

Minute

Planning Committee

Wednesday, 20 January 2021, 10:30.

Microsoft Teams.



Present

Councillors Robin W Crichton, John A R Scott, Alexander G Cowie, Norman R Craigie, David Dawson, Barbara Foulkes, Stephen Sankey, Magnus O Thomson, Owen Tierney, Duncan A Tullock and Heather N Woodbridge.

Clerk

- Angela Kingston, Committees Officer.

In Attendance

- Roddy Mackay, Head of Planning, Development and Regulatory Services.
- Jamie Macvie, Planning Manager (Development Management).
- Georgette Herd, Solicitor.

Observing

- Susan Shearer, Planning Manager (Development and Marine Planning).
- David Hartley, Communications Team Leader.
- David Barclay, Senior Planner (Development Management).
- Donald Wilson, Roads Authority Officer.

Declarations of Interest

- No declarations of interest were intimated.

Chair

- Councillor Robin W Crichton.

1. Suspension of Standing Orders

The Committee **suspended Standing Order 8.11** to enable members to participate in the meeting from a remote location, as a party had the right to be heard in person or through a representative and the decision to be made was as a result of a quasi-judicial or regulatory hearings process, such as a planning application or an appeal.

2. Form of Voting

The Committee resolved that, should a vote be required in respect of the planning applications to be considered at this meeting, notwithstanding Standing Order 21.4, the form of voting should be by calling the roll (recorded vote).

3. Planning Application 20/112/TPP

Proposed Erection of Two Wind Turbines, Substation, Hydrogen Production Facility and Associated Infrastructure at Hammars Hill, Evie

Alistair Gray and Rob Collin, representing the applicants, Hammars Hill Energy Limited and Eneus Energy Limited respectively, were present during consideration of this item.

After consideration of a report by the Executive Director of Development and Infrastructure, copies of which had been circulated, and after hearing a report from the Planning Manager (Development Management), the Committee:

Noted:

3.1. That letters of objection relating to the application for planning permission in respect of the proposal for the erection of two wind turbines, a substation, a hydrogen production facility and associated infrastructure at Hammars Hill, Evie, had been received from the following:

- Jim and Maureen Leitch, Feolquoy, Evie.
- RSPB Scotland, Orkney Office, 12-14 North End Road, Stromness.

After hearing a statement from Jim and Maureen Leitch, objectors, which was read out by the Clerk, and after hearing representations from Alistair Gray and Rob Collin, representing the applicants, Hammars Hill Energy Limited and Eneus Energy Limited respectively, Councillor Robin W Crichton, seconded by Councillor David Dawson, moved that the application for planning permission in respect of the proposal for the erection of two wind turbines, a substation, a hydrogen production facility and associated infrastructure at Hammars Hill, Evie, be deferred to enable members of the Committee to undertake an unaccompanied site visit.

Councillor John A R Scott, seconded by Councillor Stephen Sankey, moved an amendment that planning permission be granted in respect of the proposal for the erection of two wind turbines, a substation, a hydrogen production facility and associated infrastructure at Hammars Hill, Evie, subject to conditions as proposed by officers.

The result of a recorded vote was as follows:

For the Amendment:

Councillors Alexander G Cowie, Norman R Craigie, Barbara Foulkes, Stephen Sankey, John A R Scott, Magnus O Thomson, Duncan A Tullock and Heather N Woodbridge (8).

For the Motion:

Councillors Robin W Crichton, David Dawson and Owen Tierney (3).

The amendment was therefore carried.

The Committee thereafter resolved, in terms of delegated powers:

3.2. That planning permission be granted in respect of the proposal for the erection of two wind turbines, a substation, a hydrogen production facility and associated infrastructure at Hammars Hill, Evie, subject to:

- The conditions attached as Appendix 1 to this Minute.
- A planning obligation, financial bond and/or other financial provision, to ensure that decommissioning and reinstatement would be completed, at the cost of the developer.

3.3. That powers be delegated to the Executive Director of Development and Infrastructure, in consultation with the Head of Finance and the Head of Legal Services:

- To determine the appropriate planning obligation, financial bond and/or other financial provision, to ensure completion of decommissioning and reinstatement at the cost of the developer.
- To thereafter negotiate and conclude, prior to commencement of development, the necessary planning obligation, financial bond and/or other financial provision.

4. Planning Application 20/301/PIP

Proposed Siting of Four Houses on Land near Burnbank, Burray

Leo Kerr, applicant, and John Orr, objector, were present during consideration of this item.

After consideration of a report by the Executive Director of Development and Infrastructure, copies of which had been circulated, and after hearing a report from the Planning Manager (Development Management), the Committee:

Noted:

4.1. That letters of objection relating to the application for planning permission in principle in respect of the proposal for the siting of four houses on land near Burnbank, Burray, had been received from the following:

- A Holmes, Lynburn, Burray.
- John Orr, Skalivoe, Burray.
- Linda Greig, Skeldro, Burray.

After hearing representations from John Orr, objector, and from Leo Kerr, applicant, Councillor Stephen Sankey, seconded by Councillor Barbara Foulkes, moved that planning permission in principle be granted in respect of the proposal for the siting of four houses on land near Burnbank, Burray, subject to conditions as proposed by officers.

Councillor David Dawson, seconded by Councillor Heather N Woodbridge, moved an amendment that the application for planning permission in principle in respect of the proposal for the siting of four houses on land near Burnbank, Burray, be deferred to enable members of the Committee to undertake an unaccompanied site visit.

The result of a recorded vote was as follows:

For the Amendment:

Councillors Alexander G Cowie, David Dawson, Owen Tierney and Heather N Woodbridge (4).

For the Motion:

Councillors Norman R Craigie, Robin W Crichton, Barbara Foulkes, Stephen Sankey, John A R Scott and Duncan A Tullock (6).

As Councillor Magnus O Thomson was not present throughout consideration of the whole item of business, due to internet connectivity issues, in terms of Standing Order 8.6 he could not, and did not, participate in the vote.

The motion was therefore carried.

The Committee thereafter resolved, in terms of delegated powers:

4.2. That planning permission in principle be granted in respect of the proposal for the siting of four houses on land near Burnbank, Burray, subject to the conditions attached as Appendix 2 to this Minute.

5. Conclusion of Meeting

At 13:02 the Chair declared the meeting concluded.

Signed: Rob W Crichton.