

EAST AYRSHIRE COUNCIL

SOUTHERN LOCAL PLANNING COMMITTEE

**MINUTES OF MEETING HELD ON FRIDAY 1 OCTOBER 2010 AT 1000 HOURS
IN THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

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

ATTENDING: Hugh Melvin, Principal Planning Officer; Melanie Barbour, Solicitor; and Jennifer Morrison, Administrative Officer.

APOLOGY: Councillor Drew Filson.

CHAIR: Councillor Kathy Morrice, Vice Chair.

HEARING PROCEDURE

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

CONSIDERATION OF APPLICATIONS

2. **APPLICATION NO 10/0491/PP: KIER CONSTRUCTION LTD: BRAEHEAD FARM, NEW CUMNOCK**

There was submitted an Executive Summary Sheet and report dated 22 September 2010 (both circulated) by the Head of Planning and Economic Development on an application for recovery of coal using surface mining techniques, restoration to agriculture with nature conservation and improve public access at Braehead Farm, New Cumnock.

2.1 Consideration of Item

Hugh Melvin, Principal Planning Officer reported that one letter 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 but that the issue of the decision notice be withheld until 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 applicants, in respect of the matters detailed in paragraph 8.6 of the report.

2.2 Planning Hearing

The Committee heard Mr Paton in support of his objections.

Members of the Committee asked questions of the objector.

The Committee then heard Jonathan Hillier the applicant's representative in support of the application.

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

The Chair closed the hearing.

2.3 Determination of Application

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

It was agreed (i) to approve the application subject to the conditions and for the reasons detailed in the report, but that the issue of the decision notice be withheld until 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 applicants in respect of the matters detailed in paragraph 8.6 of the report and (ii) to include a further condition to improve signage including the use of movement activated signs, to warn of possible dangers on the U754 road, Reason - in the interests of pedestrian safety and residential amenity.

3. APPLICATION NO 10/0468/PP AND APPLICATION NO 10/0470/LB: MR JOHN CAMPBELL: DUMFRIES ARMS HOTEL, 54 GLAISNOCK STREET, CUMNOCK

There was submitted an Executive Summary Sheet and report dated 21 September 2010 (both circulated) by the Head of Planning and Economic Development on an application for planning permission and an application for listed building consent for alterations and extension to form function suite and additional bedroom at the Dumfries Arms Hotel, 54 Glaisnock Street, Cumnock.

Hugh Melvin, Principal Planning Officer, summarised the planning considerations in respect of the application and gave the recommendation of the Head of Planning and Economic Development: approval of planning application No 10/0468/PP subject to the conditions and for the reasons detailed in the report and approval of listed building application No 10/0470/LB subject to the conditions and for the reasons detailed in the report but that the issue of the decision notice be withheld until the application had been formally notified to, and cleared with, Historic Scotland.

It was agreed to approve planning application No 10/0468/PP subject to the conditions and for the reasons detailed in the report and to approve listed building application No 10/0470/LB subject to the conditions and for the reasons detailed in the report but that the issue of the decision notice be withheld until the application had been formally notified to, and cleared with, Historic Scotland.

The Committee raised concerns over the number of retrospective applications coming before it from both individuals and from the Council itself. It was agreed that these concerns be relayed to the Depute Chief Executive/ Executive Director of Neighbourhood Services along with a request that a report be submitted to an appropriate meeting reviewing procedural processes, including the consistency of approach and effectiveness, of action taken in respect of retrospective works.

4. APPLICATION NO 10/0723/PP: YIPWORLD: UNIT 20, 42 TOWNHEAD STREET, CUMNOCK

4.1 Declarations of Interest

Councillors Kathy Morrice and Jim Roberts declared a non-financial interest in respect of this item of business in terms of paragraph 7.11 of the Code of Conduct and withdrew from the meeting.

4.2 Appointment of Chair

Nominations were sought for Chair and Councillor Eric Ross was appointed to the Chair.

4.3 Consideration of Item

There was submitted an Executive Summary Sheet and report dated 21 September 2010 (both circulated) by the Head of Planning and Economic Development on an application for change of use of vacant shop to training centre at Unit 20, 42 Townhead Street, Cumnock.

Hugh Melvin, Principal Planning Officer summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Economic Development: approval.

4.4 Determination of Item

It was agreed to approve this application.

Councillor Kathy Morrice and Jim Roberts re-joined the meeting at this point.

Councillor Kathy Morrice re-took the Chair.

5. APPLICATION NO 10/0616/PP: EAST AYRSHIRE COUNCIL: LITTLEMILL PRIMARY SCHOOL, RANKINSTON

There was submitted an Executive Summary Sheet and report dated 22 September 2010 (both circulated) by the Head of Planning and Economic Development on an application for change of use of former school house garden to an outdoor classroom and formation of a car park on site of former school house with associated alterations to existing playground and footpath and the installation of new gates to school car park at Littlemill Primary School, Rankinston.

Hugh Melvin, Principal Planning Officer, 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.

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

6. APPLICATION NO 10/0621/LB: EAST AYRSHIRE COUNCIL: OLD BRIDGE, SORN

There was submitted an Executive Summary Sheet and report dated 21 September 2010 (both circulated) by the Head of Planning and Economic Development on a listed building application for repair of bridge at Old Bridge, Sorn.

Hugh Melvin, Principal Planning Officer 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 condition and for the reason detailed in the report and that the issue of the decision notice be withheld until the application had been notified to, and formally cleared by Historic Scotland.

It was agreed to grant the application subject to the condition and for the reason detailed in the report and that the issue of the decision notice be withheld until the application had been notified to, and formally cleared by Historic Scotland.

The meeting terminated 1120 at hours.