

**EAST AYRSHIRE COUNCIL****CENTRAL LOCAL PLANNING COMMITTEE****MINUTES OF SPECIAL MEETING HELD ON WEDNESDAY 28 APRIL 1999 AT  
1000 HOURS IN THE COUNCIL CHAMBERS, CIVIC CENTRE, JOHN DICKIE  
STREET, KILMARNOCK**

**PRESENT:** Councillors Gordon Cree, Irene Reeves, Wilma Doyle, John Knapp and Daniel Coffey.

**ATTENDING:** Jim Worley, Principal Planning Officer; Karen McLeod, Solicitor; Julie Armstrong, Senior Administrative Officer; and Melanie Macleod, Administrative Officer.

**APOLOGIES:** Councillors Gordon McCredie, Drew McIntyre, Douglas Reid, Provost Stirling and Councillor Jane Darnbrough.

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

**CONSIDERATION OF PLANNING APPLICATIONS****1. PROCEDURE**

The Administrative Officer clarified that only those Elected Members who had been present during the entirety of the Hearing held on 19 April 1999 in respect of application no 99/0120/FL would be eligible to participate in the determination of the application.

**1.1 APPLICATION NO 99/0120/FL: MR D R JOHNSTON (Item 2.5, Page 4471)**

There was re-submitted a report dated 29 March 1999 (circulated) by the Head of Planning and Building Control on a proposal to change the use of a Nursing Home to form a dwellinghouse at Highfield House, Turner Place, Kilmarnock.

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

The Principal Planning Officer reported that four letters of objection had been received, one of which was from a firm of Solicitors representing residents of Highfield Grove and that details of these objections were contained in 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 condition, namely that details of the boundary treatment between Highfield House and Highfield Grove to the north shall be submitted for the approval of the Planning Authority within one month from the date of this permission and shall be completed within one month of the occupation of the house; this Condition being imposed in the interest of visual/residential amenity.

It was agreed to grant the application subject to the condition and for the reason detailed.

**1.2 APPLICATION NO 99/0118/FL: MR M MCCRISTALL (Item 2.8, Page 4472)**

There was re-submitted a report dated 9 April 1999 (circulated) by the Head of Planning and Building Control on a proposed commercial garage/storage yard at 98 Hill Street, Kilmarnock.

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

The Principal Planning Officer reported that one letter of objection had been received, details of which were contained in 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 following reasons, viz:- (1) The proposal is contrary to Policy IN3 of the Finalised Kilmarnock and Loudoun District Plan in that it involves the general industrial use which would, in the opinion of the Planning Authority, detract from the residential amenity of adjacent properties; and (2) The proposed use would be detrimental to the amenity of nearby residential properties by reason of general disturbance, noise, fumes and vehicular movements.

It was agreed to grant the application.

**1.3 APPLICATION NO 99/0106/FL: TILBURY DOUGLAS HOMES LIMITED (Item 2.10, Page 4473)**

There was submitted a report dated 22 April 1999 (circulated) by the Head of Planning and Building Control on a full planning application for the proposed erection of 85 No. dwellings and associated roads, footpaths and fences at Area C, Phase 2B, Toponthank, Kilmarnock.

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 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 received on 5 February 1999 and the amended plans received by the Planning Authority on 1 April 1999; (3) Details/samples of the facing, roofing and surfacing material to be used shall be submitted to and approved by the Planning Authority before any development commences on the site; (4) Details of the landscaping of the site, including the provision of play equipment and the maintenance of play equipment and all open space outwith the private curtilage of any of the dwellings shall be submitted to and approved by the Planning Authority prior to the commencement of the development. Such details shall include the timescale for the implementation of the landscaping and play equipment in relation to the completion of the dwellings; (5) Notwithstanding the plans hereby submitted, the details of the boundary hedge planting shall be submitted to the Planning Authority, with details of maintenance and implementation, prior to the commencement of any development on site; and (6) The boundary hedge shall be maintained at a height of not less than 2.5m; Condition (1) being imposed to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997; Condition (2) to ensure that the development is carried out in accordance with the approved details; Conditions (3) and (5) in the interest of visual amenity; Condition (4) to ensure that the open space is adequately provided and maintained in the interest of residential amenity; and Condition (6) to ensure that the

hedges are retained to a size at which they would continue to provide a habitat and would significantly contribute to visual amenity.

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

The meeting terminated at 1015 hours.