

Bath & North East Somerset Council		
DECISION MAKER:	Cllr Dine Romero, Council Leader	
DECISION DATE:	On or after 14th November 2020	EXECUTIVE FORWARD PLAN REFERENCE:
		E3227
TITLE:	Neighbourhood CIL for Bath - Approval of the ninth round of project recommendations	
WARD:	All	
AN OPEN PUBLIC ITEM		
<p>List of attachments to this report:</p> <p>Appx 1 Application - £45,000 that was made by Whiteway Community Association for a Multi-Use Games Area (MUGA)</p> <p>Appx 2 Application - £17,500 that was made by Combe Down Rugby Club to replace the floodlights with energy efficient LED light.</p> <p>Appx 3 Application - £37,500 that was made by Councillor Jess David and Friends of Sandpits Park for improvements to the play equipment and the creation of a football pitch area.</p> <p>Appx 4 Neighbourhood CIL for Bath Panel Minutes</p>		

1 THE ISSUE

- 1.1 This report sets out the recommendations from the CIL for Bath Panel relating to the ninth allocation of funding to three projects from Bath's "neighbourhood portion" of the Community Infrastructure Levy.

2 RECOMMENDATION

The Council Leader is asked to agree the following: -

- 2.1 An allocation of £45,000 for a Multi-Use Games Area (MUGA) at Rosewarn Park in Whiteway, Bath. (Capital External)
- 2.2 An allocation of £17,500 to replace the floodlights with energy efficient LED lighting at Combe Down Rugby Club, Bath. (Capital External)
- 2.3 An allocation of £37,500 for improvements to the play equipment and the creation of a football pitch area at The Sandpits Park, Bath. (Capital External)

- 2.4 Amend the provisional Capital Programme for Bath Area Forum to £311k to reflect balance of funding available prior to these allocations. These allocations, if approved, will reduce it to £211k.

3 RESOURCE IMPLICATIONS (FINANCE, PROPERTY, PEOPLE)

- 3.1 The funding allocations of **£100K** for the three recommended projects are to be drawn down from the existing Bath CIL contributions set aside for neighbourhood projects.
- 3.2 The Three projects are all one-off payments allocations.
- 3.3 There are no other financial implications for the Council.
- 3.4 An agreed process has been set up for financial payments for Bath CIL external capital projects.

4 STATUTORY CONSIDERATIONS AND BASIS FOR PROPOSAL

- 4.1 Regulation 59F of the 2010 CIL Regulations provides that charging authorities who spend the neighbourhood portion of CIL can spend these funds:

“to support the development of the relevant area by funding—

- (a) the provision, improvement, replacement, operation or maintenance of infrastructure; or
- (b) anything else that is concerned with addressing the demands that development places on an area.

“relevant area” means that part of the charging authority’s area that is not with the area of a Parish council.

- 4.2 Guidance requires that in the absence of any parish or town Council for Bath, Bath and North East Somerset Council hold the Neighbourhood portion of CIL funding for Bath pending allocation. In allocating funding, the Council should engage with communities where development has taken place and seek their views on how best to allocate the funding.
- 4.3 The working group was established to review applications and formulate the recommendations for the allocation of the neighbourhood portion for Bath. This group is now ready to recommend the ninth set of proposals included within this report be supported from this fund.

5 THE REPORT

- 5.1 The “neighbourhood portion” of the Community Infrastructure Levy comprises 15% of the total CIL amount generated from development within the city. In the absence of a town or parish council, it is for Bath & North East Somerset to hold such funding, but it must be allocated through engagement with the communities where development has taken place. **£311K** remains available as at August 2020 and must be used to support the development of the relevant area, namely Bath, by funding the provision, improvement, replacement, operation or maintenance of infrastructure; or anything else that is concerned with addressing the demands that development places on an area.

5.2 A clear and transparent process exists for preparing recommendations to the Leader of the Council on the neighbourhood portion of CIL for Bath. This comprises:

- Dedicated web pages which provide an update on the CIL neighbourhood portion in Bath and a rolling open application process to submit projects which meet the criteria.
- An application form requesting details of local engagement on the proposed project and information as to how it meets the demands of development.
- Dissemination through a wide range of methods including through social media, ward members and the Council's Funding Bulletin.
- The establishment of a neighbourhood portion of CIL for Bath group, drawn from the Bath Ward Councillors, Community Representatives and Community Engagement Officers, to consider applications arising from this process.
- All projects are required to complete a funding agreement which will monitor achievements as set out in the original application form. A designated monitoring officer has been identified to oversee this process.

5.3 The projects recommended in this report were considered at the working group meeting which took place on 4th June 2020. The minutes of the group are included as appx 4. The recommended projects arising from this process are summarised below:

- (1) £45,000 for a Multi-Use Games Area (MUGA) at Rosewarn Park in Whiteway, Bath. (Capital External)
- (2) £17,500 to replace the floodlights with energy efficient LED lighting at Combe Down Rugby Club, Bath. (Capital External)
- (3) £37,500 for improvements to the play equipment and the creation of a football pitch area at The Sandpits Park, Bath. (Capital External)

6 RATIONALE

6.1 In the absence of a Parish Council for Bath, the Bath and North East Somerset Council has a statutory responsibility to allocate the local portion of CIL.

7 CLIMATE CHANGE

7.1 The support being given to the new floodlights at Combe Down Rugby Club will allow a lower energy solution to be provided.

8 OTHER OPTIONS CONSIDERED

8.1 Consideration was given to this report being presented to full Cabinet but it is considered appropriate that this be a single member decision.

8.2 The CIL for Bath Panel has given consideration to a number of funding applications that requested support from the Bath CIL neighbourhood portion. The unsuccessful applications have been contacted and provided with the reasons why they were not successful; detail is included within appx 6 and 7.

9 CONSULTATION

9.1 Each of the applications which are contained within this recommendation submitted for agreement has completed a project expression of interest and application for funding form. All projects identify the local consultation and engagement that has taken place and this was further tested through the process set out in this report.

9.2 The projects recommended in this report were considered by the CIL for Bath Panel and is seeking Council approval.

9.3 The Bath & North East Somerset Council Section 151 Officer and Monitoring Officer were both consulted in the preparation of this report.

9.4 This report has undergone a public sector equalities impact assessment. No negative impacts were identified.

10 RISK MANAGEMENT

10.1 A risk assessment related to the issue and recommendations has been undertaken, in compliance with the Council's decision-making risk management guidance.

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Background papers	<i>08.11.17 Cabinet Decision 142 - B&NES Community Infrastructure Levy (CIL) spending arrangements 2018/19</i>
Please contact the report author if you need to access this report in an alternative format	