

SOUTH AYRSHIRE LOCAL REVIEW BODY.

Minutes of a meeting held remotely
on 11 January 2022 at 2.00 p.m.

Present Councillors Brian Connolly, Alec Clark, Ian Fitzsimmons, Mary Kilpatrick, Brian McGinley, Craig Mackay and Margaret Toner.

Apologies: Councillors Iain Campbell and Ian Cavana.

Attending L. McChristie, Solicitor (Legal Adviser); R. Lee, Supervisory Planner (Planning Adviser); and C. McCallum, Committee Services Assistant.

1. **Chair's Remarks.**

The Chair took the sederunt, confirmed to Members the procedures to conduct this meeting and advised that the meeting was being broadcast live.

2. **Declarations of Interest.**

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

3. **New Case for Review – Planning permission for alterations to shopfront and installation of roller shutters at 54 Main Street, Ayr, South Ayrshire, KA8 8EF (21/00526/APP)**

There was submitted the relevant papers (issued) relating to a request to review the decision to refuse a planning application for alterations to a shopfront and installation of roller shutters at 54 Main Street, Ayr, South Ayrshire, KA8 8EF (21/00526/APP).

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.

The Body, having agreed that the building was aesthetically in keeping with the local area and improved the look of the current form of the building,

Decided: 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; and
- (2) that prior to the commencement of development, samples or a brochure of all materials to be used on external surfaces, in respect of type, colour and texture, shall be submitted for the written prior approval of the Planning Authority.

Reasons

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

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

4. New Case for Review – Approval of matters to comply with conditions for application at 13 Belston Holdings. A70 from Holmston Roundabout to B744 At Belston, East of Ayr, Ayr, South Ayrshire, KA6 5JW (18/00135/PPP)

There was submitted the relevant papers (issued) relating to a request to review the decision to refuse an application for approval of matters to comply with conditions for application at 13 Belston Holdings. A70 From Holmston Roundabout to B744 At Belston, East of Ayr, Ayr, South Ayrshire, KA6 5JW (18/00135/PPP).

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.

Councillor Clark, seconded by Councillor Kilpatrick moved that the appeal be upheld and that the application be granted.

By way of Amendment, Councillor Connolly, seconded by Councillor McGinley moved the decision of the Appointed Officer and that the application be refused.

On a vote being taken by electronic means, four Members voted for the Amendment and three for the Motion. The Amendment was accordingly declared carried.

The Body

Decided: to uphold the decision of the Appointed Officer and refuse the application.

5. New Case for Review – Repainting of Existing Building at 6 Newmarket Street, Ayr, South Ayrshire, KA7 1LP (21/00175/APP)

There was submitted the relevant papers (issued) relating to a request to review the decision to refuse the repainting of existing building at 6 Newmarket Street, Ayr, South Ayrshire, KA7 1LP (21/00175/APP).

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.

The Body

Decided: to overturn the decision of the Appointed Officer and to 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) to ensure that the development is carried out in accordance with the approved plans unless otherwise agreed;
- (3) unless otherwise agreed in writing by the Planning Authority, that within one month of the date of this permission a method to remove the paint to reinstate the mural located on the Hope Street frontage of the premises should be submitted to and approved in writing by the Planning Authority;
- (4) unless otherwise agreed in writing by the Planning Authority, that within one month of the approval of this method, the work should be carried out to the approval of the Planning Authority.

The meeting ended at 3.10 p.m.