

ENTERPRISE AND INFRASTRUCTURE COMMITTEE

Minute of Meeting of the Enterprise and Infrastructure Committee held in the Council Chambers, Fourth Floor, Council Building, 2 High Street, Perth on Wednesday 24 August 2005 at 2.00pm.

Present: Councillors Cowan, Doig, Hulbert, Jack, Livingstone, Lumsden, Mair, McDonald, McEwen, Robertson, Simpson and Telfer.

In Attendance: Councillor Miller; J Irons Executive Director (Planning and Transportation); R Bean, I Sleith, J Valentine, J Robertson (until Article 11), P Marshall, E Ross, C Haggart, A Olejnik, D Kent and B Clough, (all Planning and Transportation); K MacDonald, J Deponio, A Clark (all until Article 7), P Kyle, and M Underwood (all Chief Executive's); A Clegg (Environmental Services) (until Article 9); I Gerono (Housing and Community Care) (Until Article 11); S Aldred, J Simpson, A Wilson and C Irons, (all Corporate Services).

Councillor Livingstone, Presiding.

Prior to commencement of the business, there was a ten minute recess due to the previous Committee, which a number of members attended, finishing close to the start time of this Committee. The Committee thereafter reconvened at 2.10pm.

605. DECLARATIONS OF INTEREST

Councillor Lumsden declared a financial interest in the Oudenarde report (Art. 612) in terms of the Councillors' Code of Conduct.

606. MINUTE OF PREVIOUS MEETING

The minute of meeting of the Enterprise and Infrastructure Committee of 1 June 2005 (Arts 426-442) was submitted, approved as a correct record and authorised for signature.

607. DEPUTATIONS

It was noted that four requests had been received for deputations to Committee, although one had been received outwith the required timescale, on the Crieff Retail Sites Study.

Motion (Councillors Livingstone and Hulbert) – The requests for deputations be refused due to the extensive consultation in the local community which had already taken place.

Amendment (Councillors Cowan and McDonald) – It be agreed that the deputations be heard.

Amendment – 5 votes

Motion – 7 votes

Resolved:

In accordance with the motion.

608. TAYSIDE INTERNATIONAL TRADE PROGRAMME – PRIORITIES FOR PERTH AND KINROSS 2005/2007

There was submitted a report by the Head of Economic Development (05/504) on the proposed international business priorities for 2005/2007.

Resolved:

The Trade Development programme as set out in Report 05/504 for the period 2005/2007 be approved.

609. DEVELOPING THE PERTHSHIRE BRAND – PERTHSHIRE BERRYFEST

There was submitted a report by the Head of Economic Development (05/505) providing feedback on the Perthshire Berryfest events which took place throughout Perth and Kinross during July 2005.

Resolved:

- (i) The resounding success of Berryfest 2005 be noted.
- (ii) A report be submitted to a future Committee on how best to develop this event.

610. DEVELOPMENT OF LOCAL RURAL NETWORKS FOR ARTS AND CRAFT AND ORGANICS IN PERTH AND KINROSS

There was submitted a report by the Head of Economic Development (05/506) on the development of the recent formation of two local networks to develop the Arts & Crafts and Organics networks in Perth and Kinross.

Resolved:

Grant funding of £10,000 being £5,000 to each local network, be approved to assist with the development of the newly formed Arts & Crafts and Organics networks in Perth and Kinross.

611. EVENTS FUNDING APPLICATIONS

There was submitted a report by the Head of Economic Development (05/507) updating the Committee on the development of the Events Strategy and detailing recent applications made to the Council for events funding.

Resolved:

- (i) The timescale for regular updates on the events budget and new funding applications, as detailed in Report 05/507, be noted.
- (ii) A two year funding package of £25,000 (£10,000 in 2006 and £15,000 in 2007) for the development of the Blair Castle International Horse Trials be approved.
- (iii) £6,000 events funding for the 2005 Colin McRae Rally be approved.
- (iv) £9,000 events funding for the 2005 Enchanted Forest be approved.
- (v) £25,000 events funding for Perth City Hogmanay Celebrations 2005/06 be approved.

K MACDONALD, J DEPONIO AND A CLARK LEFT THE MEETING AT THIS POINT.

COUNCILLOR LUMSDEN, HAVING DECLARED A FINANCIAL INTEREST IN THE FOLLOWING ITEM IN TERMS OF STANDING ORDER 6, WITHDREW FROM THE MEETING AND LEFT THE CHAMBERS.

612. OUDENARDE – PROGRESS ON SECTION 75 AGREEMENT AND PROPOSED FURTHER VARIATIONS TO MASTER PLAN

There was submitted a report by the Executive Director (Planning & Transportation) (05/537) advising of (1) difficulties in finalising the Section 75 agreement; and (2) various measures proposed by the developer to resolve the issue.

A 10 MINUTE RECESS WAS AGREED TO ALLOW MEMBERS TO READ A PAPER TABLED BY COUNCILLOR JACK. THEREAFTER THE COMMITTEE RECONVENED AT 2.42PM

Discussion then followed upon the issues raised in Councillor Jack's paper. Thereafter Councillor Mair, seconded by Councillor McDonald, moved that – A section 75 agreement be signed before any further permissions were given for work to commence on the site.

Amendment (Councillor Livingstone and Hulbert)

- (i) **The difficulties which have arisen with signing the Section 75 agreement due to the increase in standards and estimated costs of the provision of the primary school, be noted.**
- (ii) **The first phases of affordable housing be implemented ahead of outline planning consent and signing of the Section 75 agreement for Oudenarde but subject to the infrastructure serving these homes being sized and implemented to serve the wider village, be approved.**

- (iii) It be agreed in principle to support an increase in numbers of houses within the existing boundary of Oudenarde.
- (iv) A further variation to the Master Plan for Oudenarde to permit the use of business sites B1 and B2 for housing within the Plan's "high density" range, be approved.

Councillor Jack declined to move a further amendment.

Amendment – 6 votes

Motion – 4 votes

Resolved:

In accordance with the amendment.

COUNCILLOR LUMSDEN REJOINED THE MEETING AT THIS POINT.

613. CRIEFF RETAIL SITES STUDY

There was submitted a report by the Executive Director (Planning & Transportation) (05/538) on the findings of the Crieff Supermarket Working Group which was established to investigate possible improvements to retail choice and recreation facilities in Crieff.

Resolved:

- (i) The Duchlage Farm area be identified as the preferred location for a new supermarket in Crieff, as part of a planned approach to the development of the whole area between Market Park and the site of the new Crieff Secondary School.
- (ii) The Executive Director (Planning & Transportation) be authorised to approach the developer, supermarket operator and landowners to discuss the best means of taking forward this proposal.
- (iii) A further report be submitted to this Committee on the outcome of discussions with the developer, operators and landowners, and a proposed way forward.

***614. AFFORDABLE HOUSING POLICY**

There was submitted a report by the Executive Director (Planning & Transportation) (05/508) recommending changes to the Council's Affordable Housing Policy to reflect the provisions of the Scottish Executive's new Planning Advice Note (PAN 74) on affordable housing.

Resolved:

- (i) The contents of the new Planning Advice Note on Affordable Housing as it relates to Perth and Kinross Council be noted.
- (ii) The revised Affordable Housing Policy be adopted.
- (iii) Commend to the Development Control Committee the use of the revised Affordable Housing Policy as a material consideration in the determination of planning applications with immediate effect.
- (iv) The revised Affordable Housing Policy be incorporated into Local Plans as they are reviewed.
- (v) The Executive Director (Planning & Transportation) be requested to bring details of supplementary guidance and a monitoring report on the implementation of the policy to a future meeting of this Committee.

615. DRAFT REVIEW OF HOUSING IN THE COUNTRYSIDE POLICY

There was submitted a report by the Executive Director (Planning & Transportation) (05/509) on a review of the Council's Housing in the Countryside Policy to take account of Scottish Planning Policy (SPP) 15 and Planning Advice Note (PAN) 72.

Resolved:

- (i) The revised Scottish Executive policy and advice on Rural Development as it relates to Perth and Kinross Council be noted.
- (ii) The draft revised housing in the countryside policy be approved as the basis for consultation with statutory bodies, Community Councils, other interested groups and the public and report back the results to a future meeting of this Committee.

I GERONO AND J ROBERTSON LEFT THE MEETING AT THIS POINT.

616. POLICY AND LEVEL OF SERVICE FOR WINTER MAINTENANCE 2005/2006

There was submitted a report by the Executive Director (Planning & Transportation) (05/510) on the level of service to be provided by the Council for the gritting and snow clearing of roads and footpaths in Perth and Kinross during the forthcoming winter of 2005/06.

Resolved:

- (i) The level of service for winter 2005/06, as outlined in Report 05/510, be provided using the plant and labour of Tayside Contracts and Council Services.
- (ii) The recommended adjustments to the policy and level of service arising from proposals brought forward at the annual winter maintenance review, carried out in May 2005, be noted.
- (iii) The recommended adjustments to the policy and level of service arising from proposals brought forward in the comprehensive review of the way in which the winter maintenance service is provided, be noted.
- (iv) The Executive Director (Planning & Transportation) be authorised to make arrangements outwith the policy and level of service in exceptional conditions, such as snow emergencies.

617. TRANSPORT (SCOTLAND) BILL 2004: DRAFT REGIONAL TRANSPORT PARTNERSHIPS (ESTABLISHMENT AND CONSTITUTION) (SCOTLAND) ORDER 2005

There was submitted a report by the Executive Director (Planning & Transportation) (05/511) on the enactment by the Scottish Parliament of the Transport (Scotland) Bill 2004 and the progression of the establishment of Regional Transport Partnerships.

Resolved:

- (i) Support be given to a proposal from Angus Council for an amendment to the Draft Order to permit equality of voting rights, on condition that the voting arrangements would then link directly to funding contributions across Councils.
- (ii) The Executive Director (Planning & Transportation) be authorised to write to the Scottish Executive supporting promotion of the Order, incorporating the proposed amendments for equal voting rights linked to equal funding contributions.

618. ACCESS TO THE PERTH PEDESTRIANISED ZONE BY TAXIS

There was submitted a report by the Executive Director (Planning & Transportation) (05/512) on (1) the response to the consultation exercise carried out on the proposal to allow taxis greater access to the Perth pedestrianised zone and (2) recommending an alteration to the Traffic Regulation Orders relating to the pedestrianised zone to permit access for taxis between 4pm and 11am on a specified route.

Resolved:

- (i) The variation of the Traffic Regulation Orders to permit taxis access to the pedestrian zone between the hours of 4pm and 11am on the route as set out in Report 05/512 be approved.
- (ii) The Licensing Committee be asked to consider the introduction of additional conditions on taxi operators licences as set out in Report 05/512.
- (iii) A review of the restrictions on access to, and traffic flows within, the pedestrian zone, once access requirements for future developments have been clarified, be approved.
- (iv) On completion of the review a report on traffic flow directions and physical measures to control through traffic as well as consideration of cycle access, be submitted to a future meeting of this Committee.

619. SCHOOL TRAVEL PLANNING / CYCLING WALKING AND SAFER STREETS

There was submitted a report by the Executive Director (Planning & Transportation) (05/513) on progress made in School Travel Planning over the last year, seeking approval for the implementation of further road safety improvements and measures aimed at encouraging and facilitating walking and cycling to school.

Resolved:

- (i) The progress made to date in School Travel Planning be noted.
- (ii) The proposed waiting restrictions and zebra crossing in Muthill be abandoned in favour of alternative measures.
- (iii) To amend the proposal for waiting restrictions in Broich Terrace, Crieff, be approved together with re-consult on the Traffic Regulation Order.

- (iv) The promotion of a Traffic Regulation Order for a 20mph speed limit in Kenmore, replacing the existing 30mph speed limit, be approved.
- (v) The implementation of the measures listed in Report 05/513 be approved.

620. ADDITION OF NEW CAR PARKS TO THE CAR PARKS ORDER

There was submitted a report by the Executive Director (Planning & Transportation) (05/514) regarding concerns expressed by the owner of two car parks, and proposing that these car parks be deleted from the variation to the Car Parks Traffic Regulation Order currently being promoted, but that a separate variation to the Traffic Regulation Order be promoted once the access issues have been resolved.

Resolved:

- (i) The Perth and Kinross Council (Off Street Car Parks) (Variation) (No2) Order 2005 be made as advertised, but with the deletion of the two Countryside Car Parks items (k) and (j), Monument Road Upper and Lower Car Parks, Glenlednock Road, Comrie.
- (ii) A variation to the relevant Traffic Regulation Order be made to include the two Countryside Car Parks known as Monument Road Upper and Lower Car Parks, Glenlednock Road, Comrie, once conditions of use have been agreed with the landowner.

621. CRIEFF – REVIEW OF WAITING RESTRICTIONS

There was submitted a report by the Executive Director (Planning & Transportation) (05/515) reviewing the current waiting restrictions in Crieff and recommending alterations be made to those waiting restrictions.

Resolved:

Modification of the Traffic Regulation Orders for Crieff to incorporate alterations to waiting and loading restrictions, as set out in Report 05/515, be approved.

622. PROPOSED WAITING RESTRICTIONS, RIVERVIEW, PERTH

There was submitted a report by the Executive Director (Planning & Transportation) (05/516) on waiting restrictions on Dundee Road, Perth.

Resolved:

- (i) The promotion of a variation to the Traffic Regulation Orders to introduce No Waiting at Any Time restrictions on Riverview, Perth, be approved.
- (ii) The promotion of a variation to the Traffic Regulation Orders to remove the Limited Waiting in the lay-by at the old Barnhill Post Office, Dundee Road, Perth, be approved.

623. PROPOSED WAITING RESTRICTIONS AT DUNCANSBY WAY/DUNKELD ROAD, PERTH

There was submitted a report by the Executive Director (Planning & Transportation) (05/517) on parking problems reported by local residents at Duncansby Way and Dunkeld Road, Perth.

Resolved:

The promotion of the necessary alterations to the Traffic Regulation Orders to introduce No Waiting at Any Time restrictions on Duncansby Way and on Dunkeld Road/ Dunkeld Road service road, as detailed in Report 05/517, be approved.

624. WAITING RESTRICTIONS AT BALHOUSIE STREET, PERTH

There was submitted a report by the Executive Director (Planning & Transportation) (05/518) on consultation carried out on proposals to alter the waiting restrictions in Balhousie Street, Perth.

Resolved:

The proposed alterations to the waiting restrictions in Balhousie Street, Perth, be abandoned in the light of the consultation process carried out with local residents and representatives of the Community Council.

625. PERTH AND KINROSS COUNCIL (U2 MONZIE SCHOOL ROAD) (STOPPING UP) ORDER 2005

There was submitted a report by the Executive Director (Planning & Transportation) (05/519) on an objection received to the promotion of the Traffic Regulation Order to Stop Up the northern section of the U2 Monzie School Road.

Resolved:

The submission of the Stopping Up Order for the northern section of the U2 Monzie School Road to the Scottish Ministers with a request that it be made as originally proposed, be approved.

626. ADDITIONS TO THE LIST OF PUBLIC ROADS

There was submitted a report by the Executive Director (Planning & Transportation) (05/520) on the addition to the List of Public Roads of new roads constructed in accordance with the Council's Roads Standards.

Resolved:

The addition to the List of Public Roads of new roads, as detailed in the schedule to Report 05/520, be approved.

627. REQUESTS FOR NEW FOOTWAYS – ANNUAL REPORT 2005 – 2006

There was submitted a report by the Executive Director (Planning & Transportation) (05/521) on the revised prioritised list of requests for new footways and the programme of future works for 2006-2007.

Resolved:

- (i) The prioritised list for new footway works for financial year 2006/07, as detailed in Appendix A to Report 05/521, be approved.
- (ii) Authority be given to the Executive Director (Planning & Transportation), in consultation with the Convener, to revise the priority list in the event of external funding being made available for any footway not identified as a high priority, in order to utilise any additional funding.

628. TENDERS ACCEPTED AND WORKS AWARDED UNDER DELEGATED POWERS

There was submitted a report by the Executive Director (Planning & Transportation) (05/522) detailing tenders accepted and works awarded under delegated powers during the period 1 April 2005 to 30 June 2005.

Resolved:

- (i) The contents of Report 05/522 and the contracts awarded in respect of Roads and Forward Planning related schemes and Public Education and Community Care transport, be noted.
- (ii) The Executive Director (Planning & Transportation) be authorised to publish tender information for transport contracts.

629. COUNTRYSIDE RANGER SERVICE ANNUAL REPORT 2004/2005

There was submitted a report by the Executive Director (Planning & Transportation) (05/523) on the Annual Report 2004/2005 for the Countryside Ranger Service.

Resolved:

The Countryside Ranger Service Annual Report for 2004/2005 be approved for submission to Scottish Natural Heritage.

630. PERTH & KINROSS OUTDOOR ACCESS FORUM

There was submitted a report by the Executive Director (Planning & Transportation) (05/524) summarising the activities and progress to date of the Perth and Kinross Outdoor Access Forum.

Resolved:

The activities and progress of the Perth & Kinross Outdoor Access Forum, since December 2004, be noted.

IT WAS AGREED THAT THE PUBLIC AND PRESS BE EXCLUDED DURING CONSIDERATION OF THE FOLLOWING ITEM IN ORDER TO AVOID THE DISCLOSURE OF INFORMATION WHICH IS EXEMPT IN TERMS OF SCHEDULE 7A TO THE LOCAL GOVERNMENT (SCOTLAND) ACT 1973

631. CLAIMED PEDESTRIAN RIGHT OF WAY – STRATHVIEW TERRACE TO CUILC BRAE VIA TOM-NA-MONACHAN AND PINE TREES HOTEL, PITLOCHRY

There was submitted a report by the Executive Director (Planning & Transportation) (05/525) on the assertion of a route leading from Strathview Terrace to Cuilc Brae, Pitlochry via the Pine Trees Hotel and Tom-Na-Monachan as a pedestrian right of way.

Resolved:

- (i) The summary of evidence provided by the Head of Legal Services, attached as Appendix A to Report 05/525, be noted.
- (ii) The route from Strathview Terrace to Cuilc Brae via the main drive and grounds of the Pine Trees Hotel and of Tom-Na-Monachan, shown as a dashed line marked A-B-C-D-E on Plan CC51/35 attached to Report 05/525 as a public pedestrian right of way be asserted, and the alteration to the route referred to the Planning Committee on 28 August 2002 (shown as a dotted line on the Plan CC51/35) be noted.
- (iii) The Head of Legal Services be authorised to take the appropriate legal action to secure the status of the route shown as a dashed line marked A-B-C-D-E on Plan CC51/35 attached to Report 05/525 as a public pedestrian right of way by making a summary application to the Sheriff in terms of Section 28 (2) of the Land Reform (Scotland) Act 2003.