

SOUTH AYRSHIRE LOCAL REVIEW BODY.

Minutes of meeting in County Buildings, Wellington Square, Ayr,
on 13th December 2011 at 2.00 p.m.

Present: Councillors Ian Fitzsimmons (Chair), John Allan, Andy Campbell, Ian Douglas, Ann Galbraith, Sandra Goldie, Bill Grant and Alec Oattes.

Attending: W. Carlaw, Acting Legal Manager; C. Parish, Priority Projects Team Leader (in attendance for items 2 and 3 only); A. Cooke, Supervisory Planner (in attendance for item 1 only); and A. Gibson, Committee Administrative Officer.

1. New Case for Review – Erection of a wind turbine and foundation, formation of hardstanding and site access track and installation of transformer and underground cabling at Dowhill Farm A77T Girvan Road, Turnberry – Vicarton Street, Girvan (Ref: 11/00617/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 wind turbine and foundation, formation of hardstanding and site access track and installation of transformer and underground cabling at Dowhill Farm A77T Girvan Road, Turnberry – Vicarton Street, Girvan.

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 application site in its setting and the surrounding area with the Review then to be continued to a future meeting of the Review Body for further consideration and decision.

2. New Case for Review – Erection of a storage area for a bike at 4 Dalwood Road, Prestwick (Ref: 11/00467/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 storage area for a bike at 4 Dalwood Road, Prestwick.

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 Goldie, seconded by Councillor Douglas, moved that the application for review be upheld.

By way of Amendment, Councillor Fitzsimmons, seconded by Councillor Allan, moved that the review application be refused.

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

Decided: to uphold the decision to refuse the application.

3. New Case for Review – Installation of solar panels at Maclure House, 53 Patna Road, Kirkmichael (Ref: 11/00971/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 installation of solar panels at Maclure House, 53 Patna Road, Kirkmichael.

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: to overturn the decision of the appointed Officer and to grant the planning application subject to the following conditions:-

- (1) that the development hereby permitted shall be begun within three years of the date of this permission; and
- (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.

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; and
- (2) to ensure that the work carried out is in accordance with the approved plans unless otherwise agreed.

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 Approved Plans:

Drawing - Reference No (or Description): Location Plan;
 Drawing - Reference No (or Description): Proposed Elevation and Section; and
 Drawing - Reference No (or Description): Proposed Fixing Details.

The meeting ended at 3.15 p.m.