



## Hendon Area Committee

**17 September 2019**

<b>Title</b>	<b>Member's Item – Application for Community Infrastructure Levy (CIL) Funding</b>
<b>Report of</b>	Head of Governance
<b>Wards</b>	West Hendon, Edgware, Hale, Burnt Oak, Hendon, Mill Hill, Colindale
<b>Status</b>	Public
<b>Urgent</b>	No
<b>Key</b>	No
<b>Enclosures</b>	
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## Summary

This report informs the Hendon Area Committee that 9 requests for CIL funding have been submitted. The Committee are requested to consider the information highlighted within this report and make a determination on its desired course of action in accordance with its powers.

## Officers Recommendations

- 1. That the Area Committee consider the request as highlighted in section 1 of the report.**
  
- 2. That the Area Committee decide whether it wishes to:**

- (a) agree the request and note the implications to the Committee's CIL funding budget;**  
**(b) defer the decision for funding for further information; or**  
**(c) reject the application, giving reasons.**

## 1. WHY THIS REPORT IS NEEDED

- 1.1 9 requests for funding from the Committee's allocated CIL budget have been raised. The requests are as follows:

1 Title	Installation of a zebra crossing on Finchley Lane A504.
Raised by (Councillor)	Councillor Alex Prager
Ward	West Hendon
Member Request	This is an A-road with multiple bus routes servicing the road. The only crossings on the road are an island outside the Hendon Baptist Church, and meaning there is no safe opportunity to cross the road for over half a kilometre (between the church and the Great North Way).  My request is to install a zebra crossing between the two entrances to Hillview Gardens (next to the junction with Tenterden Gardens). See highlighted yellow on below map.
Funding Required (£)	£5,000 for a feasibility study to be undertaken.

2 Title	VAS on Hillside Gardens to tackle the speeding issues.
Raised by (Councillor)	Councillor Sarah Wardle
Ward	Edgware
Member Request	VAS on Hillside Gardens to tackle the speeding issues.
Funding Required (£)	£2,000 for a speed survey to be undertaken and a report brought back to a future meeting.

3 Title	Traffic Improvements at the Junction of Farm Road and West Way Ha8.
Raised by (Councillor)	Councillor Elliott Simberg
Ward	Hale
Member Request	Traffic Improvements at the Junction of Farm Road and West Way Ha8.
Funding Required (£)	£500 for signage and road markings Yellow lines to be batched with other requests.

4 Title	Stakes placed on grass verges around the area of limes avenue and beech walk NW7
Raised by (Councillor)	Councillor Laithe Jajeh
Ward	Hale
Member Request	Stakes placed on grass verges around the area of limes avenue and beech walk NW7
Funding Required (£)	£50 per stake – fund a maximum of 10 – total cost of £500.

5 Title	Benches for the top of Farm Road and Hale Lane HA8
Raised by (Councillor)	Councillor Lachhya Gurung
Ward	Hale
Member Request	2 benches to be placed on the green at the top of Farm Road and hale lane HA8.
Funding Required (£)	£816 (per bench)

6 Title	Loading bay/s on Watling Avenue
Raised by (Councillor)	Councillor Sara Conway

Ward	Burnt Oak
Member Request	CIL funding if I can for a loading bay/s on Watling Avenue.
Funding Required (£)	£3,500

7 Title	Double yellow lines at Burtonhole Lane in Mill Hill
Raised by (Councillor)	Councillor Val Duschinsky
Ward	Mill Hill
Member Request	Double yellow lines at Burtonhole Lane in Mill Hill
Funding Required (£)	Batch with other requests for yellow lines.

8 Title	Double yellow lines on Layfield Crescent
Raised by (Councillor)	Councillor Helene Richman
Ward	West Hendon
Member Request	I request funding to implement double yellow lines on both sides of the carriageway on Layfield Crescent from where it meets Layfield Road outside numbers 1 and 2 up to the semicircle in the road at numbers 7 and 6. Currently the single yellow lines do not stop people parking here and often block the road from being accessible to larger vehicles, vans and dust carts. It also blocks access to the houses on the semicircle on Layfield Crescent by ambulances and fire trucks in case of emergency. Whilst Highways Officers will need to recommend the optimal length necessary I would suggest double yellow lines covering the length stated above.
Funding Required (£)	Batch funding with other yellow line requests.  Total for all yellow line requests = Approximately £5,000

## 2. REASONS FOR RECOMMENDATIONS

- 2.1 As identified above Members of the Council have requested that the Committee consider requests for CIL funding. In line with guidance for Members' route to support applications for CIL funding, the Committee is asked to determine the desired course of action.
- 2.2 CIL funding can be used to fund a wide range of infrastructure (as outlined in section 216(2) of the Planning Act 2008, and regulation 59, as amended) to support the development of a local area. The Act specifically names roads and transport, flood defenses, schools and education facilities, medical facilities and recreational facilities; but is not restrictive. Therefore, the definition can extend to allow the levy to fund a very broad range of facilities provided they are 'infrastructure'.
- 2.3 Further examples are: play areas, parks and green spaces, cultural and sports facilities, district heating schemes, police stations and community safety facilities. The flexibility in how the funds can be applied is designed to give local areas the opportunity to choose the infrastructure they need to deliver their Local Plan.
- 2.4 Guidance states that the levy is intended to focus on the provision of new infrastructure and should not be used to remedy pre-existing deficiencies in infrastructure provision, unless those deficiencies will be made more severe by new development. Therefore, if funds are intended to be used to address existing deficiencies, it is recommended that funds are used to either increase the capacity of existing infrastructure or to repair failing existing infrastructure, where it is recognised as necessary to support development in the area.
- 2.5 Guidance states that local authorities must allocate at least 15% of levy receipts to spend on priorities that should be agreed with the local community in areas where development is taking place. Therefore, a decision was made to honour the provision of a 15% contribution to each of the Council's Area Committee. This is capped at £150k per committee per year.
- 2.6 Applications relating to requests should be made to this Area Committee via Members' Items as outlined in the Council's Constitution. In line with guidance, applications submitted by Members should receive an initial assessment by an appropriate Officer, and should be accompanied by a recommendation (i.e. that the Committee should support or refuse the application).
- 2.7 Members should note that the committee has the power to discharge CIL-related environmental infrastructure projects and therefore has joint budget responsibility across the Area Committees which can be spent in 2018/19. Furthermore, it is noted that any request can be considered only by this Committee if it is in line with its terms of reference as contained in the Council's Constitution.

## 3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

- 3.1 Not applicable; Members of the Council are able to submit applications for non-CIL funding to the Area Committee Budgets via Members' Items. As a result, the Committee are requested to consider the Ward Members request and determine. Therefore, no other recommendation is provided from Officers.

## **4. POST DECISION IMPLEMENTATION**

- 4.1 Post decision implementation depends on the decision taken by the Committee, and the assessing officer's recommendation.

## **5. IMPLICATIONS OF DECISION**

### **5.1 Corporate Priorities and Performance**

- 5.1.1 The funding enables the Area Committee Budgets to contribute to Barnet's 2024 Corporate Plan objective to promote a pleasant, well maintained borough that we protect and invest in, by keeping the borough moving, including improvements to roads and pavements, getting the best of out of our parks by looking after and investing in our greenspaces and investing in community facilities to support a growing population.

### **5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)**

- 5.2.1 The Committee has an allocated budget for **Barnet Community Infrastructure Levy (CIL)** from which it can award funds to Area Committee grant applications. Any allocation of funds will be assessed by Officers.
- 5.2.2 The Committee is able to award funding of up to £25,000 per project for **CIL Funding**. Requests for funding must be in line with the Council's priorities which are outlined in the Corporate Plan 2019 – 2024.

### **5.3 Social Value**

- 5.3.1 Requests for Area Committee budget funding provide an avenue for Members to give consideration to funding requests which may have added social value.

### **5.4 Legal and Constitutional References**

- 5.4.1 Council Constitution, Article 7, Section 7.5 Responsibility for Functions details that the Area Committee is responsible for determining the allocation of Community Infrastructure Levy funding within the constituency up to a maximum of £25,000 per scheme/project in each case subject to sufficient of the budget being allocated to the Committee being unspent.
- 5.4.2 Council Constitution, Article 2 Members of the Council, Section 2.3 states any Member will be permitted to have one matter only (with no sub items) on the agenda for an Area Committee where the Member is sponsoring an application to an Area Committee Budget. Member's items sponsoring an application to the Area Committee Budget must be submitted 10 clear working days before the meeting. Items received after that time will only be dealt with at the meeting if the Chairman agrees they are urgent.

## 5.5 **Risk Management**

5.5.1 None in the context of this report.

## 5.6 **Equalities and Diversity**

5.6.1 Requests for Funding allow Members of a Committee to bring a wide range of issues to the attention of a Committee in accordance with the Council's Constitution. All of these issues must be considered for their equalities and diversity implications.

## 5.7 **Corporate Parenting**

5.7.1 None in the context of this report.

## 5.8 **Consultation and Engagement**

5.8.1 None in the context of this report.

## 5.8 **Insight**

5.8.2 None in the context of this report.

## 6. **BACKGROUND PAPERS**

6.1 Meeting of the Community Leadership Committee 8 March 2016 Area Committee Funding – Savings from non-Community Infrastructure Levy (CIL) budgets:  
<http://barnet.moderngov.co.uk/documents/s38413/Area%20Committee%20Funding%20Savings%20from%20non-%20Community%20Infrastructure%20Levy%20CIL%20budgets.pdf>

6.2 Review of Area Committees – operations and delegated budgets (24/06/2015):  
<https://barnet.moderngov.co.uk/documents/s24009/Area%20Committees%20%20Community%20Leadership%20Committee%2025%20June%202015%20-%20FINAL.pdf>