

**EAST AYRSHIRE COUNCIL****CENTRAL LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON FRIDAY 4 MARCH 2005 AT 1000 HOURS IN  
THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,  
KILMARNOCK**

**PRESENT:** Councillors Gordon Cree, Brian Reeves, Daniel Coffey, Douglas Reid, John Weir, Iain Linton, John Campbell, Ray Murray and Provost Darnbrough.

**ATTENDING:** Pamela Clifford, Principal Planning Officer; Peter Hessem, Team Leader – Litigation; Barry Douglas, Planning Officer; and Jennifer Morrison, Administrative Officer.

**APOLOGIES:** Councillors Willie Coffey, Drew McIntyre and John Knapp.

**CHAIR:** Councillor Gordon Cree, Chair.

**1. APPLICATION NO 04/1257/FL – MR AND MRS W MCNEILL: 88 MURE AVENUE, KILMARNOCK**

There was submitted an executive summary sheet and report dated 23 February 2005 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for a proposed rear conservatory at 88 Mure Avenue, Kilmarnock.

The Principal Planning Officer reported that three objections 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, Development and Building Standards: Approval, subject to the conditions and for the reasons detailed in the report.

No Hearing took place as the objectors were not present or represented.

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

**2. APPLICATION NO 04/1217/FL – VODAFONE UK LTD: GRASSYARDS ROAD, KILMARNOCK**

There was submitted an executive summary sheet and report dated 23 February 2005 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for proposed installation of an 8M high streetworks monopole with cabinets and other ancillary development at land adjacent lamp post R19, Grassyards Road, Kilmarnock.

**2.1 Consideration of Item**

The Principal Planning Officer reported that five objections 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, Development and Building Standards: Approval, subject to the conditions and for the reasons detailed in the report.

## **2.2 Planning Hearing**

The Committee then heard Mr Maloy, Mr Lindsay, Mr McInnes (representing St Joseph's Academy School Board) and Mr Hunter all in support of their objections.

Members then asked questions of the objectors in accordance with the Hearing Procedure.

The Committee then heard Mr Gillan the applicant's representative in support of the application.

Members of the Committee asked questions of the applicant's representative in accordance with the Hearing Procedure.

The Chair closed the Hearing.

## **2.3 Determination of Application**

The Principal Planning Officer provided clarification on points raised during the Hearing.

Councillor Weir, seconded by Councillor Campbell moved that the application be refused on the grounds that the proposed siting of the telecommunications development would detract from the visual amenity of the setting of the Kay Park Conservation Area, and from the West Lodge Cemetery gatehouse.

Provost Darnbrough, seconded by Councillor Cree moved that the application be approved subject to the conditions and for the reasons detailed in the report.

On a division by a show of hands, the motion was carried by 6 votes to 2.

Councillor Reid joined the meeting at this point.

## **3. APPLICATION NO 04/0893/OL – REPAIR PORT LTD: IRVINE ROAD, CROSSHOUSE**

There was submitted an executive summary sheet and report dated 24 February 2005 (both circulated) by the Head of Planning, Development and Building Standards on an outline planning application for proposed residential development at former Riverbank Hosierey, Irvine Road, Crosshouse.

The Principal Planning Officer summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning, Development and Building Standards: 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.

## **4. APPLICATION NO 05/0016/FL – MMO2 LTD: WESTERN ROAD, KILMARNOCK**

There was submitted an executive summary sheet and report dated 24 February 2005 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for proposed erection of a 12.5M flexicell 2 column with associated equipment cabinets at area of pavement, Western Road, Kilmarnock.

The Principal Planning Officer summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning, Development and Building Standards: Approval, subject to the conditions and for the reasons detailed in the report.

Councillor D Coffey, seconded by Councillor Linton moved that the application be refused on the grounds that the location, siting and design of the proposed development would detract from the visual amenity of the area.

Councillor Cree, seconded by Provost Darnbrough, moved as an amendment that the application be approved subject to the conditions and for the reasons detailed in the report.

On a division by a show of hands, the motion was carried by 7 votes to 2.

Councillor D Coffey left the meeting at this point.

## **5. APPLICATION NO 05/0025/FL – HUTCHISON 3G UK LTD: RUGBY PARK, RUGBY ROAD, KILMARNOCK**

There was submitted an executive summary sheet and report dated 24 February 2005 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for proposed installation of two 300mm diameter telecommunication dishes, one 600mm diameter telecommunication dish and ancillary development at Rugby Park, Rugby Road, Kilmarnock.

### **5.1 Declaration of Interest**

Councillor Reid declared a non-pecuniary interest in this item and continued to take part in the consideration and determination of the application.

### **5.2 Consideration of Item**

The Principal Planning Officer reported that 82 objections and a petition of objection comprising 142 signatures 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, Development and Building Standards: Approval, subject to the conditions and for the reasons detailed in the report.

### **5.3 Planning Hearing**

The Committee then heard Mr McConnell in support of his petition of objection, Mr McCall in support of the objections of Grange/Howard Community Council and Mr Tannahill in support of his objections.

Members of the Committee asked questions of the objectors in accordance with the Hearing Procedure.

The Committee then heard Lorna Fleming, the applicant's representative in support of the application.

Members of the Committee asked questions of the applicant's representative in accordance with the Hearing Procedure.

The Chair closed the Hearing.

### **5.4 Determination of Application**

The Principal Planning Officer provided clarification on points raised during the Hearing.

Councillor Linton, seconded by Councillor Weir, moved that the application be refused due to the cumulative effect of the dishes at this location resulting in detriment to the visual amenity of the adjacent residential area.

Councillor Reeves, seconded by Provost Darnbrough, moved as an amendment that the application be approved subject to the conditions and for the reasons detailed in the report.

On a division by a show of hands, four members voted for the amendment and four members voted for the motion.

There being an equality of votes, the Chair exercised his casting vote in favour of the amendment which became the decision of the meeting.

The meeting terminated at 1142 hours.