

## Decision under Delegated Powers

### Officer Making the Decision

Head of Contracts (Leisure, Waste and Environment)

### Recommendation

To authorise the release of £7,117.05 received in respect of a Section 106 attached to P/05/2846/2 – erection of 35 apartments at the Wharf, Loughborough.

The money to be used to pay for youth/adult recreation provision at Russell Street, Loughborough as part of the Bell Foundry Pocket Park scheme.

### Reason

To enable Section 106 monies that has been received towards improving youth/adult recreational provision in Loughborough 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 27/7/23



Matthew Bradford  
Head of Contracts (Leisure, Waste and Environment)

### 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**

Charnwood Borough Council is holding £7,117.05 received as part of a Section 106 agreement attached to P/05/2846/2 for the provision or enhancement of youth/adult recreation facilities in Loughborough.

Environmental Services will use this contribution to pay for the purchase and installation of free to use fitness and callisthenic equipment in an area of high need. The equipment will encourage active recreation and physical well-being, providing a facility close to where people live and responding to high demand. The equipment offers the opportunity to workout and socialise. High quality strength and dynamic exercise equipment will provide a superior street workout and callisthenics experience, appealing to young people and adults.

The monies will be used to supplement monies already committed through DD099 2020 for the Bell Foundry Pocket Park project. £17,229.44 of Section 106 money received from P/05/0964/2 has already been allocated to the scheme and this additional sum will ensure that works can be completed and a quality youth/adult facility provided.

The total cost of the equipment purchase and installation is £24,346.49.

## **Section 106 Monies**

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

<b>PA No</b>	<b>Location</b>	<b>Contribution</b>
P/05/2846/2	Land at the Wharf, Loughborough	£ 7,117.05 – Youth/Adult Recreation Provision
		<b>Total - £7,117.05</b>

## **Financial Implications**

There are no financial implications for the Borough Council, the monies have been received and payment of works will be made on receipt of invoices and confirmation that works have been completed.

The scheme will need to be added to the existing Capital Plan Bell Foundry Pocket Park scheme Z697 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	All contained on Planning file P/05/2846/2