

Shieldhill and California Community Council

Minutes of Meeting held at 7.30pm on Thursday, 30th May 2019 At the California Community Hub

Present

J. Singh G. Merrett M. Calder M. Montinaro
M. Merrett PC G. Mackie PC D. Wallace

13 Residents signed in.

Apologies

P. Irvine M. Lourie C. Anderson M. Zachs G. Paterson

Housekeeping

At 7.30pm J. Singh convened the meeting and carried out housekeeping notices.
J Singh thanked both M Calder and G Merrett for presiding over the April meeting.

Previous Minutes – March 2019

Proposed: M. Montinaro

Seconded: M. Merrett

Previous Minutes – April 2019

This meeting was non-quorate therefore the Minutes are an unofficial record of the meeting.

Police Report

PC G Mackie and PC D Wallace arrived to the meeting after attending an incident in California re: flooding from drains including sewage along lower half of Princes Street. Advised by residents this is a recurring problem following heavy rain fall. Police had notified SEPA, Falkirk Council and Scottish Water. M. Montinaro will follow this up.

The police have apprehended the person who had broken into sheds in the Shieldhill area. He accepted 16 charges.

Random speed checks will be taking place in Shieldhill and California over the next few months. J Singh has responded to an invite to attend a meeting promoting Neighbourhood Watch.

Shieldhill – there were 41 calls to the Police including 7 crime reports.

California – there were 14 calls to the Police including 5 crime reports.

Residents were reminded to go onto the "Your View Counts" web-site.

www.scotland.police.uk/yourviewcounts

Community Safety Team

Report for Period 1st April to 30th April 2019 as follows (38 incidents)

| | |
|---------------------------------|----|
| Dog fouling and control of dogs | 19 |
| Litter and Fly Tipping | 7 |
| Youth related disorder | 5 |
| Other | 7 |

Fly Tipping – anyone finding any fly-tipped material should not go through it as this generally renders any possible evidence as un-usable. All instances should be reported to the authorities.

If vehicles are spotted or seen acting suspiciously, details should be taken without endangering yourselves.

Treasurer Report

Savings Account Balance @ 1/5/2019 £531.57

| | | |
|-------------------------------|---|--------|
| Defibrillator remaining funds | £ | 26.38 |
| FC Computer Equipment Grant | £ | 500.00 |
| Interest | £ | 5.19 |

Balance at 1/5/2019 £ 531.57

Note £10,000 re Wind Turbine Funds has been transferred to Shieldhill & California Future Generations (SCFG)

Current Account Balance @ 23/5/2019 £3240.11

Includes £387 Falkirk Council Admin. Grant 2019/20 received 30/4/2019
£2000 legal fees re LDP submission - invoice still outstanding .

Schools Report

J. Singh and M. Montinaro attended the Junior Awards Ceremony at the Braes High School. All the young people are doing really well. This is a credit to all the junior and primary schools the pupils are coming from to attend Braes High.

Proposed California Community Garden and Falkirk Council Dig In Project

This project is still in the early days. It is necessary to gauge interest and support from the people of California before it can be taken forward. J. Singh and C. Anderson to discuss.

Craigend Brickworks

A vote was taken at the last meeting and SCCC has already objected to a change of planning permission. As the last meeting was not quorate, the vote taken in April was validated and is now official. M. Montinaro thanked everyone who delivered leaflets at short notice. Over 800 representations have been received by Falkirk Council.

War Memorial California

A discussion followed regarding the funding and the location of a War Memorial in California. G. Paterson was not present at the meeting but M. Montinaro will contact G. Paterson and they should be able to give an update at the June meeting. The formation of the War Memorial Group proposed in April's unofficial meeting will need to be formalised and allowed to carry out their findings before any proposals can be made.

Defibrillators

The Shieldhill Defibrillator is up and running. M. Montinaro is currently liaising with Falkirk Council regarding one being installed and maintained at California Primary School.

California Community Centre

Margaret and Tom Greig are currently liaising with Falkirk Council regarding operating the Community Hall. SCCC have provided them with a letter of support.

Braes Greenspace

M. Montinaro gave an update – MSP Angus MacDonald acting as intermediary has approached both landowners to hopefully negotiate a friendly purchase of the land re Belmont Avenue Open Space /Recreational Amenity and Hillcrest Greenspace. The next meeting of BGSB will be held on 18th June 2019.

Village Matters

J. McMillan commented the leaking water along the California Road had now been resolved. Whatever work that has been carried out has fixed the water problem

Trees at the bottom of the brae at the end of Princes Street have not been trimmed – J. Singh will progress.

G. Merrett told the group of an issue with the Westquarter Burn which has now been resolved and the burn is now flowing as it should.

M. Montinaro read out an email from Falkirk Council's David Gray 9/5/2019. Communities' concerns re sewage sludge spreading do not relate solely to smell but more significantly to potential pathogens released into the air, water and soil causing harm. She will invite David Gray to attend the next meeting. She will also invite SEPA.

J. Singh mentioned an item in this month's newsletter from Scottish Water where the Hutton Institute is working with other organisations to find ways of "cleaning" polluted water caused by land being spread with fertilisers, sewage sludge or other contaminants. It was of concern that this is a reactive solution whereas it would be better to not allow the "pollution" to occur in the first place. JS will email Scottish Water to attend the next meeting too.

The Hutton Institute was involved in carrying out two surveys on sewage sludge and its associated problems last year - one in Aberdeen and the other in Avonbridge. Avonbridge and Standburn Community Council have brought Communities' concerns over sewage sludge spreading before the Scottish Government. We are still awaiting new legislation and regulation to safeguard and protect Communities.

Falkirk Council Bedding Plants for Communities

A. Weir (resident) alerted SCCC to the possibility of communities acquiring free bedding plants this year from Falkirk Council. SCCC applied for 500 plants to hopefully be distributed between Shieldhill War memorial and both Primary Schools. A. Weir kindly offered to collect the plants, plant them up and look after the Shieldhill War Memorial display.

Strangs Place – Falkirk Council have provided J. Singh with the company name of an agent involved with the land. Agent will be contacted to clear the area.

M. Montinaro suggested if it was possible the area could be tidied up and a path inserted to make a small garden/park area. Centrally located, opposite shop maybe a potential site for California War Memorial if land owner agreeable?

Church Updates

Since Marion Perry has finished her term as Locum Minister at Blackbraes & Shieldhill, different locum ministers have been covering Sunday services. However, Philip Hacking will be taking up the temporary position as Locum from mid-June until the Autumn. Also, the last Church Rendezvous meeting before the summer break was on 24th April when they were invited to Shieldhill Primary School. Pupils from all classes entertained them with music, dance and recitation. It was an excellent performance and the staff were very welcoming. They are hoping to be invited back next year!"

Planning, Licensing and Consultations

J. Singh read out the Planning Applications as follows:

Planning Applications - 21st April - 26th May 2019

Applications

Application No : P/19/0073/FUL **Earliest Date of Decision** 20 June 2019

Application Type : Planning Permission **Hierarchy Level** Local
Proposal : Erection of Timber Frame Structure for Temporary Living Accommodation for Equestrian Centre Staff

Location : Blue Ridge Equestrian Centre Falkirk FK1 3AT
Community Council : Falkirk South
Ward : 09 - Upper Braes
Applicant : Mr Alasdair Beaton
Agent

Case Officer : Kevin Brown (Tel. 01324 504701)
e-mail : kevin.brown@falkirk.gov.uk

Grid Reference : 288438 676293
[View the application details](#)

New Application - on list 26th May 2019

Application No : P/19/0211/FUL **Earliest Date of Decision** 26 April 2019

Application Type : Planning Permission **Hierarchy Level** Major
Proposal : Section 42 Application for the Removal of Condition 7 of Planning Permission P/08/0086/FUL which Restricted the Operation of the Development to the Processing, Recycling and Treatment of Inert Construction Materials Only

Location : Craigend Works Falkirk FK1 2HY
Community Council : Maddiston
Ward : 09 - Upper Braes
Applicant : Anglo Scottish Biosolids Limited
Agent : Euan Pearson
PO Box 28606 Edinburgh EH4 9BQ

Case Officer : David Paterson (Tel. 01324 504757)
e-mail : david.paterson@falkirk.gov.uk

Grid Reference : 293089 675654
[View the application details](#)

SCCC has placed an objection to this application along with other Community Councils.

Application No : P/19/0120/75M **Earliest Date of Decision** 26 March 2019

Application Type : Modification of Planning Obligation **Hierarchy Level** Not Applicable

Proposal : Modification of Planning Obligation under Section 75 of the Town and Country Planning (Scotland) Act 1997 attached to Planning Permission P/16/0525/FUL to remove the requirement to pay a financial contribution towards capacity related investment at St Mungo's RC High School, and to adjust phased payments as provided for in the Planning Obligation accordingly.

Location : Land To The East Of Parkhall South Lodge Maddiston Falkirk

Community Council : Maddiston

Ward : 09 - Upper Braes

Applicant Agent : Persimmon Homes Ltd
Shepherd and Wedderburn LLP
Mr Fraser Mitchell 1 Exchange Crescent Conference Square
Edinburgh

Case Officer : Kevin Brown (Tel. 01324 504701)
e-mail : kevin.brown@falkirk.gov.uk

Grid Reference : 294643 676844
[View the application details](#)

SCCC has objected to this modification of Obligations

PAN's

Pre-application No. : PRE/2018/0007/PAN

Application Type : Proposal of Application Notice

Proposal : Erection of Agricultural Workers Dwellinghouse Erection of Agricultural Workers Dwellinghouse

Location : Land To The East Of Craigmad Farm Falkirk

Community Council : Shieldhill and California

Ward : 09 - Upper Braes

Prospective Applicant Agent : Pearson Planning

Case Officer : John Milne (Tel. 01324 504815)
e-mail : john.milne@falkirk.gov.uk

Grid Reference : 291167 675429

Earliest Date of Submission of Major Application 23 August 2018

Additional Consultations

This application has been previously discussed and highlighted to John Milne at Falkirk Council. The application has come under a PAN which is for major developments and the erection of one home should have been placed as an application. John Milne has been requested to keep SCCC updated on this application and it has been noted that the agent does not wish to enter into any dialogue regarding this application.

PPP

Application No : P/19/0125/PPP **Earliest Date of Decision** 4 April 2019

Application Type : Planning Permission in **Hierarchy Level** Major
Principle

Proposal : Development of Land for Residential Use with Associated Open Space, Site Development Works and Landscaping

Location : Middlerig Farm Reddingmuirhead Falkirk FK2 0DZ

Community Council : Reddingmuirhead and Wallacestone

Ward : 08 - Lower Braes

Applicant Agent : Taylor Wimpey UK Limited
Derek Scott Planning
21 Lansdowne Crescent Edinburgh EH12 5EH

Case Officer : Brent Vivian (Tel. 01324 504935)
e-mail : brent.vivian@falkirk.gov.uk

Grid Reference : 291284 677506
[View the application details](#)

SCCC has objected –application to be determined at special meeting of Full Council on 10th June, 2019. Over 500 representations have been lodged with Falkirk Council. M.Montinaro to attend meeting.

Application No : P/19/0166/PPP **Earliest Date of Decision** 11 April 2019

Application Type : Planning Permission in **Hierarchy Level** Local
Principle

Proposal : Erection of Dwellinghouse

Location : Land To The East Of 96 Main Street Main Street Shieldhill

Community Council : Shieldhill and California

Ward : 09 - Upper Braes

Applicant Agent : Mr Scott Sneddon

Case Officer : Kevin Brown (Tel. 01324 504701)
e-mail : kevin.brown@falkirk.gov.uk

Grid Reference : 289723 676791
[View the application details](#)

This is the land next to the Welfare Hall in shieldhill.

Decisions

Application No : P/19/0175/FUL

Application Type : Planning Permission

Proposal : Extension to Dwellinghouse (Amendment to Planning Permission P/18/0385/FUL)

Location : Inveran, Main Street, Shieldhill, Falkirk FK1 2HA

Applicant : Mr William Stevenson, Inveran, Main Street, Shieldhill, Falkirk FK1 2HA

Decision : Grant Planning Permission

Decision Issued : 26 April 2019
[View the application details](#)

Appeals

FALKIRK COUNCIL

TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

Decision on a Planning Appeal

| | | |
|-----------------|---|--|
| Application No. | : | P/17/0632/PPP |
| DPEA Reference | : | AP/18/003/PPA |
| Proposal | : | Proposed Residential Development, Access, Landscaping, Open Space and Associated Works |
| Location | : | Land To The North Of Loch View Stirling Road Larbert |
| Appellant | : | Gladman Developments Ltd |

The Reporter allocated by the Directorate for Planning and Environment Appeals to determine the above appeal has issued a grant of planning permission on 25 April 2019.

This decision is a consequence of the satisfactory conclusion of a planning obligation to a) secure the provision of affordable housing (25%) as part of the development; b) ensure the creation, laying out, retention and maintenance of open space on land to the west of the application site; and c) ensure that appropriate financial contributions are made towards the provision of education, open space and traffic improvements directly related to the development.

The reasoning behind the Reporter's decision was previously intimated to Members, on the weekly bulletin dated 9 December 2018. The Notice of Intention dated 6 December 2018 explains the matter further. Both documents are attached.

Further clarification on this appeal decision can be sought from the case officer (John Milne, Senior Planning Officer), who can be contacted on 01324 504815 or john.milne@falkirk.gov.uk

Members are asked to note the decision.

29 April 2019

Requests for Local Review.

The Planning etc (Scotland) Act 2006 brought in new powers which changed the way in which planning applications are handled. Planning applications for local developments, which are determined under a new statutory scheme of delegation, no longer have a right of appeal to Scottish Ministers. Instead, the applicant will be able to ask for a review of a refusal or a condition or the fact that the application has not been determined within the prescribed period. This section lists Requests for Review which have been validly made and have not yet been determined.

There are no outstanding Local Reviews.

Consultation Extended

Below Consultation Extended to 31st May 2019

Good evening all,

The [revised SG10 Education and New Housing Development](#) has been out for consultation since 11 March 2019. The document updates our current guidance and details:

- the circumstances in which the Council intends to seek developer contributions towards the costs of school facilities, such as additional classrooms, that are needed to support new housing development
- an extended list of developments to be exempted from education developer contributions
- new rates to calculate education developer contributions

It has come to our attention that some stakeholders did not receive email notification of the consultation last month. This was an oversight, and we apologise for this. The consultation was due to close on Monday 22 April 2019. The closing date has now been extended to **Friday 31 May 2019** to allow all stakeholders the opportunity to view and comment on the document. Our website will be updated to acknowledge the extension to the consultation.

Please respond to the consultation online at say.falkirk.gov.uk. You can also send your response by email to ldp@falkirk.gov.uk or by post to: Development Plan Team, Falkirk Council, Development Services, Abbotsford House, David's Loan, Falkirk, FK2 7YZ.

SCCC do not feel they have the expertise to respond to this consultation. In future it was suggested that similar consultations should be circulated to residents who may have the necessary expertise and be in a position to support SCCC in making a response.

“Fracking” – Scottish Government’s SEA Addendum on unconventional oil and gas.

SCCC have collaborated with Community Councils across Central Scotland in making legal representations to SG calling for a legislative ban rather than planning policy to safeguard and protect communities from UOG/“fracking”. Community Councils have requested a meeting with Andy Hogg, Head of SG’s Energy Industries Division to make the point, especially in light of Aidan O’Neil QC’s legal opinion which concludes - Ministers could and should introduce legislation to ban “fracking” for underground gas. Following the meeting CCs hope to make a further legal representation to SG’s SEA Addendum on UOG.

Shieldhill and California Future Generation (SCFG) - Wind Turbine Committee Formation

G. Merrett gave an update of the SCFG. The panel has been set up and the first round of applications has taken place. 3 successful applications and 1 held over for further information.

Correspondence

J. Singh told the group of an initiative to promote the use of bikes. Up to £800 to engage communities to use bikes. J. Singh asked if anyone would like to take the lead on this to let him know.

Fire and Rescue Service – there is an on line survey and SCCC will respond as it may involve services being reduced or cut.

VE Day - 8th May 2020 – official celebrations are planned but anyone wishing to organise their own events has just under one year to do so.

Ineos will have spells of uncontrolled flaring during week commencing 3rd June. They apologise for any inconvenience. A discussion followed regarding Ineos.

Ineos. Community Liaison Meeting cancelled for May next one likely in 6 months - date to be confirmed.

“Get On Yer Bike” 2nd June 2-4pm opposite Ineos HQ. Inchyra Road, Grangemouth “Say No To Bo’ness Road Closure”.

Any Other Competent Business

M. Montinaro will be attending a Planning Democracy conference on Saturday, 1st June in Edinburgh – covering Community Ownership & Land Reform.

Meeting closed at 9.00pm. The next meeting will be held on 27th June in the Shieldhill Community Wing starting at 7.30pm.