting.

### **Action**

Clerk to the Local Review Body

Ends 0948 hours