

ARUN DISTRICT COUNCIL
DECISION TAKEN UNDER OFFICER SCHEME OF DELEGATION

To be completed for decisions taken in accordance with Part 4, Officer Scheme of Delegation, paragraph 5.2.

DATE DECISION TAKEN	22.03.2019
SUBJECT	Amendment to the S106 agreement substantially in accordance with the heads of terms considered by members at Development Control Committee on the 23 rd January 2019.
DECISION TAKEN	To amend the wording of the secondary contribution from: £6,038 per dwelling to £33,538 per additional child generated by the development. The original heads of terms would have secured a financial contribution of £1,509,500 whilst the revised methodology would secure a contribution of approximately £1,240,906 (based upon the indicative housing mix).
REASON FOR THE DECISION	The revised methodology has been agreed in conjunction with WSCC Education and will mitigate the impact of the proposed development upon secondary education provision across the district.
ALTERNATIVE OPTIONS CONSIDERED OR REJECTED	Not to amend the wording of the heads of terms. But this was rejected as the revised methodology should be applied to the proposal.
ANY CONFLICT OF INTEREST DECLARED BY ANY MEMBER OF THE COUNCIL <i>Only needed if the decision is under an express authorisation</i>	
NAME OF THE DECISION TAKER	Mr Neil Crowther
SIGNATURE	

This record to be maintained for six years or such period as statute requires with the relevant subject file

David Easton

From: Cllr. Richard Bower
Sent: 21 March 2019 14:32
To: David Easton; Cllr. Susan Bence
Subject: Re: Y/91/17/OUT - variation of the s106 agreement

David

I have no objection to the application of the revised formula.

Regards
Ricky Bower

Sent from Samsung tablet.

----- Original message -----

From: David Easton <David.Easton@arun.gov.uk>
Date: 20/03/2019 16:51 (GMT+00:00)
To: "Cllr. Susan Bence" <cllr.susan.bence@arun.gov.uk>, "Cllr. Richard Bower" <cllr.ricky.bower@arun.gov.uk>
Subject: Y/91/17/OUT - variation of the s106 agreement

Dear Cllr. Bower and Cllr. Mrs Bence,

We have been progressing the S106 for Y/91/17/OUT and following the determination of the application by committee the methodology in relation to secondary education contributions has been amended following discussions between the LPA and WSCC education.

When the application was originally determined by the Development Control Committee the recommendation included delegated authority to the Group Head of Planning in consultation with the Chairman and Vice-Chairman of the Development Control Committee to make amendments to the S106 agreement which are substantially in accordance with the heads of terms.

The original heads of terms identified a financial contribution of £6,038 per dwelling towards secondary education which resulted in a financial contribution of £1,509,500.

The revised methodology has adopted an alternative approach which seeks a financial contribution of £33,538 per additional child (ACP) generated by the development. This revised methodology (based upon the indicative housing mix identified as part of the outline approval) generates a financial contribution of £1,240,906.

It is considered by the LPA and WSCC that the revised methodology ensures that adequate contributions are being secured from the strategic allocations to delivery the necessary infrastructure and is also considered to be defensible should any challenge be made by developers.

However, I would be grateful if you could please let me know if you have any objections to the proposed amendment to the s106 for planning application Y/91/17/OUT.

Please do not hesitate to contact me should you have any questions or wish to discuss any of the above in greater details.

Kind regards,
David

David Easton

From: Cllr. Susan Bence
Sent: 21 March 2019 15:07
To: David Easton
Subject: Re: Y/91/17/OUT - variation of the s106 agreement

Hi David

I have no objection to your request to proceed with the revised s106 agreement.

Best wishes

Sue

Sent from Susan Bence iPhone

On 20 Mar 2019, at 16:51, David Easton <David.Easton@arun.gov.uk> wrote:

Dear Cllr. Bower and Cllr. Mrs Bence,

We have been progressing the S106 for Y/91/17/OUT and following the determination of the application by committee the methodology in relation to secondary education contributions has been amended following discussions between the LPA and WSCC education.

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However, I would be grateful if you could please let me know if you have any objections to the proposed amendment to the s106 for planning application Y/91/17/OUT.

Please do not hesitate to contact me should you have any questions or wish to discuss any of the above in greater details.

Kind regards,
David