

**Decision under Delegated Powers
Section 106 Allocation – Barrow Upon Soar, Cemetery Extension**

Officer Making the Decision

Head of Cleansing and Open Spaces

Recommendation

That the sum of up to £99,999.00 of section 106 monies that has been received as a contribution towards the provision of Community Facilities in Quorn is committed to provide funding towards the provision of a cemetery extension at Barrow Cemetery . The monies will be paid to the Parish Council who own and manage the site.

Reason

To enable section 106 monies that has been received for the provision of Community Facilities in Barrow Upon Soar to be spent.

Authority for Decision

Authority to pay over Section 106 monies in respect of non-housing items received by the Borough Council as the responsible authority, but which will not result in expenditure by the Council and where the Head of Service has been determined to be the relevant Head of Service by the Head of Finance and Property Services. (item 8 of the delegations to Heads of Service in section 8.3 of the Constitution)

(For the Head of Service to approve the release of funds they must be satisfied that the works to be carried out fulfil the requirements set out in the s106 agreement and have written confirmation from the relevant body that the monies will be used for their intended purpose).

Decision and Date

Approved



Matt Bradford
Head of Cleansing and Open Spaces
27th January 2022

Background

Under the provisions of the Corporate Plan to 2020 - 24, there is a commitment to ensure that a growth in homes and infrastructure benefits residents through improved services and facilities.

Planning agreements negotiated with developers and land owners under Section 106 of the Town and Country Planning Act 1990 (as amended) provide a vehicle for the delivery of contributions towards infrastructure, facilities and amenities which should be:

- Necessary to make the development acceptable in planning terms
- Directly related to the development
- Fairly and reasonable related in scale and kind to the development

Detail

The proposal is to extend the Cotes Road cemetery in Barrow upon Soar to provide a further 92 burial plots and landscaping resulting in a beautiful garden of rest for our village. In 2019 the Parish Council purchased an area of land adjacent to the current cemetery and began plans to develop phase 1 of the area. The purpose is to provide a continued cemetery service to our residents.

The S106 agreement requires that any funding awarded is approved by the landowner, Jelsons. This approval has been provided.

Section 106 Monies

The following section 106 monies will be utilised towards the schemes :

PA No	Location	Contribution
P/10/1518/2	Land at Melton Road	£99,999

Financial Implications

There are no financial implications for the Borough Council, the monies will be paid directly to either Barrow Parish Council

It is anticipated that the payments will be made in instalments. Payment will be made on receipt of invoices and confirmation that the scheme is progressing.

The additional monies towards the scheme will need to be added to the Capital Plan and will be included in the next Capital Amendment Plan.

Risk Management

Risk Identified	Likelihood	Impact	Risk Management Actions Planned

All funding not in place	Low	High	Monies will not be released until all funding in place and scheme is affordable
Scheme is over budget	Low	Medium	Tenders have been received

Key Decision: No
Background Papers Draft Section 106 proforma