

# **Appendix 7**

**Applicant's Comments on Further Representations  
Submitted by Interested Parties in the Course of the  
Notice of Review Consultation Process**



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11 December 2018

Ref: DMJ/25160

Finance and Corporate Resources  
South Lanarkshire Council  
Floor 2  
Council Offices  
Almada Street  
Hamilton  
ML3 0AA

Dear Sir

**25160: Change of use of existing bank to form restaurant, entrance alterations on ground floor, function room on first floor & erection of flue to rear at 5 Greenlees Road, Cambuslang.**  
**Planning application ref. CR/18/1104**

**Notice of Review**

Please find attached comments on representations from the planning department forwarded on 27 November 2018.

Regards

David M Jarvie

## **Notice of Review**

**25160: Change of use of existing bank to form restaurant, entrance alterations on ground floor, function room on first floor & erection of flue to rear at 5 Greenlees Road, Cambuslang.**  
**Planning application ref. CR/18/1104**

### **Comments on Planning Departments' representations.**

The Planning Department's observations of the Notice of Review refers to on numerous occasions to a previous planning application refused by the council by the applicant for a change of use at the application site. In particular reference is made on numerous occasions to the split of business in that particular application in regard to the percentage of restaurant & takeaway business. This is irrelevant. This Notice of Review is for the above application. The percentage of takeaway business is expected to be around 10%. The proposals are not to encourage this type of business but there is an honesty to accept that there shall be a minor element of takeaway should a diner in restaurant want to take something home with them. There shall not be a takeaway menu as such.

The flue at the rear of the building shall directly affect only one flat with regard to its fixing to the building. The applicant owns approximately 1/3 of the building in which the application site is located. The flue can be erected without the majority of the building's owners consent. This is a legal matter not a planning matter.

Environmental Services can set limits with regard to the noise rating of any equipment & also with regard to the flues discharge. These limits can be contained within a condition of any consent. This is standard practice throughout Scotland. Details & surveys can be provided after any approval to satisfy any conditions on the planning approval. It is unreasonable to expect applicants to take on this expense without the knowledge that planning approval is in place.

The applicant is prepared to accept conditions on any approval with regard to opening hours. This would alleviate concerns with regard to 'potential disturbance from the function suite on the first floor open until 11pm and 12am'. Should a condition be placed on the opening hours that the premises has to close at 10pm, there shall be no disturbance at 11pm or 12am.

The applicant is prepared to accept that food waste shall be removed from the premises on a daily basis.

The summary in the Planning Department's observations of the Notice of Review disappointedly again refers to the other previous application in particular its takeaway business. This application is for a restaurant. All restaurants have an element of takeaway, the proposals are that should any diner wish to take some of their meal or cake for instance home they shall be allowed to do so, as they are in every restaurant I have ever visited. The proposals are for a restaurant not a restaurant & hot food takeaway.

The existing building is currently vacant, a restaurant would bring life back to the unit as well as providing a fine dining opportunity it would create some additional employment for the local community.