

## HAMPSHIRE COUNTY COUNCIL

### Officer Decision Record

<b>Decision Maker:</b>	Ben Clifton - Team Leader – Strategic Transport
<b>Title:</b>	Land at Cartwright Drive, Titchfield, Fareham– S106 Agreement
<b>Reference:</b>	

**Tel:** 01962 846761

**Email:** Ben.clifton@hants.gov.uk

#### 1. The decision:

1.1. That authority be given to the Chief Executive's Department in accordance with Paragraph 1.23 of the Economy, Transport and Environment Department's Scheme of Delegation to enter into an agreement under Section 106 of the Town and Country Planning (General Development) Order 1995 with Fareham Borough Council, Gregg Alan Hawker, Nebojsa Milivoje Iric, Milan Mandaric, Milton Health Care (Titchfield) Limited and Milton Healthcare Limited relating to Land at Cartwright Drive, Titchfield, Fareham, Hampshire PO15 5RJ.

#### 2. Reason(s) for the decision:

2.1. A planning application for development at Land at Cartwright Drive, Titchfield, Fareham, Hampshire has been submitted under planning reference P/14/0841/FP. Fareham Borough Council has resolved to grant consent to the development subject to the completion of the Section 106 Agreement to secure necessary planning obligations.

2.2 The County Council as Local Highway Authority was consulted on the planning application and responded to the statutory consultation raising no objection to the application on transport grounds, subject to the transport mitigation measure being secured as below;

A Travel Plan with the following:

- a bond approved by the County Council in the sum of £7,100 being the sum of the cost of implementation and compliance with the targets/measures contained in paragraph 10 for the first five years of the Travel Plan plus 10% thereof by a Surety acceptable to the Head of Legal Services, and
- the sum of £5,000 (being equivalent to the monitoring cost of £1,000 per annum for five years) payable by the Owner to the County Council in accordance with the provisions of Schedule Three clause 1.3

towards the costs to be incurred by the County Council in monitoring the Travel Plan.

2.3 The legal agreement secures the above planning obligations in order that adequate transport mitigation is secured against the development.

**3. Other options considered and rejected:**

Not to agree to enter into the agreement

3.1. This option was considered but dismissed on the basis that this would result in development which was not supported by adequate transport infrastructure and does not sufficiently promote sustainable transport.

**4. Conflicts of interest:**

4.1. Conflict of interest declared by an Executive Member who is consulted by the officer which relates to the decision: None

**5. Dispensation granted by the Head of Paid Service:**

5.1. None

**6. Supporting information:**

6.1. Final draft legal agreement

**Approved by:**

**Date:**

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**11 November 2015**

**Ben Clifton – Team Leader, Strategic Transport**

**On behalf of the Director of Economy, Transport and Environment**