

EAST AYRSHIRE COUNCIL**SOUTHERN LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON FRIDAY 16 MAY 2008 AT 1000 HOURS IN
THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

PRESENT: Councillors Drew Filson, Eric Jackson, Jimmy Kelly, Neil McGhee, Jim Roberts, Barney Menzies, Kathy Morrice, Elaine Dinwoodie and Jim Sutherland.

ATTENDING: Hugh Melvin, Principal Planning Officer; Craig Young, Solicitor; and Lynn Young, Administrative Officer.

APOLOGIES: Councillors William Crawford and Eric Ross.

CHAIR: Councillor Drew Filson, Chair.

HEARING PROCEDURE

1. The Administrative Officer confirmed that the Hearing Procedure was understood by all participants.

2. **APPLICATION NO 08/0044/FL: WEST PARTNERSHIP LIMITED: ERECTION OF TWO DWELLINGS AT THE HAWTHORNS, SKELDON MILL, HOLLYBUSH**

There was submitted an executive summary sheet and report dated 1 May 2008 (both circulated) by the Head of Planning and Economic Development on a full planning application for the erection of two dwellings within the garden ground of the Hawthorns, Skeldon Mill, Hollybush.

- 2.1 **Consideration of Item**

The Principal Planning Officer reported that 13 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: Approval, 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 had satisfactorily concluded a legal agreement, under Section 75 of the Town and Country Planning (Scotland) Act 1997, with the developer, and adjacent land owner in terms of the obligation to secure sightlines as described in Section 8.4 of the report.

- 2.2 **Planning Hearing**

The Committee then heard Mrs Mary Wood on behalf of her own objections and those of Mr Alasdair Wood, Mr David Bell, Dr Karen Pickles, Dr and Mrs Russell, Sylvia Kemp and Ewan Kemp. Members asked questions of the objector who responded to the issues raised, all in accordance with the Hearing Procedure.

The applicant was not present or represented.

The Chair closed the Hearing.

- 2.3 **Determination of Application**

Councillor Dinwoodie, seconded by Councillor Filson, moved that the application be refused as the erection of the two dwellings would be detrimental to the visual

amenity and character of the area through the loss of trees from the shelterbelt and removal of hedgerow.

Councillor Jackson, seconded by Councillor Kelly, 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 had satisfactorily concluded a legal agreement, under Section 75 of the Town and Country Planning (Scotland) Act 1997, with the developer, and adjacent land owner in terms of the obligation to secure sightlines as described in Section 8.4 of the report.

On a division by a show of hands, the motion was carried by 6 votes to 3.

The meeting terminated at 1022 hours.