

EAST AYRSHIRE COUNCIL**SOUTHERN LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON FRIDAY 30 APRIL 2010 AT 1000 HOURS IN
THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

PRESENT: Councillors Drew Filson, Neil McGhee, Jim Roberts, David Shaw, William Crawford, Barney Menzies, Kathy Morrice, Eric Ross, Elaine Dinwoodie and Moira Pirie.

ATTENDING: Karl Doroszenko, Development Planning and Regeneration Manager; Kerr Chalmers, Traffic and Road Safety Manager; Hugh Melvin and Fiona Finlay, Principal Planning Officers; Melanie Barbour, Solicitor; Colin Graham, Minerals Officer; and Lynn Young, Administrative Officer.

APOLOGY: Councillor Jimmy Kelly.

CHAIR: Councillor Drew Filson, Chair.

HEARING PROCEDURE

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

CONSIDERATION OF APPLICATIONS

2. **APPLICATION NO 09/0891/PP: AARDVARK TMC: LAND AT NETHERTON, OFF NEWFIELD ROAD, NEAR CUMNOCK**

There was submitted an executive summary sheet and report dated 21 April 2010 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for the phased winning and working of coal by surface mining method at land at Netherton, off Newfield Road, near Cumnock by Aardvark TMC.

The Principal Planning Officer reported that a total of 15 letters of representation, from 18 signatories, had been received, objecting to or raising concerns regarding the proposed development; advised that one letter of objection had been withdrawn; summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Economic Development: Approval,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 should 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 applicant 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 Extraction Industries (Scotland) Regulations 2009, had been formally approved by the Planning Authority in consultation with SEPA.

2.1 Planning Hearing

The Committee heard Mr Paul Dick, on behalf of the objections from Mr William Corson, Mr Graham Askin, Mrs Maureen Milroy and Mr Edgar Donaldson; and Mrs Kathleen Irwin and Mr James Miller in respect of their objections.

Members of the Committee asked questions of the objectors.

The Committee then heard Ms Jo Davis, applicant, and Mr Colin Hume, Agent for the applicant, in support of the application.

Members of the Committee asked questions of the applicant.

The Chair closed the Hearing.

ADJOURNMENT/RECONVENTION

3. The Committee adjourned at 1105 hours and reconvened at 1119 hours with the same Members and Officers present and in attendance.

4. **DETERMINATION OF APPLICATION NO 09/0891/PP**

It was agreed to continue consideration of the application to a future meeting of the Southern Local Planning Committee to enable the applicant to consider alternative suitable transport routes.

5. **APPLICATION NO 09/0555/PP: BARR ENVIRONMENTAL LIMITED: SKARES ROAD, NEAR CUMNOCK**

There was submitted an executive summary sheet and report dated 15 April 2010 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for the erection of a mechanical and biological waste treatment facility within the existing consented Garlaff Landfill and Recycling Centre at Garlaff Landfill Recycling Centre, Skares Road, near Cumnock by Barr Environmental Limited.

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

The Principal Planning Officer reported that a total of 12 letters of representation had been received, of which 10 were letters of objection from 11 signatories and included an objection from Ochiltree 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.

5.1 **Planning Hearing**

The Committee heard Mr Paul Dick, on behalf of the objections from Ms Maureen Milroy, Mr William Corson and Mr A E Donaldson.

Members of the Committee asked questions of the objector.

The Committee then heard Mr Gabor Csepany, applicant, and Mr Colin Hume, Agent for the applicant, in support of the application.

Members of the Committee asked questions of the applicant.

The Chair closed the Hearing.

5.2 **Determination of Application**

It was agreed to approve the application, subject to the conditions and for the reasons detailed in the report.

6. APPLICATION NO 02/0733/FL: HOPE HOMES SCOTLAND: CATRINE ROAD, SORN

There was submitted an executive summary sheet and report dated 20 April 2010 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for the erection of 26 detached dwellinghouses on the application site and the formation of the associated residential roads at Catrine Road, Sorn, by Hope Homes Limited.

The Principal Planning Officer advised that two letters of objection had been received; advised that Paragraph 2.5 should read "7 Palmerston House Type (4 bedroom, 2 storey detached dwelling)" rather than "semi-detached" as stated in 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 had concluded an agreement with the applicant in terms of Section 75 of the Town and Country Planning (Scotland) Act 1997 addressing the matters noted in Section 7.1 of the report.

No objectors were present or represented.

It was agreed to continue consideration of the application to a future meeting of the Southern Local Planning Committee for further information on road traffic impact and for further details on the proposed footpath link across Sorn new bridge.

7. SCOTTISH GOVERNMENT TOWN CENTRE REGENERATION FUND - CUMNOCK "CREATING CIVIC SPACE" PROJECT: APPLICATION NOS 09/0881/PP AND 09/0886/LB: PUBLIC REALM WORKS: CUMNOCK TOWN HALL, GLAISNOCK STREET, CUMNOCK (Item 3, page 1049, 07/12)

There was submitted a report dated 20 April 2010 (circulated) by the Head of Planning and Economic Development which informed of the background to the above applications considered by the Committee on 26 February 2010, and which provided a response to the Committee's request for further information and the reasons for amending the proposals.

It was agreed:-

- (i) to remit to the Development Planning and Regeneration Manager to ascertain from Historic Scotland the position in relation to the Listed Building Status on the Annex to Cumnock Town Hall and report back to the Committee;
- (ii) to remit to the Principal Planning Officer to seek information in relation to the removal of the balustrade at Cumnock Town Hall and report back to the Committee; and
- (iii) otherwise, to note the contents of the report.

The meeting terminate at 1235 hours.