

## **SOUTH AYRSHIRE LOCAL REVIEW BODY.**

Minutes of meeting in County Buildings, Wellington Square, Ayr,  
on 24th August 2010 at 2.00 p.m.

- Present: Councillors Ian Fitzsimmons (Chair), Andy Campbell, Ann Galbraith, Bill Grant, Sandra Goldie and Alec Oattes.
- Apologies: Councillors John Allan and Ian Douglas.
- Attending: M. Sheddon, Solicitor; C. Parish, Priority Projects Team Leader; and A. Gibson, Committee Administrative Officer.

1. **Continued Review Case – Installation of Replacement Windows – Flat 6, Mokoia, 11 Crosbie Road, Troon (Ref: 10/00117/APP).**

Reference was made to the Minutes of 30th June 2010 (Page 289, paragraph 3) when it had been agreed that consideration of the review in respect of the application for planning permission to install replacement windows at Flat 6, 11 Crosbie Road, Troon be continued to this meeting of this Body to allow further information to be provided by written submissions. There was submitted the relevant papers (issued).

Having heard the Chair, the Legal Adviser to the Body and the Planning Adviser to the Body, the Body again considered all the relevant paper work relating to the Review with particular emphasis on the grounds on which the application had been refused.

Councillor Fitzsimmons, seconded by Councillor Campbell, moved that the decision to refuse the application be upheld.

By way of an Amendment, Councillor Oattes, seconded by Councillor Galbraith, moved that the application be approved, having taken into consideration the present character of the building.

On a vote being taken by a show of hands, two Members voted for the Amendment and four for the Motion which was accordingly declared to be carried.

**Decided:** to uphold the decision to refuse the application.

2. **New Case for Review – Erection of Dwellinghouse at Glenecho Cottage, Croy, Maybole (Ref: 10/00095/APP).**

There was submitted the relevant papers (issued) relating to a request to review the decision to refuse an application for planning permission for the erection of a dwellinghouse at Glenecho Cottage, Croy, Maybole.

Having heard the Chair, the Legal Adviser to the Body and the Planning Adviser to the Body, the Body considered the papers relating to the Review with particular emphasis on the grounds on which the application had been refused.

Councillor Grant, seconded by Councillor Galbraith, moved that the application be approved as the reasons for refusal relating to STRAT3, ENV8 and H11 of the South Ayrshire Local Plan, in their view, were not valid reasons to refuse the application.

By way of an Amendment, Councillor Fitzsimmons, seconded by Councillor Campbell, moved that the decision to refuse the application be upheld.

On a vote taken by a show of hands two Members voted for the Amendment and four for the Motion which was declared to be carried.

**Decided:** after consideration, to approve the application, subject to the following conditions:-

- (1) that the development hereby permitted shall be begun within three years of the date of this permission;
- (2) that the development hereby granted shall be implemented in accordance with the approved plan(s) as listed below and as forming part of this permission unless a variation required by a condition of the permission or a non-material variation has been agreed in writing by the Planning Authority; and
- (3) that prior to the commencement of development, samples or a brochure of all materials to be used on external surfaces, in respect of type, colour and texture, shall be submitted for the prior written approval of the Planning Authority.

**Reasons:**

- (1) to be in compliance with Section 58 of the Town and Country Planning (Scotland) Act 1997 as amended by Section 20 of the Planning Etc. (Scotland) Act 2006;
- (2) to ensure that the development is carried out in accordance with the approved plans unless otherwise agreed; and
- (3) in the interests of visual amenity.

**Reason for Decision:**

The siting and design of the development hereby approved is considered to accord with the provisions of the development plan and there is no significant adverse impact on the amenity of neighbouring land and buildings.

**List of Determined Plans:**

Drawing - Reference No (or Description): LOCATION PLAN (EXTRACT); and  
Drawing - Reference No (or Description): DRAWING - ALL DETAILS 0827:04

3. **New Case for Review – Erection of Dwellinghouse at the Ranch Caravan Park, Maybole (Ref: 09/000589/FUL).**

There was submitted the relevant papers (issued) relating to a request to review the decision to refuse an application for planning permission for the erection of a dwellinghouse at Ranch Caravan Park, Maybole.

Having heard the Chair, the Legal Adviser to the Body and the Planning Adviser to the Body, the Body considered the papers relating to the Review with particular emphasis on the grounds on which the application had been refused.

**Decided:** following consideration, to hold an accompanied site visit to assess the site and surrounding area with the Review then to be continued to a future meeting of the Review Body for further consideration and decision.

4. **New Case for Review – Change of use of Public Footpath to form Coffee Kiosk, Land adjacent to Lorne Arcade, 115 High Street, Ayr (Ref: 09/00779/FUL).**

There was submitted the relevant papers (issued) relating to a request to review the decision to refuse an application for planning permission for the change of use of public footpath to form a coffee kiosk at land adjacent to Lorne Arcade, 115 High Street, Ayr.

Having heard the Chair, the Legal Adviser to the Body and the Planning Adviser to the Body, the Body considered the papers relating to the Review with particular emphasis on the grounds on which the application had been refused.

**Decided:** after consideration, to continue consideration of the application to a future meeting of this Body to allow further information to be provided by way of a written submission from the applicant relating to the visual appearance of the proposed coffee kiosk, sample photographs, the proposed materials to be used and any proposed lighting.

The meeting ended at 3.35 p.m.