

SOUTH AYRSHIRE LOCAL REVIEW BODY.

Minutes of meeting in County Buildings, Wellington Square, Ayr,
on 19th February 2014 at 2.00 p.m.

Present: Councillors Peter Convery (Chair), Ian Douglas, Ann Galbraith, Hugh Hunter, Nan McFarlane and Rita Miller.

Apologies: Councillors Andy Campbell and Sandra Goldie.

Attending: M. Vance, Solicitor (Legal Adviser); C. Parish, Planning Development Group Leader (Planning Adviser); and J. McClure, Committee Services Officer.

1. Declarations of Interest.

There were no declarations of interest by Members of the Body in terms of Council Standing Order No. 17 and the Councillors' Code of Conduct.

2. Minutes of previous meeting.

The Minutes of 28th January 2014 (issued) ([link attached](#)) were submitted and approved.

3. New Case for Review – Removal of chimney at 29 and 30 Titchfield Road, Troon (Ref: 13/00985/APP).

There was submitted the relevant papers (issued) ([link attached](#)) relating to a request to review the decision to refuse an application for the removal of a chimney at 29 and 30 Titchfield Road, Troon.

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 application subject to the condition 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.

Reason: to ensure that the work is carried out 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 Determined Plans:

Drawing - Reference No (or Description): AD/1316/01;
 Drawing - Reference No (or Description): AD/1316/02; and
 Drawing - Reference No (or Description): AD/1316/03.

4. **New Case for Review – Part change of use of garden ground for erection of doctor’s consultancy room/surgery and formation of associated car parking at 2 Bank Street, Prestwick (Ref: 13/01053/APP).**

There was submitted the relevant papers (issued) ([link attached](#)) relating to a request to review the decision to refuse an application for part change of use of garden ground for erection of doctor’s consultancy room/surgery and formation of associated car parking at 2 Bank Street, 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 Convery, seconded by Councillor Galbraith, moved that the decision by the appointed officer to refuse the application be overturned and that the application be approved subject to appropriate conditions.

By way of Amendment, Councillor Miller, moved that the decision to refuse the application be upheld. Councillor Miller failed to find a seconder and, therefore, her Amendment fell and she then requested that her dissent be recorded.

Decided: to overturn the decision of the appointed officer and to grant the application subject to the following conditions:-

- (1) 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;
- (2) that notwithstanding the plans hereby approved, the use of doctor’s consultancy room/ surgery shall be restricted to a Monday and a Tuesday between the hours of 9.00 a.m. and 7.00 p.m.; and
- (3) that the new vehicular access and two off road parking spaces shall be provided prior to the occupation of the new building in the rear garden, and the boundary wall made good all to the satisfaction of the Planning Authority.

Reasons:

- (1) to ensure that the work is carried out in accordance with the approved plans unless otherwise agreed;
- (2) in the interests of residential amenity; and
- (3) in the interests of road safety.

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): Submitted 13.115.01; and
Drawing - Reference No (or Description): Submitted 13.115.LP.

The meeting ended at 2.55 p.m.