

EAST AYRSHIRE COUNCIL**CENTRAL LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON FRIDAY 10 DECEMBER 2004 AT 1000 HOURS
IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

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

ATTENDING: Peter Hessett, Team Leader, Litigation Team; Pamela Clifford, Principal Planning Officer; Fiona Finlay, Senior Planning Officer; and Jennifer Morrison, Administrative Officer.

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

CHAIR: Councillor Gordon Cree, Chair.

1. APPLICATION NO 04/0842/FL: PROPOSED ERECTION OF A CLASS 1 RETAIL UNIT, MEANS OF ACCESS, SERVICING AND ADDITIONAL WORKS AND FACILITIES AT HIGH GLENCAIRN STREET, KILMARNOCK BY LIDL UK GMBH

There was submitted an executive summary sheet and report dated 2 December 2004 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for the proposed erection of a Class 1 Retail Unit, means of access, servicing and additional works and facilities at High Glencairn Street, Kilmarnock by Lidl UK GMBH.

1.1 Consideration of Item

The Principal Planning Officer reported that thirteen objections had been received, details of which were contained within the report; reported that Condition 14 should also include reference to High Glencairn Street and West Shaw Street; 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.

1.2 Planning Hearing

The Committee then heard the following objectors in support of their objections; Mr James Walker and Mr Tom Dickson. Members of the Committee asked questions of the objectors, who responded to the issues raised, all in accordance with the Hearing Procedure.

The Committee then heard Donna Higgins the applicant's representative in support of the application. Members asked questions of the applicant's representative, who responded to the issues raised in accordance with the Hearing Procedure.

The Chair closed the Hearing.

1.3 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 proposal would detract from the privacy enjoyed by neighbouring residents, would cause traffic congestion in the area due to an increase in traffic movements, and would result in an increased danger to pedestrians.

Councillor Reid, seconded by Provost Darnbrough, moved as an amendment that the application be approved subject to an amendment to Condition 15 to ensure that the residents involved be consulted regarding their preferences for the boundary treatment of the site.

On a division by a show of hands the amendment was carried by six votes to two.

2. APPLICATION NO 04/1043/FL: PROPOSED CHANGE OF USE OF VACANT YARD TO FORM EXTENSION TO NURSING HOME AT ARGYLE HOUSE NURSING HOME, 69 NORTH HAMILTON STREET, KILMARNOCK BY MR AND MRS DE REZZE

There was submitted an executive summary sheet and report dated 1 December 2004 (both circulated) by the Head of Planning, Development and Building Standards on a full planning application for the proposed change of use of vacant yard to form extension to nursing home at Argyle House Nursing Home, 69 North Hamilton Street, Kilmarnock.

2.1 Consideration of Item

The Principal Planning Officer reported that three 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.

2.2 Planning Hearing

The Committee heard Rebecca Neil representing the objections of Bonnyton Community Council.

The Committee then heard the applicant, Mrs De Rezze and the applicant's representative, Ann West, in support of the application. Members asked questions of the applicant and the applicant's representative all in accordance with the Hearing Procedure.

The Chair closed the Hearing.

2.3 Determination of Application

The Principal Planning Officer responded to issues which had been raised during the Hearing.

Councillor Reid, seconded by Councillor Campbell, moved that the application be refused on the grounds that the proposed extension in a conservation area was of a significant scale and its impact would be such that it would result in a significant loss of amenity to neighbouring properties.

Provost Darnbrough, seconded by Councillor Reeves, 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 1050 hours.