

**EAST AYRSHIRE COUNCIL**

**NORTHERN AREA LOCAL PLANNING COMMITTEE**

**MINUTES OF MEETING HELD ON FRIDAY 2 AUGUST 2002 AT 1005 HOURS IN  
JOHN FULTON HALL, MAIN ROAD, FENWICK**

**PRESENT:** Councillors Jim Raymond, Brian McNeil, Kathleen Hall, Ann Hay, Isabel Macrae, Finlay MacLean and Robert McDill.

**ATTENDING:** David Mitchell, Head of Administrative and Legal Services; Yvonne Nisbet, Senior Planning Officer; David Seawright, Enforcement Officer; and Anne Marie Carr, Administrative Officer.

**APOLOGIES:** Councillors Stephanie Young and Harry Wilson.

**CHAIR:** Councillor Jim Raymond, Chair.

**ORDER OF BUSINESS**

1. The Chair agreed in terms of Standing Order 19 to alter the order of business and consider Item 6 of the Agenda, Application No 02/0384/FL as the first item of business.

**HEARING PROCEDURE**

2. The Administrative Officer established that the Hearing procedure was understood by all participants.
3. **APPLICATION NO 02/0384/FL: INSTALLATION OF 17.5M HIGH TIMBER EFFECT MONOPOLE, ACCOMMODATING 3 NO. ANTENNAS, 1 NO. TRANSMISSION DISH, A GROUND BASED EQUIPMENT CABINET, 1.2M HIGH FENCING AND ANCILLARY DEVELOPMENT AT WHINPARK FARM, OFF A77, GRASSYARDS ROAD, KILMARNOCK BY HUTCHISON 3G UK LTD**

There was submitted an executive summary sheet and report dated 24 July 2002 (both circulated) by the Head of Planning and Building Control for the erection of a 17.5M high slimline timber-effect telecommunications monopole, supporting 3 no. Hutchison 3G antenna and 1 no. 600mm transmission dish.

**3.1 Consideration of Item**

The Senior Planning Officer reported, in addition to receipts of objections from Moscow and Waterside Community Council and New Farm Loch Community Council, that 19 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 conditions, and for the reasons detailed, in the report.

**3.2 Planning Hearing**

The Committee heard Mr Garcia, Mr Cairns and Mr Hunter in support of their objections. The Committee then heard Laura Marshall and Michael Alexander, agents for the applicant, in support of the application. Members asked questions of the objectors and of the agents for the applicant. The objectors and the agents for

the applicant responded to the issues raised, all in accordance with the Hearing procedure.

The Chair closed the Hearing.

### **3.3 Adjournment/Reconvention of Meeting**

It was agreed to adjourn the meeting at 1114 hours to allow the Senior Planning Officer to consult with the Head of Administrative and Legal Services.

The meeting reconvened at 1117 hours with the same Members and Officers present and in attendance.

### **3.4 Determination of Application**

The Senior Planning Officer reported on planning issues raised during the Hearing.

It was agreed to refuse the application, on the grounds that it would have a detrimental impact on the visual amenity of the area and that the application was not sufficiently compliant with National Planning Policy Guideline 19 (NPPG19) or PAN62 in terms of appropriate siting and design of the mast, resulting in a clear perception within the local community of a risk of harm to public health if the proposal were to proceed.

## **4. APPLICATION NO 02/0327/FL: PROPOSED ERECTION OF DECKING HANDRAILS AT DRUMMUIR, 48 LADESIDE, NEWMILNS BY MS SHARON STAIRS**

There was submitted an executive summary sheet and report dated 24 July 2002 (both circulated) by the Head of Planning and Building Control on a retrospective application to erect wooden handrails on top of an existing area of decking located to the rear of the dwelling.

### **4.1 Consideration of Item**

The Senior Planning Officer reported that two 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 conditions, and for the reasons detailed, in the report.

### **4.2 Planning Hearing**

The Committee then heard Mrs Roberts, agent for Miss Blacklock, and Mr Bissett in support of their objections. The Committee then heard Mr William Smith, agent for the applicant, in support of the application. Members asked questions of the objectors and of the agent for the applicant. The objectors and the agent for the applicant responded to the issues raised, all in accordance with the Hearing procedure.

The Chair closed the Hearing.

### **4.3 Determination of Application**

The Senior Planning Officer reported on planning issues raised during the Hearing.

It was agreed to grant the application subject to the conditions, and for the reasons detailed, in the report.

**5. APPLICATION NO 02/0389/FL: PROPOSED CHANGE OF USE FROM WASTE GROUND TO GARDEN GROUND AT LAND ADJACENT TO 8 WALDEN ROAD, HURLFORD BY BARRY RICHMOND**

There was submitted an executive summary sheet and report dated 24 July 2002 (both circulated) by the Head of Planning and Building Control regarding a proposal to change the use of the area of public open space to private garden ground which would then be incorporated into the curtilage of 8 Walden Road, Hurlford.

The Senior 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 the conditions, and for the reasons 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 conditions, and for the reasons detailed, in the report.

**6. APPLICATION NO 01/0796/FL: PROPOSED ERECTION OF 18 DWELLINGHOUSES WITH ASSOCIATED ROAD AND PARKING AT KIRKLAND PARK, KIRKLAND ROAD, DARVEL BY CRUDEN ESTATES LTD**

There was submitted an executive summary sheet and report dated 24 July 2002 (both circulated) by the Head of Planning and Building Control regarding a proposal to erect 18 houses and associated road and parking access from Kirkland Road.

The Senior Planning Officer reported, in addition to receipt of an objection from Scottish Water, that five 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 conditions, and for the reasons 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 conditions, and for the reasons detailed, in the report.

**7. APPLICATION NO 02/0252/FL: PROPOSED ERECTION OF SINGLE DWELLINGHOUSE ON VACANT LAND AT 4-6 STEWARTON ROAD, DUNLOP BY MR HAMILTON**

There was submitted an executive summary sheet and report dated 18 June 2002 (both circulated) by the Head of Planning and Building Control regarding the erection of a single (four apartment) dwellinghouse on the site in an L shaped configuration abutting the footpath and the King's Arms Hotel.

**7.1 Consideration of Item**

The Senior Planning Officer reported that, in addition to the representations from the consultees detailed at section 3 of the report, 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.

## **7.2 Planning Hearing**

The Committee heard Mrs Batey, representing Dunlop & Lugton Community Council, Cherone Chambers and Alan Heron in support of their objections. The Committee then heard Mr Alexander Hamilton, applicant, in support of the application. Members asked questions of the objectors and of the applicant. The objectors and the applicant responded to the issues raised, all in accordance with the Hearing procedure.

The Chair closed the Hearing.

## **7.3 Determination of Application**

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

Councillor F MacLean left the meeting at this point.

### **8. APPLICATION NO 99/0829/FL: ERECTION OF 17 NEW HOUSES AND REFURBISHMENT AND CONVERSION OF LISTED BUILDING TO FORM 5 FLATS AND APPLICATION NO 01/0426/LB: REFURBISHMENT OF LISTED BUILDING TO FORM 5 FLATS AT 22 MAIN ROAD, WATERSIDE BY MR JOHN MILLAR**

The Chair reported, and it was noted, that this item had been withdrawn from the Agenda.

### **9. APPLICATION NO 02/0237/FL: PROPOSED INSTALLATION OF A 17.9M LATTICE TOWER, OVERALL HEIGHT INCLUDING POLICE ANTENNA 20.7M, 9 ANTENNA, 2 MICROWAVE DISHES AND ASSOCIATED EQUIPMENT CABIN ADJACENT TO TOWER, ADDITIONAL 3 POLICE ANTENNA AND EQUIPMENT CABIN AT MAGBIEHILL FARM, DUNLOP ROAD, STEWARTON BY BT CELLNET/MMO2**

There was submitted an executive summary sheet and report dated 24 July 2002 (both circulated) by the Head of Planning and Building Control in respect of a proposed 17.9M lattice tower which would extend to some 20.7M in height including the relocated police antenna and associated equipment, to which no objections had been lodged and for which the recommendation of the Head of Planning and Building Control was Approval, subject to the conditions, and for the reasons, detailed in the report.

It was agreed to grant the application subject to the conditions, and for the reasons detailed, in the report.

Councillor F MacLean re-joined the meeting at this point.

### **10. APPLICATION NO 02/0134/FL: PROPOSED PORCH/CONSERVATORY AT KENWAY COTTAGE, KILMAURS BY MR AND MRS PATTISON**

There was submitted an executive summary sheet and report dated 17 June 2002 (both circulated) by the Head of Planning and Building Control for the erection of a conservatory/entrance porch on the front elevation of the dwellinghouse, in respect of which no objections had been received and for which the recommendation of the

Head of Planning and Building Control was refusal for the reasons detailed in the report.

It was agreed to grant the application, on the grounds that the Local Planning Committee were not satisfied that the proposal would be to the detriment of the visual amenity of the area and to delegate to the Head of Planning and Building Control to attach such conditions to the consent as he may consider appropriate.

The meeting terminated at 1235 hours.