



10TH November 2020
Our Ref CNG/592/CC

Planning Department
Copeland Borough Council
The Copeland Centre
Catherine Street
Whitehaven
Cumbria CA28 7SJ

Dear Sir/Madam

Lime Tree Cottage, The Hill, Millom LA18 5HD: Application to Discharge S106 under S106A Town and Country Planning Act 1990.

I write on behalf of the John Angus and Gabrielle Napoletani and who own the above property.

On 8th February 2006 planning permission was granted to convert a garden building to a dwelling for local occupancy (4/05/2550/0). A S106 agreement indicates that the three-bedroomed dwelling shall not be occupied by any other persons other than by members of the local community of Millom Without together with their dependants.

In March 2011 planning permission was granted for an amended design to the dwelling (4/11/2074/OF1) and the decision notice indicated that permission was granted subject to the same S106.

I attach a copy of both consents and the associated S106.

The local occupancy restriction is extremely onerous. It limits the catchment area and therefore severely restricts interest in the property from potential purchasers and occupiers. As the relevant planning policies referred to in both consents have been abandoned, the occupancy condition no longer has any planning policy basis.

We ask that the planning obligation be discharged so that there is no restriction on occupancy.

Yours faithfully

Chris Garner

Enc.s