

Council 22 January 2014

Agenda Item 7



**Release of Blue Mountain Golf Course
from 1990 Section 52 Agreement**

Revised Recommendation

2.1 The Council recommend to the Executive Member for Planning and Transport that, subject to the occurrence of each of the following prior to the completion of a Deed of Release of the section 52 agreement, namely :-

- (a) the Planning Committee having authorised the grant of one or more planning permissions which the Committee has confirmed provide for the development of Blue Mountain Golf Course, including the provision of public open space, substantially in accordance with Policy SA 7 of the Site Allocations Local Plan (adopted July 2013),**
- (b) the issue of such planning permission(s), and**
- (c) the completion of an agreement pursuant to section 106 of the Town and Country Planning Act 1990 to secure that the site is only developed in accordance with such planning permission(s) (or as may be permitted by Permitted Development Orders in relation to any development carried out pursuant to such planning permission(s)**

the Borough Solicitor be authorised to complete a Deed of Release in respect of the Section 52 agreement dated 16 February 1990" .