

**EAST AYRSHIRE COUNCIL**

**SPECIAL NORTHERN AREA LOCAL PLANNING COMMITTEE**

**MINUTES OF MEETING HELD ON FRIDAY 30 MARCH 2007 AT  
1000 HRS IN THE MAIN HALL, DUNLOP PUBLIC HALL, 48 MAIN STREET,  
DUNLOP**

**PRESENT:** Councillors Maureen McKay, Jim O'Neill, Stephanie Young, Stuart Finlayson and Robert McDill.

**ATTENDING:** Bill Stewart, Principal Planning Officer; Avril Forrest, Solicitor; and Robert Beaton, Administrative Officer.

**APOLOGIES:** Councillors John McGhee, Isabella Macrae, Harry Wilson and Jim Raymond.

**CHAIR:** Councillor Maureen McKay, Chair.

**ORDER OF BUSINESS**

1. The Chair, at her discretion and in terms of Standing Order 19, agreed to alter the order of business to that shown below.

**HEARING PROCEDURE**

2. The Administrative Officer established that the Hearing Procedure was understood by all participants.
3. **APPLICATION NO 06/1070/FL: MRS A STEVEN: GRASSYARDS, A719 WATERSIDE**

There was submitted an executive summary sheet and report dated 19 March 2007 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for proposed Trout Fishery at Grassyards, A719, Waterside.

**3.1 Declaration of Interest**

Councillor Young declared a non-financial interest in this item and left the meeting.

**3.2 Consideration of Item**

The Principal Planning Officer reported that 14 letters from objectors and a petition containing 97 signatures objecting to the proposals and a petition containing 264 signatures supporting the proposal 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 within the report.

**3.3 Planning Hearing**

The Committee heard Mrs Roberts, in respect of her own objections, Mrs Meikle on behalf of Moscow and Waterside Community Council, Mr McGillivery, in respect of his own objections, Mrs Hair, in respect of her own objections and those of Mr Craufurd, Mrs Storey, Mr S Young in respect of their own objections and Mr M Young, and Mr Logan on behalf of Kilmarnock Angling Club and River Irvine Angling Club.

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

The Committee then heard Mr Jinks, agent and Mr Steven, on behalf of the applicant, in support of the application.

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

The Chair closed the Hearing.

### **3.4 Determination of Application**

Councillor McKay, seconded by Councillor O'Neil, moved refusal of the application on the grounds that the operation of the proposed fishery would have a negative ecological impact on the site and was, therefore, considered to be detrimental to the surrounding area.

Councillor McDill, seconded by Councillor Finlayson moved as an amendment that the application be approved, subject to the conditions, and for the reasons, as detailed in the report and subject to additional Conditions (9) that the hours of operation would only take place between 0800 to 1600 hours Monday to Sunday during the period October to March and 0800 hours and 2200 hours between the period April to September. REASON: in the interest of the amenity of the area; and additional Condition (10) that any generator on site would be housed in an appropriate structure and details of which to be submitted to the Head of Planning, Development and Building Standards for approval prior to operation of the business. REASON: in the interest of the amenity of the area.

On a division of show of hands, there were two votes for the amendment and two votes for the motion.

There being an equality of votes, the chair exercised her casting vote in favour of the motion which became the decision of the meeting.

Councillor Young rejoined the meeting at this point.

## **4. APPLICATION NO 06/0605/OL: MRS FIONA LAW: 12 CAMPBELL STREET EAST, DARVEL**

There was submitted an executive summary sheet and report dated 22 March 2007 (both circulated) by the Head of Planning, Development and Building Standards on an outline planning application for 3 detached new bungalows at land to rear of 12 Campbell Street East, Darvel.

### **4.1 Consideration of Item**

The Principal Planning Officer reported that 1 letter 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, Development and Building Standards: Approval, subject to the conditions, and for the reasons, detailed within the report.

### **4.2 Planning Hearing**

The Committee heard Mr Kerr, in respect of his objections.

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

The Committee then heard Mr Law, on behalf of the applicant, in support of the application.

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

The Chair closed the Hearing.

#### **4.3 Determination of Application**

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

### **5. APPLICATION NO 06/1127/FL: MR J FULTON: LOCHLIBO ROAD, LUGTON**

There was submitted an executive summary sheet and report dated 22 March 2007 (both circulated) by the Head of Planning, Development and Building Standards which presented for determination a full planning application for a proposed Horticultural Centre at vacant land, Lochlibo Road, Lugton.

#### **5.1 Consideration of Item**

The Principal Planning Officer reported that 3 letters of 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: Refusal, for the reasons, detailed in the report.

The Principal Planning Officer also reported that a request had been received from the applicant to continue the application in order to address roads issues.

The Committee agreed to determine the application as presented in the report by the Head of Planning, Development and Building Standards.

#### **5.2 Planning Hearing**

The Committee heard Mr Devenny on behalf of Calwell Golf Club Limited and Mrs Wiseman, on behalf of Dunlop and Lugton Community Council in support of their objections.

The Committee then heard Mr Hotchkiss, agent in support of the application.

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

The Chair closed the Hearing.

#### **5.3 Determination of Application**

The Committee agreed to refuse the application for the reasons detailed in the report.

### **6. APPLICATION NO 07/0102/FL: DICKIE AND MOORE LIMITED: LAND EAST OF 25 WATERSLAP, FENWICK**

There was submitted an executive summary sheet and report dated 22 March 2007 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for a single house with detached garage on land to south east of existing residential development under construction at land east of 25 Waterslap, Fenwick.

#### **6.1 Consideration of Item**

The Principal Planning Officer reported that 2 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, 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 Paterson, in respect of his objections.

Members of the Committee asked questions of the objector, in accordance with the agreed Hearing Procedure.

The Committee then heard Mrs Shaw from Lawrence McPherson Associates, on behalf of the applicant.

Members of the Committee asked questions of the applicant, in accordance with the agreed Hearing Procedure.

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 NOS 06/1010/FL AND 06/0941/LB: DUFFIELD MORGAN LIMITED: ROWALLAN CASTLE, KILMAURS**

There was submitted an executive summary sheet and report dated 22 March 2007 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application and Listed Building application for alteration and extension of building to form bedrooms and leisure facilities for hotel at Rowallan Castle, Kilmaurs.

### **7.1 Declaration of Interest**

Councillor O'Neill declared a non-financial interest in this item and left the meeting.

### **7.2 Consideration of Item**

The Principal Planning Officer reported that 2 letters of objections, had been received in respect of the application No 06/0941/LB, 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 and that the issuing of the decision planning notice be withheld until the application had been notified to and cleared by the Scottish Ministers under the Town and Country Planning (Notification of Applications) (Scotland) Direction 1987 and that the Listed Building application be approved subject to conditions, and for the reasons, detailed within the report and that the decision notice not be issued until the application had been notified and cleared by Historic Scotland under the Listed Building and Buildings in Conservation Areas (Scotland) Regulations 1987.

The objectors to application 06/0941/LB were not present or represented and no Hearing was held.

### **7.3 Determination of Application**

It was agreed to approve the application, subject to the conditions, and for the reasons, detailed in the report and that the issuing of the decision planning notice be withheld until the application had been notified to and cleared by the Scottish Ministers under the Town and Country Planning (Notification of Applications) (Scotland) Direction 1987 and that the Listed Building application be approved subject to conditions, and for the reasons, detailed within the report and that the decision notice not be issued until the application had been notified and cleared by Historic Scotland under the Listed Building and Buildings in Conservation Areas (Scotland) Regulations 1987.

### **ADJOURNMENT/RECONVENTION OF MEETING**

8. It was agreed to adjourn the meeting at 12.45 hours. The meeting reconvened at 12.50 hours with the same Members and Officers present and in attendance.  
Councillor O'Neill rejoined the meeting at this point.

9. **APPLICATION NO 06/0499/FL: MR BARR: ALTON BRIDGE, A719, MOSCOW (Item 12, Page 2763, 03/07)**

There was submitted an executive summary sheet and report dated 22 March 2007 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for the erection of a new dwellinghouse at Alton Bridge, A719, Moscow.

The Principal Planning Officer reported that 2 letters of objections had been received, details of which were contained within the report; summarised the planning considerations in respect of the application; updated that the dwellinghouses at Craig House and West Hungry Hill were not part of the farm business; 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 .

The objectors were not present or represented and no Hearing was held.

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

10. **APPLICATION NO 07/0140/FL: SCOTTISH WATER: CORSEHOUSE WATER TREATMENT WORKS, OLD GLASGOW ROAD, STEWARTON**

There was submitted an executive summary sheet and report dated 22 March 2007 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for the upgrading of water treatment works comprising erection of extension to existing Water Treatment Works building, new primary filter building, washwater pumping station, chlorine contact tank, washwater recovery tank, inlet dosing chamber and control kiosk and ancillary development at Corsehouse Water Treatment Works, Old Glasgow Road, Stewarton.

The Principal Planning Officer reported that 1 letter 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, Development and Building Standards: Approval, subject to the conditions, and reasons as, detailed in the report.

The objector was not present or presented and no Hearing was held.

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

The meeting terminated at 1300 hours.