

## RECORD OF EXECUTIVE DECISION

Monday, 15 March 2010

**Decision No:** (CAB 09/10 1933)

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| DECISION-MAKER: | CABINET                                       |
| PORTFOLIO AREA: | Cabinet Member for Housing and Local Services |
| SUBJECT:        | Disposal of Land in Derby Road                |
| AUTHOR:         | Barbara Compton                               |

### THE DECISION

- (i) To agree to dispose of the site at Rope Walk, Derby Rd to facilitate the provision of a community facility and retention of the community garden.
- (ii) If negotiated agreement for disposal for community use, in accordance with recommendation (i) cannot be reached, to agree disposal for affordable housing use.
- (iii) In the event that recommendations (i) and (ii) cannot be achieved, to agree disposal on the open market.
- (iv) To determine that the disposal will contribute to the improvement of social well-being of residents.
- (v) Delegate authority to the Executive Director of Resources following consultation with the Cabinet Member for Resources and Workforce Planning and the Cabinet Member for Housing and Local Services, the Executive Director of Neighbourhoods and the Solicitor to the Council, to agree detailed terms of the disposal in line with the parameters set out in the Appendix to this report.
- (vi) Delegate authority to the Executive Director of Neighbourhoods following consultation with the Cabinet Member for housing and Local Services, Solicitor to the Council, Head of finance and Head of Property and Procurement to agree the future management arrangements for the Community Garden.
- (vii) Delegate authority to the Solicitor to the Council, following consultation with the Executive Director of Neighbourhoods and Executive Director of Resources to do anything necessary to give effect to the proposals contained within this report.

### REASONS FOR THE DECISION

The former Neighbourhood Advice Centre and car park was closed in May 2009 and the land is now surplus to Council requirements. Consultation of key stake holders has identified a desire to see the site used as a community facility.

### **DETAILS OF ANY ALTERNATIVE OPTIONS**

Sell the site in the open market immediately: Whilst this option would generate a 100% usable capital receipt from the sale of the site, this might lead to development unsympathetic with the garden site at the rear of the property. It is not recommended that this option is pursued as this would not contribute to the provision of facility to benefit the local community. In the event that negotiations cannot secure this the provision of new affordable housing in the City to help meet the need for 1,391 new units of affordable housing per year identified in the Housing Needs Survey.

### **OTHER RELEVANT MATTERS CONCERNING THE DECISION**

None.

### **CONFLICTS OF INTEREST**

Cabinet rejected recommendations from the Overview and Scrutiny Management Committee held on 3rd March 2010:

- (i) That the Cabinet Member for Housing and Local Services ensures that if housing is proposed for the Derby Road site the decision is published on the Forward Plan.
- (ii) That the Cabinet Member for Housing and Local Services sets out clear proposal criteria on which a judgement can be made.
- (iii) If required, more time be allowed for community groups to draw up a joint bid.

### **CONFIRMED AS A TRUE RECORD**

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision.

Date:

Decision Maker:  
The Cabinet

Proper Officer:  
Judy Cordell

### **SCRUTINY**

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny "Call-In" provisions.

Call-In Period expires on 23 Mar 2010

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| Date of Call-in <i>(if applicable) (this suspends implementation)</i> |
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| Call-in Procedure completed <i>(if applicable)</i>                    |
|   |
| Call-in heard by <i>(if applicable)</i>                               |
|   |
| Results of Call-in <i>(if applicable)</i>                             |
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