

**EAST AYRSHIRE COUNCIL**

**SOUTHERN LOCAL PLANNING COMMITTEE**

**MINUTES OF SPECIAL MEETING HELD ON WEDNESDAY 15 DECEMBER 2010  
AT 1400 HOURS IN THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

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

**ATTENDING:** Hugh Melvin, Principal Planning Officer; Craig Young, Team Leader - Litigation; Stuart Norval, Team Leader, Roads and Transportation; and Jennifer Morrison, Administrative Officer.

**APOLOGIES:** Councillors Drew Filson, Neil McGhee, Jim Roberts, William Crawford, Eric Ross and Elaine Dinwoodie.

**CHAIR:** Councillor Kathy Morrice, Vice-Chair.

**HEARING PROCEDURE**

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

**CONSIDERATION OF APPLICATIONS**

2. **APPLICATION NO 09/0628/PP: MR JOHN MURPHY: 5A BARBIESTON ROAD, DALRYMPLE**

There was submitted an executive summary sheet and report dated 3 December 2010 (both circulated) by the Head of Planning and Economic Development on an application for change of use from dwelling and alterations to form hot food carryout at 5A Barbieston Road, Dalrymple.

**2.1 Consideration of Item**

Hugh Melvin, Principal Planning Officer reported that 22 letters of objection had been received, 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: Refusal, for the reasons detailed in the report.

**2.2 Planning Hearing**

The Committee heard Mr Blane McKnight and Mr John Wason in support of their objections.

The applicant was not present or represented.

The Chair closed the Hearing.

**2.3 Determination of Application**

Hugh Melvin, Principal Planning Officer, provided clarification on points raised during the Hearing.

It was agreed to refuse the application for the reasons detailed in the report.

### **3. APPLICATION NO 10/0780/PP: MR JAMES CARMICHAEL, NERV: 47 CASTLE, NEW CUMNOCK**

There was submitted an executive summary sheet and report dated 3 December 2010 (both circulated) by the Head of Planning and Economic Development on an application to site Burns Statue and Plinth and raise height of rear wall at land adjacent to 47 Castle, New Cumnock.

#### **3.1 Consideration of Item**

Hugh Melvin, Principal Planning Officer, reported that four objections had been received, details of which were contained within the report; reported an error in Section 3.1 of the report which should read "New Cumnock Community Council" and not "Cumnock Community Council"; 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.

#### **3.2 Planning Hearing**

The Committee heard Mr Robert Guthrie in support of his objections.

The Committee then heard Mr James Carmichael, NERV, the applicant, in support of the application.

The Chair closed the Hearing.

#### **3.3 Determination of Application**

Hugh Melvin, Principal Planning Officer, provided clarification on points raised during the Hearing.

It was agreed to grant the application subject to the condition and for the reason detailed in the report and subject to an additional Condition (2): Prior to the commencement of works on site, the applicant shall submit to, and have approved by the Planning Authority, details for a memorial plaque to "Mary Morrison", including wording and location of the plaque. The plaque shall thereafter be provided and installed within three months of the completion of all works on site; Reason: to preserve the integrity of the site as a memorial to Mary Morrison for community interests.

### **4. APPLICATION NO 10/0758/PP: EAST AYRSHIRE COUNCIL: CATRINE TO SORN CYCLE ROUTE, ST CUTHBERT'S STREET, CATRINE**

There was submitted an executive summary sheet and report dated 7 December 2010 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for widening of existing path to form cycle route at Catrine to Sorn cycle route, St Cuthbert's Street, Catrine.

Hugh Melvin, 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.

It was agreed to grant the application subject to the conditions and for the reasons detailed in the report with an addition to Condition (1) to read "and shall be maintained in perpetuity to the satisfaction of the Planning Authority".

Councillor David Shaw, having moved an alternative proposal for refusal of the application which failed to receive a seconder, recorded his dissent to this decision.

The meeting terminated at 1440 hours.