20/02508/OUT Land South and East of Hollygate Lane - Cotgrave - S106 Draft Heads of Terms Summary - WITHOUT PREJUDICE AND SUBJECT TO CONTRACT.

WORK IN PROGRESS DOCUMENT – may be subject to change.

Item/Policy	Detail/requirement	Developer proposes	RBC comment	Trigger sought by consultees
Primary School Contribution	A development of up to 210 dwellings on this site and the neighbouring allocation of up to 235 dwellings would generate a requirement for an additional 77 places at £17,613 per place towards the current deficiency in primary places available in the planning area. However, this site would only generate a need for 21 additional spaces based on 100 dwellings. This site, along with other sites which are proposed for allocation in the Local Plan, mean that	the proposed pro-rate breakdown suggested by the County Council	fairest allocation of the	TBC

	additional education		
	provision will be required,		
	either through extensions to		
	<u> </u>		
	existing provision. No		
	feasibility study has been		
	undertaken to understand		
	the scope to expand		
	provision at Candleby Lane		
	School and it is not		
	expected that additional		
	provision can be delivered		
	at Cotgrave CofE School. It		
	is therefore requested that		
	the Section 106		
	Agreements provide		
	sufficient flexibility to enable		
	the County Council to		
	expend the contributions at		
	another local primary		
	school outside of the		
	Cotgrave Planning Area if		
	subsequent feasibility		
	studies demonstrate that		
	expansion of the Cotgrave		
	Schools is unviable.		
Secondary School	In relation to Secondary	Agreed that this request is	
Provision	Education, they advise that	covered by the Authority's	
	the two allocated sites	Community Infrastructure	
	would generate a need for	Policy (CIL).	
	an additional 70 new		

	secondary places and there is a deficiency in places available. As a result, the County Council would be seeking a total contribution across the two allocations of £1,697,570 (70 x £24,251 per place).			
A52 Improvements Contribution	Highways England state that they take responsibility for delivering infrastructure improvements required to support growth on the A52, whilst seeking appropriate local contributions proportional to the scale of impact through a developer contribution strategy. This approach is supported in Rushcliffe Core Strategy Policy 18. As part of the contribution strategy for this proposed development a sum of £955.82 perdwelling basis has been identified by Highways England in consultation with Rushcliffe Borough Council. This will be required by way of developer contributions.	Agrees to the principle of the request	The requested contributions from Highways England accord with the A52/A606 Improvement Package Developer Contributions Strategy Memorandum of Understanding and Policy 18 Rushcliffe Core Strategy. The applicant has agreed to provide them on a pro rata basis and the timing of the payment need to be considered and confirmed as part of the S106A discussions.	<ul> <li>20% of the A52 Improvements         Contribution on first occupation</li> <li>80% of the A52 Improvements         Contribution prior to Occupation of 75% of the Dwellings and not to allow Occupation of more than 75% of the Dwellings</li> </ul>

Highway Improvements	A contribution (TBC) towards 30% of the cost of improving the A606 Melton Road/Cotgrave Road junction	Matter is being considered	Officers note the impact is arising in part from this, and the other developments proposed on the allocations within Cotgrave and that any improvement works to this junction do not appear to be covered by the MoU.	TBC
Green Spaces	A contribution of £66,550 to expand the existing car Cotgrave Country Park parking facility is requested.	The applicant does not accept the request.	Officers agree that residents of this development are unlikely to place additional pressure on the car parking facility, which is already insufficient to accommodate the current traffic requirements and therefore the request does not relate to the "harm" generated by this proposal. Request is not justified	N/A
The Bus Stop Improvements Contribution	Improvements to the two bus stops sought by planning condition:  RU0891 High Hazles Road  RU0892 High Hazles Road  New Eastbound Bus Stop – Real time bus stop pole &		Officers note a degree of overlap with the works being sought by condition on this permission but by S106 for the application for up to 210 dwellings on the north side of Hollygate Lane.	TBC

	displays including associated electrical		
	connections, polycarbonate		
	bus shelter including		
	lighting, raised boarding		
	kerbs and a suitable		
	lowered crossing point.		
	New Westbound Bus Stop		
	<ul> <li>Real time bus stop pole &amp;</li> </ul>		
	displays including		
	associated electrical		
	connections, polycarbonate		
	bus shelter including		
	lighting, raised boarding		
	kerbs and a suitable		
	lowered crossing point.		
	Appropriate pedestrian		
	access (footway) is		
	required from the site		
	entrance without the		
	requirement to cross		
	Hollygate Lane.		
Waste Collection	No request made, but	Clarification should be	
	officers note that for the site	sought from NCC re the need	
	on the north of Hollygate	for a waste contribution.	
	Lane as contribution of 68.13 per dwelling was		
	sought.		

Sustainable Travel	None sought as part of this	Clarification should be	
Contribution	application; however, a	sought from NCC re the need	
	travel plan is requested to	for a sustainable travel	
	be conditional on the grant	contribution.	
	of ant permission. however		
	the application on the North		
	side of Hollygate Lane		
	attracted a contribution		
	request of £36,000 towards		
	sustainable travel which		
	may include, but not		
	exclusively, the use of		
	taster tickets for travel on		
	public transport.		
Affordable Housing	Core Strategy Policy 8	The applicant has agreed in	Provide details of affordable
	requires 10% affordable	principle of providing 10% of	housing in an affordable
	housing:	affordable housing in	housing scheme as part of
		accordance with Core	the S106A which would
		Strategy Policy 8. As part of	include details of tenure
	42% should be intermediate	the S106A.	mix, dwelling (size mix)
	housing, 39% should be		details of the location, and
	affordable rent and 19%		the affordable housing
	should be social rent. Table	The details of securing the	provider.
	of the breakdown on house	affordable housing scheme	
	types also provided in the	would be included as part of	
	comments from the	the S106A. It is agreed that	
	affordable housing officer.	an affordable housing	
	Since applications are	scheme could provide the	
	being determined post	necessary details of tenure	
	being determined post		

Health	the 28 March 2022 transition agreement then First Homes will also need to be applied.  CCG standard formula require contribution of £920 for each 2xbed dwelling and £600 for each 1x	mix, dwelling (size mix) details of the location, and the affordable housing provider. However, the timing of this agreed to be agreed but it would be expected prior to the commencement of development on the site or as part of the reserved matters application once the layout and design is considered.  Agreed that this request is covered by the Authority's Community Infrastructure Levy Policy (CIL).	
NHS Hospitals Trust	A contribution of £86,169.00 was requested to cover the cost to the NHS of emergency admissions generated by this level of housing.  A development of 100 dwellings equates to 242 new residents (based on the current assumption of	The site is allocated in the Local Plan Part 2 and as such the population growth and impacts on the NHS have long been known. The NHS therefore should have planned for this level of population growth in the local area. Therefore, the request is not considered to be justified in this instance.	N/A

2.42 people per dwelling as adopted by relevant council Council's Education team). Using existing 2016 demographic data as detailed in the calculations in Appendix 2 will generate 323 acute interventions over the period of 12 months. Emergency admissions: 33 For the 24 emergency admissions, representing 10% of the residents, the Trust will have no method of recovering the 80% of tariff needed to invest in the stepped change needed for services. Formula: **Emergency admissions -Development Population** x Average Emergency **Admission Activity Rate** per Head of Population x Average **Emergency** Tariff x 80% Cost per **Admission** Emergency Activity = Developer Contribution.

	Premium Costs:  For all the 323 anticipated hospital-based interventions, the Trust will have no method of recovering the additional Premium Costs needed to ensure the level of service required.  Formula:  Development Population x Average Admission Activity Rate per Head of Population x Average Tariff x proportion of Trust staff cost of total cost (58%) x NHSI Agency Premium Cap (55%) = Developer Contribution.			
Open Space	The Rushcliffe Playing Pitch Strategy 2017 identifies a current shortfall of pitch provision that this development would worsen. Based on 100 dwellings and an average of 2.3 residents per dwelling this equates to 230 new residents which will create additional	Agrees to the principle of the requested provision being provided as indicated in the indicative masterplan.	the principle of development	TBC

demand which can't be met by existing provision. Children's play

For Children's play on site provision of equipped play space Local equipped area for Play (LEAP) equivalent of 0.25 hectares per 1,000 = 0.0575is required hectares within onsite the allocation area covered by the three applications. With regards the siting and location of the play area proposed I would draw attention to The Fields in Trust National Playing Fields Association General Design Principles Guidance (attached). 6.1.9 states that play areas should be sited open, welcoming locations and visible from nearby dwelling or well used pedestrian routes.

<u>Unequipped play/ amenity</u> <u>public open</u> the S106A and considered in detail at the reserved matters stage.

Also, with the allocation comprising three separate planning applications (and legal agreements) a mechanism to ensure that one site is provided on the allocation will be required.

Unequipped play/ amenity public open space equivalent for unequipped children's play/ amenity open space provision as a new site we would expect on site provision of unequipped play space of at least 0.55= 0.1265 hectares is required (onsite). Sports <u>a</u>nd Leisure provision This development will be liable for a Community Infrastructure Levy (CIL) for sports and leisure provision <u>Allotments</u> The Rushcliffe Borough Council Leisure Facilities Strategy 2017-2027 requires 0.4 hectares of provision for allotments per 1,000 population onsite (i.e., within allocation covered by the applications). three Cotgrave town Council are

Monitoring Fee	98% occupied but and operating a waiting list so 0.092 hectares is required.  S106 monitoring costs of £273 per principal obligation X by the number of years over which monitoring will be required.  All financial contributions	Agrees to the principle of proving a monitoring fee but the actual amount is TBA	The approach is accepted but the actual overall monitoring fee shall be agreed with the applicant prior to the conclusion of the S106A.	Prior to Commencement of Development to pay to the Borough Council the Monitoring Fee Not to Commence Development until the Monitoring Fee has been paid to the Borough Council.  TBA
indexation	subject to indexation using Retail Price Index or the BCIS All-in Tender Price Index as appropriate	TBA	TBA	TBA
Legal Costs	With all Sect 106 agreements, the applicant is required to pay the Council's legal fees. In this instance these would be £2,000.	TBC	Required to complete agreement.	To be paid on completion of agreement.