

Decision under Delegated Powers

Officer Making the Decision

Head of Cleansing and Open Spaces

Recommendation

That the sum of £2,243.00 of section 106 monies that has been received as a contribution towards the provision of Children's Play in Barrow upon Soar is paid to Barrow Parish Council to provide funding for accessibility improvements at the new play area at Mill Lane, Barrow upon Soar.

Reason

To enable Section 106 monies that has been received for the provision of Children's Play facilities in Barrow 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 S 106 agreement and have written confirmation from the relevant body that the monies will be used for their intended purpose).

Decision and Date

Approved



Matthew Bradford
Head of Cleansing and Open Spaces
22nd April 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

Within Barrow there are a number of Section 106 agreements that have been negotiated, with contributions for Children's Play, Community Facilities and Youth and Adult Recreation.

Barrow Parish Council have been working on several schemes to improve community facilities, including the provision of additional children's play facilities within the village to meet an identified local need.

Barrow Parish Council has recently carried out works to provide a new play area at Mill Lane, funded through Section 106 monies (DD129 2021). This imaginative scheme offers a variety of activities and play opportunities for children. The scheme has also successfully provided added community value, including encouraging family recreation, social interaction and community cohesion.

The site is being very well used by children and their families. Continued community engagement has identified that the play area would benefit from a new surfaced access link between play features. This will encourage free flowing natural play and ensure the play area is accessible to all.

Ward Councillors have been consulted and are supportive of proposals.

The improvement of Mill Lane Play Area was a priority in terms of improving the quality of children's play provision in Barrow. The 2017 Open Spaces Assessment Study (Nortoft) identified the site as having the lowest score for quality, accessibility, safety, and condition. Accessibility is a key element of open space quality standards, this project will deliver an improvement to provision.

The Parish Council have obtained three quotes for the proposed works and are in a position to deliver the improvement quickly with positive outcomes for the community realised.

Officers are satisfied that the scheme meets the criteria for the use of the section 106 monies. The money will not be released to Barrow Parish Council until invoices have been received to ensure verification that the money has been spent.

Barrow Parish Council has provided information in relation to this project including s106 proforma, evidence of security of tenure, confirmation of the management arrangements for the facility.

Section 106 Monies

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

PA No	Location	Contribution
P/13/1023/2	land off Willow Way and Nottingham Road	£2,243.00 – Children’s play contribution
		Total - £2,243.00

Financial Implications

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

Payment will be made on receipt of invoices and confirmation that works have been completed.

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 Report.

Risk Management

Risk Identified	Likelihood	Impact	Risk Management Actions Planned
All funding not in place	Low	Medium	All s106 monies received
Scheme is over budget	Low	Medium	Fixed price contract.

Key Decision: No
 Background Papers Section 106 proforma
 Evidence re Security of Tenure