

EAST AYRSHIRE COUNCIL**DEVELOPMENT SERVICES COMMITTEE - SITTING AS A PLANNING
COMMITTEE****MINUTES OF MEETING HELD ON WEDNESDAY 9 MARCH 2005 AT 1400
HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

PRESENT: Councillors Eric Ross, Jim O'Neill, John McGhee, Daniel Coffey, Douglas Reid, Isabella Macrae, Ray Murray, Stuart Finlayson, Robert McDill, Eric Jackson, George Smith and Elaine Dinwoodie.

ATTENDING: David Mitchell, Head of Administrative and Legal Services; Alan Neish, Head of Planning, Development and Building Standards; and Robert Beaton, Administrative Officer.

APOLOGIES: Councillors Maureen McKay, Stephanie Young, Brian Reeves, Drew McIntyre, Iain Linton, John Campbell, Jimmy Kelly and Tommy Farrell.

CHAIR: Councillor Eric Ross, Chair.

CONSIDERATION OF APPLICATION**1. ADDENDUM TO WHITELEE WINDFARM PROPOSAL BY CRE ENERGY**

There was submitted a report dated 1 March 2005 (circulated) by the Head of Planning, Development and Building Standards which updated on amendments proposed by CRE Energy to their application under Section 36 of the Electricity Act 1989 for a Windfarm at Whitelee which was currently being considered by the Scottish Executive.

Having heard the Head of Planning, Development and Building Standards, it was agreed to recommend to the Scottish Executive:-

- (i) that the contents of this report should be fully considered;
- (ii) that the issues of mitigation measures, use of best practice guidelines and preparation of a Method Statement raised by the Scottish Environmental Protection Agency are submitted to and agreed by the Executive prior to development commencing;
- (iii) that the further information and conditions requested by Scottish National Heritage relating to the protection of the natural heritage be submitted to and agreed by the Executive prior to development commencing;
- (iv) that the Clyde River Foundation and the Ayrshire Rivers Trust are consulted prior to development commencing;
- (v) that the RSPB's proposed conditions be taken into consideration; and
- (vi) that details of the external materials and finishes to all buildings and fencing/walls for the construction compound, office and control building and workshop and layout area of Lochgoin be submitted to and approved by the Scottish Executive prior to commencement on site.

2. APPLICATION NO 04/0628/OL: PROPOSED DEVELOPMENT OF LAND FOR RESIDENTIAL PURPOSES AT LAND AT CEMETERY ROAD, PATNA BY MR G GUTHRIE

There was submitted a report dated 21 February 2005 (circulated) by the Head of Planning, Development and Building Standards on an outline planning application for a proposed development of land for residential purposes at land at Cemetery Road, Patna.

The Head of Planning, Development and Building Standards reported that there were no objections to this application; summarised the planning considerations in respect of the application; and gave the recommendation: Approval, subject to the conditions, and for the reasons, as detailed within the report.

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

3. APPLICATION NO 04/1096/FL: PROPOSED 54 BED NURSING HOME, CAR PARKING AND ASSOCIATED LANDSCAPING AT MEIKLEWOOD ROAD, KILMARNOCK BY THE HIGHFIELD GROUP

There was submitted a report dated 24 February 2005 (circulated) by the Head of Planning, Development and Building Standards on a proposed 54 bed nursing home at Meiklewood Road, Kilmarnock.

The Head of Planning, Development and Building Standards reported that there were no objections to this application; summarised the planning considerations in respect of the application; and gave the recommendation: Approval, subject to the conditions, and for the reasons detailed within the report and that the issuing of the Planning Decision Notice be withheld until the application has been referred to, and cleared by, the Scottish Ministers under the Town and Country Planning (Notification of Applications) (Scotland) Direction 1997.

It was agreed to approve the application subject to the conditions, and for the reasons as detailed within the report and that the issuing of the Planning Decision Notice be withheld until the application has been referred to, and cleared by, the Scottish Ministers under the Town and Country Planning (Notification of Applications) (Scotland) Direction 1997.

4. DECISION OF SOUTHERN LOCAL PLANNING COMMITTEE HELD ON 25 FEBRUARY 2005 RELATING TO PLANNING APPLICATION NO 04/0926/OL: PROPOSED ERECTION OF SINGLE DWELLINGHOUSE AT WEST HILLHEAD COTTAGE, MAUCLINE BY ANDREW GALLOWAY AND YVONNE HASTIE

There was submitted a report dated 2 March 2005 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which informed of the decision of the Southern Local Planning Committee held on 25 February 2005 regarding the above planning application; and executive summary sheet and report dated 11 February 2005 (both circulated) by the Head of Planning, Development and Building Standards which presented for determination an outline planning application for the proposed erection of a single dwellinghouse at West Hillhead Cottage, Mauchline.

The Head of Planning, Development and Building Standards reported that there were no objections to this application; summarised the planning considerations in respect of the application; and gave the recommendation: Refusal, for the reasons

detailed in the report.

Councillor Ross, seconded by Councillor Smith, moved to refuse the application in accordance with the reasons detailed within the report.

Councillor Jackson, seconded by Councillor O'Neill, moved as an amendment to approve the application on the grounds (i) that the proposed development site lies within the curtilage of an existing residential property and, therefore, is unlikely to have a future use as agriculture land; (ii) that the proposed development would consolidate a grouping of residential properties comprising the existing West Hillhead Cottage and another proposed residential development at the former Water Works building, for which planning permission has already been granted; and (iii) that in view of the close proximity of the development site to the settlement boundary of Mauchline, such that the proposed development would represent an acceptable departure from the provisions of Policy G5 of the Ayrshire Joint Structure Plan and Policy RES 13 of the East Ayrshire Local Plan.

On a division by a show of hands, the amendment was carried by 9 votes to 3.

The meeting terminated at 1410 hours.