

OFFICER DECISION RECORD 1 FORM

This form should be used to record Officer Decisions in Excess of £100k (but below the key decision threshold), or where required by Financial, Contract or other Procedure Rules or following formal delegation from Cabinet or a Cabinet Member or a Council Committee.

Decision Reference No: e.g. AHWB.002.2021 S106 Bridleway off Church Meadow Road

BOX 1

DIRECTORATE: Adults Health & Wellbeing

DATE: 09/02/2021

Contact Name: Donna Flicker

Tel. No.: 01302 736410

Subject Matter: Section 106 Funded Improvements – Bridleway off Church Meadow Road Rossington that runs through Brodsworth Park to the duck pond.

BOX 2**DECISION TAKEN**

1. To approve the allocation of £21,308.82 of Section 106 monies for enhancement of public space at Brodsworth Way, Rossington.
2. To include the scheme in the Adults, Health & Wellbeing Capital Programme.
3. To approve scheme implementation.

BOX 3**REASON FOR THE DECISION**

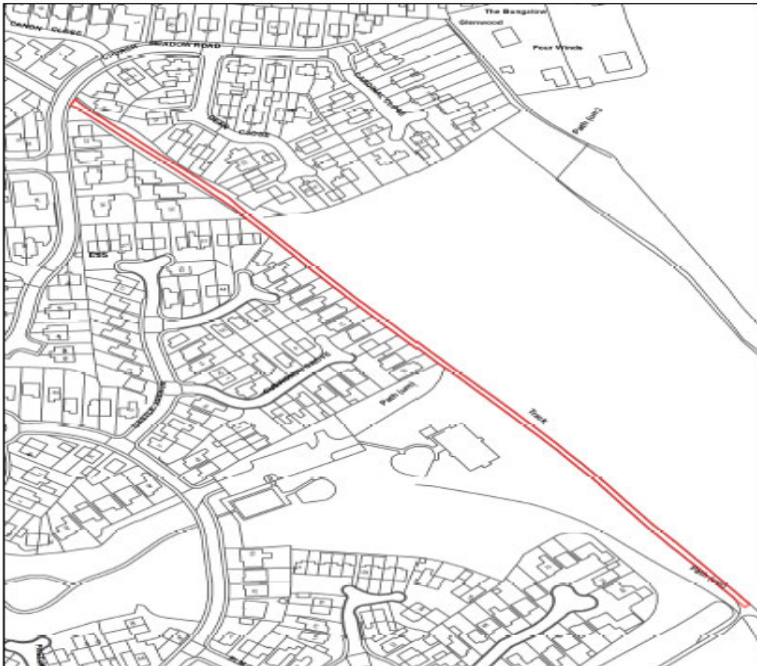
The receptor site is a Doncaster Council asset. There is a bridleway that runs through Brodsworth Park in Rossington to the duck pond, this is currently just limestone, is not edged and looks poorly maintained. It is proposed that we re-grade the footpath.

Using £21,308.82 of Section 106 resources from 3 planning applications, £18,175.00 from planning reference 07/01081/FULM The Circle New Rossington, £1,600.00 from planning reference 04/5430/P West End Lane Rossington and £1,533.82 from Planning reference 97/0724/P Stripe Road Rossington.

Project Overview

To regrade the footpath at the location below in red,

Plan referred to - 1,224.62SQM



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© Copyright GeoInformation Group 1997, 2002, 2005 and 2007. Completed By: Laurels. Map Reference: AssetManagement_LM over. Date: 08/03/2016. Scale: 1:1000.



The footpath will need very little future maintenance, which is the main driver for this scheme, and the park will look more aesthetically pleasing. It will improve accessibility for all, including wheelchair users, and be more age friendly.

It will contribute to the Mayor's pledges/ Directorate pledges:

- Put mental health and positive wellbeing at the heart of everything.
- Encourage people to be physically active and get Doncaster moving.
- The scheme will improve community safety, whilst at the same time having environmental benefits.

Breakdown of Costs

<ul style="list-style-type: none"> • Dig out existing surface • Import base course and lay on footpath and regulate any flat spots to avoid water pooling • Finish with resin bonded surface. 	£20,294.12
5% contingency to allow for price rises with the quote	£1,014.70
Total	£21,308.82

Details of S106 Funding to be used:

Planning Reference	Name of Development	Amount (£)
07/01081/FULM	Church Hall, The Circle New Rossington	£18,175 .00
04/5430/P	West End Lane Rossington	£1,600.00
97/0724/P	Stripe Road Rossington	£1,533.82

Any unspent monies will be returned to the S106 pot.

The Project will be delivered/ managed by Highways in 20/21 21/22, the scheme has full support from Public Rights of Way and ward members Cllr Rachael Blake, Cllr John Cooke and Cllr Mick Cooper.

Streetscene has been made aware of the project from the outset through the monthly ward member meetings.

BOX 4**ALTERNATIVE OPTIONS CONSIDERED AND REJECTED**

Option 1 - To deliver the scheme using Section 106 monies from the above planning reference numbers.

Option 2 - Do not approve the decision and the full scheme will not be delivered.

BOX 5**LEGAL IMPLICATIONS**

The s106 agreement relating to planning permission 07/01081/FULM provides that the public open space commuted sum will be expended for the provision/enhancement of public open space elsewhere within the council's area. This project is to upgrade a bridleway leading through Brodsworth Park, as such S106 monies from this development can be used towards this project.

The s106 agreement relating to 04/5430/P provides that the public open space commuted sum will be paid to the Council, but is silent as to the purpose for which such funds must be expended. However, given the close proximity of Brodsworth Park to the development, it is not considered unreasonable that the bridleway has been identified as the receptor for these funds, which were clearly paid for the provision of public open space.

The s106 agreement relating to 97/07241/P provides that a commuted sum will be paid for the provision of landscaping and tree and shrub planting on the open space land (as defined in the agreement by reference to an area edged and hatched green on a plan annexed). The land edged and hatched green on the plan includes a section of the bridleway proposed to be upgraded. Therefore on the basis that landscaping can be taken to include re-surfacing of footpaths, s106 monies from this development can be used towards this project.

Name: Stacy Cutler Signature: by email Date: 1.4.21

Signature of Assistant Director of Legal and Democratic Services (or representative)

BOX 6**FINANCIAL IMPLICATIONS:****Capital**

The approved 2020/21 Adults, Health & Wellbeing Capital Programme does not currently include this project.

This new addition to AH&WB capital programme will need to be approved by CFO as per financial procedure rules B9.

The proposed capital cost for the improvements for the Bridleway off Church Meadow Road Rossington, detailed in the report above will be £21k and will be funded from section 106 monies. 5% Contingency has been included in this figure at circa £1k.

The footpath will need very little future maintenance but any on-going maintenance will be met from existing budgets within Public Rights of Way.

On approval of the report, the Capital Programme will be updated to include this project and a capital sub cost centre will be created and allocated for the projects use.

Name: Cheryl Slade **Signature:** C Slade/FM-AHWB **Date:** 15/02/21.
Signature of Assistant Director of Finance & Performance

Section 106

This project seeks to use funds from three different Section 106 balances.
07/01081/ULM The Circle, Rossington currently has a balance of £18,175
04/5430/P West End Lane, Rossington currently has a balance of £1,600. It is anticipated to use both of these balances in full leaving nil balances on these commuted sums. The remaining balance of £1,533.82 is to be taken from 97/0724/P, Stripe Road, Rossington where an unallocated balance of £5,127.05 remains. If funding is agreed a balance of £3,593.23 will remain.

Name: John Brogan **Signature:** FM Economy & Environment **Date:** 17/02/2021
Signature of Chief Financial Officer and Assistant Director of Finance (or representative)

BOX 7

OTHER RELEVANT IMPLICATIONS

N/A

Name: _____ **Signature:** _____ **Date:** _____

Signature of Assistant Director (or representative)

ANY IMPLICATIONS SENT TO DEPARTMENTS SHOULD GENERALLY BE SUBMITTED AT LEAST 5 WORKING DAYS IN ADVANCE TO ENSURE THESE CAN BE GIVEN THE RELEVANT CONSIDERATION.

BOX 8

EQUALITY IMPLICATIONS: (To be completed by the author).

Decision makers must consider the Council's duties under the Public Sector Equality Duty at s149 of the Equality Act 2010. The duty requires the Council, when exercising its functions, to have 'due regard' to the need to eliminate discrimination, harassment and victimisation and other conduct prohibited under the act, and to advance equality of opportunity and foster good

relations between those who share a 'protected characteristic' and those who do not share that protected characteristic. There are no specific equality implications arising from this report. However, any activities arising from this report will need to be the subject of separate 'due regard' assessments.

BOX 9

RISK IMPLICATIONS: (To be completed by the author)

The S106 monies are not site specific or time limited.

BOX 10

CONSULTATION

The ward councilors are supportive of the scheme.

Cllr Cooper has a real desire for the monies from these planning references to be spent in this area.

Cllr Blake - 'I am aware that the problems with the path around Brodsworth Way so would support this work to improve the current surface'

Cllr Cooke – 'The resin bonded type looks much more appropriate and appealing, it would suit the countryside profile'.

BOX 11

INFORMATION NOT FOR PUBLICATION

In accordance with the Freedom of Information Act 2000, it is in the Public's interests for this decision to be published in full, redacting only the signatures.

Name: __Gillian Parker__ Signature _by email_ Date: _06/04/2021_

Signature of FOI Lead Officer for service area where ODR originates

BOX 12

BACKGROUND PAPERS

Please confirm if any Background Papers are included with this ODR **YES/NO**

(If YES please list and submit these with this form)

**BOX 13
AUTHORISATION**

Name: Phil Holmes Signature: _____
Director of Adults Health and Wellbeing

Date: 06/04/2021

Does this decision require authorisation by the Chief Financial Officer or other Officer

YES/NO

If yes please authorise below:

Name: Faye Tyas Signature: _____

Date: 07/04/2021

Chief Financial Officer and Assistant Director of Finance

Consultation with Relevant Member(s)

Name: _____ Signature: _____ Date: _____

Designation _____

(e.g. Mayor, Cabinet Member or Committee Chair/Vice-Chair)

Declaration of Interest YES/NO

If YES please give details below:

PLEASE NOTE THIS FORM WILL BE PUBLISHED ON THE COUNCIL'S WEBSITE IN FULL UNLESS IT CONTAINS EXEMPT OR CONFIDENTIAL INFORMATION.

Once completed a PDF copy of this form and any relevant background papers should be forwarded to Governance Services at Democratic.Services@doncaster.gov.uk who will arrange publication.

It is the responsibility of the decision taker to clearly identify any information that is confidential or exempt and should be redacted before publication.