

EAST AYRSHIRE COUNCIL

NORTHERN AREA LOCAL PLANNING COMMITTEE

**MINUTES OF SPECIAL MEETING HELD ON WEDNESDAY 13 AUGUST 1997 AT
1530 HOURS IN GALSTON COMMUNITY CENTRE, ORCHARD STREET,
GALSTON**

PRESENT: Councillors David Fulton, James O'Neill, Robert Beattie, David Macrae and George Turnbull.

ATTENDING: Jim Worley, Principal Planning Officer; Donald McVicar, Departmental Strategy Officer (Support Services) and Stuart Nelson, Administrative Officer.

APOLOGIES: Councillors Kathleen Hall and Robert McDill.

CHAIR: Councillor David Fulton, Chair.

**CONSIDERATION OF PLANNING APPLICATION: APPLICATION NO 97/0321/FL:
MR D MURDOCH**

1. There was submitted a report dated 6 August 1997 (circulated) by the Head of Planning and Building Control presenting for determination a full planning application for the proposed change of use of the property at 37 Titchfield Street, Galston from vacant workshop to car sales, repairs and car accessory shop. It was noted that the Committee had inspected the premises concerned prior to the meeting.

The Principal Planning Officer reported that two letters of objection had been received, together with one letter from the applicant in response to issues raised by the objectors and one additional letter of objection received following the Special Meeting of the Committee on 28 July 1997, details of all 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 following conditions, viz:- (1) permission is granted for a limited period of two years from the date hereof, and the use shall be discontinued and the land restored to its former condition to the satisfaction of the Planning Authority at the expiration of this period unless a further permission is granted; (2) no vehicles displayed for sale, awaiting repair or preparation for sale or having been repaired at the premises nor any vehicles of staff working in the premises, shall be parked in Titchfield Street or Gas Lane; (3) notwithstanding the approved plans, all vehicles arriving or leaving the premises shall do so in forward gear; (4) the land to the rear of the property shall be used for the sale of cars only and shall not be used for the carrying out of car repairs unless a further planning application is submitted to, and approved by, the Planning Authority; (5) the use hereby approved shall not be carried out before 0800 hours and after 1800 hours on Mondays to Saturdays nor at any time on Sundays; (6) no storage of materials, including parts of vehicles or waste products, shall take place on the premises outside the building; (7) the vehicle repairs shall consist only of those activities specified in the applicant's letter received by the Planning Authority on 19 May 1997; and (8) the doors of the shed shall remain closed at all times that work to vehicles (including valeting) are being undertaken within it. Condition (1) being imposed to

enable the Planning Authority to review the situation in the light of the experience of the effects of the operation of the development; Conditions (2) and (3) in the interest of road safety; Condition (4) to safeguard the residential amenity of the area by ensuring all repairs to vehicles are carried out within the building; Condition (5) to prevent noise and disturbance extending into hours during which other sources of noise have subsided in the interest of residential amenity; Condition (6) to safeguard the residential amenity of the area due to the premises being overlooked by adjacent residential properties; and Conditions (7) and (8) to safeguard the residential amenity of the area.

Councillor Turnbull, seconded by Councillor O'Neill moved that the application be approved subject to the conditions and for the reasons detailed.

Councillor Macrae seconded by Councillor Beattie moved as an amendment that the application be refused, since, notwithstanding the terms of conditions (2) and (3) above, the development would compromise road safety.

On a division by a show of hands the motion was carried by three votes to two.

The meeting terminated at 1545 hours.