

## Decision under Delegated Powers

### Officer Making the Decision

Head of Neighbourhood Services

### Recommendation

That the sum of £32,000 of section 106 monies that has been received as a contribution towards the provision or enhancement of children's play and youth / adult recreation facilities in Sileby is paid to Sileby Parish Council for the development of a skatepark.

### Reason


To enable section 106 monies that have been received for the provision or enhancement of children's play and youth / 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 10 on page 3 – 36)

( 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

  
9/9/13

### Background

Under the provisions of the Corporate Plan to 2012 - 16, 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.

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 reasonably related in scale and kind to the development proposed and necessary to discharge fully the policy expectations of the Development Plan.

## **Detail**

During the past couple of years there have been several housing developments within Sileby, with a number of section 106 agreements having been negotiated, with contributions for Children's Play facilities, Youth and Adult Recreation provision and for provision of and contribution to enhancement of open space within the area.

Officers have been working in partnership with Sileby Parish Council to identify projects that the identified section 106 monies could be used towards. One of the identified projects is for the modernisation and extension of the skatepark in Sileby Memorial Park as detailed below:

### Sileby Skatepark Extension and Modernisation

The project will replace an outdated worn out skatepark (261sqm) with a modern fully fit for purpose extended concrete skatepark (585sqm). The design addresses failings of the existing facility to meet the standards required by modern wheeled sports. It will widen accessibility and participation by new and existing users of all ages and abilities, generating a legacy from the debut of BMX'ing at London2012 which has fuelled local demand. The young people have worked with the community to ensure the design and programming meets all needs and is future proofed to maximise its long term use. The Parish Council are in the process of applying for planning permission for this project and seeking pre-application advice on a future phase to install floodlighting and a viewing area.

This is a high priority phased project in the Parish Council's masterplan to improve village facilities and is in response to local consultations/feedback which evidenced this is needed now to address the issues of the existing facility which is becoming more unusable/unsafe and cannot cater for increased demand. This first phase project will build the concrete skatepark with all its features to sustain the interest of existing users and attract new participants of varying abilities. It will enable over 30 users to take part alongside each other safely in informal and structured activities. Expert advice has been sought which confirms repairs to the existing facility would be wasted funds as the design and size is not suitable to meet the increased levels of use, accessibility and the required modern standards of wheeled sports. Young people have provided written accounts of what this project would mean to them and stated aspirations for floodlighting and a viewing area. These have been factored into a future phase for improvements to the park. Building the new skatepark now will encourage user ownership and self-policing of the facility, especially important to have in place for when a future lighting/seating scheme is installed. This is the only open access, free sports facility in Sileby which is heavily used by 8-20year olds, who need positive activities on their doorstep to help discourage anti-social behaviour. Young people have told local Police that the skatepark deters them from engaging in anti-social behaviour. Sileby has a rising



population of 9000+, with two primary schools and additional schools in adjoining villages. The growing population and limited bus services, that only run to neighbouring towns every two hours after 6pm, means young people within Sileby who do not have access to other forms of transport, say they feel rurally isolated and need modern free facilities on their doorstep. The young people met with the Parish Council to discuss limitations and aspirations for the skatepark and a project team then formed to develop plans further (Parish Councillors, young people group, Police CSO, Youth Workers, School Governors, Parents, Community volunteers). Sileby has a number of other groups in the village who will benefit from the project E.g. The skatepark is used as a meeting venue for the 'Run England' local running club, the local school has written in support and will use the new facility, and British Cycling and Parkour UK along with the local club have all offered to support to integrate their activities on to the facility. The skatepark has a central accessible location. There is a play area for younger children/families, football pitches used for training/matches and a pavilion with changing facilities. The project team will make best use of these facilities alongwith the skatepark to deliver an extensive sports development plan. A consultation exercise gathered in letters from children at the local primary school and feedback from members of each wheeled sport and Sileby's Holmfield College (learning disability college) have been incorporated into the design.

The project proposal was originally started in 2008 by the local young people in Sileby. Since then they have worked alongside youth workers, and more recently the project team, putting in many long hours to research and assess the needs and wants of the local community. During summer 2012, they conducted a weekly tally of users at the facility which has informed the target figures in this application. Following an initial consultation carried out by existing users, the 'Sileby Streetwise' youth group delivered a presentation to the Parish Council outlining their ideas. This experience raised confidence levels and eagerness to become more formally involved with a wider project team. Quarterly meetings now take place and within the team there is representation from several members of the village including Parish Councillors, young people, parent representatives, Police CSO, Youth Workers and local residents who all meet together to discuss ongoing progress

All facilities on the Memorial Park are owned, managed and maintained by Sileby Parish Council. The Parish Council will undertake to maintain the skatepark in the long term (confirmed in covering letter) and have suitably increased the sinking fund (to £1000pa) based on recent estimations to keep the facility open for years to come. Our Parks Committee will oversee the management and integration of the project in future Parish plans/budgets and will use their processes to ensure that any misuse or anti-social behaviour on the park is addressed. The project is costed against a recent detailed design and quote with a 20year structural guarantee (obtained April 2013).

The Parish Council has been out for quotes and designs for a scheme at the site. A number of consultation events have been undertaken. Following the consultation the preferred scheme was chosen. Quotes and designs have been obtained.

Sileby Parish Council own the freehold of Sileby Memorial Park.

The cost of the overall scheme is £96,997 plus VAT, this includes for £8500 of contingency, which may not be required. £32,000 of which is being funded from Section 106 Monies, the Parish Council have committed £15,000 towards the project and they have also submitted a Sport England Inspired Facilities Application for £50,000, which has been successful.

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 Parish Council until the scheme has been completed and appropriate invoices have been received to ensure verification that the money has been spent on the intended purpose.

Sileby Parish Council has provided information in relation to this project, including confirmation that they will be responsible for ongoing maintenance.

### Section 106 Monies

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

PA No	Location	Contribution
P/02/2039/2	Land at 12 Brook St	£19,200 – Youth / Adult Recreation
P/05/2156/2	99 – 101 Swan St	£5415.35 - Youth / Adult Recreation
P/02/2887/2	Land at Albion Road	£7384.65 (£14,542.84 received – leaves balance of £7158.19)
		Total - £32,000

### Financial Implications

There are no financial implications for the Borough Council, the monies will be paid directly to Sileby Parish Council and the monies have been received from the developers listed above.

Payments will be paid on receipt of invoices and confirmation that the scheme is completed.

The scheme will need to be added to the Capital Plan and will be included in the next Capital Amendment Plan.

### Risk Management

Risk Identified	Likelihood	Impact	Risk Management Actions Planned
All funding not in place	Low	High	Confirmation received that all funding in place
Scheme is over budget	Low	Medium	Quotes received, Resources already received. Contingency included

Key Decision: No

Background Papers

Sileby Parish Council, Scheme details  
Design and Quotations  
Letter & e-mails from Sileby Parish Council  
Copies of Quotes  
Copy of Sport England Application  
Site Plans

