

**APPENDIX**  
**APPLICATION FOR PLANNING PERMISSION**

<u>Reference</u>	<u>Nature of Development</u>	<u>Location</u>
23/00479/FUL	Change of use of garage blocks and alterations to form three dwellinghouses	Garage Blocks, Bothwell Court, Hawick

Decision: Refused for the following reasons:

1. The development is contrary to Policy PMD2 (i) of the Scottish Borders Local Development Plan 2016 in that it is inappropriate for the surrounding area due to its scale, mass and density
2. The development is contrary to Policy PMD5 of the Scottish Borders Local Development Plan 2016 in that it will result in the loss of privacy to adjoining properties, detract from the character and amenity of the surrounding area and lead to overdevelopment
3. The development is contrary to Policy HD3 b.ii of the Scottish Borders Local Development Plan 2016 in that it will result in overlooking, a loss of privacy and sunlight provisions to existing and surrounding properties.

**VOTE**

*Councillor Mountford, seconded by Councillor Scott moved approval of the application.*

*Councillor Richards, seconded by Councillor Thomson, moved as an amendment that the application be refused for the reasons detailed above.*

*On a show of hands Members voted as follows:-*

*Motion - 4 votes*  
*Amendment - 5 votes*

*The amendment was accordingly carried.*

<u>Reference</u>	<u>Nature of Development</u>	<u>Location</u>
22/01588/FUL & 22/01587/LBC	Reinstatement, alterations and alterations to dwellinghouse	Cavers House

Decision: Continued to a future meeting of the Planning and Building Standards Committee to enable the submission and consideration of further ecological surveys.

**Note**

Declaration of Interest - Councillor Cox declared an interest in the application detailed above in terms of Section 5 of the Councillors Code of Conduct and left the Meeting during the discussion.

Councillor Richards stated that he did not consider he had an interest to declare and remained in the Chamber.

Councillor Cox re-joined the meeting for consideration of the following application.

<u>Reference</u>	<u>Nature of Development</u>	<u>Location</u>
22/01887/FUL	Variation of Condition 1 to extend operational life of wind farm by	Land East of Kingledores Farm (Glenkerie), Broughton

additional 10 years

Decision: Approved subject to the following conditions and a S75 legal agreement:

1. This permission shall be for a period of 35 years from the date of final commissioning. Within twelve months of the end of the period, unless a further planning application is submitted and approved, all wind turbines, ancillary equipment and buildings shall be dismantled and removed from the site and the land restored to its former condition, or other such condition as may agree, to the satisfaction of the Planning Authority.

Reason: The anticipated design life of the wind farm is 35 years.

2. With the exception of the Condition hereby amended as above, the development shall be implemented in accordance with the plans, drawings, supporting information and schedule of conditions approved under application 07/02478/FUL and in accordance with all agreements/approvals under the terms of those conditions.

Reason: To ensure the development is implemented and operated in accordance with all measures within the approved schedule of conditions under the original wind farm planning consent, to ultimately ensure compliance the Development Plan and relevant planning policy guidance.

#### Informative

1. The Community Fund contribution per MW should match current Government guidance at the time when the ten year operating life extension commences.

#### NOTE

The Committee also asked for it to be noted in general that any agreed monitoring of Habitat and Woodland Management Plans should be carried out fully in accordance with the agreed schedules and timescales. The Planning Officer undertook to raise the matter with the Enforcement and Ecology Officers in this regard.