

Decision under Delegated Powers

Officer Making the Decision

Head of Contracts (Leisure, Waste and Environment)

Recommendation

That the sum of £103,900.12 of section 106 monies that has been received as a contribution towards the provision of youth and adult recreation in Sileby is paid to Sileby Parish Council to provide funding for the improvement and provision of additional youth/adult recreational facilities at Sileby Memorial Park.

Reason

To enable section 106 monies that has been received for the provision of youth and adult recreation facilities in Sileby 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



Matt Bradford – Head of Contracts (Leisure, Waste and Environment)
10th July 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 Sileby there are a number of Section 106 agreements that have been negotiated, with contributions for Allotments, Children's Play and Youth and Adult Recreation.

Sileby Parish Council have been working on schemes to improve community facilities, including the provision of additional youth / adult recreation opportunities within the village.

The Parish Council has identified through the Neighbourhood Planning process and Community Facilities Options Appraisal (2018) Sileby Memorial Park as a priority for improvement and investment.

Consultants have produced a Masterplan for Memorial Park to guide the delivery of a range of recreation, sport, young peoples and children's play facilities. Works will be phased as follows:

Phase I:

- Masterplan – design and programme of works.
- New Young Peoples provision, including new larger all-weather Multi-Use Games Area.
- Landscaping and improved access to ensure facilities are useable by all, encourage active lives and improve the health and well-being of residents;
- Tree planting and habitat improvements to enhance site biodiversity and improve the local environment.

Phase II (subject to further funding approval):

- Outdoor Sport and playing pitch improvements;
- Sports Pavilion extension and improvement to increase capacity and throughput to meet identified community and sports needs;
- New children's play provision;
- Creation of a Community garden/food growing space.

DD086 2021 has committed £70,741.46 to Memorial Park Phase 1 improvements. This money will be used to provide a new Multi-games Area. The Parish Council has since secured Shared Prosperity Funding (SPF)

towards delivering the Sileby Memorial Park Masterplan. An additional £103,900.12 of S106 funding is required as match funding to complete Phase 1 of the project within the project and S106 spend timescales.

The Parish Council has invited tenders for works and is awaiting return. Funding will subject to the provision of quotes and selection of contractors.

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

Sileby Parish Council have provided information in relation to this project including s106 proforma, Project Brief, 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 schemes:

PA No	Location	Contribution
P/12/1772/2 & P/13/0569/2	Land off Seagrave Road	£103,900.12 – youth / adult recreation
		Total - £103,900.12

Financial Implications

There are no financial implications for the Borough Council, the monies will be paid directly to Sileby 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	Phasing of project to allow works to be completed as and when

			additional funding becomes available.
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Key Decision:
Background Papers

No
Section 106 proforma
Project Brief
Evidence re Security of Tenure