



Portfolio Holder Report

The portfolio holder will make a decision on this item after seven days have elapsed (including the date of publication).

Report of:	Portfolio Holder	Date of publication
Mark Billington, Corporate Director Environment	Councillor Simon Bridge, Street Scene, Parks and Open Spaces, Portfolio Holder	7 September 2023

Allocation of S106 monies to improve Pheasants Wood, Thornton

Key decision: No

1. Purpose of report

- 1.1 To seek approval for the allocation of S106 funds from the development at The Bourne Poacher, 325 Fleetwood Road North, Thornton to undertake improvements at Pheasants wood, Thornton and for the scheme to be added to the 2023/24 Capital Programme.

2. Corporate priorities

- 2.1 To Improve the health and wellbeing of our communities
- 2.2 Facilitate improvements and increase accessibility for users of parks and opens spaces.
- 2.3 Creating wider environmental benefits by increasing wildlife and biodiversity.

3. Recommendations

- 3.1 That the Council's 2023/24 Capital Programme be amended to include improvements to Pheasants Wood using £14,648 (which includes indexation) received through the S106 obligation relating to planning permission 17/00469/FULMAJ.
- 3.2 That approval is given to authorise the Corporate Director Environment to appoint contractor(s) and supplier(s) in accordance with the Council's Financial Procedure Rules.

4. Background

4.1 Planning permission was granted in February 2018 following the demolition of the former Bourne Poacher public house, Thornton-Cleveleys to erect retirement apartments and a retail unit with the developer contributing £14,648 towards green infrastructure improvements in Pheasants Wood, Thornton.

5. Key issues and proposals

5.1 To use the S106 money to improve and deliver green infrastructure improvements to Pheasants Wood, owned by Wyre, which include enhancements to existing paths, creating a boardwalk feature overlooking the pond, improvements to access points and site specific interpretation material.

5.2 To collaborate with the Friends of Pheasants Wood to provide and develop opportunities to encourage wider community involvement with the installation of bird and bat boxes and the development of interpretation material for the site.

5.3 It is a condition of the S106 obligation that the funding is spent on this site and these specific improvements are carried out by 29 November 2028.

6. Alternative options considered and rejected

6.1 Should this scheme not go ahead and the S106 monies are not used as prescribed in the agreement, the council shall refund the party who paid it together with any interest accrued. The council would not be compliant with its obligation under section 106 of the Town and Country Planning Act 1990.

7. Delegated functions

7.1 The matters referred to in this report are considered under the following executive function delegated to the Open Spaces Portfolio Holder (as set out in Part 3 of the council's constitution): "To consider matters relating to parks, open spaces, playing fields, playgrounds and allotments".

Financial, Legal and Climate Change implications	
Finance	The scheme is to be added to the Council's Capital Programme for 2023/24, to be funded by S106 monies received from the developer totalling £14,648.
Legal	A formal agreement with the supplier(s) will be entered into and the contract(s) for goods, works or services to deliver the scheme will comply with the Council's Financial Procedure Rules.

Climate Change	Overall the scheme will have a positive impact on Climate Change through site enhancement, encouragement of sustainable travel and opportunities for wider environmental initiatives.
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Other risks/implications: checklist

If there are significant implications arising from this report on any issues marked with a ✓ below, the report author will have consulted with the appropriate specialist officers on those implications and addressed them in the body of the report. There are no significant implications arising directly from this report, for those issues marked with a x.

risks/implications	✓ / x
community safety	x
equality and diversity	x
health and safety	✓

risks/implications	✓ / x
asset management	x
ICT	x
data protection	x

Processing Personal Data

In addition to considering data protection along with the other risks/ implications, the report author will need to decide if a 'privacy impact assessment (PIA)' is also required. If the decision(s) recommended in this report will result in the collection and processing of personal data for the first time (i.e. purchase of a new system, a new working arrangement with a third party) a PIA will need to have been completed and signed off by Data Protection Officer before the decision is taken in compliance with the Data Protection Act 2018.

report author	telephone no.	email	date
Jane Ferguson	01253 887305	jane.ferguson@wyre.gov.uk	24/08/2023

List of background papers:		
name of document	date	where available for inspection
None		

List of appendices

None