

**EAST AYRSHIRE COUNCIL****SOUTHERN LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON THURSDAY 30 JUNE 2011 AT 1000 HOURS  
IN THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

**PRESENT:** Councillors Drew Filson, Kathy Morrice, Jimmy Kelly, Neil McGhee, David Shaw, Billy Crawford, Barney Menzies, Eric Ross, Elaine Dinwoodie and Moira Pirie.

**ATTENDING:** Hugh Melvin, Acting Development Management Manager; Fiona Finlay, Principal Planning Officer; Melanie Barbour and Leanne Thomson, Solicitors; Stuart Norval, Team Leader, Roads and Transportation; and Jennifer Morrison, Administrative Officer.

**APOLOGY:** Councillor Jim Roberts.

**CHAIR:** Councillor Drew Filson, Chair.

**HEARING PROCEDURE**

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

**CONSIDERATION OF APPLICATIONS**

2. **APPLICATION NO 10/1020/PP: AARDVARK TMC LIMITED: CHANGUE FARM, NEWFIELD ROAD TO SKARES ROAD, BY CUMNOCK ADJACENT TO NETHERTON SURFACE MINE, BY SKARES**

There was submitted an executive summary sheet and report dated 22 June 2011 (both circulated) by the Head of Planning and Economic Development on an application for planning permission for development of a dedicated coal haulage road at Changue Farm, Newfield Road to Skares Road, by Cumnock, adjacent to Netherton Surface Mine, by Skares.

**2.1 Consideration of Item**

Hugh Melvin, Acting Development Management Manager reported that six 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 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 applicant in respect of the matters detailed in Paragraph 8.11 of the report.

**2.2 Planning Hearing**

The Committee heard Kevin Boyle, Babs Mowat, Lesley Murdoch and Kate Murdoch in respect of their objections.

Members of the Committee asked questions of the objectors.

The Committee then heard Colin Hume and Jo Davies, the applicant's representatives in support of the application.

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

The Chair closed the Hearing.

### **2.3 Determination of Application**

Hugh Melvin, Acting Development Management Manager provided clarification on points raised during the Hearing.

It was agreed (i) to continue consideration of the application to a future meeting in order that the Members who had participated in the Hearing could undertake a site visit; and (ii) that the Acting Development Management Manager provide information at that time as to the length of time that Netherton Surface Work had been operational for and also, for the number of jobs which would be created/sustained if this proposal was approved.

### **3. APPLICATION NO 11/0093/PP: TELEFONICA O2 UK LIMITED: EXISTING TELECOMMUNICATIONS COMPOUND ADJACENT TO LOCH VIEW, NEW CUMNOCK**

There was submitted an executive summary sheet and report dated 13 June 2011 (both circulated) by the Head of Planning and Economic Development on an application for installation of a 2m high timber slat fence (painted green) around existing telecommunications compound adjacent to Loch View, New Cumnock.

Fiona Finlay, Principal Planning Officer, summarised the planning considerations in respect of the application, submitted an amended site plan (tabled); and gave the recommendation of the Head of Planning and Economic Development: Approval.

Councillor Jimmy Kelly, seconded by Councillor Drew Filson, moved that the application be approved and thereafter that the Head of Planning and Economic Development clarify for Committee members the reason for the Estate Section's requirement for a fence now to be provided at this site, given the length of time the mast had been in situ.

Councillor Barney Menzies, seconded by Councillor Neil McGhee, moved as an amendment that consideration of the application be continued to a future meeting in order that the Head of Planning and Economic Development provide the Committee with information as to the reason for the Estate Section's requirement for a fence now to be provided at this site, given the length of time the mast had been in situ.

On a division by a show of hands, the amendment was carried by six votes to three.

### **4. APPLICATION NO 11/0132/PP: MR JAMES SMITH: GARAGE CENTRE (SITE 1), OFF STEWART AVENUE, OCHILTREE**

There was submitted an executive summary sheet and report dated 21 June 2011 (both circulated) by the Head of Planning and Economic Development on an application for erection of garage at Garage Centre (Site 1), off Stewart Avenue, Ochiltree.

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 condition and for the reason detailed in the report.

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

**5. APPLICATION NO 11/0355/LB: EAST AYRSHIRE COUNCIL: CUMNOCK TOWN HALL, ANNEXE BUILDING, 62 GLAISNOCK STREET, CUMNOCK**

There was submitted an executive summary sheet and report dated 17 June 2011 (both circulated) by the Head of Planning and Economic Development on an application for demolition of Annexe Building and formation of environmental and public realm improvements at Cumnock Town Hall, Annexe Building, 62 Glaisnock Street, Cumnock.

Fiona Finlay, Principal Planning, 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 prior to any consent being issued, the application be referred to and cleared by Historic Scotland under the Listed Buildings and Conservation Areas (Scotland) Act 1997.

It was agreed (i) to grant the application subject to the condition and for the reason detailed in the report and that prior to any consent being issued, the application be referred to and cleared by Historic Scotland under the Listed Buildings and Conservation Areas (Scotland) Act 1997; and (ii) that in respect of the condition attached to the consent which related to environmental improvement works, that the Head of Planning and Economic Development be advised of the Committee's comments for a raised planting area to be incorporated which utilised sandstone from the annexe building, and that the local Ward Members be consulted about the environmental improvement works.

**6. APPLICATION NO 11/0230/PP: MS KATHRYN HOWELL, CUMNOCK TOWN CENTRE MANAGER, EAST AYRSHIRE COUNCIL: FARMERS MARKET AT THE SQUARE, CUMNOCK**

There was submitted an executive summary sheet and report dated 20 June 2011 (both circulated) by the Head of Planning and Economic Development on an application for proposed establishment of a monthly farmers market at The Square, Cumnock.

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 report.

The meeting terminated at 1100 hours.