

**MINUTES of MEETING of BUTE AND COWAL AREA COMMITTEE held in the QUEEN'S HALL,
DUNOON
on TUESDAY, 7 APRIL 2009**

Present: Councillor B Marshall (Chair)

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| Councillor A MacAlister | Councillor L Scoullar |
| Councillor R Macintyre | Councillor R Simon |
| Councillor A McNaughton | Councillor I Strong |
| Councillor J McQueen | Councillor J R Walsh |

Attending: Shirley MacLeod, Area Corporate Services Manager
David Eaglesham, Area Team Leader, Development Control
Stewart Turner, Head of Roads & Amenity Services
Paul Farrell, Technical Officer
Douglas Blades, Public Transport Officer

Chief Inspector Mosley, Strathclyde Police

1. APOLOGIES

None

The Chairman ruled, and the Committee agreed, in terms of Standing Order 3.2.2, that a report by the Area Corporate Services Manager in regard to the CHORD Programme Governance and Management Arrangements, dealt with at item 5 (e) of the agenda, be taken as a matter of urgency due to the need to comply with tight timescales for progression of these matters.

2. DECLARATIONS OF INTEREST

None

3. MINUTES

(a) MINUTE OF AREA COMMITTEE OF 3RD MARCH 2009

The Minute of the Area Committee of 3rd March 2009 was approved as a correct record.

4. OPERATIONAL SERVICES

(a) KAMES HIGH ROAD

Member heard from the Head of Roads and Amenity Services on the situation regarding whether Kames High Road is a public or private road.

Decision

The Committee:

- i. Noted the contents of the report and agreed that the final part of the recommendation should read "should

- be considered as being in public ownership”
- ii. Agreed that the Head of Roads and Amenity Services would absolutely clarify the ownership of the road, working with the Legal Services Department and particularly in consultation with the frontagers of the road, and that this work would be progressed initially by holding a public meeting in Kames in May 2009.

(Reference: Report by the Head of Roads & Amenity Services date 9th March 2009 – submitted)

5. CORPORATE SERVICES

(a) VERBAL REPORT ON DUNOON - GOUROCK FERRY SERVICE

The Committee heard a verbal update from the Area Corporate Services Manger on the Gourock/Dunoon Ferry Service.

Decision

The Committee noted the detail provide on this matter.

(b) DUNOON AND DISTRICT ALLOTMENT ASSOCIATION.

Members heard from the Area Corporate Services Manager on potential provision of a site for use by the Dunoon and District Allotment Association.

Decision

The Committee agreed to set up a sub-group with representation from Local Members, Education, Forestry Commission Scotland, and other potentially interested bodies to discuss this matter, with a further report to come to the Area Committee prior to any progression to develop a lease of the site.

(Reference: Report by the Area Corporate Services Manager dated 16th March 2009 – submitted)

(c) CRUACH MHOR WINDFARM TRUST

Members heard from the Area Corporate Services Manager on the Cruach Mhor Windfarm Trust.

Decision

The Committee noted the detail provided by the Cruach Mhor Windfarm Trust for the year ending 31st March 2008.

(Reference: Report by the Secretary Cruach Mhor Windfarm Trust dated 24th march 2009 – submitted)

(d) **USABLE CAPITAL RECEIPTS**

Members heard from the Area Corporate Services Manager on the application received from the Dunoon Youth Football League for grant assistance from the Capital Receipt Fund to support their building of a new changing room complex.

Decision

Members agreed to £15,000 being awarded to this application.

(Reference: Report by the Area Corporate Services Manager dated 31st March 2009 – submitted)

(e) **CHORD PROGRAMME GOVERNANCE AND MANAGEMENT ARRANGEMENTS**

Members heard from the Area Corporate Services Manager on the programme governance and management arrangements for the CHORD programme.

Decision

The Committee:

- i. Noted the Programme Governance and Management arrangements which will be used during the CHORD programme.
- ii. Asked that the last line of paragraph 3.1 of the report be amended to read “which would have a personal financial interest in any project”.
- iii. Noted that the Bute & Cowal Area Committee wish to retain the status quo in relation to membership of Project Boards.

(Reference: Report by the Director of Corporate Services dated 24th March 2009 – submitted)

6. PUBLIC AND COUNCILLOR QUESTION TIME

Mrs Sharp of Kilfinan Community Council, spoke on the Kames High Road and ownership of the road and was asked to provide Stewart Turner with the information she had available.

Chief Inspector Mosley gave an update to the Committee on the meeting he had with the Business Association and Roads Department; on a scheme of tracing sources of alcohol; a meeting with ACHA and residents and Chief Inspector Mosley informed the meeting that Inspector Baillie was leaving and being replaced by Crawford Richmond.

7. DEVELOPMENT SERVICES

(a) BUTE DIAL-A-BUS

Members heard from the Public Transport Officer on the transfer of clients of Dial-a-Bus to Interloch Transport.

Decision

The Committee agreed to the withdrawal of the Bute Dial-a-Bus services and the transfer of existing clients to Interloch Transport.

(Reference: Report by the Head of Economic Development and Strategic Transportation – submitted)

(b) VARIATION OF CONDITION 08/01979/VARCON, MR AND MRS C R CHISHOLM, HERONLEA, HIGH ROAD, SANDBANK

Decision

The variation of condition be approved subject to conditions contained in the report by the Head of Planning Services.

(Reference: Report by the Head of Planning Services dated 30th March and 20th February 2009 – submitted)

(c) PLANNING APPLICATION 08/01508/DET, ARCHD. FERGUSON LTD, LAND TO THE SOUTH WEST OF HEATHER COTTAGE AND KIKUT, STRACHUR

Decision

The planning application be approved subject to conditions contained in the report by the Head of Planning Services.

(Reference: Report by the Head of Planning Services dated 30th March 2009 – submitted)

(d) PLANNING APPLICATION 08/02245/DET, SCOTTISH WATER, BULLWOOD QUARRY, BULLWOOD ROAD, DUNOON

Decision

The planning application be approved, subject to the conditions contained in the report by the Head of Planning Services and with the deletion of “and 0800 to 1300 on Saturdays” and “except as otherwise agreed in writing with the Planning Authority” from condition 8; and conditions 10, 13 and 14 be amended, agreement on such amendments being remitted to the Chair and Vice Chair.

(Reference: Report by the Head of Planning Services dated 31st March and 2nd April 2009 – submitted and tabled)

- (e) **VARIATION OF CONDITION 08/02161/VARCON, CAPITAL DEVELOPMENTS (GB) LTD, NO. 3, 4, 6 & 7, ARDENCRAIG CHALETS, ARDENCRAIG ROAD, ROTHESAY**

Decision

The variation of condition be approved subject to the conditions contained in the report by the Head of Planning Services.

(Reference: Report by the Head of Planning Services dated 31st March 2009 – submitted)

- (f) **NON-MATERIAL AMENDMENT 09/00132/NMA, MRS JUNE BUCHANAN HARTLEY & MR DAVID BUCHANAN HARTLEY, 5 ARDENCRAIG CHALETS, ARDENCRAIG, ROTHESAY**

Decision

The non-material amendment to Planning Permission 06/01795/DET be approved subject to the conditions contained in the report by the Head of Planning Services.

(Reference: Report by the Head of Planning Services dated 31st March 2009 – submitted)

- (g) **CHANGE OF USE APPLICATION 09/00136/COU, MRS JUNE BUCHANAN HARTLEY & MR DAVID BUCHANAN HARTLEY, 5 ARDENCRAIG CHALETS, ARDENCRAIG, ROTHESAY**

Decision

The change of use application be approved subject to the conditions contained in the report by the Head of Planning Services.

(Reference: Report by the Head of Planning Services dated 31st March 2009 – submitted)

- (h) **PLANNING APPLICATION 01/01553/DET, CRE ENERGY LIMITED (AGENT SCOTTISH POWER), LAND AT CRUACH MHOR, GLENDARUEL**

Decision

The committee agreed that the Head of Legal & Protective Services be instructed to conclude a Deed of Variation to the S75 Agreement as detailed in the report by the Head of Planning Services.

(Reference: Report by the Head of Planning Services dated 30th March 2009 – submitted)

(i) **DELEGATED DEVELOPMENT CONTROL AND BUILDING CONTROL DECISIONS**

The Committee noted Delegated Development Control and Building Control Decisions made since the last meeting.

8. EXEMPT ITEMS

(a) **ENFORCEMENT REPORTS**

Decision

Enforcement Reports:-

07/00085/ENFOTH – No further action
08/00170/ENFBOC – No further action
08/00171/ENFBOC – No further action
08/00172/ENFBOC – No further action
08/00173/ENFBOC – No further action
08/00174/ENFBOC – No further action