

EAST AYRSHIRE COUNCIL

CENTRAL LOCAL PLANNING COMMITTEE

**MINUTES OF MEETING HELD ON FRIDAY 3 FEBRUARY 2006 AT 1000 HOURS
IN THE MEETING ROOM, COUNCIL HEADQUARTERS,
LONDON ROAD, KILMARNOCK**

PRESENT: Councillors Gordon Cree, Brian Reeves, Daniel Coffey, Willie Coffey, John Weir, Drew McIntyre, and John Campbell, Provost Jane Darnbrough and Councillor John Knapp.

ATTENDING: Dave Morris, Development Promotion Manager; Peter Hessett, Team Leader, Litigation/Advice; and Jennifer Morrison, Administrative Officer.

APOLOGIES: Councillors Douglas Reid, Iain Linton and Ray Murray.

CHAIR: Councillor Gordon Cree, Chair.

HEARING PROCEDURE

1. The Administrative Officer established that the Hearing Procedure was understood by all participants.

2. **APPLICATION NUMBER 05/1224/FL: MR DAVID DAINERT: 42 WOODLANDS GROVE, KILMARNOCK**

There was submitted an executive summary sheet and report dated 26 January 2006 (both circulated) by the Head of Planning, Development and Building Standards on an application for proposed two-storey side extension at 42 Woodlands Grove, Kilmarnock.

It was noted that Members of the Committee had carried out a site visit prior to the meeting.

- 2.1 **Consideration of Item**

The Development Promotion Manager reported that 2 objections and a petition of objection with 9 signatories had been received, details of which were contained within the report; reported the terms of objection from a petitioner unable to attend the Hearing; 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 then heard Mr and Mrs Gardiner in support of their objections, and Miss Kelly, Mrs Kelly and Mrs McEwan in support of the petition of objection.

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

The Committee then heard Karen Dainert, 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.

2.3 Determination of Application

The Development Promotion Manager provided clarification on points raised during the Hearing.

Councillor McIntyre, seconded by Councillor Knapp, moved that the application be approved subject to the conditions and for the reasons detailed in the report.

Councillor W Coffey, seconded by Councillor Weir, moved as an amendment that the application be refused on the grounds that the height of the proposed extension was material to a loss of light to the neighbouring property.

On a division by a show of hands the amendment was carried by 5 votes to 4.

3. APPLICATION NUMBER 05/0798/FL: MR A WILSON: VACANT LAND, A759, MOORFIELD, KILMARNOCK

There was submitted an executive summary sheet and report dated 26 January 2006 (both circulated) by the Head of Planning, Development and Building Standards on an application for proposed stables at vacant land, A759, Moorfield, Kilmarnock.

3.1 Consideration of Item

The Development Promotion Manager reported that 2 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.

3.2 Planning Hearing

The Committee then heard Mr Collins and Mr Caldwell in support of their objections.

The Committee then heard Mr Wilson, 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.

3.3 Determination of Application

The Development Promotion Manager provided clarification on points raised during the Hearing.

It was agreed to refuse the application for the reasons detailed in the report.

Councillor Reeves left the meeting at this point.

4. APPLICATION NUMBER 05/1050/FL: BELHAVEN PUBS DIVISION: FORMATION OF COURTYARD AT BRASS AND GRANITE, 55 GRANGE STREET, KILMARNOCK

There was submitted an executive summary sheet and report dated 26 January 2006 (both circulated) by the Head of Planning, Development and Building Standards on an application for formation of Courtyard at Brass and Granite, 55 Grange Street, Kilmarnock.

The Development Promotion Manager reported that one objection had been received, details of which were contained within the report; reported the terms of a response now received from the Environmental Health Service; 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 condition and for the reason detailed in the report.

No Hearing took place as the objector was not present or represented.

It was agreed to grant the application subject to the condition and for the reason detailed in the report and subject to an additional condition (2) at no time shall any amplified noise source be present within the courtyard hereby approved - Reason: to protect adjacent properties from the impact of adjacent noise.

ADJOURNMENT/RECONVENTION OF MEETING

5. The meeting adjourned at 1135 hours in order that some members of the Committee might receive legal advice, and reconvened at 1145 hours with the same Members and Officers present and in attendance.

6. **APPLICATION NUMBER 05/0408/FL: MACONOCHIES OF KILMARNOCK LTD: 1-19 CAMPBELL STREET, KILMARNOCK**

- 6.1 **Declarations of Interest**

Councillors D Coffey, W Coffey, Weir and Campbell declared a non-financial interest in this item and left the meeting.

- 6.2 **Consideration of Item**

There was submitted an executive summary sheet and report dated 27 January 2006 (both circulated) by the Head of Planning, Development and Building Standards on an application for proposed change of use of workshop to form Class 2 Office Accommodation at 1-19 Campbell Street, Kilmarnock.

The Development Promotion Manager summarised the planning considerations in respect of the application gave the recommendation of the Head of Planning, Development and Building Standards: Refusal for the reasons detailed in the report.

It was agreed to refuse the application for the reasons detailed in the report.

The meeting terminated at 1150 hours.