

EAST AYRSHIRE COUNCIL**NORTHERN LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON FRIDAY 15 AUGUST 2008 AT 1000 HRS
IN THE MEETING ROOM, COUNCIL HEADQUARTERS,
LONDON ROAD, KILMARNOCK**

PRESENT: Councillors Alan Brown, Rose-Ann Cuninghame, John MacKay, Helen Coffey, Willie Coffey, Maureen McKay, Tom Cook, Robert Keohone, John McGhee, Douglas Reid, John Campbell, John Knapp, Hugh Ross, Jim Todd and Stuart Finlayson.

ATTENDING: Dave Morris, Development Management Manager; Fiona Finlay, Principal Planning Officer; John Trakalo, Senior Engineer (Roads and Transportation); Avril Forrest, Solicitor; and Jennifer Morrison, Administrative Officer.

APOLOGIES: Councillors Jim Buchanan, Gordon Cree, Drew McIntyre, Robert McDill and Provost Stephanie Young.

CHAIR: Councillor Alan Brown, Chair.

CONSIDERATION OF APPLICATION**1. APPLICATION NO 08/0205/FL: CULVERT PROPERTIES LTD: FORMER BLAIR AND GRAY GARAGE, BEANSBURN, KILMARNOCK (Item 2, Page 408, 07/11)**

There was submitted a supplementary report dated 6 August 2008 (circulated) by the Head of Planning and Economic Development (i) presenting for consideration by the Local Planning Committee a full planning application which was continued by the Northern Local Planning Committee at its meeting on 20 June 2008 for further investigation into the possibility of including a pedestrian crossing facility in the vicinity of the application site and (ii) which reported that since the previous meeting the applicant had decided to appeal to the Scottish Government on the basis that the Council had not reached a decision on the application within the statutory 2 month period. In order that the Planning and Economic Development Division could present the Council's position on the appeal the supplementary report now sought the Committee's view on the proposed development. It was noted that the Committee would not, because of this appeal, be able to issue an actual decision on the application.

The Administrative Officer advised that only those Elected Members who were involved in the Hearing on 20 June 2008 (Councillors Alan Brown, Rose-Ann Cuninghame, John MacKay, John McGhee, Helen Coffey, Willie Coffey, Robert Keohone, John Campbell, John Knapp, Hugh Ross and Stuart Finlayson) should participate in taking a view on this application.

At this point Councillors Maureen McKay and Douglas Reid retired to the public gallery and Councillors Tom Cook and Jim Todd left the meeting.

The Principal Planning Officer advised that the Head of Planning and Economic Development's recommendation was that the Council's position in the current appeal be that the planning application be granted subject to the conditions detailed in the

report as presented to Members at the Committee meeting on 20 June 2008, and subject to the additional condition as reported at that meeting.

Councillor Robert Keohone, seconded by Councillor John McGhee moved that the Council's position in the current appeal be that the application should be granted subject to the conditions detailed in the report presented to Members at the Committee meeting on 20 June 2008, and subject to the additional condition as reported at that meeting.

Councillor Willie Coffey, seconded by Councillor John MacKay moved as an amendment that the Council's position in the current appeal be that the application should be refused on the grounds that the proposal was detrimental to road safety.

On a division by a show of hands the amendment was carried by 6 votes to 5.

Councillors Maureen McKay, Tom Cook, Douglas Reid and Jim Todd rejoined the meeting at this point.

HEARING PROCEDURE

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

CONSIDERATION OF APPLICATION

3. **APPLICATION NOS 08/0158/LB AND 08/0159/FL: VICTORIA RICKEY: 3 FAIRLIECREVOCH FARM, CUNNINGHAMHEAD, KILMARNOCK**

There was submitted an executive summary sheet and report dated 15 July 2008 (both circulated) by the Head of Planning and Economic Development on an application for listed building consent and a full planning application for the erection of a single storey rear extension to dwellinghouse at 3 Fairliecrevoch Farm, Cunninghamhead, Kilmarnock.

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

3.1 Consideration of Item

Dave Morris, Development Management Manager reported an amendment to the contrary decision notice of the report to replace "Development Services Committee" with "Principal Planning Committee"; reported that 21 letters of objection from 14 parties had been received, details of which were contained in the report; gave the recommendation of the Head of Planning and Economic Development: Approval of planning application No 08/0158/FL subject to the conditions and for the reasons detailed in the report and approval of listed building application No 08/0158/LB subject to the conditions and for the reasons detailed in the report.

3.2 Planning Hearing

The Committee heard Mr Simpson in respect of his objections and Mrs Roberts in respect of the objections of Diane Simpson.

Members of the Committee asked questions of the objectors.

The applicant was not present or represented.

The Chair closed the Hearing.

3.3 Determination of Application

The Development Management Manager provided clarification on points raised during the Hearing.

Councillor John MacKay, seconded by Councillor Douglas Reid, moved that the applications be refused on the grounds that they were detrimental to the residential amenity of neighbouring properties.

Councillor Maureen McKay, seconded by Councillor Robert Keohone, moved as an amendment that the applications be approved subject to the conditions and for the reasons detailed in the report.

On a division by a show of hands the motion was carried by 8 votes to 7.

The meeting terminated at 1045 hours.