

## HAMPSHIRE COUNTY COUNCIL

### Officer Decision Record

<b>Decision Maker:</b>	Ben Clifton - Team Leader – Strategic Transport
<b>Title:</b>	Land at Units 1-4 & 18 Castle Trading Estate, Fareham, Hampshire PO16 9SF – S106 Agreement [agreement reference 101536]
<b>Reference:</b>	

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#### 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, LIDL UK GMBH (3) relating to land at Units 1-4 & 18 Castle Trading Estate, Fareham, Hampshire PO16 9SF.

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

2.1. A planning application for development at land at Units 1-4 & 18 Castle Trading Estate, Fareham, Hampshire has been submitted under planning reference P/14/1187/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 measures being secured as below;

A Travel Plan with the following:

- The sum of £750 payable by the Owner to the County Council towards the costs incurred by the County Council in approving the Travel Plan.
- a bond approved by the County Council in the sum of £10,000 being the sum of the cost of implementation and compliance with the targets/measures of the Travel Plan (as estimated by the County Council) plus 10% thereof by a Surety acceptable to the Head of Legal Services, and

- the sum of £5,000 payable by the Owner to the County Council in accordance with the provisions of Schedule 3 towards the costs to be incurred by the County Council in monitoring the Travel Plan.

#### Highway Works

- Improvements to the A27/Castle Trading Estate traffic signal controlled junction including (but not limited to) the provision of a pedestrian refuge on the Castle Trading Estate Road approach at the junction,
- A new site access and stopping up of existing accesses to the site, and
- Widening of the existing footway along the A27 to 3 metres (including a dedication of highway rights to facilitate the provision of a shared use footway/cycleway at a future date).

#### Transport Contribution (to Fareham Borough Council)

- The sum of £50,460 indexed towards improvements to the Portchester District Centre.

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**