

**TO: THE MONITORING OFFICER (TOM CLARK, SOLICITOR TO THE COUNCIL)**

**RECORD OF ACTION TAKEN BY A CABINET MEMBER UNDER DELEGATED POWERS**

**Subject: Transfer of S106 Total Access Demand (Sustainable Transport) and Local Community Infrastructure contributions to West Sussex County Council.**

**Cabinet Member:** Cllr Andrew MacNaughton

**Has the Cabinet Member received a report prior to taking the decision?**

Yes

**In the case of a key decision and where the Cabinet Member has received a report.**

This is not a key decision.

**Alternative options considered and rejected.**

None – Total Access Demand (Sustainable Transport) contributions were secured towards the scheme – to improve access between the Land and local amenities (to include housing, jobs, shops, schools, leisure and other services).

Local Community Infrastructure contributions were secured for services and facilities as identified in Section 8.3 of the Supplementary Planning Document in the area served by the District Council's South Area Planning Committee.

**Record of decision taken.**

Authorise the transfer of £ 11,928.00 from the Total Access Demand (Sustainable Transport) and Local Community Infrastructure funds to West Sussex County Council (WSCC).

**Statement of reasons for making the decision.**

A detailed report of the Burgess Hill Place and Connectivity Programme was presented to the Cabinet Grants Panel on the 18<sup>th</sup> June 2019 and the transfer of funds agreed in principle.

This report seeks approval to transfer the required funds to WSCC for the installation

of a pedestrian crossing opposite Burgess Hill School for Girls as included in the approved WSCC Highway and Transport Delivery 2020/21 Programme.

This scheme is considered to be a benefit to the local community.

Officers consider this an appropriate expenditure of Total Access Demand (Sustainable Transport) and Local Community Infrastructure contributions

**Date of decision:- 18<sup>th</sup> May 2020**

**Is the decision to be protected from call-in? (i.e.if any delay would seriously prejudice the Council's or the public's interest) - see Scrutiny Procedure Rule 14 (M)**

N/A

**Signed:.**



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**Cabinet Member**

**This record must be forwarded immediately to the Monitoring Officer (TC) and copied to the relevant Cabinet Member.**

**For Monitoring Officer**

**Date of publication of Member Information Services**

**Date of decision can be implemented (on the Thursday after publication of the Member Information Service unless already protected from call-in)**



## REPORT TO CABINET MEMBER FOR PLANNING

### RELEASE OF S.106 CONTRIBUTIONS FOR TOTAL ACCESS DEMAND (SUSTAINABLE TRANSPORT) AND LOCAL COMMUNITY INFRASTRUCTURE CONTRIBUTIONS.

REPORT OF                      Divisional Leader for Planning and Economy  
Contact Officer              Elizabeth Lancaster, Infrastructure Officer, Planning Policy and  
   Economic Development  
   Email: [Section106Monitoring@MidSussex.gov.uk](mailto:Section106Monitoring@MidSussex.gov.uk) Tel: 01444 477066

Wards affected

Key decision                 No

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#### Purpose of Report

1. West Sussex County Council (WSCC) is requesting the release of S106 Total Access Demand (Sustainable Transport) and Local Community Infrastructure (LCI) contributions for installing a pedestrian crossing opposite Burgess Hill School for Girls.

#### Recommendation

2. It is recommended that £11,928.00 is transferred to WSCC from contributions relating to Land at Spinningdale, Starlings and Merrifield, Keymer Road, Burgess Hill, Folders Meadow, Folders Lane, Burgess Hill and Land at Dairycrest, 10 Mill Road, Burgess Hill to part fund this project.
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#### Background

3. The proposed controlled pedestrian crossing location will be sited north of the junction with Oak Hall Park, opposite Burgess Hill School for Girls. This location will provide a safe crossing point for local residents and in particular children who attend the school.
4. This scheme is included in the approved Highway and Transport Delivery Programme 2020/21 – Integrated transport and comes within the Burgess Hill Place and Connectivity Programme.
5. The crossing will incorporate dropped kerbs and tactile paving. There will be push buttons and bleeper units on the poles to indicate when it is safe to cross. Kerb side detection will prevent vehicles being stopped if the pedestrian chooses not to cross prior to the green man showing.
6. For the visually impaired when the crossing is operated tactile cones would activate to indicate that all traffic has been signaled to stop.
7. A detailed report of the Burgess Hill Place and Connectivity Programme was presented to the Cabinet Grants Panel on the 18<sup>th</sup> June 2019 and release of the funds agreed in principle.
8. This project is the first scheme to come forward under the Burgess Hill Place and Connectivity Programme that requires S106 funds held by MSDC. This report seeks approval to transfer the funds required to implement this scheme.

9. For all capital improvement schemes the final cost is never known until completion, however, the total cost of this project is estimated to be £150,630.00. This figure is based on WSCC's experience of other similar sites and their schedule of rates for signals equipment. The school have agreed to reimburse WSCC 15% of the total value of the scheme.
10. The amount of capital funding committed by WSCC as match-funding under the Burgess Hill Place and Connectivity Programme for this project is £138,702.00.

### Financial Implications

11. This project is considered to represent an appropriate expenditure of Total Access Demand (Sustainable Transport) and LCI contributions from the agreements below.

<b>S106 Agreement</b>			
P35/491	10/02315/FUL	Folders Meadow, Folders Lane	£10,498.66
P35/625a	07/00301/FUL	Land at Spinningdale, Starlings and Merrifield, Keymer Road	£1,289.30
P35/781	12/02959/FUL	Land at Dairycrest, 10 Mill Road	£140.04
<b>Total</b>			<b>£11,928.00</b>

### Legal Implications

12. The agreements for Land at Spinningdale, Starlings and Merryfield, Keymer Road and Land at Dairycrest, 10 Mill Road both secured Total Access Demand (Sustainable Transport) contributions towards 'the scheme' which will improve access between the Land and local amenities (to include housing, jobs, schools, leisure and other services).
13. The agreement for Folders Meadow, Folders Lane secured Local Community Infrastructure (LCI) contributions towards services and facilities as identified in Section 8.3 of the Supplementary Planning Document in the area served by the District Council's South Area Planning Committee.
14. The project is considered to represent appropriate expenditure of both Total Access Demand (Sustainable Transport) and LCI contributions.
15. The project is considered to be beneficial to the local community.
16. It is proposed the decision be signed off by the Cabinet Member for Planning.
17. Decisions on the distribution of Section 106 monies up to £50,000.00 are delegated to individual Cabinet Members in the Council's Constitution.