

Decision under Delegated Powers

Officer Making the Decision

Head of Neighbourhood Services

Recommendation

That the sum of £13,332 of section 106 monies that has been received as a contribution towards the provision or enhancement of children's play facilities in Hathern is paid to Hathern Parish Council for the redevelopment of skatepark facilities at Hathern Park. Payments will be paid on receipt of invoices and confirmation that the scheme is progressing and completed.

That this Delegated Decision supersedes DD 11 12/13 that was published on the 08/06/12.

Reason

To enable section 106 monies that have been received for the provision or enhancement of children's play facilities in Hathern to be spent.

To enable the increase in spend to be paid to Hathern Parish Council.

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

Julie Robinson 5.10.12

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

This Delegated Decision supersedes DD 11 12/13 that was published on the 08/06/12. There has been an agreed increase in spend on the project which needs to be taken into account in the amount that is paid to Hathern Parish Council.

A section 106 agreement has been negotiated, with contributions for Children's Play facilities in Hathern.

Officers have been working in partnership with Hathern Parish Council to identify projects that the identified section 106 monies could be used towards.

The following project has been identified locally and local consultation has been undertaken in relation to the scheme and feedback incorporated where practical and reasonable.

Improvement of Skatepark at Hathern Park

The improvement of skatepark facilities at Hathern Park has been identified as part of local consultation with young people locally and will enhance the range of play provision for local young people at this site.

There is an existing purpose built concrete surface designed for skateboarders, which was funded following a successful bid for Leicestershire County Council's participatory budget funding in 2010. The proposals for the improvements to the site include for the addition of fixed equipment to enhance local provision.

The scheme has been approved by Hathern Parish Council. The scheme has been costed and a design and quote have been received for £13,332

Approval is therefore sought for £13,332 of section 106 monies to be transferred to Hathern Parish Council for this scheme.

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.

The scheme above utilises £13,332 of section 106 monies and meets the requirements of the section 106 agreements and a written statement has been obtained from the Parish Council that the money will be used for this purpose as stated in the authority and that they will take on the ongoing maintenance responsibilities of the facility.

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

PA No	Location	Contribution
P/10/0415/2	Land off Loughborough Road, Hathern	£13,332 – Childrens Play contribution (Amount received is £63,529.69 – will leave a balance of £50,197.69)
		Total - £13,332

Financial Implications

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

Key Decision:

Background Papers

No

Hathern Parish Council, Hathern Park Skatepark Proposals and Letter

Hathern Park Skatepark Design and Quotation

DD 11 12/13 08/06/12

