

HAMPSHIRE COUNTY COUNCIL

Officer Decision Record

Decision Maker:	Ben Clifton – Team Leader, Strategic Transport
Title:	Land at Coldeast Hospital (Lot2), Sarisbury Green, Fareham – Public Swimming Pool with facilities, Public car park and new access from Barnes Lane (6/3/10/184 - PT33A2303)
Reference:	

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 278 of the Highways Act 1980 and Section 111 of the Local Government Act 1972 with Fareham Borough Council and Hampshire County Council relating to land at Coldeast Hospital (Lot 2), Sarisbury Green Fareham – Public Swimming Pool with facilities, Public car park and new access from Barnes Lane.

2. Reason(s) for the decision:

- 2.1. A planning application for development of land at Coldeast Hospital (Lot 2), Sarisbury Green Fareham – Public Swimming Pool with facilities, Public car park and new access from Barnes Lane was obtained from Fareham Borough Council under reference P/12/0299/FP which was granted planning permission on 30 April 2013.
- 2.2. In order to access the development, a new vehicular access is required with associated footway, street lighting and carriageway lining and road signing.. The developer has submitted and gained approval to a design for the works.
- 2.3. The completion of the Section 278 Agreement enables the developer to undertake the highway works, in accordance with the terms and conditions that the County Council has stipulated. The works are considered to provide public benefit.
- 2.4. The County Council has agreed that following completion of the works and a one-year maintenance period to thereafter maintain the works as public highway.

- 2.5. The full cost of the works, including any costs to the County Council in facilitating the works, will be met by the developer under the terms of the Agreement.
- 2.6 The planning application was accompanied by a Section 106 Agreement with the original landowner (Homes and Community Agency), Miller Homes Limited (Developer), Fareham Borough Council (Local Planning Authority) and Hampshire County Council (the Highway Authority) which secured the transport contribution payment of £172,666 from Fareham Borough Council towards off-site highway works related to the public swimming pool prior to the opening to the public of the public swimming pool constructed on the Community Facility Land.

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:

12 JUNE 2015

Ben Clifton – Team Leader, Strategic Transport

On behalf of the Director of Economy, Transport and Environment

