

CABINET MEMBER DECISION



SOUTH
KESTEVEN
DISTRICT
COUNCIL

Decision:

That approval is granted for the acquisition of open space land at Tissington Road, Hunters Gate, Grantham contained within Title Number LL260464. (Plan at Appendix One to the report).

(1) Details of Decision

To seek approval to the acquisition of open space land contained within Title Number LL260464 at Tissington Road, Hunters Gate, Grantham.

(2) Considerations/Evidence

The developer of the Hunters Gate development in Grantham, is obliged, under a Section 106 Agreement dated 22 April 2004 to transfer one acre of land, in a position to be agreed with the Council, as formal public open space.

The land in question, was developed by Westbury Homes, subsequently taken over by the current landowner Persimmon Homes plc.

The development has been completed and the land in question has been maintained by the Council for several years.

Following initial discussions with Persimmon, the Council have now been contacted by the company's legal team in order to move forward the formal transfer of the land. Persimmon have confirmed that they will cover the Council's reasonable legal fees in this matter.

The Section 106 Agreement contained provision for the developers to pay a commuted sum of £29,150 in respect of future maintenance of the land. The final sum will be subject to an indexation uplift.

(3) Reasons for Decision:

The recommendation is in line with the Council's legal and contractual obligations in this matter and the land is already maintained by the Council.

Conflicts of Interest

(Any conflict of interest declared by any other Cabinet Member consulted in relation to the decision to be recorded).

None

Dispensations

(Any dispensation granted by the Monitoring Officer in respect of any declared conflict of interest to be noted).

None

Decision taken by:

Name: Councillor Richard Cleaver
Leader of the Council

Date of Decision: 18 July 2023

Date of Publication of Record of Decision: 18 July 2023

Date decision effective (i.e. 5 days after the date of publication of record of decision unless subject to call-in by the Chairman of an Overview and Scrutiny Committee or any 5 members of the Council from any political groups):

26 July 2023