

ENVIRONMENT COMMITTEE

Minute of Meeting of the Environment Committee held in the Council Chambers, Fourth Floor, Council Building, 2 High Street, Perth on Wednesday 28 January 2009 at 10.00am.

Present: Councillors A Grant, L Caddell, I Campbell, A Cowan, R Band (substituting for Councillor R Ellis), C Gillies, J Law, I Miller (substituting for Councillor K Lyall), M Lyle, H McDonald, L Simpson and A Younger.

In Attendance: Councillor A Wylie; F Clark, A Clegg, B Clough, J McCrone, J Irons, M Messenger, A Olejnik, B Reekie, J Valentine, J Walker and D Williamson (all The Environment Service) T Cornet (Financial Services) and P Frazer and A Wilson (Chief Executive's Service).

Apologies for Absence: Councillors R Ellis, K Lyall and D Scott.

Councillor A Grant, Convener, Presiding.

Prior to the commencement of business, the Convener welcomed to the meeting members of the Waste Services Team, attending the meeting in connection with Articles 32 and 34.

26. DECLARATIONS OF INTEREST

There were no Declarations of Interest made in terms of the Councillors' Code of Conduct.

27. MINUTE OF PREVIOUS MEETING

The Minute of Meeting of the Environment Committee of 12 November 2008 (Arts. 613-616) was submitted, approved as a correct record and authorised for signature.

28. LARGHAN VICTORY PARK MANAGEMENT PLAN 2008 – 2013

There was submitted a report by the Depute Director (Environment) (09/51) outlining the background to the Larghan Victory Park, Coupar Angus Regeneration Project and seeking approval for the future management of the park as set out in the draft management plan.

Resolved:

The Management Plan for Larghan Victory Park as detailed in Report 09/51 be approved.

29. BIODIVERSITY IMPROVEMENTS TO GRASSLANDS – PILOT SCHEMES

There was submitted a report by the Depute Director (Environment) (09/52) outlining proposals to change the management of some of the Council's parks and

PERTH AND KINROSS COUNCIL
ENVIRONMENT COMMITTEE
28 January 2009

open spaces in a way which would improve, conserve and enhance biodiversity in accordance with the Nature Conservation (Scotland) Act 2004.

Resolved:

The proposed trials of changes to the management of a number of parks and open spaces and burial grounds to enhance biodiversity, be approved.

30. TENDERS ACCEPTED AND WORKS AWARDED UNDER DELEGATED POWERS

There was submitted a report by the Depute Director (Environment) (09/53) detailing the tenders accepted and works awarded by the Executive Director (Environment) under delegated powers during the period 1 April to 30 November 2008.

Resolved:

The contents of Report 09/53 and the contract awards as detailed in the Appendices 1 to 3 of that report, be noted.

31. PROPOSED DIVERSION OF PEDESTRIAN RIGHT OF WAY (CC29/9)

There was submitted a report by the Depute Director (Environment) (09/54) relating to the proposed diversion of a right of way at the G-West Site near Blackford, required to facilitate a golf course development.

Resolved:

- (i) The diversion of the path from Blackford Old Church to Gleneagles Road (a pedestrian right of way) as shown as drawing number CC29/9 (Diversion Order 2009), under terms of Section 207 of the Town and Country Planning (Scotland) Act 1997, be agreed.
- (ii) The Head of Legal Services be instructed to make the appropriate diversion order.
- (iii) That the developer, Ochil Developments (UK) Ltd, should meet any costs associated with the Order, including legal costs associated with making and advertising the Diversion Order, together with the cost of building the diverted section to Perth and Kinross Council standards and specifications, and maintaining it thereafter.

32. BIN POLICY REVIEW

There was submitted a report by the Depute Director (Environment) (09/55) detailing the review of the existing Bin Policy and recommending the promotion of the revised Bin Policy to householders and businesses in Perth and Kinross.

Resolved:

- (i) The revised Bin Policy as detailed in Appendix 1 to Report 09/55 be approved.
- (ii) The promotion of the revised Bin Policy to householders and businesses in Perth and Kinross, be approved.

PERTH AND KINROSS COUNCIL
ENVIRONMENT COMMITTEE
28 January 2009

***33. TREE PRESERVATION ORDERS**

There was submitted a report by the Depute Director (Environment) (09/56), (1) outlining the Tree Preservation Order (TPO) legislation and circumstances when TPO legislation could and should be applied in order to afford protection of important trees or tree groups and (2) recommending approval of the attached procedure to manage requests for TPOs as an interim measure prior to the introduction of new measures to protect trees under the new Planning etc. (Scotland) Act 2006.

Resolved:

- (i) The evaluation criteria and prioritisation approach outlined in Report 09/56 and the agreement that TPOs would normally only be instigated where the tree(s) were of amenity value, under immediate threat or at significant risk as defined within this report, be approved.
- (ii) A further report to be submitted to a future Committee to consider the opportunities arising from new legislation in relation to TPOs.

34. ESTABLISHING A PERTH AND KINROSS BICYCLE RECYCLING SERVICE

There was submitted a report by the Depute Director (Environment) (09/57) setting out the preferred option for the structure of Perth Bike Station and the future role of the Perth and Kinross Bike Recycling Steering Group.

Resolved:

- (i) Support for the creation of a bicycle recycling project by the Bike Station, based in Perth and Kinross, be agreed in principle.
- (ii) It be recommended to the Community Planning Environmental Partnership that the Steering Group become a sub-group of the Partnership, with a role as set out in paragraph 13 of Report 09/57.

35. BIRNAM FLOOD MITIGATION SCHEME

There was submitted a report by the Depute Director (Environment) (09/58) recommending that the proposed flood mitigation scheme at Birnam be not taken forward as the scheme failed to meet the Scottish Government's economic criteria.

Resolved:

- (i) It be noted that Scottish Government officers had determined that the flood mitigation scheme at Birnam did not meet with their minimum economic criteria and should therefore not progress to construction.
- (ii) It be agreed, that in parallel with negotiations with the owner regarding removal of the private access bridge across the Inchewan Burn, Birnam, work on a feasibility study be commenced as a first step towards eventual promotion of a minor Flood Mitigation Scheme for the removal of the bridge.

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