

EAST AYRSHIRE COUNCIL

CENTRAL LOCAL PLANNING COMMITTEE

MINUTES OF MEETING HELD ON THURSDAY 23 JANUARY 2003 AT 1400 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK

PRESENT: Councillors Drew McIntyre, Brian Reeves, Daniel Coffey, Lillian McLean, John Weir, Iain Linton, Alex Walsh, and John Knapp.

ATTENDING: Pamela Clifford, Principal Planning Officer; Karen McLeod, Solicitor; Anne Marie Carr, Administrative Officer; and Lynn Chapman, Trainee Administrative Officer.

APOLOGIES: Councillors Douglas Reid and Jane Darnbrough.

CHAIR: Councillor Drew McIntyre, Chair.

CONSIDERATION OF APPLICATIONS

HEARING PROCEDURE

1. The Administrative Officer established that the Hearing procedure was understood by all participants.
2. **APPLICATION NO 02/0861/FL: PROPOSED CHANGE OF USE OF FOOTPATH TO GARDEN GROUND AT UNADOPTED FOOTPATH BETWEEN EAST GARGIESTON AVENUE AND NORTH GARGIESTON ROAD, KILMARNOCK BY MR JOHN MCROBERT**

There was submitted an executive summary sheet and report dated 14 January 2003 (both circulated) by the Head of Planning and Building Control presenting for determination a full planning application for the proposed closure of the footpath between East Gargieston Avenue and North Gargieston Road, Kilmarnock.

2.1 Consideration of Item

The Principal Planning Officer reported that seven 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: Refusal, for the reasons detailed in the report.

2.2 Planning Hearing

The Committee heard Mr Maurice Ashbridge, Chairman, Grange/Howard Community Council in respect of their objections. The Committee then heard Mr John McRobert in support of the application. Members asked questions of the objector and of the applicant. The objector and the applicant responded to the issues raised, all in accordance with the hearing procedure.

The Chair closed the hearing.

2.3 Determination of Application

Councillor Knapp, second by Councillor Weir, moved that the application be granted as the footpath served no real purpose, appeared to be in a poor state of repair with

limited lighting and created a security risk as it served as an access point for potential thieves to the adjacent gardens, and that the closure was supported by the Police.

Councillor Linton, seconded by Councillor Walsh, moved as an amendment that the application be refused for the reasons detailed in report.

On a division by a show of hands, the motion was carried by 6 votes to 2.

3. APPLICATION NO 02/0898/FL: PROPOSED ERECTION OF EXTENSION AND CONSERVATORY TO REAR OF DWELLING AT 21 PLAYINGFIELD ROAD, CROSSHOUSE BY MR F KING

There was submitted an executive summary sheet and report dated 14 January 2003 (both circulated) by the Head of Planning and Building Control presenting for determination a full planning application for the erection of an extension and conservatory to the rear of the flat.

3.1 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 and Building Control: Approval, subject to conditions, and for the reasons detailed, in the report and subject to expanding condition 2 to state that the fence shall be erected prior to the use of the conservatory.

3.2 Planning Hearing

The Committee heard Mrs Nancy McKie in support of her objections. The Committee then heard Mr A Hollis, agent for the applicant in support of the application. Members asked questions of the objector and of the agent for the applicant. The objector and the agent for the applicant responded to the issues raised, all in accordance with the hearing procedure.

The Chair closed the hearing.

3.3 Determination of Application

Councillor Knapp, seconded by Councillor Reeves, moved that the application be granted subject to the conditions as amended, and for the reasons detailed, in the report.

Councillor Weir, seconded by Councillor L MacLean, moved as an amendment, that the application be refused, on the grounds that the security of the adjacent properties would be adversely affected.

On a division by a show of hands, the motion was carried by 6 votes to 2.

4. APPLICATION NO 01/0715/FL: PROPOSED ERECTION OF DETACHED DOUBLE GARAGE AT 13 ELMBANK DRIVE, KILMARNOCK BY MR AND MRS W STEWART

There was submitted an executive summary sheet and report dated 14 January 2003 (both circulated) by the Head of Planning and Building Control presenting for determination a full planning application for the erection of a detached double garage of 43 square metres in floor area and 5.4m in height beside the gable elevation of the dwelling house.

The Principal 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: Refusal, for the reasons detailed in the report.

Councillor Knapp, seconded by Councillor Reeves, moved that the application, be refused, for the reasons detailed in the report.

Councillor L MacLean, seconded by Councillor D Coffey, moved as an amendment that the application be granted on the grounds that the proposal would improve road safety.

On a division by a show of hands, the motion was carried by 6 votes to 2.

5. APPLICATION NO 02/0591/FL: PROPOSED INSTALLATION OF A DISABLED ACCESS RAMP TO SERVE THE PROPOSED ATM CASH MACHINE AT 55 MACPHAIL DRIVE, KILMARNOCK BY ALLIANCE AND LEICESTER (Item 4, 2902, 99/03)

Given that consideration of the application had been continued following a Hearing on 8 November 2002, at which they were not present, Councillors Walsh and Knapp left the meeting.

There was submitted an executive summary sheet and report dated 14 January 2003 (both circulated) by the Head of Planning and Building Control on a full planning application for the installation, at a future date, of a disabled access ramp to the front elevation of a retail shop with associated handrail to allow access to a new Automated Teller Machine, and gave the recommendation of the Head of Planning and Building Control; Approval, subject to the conditions, and for the reasons detailed in the report.

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

Councillor D Coffey, seconded by Councillor Linton, moved as an amendment that the application be refused as the proposal would be detrimental to pedestrian safety.

On a division by a show of hands, the amendment was carried 4 votes to 2.

The meeting terminated at 1500 hours