

EAST AYRSHIRE COUNCIL**NORTHERN LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON FRIDAY 12 NOVEMBER 2010 AT 1000 HOURS IN THE COUNCIL CHAMBERS, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

PRESENT: Councillors Alan Brown, Rose-Ann Cuninghame, John MacKay, John McGhee, Helen Coffey, Maureen McKay, Tom Cook, Robert Keohone, Douglas Reid, Gordon Cree, Drew McIntyre, John Knapp, Hugh Ross, Stuart Finlayson, Robert McDill and Provost Stephanie Young.

ATTENDING: Fiona Finlay and Hugh Melvin, Principal Planning Officers; Avril Forrest, Solicitor; and Gillian Hamilton, Administrative Officer.

APOLOGIES: Councillors Willie Coffey, Jim Buchanan, John Campbell and Jim Todd.

CHAIR: Councillor Alan Brown, Chair.

HEARING PROCEDURE

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

CONSIDERATION OF APPLICATION

2. **APPLICATION NO 10/0485/PP: SCOTTISH POWER RENEWABLES: LAND ADJACENT TO WHITELEE WINDFARM, NORTH EAST OF KILMARNOCK ON EAGLESHAM MOOR**

There was submitted an executive summary sheet and report dated 2 November 2010 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for a proposed extension to Whitelee Windfarm comprising the erection of 7 turbines, associated hardstanding areas, on site access tracks and ancillary works comprising the formation of a temporary construction compound, borrow pits and erection of temporary meteorological masts on land adjacent to Whitelee Windfarm, North East of Kilmarnock on Eaglesham Moor.

2.1 Consideration of Item

Hugh Melvin, Principal Planning Officer reported the receipt of 3 letters 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 and that the issue of the decision notice be withheld until the Solicitor to the Council has satisfactorily concluded a formal Agreement under Section 75 of the Town and Country Planning (Scotland) Act 1997 with the applicant in respect of the matters detailed in paragraph 7.1 of the report in connection with developer contributions, restoration bond, planning monitoring officer, public access, maintenance of TV signals and habitat management plan.

2.2 Planning Hearing

The Committee heard Greta Roberts, CH Cuthbertson and Alan Sharpe in support of their objections and Pippa Hutchison representing Mr Sharp in support of his objections.

Members asked questions of the objectors.

The Committee then heard Helen Peake and Catherine Sibley, the applicant's representatives, in support of the application.

Members of the Committee asked questions of the applicant's representatives.

The Chair closed the Hearing.

2.3 Determination of Application

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

Councillor John McGhee, seconded by Provost Stephanie Young moved that the application be refused on the grounds that the proposed development was contrary to Policies ECON 7 D and G of the Ayrshire Joint Structure Plan and CS 14 and 12 of the Adopted East Ayrshire Local Plan in terms of a significant and unacceptable adverse cumulative visual impact on the landscape and on the amenity of the surrounding area and residential properties; and a significant and unacceptable noise impact on neighbouring residential properties.

Councillor Robert McDill seconded by Councillor John McKay moved as an amendment that the application be approved subject to the conditions and for the reasons detailed in the report, and that the decision notice be withheld until the Solicitor to the Council has satisfactorily concluded a formal agreement under Section 75 of the Town and Country Planning (Scotland) Act 1997 with the applicant in respect of the matters detailed in paragraph 7.1 of the report in connection with developer contributions, restoration bond, planning monitoring officer, public access, maintenance of TV signals and habitat management plan.

On a division by a show of hands, the motion was carried by 13 votes to 3.

The meeting terminated at 1118 hours.