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19 January 2016

FAO Mr Darren Westmacott  
Committee Services Officer  
Legal and Democratic Services  
Moray Council  
Elgin

Dear Sirs,

**Re: LR138 – Appellant response to ‘Proposed conditions’**

Thank you for providing sight of the Memo 14 Jan 2016 from the Planning Head of Service, and for the opportunity of reply to the proposed conditions therein.

The applicant is happy to note that the nature of the business and the reason for the application is now better understood, and is of the opinion that this now makes for a sensible solution that allows matters to proceed. However, the figure of ‘no more than 12 vehicles on one calendar year’ does seem rather limiting, and it is requested that this be raised to at least 20. Given that the Transportation Section’s alternative calculation for the turnover of vehicle servicing is deemed to be anywhere up to 1440 (i.e. 2 service bays x 3 parking spaces x 48 weeks x 5 days), this request does not seem unreasonable.

Also, please note that, although the Memo refers to your Council being unable to enforce a condition on land not owned by the applicant, it is still the intention of the applicant to work with the neighbouring filling station to try and operate a safer exit route for garage customers onto the public road.

Yours faithfully,

Dr Nick Brown  
NB Planning and Architecture