

**EAST AYRSHIRE COUNCIL**

**CENTRAL LOCAL PLANNING COMMITTEE**

**MINUTES OF MEETINGS HELD ON THURSDAY 18 SEPTEMBER 2003 AT 1000 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

**PRESENT:** Councillors Gordon Cree, Brian Reeves, Daniel Coffey, Douglas Reid, John Weir, Drew McIntyre, Iain Linton, John Campbell, Ray Murray and John Knapp.

**ATTENDING:** Pamela Clifford, Principal Planning Officer; Karen McLeod, Solicitor; Barry Douglas, Planning Officer; and Christine Baillie, Administrative Officer.

**APOLOGIES:** Councillor Willie Coffey and Provost Jane Darnbrough.

**CHAIR:** Councillor Gordon Cree, Chair.

**CHAIR'S REMARKS**

1. The Chair reported, and it was noted, that Application No 03/0231/FL: Proposed Private Dwellinghouse at Plot off Portland Road, Kilmarnock; and Application No 03/0676/FL: Proposed Change of Use from Beauty Salon to Taxi Office Premises at 6/8 Bonnyton Road, Kilmarnock had been withdrawn from the Agenda.

**CONSIDERATION OF APPLICATIONS**

**HEARING PROCEDURES**

2. The Administrative Officer established that the Hearing Procedure was understood by all participants.
3. **APPLICATION NO 03/0523/FL: AYRSHIRE ESTATES LIMITED: CAIRNS TERRACE/IRVINE ROAD, KILMARNOCK**

There was submitted an executive summary sheet and report dated 10 September 2003 (both circulated) by the Head of Planning and Building Control presenting for determination a full planning application for proposed residential development comprising 5 no dwellings at Cairns Terrace/Irvine Road, Kilmarnock.

**3.1 Consideration of Item**

The Principal Planning Officer reported that 8 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 issuing of the planning 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 applicants in respect of the matter detailed in Section 7.2 of the report.

**3.2 Planning Hearing**

The Committee heard Mrs Rebecca Neil, on behalf of Bonnyton Community Council, in respect of their objections. Members asked questions of the objector. The

objector responded to the issues raised, all in accordance with the Hearing Procedure.

The applicant was not present or represented.

The Chair closed the Hearing.

### **3.3 Determination of Application**

Councillor Weir, seconded by Councillor Reeves, moved that the application be refused on the grounds that the proposed development would have an adverse impact on road safety in relation to the proposed entrance/exit to the site at Irvine Road, Kilmarnock.

Councillor Cree, seconded by Councillor Knapp, moved as an amendment that the application be approved, subject to the conditions, and for the reasons detailed in the report and that the issuing of the planning 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 applicants in respect of the matter detailed in Section 7.2 of report.

On a division by a show of hands, the amendment was carried by 6 votes to 3.

Councillor McIntyre joined the meeting at this point.

#### **4. APPLICATION NO 03/0633/FL: MR AND MRS A SINCLAIR: PLOT 1, FISHER COURT, KNOCKENTIBER**

There was submitted an executive summary sheet and report dated 9 September 2003 (both circulated) by the Head of Planning and Building Control presenting for determination a full planning application for the proposed erection of house and garage at Plot 1, Fisher Court, Knockentiber.

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: 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.

Having noted that Section 3.1 of the report should read "the provision of a footway between 1 and 2 Plann Cottages and continuing to the head of the cul-de-sac should be provided prior to any commencement of development on site", it was agreed to approve the application subject to the conditions, and for the reasons detailed in the report.

#### **5. APPLICATION NO 03/0634/FL: MR DAVID McDONNELL: PLOT 2, FISHER COURT, KNOCKENTIBER**

There was submitted an executive summary sheet and report dated 9 September 2003 (both circulated) by the Head of Planning and Building Control presenting for determination a full planning application for the proposed erection of house and garage at Plot 2, Fisher Court, Knockentiber.

### **5.1 Consideration of Item**

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

### **5.2 Planning Hearing**

The Committee heard Mr Cullimore, in respect of his objections, and Mr Cree, Agent for the applicant, in support of the application. Members asked questions of the objector and 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.

### **5.3 Determination of Application**

Councillor Weir, seconded by Councillor Reid, moved that the application be refused on the grounds that a 1<sup>3/4</sup> storey dwellinghouse would be out of keeping with the remainder of the Fisher Court development as this comprises bungalows.

Councillor McIntyre, seconded by Councillor Cree, moved as an amendment that the application be approved subject to the conditions, and for the reasons detailed in the report.

On a division by a show of hands, the amendment was carried by 6 votes to 4.

## **6. APPLICATION NO 03/0729/FL: JOHN AND SHONA GARDEN: PLOT 3, FISHER COURT, KNOCKENTIBER**

There was submitted an executive summary sheet and report dated 4 September 2003 (both circulated) by the Head of Planning and Building Control presenting for determination a full planning application for the proposed erection of single dwellinghouse at Plot 3, Fisher Court, Knockentiber.

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

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

Councillor Weir, seconded by Councillor Reid, moved that the application be refused on the grounds that a 1<sup>1/2</sup> storey dwellinghouse would be out of keeping with the remainder of the Fisher Court development as this comprises bungalows.

Councillor McIntyre, seconded by Councillor Knapp, moved as an amendment that the application be approved subject to the conditions, and for the reasons, detailed in the report.

On a division by a show of hands, the amendment was carried by 6 votes to 4.

**7. APPLICATION NO 03/0728/FL: MR ALAN MAIR: 6 KELBURN CRESCENT, KILMARNOCK**

There was submitted an executive summary sheet and report dated 9 September 2003 (both circulated) by the Head of Planning and Building Control presenting for determination a full planning application for the proposed extension of house at 6 Kelburn Crescent, Kilmarnock.

**7.1 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 the condition and for the reason, detailed in the report.

**7.2 Planning Hearing**

The Committee heard Mr Brogan in respect of his objections, and Mr Houston, Agent for the applicant, in support of the application. Members asked questions of the objector and 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.

**7.3 Determination of Application**

It was agreed to approve the application, subject to the condition, and for the reason, detailed in the report.

**8. APPLICATION NO 03/0699/FL: MRS RUSSELL: 24 SOUTH DEAN ROAD, KILMARNOCK**

There was submitted an executive summary sheet and report dated 9 September 2003 (both circulated) by the Head of Planning and Building Control presenting for determination a full planning application for proposed erection of upvc conservatory to rear of dwelling at 24 South Dean Road, Kilmarnock.

The Principal Planning Officer reported that one letter of objection had been received, details of which were contained within the report; and further reported that a fax had been received from the applicant's Agent requesting that, as the applicant was not able to be in attendance at the meeting, the application be continued until a future meeting. The Principal Planning Officer then summarised the planning considerations in respect of the application and gave the recommendation of the Head of Planning and Building Control: Approval.

No Hearing took place as the objector was not present or represented.

Councillor McIntyre, seconded by Councillor Cree, moved that the application be approved.

Councillor D Coffey, seconded by Councillor Reid, moved as an amendment that the application be continued to a future meeting to allow the objector, or his representative, to be in attendance.

On a division by a show of hands, the motion was carried by 7 votes to 3.

**9. APPLICATION NO 03/0435/OL: AYRSHIRE AND ARRAN ACUTE HOSPITALS NHS TRUST: CROSSHOUSE HOSPITAL, KILMARNOCK ROAD, CROSSHOUSE**

There was submitted an executive summary sheet and report dated 9 September 2003 (both circulated) by the Head of Planning and Building Control presenting for determination an outline planning application for proposed maternity unit and associated external works at Crosshouse Hospital, Kilmarnock Road, Crosshouse.

The Principal 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 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 1055 hours.