

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

Minutes of meeting in County Buildings, Wellington Square, Ayr,  
on 28th November 2017 at 2.00 p.m.

Present: Councillors Brian Connolly (Chair), Ian Cavana, Ian Fitzsimmons, Craig Mackay and Margaret Toner.

Apologies: Councillors Andy Campbell, Peter Convery and Mary Kilpatrick.

Attending: L. McChristie, Solicitor (Legal Adviser); N. Feggans, Planning Co-ordinator (Planning Adviser); S. Smith, Administrative Assistant; and L. Sands, Committee Services Assistant.

### **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 7th November 2017 were submitted and approved (issued).

**With regard to item 3 below, Councillor Cavana could not take part in consideration of the Review as he had not been present at the site visit and Councillor Mackay could not take part in consideration of the Review as he had not been present when the item had previously been considered.**

### **3. Continuation of Review – Change of use and Alterations of Creamery Building to form Dwellinghouse and Erection of Garage, Erection of Two Dwellinghouses, Erection of 4 Class 1 Units and 4 Class 2 Units, Formation of Parking Areas and Alterations to Existing Vehicular Accesses at Shiloh B730 Rabbit Wood at A719 – A77T Junction at Bogend Symington (16/01145/APP).**

Reference was made to the Minutes of 12th September 2017 (Page 1, paragraph 5) when it had been agreed that the Review be continued to a further meeting of this Body to allow further information to be sought by way of a Procedure Notice and accompanied site visit by Members of the Body, which had been held on Wednesday, 22nd November 2017.

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

**Decided:** to uphold the appointed officer's decision to refuse the application, for the reasons stated on the application decision notice.

**Councillors Cavana and MacKay re-joined the meeting at this point.**

4. **New Case for Review – Erection of canopy at Tudor Kitchen and Grill, 8 Beresford Terrace, Ayr (17/00667/APP).**

There were submitted the relevant papers (issued) relating to a request to consider the non-determination of a planning application by the Appointed Officer for the erection of canopy at Tudor Kitchen and Grill, 8 Beresford Terrace, 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.

Councillor Mackay, seconded by Councillor Cavana, moved that the application be approved.

By way of an Amendment, Councillor Toner moved that the decision by the appointed officer to refuse the application be upheld but failed to find a seconder. Her Amendment accordingly fell.

**Decided:** Councillor Toner dissenting, to grant the application subject to the following condition:-

- (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.

**Reason:**

To ensure that the development is carried out in accordance with the approved plans unless otherwise agreed.

**Reason for Decision:**

That the siting and design of the development 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.

5. **New Case for Review – Alterations to Dwellinghouse at 4 Alloway, Ayr (17/00438/APP).**

There were submitted the relevant papers (issued) relating to a request to review the conditions approved by the appointed officer relating a planning application previously agreed for alterations to a dwellinghouse at 4 Alloway, 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.

**Decided:** to uphold the appointed officer's decision to approve the application, subject to the conditions stated on the original application decision notice.

The meeting finished at 3 p.m.