

EAST AYRSHIRE COUNCIL

NORTHERN LOCAL PLANNING COMMITTEE

**MINUTES OF MEETING HELD ON FRIDAY 1 APRIL 2011 AT 1400 HOURS IN
THE COUNCIL CHAMBERS, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

PRESENT: Councillors Alan Brown, John MacKay, John McGhee, Maureen McKay, Tom Cook, Robert Keohone, Iain Linton, Gordon Cree, John Knapp, Hugh Ross, Stuart Finlayson and Robert McDill.

ATTENDING: Fiona Finlay, Principal Planning Officer and Hugh Melvin, Acting Development Management Manager; Caroline Magowan, Solicitor; Gwen Findlay, Team Leader, Traffic and Development; and Gillian Hamilton, Administrative Officer.

APOLOGIES: Councillors Rose-Ann Cuninghame, Helen Coffey, Willie Coffey, Douglas Reid, Jim Buchanan, John Campbell, Drew McIntyre, Jim Todd and Provost Stephanie Young.

CHAIR: Councillor Alan Brown, Chair.

HEARING PROCEDURE

1. The Administrative Officer established that the Hearing Procedure was understood by all participants (circulated).

CONSIDERATION OF APPLICATIONS

2. **APPLICATION NO 10/0881/PPP: MR DAVID HOLLAND: BRIDGEHOUSE COURT, TREESWOODHEAD ROAD, KILMARNOCK**

There was submitted an executive summary sheet and report dated 23 March 2011 (both circulated) by the Head of Planning and Economic Development on an application for planning permission in principle for the proposed erection of two properties at Bridgehouse Court, Treeswoodhead Road, Kilmarnock.

2.1 Consideration of Item

Hugh Melvin, Acting Development Management Manager, reported the receipt of one letter of objection and petition of 16 names, details of which were summarised within the report; summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Economic Development: Approval, subject to the conditions and for the reasons detailed in the report.

2.2 Planning Hearing

The Committee heard Hugh Fulton, representing the petitioners, in support of their objections and David Holland, the applicant, in support of the application.

Members of the Committee asked questions of the petitioners' representative.

The Chair closed the Hearing.

2.3 Determination of Application

Hugh Melvin, Acting Development Management Manager and Gwen Findlay, Team Leader, Traffic and Development provided clarification on points raised during the Hearing.

It was agreed to approve the application subject to the conditions and for the reasons detailed in the report.

3. APPLICATION NO 10/0987/PP: EAST AYRSHIRE COUNCIL: GARGIESTON PRIMARY SCHOOL, 190 DUNDONALD ROAD, KILMARNOCK

There was submitted an executive summary sheet and report dated 23 March 2011 (both circulated) by the Head of Planning and Economic Development on an application for the proposed erection of a replacement Primary School and Nursery incorporating access, parking, landscaping, suds, external lighting and associated works at Gargieston Primary School, 190 Dundonald Road, Kilmarnock.

3.1 Consideration of Item

Fiona Finlay, Principal Planning Officer reported the receipt of one letter of objection details of which were contained within the report; summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Economic Development: Approval, subject to the conditions and for the reasons detailed in the report.

It was agreed to grant the application subject to the conditions and for the reasons detailed in the report.

4. APPLICATION NO 11/0026/PP: MR WILLIAM DOUGLAS: 23 BURNFOOT PLACE, ONTHANK, KILMARNOCK

There was submitted an executive summary sheet and report dated 21 March 2011 (both circulated) by the Head of Planning and Economic Development on an application for the proposed erection of a 1.8 metre high fence around the garden at 23 Burnfoot Place, Onthank, Kilmarnock.

It was noted that members of the Committee had attended a site visit prior to the meeting.

4.1 Consideration of Item

Hugh Melvin, Acting Development Management Manager, reported the receipt of one letter of objection details of which were contained within the report; summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Economic Development: Approval, subject to the conditions and for the reasons detailed in the report.

4.3 Determination of Application

Councillor Alan Brown seconded by Councillor John MacKay moved that the application be approved subject to the conditions and for the reasons detailed in the report.

Councillor Maureen McKay seconded by Councillor Stuart Finlayson moved as an amendment that the application be refused on the grounds that the proposed fence

would have a negative impact on the residential amenity of the surrounding area on the basis that it would be detrimental to community safety.

On a division by a show of hands the amendment was carried by 7 votes to 5.

5. APPLICATION NO 10/1016/PP: EAST AYRSHIRE COUNCIL: RECREATION GROUND, HEMPHILL VIEW, KNOCKENTIBER

There was submitted an executive summary sheet and report dated 23 March 2011 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for the proposed demolition of an existing playbarn and erection of a new sports changing pavilion, security fence and CCTV columns at the recreation ground, Hemphill View, Knockintiber.

5.1 Consideration of Item

Fiona Finlay, Principal Planning Officer, summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Economic Development: Approval, subject to the conditions and for the reasons detailed in the report.

5.2 Determination of Application

It was agreed to grant the application subject to the conditions and for the reasons detailed in the report, subject to an amendment to condition no. 2 to read:

“Prior to their installation on site, details shall be submitted to and approved in writing by the Planning Authority, which confirm the extent of the area over which the proposed CCTV cameras will be able to view. The CCTV cameras shall thereafter operate within the agreed parameters at all times. The details of the camera poles, notwithstanding the approved plans, shall take into consideration the potential for dual use for floodlighting purposes.

Reason: In the interests of residential amenity.”

6. APPLICATION NOS 11/0041/LB AND 11/0042/AD: EAST AYRSHIRE COUNCIL: FORMER JOHNNIE WALKER BUILDING, STRAND STREET, KILMARNOCK

There was submitted an executive summary sheet and report dated 23 March 2011 (both circulated) by the Head of Planning and Economic Development on applications for listed building consent and advertisement consent for the proposed installation of external fascia signage, internal hanging sign and window vinyls at the former Johnnie Walker Building, Strand Street, Kilmarnock.

Councillor Cook left the meeting at this point.

6.1 Consideration of Item

Fiona Finlay, Principal Planning Officer, summarised the planning considerations in respect of the applications; and gave the recommendation of the Head of Planning and Economic Development: Approval, of listed building consent and advertisement consent, subject to the condition and for the reason detailed within the report but that the issue of the Decision Notice pertaining to listed building consent be withheld until the application has been referred to Historic Scotland under the Planning (Listed Building and Conservation Areas) (Scotland) Act 1997.

6.2 Determination of Application

It was agreed to approve the applications subject to the condition and for the reason detailed in the report, but that the issue of the Decision Notice pertaining to Listed Building consent be withheld until the application has been referred to Historic Scotland under the Planning (Listed Building and Conservation Areas) (Scotland) Act 1997.

7. APPLICATION NO 10/0080/LB: EAST AYRSHIRE COUNCIL: THE PALACE THEATRE, KILMARNOCK

There was submitted an executive summary sheet and report dated 23 March 2011 (both circulated) by the Head of Planning and Economic Development on an application for listed building consent for proposed repair and maintenance to listed building, reinstatement of entrance canopy and alterations to roof, provision of external lighting and removal of smoke vent tower at the Palace Theatre, Kilmarnock.

7.1 Consideration of Item

Fiona Finlay, Principal Planning Officer, summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Economic Development: Approval, subject to the conditions and for the reasons detailed in the report, but that the issue of the Decision Notice be withheld until the application has been notified to and cleared by Scottish Ministers in terms of the Town and Country Planning (Notification of Applications) (Scotland) Act 2009.

7.2 Determination of Application

It was agreed to approve the application subject to the conditions and for the reasons detailed in the report, but that the issue of the Decision Notice be withheld until the application has been notified to and cleared by Scottish Ministers in terms of the Town and Country Planning (Notification of Applications) (Scotland) Act 2009.

The meeting terminated at 1501 hours.