

EAST AYRSHIRE COUNCIL**CENTRAL LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON FRIDAY 12 JANUARY 2001 AT 1100 HOURS
IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

PRESENT: Councillors John Knapp, Daniel Coffey, Lilian MacLean, Alex Walsh and Jane Darnbrough.

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

APOLOGIES: Councillors Drew McIntyre, Brian Reeves, Willie Coffey, Douglas Reid, John Weir, Iain Linton and Alan Campbell.

CHAIR: In the absence of the Chair, Councillor John Knapp, Vice-Chair.

CONSIDERATION OF PLANNING APPLICATIONS**1.1 APPLICATION NO 00/0712/FL: MR AND MRS YOUNG: 23 INCHGOTRICK ROAD, KILMARNOCK**

There was submitted an executive sheet and report dated 4 January 2001 (both circulated) by the Head of Planning and Building Control on a full planning application for the proposed change of use from domestic garage to chiropody surgery at 23 Inchgotrick Road, Kilmarnock.

The Senior Planning Officer reported that four 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 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, plans and letter submitted on 16 October 2000. In particular the chiropody surgery use shall only be implemented on three days of the week; details of which days shall be submitted to and agreed by the Planning Authority, prior to the commencement of development; (3) The permission hereby granted shall not enure for the benefit of land but for the benefit of Mr and Mrs Young only, and on discontinuance of his/her occupation of the land the use hereby permitted shall cease and the buildings shall be restored to their original use and condition; (4) Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (Scotland) Order 1992, and the Town and Country Planning (Use Classes) (Scotland) Order 1997, this permission relates to the use of the premises as 'chiropody surgery' and the further express permission of the Planning Authority shall be required in respect of any other use which falls within the same use class as the use hereby approved; (5) The use hereby approved shall operate without detriment to adjoining properties by reason of noise, smell or general disturbance; (6) Notwithstanding the submitted details, car parking spaces for two customers' cars shall be provided and thereafter maintained within the site prior to the use of the chiropody surgery commencing; and (7) The business shall operate only between the hours of 0900 hours and 2000 hours and at no times on a Saturday

or Sunday; Condition (1) being imposed to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997; Condition (2) to ensure that the proposed development is implemented according to the approved plans and details; Condition (3) permission is granted in this case solely because of the extenuating personal circumstances; Condition (4) to enable the Planning Authority to retain control over the use of the site in the interests of residential amenity; Condition (5) to safeguard the amenity of the area; Condition (6) in the interests of road safety; and Condition (7) to prevent noise and disturbance extending into hours during which other sources of noise have subsided, in the interest of residential amenity.

No Hearing was held since (a) three of the objectors were not present or represented; and (b) one objector was present but did not wish to make representations to the Committee.

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

1.2 APPLICATION NO 00/0481/FL: MR AND MRS J KELLY: CRAIGIE NURSING HOME, CRAIGIE ROAD, KILMARNOCK

There was submitted an executive summary sheet and report dated 4 January 2001 (both circulated) by the Head of Planning and Building Control on a full planning application for a proposed extension to form four additional bedrooms and one day space at Craigie Nursing Home, Craigie Road, Kilmarnock.

The Senior Planning Officer reported that one letter 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 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 location plan received on 12 June 2000 and the amended plans received by the Planning Authority on 5 and 27 September 2000 and 22 November 2000; (3) Details/samples of rooftiles and roughcast shall be submitted to and approved by the Planning Authority before any development commences on the site; and (4) The seven car parking spaces shall be implemented prior to the use of the extension, and thereafter maintained for use in association with the nursing home; 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) in the interest of visual amenity; and Condition (4) 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 00/0775/FL: THE NOBLE ORGANISATION LIMITED: UNIT 8, PORTLAND GATE, KILMARNOCK

There was submitted an executive summary sheet and report dated 4 January 2001 (both circulated) by the Head of Planning and Building Control on a full planning

application for proposed change of use to Class 3 (Food and Drink) at Unit 8, Portland Gate, Kilmarnock.

The Senior Planning Officer reported that no letters of objection had been received; 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) Formal application for planning permission in respect of detailed plans of any proposed alterations which are to be made to the external appearance of the building and amount to development, shall be submitted to and approved by the Planning Authority before any such development commences; and (3) The drainage from the development shall include a grease trap to West of Scotland Water's specification; Condition (1) being imposed to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997; Condition (2) as the approval relates to a change of use only; and Condition (3) in the interests of maintaining a satisfactory drainage system.

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

The meeting terminated at 1115 hours.

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