

## **EAST LINDSEY DISTRICT COUNCIL EXECUTIVE DECISION NOTICE**

1. Decision to be taken:

- To increase the S106 Monitoring fees (including for Deeds of Variation) and a fee for confirmation that Obligations have been met, that are associated with legal agreements (made under S106 of the TCPA 1990) attached to and forming part of certain planning decisions.
- To introduce a fee to offset the Council's reasonable costs associated with duties required to undertake the processing of First Homes applications.

This decision is in accordance with the report attached to and forming part of this decision. These fees are associated with cost recovery in association with these activities. Where appropriate, the relevant Officer will have discretion to waive or reduce the fee based on the application details and compliance with legislation and PPG, as well as where the proposals would include 100% affordable housing schemes.

2. This is a:

PORTFOLIO HOLDER SUPPORTED OFFICER DECISION

3. The following is the decision making body or person:

OFFICER: Mike Gildersleeves after consultation with the S151 officer and the relevant Portfolio Holders.

4. Financial implications from this decision have been communicated to the Portfolio Holder for Finance and the Leader? Yes, to Councillor Fry

5. The decision was taken on: 21/04/23

**Note: - the above date to be completed by Democratic Services upon publication**

6. Contact Officer and details:

Mike Gildersleeves, Assistant Director – Planning & Strategic Infrastructure. Tel: 01205 314343

7. List of documents submitted for consideration in relation to the matter in respect of which the decision is to be made:

S106 Monitoring Fees/S106 Compliance Checks & First Homes Fees Report (Attached to this EDN)

8. Where the documents are held and where they can be obtained from (except exempt items) when they become available:

Decision Notice Form ( ExD2)

N/A

9. The reason for the decision and other alternative options considered and rejected:

Decision taken to increase S106 Monitoring Fees and Charges to aid in offsetting the Council's reasonable costs associated with duties which it requires to undertake. Alternative option would be to do nothing and not continue to fully recover the costs associated with these tasks.

Decision taken to introduce a fee to offset the Council's reasonable costs associated with duties required to undertake the processing of First Homes applications. Alternative option would be not to recover the cost of processing the First Homes applications.

10. Declaration of any conflicts of interest of the decision making body or the individual:

None.

11. Provide a note of any subsequent dispensations granted by the Head of Paid service:

None.

12. Financial Implications of this Decision:-

Estimated cost:-

Funded from:-

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**N.B. Please enter names below, signatures will be retained as a hard copy and will not be published therefore should be provided on page 3 of this form:**

13. This decision has been signed off by:

Head of Paid Service/S151 Officer or person presiding:

Christine Marshall, S151 Officer

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Leader/Officer:

Mike Gildersleeves, Assistant Director – Planning & Strategic Infrastructure

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Portfolio Holder:

Councillor Richard Fry (Finance) & Councillor Tom Ashton (Planning)

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