

EAST AYRSHIRE COUNCIL**SOUTHERN LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON FRIDAY 25 JUNE 2010 AT 1000 HOURS IN
THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

PRESENT: Councillors Jimmy Kelly, Neil McGhee, Jim Roberts, David Shaw, William Crawford, Kathy Morrice, Eric Ross, Elaine Dinwoodie and Moira Pirie.

ATTENDING: Dave Morris, Development Management Manager; Stuart Norval, Team Leader, Roads and Transportation; Avril Forrest, Solicitor; and Lynn Young, Administrative Officer.

APOLOGIES: Councillors Drew Filson and Barney Menzies.

CHAIR: Councillor Kathy Morrice, Vice-Chair.

CONSIDERATION OF APPLICATIONS**1. APPLICATION NO 09/0891/PP: AARDVARK TMC: LAND AT NETHERTON, OFF
NEWFIELD ROAD, NEAR CUMNOCK (Item 2, Page 1130, 07/12)**

There was submitted an executive summary sheet and report dated 17 June 2010 (both circulated) by the Head of Planning and Economic Development on an application for the phased winning and working of coal by surface mining methods at land at Netherton, off Newfield Road, near Cumnock.

The Development Management Manager reported that a total of 17 letters of representation, from 16 signatories, had been received, objecting to or raising concerns regarding 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 issuing of the Decision Notice be withheld until: (i) the Solicitor to the Council had satisfactorily concluded a formal agreement under Section 75 of the Town and Country Planning (Scotland) Act 1997 with the applicants in respect of the matters detailed in Paragraph 8.7 of the report; and (ii) a Mining Waste Management Plan in compliance with the provisions of the Management of Waste from Extractive Industries (Scotland) Regulations 2009, had been formally approved by the Planning Authority in consultation with SEPA.

No objectors were present or represented.

It was agreed to approve the application subject to the conditions and for the reasons detailed in the report and that the issuing of the Decision Notice be withheld until: (i) the Solicitor to the Council had satisfactorily concluded a formal agreement under Section 75 of the Town and Country Planning (Scotland) Act 1997 with the applicants in respect of the matters detailed in Paragraph 8.7 of the report; and (ii) a Mining Waste Management Plan in compliance with the provisions of the Management of Waste from Extractive Industries (Scotland) Regulations 2009, had been formally approved by the Planning Authority in consultation with SEPA.

2. APPLICATION NO 10/0465/PP: DEANWAY MUIR LIMITED: WYLIE CRESCENT, CUMNOCK

There was submitted an executive summary sheet and report dated 14 June 2010 (both circulated) by the Head of Planning and Economic Development on an application for the extension of compensatory flood storage area (not yet constructed on site) which was previously approved as part of the Cumnock Office Development application (Planning Ref 09/0076/FL) (Item 1, Page 713, 07/12).

It was agreed to continue the application to allow the Members of the Southern Local Planning Committee to undertake a site visit to the application site.

The meeting terminated at 1016 hours.