

Decision under Delegated Powers

Officer Making the Decision

Head of Neighbourhood Services

Recommendation

That the sum of £22,945 of section 106 monies that has been received as a contribution towards the provision or enhancement of youth and adult recreation and community facilities in Rothley is paid to Rothley Ivanhoe Tennis Club for floodlight improvements to the tennis club facilities.

Reason

To enable section 106 monies that have been received for the provision or enhancement of youth / adult recreation and community facilities in Rothley 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

Julie Robinson 3/10/14

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

Detail

Within Rothley there are a number of section 106 agreements that have been negotiated, with contributions for Youth and Adult Recreation and community facility provision.

Officers have received a request from Rothley Ivanhoe Tennis Club for a section 106 monies towards upgrading facilities at the tennis Club. The Club have been upgrading the tennis club facilities over the past 6 months and have completed two phases of development including creating a lit parking area (phase 1), extending and resurfacing two of the 6 courts (phase 2) at the cost of £72,000. The club have been successful in securing a number of grants to undertake these works.

The Club has six courts, three of which are currently floodlit. As part of phase 2 works, the trunking and electricity supply in were installed. Phase 3 of the project is to install floodlights to these courts. The total cost of these works is £22,945. The Club have received three quotes for all the works to be undertaken.

The request is for £22,945. The Club presented this proposal to Rothley Parish Council and they are fully supportive of the section 106 monies being allocated to this project. The provision of additional floodlights enables the club to use these courts more extensively in the winter months and ensure that the courts are available all year round. The Clubs membership has grown over the past year. The Club has a strong commitment to development, running a number of pay and play sessions, as well as junior coaching programmes. In addition, the Club allow the local primary school next door to use the courts weekly free of charge.

Rothley Parish Council have provided a written letter of support towards the use of section 106 monies towards the project.

Rothley Ivanhoe Tennis Club lease the site from Rothley Parish Council, with the current lease running until 2027 and have provided a copy of the lease to evidence security of tenure.

The cost of the overall scheme is £22,945, which is to be funded from section 106 Monies as the club has contributed and secured external grant funding towards phase 1 and 2 works costing £72,000. The club have secured planning permission and have provided a copy of the planning application.

Officers are satisfied that the scheme meets the criteria for the use of the section 106 monies. The money will not be released to Rothley Ivanhoe Tennis Club 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 and a site visit has been undertaken.

Rothley Ivanhoe Tennis Club have provided information in relation to this project, including confirmation that they will be responsible for ongoing maintenance along with a tennis development plan.

Section 106 Monies

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

PA No	Location	Contribution
P/05/1550/2	Land at the Grange, Fowke St	£19,018.76 – Youth / Adult Recreation Contribution
P/08/3152/2	Temple Grange Road	£3926.24 from £40,382.96 – Community facilities Contribution – leaves balance of £36,456.72
		Total - £22,945

Financial Implications

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

Payment will be made 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:

Background Papers

No

Section 106 proforma, designs and copies of quotes provided by Rothley Ivanhoe Tennis Club
 Rothley Ivanhoe Tennis Club Development Plan
 Letter of support from Rothley Parish Council
 Copies of Quotes
 Copy of tennis Club Lease
 Copy of planning application