

MEETING OF COMMISSIONER JULIE KENNY

MONDAY, 7 DECEMBER 2015

NOTICE OF DECISIONS

Set out below is a summary of the decisions taken at the meeting of Commissioner Julie Kenny held on Monday, 7 December 2015.

2. DECISION SHEET AND MINUTES OF THE PREVIOUS MEETING HELD ON 2ND NOVEMBER, 2015.

The decision sheet and minutes of Commissioner Kenny's last meeting held on 2nd November, 2015, were considered and accepted as accurate records.

3. RMBC MARKET FEES AND CHARGES REPORT - NOVEMBER 2015.

Minded to grant decision: - That the 2015/2016 Market Fees and Charges be approved, as set out in Appendix One including: -

- A general rental freeze but increases to some service charges;
- A rent reduction for stalls 1- 5 (to ensure consistency with charges across the market complex);
- A rejection of the request for a 6 month 20% reduction in fees (made by some market traders in September 2015).

This related to Option Three as set out in the submitted report.

Representations upon the decision are invited from Councillors, members of the public, partner agencies and any interested body or individual within five working days from the date of publication and must be received by Hannah Etheridge hannah.etheridge@rotherham.gov.uk no later than 5.00 p.m. on Wednesday 16th December, 2015.

Representations Received:- None.

Date of Commissioner Kenny's final decision: - Thursday 17th December, 2015.

5. FORGE ISLAND.

Consideration and decision on the report relating to Forge Island was deferred in order that further investigations and information could be received.

6. RATIONALISATION OF THE PROPERTY PORTFOLIO - PROPOSED DONCASTER GATE HIGHER EDUCATION CAMPUS, DONCASTER GATE, ROTHERHAM.

Minded to grant decision: - (1) That the Director of Housing, Asset Management and Neighbourhood Services arranges the disposal of the asset to Rotherham College on the basis recommended at Option 4 at 4.2.4 in the submitted report, that the Council offers the transfer of the Freehold/Long Lease interest to Rotherham College at 50% of its Full Market Value. For a long lease this will be payment up front of a premium sum and a nominal £50 per annum thereafter.

(2) That the interim Director of Legal and Democratic Services completes the necessary documentation.

(3) That discussions be entered into with Rotherham College to secure recognition of the Council's contribution to the building.

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Representations Received:- None.

Date of Commissioner Kenny's final decision: - Thursday 17th December, 2015.

7. RESOLUTION TO COMMENCE A CPO AND ACQUIRE 15 NEW HOMES ON THE WHINNEY HILL AND CHESTERHILL NEW HOUSING DEVELOPMENT.

Minded to grant decision: - (1) That approval is given to the making of a Compulsory Purchase Order pursuant to the provisions of Section 226(1)(a) of the Town & Country Planning Act 1990 (as amended), the Acquisition of Land Act 1981, Section 13 of the Local Government (Miscellaneous Provisions) Act 1976 and Section 20 of the Compulsory Purchase Act 1965 and to authorise the acquisition of land and interests affecting the land.

(2) That the Interim Director of Legal and Democratic Services be authorised to advertise the making of the Order and to take all relevant action to facilitate the promotion and confirmation of the Order including all necessary evidence in support of the Council's case at any resulting public inquiry.

(3) That the Interim Director of Legal and Democratic Services be authorised, upon the Order having been confirmed and become operative, to execute General Vesting Declarations or, at her discretion, to serve appropriate statutory Notices in respect of the Site.

(4) That the Strategic Director of Adult Care and Housing Services be

authorised to negotiate with interested parties with a view to agreeing terms for the purchase by agreement or payment of compensation for any of the interests or rights included in the Order and where appropriate to agree relocations. This will then be agreed by the Commissioner and Advisory Cabinet Member so that the Director can complete terms for relocation, acquisition of such property interest and rights.

(5) If the question of compensation be referred to the Lands Tribunal, that the Strategic Director of Adult Care and Housing Services be authorised to take all necessary steps in relation thereto including advising on the appropriate uses and compensation payable.

(6) That the Strategic Director of Adult Care and Housing Services be authorised to purchase up to 15 affordable homes on Phase 1, at the price set out in the report, to be used as Council Housing. Such purchases will be made pro-rata in-line with the length of the development programme.

(7) The Strategic Director of Adult Care and Housing Services will ensure that the Development Agreement with the developer includes reference to there being a three-year end-date for Phase 1 from transfer of ownership of land.

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Representations Received:- None.

Date of Commissioner Kenny's final decision: - Thursday 17th December, 2015.