

**EAST AYRSHIRE COUNCIL**

**SOUTHERN LOCAL PLANNING COMMITTEE**

**MINUTES OF MEETING HELD ON FRIDAY 26 MARCH 2010 AT 1003 HOURS IN  
THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

**PRESENT:** Councillors Drew Filson, Jimmy Kelly, David Shaw, Barney Menzies, Kathy Morrice, Elaine Dinwoodie and Moira Pirie.

**ATTENDING:** Hugh Melvin and Fiona Finlay, Principal Planning Officers; Melanie Barbour, Solicitor; and Lynn Young, Administrative Officer.

**APOLOGIES:** Councillors Neil McGhee, Jim Roberts, William Crawford and Eric Ross.

**CHAIR:** Councillor Drew Filson, Chair.

**HEARING PROCEDURE**

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

**CONSIDERATION OF APPLICATIONS**

2. **APPLICATION NO 09/0837/PP: ARDGOWAN HOMES LIMITED: BALLOCHMYLE ESTATE, MAUCHLINE**

- 2.1 **Declaration of Interest**

Councillor Shaw declared a non-financial interest in accordance with Paragraphs 5.17 and 5.18 of the Code of Conduct and withdrew from the meeting.

- 2.2 **Consideration of Item**

There was submitted an executive summary sheet and report dated 16 March 2010 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for alterations to the existing residential layout approved under consent 05/0706/RM to Burns Garden, Ballochmyle Estate, Mauchline, by Ardgowan Homes Limited.

The Principal Planning Officer reported that 21 letters of representations from 20 signatories had been received objecting to the proposed development; 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; and that the issue of the Decision Notice be withheld in abeyance until the Solicitor to the Council had concluded an amendment to the existing agreement with the applicant in terms of Section 75 of the Town and Country Planning (Scotland) Act 1997 addressing the matter noted in Sections 7.1 and 8.9 of the report.

- 2.3 **Planning Hearing**

The Committee heard Mr David Barr in respect of objections and those of Mrs Margaret Barr and Ballochmyle Residents Association; and Mr Clark Milliken in respect of his objections.

The Committee then heard Mr Alan McEwan, applicant, in support of the application. Members of the Committee asked questions of the applicant.

The Chair closed the Hearing.

#### **2.4 Determination of Application**

It was agreed to approve the application, subject to the conditions, and for the reasons detailed in the report and that the issue of the Decision Notice be withheld in abeyance until the Solicitor to the Council had concluded an amendment to the existing agreement with the applicant in terms of Section 75 of the Town and Country Planning (Scotland) Act 1997 addressing the matter noted in Sections 7.1 and 8.9 of the report; and that the level of core plantation surrounding the existing development be assessed by East Ayrshire Council's Enforcement Officers.

Councillor Shaw re-joined the meeting.

#### **3. APPLICATION NOS 08/0490/FL AND 08/0489/LB: CLYDE BUILDING GROUP LIMITED: 20-24 MILL STREET, CATRINE**

There was submitted an executive summary sheet and report dated 16 March 2010 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for the change of use and alterations to the former public house premises to form four terraced dwellinghouses of two and a half storey construction at 20-24 Mill Street, Catrine, by Clyde Building Group Limited.

The Principal Planning Officer advised that three letters of objection and 12 pro-forma style letters of representations from 13 signatories had been received, details of which were contained within the report; advised that the letter of objection from Catrine Community Trust had been withdrawn; 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 Decision Notice be withheld until the application had been notified to and formally cleared by the Scottish Ministers in terms of the Town and Country Planning (Notification of Application (Scotland) Direction 2009); and that listed building consent be approved subject to the conditions, and the reasons detailed in the report.

No objectors were present or represented.

It was agreed:-

- (i) to approve the application, subject to the conditions, and for the reasons detailed in the report but that the Decision Notice be withheld until the application had been notified to and formally cleared by the Scottish Ministers in terms of the Town and Country Planning (Notification of Application (Scotland) Direction 2009) and subject to an additional condition to planning application no 08/0490/FL to read: "the proposed development shall be carried out in a phased manner such that no works shall be undertaken in the construction of the new build dwellinghouses prior to the existing listed building being made wind and water tight; specifically through the replacement of the roof structure by the application of sarking and slates and the installation of all external doors, windows and roof lights; Reason: in the interests of ensuring works to preserve the fabric of the existing listed building

are carried out as a matter of priority in the implementation of the consent hereby approved”; and

- (ii) to approve the listed building consent for the application, subject to the conditions, and for the reasons detailed in the report.

**4. APPLICATION NO 09/0552/PPP: NHS AYRSHIRE AND ARRAN PRIMARY CARE TRUST: HOLMHEAD HOSPITAL, HOLMHEAD ROAD, CUMNOCK**

**4.1 Declaration of Interest**

Councillors Filson and Dinwoodie declared a non-financial interest which they did not consider significant in terms of Paragraphs 5.17 and 5.18 of the Code of Conduct and indicated their intention to remain and participate in consideration of the item in question.

**4.2 Consideration of Item**

There was submitted an executive summary sheet and report dated 17 March 2010 (both circulated) by the Head of Planning and Economic Development on an application for planning permission, in principle, for the residential development of the Holmhead Hospital site in Cumnock by NHS Ayrshire and Arran Primary Care Trust.

The Principal Planning Officer advised that no letters of objection had been received; 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 approve the application, subject to the conditions, and for the reasons detailed in the report.

**5. APPLICATION NO 09/0739/PP: MR AND MRS J McCAIG: LITTLEMILL SCHOOL, RANKINSTON**

There was submitted an executive summary sheet and report dated 12 March 2010 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for the change of use of part of the school playground associated with Littlemill Primary School to form a residential plot and for the erection of one and a half storey dwellinghouse on the site of Littlemill School, Rankinston, by Mr and Mrs J McCaig.

The Principal Planning Officer advised that no letters of objection had been received; 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 approve the application, subject to the conditions, and for the reasons detailed in the report.

**ANY OTHER COMPETENT BUSINESS**

- 6.** The Chair requested that location plans be incorporated into the body of the report for ease of reference for future applications.

The Principal Planning Officer advised that Elected Members can access all location plans pertinent to a planning application through the Members’ portal, however, he

would seek clarification as to determine an alternative process for viewing location plans for planning applications.

The meeting terminated at 1100 hours.