

## **Decision under Delegated Powers**

### **Officer Making the Decision**

Head of Contracts (Leisure, Waste and Environment)

### **Recommendation**

That the sum of £41,544.66 of section 106 monies that has been received as a contribution towards the provision of Youth/Adult Recreation Facilities in Barrow upon Soar is paid to Barrow Parish Council to provide funding for the provision of new facilities at Willow Road Park, Barrow upon Soar.

### **Reason**

To enable Section 106 monies that has been received for the provision of youth/adult recreation 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 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 Contracts (Leisure, Waste and Environment)  
9<sup>th</sup> Feb 2023

### **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 youth and adult recreational facilities within the village to meet an identified local need.

Barrow Parish Council has consulted widely on the proposed equipment and there is good community support for the project. Ward Councillors have been consulted and are supportive.

The Parish Council propose a Ninja trail and calisthenics apparatus to meet identified local need. The scheme is designed for youth and adult users and encourages exercise and physical activity. The Ninja trail is circuit-based equipment offering various physical challenges. Each piece of equipment can be used individually or as a circuit and has play and exercise value. The calisthenics unit is a piece of training equipment. Exercises are performed using bodyweight on several sets of bars installed at different heights. This equipment can be used for pull-ups, dips, push-ups and squats to build muscle strength, endurance and flexibility.

It is proposed that the equipment will be installed at Willow Road Park, off Willow Road, Barrow. The proposed site is a large area of open space with existing Children's Play and Young Peoples equipment e.g. MUGA. The additional equipment will enhance and increase the capacity of the site to meet local demand. Barrow has had a significant amount of housing growth in the last few years and this is putting pressure on existing community facilities. This project will create much needed recreational facilities in an excellent location to serve residents.

The open space land at Willow Road is the process of being transferred to the Parish Council. It is currently owned by David Wilson Homes Ltd. The new equipment will not be installed until after legal adoption of the land has been completed. The Parish Council will then be in a position to deliver the project quickly and the 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 the land has been transferred from David Wilson Homes Ltd and 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, three written quotations and 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	£41,544.66 – Youth/Adult Recreation contribution
		Total - £41,544.66

## 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