

## **Decision under Delegated Powers**

### **Officer Requesting Decision**

Developer Contributions Monitoring Officer

### **Officer Making the Decision**

Head of Planning and Growth

### **Recommendation**

That the sum of £127.55 of section 106 monies attached to planning application P/18/0586/2 – Removal of Condition 23 (open space provision for recreation use by adults, youth and general amenity) of planning permission P/17/0424/2 (relating to the development of 380 dwellings and associated works) located at Tickow Lane, Shepshed.

The section 106 contribution has been received to contribute towards the provision of a skate bowl at Oakley Road Playing Fields.

### **Reason**

The release of this funding is in accordance with the relevant clauses in the section 106 agreement attached to planning permission P/18/0586/2

### **Authority for Decision**

There is a delegation in the Constitution to all Heads of Service “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 by the Head of Finance and Property Services” (Item 8 on Page 8-15)

For all Heads of Service to approve the release of funds they must be satisfied that the works to be carried out fulfil the requirement as set out in the section 106 agreement and have written confirmation for the relevant body that the monies are used for their intended purpose. Any unspent monies after 5 years of receipt by the Borough Council shall be returned to the developer as per the relevant clause within the section 106 agreement.

### **Decision and Date**



09 January 2024

## Background

Under the provisions of the Corporate Plan 2020 – 24, there is a commitment to promoting physical and economic growth and promote development across the Borough including new homes and supporting infrastructure. In addition, the Corporate Plan makes a commitment to protect and enhance green and open spaces and support the creation of play facilities.

In 2021 a business case was received from Shepshed Town Council for the installation of a skate park at Oakley Road Playing Fields, Shepshed. The scheme was deemed acceptable and total expenditure of the project including design and installation was predicted to utilise the full contribution which totalled £84,167.49, the project came in under budget and a residual amount totalling £127.55 remains unspent.

Since the completion of the skate park the town council have noticed an increase in litter being disgarded and will be using the remaining budget for the provision of a litter bin at the site to support the overall provision of the skate park.

The town council will be purchasing a 60 litre capacity Derby Hercules steel litter bin, the total cost is £236.00. Shepshed town council will be paying the remaining balance and installing the bin at the skate park.

## Financial Implications

The money has been received and there are no financial implications for Charnwood Borough Council.

The payment will be coded to the capital scheme Shepshed Town Council – Skate Bowl, Oakley Road Playing Fields (Z852 Z0105)

## Risk Management

Risk Identified	Likelihood	Impact	Overall Risk	Risk Management Actions Planned
			Very Low (1 - 2)	

## Key Decision

No

## Background Papers

All contained on planning files P/17/0424/2 and P/18/0586/2