



PLANNING COMMITTEE

Title of Report:

Use of Section 106 Play Equipment funds from DC/08/0817/FUL

Meeting Date

16th August 2016

Report Author and Tel No

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Is the report Open or Exempt?

Open

REPORT

At Development Control Committee on 17th September 2008, members resolved to approve DC/08/0817/FUL for Construction of 70no. houses and 30no. flats with associated garages and ancillary works at Bloodmoor Hill, Ullswater, Carlton Colville subject to all the conditions recommended and an additional condition "That appropriate play equipment be provided in the open space area".

On 2nd October a Section 106 Agreement was completed, including the requirement to pay a play equipment contribution of £47,400 (plus inflation) with the requirement that '...the District Council shall be free to use it to provide play equipment and ancillary items on the open space or such other nearby location as may be agreed by Development Control Committee'.

It has not been possible to spend the play equipment contribution on the open space as the Environmental Health Officer has advised that the land is still settling and will continue to do so for the foreseeable future.

The contribution must be used by March 2017 or it must be refunded to the person who paid it, therefore it is proposed that the funds be directed towards an alternative open space nearby at Carlton Meadow Park, a distance of 0.3 miles (5 minutes walk) from the site (see Appendix A). The proposal is to use the contribution to provide junior play equipment and/or a multi-use-games-area (MUGA), subject to further consultation with local residents.

Sentinel Leisure Trust and Waveney Norse have consulted with Carlton Colville Town Council, who agreed to the proposed re-allocation in their meeting of 6th July.

RECOMMENDATION TO CABINET AND COUNCIL

That the play equipment contribution may be used to provide junior play equipment and/or a MUGA at Carlton Meadow Park

APPENDICES	
Appendix A	Map of site in relation to Carlton Meadow Park
Appendix B	Development Control Committee minutes from 17 th September 2008
Appendix C	Excerpt from Section 106 Agreement for DC/08/0817/FUL