

EAST AYRSHIRE COUNCIL**SOUTHERN LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON THURSDAY 27 MAY 2010 AT 1004 HRS
IN THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

PRESENT: Councillors Drew Filson, Jimmy Kelly, Neil McGhee, Jim Roberts, David Shaw, William Crawford, Kathy Morrice, Eric Ross and Moira Pirie.

ATTENDING: Hugh Melvin and Fiona Finlay, Principal Planning Officers; Stuart Norval, Team Leader, Roads and Transportation; Caroline Magowan and Avril Forrest, Solicitors; and Lynn Young, Administrative Officer.

APOLOGIES: Councillors Barney Menzies and Elaine Dinwoodie.

CHAIR: Councillor Drew Filson, Chair.

**APPLICATION NO 02/0733/FL: HOPE HOMES SCOTLAND:
CATRINE ROAD, SORN (Item 6, Page 1132, 07/12)****1.1 Participation in Determination of the Application**

It was noted that only those Elected Members present at the meeting held on 30 May 2010 (Councillors Drew Filson, Neil McGhee, Jim Roberts, David Shaw, William Crawford, Barney Menzies, Kathy Morrice, Eric Ross, Elaine Dinwoodie and Moira Pirie) should participate in determination of this application.

Councillor Kelly left the meeting.

1.2 Consideration of Item

There was submitted an executive summary sheet and report dated 20 May 2010 (circulated) by the Head of Planning and Economic Development which presented for determination an application for planning permission for the erection of 26 detached dwellinghouses on the application site and for the formation of associated residential roads at Catrine Road, Sorn by Hope Homes Ltd. The application had been continued at the meeting on 30 April 2010 for further information on road traffic impact and for further details on the proposed footpath link across Sorn new bridge.

The Principal Planning Officer summarised the terms of the supplementary report by the Head of Planning and Economic Development; 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 held in abeyance 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 1977 addressing the matters noted in Section 7.1 of the report.

1.3 Determination of Application

It was agreed to continue consideration of the application to a future meeting of the Southern Local Planning Committee for members of the Committee to undertake a site visit in connection with the road traffic impact on the proposed footpath across Sorn new bridge.

Councillor Kelly rejoined the meeting.

APPLICATION NO 09/0511/PP: AARDVARK TMC: LAND AT DUNCANZIEMERE, NEAR LUGAR, CUMNOCK

2. There was submitted an executive summary sheet and report dated 21 April 2010 (circulated) by the Head of Planning and Economic Development on an application for planning permission for the extraction of coal by surface mining methods from an extraction area of 63 hectares within the overall 110 hectare site at Laigh Glenmuir Surface Mine, land at Duncanziemere, near Lugar, Cumnock by Aardvark TMC.

The Principal Planning Officer advised that two letters of objection had been received; summarised the planning considerations in respect of the application; advised that with regards to the consultation from the Roads and Transportation Service, there was an omission in the report in that there is an increased usage of minor roads in the locality of the application site primarily due to staff and service vehicles and also large vehicle movements. Visibility improvements were also required at certain locations on access routes. In this regard the Roads and Transportation Service would require the applicant to enter into a joint maintenance agreement to contribute an agreed annual sum towards the maintenance costs for these minor routes in order to ensure their future structural integrity during the life of the site. The level of contribution was expected to be of the order of 15p per tonne of coal removed from the site. Furthermore, the Service had indicated that the base of any soil bund be no closer than 2 metres from the adjacent field or property boundary to ensure the road forward visibilities are retained and that the edge of the opencast excavation was no closer than 20 metres from the public road boundary. This would be addressed through the imposition of a condition in any consent granted for the development; 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: (i) the Solicitor to the Council had satisfactorily concluded a formal agreement under Section 75 of the Town and Country Planning (Scotland) Act 1977 with the applicant in respect of the matters detailed in paragraph 8.5 of the report; and (ii) a Mining Waste Management Plan in accordance 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 Mrs G M Roberts on behalf of her objection; and Mr Brian Broadley, on behalf of the objections from Cronberry, Logan and Lugar Community Council.

Members of the Committee asked questions of the objectors.

The Committee then heard Mr Lee Weatherall, applicant; and Mr Alan Pollock, agent for the applicant, in support of the application.

Members of the Committee asked question of the applicant and the agent.

The Chair closed the Hearing.

2.2 Determination of Application

It was agreed to continue consideration of the application to a future meeting of the Southern Local Planning Committee to enable the members of the Southern Local Planning Committee to undertake a site visit to the application site.

Councillor Kelly left the meeting.

ADJOURNMENT/RECONVENTION

3. The Committee adjourned at 1024 hrs and reconvened at 1030 hrs with the same Members and Officers present and in attendance.

APPLICATION NO 09/0819/PP: MR STEPHEN MERCER, NEWTON STREET, CATRINE, MAUCHLINE

4. There was submitted an executive summary sheet and report dated 17 May 2010 (circulated) by the Head of Planning and Economic Development on an application for planning permission for the change of use of the area of open space to form part of the garden ground of the adjoining dwellinghouse at 24 Newton Street, Catrine, Mauchline, to allow for the formation of an enclosed, secure area for off-street parking by Mr Stephen Mercer.

The Principal Planning Officer advised that one letter of objection had been received; 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.

The objector was not present or represented.

It was agreed to continue consideration of the application to a future meeting of the Southern Local Planning Committee to enable the members of the Southern Local Planning Committee to undertake a site visit to the application site.

The Chair reminded Members that there was an opportunity to request site visits prior to any meeting of the Southern Local Planning Committee.

APPLICATION NOS 10/01/05/LB; 10/0265/PP; AND 10/0266/AD: EAST AYRSHIRE COUNCIL: BAIRD INSTITUTE. 3 LUGAR STREET, CUMNOCK

5. There was submitted an executive summary sheet and report dated 17 May 2010 (circulated) on applications for: (i) Listed Building Consent for the installation of a new clock display and signage on the southern elevation of the building, the replacement of concrete entrance steps with sandstone, various work to the stone walls including pointing and the provision of a new entrance handrail; (ii) planning permission for the installation of a new clock display on the southern elevation of the building, various landscaping and improvement works around the building and the provision of new entrance pillars and railings fronting Lugar Street; and (iii) Advertisement Consent for the attachment of signage on the southern elevation wall at the Baird Institute, 3 Lugar Street, Cumnock, by East Ayrshire Council.

The Principal Planning Officer reported that no letters of objection had been received; summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Economic Development: (i) that Listed Building Consent be approved subject to the conditions and for the reasons detailed in the report and that the issue of the decision notice be withheld until the application had been formally cleared with Historic Scotland; (ii) that planning permission be approved subject to the conditions and for the reasons detailed in the report; and (iii) that Advertisement Consent be approved subject to the conditions and for the reasons detailed in the report.

It was agreed to continue consideration of the application to a future meeting of the Southern Local Planning Committee for alternative proposals to be submitted by the applicant in relation to the provision of the handrail and the tactile warning surface for the sandstone steps.

The meeting terminated 1155 hrs.