

Decision under Delegated Powers

Officer Making the Decision

Head of Neighbourhood Services

Recommendation

That the sum of £7,227.29 of section 106 monies that has been received as a contribution towards the provision of open spaces and associated infrastructure is paid to East Goscote Parish Council to provide suitable parking for the sports pavilion and associated tennis court.

Reason

To enable section 106 monies that has been received for the provision of open spaces and associated infrastructure in East Goscote 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

Dulie Robinson
7/10/20

Background

Under the provisions of the Corporate Strategy 2020 - 24, there is a commitment to ensure that a growth in homes and infrastructure benefits residents through improved community 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 East Goscote there is a section 106 agreement that has been negotiated with a contribution for open spaces, providing a new tennis court and associated infrastructure.

East Goscote Parish Council has been working with the local community to look at what additional provision is required locally and have undertaken a range of consultation. The Parish Council have identified the need for additional car parking / upgrade of existing car parking adjacent to the sports pavilion and tennis court.

Three quotes have been obtained and the cost of the proposed quote is £15,200. The Parish Council will be contributing the difference. David Wilson have agreed that the s106 monies can be used for this purpose and have agreed to extend the timescales to enable the works to take place. Email confirmation has been provided from David Wilson Homes.

Planning have confirmed that planning permission is not required and copies of the proposed scheme and quotes have also been provided.

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

East Goscote Parish Council have provided information in relation to this project including design drawings, evidence of security of tenure and associated costings.

Section 106 Monies

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

PA No	Location	Contribution
P/12/1709/2	Land at Melton Road	£7,227.29 – open space, tennis court and associated infrastructure
		Total - £7,227.29

Financial Implications

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

Payment will be made on receipt of invoices and confirmation that the scheme is completed.

The monies will be paid from revenue, as they are below the £10,000 threshold.

Risk Management

Risk Identified	Likelihood	Impact	Risk Management Actions Planned
All funding not in place	Low	High	Monies will not be released until all funding in place and scheme is affordable
Scheme is over budget	Low	Medium	Quotes received and within budget

Key Decision: No
Background Papers Section 106 proforma, designs and copies of information provided