

SOUTH AYRSHIRE LOCAL REVIEW BODY.

Minutes of meeting in County Buildings, Wellington Square, Ayr,
on 5th October 2010 at 2.00 p.m.

- Present: Councillors Ian Fitzsimmons (Chair), Andy Campbell, Ian Douglas, Ann Galbraith, Sandra Goldie, Bill Grant and Alec Oattes.
- Apology: Councillor John Allan.
- Attending: W. Carlaw, Acting Legal Manager; C. Parish, Priority Projects Team Leader; A. Browne, Senior Planning Development Case Officer, and A. Gibson, Committee Administrative Officer.

1. **New Case for Review – Erection of agricultural shed, dwellinghouse, six stables and round pen at land adjacent to Broomhill Farm, Dundonald (Ref: 10/00469/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 agricultural shed, dwellinghouse, six stables and round pen at land adjacent to Broomhill Farm, Dundonald.

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 – Change of use of existing hotel to form two dwellinghouses, 70 Main Street, Ballantrae (Ref: 10/00327/APP) Review of Condition.**

There was submitted the relevant papers (issued) relating to a request to review a condition attached to a grant of planning permission for change of use of existing hotel to form two dwellinghouses at 70 Main Street, Ballantrae.

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 reasons for imposing the condition in question.

Councillor Oattes, seconded by Councillor Douglas, moved that condition (3) of the Planning Decision Notice be removed as although the property was in a conservation area, it was not a listed building and the proposed Juliette balconettes were not detrimental to the conservation area as they were on the rear elevation of the property.

By way of an Amendment, Councillor Campbell, seconded by Councillor Fitzsimmons, moved that the decision to include condition (3) of the Planning Decision Notice 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 declared to be carried.

Decided: to overturn the decision of the appointed officer to impose condition (3), namely “that notwithstanding the plans hereby approved, no permission is hereby granted for the Juliet balconettes at first floor level on the rear elevation. The existing window openings shall remain to the satisfaction of the planning Authority.”

3. New Case for Review – Erection of four flagpoles at Dowhill, Turnberry (Ref: 10/00290/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 four flagpoles at Dowhill, Turnberry.

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 overturn the decision made by 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; and
- (2) that the flagpoles hereby granted planning permission shall not be used for the display of advertisements unless a formal application for advertisement consent is submitted to and approved by the Planning Authority.

Reasons:

- (1) to ensure that the development is carried out in accordance with the approved plans unless otherwise agreed; and
- (2) to define the terms of the planning permission.

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 0912:01

The meeting ended at 3.00 p.m.