

Agenda Item No. 6(a)

DERBYSHIRE COUNTY COUNCIL

CABINET

8 June 2017

Report of the Strategic Director – Economy, Transport and Communities

**FINANCIAL CONTRIBUTIONS FOR HIGHWAY IMPROVEMENTS –
FORMER SHIREBROOK COLLIERY SITE (HIGHWAYS, TRANSPORT
INFRASTRUCTURE)**

(1) **Purpose of Report** To inform Cabinet about a financial contribution to be paid to the Council to fund highway improvements and request approval to add the funds to the Highway Authority's 2017-18 Capital Programme.

(2) **Information and Analysis** Planning permission has been granted by Bolsover District Council for the comprehensive reclamation and redevelopment of the former Shirebrook Colliery including business, general industrial, storage, distribution and residential development under planning application number; 14/00594/OUT. The development site is shown on the attached Appendix HA1.

The County Council, in its role as Highway Authority, was consulted about the development proposals and made a number of recommendations regarding conditions and other undertakings to help mitigate the highways and transportation impact of the development related traffic. One of the mitigation measures was the commitment for the developer to pay the sum of £310,000 to the Council as a contribution towards a proposed traffic signal junction at Main Road/Common Lane and for a change in priorities for the Portland Road/Station Road junction via a Section 106 planning agreement. The money is currently held by the District Council.

The trigger point for payment has now been reached to transfer these funds to the County Council in order that the works can be designed and programmed for construction.

(3) **Financial Considerations** Bolsover District Council will transfer to the County Council the sum of £310,000 as a contribution towards the highway improvement works as described above.

(4) **Legal Considerations** The highway improvement contribution has been secured using an agreement, dated 10 July 2015, under Section 106 of the Town and Country Planning Act 1990 between the developer, the Local Planning Authority and the County Council. Pursuant to the Highway Authority's powers under Section 278 of the Highways Act 1980, the County Council is entitled to accept financial contributions from third parties towards highway improvement schemes.

(5) **Social Value Considerations** Use of the developer contribution will enable the Council to carry out improvement works which otherwise may have fallen upon the public purse. The works will assist the safe and efficient public use of the highway following the introduction of the development. The works will be carried out by the Council, making best use of the Authority's resources.

In preparing this report the relevance of the following factors has been considered: prevention of crime and disorder, equality and diversity, human resources, environmental, health, property and transport considerations.

(6) **Key Decision** No.

(7) **Call-In** Is it required that call-in be waived in respect of the decisions proposed in the report? No.

(8) **Background Papers** Held on file within the Economy, Transport and Communities Department. Officer contact details - Lee Wright, extension 38674.

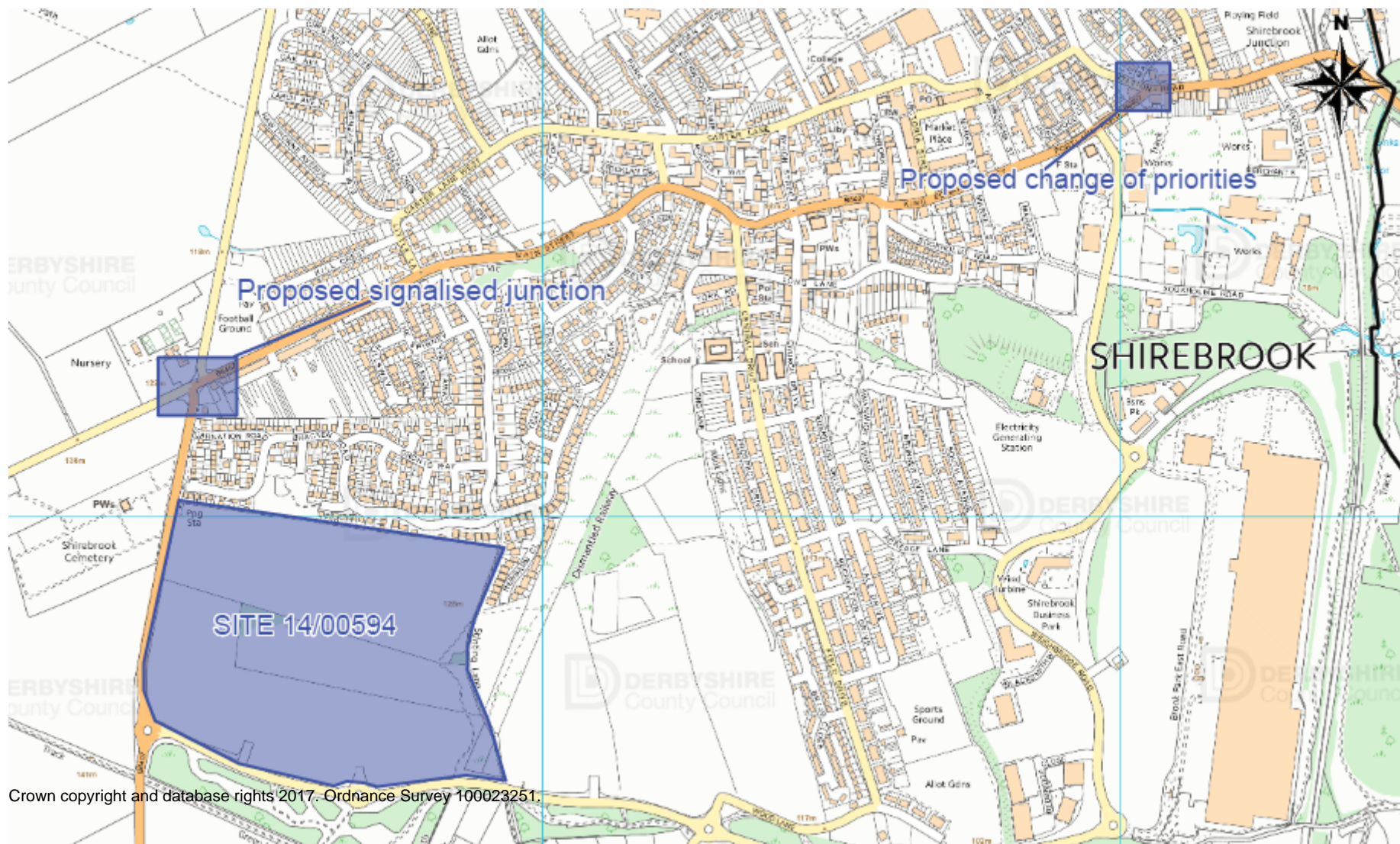
(9) **OFFICER'S RECOMMENDATIONS** That Cabinet:

9.1 Notes the payment of a developer contribution of £310,000 in accordance with a Section 106 Agreement between the developer, Bolsover District Council and the County Council towards highway improvement works needed to mitigate the effects of the Shirebrook Colliery development.

9.2 Approves the inclusion of the funding in the Highway Authority's 2017-18 Capital Programme for the Council to use for the design and implementation of the improvement scheme, subject to the terms of the Section 106 Agreement.

Mike Ashworth
Strategic Director – Economy, Transport and Communities

HA1 - Former Shirebrook Colliery Site and Highway Improvement



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