

## **DECISION NOTICE**

### **The Town and Country Planning (Scotland) Act 1997**

### **Detailed Planning Permission**

Halliday Fraser Munro  
8 Victoria Street  
Aberdeen  
Scotland  
AB10 1XB

on behalf of **Marwood Group Ltd**

With reference to your application validly received on 18 June 2018 for the following development:-

**Extension of yard area including all associated engineering and landscaping works  
at Unit 1, Stoneywood Park**

Aberdeen City Council in exercise of their powers under the above mentioned Act hereby **REFUSE PLANNING PERMISSION** for the said development in accordance with the particulars given in the application form and the following plans and documents:

<b>Drawing Number</b>	<b>Drawing Type</b>
10865 / SK-001	Location Plan
10865 / SK-010 Rev A	Site Layout (Proposed)
800	Site Layout (Other)

#### **REASON FOR DECISION**

The reasons on which the Council has based this decision are as follows:-

The loss of the woodland and creation of the yard would significantly reduce the amenity of existing and future residents in both the immediate surroundings and wider Stoneywood area, contrary to Policy H1 (Residential Areas).

The removal of the woodland would destroy part of the city's identified Green Space Network (GSN) and erode the overall network in the wider sense. It may also set a principle precedent and encourage other businesses within Stonewood Industrial Estate to seek the removal of other parts of the woodland belt, exacerbating this negative impact on the GSN. The proposal is therefore contrary to Policy NE1 (Green Space Network), NE3 (Urban Green Space) and Policy NE5 (Trees and Woodland). Neither is the proposal supported by the Scottish Government's Policy on Control of Woodland Removal, as no overriding wider public benefit has been demonstrated.

Compensatory planting has been proposed but it is considered that this does not adequately compensate for the reduction in area of GSN and associated removal of 93 mature trees.

Whilst the expansion of existing businesses is supported by Policy B1 (Business and Industrial) within such allocated areas, the overall proposal does not see the business activity expanded into such an identified area, but is also clearly contrary to the aim of retaining open space and therefore Policy B1 is not considered to support the proposals.

**Date of Signing** 25 July 2018



**Daniel Lewis**  
Development Management Manager

## **IMPORTANT INFORMATION RELATED TO THIS DECISION**

### **DETAILS OF ANY VARIATION MADE TO ORIGINAL PROPOSAL, AS AGREED WITH APPLICANT (S32A of 1997 Act)**

None.

### **RIGHT OF APPEAL THE TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997**

If the applicant is aggrieved by the decision of the planning authority –

- a) to refuse planning permission;
- b) to refuse approval, consent or agreement required by a condition imposed on a grant of planning permission;
- c) to grant planning permission or any approval, consent or agreement subject to conditions,

the applicant may require the planning authority to review the case under section 43A(8) of the Town and Country Planning (Scotland) Act 1997 within three months from the date of this notice. Any requests for a review must be made on a 'Notice of Review' form available from the planning authority or at [www.eplanning.scot](http://www.eplanning.scot).

Notices of review submitted by post should be sent to Strategic Place Planning (address at the top of this decision notice).

### **SERVICE OF PURCHASE NOTICE WHERE INTERESTS ARE AFFECTED BY A PLANNING DECISION**

If permission to develop land is refused and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development that would be permitted, the owners of the land may serve on the planning authority a purchase notice requiring the purchase of the owner of the land's interest in the land in accordance with Part 5 of the Town and Country Planning (Scotland) Act 1997.