

# Development Management Sub Committee

report returning to Committee - Wednesday 21 September 2022

**Application for Planning Permission 21/01222/FUL at 126 - 130 Raeburn Place, Edinburgh, EH4 1HG. Section 42 Application seeking variation to condition No.9 of Planning Permission 12/03567/FUL, to allow the use of acoustic glazing on the elevation fronting onto Comely Bank Road.**

**Item number**

**Report number**

**Wards**

B05 - Inverleith

## Recommendations

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It is recommended that this application be Granted subject to the details below.

## Background information

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The application was granted on 4 August 2021 by the Development Management Sub-Committee subject to a legal agreement requiring a financial contribution for pitch upgrade works, public realm improvements and a TRO. The legal agreement had not been concluded due to timescale delays and the application was presented again on 15th June 2022 to request an additional three months to conclude the s75.

Since the granting of permission by Development Management Sub-Committee in August 2021 there have been no new material planning considerations which could impact on the planning application's consideration and level of required financial contributions.

The finalised draft agreement has now been submitted to the Council. As the legal agreement has taken slightly longer to conclude, the application is required to be presented to the Development Management Sub-Committee to allow conclusion of the legal agreement again. If Committee accept the recommendation then a further month is required to conclude the Section 75 Agreement, and enable the planning permission to be released.

## Main report

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### Legal Agreement:

There are no new material planning considerations which affect the Development Management Sub-Committee decision on 4th August 2021, where it was minded to grant planning permission for this application subject to a legal agreement first being concluded to secure the necessary contributions totalling £289,501.50 towards pitch upgrade works, public realm works and a TRO.

Progress has been made in negotiating the terms of the legal agreement and it has now been submitted in final form.

Discussions have reached a point where it is considered that a further one month extension to the period will allow the legal agreement to be concluded.

### Links

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<b><u>Policies and guidance for this application</u></b>	LDPP, LEN06, LHOU07, LDEL01, NSG, NSLBCA, SGDC,
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A copy of the original and previous returning Committee reports can be found in the list of documents at

<https://citydev-portal.edinburgh.gov.uk/idoxpa-web/applicationDetails.do?activeTab=documents&keyVal=QPOZNQEWJTT00>

Or Council Papers online

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