

**REGULATORY PANEL.**

Minutes of meeting in County Buildings, Wellington Square, Ayr, on  
13th May 2010 at 10.00 a.m.

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

Apology: Councillor John Allan.

Attending: For Item 1:

W. Carlaw, Principal Solicitor; M. McClelland, Development Management and Business Change Team Leader; and A. Gibson, Committee Administrative Officer.

For item 3:

Attending: C. Neillie, Solicitor; M. Douglas, Licensing Policy Officer; D. Scobie, Licensing Monitoring Officer; and J. McClure, Committee Administrative Officer.

In Attendance: Sergeant A. Kelly, Strathclyde Police.

**1. Applications for Planning Permission.**

There were submitted reports (issued) of April 2010 by the Depute Chief Executive and Executive Director - Development and Environment on current applications for determination.

The Panel decided as follows:-

**(1) 10/00207/APP – AYR – Land at 80 Midton Road –** Erection of a dwellinghouse.

**Decided:** to note that the application had been withdrawn.

**(2) 10/00242/LBC and 10/00241/APP – AYR – 21-29 New Bridge Street –** Formation of external lighting.

**Decided:**

- to approve the planning application (Ref: 10/00241/APP) subject to the following conditions:-
  - (a) that the development hereby permitted shall be begun within three years of the date of this permission;
  - (b) 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

- (c) that a detailed method statement providing precise details and specifications of the detailed siting of fittings, concealment of cable runs and measures to minimise fixings on the stonework shall be submitted for the prior written approval of the Council as planning authority before any work commences on site.

Reasons:

- (a) 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;
  - (b) to ensure that the development is carried out in accordance with the approved plans unless otherwise agreed; and
  - (c) to ensure that the proposed alterations do not detract from the traditional character or appearance of the listed building or the setting of the adjacent conservation area and in order to retain proper control over the development proposal.
- to approve the Listed Building application (Ref. 10/00242/LBC) subject to following conditions and referral to Historic Scotland:-
    - (a) that the works hereby granted Listed Building Consent shall be commenced within three years of the date of this consent;
    - (b) that the works hereby granted Listed Building Consent shall be implemented in full accordance with the approved plan(s) as listed below unless a variation required by a condition of the consent has been agreed in writing by the Planning Authority; and
    - (c) that a detailed method statement providing precise details and specifications of the detailed siting of fittings, concealment of cable runs and measures to minimise fixings on the stonework shall be submitted for the prior written approval of the Council as planning authority before any work commences on site.

Reasons:

- (a) to be in compliance with Section 16 of the Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997 as amended by section 20 of the Planning Etc. (Scotland) Act 2006;
- (b) to ensure that the development is carried out in accordance with the approved plans unless otherwise agreed; and
- (c) to ensure that the proposed alterations do not detract from the traditional character or appearance of the listed building or the setting of the adjacent conservation area and in order to retain proper control over the development proposal.

Notes:

- (i) the Council as Roads Authority advises that any costs associated with the relocation of any street furniture shall require to be borne by the applicant / developer;
- (ii) the Council as Roads Authority advises that a Road Opening Permit shall be required for any work within the public road limits;

- (iii) pedestrian and vehicle access shall be maintained at all times during the works;
- (iv) consultation with South Ayrshire Council's Street Lighting Section should be undertaken in relation to any proposed lighting element; and
- (v) the grant of planning permission shall not remove the requirement for Listed Building Consent for any alterations, either internal or external, which may be required in order to implement this planning permission.

List of determined plans:

Drawing - Reference No (or Description): Submitted LUMINAIRE SCHEDULE; and

Drawing - Reference No (or Description): Submitted PROPOSED DETAILS.

**Reason for decision:-**

It is considered that the proposal does not detrimentally affect the traditional character or appearance of this statutorily listed building.

- (3) 10/00387/APP – SYMINGTON**– Symington Primary School, 17 Brewlands Road – Alterations and extension to school.

**Decided:** to approve the application subject to the following conditions:-

- (a) that the development hereby permitted shall be begun within three years of the date of this permission; and
- (b) 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:**

- (a) to be in compliance with Section 58 of the Town and Country Planning (Scotland) Act 1997 as amended by section 21 of the Planning Etc. (Scotland) Act 2006; and
- (b) to ensure that the development is carried out in accordance with the approved plans unless otherwise agreed.

List of determined plans:

Drawing - Reference No (or Description): Submitted: PLAN AS EXISTING 09-14-01;

Drawing - Reference No (or Description): Submitted: ELEVATIONS AS EXISTING 09-14-02;

Drawing - Reference No (or Description): Submitted: PLANS AND ELEVATIONS AS PROPOSED 09-14-32 Rev. A;

Drawing - Reference No (or Description): Submitted: PROPOSED ROOF PLAN 09-14-34;

Drawing - Reference No (or Description): Submitted: BLOCK PLAN 09-14-Block Plan; and

Drawing - Reference No (or Description): Submitted: LOCATION PLAN 09-14-Loc Plan.

**Reason for decision:**

The siting, design and use of the development hereby approved is considered to accord with the provisions of the development plan and there being no significant adverse impact on the amenity of neighbouring land and buildings.

**At this point, the time being 10.15 a.m., it was noted that the Panel would resume at 11.30 a.m. to consider the Licensing Applications.**

**2. Resumption of Meeting.**

The meeting resumed at 11.30 a.m.

**3. Civic Government (Scotland) Act 1982 - Licences.****(a) Taxi Vehicle.**

The Panel considered the proposed suspension of the licence currently held by Paul Cowan as he had failed to present his car for annual inspection in terms of Condition 3 of the Taxi Vehicle Licence.

**Decided:** to suspend the licence currently held by Paul Cowan with immediate effect for its unexpired portion as he had failed to present his car for annual inspection in terms of Condition 3 of the Taxi Vehicle Licence.

(b) **Late Hours Catering.**

**Paramjit Singh for Premises at 76 Main Street, Ayr, KA8 8EF.**

**Decided:** to approve this application for three years, the approved hours being every Sunday to Thursday inclusive from 11.00 p.m. to midnight and every Friday and Saturday from 11.00 p.m. to 2.00 a.m., subject to standard conditions as previously agreed.

(c) **Booking Office.**

**Thomas Withers for Premises at Saltpans Road, Ayr, KA8 8BZ.**

**Decided:** in the absence of the applicant, to approve this application for three years, subject to standard conditions as previously agreed.

The meeting ended at 11.45 a.m.