

THIS AGREEMENT is made the 10th day of August One Thousand Nine Hundred and Eighty-Seven BETWEEN BROADLAND DISTRICT COUNCIL of Thorpe Lodge Yarmouth Road Norwich in the County of Norfolk (hereinafter called "the Council") of the one part and LEVI SHACK DRAKE of Serpentine Road, Stratton Strawless in the said County (hereinafter called "the Owner") of the other part

WHEREAS

1. The Council is the Local Planning Authority for the purpose of this Agreement
2. The Owner is seised in fee simple absolute in possession of the property described in the First Schedule hereto (hereinafter called "the property") free from incumbrances
3. The Owner has applied to the Council under reference number 86.2652 for Planning Permission for development to be carried out on the property hereinafter described
4. The Council and the Owner have agreed subject to Planning Permission being granted in consequence of the aforesaid application to enter into this agreement pursuant to Section 52 of the Town and Country Planning Act 1971 and Section 33 of the Local Government (Miscellaneous Provisions) Act 1982

NOW THIS DEED WITNESSETH as follows:

1. Subject to Planning Permission being granted in consequence of Application Number 86.2652 and pursuant to the said Section 52 and the said Section 33 respectively the Owner hereby agrees declares and covenants with the Council that from the date on which the aforesaid Planning Permission shall be granted the property shall be permanently subject to the conditions restricting or regulating the development or use of the property specified in the First Part of the Second Schedule hereto and the Acts specified in the Second Part of the Second Schedule hereto shall be executed by the Owner

2. The expressions "the Council" and "the Owner" shall where the context so admits include their respective successors in title and assigns
IN WITNESS whereof the Council has hereunto caused its Common Seal to be affixed and the Owner has hereunto set his hand and seal the day and year first before written

THE FIRST SCHEDULE REFERRED TO

THE PROPERTY

ALL THAT piece or parcel of land situate at Coltishall Road Buxton in the said County and forming part of Ordnance Survey Parcel No. 1957 on the Ordnance Survey Map for the said Parish of Buxton and shown edged red on the plan annexed hereto

THE SECOND SCHEDULE REFERRED TO

THE FIRST PART

THE CONDITIONS

Not at any time after the commencement of the development authorised by the planning permission granted in consequence of application No. 86.2652 to use the property or any part thereof for the purposes of dismantling or breaking motor vehicles or any other article or thing or the repair of motor vehicles or other articles or things save for such repair as is incidental to the use of any dwellinghouse erected on the property as a dwelling only or the storage of any motor vehicle or any article or other thing or part of motor vehicles or other articles or things or of scrap metal or other materials resulting from the dismantling or breaking of any motor vehicle or other article or thing save for such storage as shall be incidental to the use of any dwellinghouse erected on the property as a dwelling only

THE SECOND PART

THE ACTS

Prior to the commencement of the development authorised by the planning permission granted in consequent of application 86.2652 to remove from the property all motor vehicles and other articles or things and all parts of motor vehicles or other articles or things and all scrap metal or other materials resulting from the breaking or dismantling of any motor vehicle or thing which are then on the property

THE COMMON SEAL of)
)
BROADLAND DISTRICT COUNCIL)
)
was hereunto affixed in the)
)
presence of:)



3135

B R Crane
Chief Executive & Clerk

SIGNED SEALED AND DELIVERED)
)
by the said LEVI SHACK DRAKE)
)
in the presence of:-)

LEVI SHACK DRAKE

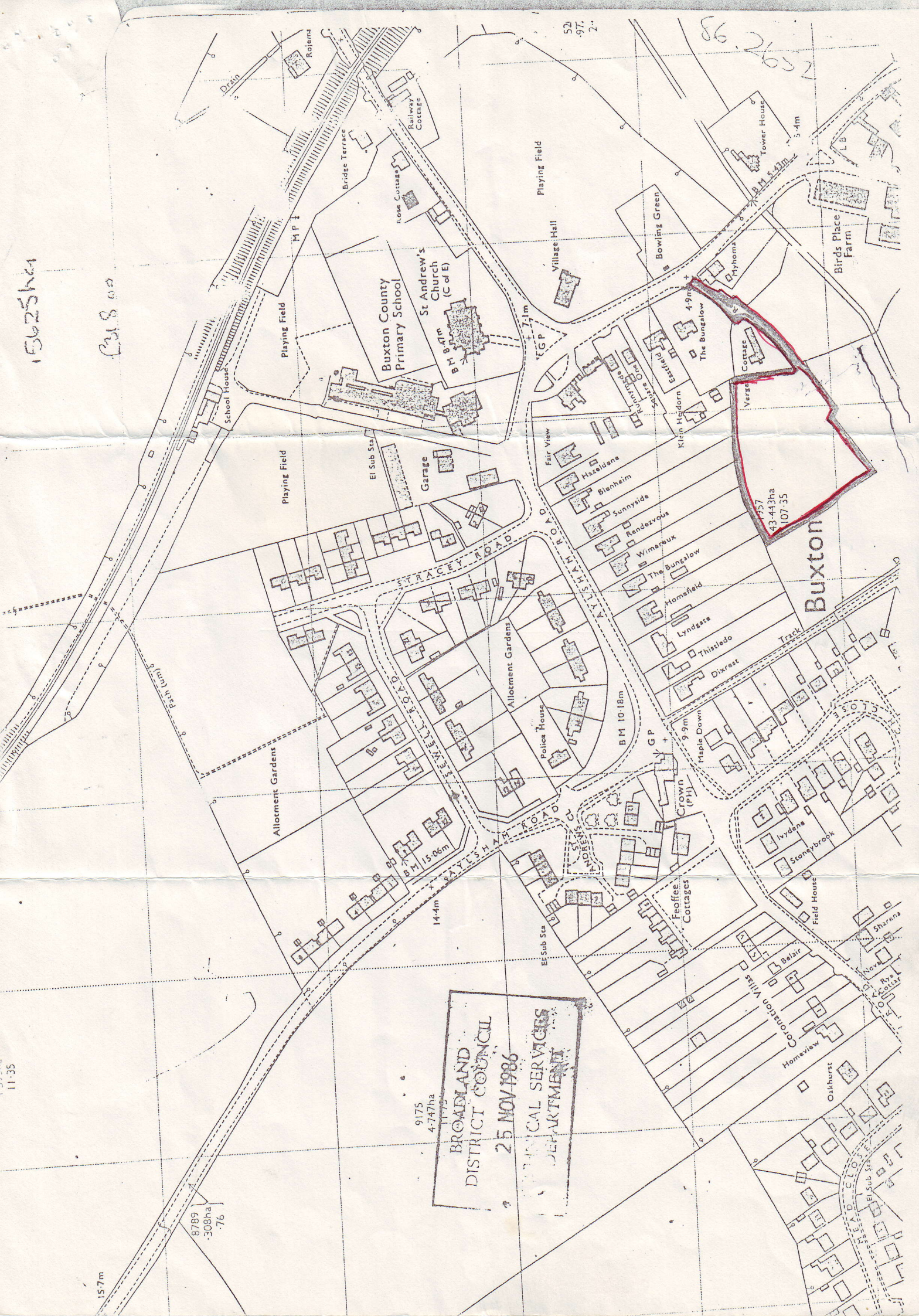
R. J. Diddle

15625ha

23800

52
97.
2

86.2652



BROADLAND
DISTRICT COUNCIL
25 NOV 1986
TECHNICAL SERVICES
DEPARTMENT

9175
4.747ha
1179

8789
308ha
76

15.7m

14.4m

BM 15.06m

BM 10.18m

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Dated 10th August 1987.

BROADLAND DISTRICT COUNCIL

and

LEVI SHACK DRAKE

AGREEMENT

relating to Land at Coltishall Road,
Buxton, Norfolk.

S.52. Town and Country
Planning Act 1971.

B.A. Yates,
District Solicitor,
Broadland District Council,
Thorpe Lodge,
Yarmouth Road,
Norwich, NR7 ODU.