

EAST AYRSHIRE COUNCIL

SOUTHERN LOCAL PLANNING COMMITTEE

**MINUTES OF MEETING HELD ON FRIDAY 6 SEPTEMBER 2002 AT 1000 HOURS
IN PATNA COMMUNITY CENTRE, DOONSIDE AVENUE, PATNA**

PRESENT: Councillors Jimmy Kelly, Eric Jackson, George Smith, Julie Faulds, William Menzies, Elaine Dinwoodie, Elaine Stewart and Jimmy Carmichael.

ATTENDING: Hugh Melvin, Senior Development Promotion Officer; Karen McLeod, Solicitor; and Stuart Nelson, Administrative Officer.

APOLOGIES: Councillor Tommy Farrell, Provost Jimmy Boyd and Councillor Eric Ross.

CHAIR: Councillor Jimmy Kelly, Vice-Chair.

ORDER OF BUSINESS

1. The Chair, at his discretion and in terms of Standing Order 19, agreed to alter the order of business and to consider Item 10 on the Agenda as the first item of business.
2. **APPLICATION NO 02/0439/FL: MR D SHAW: 17 PRIMPTON AVENUE, DALRYMPLE (Item 5, Page 2706, 99/02)**

Given that consideration of the application had been continued following a Hearing, at which they were not present, Councillors Jackson, Faulds, Menzies and Carmichael took no part in consideration or determination of this application.

The Committee gave further consideration to a full planning application for a proposed extension to the rear of the bungalow, to extend bedrooms, at 17 Primpton Avenue, Dalrymple.

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

The Senior Development Promotion 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 conditions, and for the reasons, detailed within the report.

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

Councillor Dinwoodie left the meeting at this point.

HEARING PROCEDURE

3. The Administrative Officer established that the Hearing Procedure was understood by all participants.

4. APPLICATION NO 02/0065/FL: DALMELLINGTON AND DISTRICT CONSERVATION TRUST: DUNASKIN HERITAGE CENTRE, DALMELLINGTON ROAD, WATERSIDE, BY PATNA

4.1 Declaration of Interest

Councillor Stewart declared an indirect non-pecuniary interest in this item of business and took no part in the consideration or determination of this application.

4.2 Consideration of Item

There was submitted an executive summary sheet and report dated 27 August 2002 (both circulated) by the Head of Planning and Building Control on a full planning application for the proposed development of a race track for off-road kart racing at Dunaskin Heritage Centre, Dalmellington Road, Waterside, by Patna.

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

4.3 Planning Hearing

The Committee heard Donna Grainger, Anthony Reid and Mr Davidson in support of their objections. The Committee then heard Bob McSporrán, on behalf of the applicant, in support of the application.

4.4 Determination of Application

It was agreed to approve the application with the conditions, and for the reasons, detailed in the report, subject to amendment to Condition (2), to provide that the use approved shall also be carried out only during the months of May to September, inclusive.

5. APPLICATION NO 02/0420/FL: PORTCULLIS DEVELOPMENTS LIMITED: FORMER AUCHLIN MINE, BY SKARES

There was submitted an executive summary sheet and report dated 27 August 2002 (both circulated) by the Head of Planning and Building Control on a full planning application for the proposed reclamation of former opencast site and drift mine site including restoration for woodland planting with conservation features at the former Auchlin Mine, by Skares.

5.1 Consideration of Item

The Senior Development Promotion Officer reported that six 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; and that the issue of the Decision Notice be withheld until the Solicitor to the Council has satisfactorily concluded a formal agreement under Section 75 of the Town and Country Planning (Scotland) Act 1997 with the applicant, in respect of the matters referred to in Section 8.6 of the report.

5.2 Planning Hearing

The Committee heard Brian Broadley and Mary Gordon on behalf of MEGA, in support of their objections. The Committee then heard Joe Fitzgerald, representing the applicant, in support of the application. Members asked questions of the objectors and of the applicant's representative. The objectors and the applicant's representative responded to the issues raised, all in accordance with the Hearing Procedure.

5.3 Determination of Application

It was agreed (i) to approve the application subject to the conditions, and for the reasons, detailed in the report; and (ii) that the issue of the Decision Notice be withheld until the Solicitor to the Council has satisfactorily concluded a formal agreement under Section 75 of the Town and Country Planning (Scotland) Act 1997 with the applicant in respect of the matters referred to in Section 8.6 of the report.

Councillor Faulds, having moved an alternative proposal which failed to receive a seconder, recorded her dissent to this decision.

6. APPLICATION NO 02/0552/OL: MR AND MRS McKENZIE: 18 BARSKIMMING ROAD, MAUCLINE

There was submitted an executive summary sheet and report dated 19 August 2002 (both circulated) by the Head of Planning and Building Control on a full planning application for the proposed erection of a single dwellinghouse at 18 Barskimming Road, Mauchline.

The Senior Development Promotion 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.

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

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

7. APPLICATION NO 02/0550/FL: MR AND MRS J WALLS: SITE OPPOSITE 83-85 CONNELL PARK, NEW CUMNOCK

There was submitted an executive summary sheet and report dated 21 August 2002 (both circulated) by the Head of Planning and Building Control on a full planning application for the proposed erection of a dwellinghouse opposite 83-85 Connel Park, New Cumnock.

The Senior Development Promotion 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 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 approve the application subject to the conditions, and for the reasons, detailed in the report.

8. APPLICATION NO 02/0563/FL: MR PETER ROBINSON: LAND TO THE REAR OF 112-114 MAIN STREET, AUCHINLECK

There was submitted an executive summary sheet and report dated 19 August 2002 (both circulated) by the Head of Planning and Building Control on a full planning application for the proposed change of use from garage for storage purposes to car repair business at land to the rear of 112-114 Main Street, Auchinleck.

The Senior Development Promotion 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.

No Hearing took place since, although the objector was represented, the representative did not wish to address the Committee.

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

9. APPLICATION NO 02/0488/FL: MR W MACKIN: 70 MAUCHLINE ROAD, AUCHINLECK

There was submitted an executive summary sheet and report dated 19 August 2002 (both circulated) by the Head of Planning and Building Control on a full planning application for the proposed erection of a garage at the side of the house at 70 Mauchline Road, Auchinleck.

The Senior Development Promotion Officer reported that one letter of objection had been received, details of which were contained 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 approve the application subject to the conditions, and for the reasons, detailed in the report.

10. APPLICATION NO 01/0662/FL: MRS R MURDOCH: FARM BUILDING AT FRIENDLESSHEAD FARM, BY MAUCHLINE

There was submitted an executive summary sheet and report dated 6 September 2002 (both circulated) by the Head of Planning and Building Control on a full planning application for the proposed conversion and rehabilitation of an existing farm building to form a new dwellinghouse at Friendlesshead Farm, by Mauchline.

The Senior Development Promotion Officer reported that no objections 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, for the reasons detailed in the report.

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

**11. APPLICATION NO 02/0496/FL: MR GEORGE GLOVER AND PARTNERS:
FORMER AUCHINLECK PRIMARY SCHOOL, SCHOOL ROAD, AUCHINLECK**

There was submitted an executive summary sheet and report dated 26 August 2002 (both circulated) by the Head of Planning and Building Control on a full planning application for the proposed change of use of the vacant former Primary School to a business/storage centre at Auchinleck Primary School, School Road, Auchinleck.

The Senior Development Promotion Officer reported that no objections had been received in respect of this application; reported that a consultation response had now been received from the Architectural Heritage Society of Scotland and advised of the terms of that response; 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.

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

The meeting terminated at 1137 hours.