

**EAST AYRSHIRE COUNCIL**

**SOUTHERN LOCAL PLANNING COMMITTEE**

**MINUTES OF MEETING HELD ON FRIDAY 24 FEBRUARY 2006 AT 1003 HOURS  
IN CATRINE COMMUNITY CENTRE, INSTITUTE AVENUE, CATRINE**

**PRESENT:** Councillors Neil McGhee, Jimmy Kelly, William Crawford, Elaine Dinwoodie, Elaine Stewart and Jimmy Carmichael.

**ATTENDING:** Hugh Melvin, Principal Planning Officer; Craig Young, Solicitor; and Stuart Nelson, Administrative Officer.

**APOLOGIES:** Councillors Eric Jackson, George Smith, Tommy Farrell, William Menzies and Eric Ross.

**CHAIR:** Councillor Neil McGhee, Chair.

**APPLICATION WITHDRAWN: APPLICATION NO 05/0874/FL: MR J DUNLOP:  
BARDARROCH LODGE, OCHILTREE**

1. The Chair reported, and it was noted, that Application No 05/0874/FL: Proposed siting of caravan at Bardarroch Lodge, Ochiltree, by Mr J Dunlop, had been withdrawn from the Agenda.

**HEARING PROCEDURE**

2. The Administrative Officer established that the Hearing Procedure was understood by all participants.
3. **APPLICATION NO 04/0958/FL: NORTHKIRK LIMITED: BALLOCHMYLE HOUSE AND BALLOCHMYLE ESTATE, MAUCHLINE**

There was submitted an executive summary sheet and report dated 10 February 2006 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for a proposed road and drainage network including pond, part demolition of Ballochmyle House and refurbishment to form 14 residential units at Ballochmyle House and Estate, Mauchline.

**3.1 Consideration of Item**

The Principal Planning Officer reported that, as well as an objection from Scottish Water, two other letters of objection had been received, and details of all of these 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.

**3.2 Planning Hearing**

The Committee heard Mr Kenneth Geals, accompanied by Mr Jim McDougall, in support of the objections submitted by Ballochmyle Golf Club.

The Committee then heard Mr David Ferguson, representing the applicant, accompanied by Mr John Dick, applicant, in support of the application.

The Chair closed the Hearing.

### **3.3 Determination of Application**

It was agreed to approve the application with the conditions, and for the reasons, detailed in the report, subject to amendment to Condition 10 to require the applicant to appropriately consult with Ballochmyle Golf Club regarding the design, future management and maintenance of the proposed drainage system.

## **4. APPLICATION NO 05/0586/LB AND APPLICATION NO 05/0596/FL: GARTMORE PROPERTIES LIMITED: FORMER BALLOCHMYLE CREAMERY, HAUGH ROAD, MAUCHLINE**

There was submitted an executive summary sheet and report dated 25 January 2006 (both circulated) by the Head of Planning, Development and Building Standards on a listed building consent application for the proposed change of use to form a residential flatted development, and on a full planning application for the proposed change of use to form 20 residential flatted properties and one townhouse and the erection of five detached dwellings, all at the former Ballochmyle Creamery, Haugh Road, Mauchline.

### **4.1 Consideration of Item**

The Principal Planning Officer reported that, as well as an objection from Scottish Water, three other letters of objection, with four signatories, had been received and details of all of these were contained within the report; summarised the planning considerations in respect of the applications; 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, but that the issue of the Decision Notice in respect of Application No 05/0596/FL be held in abeyance until the Solicitor to the Council had satisfactorily concluded an agreement with the applicant in terms of Section 75 of the Town and Country Planning (Scotland) Act 1997 to address the issue noted in Section 7.1 of the report.

### **4.2 Planning Hearing**

The Committee heard Mr John McIldowie, objector, in support of his objections.

The Committee then heard Mr Blackwood, representing the applicant, in support of the applications.

The Chair closed the Hearing.

### **4.3 Determination of Application**

It was agreed to approve the applications subject to the conditions, and for the reasons, detailed in the report, but that the issue of the Decision Notice in respect of Application No 05/0596/FL be held in abeyance until the Solicitor to the Council had satisfactorily concluded an agreement with the applicant in terms of Section 75 of the Town and Country Planning (Scotland) Act 1997 to address the issue noted in Section 7.1 of the report.

## **5. APPLICATION NO 05/1139/FL: EGGER BARONY LIMITED: SITE AT BARONY ROAD, AUCHINLECK**

There was submitted an executive summary sheet and report dated 13 February 2006 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for a proposed new building to house a

process line for the production of melamine faced chipboard and future extension at Barony Road, Auchinleck.

### **5.1 Consideration of Item**

The Principal Planning Officer reported that as well as objections submitted by Auchinleck Community Council, Mauchline Community Council and Ochiltree Community Council, two further letters of objection had been received, and details of all of these 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.

### **5.2 Planning Hearing**

The Committee heard Mr David Gibson in support of the objection submitted by Auchinleck Community Council, Mr Brian Broadley in support of the objection submitted by MEGA, and Mr James Boswell in support of his objections. Members asked questions of the objectors' representatives, and of the objector, who responded to the issues raised, all in accordance with the Hearing Procedure.

The applicant was neither present nor represented.

The Chair closed the Hearing.

### **5.3 Determination of Application**

It was agreed to approve the application with the conditions, and for the reasons, detailed in the report; and subject to any further conditions which the Head of Planning, Development and Building Standards may consider appropriate with regard to proper monitoring of emissions and the dissemination of information to the local community in respect of same; establishment of a local Liaison Committee; and the responsibilities of the applicant relative to the maintenance of roads and footways, insofar as these matters relate to the development hereby approved.

## **6. APPLICATION NO 05/0524/RM: D KING & SON: PLOTS 65 TO 100, PHASE 8, HOLMHEAD, CUMNOCK**

There was submitted an executive summary sheet and report dated 8 February 2006 (both circulated) by the Head of Planning, Development and Building Standards on a Reserved Matters application for a proposed housing development comprising the erection of 36 dwellinghouses at Plots 65 to 100, Phase 8, Holmhead, Cumnock.

### **6.1 Consideration of Item**

The Principal Planning Officer reported that one letter of objection, with two signatories, 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.

### **6.2 Planning Hearing**

The Committee heard Mr James McKechnie, in support of the objections submitted by Mrs Janet McKechnie and himself .

The applicant, although present, did not wish to address the Committee.

The Chair closed the Hearing.

### **6.3 Determination of Application**

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

### **7. APPLICATION NO 05/1193/FL: MR W LOY: 20 MAIN STREET, DALMELLINGTON**

There was submitted an executive summary sheet and report dated 9 February 2006 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for the proposed replacement of an old extraction system with the installation of a new flue vent at 20 Main Street, Dalmellington.

#### **7.1 Consideration of Item**

The Principal Planning Officer reported that two letters of objection had been received, details of both 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: Refusal, for the reasons detailed in the report.

#### **7.2 Planning Hearing**

The Committee heard Mr James Biggar and Mr David McTaggart, objectors, in support of their objections. Members asked a question of one of the objectors who responded to the issue raised, all in accordance with the Hearing Procedure.

The Committee then heard Mr William Loy, applicant, accompanied by Mrs Loy, in support of the application.

The Chair closed the Hearing.

Councillor Crawford left the meeting at this point.

#### **7.3 Determination of Application**

It was agreed to continue consideration of this application to the next meeting in order to afford the applicant the opportunity to submit amended plans to the Planning Section incorporating an alternative position for the flue vent.

### **8. APPLICATION NO 05/1166/FL: MR T BEISTY: 1-7 BRIDGE STREET, MUIRKIRK**

There was submitted an executive summary sheet and report dated 8 February 2006 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for the proposed demolition of buildings and the erection of six terraced villas at 1-7 Bridge Street, Muirkirk.

The Principal Planning Officer reported that two objections had been received, details of both 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 neither present nor represented.

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

**9. APPLICATION NO 05/1008/FL AND APPLICATION NO 05/0952/LB: SORN PARISH CHURCH: SORN PARISH CHURCH HALLS, MAIN STREET, SORN**

There was submitted an executive summary sheet and report dated 8 February 2006 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application and a listed building consent application for proposed alterations to Sorn Parish Church Halls, Main Street, Sorn.

The Principal Planning Officer reported that one objection, from the Architectural Heritage Society of Scotland, 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, but that the issue of the Listed Building Consent be withheld until the Listed Building Consent application had been cleared by Historic Scotland.

No Hearing took place as the objector was neither present nor represented.

It was agreed to approve the applications subject to the conditions, and for the reasons, detailed in the report, but that the issue of the Listed Building Consent be withheld until the Listed Building Consent application had been cleared by Historic Scotland.

**10. APPLICATION NO 05/1178/FL: KAREN RIOZZI: JACARANDA NURSERY, 11 EVERGREEN ESTATE, COALHALL**

There was submitted an executive summary sheet and report dated 8 February 2006 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for a proposed variation to Condition 2 of planning consent 01/0276/FL to increase the maximum number of children permitted in the nursery from 25 to 40 at Jacaranda Nursery, 11 Evergreen Estate, Coalhall.

The Principal Planning Officer reported that no objections had been received; summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning, Development and Building Standards: Refusal, for the reasons detailed in the report.

It was agreed to approve the application, the Committee being of the view that the proposal would not have a significantly detrimental impact upon the character and amenity of the residential area within which the nursery is located and therefore would not be contrary to the provisions of the East Ayrshire Local Plan; and that this approval be subject to any appropriate conditions, and for reasons, to be determined by the Head of Planning, Development and Building Standards.

The meeting terminated at 1145 hours.