

NORTH LINCOLNSHIRE COUNCIL

LEADER OF THE COUNCIL

**VOLUNTARY REGISTRATION OF A VILLAGE GREEN, LAND AT TOP FIELD,
BARTON UPON HUMBER**

1. OBJECT AND KEY POINTS IN THIS REPORT

- 1.1 To consider the dedication of a village green at land at Top Field, Barton upon Humber.

2. BACKGROUND INFORMATION

- 2.1 Residents surrounding land at an area known as Top Field, adjacent to Ferry Road, Barton upon Humber, made an application for village green status on 15th October 2016.
- 2.2 Discussions with planning officers confirmed that the land was subject to a planning application. Consequently, the fact that there was a live planning application registered on the site meant that this could be used as a trigger point to prevent the application from progressing and the application had to be refused on these grounds.
- 2.3 A section of the application land is now being developed upon and in the ownership of Lidl UK GmbH and BCBA Limited.
- 2.4 The remaining application land is owned by North Lincolnshire Council. This is the area of land which is now proposed to be designated as a green. The extent of the land to be designated is shown on the plan Appendix 1, outlined blue.
- 2.5 The registration authority in this case is not a "*pioneer*" or "*pilot*" authority and as such the relevant procedure to be adopted for the determination of applications is governed by The Commons (Registration of Town or Village Greens) (Interim Arrangements) (England) Regulations 2007 ("the 2007 Regulations").

3. OPTIONS FOR CONSIDERATION

- 3.1 To voluntarily designate the area as a village green.
- 3.2 Not to voluntarily designate the area as a village green.

3.3 This area of land to be considered for village green status was originally part of the commercial offer and the 1.45 hectares (3.58 acres) of land in question has an opportunity arbitrary value of £500,000.00 if offered for development and not designated village green status.

4. ANALYSIS OF OPTIONS

4.1 The previous applicant is entitled to re-lodge the application now that the trigger event no longer applies (the land is no longer afforded protection from being part of a planning application).

4.2 The process for voluntary designation is straight forward and inexpensive. Staff within Operations and Business Development will complete the necessary administration.

4.3 To grant village green status would remove development opportunity from this site and impact on both Barton's economy and potential capital receipts for North Lincolnshire Council.

5. RESOURCE IMPLICATIONS (FINANCIAL, STAFFING, PROPERTY, IT)

5.1 The land in question is currently maintained by the council. It is proposed that a voluntary group will be constituted by Ward Members and the voluntary group will develop and maintain the village green, including any fundraising etc required. The council will enable this by assisting the voluntary group in creating a management plan for the village green. A clear Service Level Agreement will need to be agreed between the council and the voluntary group in regard to standards of upkeep.

6. OUTCOMES OF INTEGRATED IMPACT ASSESSMENT (IF APPLICABLE)

6.1 Not applicable.

7. OUTCOMES OF CONSULTATION AND CONFLICTS OF INTERESTS DECLARED

7.1 Asset Management and Development are aware that the site could be designated as a village green and support the proposal.

7.2 Legal Services have confirmed that they have no concerns regarding voluntary designation of the site.

7.3 Ward Members support the voluntary designation of the site.

8. **RECOMMENDATIONS**

- 8.1 It is recommended that the council voluntarily dedicates the area of land as a village green and that it should be developed and maintained by a voluntary group to be constituted by Ward Members.

DIRECTOR OF OPERATIONS

Church Square House
30-40 High Street
SCUNTHORPE
North Lincolnshire
DN15 6NL

Author: Naomi Boyd

Background Papers used in the preparation of this report:

None

