

Agenda Item	5.2
Report No	PLS 051/19

## HIGHLAND COUNCIL

**Committee:** South Planning Applications Committee

**Date:** 7 August 2019

**Report Title:** 19/02872/PAN: The Highland Council  
Land 370M SE Of Balloch Farm, Cherry Park, Balloch, Inverness

**Report By:** Area Planning Manager – South

### Purpose/Executive Summary

**Description:** Proposed residential development

**Ward:** 17 – Culloden and Ardersier

### Recommendation

Members are asked to note the submission of the PAN and highlight any material issues they wish to be brought to the attention of the applicant before the submission of the application for planning permission.

## **1. BACKGROUND**

- 1.1 To inform the Planning Applications Committee of the submission of the attached Proposal of Application Notice (PAN). This was an updated of the PAN previously submitted under reference 19/01255/PAN. The re-submission is due to the change in the proposed red line boundary to reflect land required for the potential access solution.
- 1.2 The submission of the PAN accords with the provisions of the Planning etc. (Scotland) Act 2006 and was lodged on the 20 June 2019. Members are asked to note this may form the basis of a subsequent planning application
- 1.3 The submitted information attached includes:
  - Proposal of application Notice
  - Location Plan

## **2. DESCRIPTION OF PROPOSED DEVELOPMENT**

- 2.1 Based upon the information provided, the development is likely to comprise of residential development of around 300 homes, with associated landscaping, parking and infrastructure.
- 2.2 The applicant has sought pre-application advice from the Planning Authority via the Pre-Application Advice Service for Major Developments.

## **3. SITE DESCRIPTION**

- 3.1 The site comprises of an area of undulating ground which rises from north to south. The site is currently in agricultural use and bounded by trees to the east and west. Residential development is located to the west (Culloden) and to the east (Balloch).
- 3.2 Access to the site would be Barn Church Road via an existing junction which leads onto Cherry Park. The existing junction may require upgrades. Access for non-motorised users would likely be via the same route with a number of informal paths running through the site which can also be used as active travel links.
- 3.3 There are a number of sites designated for natural heritage interests in the wider area however, they are unlikely to be affected by the development.
- 3.4 There are no scheduled monuments within the site. There are a number of listed buildings and archaeological records, identified within the Highland Historic Environment Record, which exist in proximity to the site but would unlikely be affected by development of the site. The site is in an area of archaeological potential.
- 3.5 Within the site there are some areas at risk of surface water flooding based on the indicative flood risk mapping provided by SEPA.

## **4. DEVELOPMENT PLAN POLICY**

The following policies are relevant to the assessment of the application

### **4.1 Highland Wide Local Development Plan 2012**

9 - A96 Corridor Phasing and Infrastructure  
28 - Sustainable Design  
29 - Design Quality & Place-making  
30 - Physical Constraints  
31 - Developer Contributions  
32 - Affordable Housing  
34 - Settlement Development Areas  
42 - Previously Used Land  
51 - Trees and Development  
56 - Travel  
57 - Natural, Built & Cultural Heritage  
58 - Protected Species  
59 - Other important Species  
60 - Other Importance Habitats  
61 - Landscape  
63 - Water Environment  
64 - Flood Risk  
65 - Waste Water Treatment  
66 - Surface Water Drainage  
72 - Pollution  
73 - Air Quality  
74 - Green Networks  
75 - Open Space  
77 - Public Access

### **4.2 Inner Moray Firth Local Development Plan 2015**

Within Inverness Settlement Development Area  
Policy 2 – Delivering Development

### **4.3 Highland Council Supplementary Planning Policy Guidance**

Construction Environmental Management Process for Large Scale Projects (August 2010)  
Developer Contributions (November 2018)  
Flood Risk & Drainage Impact Assessment (Jan 2013)  
Green Networks (Jan 2013)  
Highland Historic Environment Strategy (Jan 2013)  
Highland's Statutorily Protected Species (March 2013)  
Managing Waste in New Developments (March 2013)  
Open Space in New Residential Developments (Jan 2013)  
Physical Constraints (March 2013)  
Public Art Strategy (March 2013)  
Standards for Archaeological Work (March 2012)  
Sustainable Design Guide (Jan 2013)

Trees, Woodlands and Development (Jan 2013)

#### 4.5 **Scottish Government Planning Policy and Guidance**

Scottish Planning Policy (June 2014)

National Planning Framework 3 (June 2014)

Designing Streets (March 2010)

Creating Places (June 2013)

### **5. POTENTIAL MATERIAL PLANNING CONSIDERATIONS**

- 5.1
- a) Development Plan;
  - b) Planning History;
  - c) National Policy;
  - d) Roads and Transport;
  - e) Peats and soils;
  - f) Pedestrian and Cycle Links;
  - g) Water, Flood Risk, and Drainage;
  - h) Natural Heritage;
  - i) Impact on Trees
  - j) Built and Cultural Heritage;
  - k) Design and Layout;
  - l) Landscape and Visual Impact;
  - m) Access and Recreation;
  - n) Noise and Light Pollution;
  - o) Construction Impacts;
  - p) Phasing;
  - q) Open Space and Landscaping;
  - r) Infrastructure Capacity and Delivery (including education provision); and
  - s) Any other material considerations raised within representations.

### **6. CONCLUSION**

- 6.1 The report sets out the information submitted to date as part of the PAN. Summarised are the policy considerations against which any future planning application will be considered as well as the potential material planning considerations and key issues based on the information available to date. The list is not exhaustive and further matters may arise as and when a planning application is received and in the light of public representations and consultation responses.

### **7. IMPLICATIONS**

- 7.1 Resource: Not applicable
- 7.2 Legal: Not applicable
- 7.3 Community (Equality, Poverty and Rural): Not applicable
- 7.4 Climate Change/Carbon Clever: Not applicable
- 7.5 Risk: Not applicable

7.6 Gaelic: Not applicable

**8. RECOMMENDATION**

It is recommended the Committee notes the submission of the PAN and advises of any material issues it wishes to be brought to the applicant's attention.

Signature: Simon Hindson

Designation: Area Planning Manager – South

Author: Simon Hindson

Background Papers: Documents referred to in report and in case file.

Relevant Plans: Plan 1 - Location Plan

## PROPOSAL OF APPLICATION NOTICE MOLADH BRATH IARRTAIS

The Town and Country Planning (Scotland) Act 1997 as amended by the Planning Etc. (Scotland) Act 2006  
Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2008

**The Council will respond within 21 days of receiving the Notice. It will advise whether the proposed Pre-application Consultation is satisfactory or if additional notification and consultation above the statutory minimum is required. Please note that a planning application for this proposed development cannot be submitted less than 12 weeks from the date the Proposal of Application Notice is received by the Council and without the statutory consultation requirements having been undertaken. The planning application must be accompanied by a Pre-application consultation report.**

Applicant The Highland Council	Agent Threesixty Architecture
Address THC Headquarters  Glenurquhart Road  Inverness IV3 5NX	Address Moray House, 16 - 18 Bank St.  Inverness IV1 1QY
Phone No. [REDACTED]	Phone 01463 729 929
E-mail [REDACTED]	E-mail [REDACTED]

**Address or Location of Proposed Development** Please state the postal address of the prospective development site. If there is no postal address, please describe its location. Please outline the site in red on a base plan to a recognised metric scale and attach it to this completed Notice

Balloch Farm, Inverness IV2 7HE.

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**Description of Development** Please include detail where appropriate – eg the number of residential units; the gross floorspace in m<sup>2</sup> of any buildings not for residential use; the capacity of any electricity generation or waste management facility; and the length of any infrastructure project. Please attach any additional supporting information.

Proposed residential development of circa 300 units.

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**Pre-application Screening Notice**

Has a Screening Opinion been issued on the need for a Proposal of Application notice by the Highland Council in respect of the proposed development?

If yes please provide a copy of this Opinion.

YES

**Community Consultation** [See checklist of Statutory minimum consultation attached]

State which other parties have received a copy of this Proposal of Application Notice.

Community Council/s Date Notice Served

Balloch Community Council will receive a copy of this Proposal of Application Notice on 20.06.19. Recipient: Ian Williams (community council member)  
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Names/details of any other parties Date Notice Served  
.....  
.....

**Please give details of proposed consultation**

Proposed public event	Venue	Date and time
Balloch Farm community consultation No.2	at Balloch Hall	on 20/06/19 15:00 to 20:00

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Newspaper Advert – name of newspaper Advert date(where known)

Has been advertised in the Inverness Courier on Tuesday 04/06/19 and Friday 07/05/19 editions.

Details of any other consultation methods (date, time and with whom)

Balloch Farm community consultation No.1 held at Balloch Hall on 04/04/19 from 13:00 to 19:00.

Signed Rory Kellett

Date 20.06.19

All levels and dimensions to be checked on site prior to construction/fabrication; report discrepancies immediately. Do not scale dimensions from this drawing. This drawing is copyright protected.

Rev	Description	Date	Dr by	App by
P1	Existing greenspaces indicated.	16.05.19	CF	SG
P2	Boundary updated to include access road	19.06.19	CF	SG
P3	Boundary updated to include chapelton farm.	19.06.19	CF	SG
P4	Planning approval issue.	20.06.19	CF	RK



Site Boundary



SCALE	DATE	DRAWN	CHECKED
As indicated @A1	01/22/19	CF	RK

CLIENT  
**The Highland Council**  
 PROJECT  
**Balloch Farm**

DRAWING  
**Existing Site Plan**

**Threesixty Architecture**  
 MORAY HOUSE  
 16-18 BANK STREET  
 INVERNESS  
 IV1 1QY  
 t 01463 729929  
 www.360architecture.com

DRAWING No.  
**180731A-360-00-ZZ-DR-A-0003**  
 REVISION  
**P4 PLANNING**