

EAST AYRSHIRE COUNCIL

NORTHERN LOCAL PLANNING COMMITTEE

**MINUTES OF MEETING HELD ON FRIDAY 12 AUGUST 2011 AT 1000 HOURS IN
THE COUNCIL CHAMBERS, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

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

ATTENDING: Fiona Finlay, Principal Planning Officer; Craig Young, Team Leader, Litigation and Advice; Stuart Norval, Team Leader, Roads and Transportation; and Jennifer Morrison, Administrative Officer.

APOLOGIES: Councillors John McGhee, Willie Coffey, Iain Linton, John Campbell, Jim Todd and Provost Stephanie Young.

CHAIR: Councillor Alan Brown, Chair.

HEARING PROCEDURE

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

CONSIDERATION OF APPLICATIONS

2. APPLICATION NO 10/0938/PP: JAMES PATERSON: HILL FARM, GALSTON

There was submitted an executive summary sheet and report dated 3 August 2011 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for proposed change of use from redundant byre to business storage/farm machinery store and formation of yard at Hill Farm, Galston.

2.1 Consideration of Item

Fiona Finlay, Principal Planning Officer; reported the receipt of 11 letters of objection, details of which were summarised within the report; reported that the word "approved" should be replaced with the word "refused" in the Contrary Decision Note paragraph in both the executive summary sheet and 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.

2.2 Planning Hearing

The Committee heard Greta Roberts in support of the objections of Moscow and Waterside Community Council, and James Duffy in respect of his own objections.

Members of the Committee asked questions of the objectors.

The applicant was not present or represented.

The Chair closed the Hearing.

2.3 Determination of Application

Fiona Finlay, Principal Planning Officer, Stuart Norval, Team Leader, Roads and Transportation and Craig Young, Team Leader, Litigation and Advice provided clarification on points raised during the Hearing.

Councillor Tom Cook, seconded by Councillor Douglas Reid moved that the application be refused as the proposals were contrary to Policies IND5, IND6 and SD5 of the Council's Development Plan.

Councillor Stuart Finlayson, seconded by Councillor Alan Brown, moved as an amendment to approve the application subject to the conditions and for the reasons detailed in the report subject to an amendment to Condition (1) to limit the period of consent to one year, Reason:- the applicant to be advised that they should use this time to seek alternative premises for the business associated with this application; and an amendment to Condition (3) to (i) define more closely "commercial vehicles" to ensure that the condition encompasses the movement of vehicles associated with the applicant's renewable energy business; (ii) limit the movement of vehicles outwith the specified working hours; and (iii) take into account no commercial activity on site outwith these hours, Reason:- in the interest of amenity of nearby residential properties and subject also to the following additional condition (7) requiring the submission of a road maintenance schedule that is to be submitted to and approved in writing by the Planning Authority (in consultation with the Roads Authority) within a set period of time to outline the existing condition of the road and the proposed maintenance measures to be adopted by the applicant for the life of this consent, Reason:- in order to ensure that the road is maintained for the life of this consent.

On a division by a show of hands, the motion was carried by 8 votes to 6.

3. APPLICATION NO 11/0413/PP: BY EAST AYRSHIRE COUNCIL: DARVEL PRIMARY SCHOOL, CAMPBELL STREET EAST, DARVEL

There was submitted an executive summary sheet and report dated 3 August 2011 (both circulated) by the Head of Planning and Economic Development on an application for alteration to Condition (10) to extend Saturday working hours to 08:00 hours - 17:00 hours and to allow Sunday working hours from 10:00 hours to 16:00 hours by prior arrangement and agreement with the Planning Authority for the days requested at Darvel Primary School, Campbell Street East, Darvel.

3.1 Consideration of Item

Fiona Finlay, Principal Planning Officer; reported the receipt of four objections, details of which were summarised 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 following condition and reason:- Condition (10) of planning permission 10/0688/PP is amended to read as follows:- "No demolition or external construction work, site clearance or preparation works shall take place before 08:00 hours and after 18:00 hours on Mondays to Fridays and before 08:00 hours and after 17:00 hours on Saturdays, nor at any time on Sundays: reason in the interests of residential amenity".

3.2 Planning Hearing

The Committee heard Andrew Batton in support of his objections.

Members of the Committee asked questions of the objector.

The Committee then heard Simon Bell, 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.

3.3 Determination of Application

Fiona Finlay, Principal Planning Officer provided clarification on points raised during the Hearing.

It was agreed to grant the application subject to the condition and for the reason detailed in the report.

The Committee also noted that the Head of Planning and Economic Development would write to the applicant's agent re-iterating Members concerns that the contractor be advised that he must comply fully with the terms of the hours relating to this consent.

4. APPLICATION NO 11/0402/PP: EAST AYRSHIRE COUNCIL: LOCAL OFFICE, CROSS STREET, GALSTON

There was submitted an executive summary sheet and report dated 3 August 2011 (both circulated) by the Head of Planning and Economic Development on an application for erection of new office, external refurbishment and renovation works to existing Social Work Offices at Registration and Local Office, Cross Street, Galston.

Fiona Finlay, 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 grant the application subject to the conditions and for the reasons detailed in the report.

The meeting terminated at 1110 hours.