

EAST AYRSHIRE COUNCIL**DEVELOPMENT SERVICES COMMITTEE - SITTING AS A PLANNING COMMITTEE****MINUTES OF MEETING HELD ON TUESDAY 18 NOVEMBER 2003 AT 1000 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

PRESENT: Councillors Eric Ross, Maureen McKay, Jim O'Neill, Stephanie Young, Isabella Macrae, John Campbell, Stuart Finlayson, Robert McDill, Eric Jackson and George Smith.

ATTENDING: Stephen Chorley, Director of Development Services; David Mitchell, Head of Administrative and Legal Services; Alan Neish, Head of Planning and Building Control; Karen McLeod, Solicitor; Robert Beaton, Administrative Officer; and Lynn Chapman, Trainee Administrative Officer.

APOLOGIES: Councillors John McGhee, Brian Reeves, Daniel Coffey, Douglas Reid, Drew McIntyre, Iain Linton and Tommy Farrell.

CHAIR: Councillor Eric Ross, Chair.

CONSIDERATION OF APPLICATION

1. **APPLICATION NO 00/0842/FL: CONSTRUCTION AND OPERATION OF A WINDFARM AND ASSOCIATED INFRASTRUCTURE COMPRISING A TOTAL OF 18 WIND TURBINES (THREE WIND TURBINES WITHIN EAST AYRSHIRE) AT STONY HILL, NEAR MUIRKIRK BY MR R VON PEZOLD**

There was submitted an executive summary sheet and report dated 11 November 2003 (both circulated) by the Head of Planning and Building Control on a full planning application for the development of a windfarm consisting of 18 turbines (three of which would be located within the East Ayrshire part of the larger development site). A statement by the applicant and responses commenting thereon by two of the objectors to the application were circulated at the meeting and the Chair afforded sufficient time for Members to familiarise themselves with the contents.

The Head of Planning and Building Control reported that four letters of objection had been received, details of which were contained within the report; reported (i) that the letter of objection by Defence Estates had been withdrawn; (ii) that the Muirkirk and North Lowther Uplands Potential Special Protection Area had now been designated; and (iii) that the Public Local Inquiry relative to the applicant's appeal against South Lanarkshire Council's refusal of the proposed development and the subsequent Call In Direction by Scottish Ministers requiring the Council to refer application 00/0842/FL to them for determination, is scheduled to take place in February 2004; responded to points raised in relation to the statement provided by the applicant; summarised the planning considerations in respect of the application and gave the recommendation of the Head of Planning and Building Control, viz:- that the Committee adopt the view that the application should be refused on the grounds detailed within the report, and that this view be forwarded to the Scottish Ministers in relation to the proposed Public Local Inquiry relative to the applicant's appeal against South Lanarkshire Council's refusal of the proposed development.

No Hearing took place as the objectors were not present or represented.

It was agreed to adopt the view that the application should be refused on the grounds detailed within the report, and that this view be forwarded to the Scottish Ministers in relation to the proposed Public Local Inquiry relative to the applicant's appeal against South Lanarkshire Council's refusal of the proposed development.

The meeting terminated at 1015 hours.