

**SOUTH AYRSHIRE LOCAL REVIEW BODY.**

Minutes of meeting in County Buildings, Wellington Square, Ayr,  
on 15th September 2015 at 2.00 p.m.

Present: Councillors Peter Convery (Chair), Andy Campbell, Ian Cavana, Ian Douglas, Ann Galbraith, William J. Grant and Hugh Hunter.

Apology: Councillor Sandra Goldie.

Attending: M. Vance, Solicitor (Legal Adviser); A. Cooke, Supervisory Planner (Planning Adviser); S. Smith, Clerical Assistant; and A. Gibson, 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 26th August 2015 (issued) ([link attached](#)) were submitted and approved.

**3. New Case for Review – Alterations and extension to a dwellinghouse at 32 Marlepark, Ayr (Ref: 15/00328/APP).**

There was submitted the relevant papers (issued) ([link attached](#)) relating to a request to review the decision to refuse an application for alterations and extension to a dwellinghouse at 32 Marlepark, 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.

Councillor Hunter, seconded by Councillor Galbraith, moved that the decision of the appointed officer be overturned and the application granted subject to conditions.

By way of an Amendment, Councillor Campbell, seconded by Councillor Convery moved that the appointed officer's decision to refuse the application be upheld.

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

**Decided:** by a majority, to overturn the decision of the appointed officer and grant planning permission 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 approved, the window on the northern side elevation is not hereby approved and an alternative high window arrangement shall be installed on the northern side elevation of the proposed extension, the details of which shall be submitted for the prior written approval of the Planning Authority, prior to the commencement of the development, thereafter, the window shall be implemented as per the specification agreed and shall be maintained for the duration of the proposal hereby approved; and
- (3) that notwithstanding the provisions of Class 1 of the Town and Country Planning (General Permitted Development) (Scotland) Order 1992 and subsequent amendments, no door or window other than those approved as part of this permission shall be formed on any elevation of the development hereby approved without the submission of a further planning application and approval of the Planning Authority.

**Reasons:**

- (1) to ensure that the development is carried out in accordance with the approved plans unless otherwise agreed;
- (2) to ensure the amenity of neighbouring properties is protected; and
- (3) to ensure the amenity of neighbouring properties is protected.

**List of Determined Plans:**

Drawing – Reference No (or Description): Approved 1773.RNK.002 REV. B;  
Drawing – Reference No (or Description): Approved 1773.RNK.001 REV. B;  
Drawing – Reference No (or Description): Approved 1773.RNK.001 REV. B; and  
Drawing – Reference No (or Description): Approved 1773.RNK.003 REV. B;

**Reason for Decision:**

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

The meeting ended at 2.35 p.m.