

EAST AYRSHIRE COUNCIL**CENTRAL LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON FRIDAY 10 NOVEMBER 2000 AT 1000 HOURS
IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

PRESENT: Councillors Drew McIntyre, Brian Reeves, Daniel Coffey, Lilian MacLean, John Weir, Iain Linton and Alex Walsh.

ATTENDING: Julie Armstrong, Principal Administrative Officer; Pamela Clifford, Senior Planning Officer; Karen Macleod, Solicitor; Stuart Nelson, Administrative Officer; and Christine Baillie, Trainee Administrative Officer.

APOLOGIES: Councillors Willie Coffey, Douglas Reid, Allan Campbell, Jane Darnbrough and John Knapp.

CHAIR: Councillor Drew McIntyre, Chair.

**1.1 APPLICATION NO 00/0559/FL: MR I SINGH: 15 CUTHBERT PLACE,
KILMARNOCK**

There was submitted an executive summary sheet and report dated 31 October 2000 (both circulated) by the Head of Planning and Building Control on a full planning application for proposed alterations and extension to provide new dormer windows and double garage and roof alteration to form mansard to rear of 15 Cuthbert Place, Kilmarnock.

It was noted that Members of the Committee had attended a site visit in respect of the application prior to the meeting.

The Senior Planning Officer reported that four letters of objection and one petition signed by nine people had been received, details of which were contained within the report; reported on the receipt and content of one further letter from 5 of the existing objectors; reported that the mansard roof would have an overhang of 1m, rather than 0.5m as indicated in Paragraph 2.2 of the report; summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Building Control: Approval, subject to the following conditions, viz:- (1) The development to which this permission relates must be begun within five years from the date of this permission; (2) The proposed development shall be carried out in accordance with the application form and plan received on 2 August 2000 and the amended plans received on 18 August 2000 and 29 September 2000; (3) Notwithstanding the submitted plans, the mansard roof, the roof of the double garage and the roof and cheeks of the dormers shall be covered in natural slates; (4) The garage shall not be used for commercial purposes, other than those being incidental to the occupant's enjoyment of this residential property; and (5) Notwithstanding the submitted plans, a sample of the render shall be submitted to and approved by the Planning Authority before any development commences on the site; Condition (1) being imposed to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997; Condition (2) to ensure that the development is carried out in accordance with the approved details; Conditions (3) and (5) in the interests of visual amenity; and Condition (4) to safeguard the residential amenity of the area.

No Hearing was held as the objectors were not present or represented.

Councillor Walsh, seconded by Councillor Reeves moved that the application be approved subject to the conditions and for the reasons detailed.

Councillor Weir, seconded by Councillor MacLean moved as an amendment that the application be refused since the proposed works would be detrimental to the amenity of the surrounding area and would neither be in keeping nor in proportion with the neighbouring residential properties.

On a division by a show of hands, there were three votes for the motion and three votes for the amendment. There being an equality of votes, the Chair exercised his casting vote in favour of the motion.

1.2 APPLICATION NO 00/0602/FL: BELGRAVE LAND LIMITED: FORMER B&Q BUILDING AT 4 UMBERLEY ROAD, LORENY INDUSTRIAL ESTATE, KILMARNOCK

There was submitted an executive summary sheet and report dated 1 November 2000 (both circulated) by the Head of Planning and Building Control on a full planning application for a proposed extension to the north side of the former B&Q Building at 4 UMBERLEY ROAD, LORENY INDUSTRIAL ESTATE, KILMARNOCK.

The Senior Planning Officer reported that one letter of objection had been received, details of which were contained within the report; reported on the receipt and content of a further letter received from the applicant; summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Building Control: Approval, subject to the following conditions, viz:- (1) The development to which this permission relates must be begun within five years from the date of this permission; (2) The proposed development shall be carried out in accordance with the application form and plans received on 2 August 2000 and plan received by the Planning Authority on 6 September 2000; (3) The building shall be utilised for the retailing of non-food articles only; (4) The landscaping/open space associated with the site shall be maintained in accordance with a maintenance scheme to be submitted to and approved by the Planning Authority within two months of this consent; (5) Details of the design and construction of all fences and walls to be erected on the site shall be submitted to and approved by the Planning Authority before any development commences on site; (6) Notwithstanding the plans hereby approved, details/samples of the material to be used shall be submitted to and approved by the Planning Authority before any development commences on the site; and (7) The new turning head shall be provided prior to the use of the building as a retail unit by members of the public; Condition (1) being imposed to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997; Condition (2) to ensure that development is carried out in accordance with the approved details; Condition (3) To safeguard the interests of existing commercial development and to maintain the viability and vitality of the town centre; Conditions (4), (5) and (6) in the interests of visual amenity; and Condition (7) in the interests of road safety.

No Hearing was held as the objector was not present or represented.

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

1.3 APPLICATION NO 00/0246/LB: MURRAY WALLACE: 68 JOHN FINNIE STREET, KILMARNOCK

1.3.1 Declaration of Interest

Councillor Linton declared a non-pecuniary interest in this item and left the meeting at this point.

1.3.2 Consideration of Item

There was submitted an executive summary sheet and report dated 31 October 2000 (both circulated) by the Head of Planning and Building Control on an application for listed building consent for the erection of a fascia sign at 68 John Finnie Street, Kilmarnock.

The Senior Planning Officer reported that no letters of objection had been received in respect of this application; summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Building Control: Refusal on the grounds that the proposed advertisement is contrary to Policy ENV4 of the East Ayrshire Local Plan Finalised Version and Policy EN18 of the Finalised Kilmarnock and Loudoun District Plan. It is inappropriate in terms of design, size and materials used and is consequently out of keeping with the general character of the John Finnie Street and Bank Street Outstanding Conservation Area and would have a detrimental impact on the character and setting of a listed building of architectural/historic merit.

Councillor McIntyre, seconded by Councillor Walsh moved that the application be refused for the reason detailed.

Councillor Weir, seconded by Councillor MacLean moved as an amendment that the application be approved since the sign would not be out of keeping with a similar sign provided at a neighbouring property.

On a division by a show of hands, there were three votes for the motion and three votes for the amendment. There being an equality of votes, the Chair exercised his casting vote in favour of the motion.

The meeting terminated at 1022 hours.

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