

Moorside Nurseries, Killygoon

4.9 This Agreement is a local land charge and shall be registered as such and shall come into full force and effect when the Proposed Development is commenced and not otherwise

IN WITNESS whereof the parties hereto have executed this Deed the day and year first before written

THE FIRST SCHEDULE

[the Property]

ALL THAT piece of land TOGETHER WITH buildings erected thereon situate at and known as Moorside Nurseries, Piercy End, Kirkbymoorside, York. YO62 6DQ

THE SECOND SCHEDULE

[Particulars of the Proposed Development]

Erection of 13no two-bedroom dwellings, 2no. two-bedroom apartments, 1no. four-bedroom and 1no. three-bedroom dwelling with parking and amenity areas (outline approval 05/00250/OUT dated 25.04.2005)

THE THIRD SCHEDULE

[Negative Obligations]

The Owner covenants with the Council not to construct more than 50% of the dwellings on the Property unless and until the sum of £25,625 (twenty-five thousand six hundred and twenty-five pounds) has been paid to the Council for the purposes of providing or enhancing open space within the vicinity of the Property.