

P87. DISCHARGE OF PLANNING OBLIGATION WHICH RESTRICTS THE OCCUPANCY OF THE DWELLINGHOUSE APPROVED UNDER PLANNING PERMISSION P/09/0849/FUL TO THE MANAGER, OPERATOR OR OTHER PERSON EMPLOYED OR LAST EMPLOYED FULL TIME, IN THE ADJACENT BUSINESS, PATERSON GARDEN BUILDINGS, KERSIE BANK, KERSIE TERRACE, SOUTH ALLOA, INCLUDING DEPENDANTS OF SUCH A PERSON, AND SHALL BE USED FOR NO OTHER PURPOSE IN ALL TIME COMING AT KERSIE BANK, KERSIE TERRACE, SOUTH ALLOA, STIRLING FK7 7NJ FOR GARY PATERSON – P/13/0505/75D

The Committee considered a report by the Director of Development Services on an application to modify an existing planning obligation under Section 75 of the Town and Country Planning (Scotland) Act 1997 which restricted the occupation of the dwellinghouse (approved under Planning Permission P/09/0849/FUL) to the manager, operator or other person employed or last employed full time in the adjacent business, Paterson Garden Buildings, Kersie Bank, Kersie Terrace, South Alloa.

Copies of the previous Reports to Committee and guidance received from the Chief Planner were also considered.

Councillor C Martin seconded by Councillor Mahoney moved that Committee agree to the discharge of the Section 75 Agreement as per the recommendations in the Report.

By way of an amendment, Councillor Turner seconded by Councillor Chalmers moved that the application be continued to allow an inspection of the site by Committee.

On a division 5 Members voted for the motion and 4 for the amendment.

Decision

The Committee agreed to discharge the Section 75 Agreement on the ground that it was not necessary to make the proposed development acceptable in planning terms.