

Motherwell, 2 December 2009 at 11.10 am.

A Special Meeting of the NORTH LANARKSHIRE COUNCIL

PRESENT

Councillor Curley, Provost; Councillor Robertson, Depute Provost; Councillors Burrows, Carrigan, Chadha, Clarke, J. Coyle, Curran, Fagan, Goldie, Grant, Griffin, Higgins, Hogg, Lunny, Lyle, McAuley, McCulloch, F. McKay, L. McKay, McKenna, Maginnis, Martin, Murray, Nolan, Ross, Shevlin, Stewart, Sullivan, Taggart, Alan Valentine, Annette Valentine and Welsh.

CHAIR

Councillor Curley (Provost) presided.

IN ATTENDANCE

The Head of Central Services, Chief Committee Services Manager, Head of Planning and Development, Business Manager (Planning and Development Management) and Assistant Business Manager (Roads Operations).

APOLOGIES

Councillors Ferrie, Homer, Jones, Kelly, Key, J. Love, J. McGuigan, Pentland, Shaw and Wallace.

DECLARATIONS OF INTEREST IN TERMS OF THE ETHICAL STANDARDS IN PUBLIC LIFE ETC. (SCOTLAND) ACT 2000

1. The meeting noted that there were no declarations of interest.

PLANNING APPLICATION N/08/01036/PPP – RAIL FREIGHT FACILITY PROVIDING LOGISTICS/DISTRIBUTION WAREHOUSE WITH ASSOCIATED ACCOMMODATION AND ROAD ACCESS FROM M73 – LAND TO THE NORTH OF FORMER KILGARTH LANDFILL SITE, GARTGILL ROAD, GARTSHERRIE, COATBRIDGE

2. Following attendance by, and participation of, all Members present at a meeting of the Planning Hearings Committee held on 2 December 2009, the Council gave consideration to planning application N/08/01036/PPP for the provision of a rail freight facility providing logistics/distribution warehouse with associated accommodation and road access from M73, on land to the north of the former Kilgarth Landfill Site, Gartgill Road, Gartsherrie, Coatbridge having regard to all information, including oral submissions, provided at that meeting of the Planning Hearings Committee.

Thereon Councillor J. Coyle, seconded by Councillor Griffin, moved that the application be approved in accordance with the recommendations contained within the report (docketed in relation to the Minute of that meeting) dated 13 November 2009 by the Executive Director of Environmental Services and subject to the amendment of Condition Nos. 4 and 5 as orally indicated at the meeting by the Business Manager (Planning and Development Management).

Councillor Welsh, seconded by Councillor Stewart, moved, as an amendment, that the application be refused by reason of significant loss of local amenity, detrimental impact on the area and the questionable viability of the development.

On a vote being taken, 5 Members voted for the amendment and 26 Members voted for the motion, which was accordingly carried.

Decided: that planning application N/08/01036/PPP for the provision of a rail freight facility providing logistics/distribution warehouse with associated accommodation and road access from the M73 on land to the north of the former Kilgarth Landfill Site, Gartgill Road, Gartsherrie, Coatbridge be granted in accordance with the recommendation contained in the report of 13 November 2009 by the Executive Director of Environmental Services, but subject:-

- (1) to the amendment of Condition No. (4) to read "that before any development starts a phasing scheme that specifies the order that all elements of the site (including rail infrastructures and road access) will be implemented, shall be submitted to and approved in writing by the Planning Authority. This shall have regard to the Environmental Statement and subsequent reports submitted to the Planning Authority and shall demonstrate that a minimum of 60% of the total floor area of buildings within the site shall be directly rail served and that no more than half of the non rail served floor area of buildings within the site shall be developed until all directly rail served floor space is constructed. Development shall thereafter take place only in accordance with the approved phasing scheme unless otherwise agreed in writing with the Planning Authority.

An application for matters specified in Condition (3) may be made in relation to any individual building or phase of development at the site subject to the limitations of the agreed phasing scheme and other conditions of the consent.

Reason: to ensure a minimum possible impact on the environment at any given time and to ensure development of the site for rail freight purposes.

- (2) to the amendment of Condition No. (5) to read "that before any development starts, details for carrying out a Planning Monitoring Scheme shall be submitted to and approved in writing by the Planning Authority. The remit for the Planning Monitoring Scheme shall be agreed in writing with the Planning Authority before any development starts but shall include overseeing compliance with all conditions and timely submission of appropriate information. The agreed scheme shall thereafter remain in place until satisfactory completion of development unless a change is first agreed in writing with the Planning Authority.

Reason: to ensure that the local Planning Authority has the opportunity to monitor the development and ensure compliance with planning conditions.

- (3) to conditions contained within the report by the Executive Director of Environmental Services.