

EAST AYRSHIRE COUNCIL**DEVELOPMENT SERVICES COMMITTEE - SITTING AS A PLANNING COMMITTEE****MINUTES OF MEETING HELD ON TUESDAY 4 MAY 2004 AT 1402 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

PRESENT: Councillors Eric Ross, Jim O'Neill, John McGhee, Brian Reeves, Daniel Coffey, Drew McIntyre, Isabella Macrae, Stuart Finlayson, Robert McDill, George Smith, Jimmy Kelly, Tommy Farrell, Elaine Dinwoodie and Jimmy Carmichael.

ATTENDING: James Lavery, Executive Director of Development and Property Services; David Mitchell, Head of Administrative and Legal Services; Alan Neish, Head of Planning, Development and Building Standards; Robert Beaton, Administrative Officer; and Lynn Chapman, Trainee Administrative Officer.

APOLOGIES: Councillors Maureen McKay, Stephanie Young, Douglas Reid, Iain Linton, John Campbell, Ray Murray and Eric Jackson.

CHAIR: Councillor Eric Ross, Chair.

CONSIDERATION OF APPLICATIONS**1. HEARING PROCEDURE**

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

2. APPLICATION NO 04/0211/FL: PROPOSED ALTERATION, EXTENSION AND CHANGE OF USE OF VACANT SHOP AND STORE AT 10-12 HIGH MAIN STREET, DALMELLINGTON TO FORM MULTI-FUNCTIONAL CHILDCARE TRAINING AND YOUTH FACILITY BY BELLSBANK ADVENTURE PLAYGROUND**2.1 Consideration of Item**

There was submitted an executive summary sheet and report dated 26 April 2004 (both circulated) by the Head of Planning and Building Control on a full planning application for the change of use of the shop and storerooms to form a multi-functional childcare training and youth facility at 10-12 High Main Street, Dalmellington.

The Head of Planning, Development and Building Standards reported that an objection, comprising a petition, containing 54 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, viz:- Approval, (i) subject to the conditions, and for the reasons, detailed in the report; and (ii) subject to Notification to the Scottish Ministers under the Town and Country Planning (Notification of Applications) (Scotland) Direction 1997.

2.2 Planning Hearing

The Committee then heard Mr Andrew Filson, on behalf of the objectors, Members then asked questions of Mr Filson, who responded, all in accordance with the Hearing Procedure.

Following a request by Mr Filson to submit photographs in support of the objections of the petitioners, advice was sought from the Head of Administrative and Legal Services. Having considered the advice given, and with the agreement of the applicant and Members, the Chair agreed to accept the photographs and these were then circulated to Members.

The Committee then heard Ms Elaine Stewart, representative for the applicant, in support of the application and Members asked questions of Ms Stewart, who responded, all in accordance with the Hearing Procedure.

The Chair closed the Hearing.

2.3 Determination of Application

It was agreed to approve the application (i) subject to the conditions, and for the reasons, detailed in the report; and (ii) subject to Notification to the Scottish Ministers under the Town and Country Planning (Notification of Applications) (Scotland) Direction 1997.

Councillor Farrell left the meeting at this point.

3. APPLICATION NO 03/0975/FL: PROPOSED ERECTION OF SIX DWELLINGHOUSES AT KILMAURS ROAD, KNOCKENTIBER BY G & S HOMES (Item 2, Page 714, 03/07)

There was submitted a report dated 6 April 2004 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which informed of the decision of the Central Local Planning Committee held on 2 April 2004 which referred consideration of this application to the Development Services Committee, with a recommendation for approval on the grounds that although the site is outwith the settlement boundary, it should be viewed as a natural infill site and given its proximity to the settlement boundary, the proposed development is an acceptable departure from the Adopted East Ayrshire Local Plan; and an executive summary sheet and report dated 25 February 2004 (both circulated) by the Head of Planning and Building Control on a full planning application for the erection of six dwellinghouses at Kilmaurs Road, Knockentiber.

The Head of Planning, Development and Building Standards reported that seven 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 and Building Control, viz:- Refusal, for the reasons detailed in the report.

No Hearing took place as the objectors were not present or represented at the meeting of the Central Local Planning Committee held on 2 April 2004.

It was agreed to approve the application (i) on the basis of the Committee's view that although the proposed development site was outwith the boundary, it was a natural infill site and given its proximity to the settlement boundary of the proposed development, was an acceptable departure from the Adopted East Ayrshire Local

Plan; and (ii) subject to appropriate conditions to be determined by the Head of Planning, Development and Building Standards and to include a specific condition to ensure the timeous completion of roads and footpaths.

The meeting terminated at 1446 hours.