

HAMPSHIRE COUNTY COUNCIL

Officer Decision Record

Decision Maker:	Ben Clifton - Team Leader – Strategic Transport
Title:	Land north of Manor Way and west of Bayntun Drive/Redmill Drive at HMS Daedalus, Lee-on-the-Solent, Hampshire – Supplementary Agreement under S106 Agreement
Reference:	

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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 a supplemental agreement under Section 106 of the Town and Country Planning (General Development) Order 1995 Gosport Borough Council, Homes and Communities Agency, BDW Trading Limited and First Wessex relating to Land north of Manor Way and west of Bayntun Drive/Redmill Drive at HMS Daedalus, Lee-on-the-Solent, Hampshire

2. Reason(s) for the decision:

2.1. An agreement under Section 106 of the Town and Country Planning Act was entered into between Hampshire County Council, Gosport Borough Council and Homes and Communities Agency on 7 March 2014. The agreement secured a package of transport mitigation measures comprising;

- The provision of a Travel Plan containing the Highway Authority's standard clauses relating to implementation of the Travel Plan and provision of a Travel Plan bond prior to occupation in the sum of £34,300. In addition an initial evaluation fee of £3,000 is to be paid prior to implementation of the planning permission along with annual monitoring fees of £3,000 to be paid for 5 years starting on the implementation of the planning permission.
- A Transport Contribution of £406,713 (index linked) to part fund highway capacity improvements to the B3385 Newgate Lane corridor and Peel Common roundabout.
- on-site construction of a pedestrian/cycle route from the development to Manor Way and the construction of a pedestrian cycle route from the

development to Redmill Drive as shown on drawing number 3785/21 and to allow the use of these highway provisions in perpetuity.

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- 2.2 These measures were considered sufficient to mitigate the transport impact of the Development permitted under 13/00431/FULL.
- 2.3 A further application for the Development has been submitted under 14/00369/VOC to vary the original planning permission through the variation of conditions to allow revised car parking layout and installation of solar PV panels.
- 2.4 The new planning permission will constitute a new planning consent in its own right, and as such it is necessary to enter into a Deed of Variation to secure that the original package of mitigation measures apply to the new consent, and to ensure that the Development is supported by adequate associated infrastructure.
- 2.5 It should be noted that all funding has been secured and that the Developer will complete the highway works and dedicate the highway to the County Council before the 95th dwelling is occupied

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:

27 November 2015

Ben Clifton – Team Leader, Strategic Transport

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