

MINUTES  
OF THE MEETING OF  
NOTES OF S106 WORKING GROUP  
HELD ON THE 20<sup>TH</sup> SEPTEMBER 2010

**Present:** Councillor J A Schoner (in the chair)

Councillors R Belcourt, A J Ewart-James, D Owen and Mr J Whittaker  
and Mr B Geering of Shepway District Council

**Also Present:** The Deputy Town Clerk

<b>1</b>	<p><b><u>APOLOGIES FOR ABSENCE</u></b>  There were none.</p>	
<b>2</b>	<p><b><u>MINUTES OF THE S106 MEETING HELD ON THE 8<sup>TH</sup> JUNE 2010</u></b>  It was</p> <p><b>PROPOSED BY:</b> Councillor A Ewart-James  <b>SECONDED BY:</b> Councillor D Owen and</p> <p><b>AGREED</b> – That the Minutes of the S106 Meeting held on the 8<sup>th</sup> June 2010 be approved as a correct record of the Meeting.</p>	
<b>3</b>	<p><b><u>DECLARATIONS OF INTEREST</u></b>  Councillor A J Ewart-James declared a personal interest in Item No 5 – Member of the Hythe Chamber of Commerce &amp; Tourism.  Councillor R Belcourt declared a personal interest in Item No 5 – Member of the Hythe Chamber of Commerce &amp; Tourism and Member of Hythe Rotary.  Councillor D Owen declared a personal interest in Item No 5 – Member of Hythe Rotary.  Councillor J Schoner declared a personal interest in Item No 5 – Chairman of the Hythe Venetian Fete Society.</p>	
<b>4</b>	<p><b><u>ADJOURNMENT OF MEETING FOR PUBLIC INCLUSION IN ACCORDANCE WITH STANDING ORDER NO.70</u></b>  It was</p> <p><b>PROPOSED BY:</b> Councillor R Belcourt  <b>SECONDED BY:</b> Councillor A J Ewart-James and</p> <p><b>RESOLVED</b> – That the Meeting stand adjourned.</p> <p><b>* Mr Ian Wilkinson spoke on an application for funds for Chapel Street, Hythe.</b></p> <p><b>Please see attachment for public comments which are attached but do not constitute part of the Minutes.</b></p>	

<p>5</p>	<p>It was then</p> <p><b>PROPOSED BY:</b> Councillor J A Schoner  <b>SECONDED BY:</b> Councillor A J Ewart-James and</p> <p><b>RESOLVED – That the Meeting be re-convened.</b></p> <p>The Chairman asked Mr Ben Geering if there were any possibility of the S106 funds being made available for the proposals put forward by Mr Wilkinson. Mr Geering explained that under the agreement S106 monies would not be able to be funded for improvements to Chapel Street. He suggested that a Kent County Council representative be invited to the next meeting to look into the situation. The Members of the Working Group indicated their disappointment that Kent County Council had no funds available for this project and suggested that Mr Wilkinson approach the County Member for funding from his Community Grant.</p> <p><b><u>PROPOSED PROJECTS / TIMESCALES</u></b>  Eligible projects which had emerged to date were considered. Mr Geering informed Members that the funds must be provided before the Store opens and he believed this to be before Easter 2011 but was to check with Sainsbury’s and report back to the next meeting.</p>	<p><b><u>ACTION</u></b></p> <p><b>BG</b></p>
	<p>The proposed projects were then updated.</p> <ol style="list-style-type: none"> <li>1 <u>Late Night Shopping /Christmas Market</u> It was <b>AGREED</b> not to pursue this project until 2011.</li> <li>2 <u>Easter Event</u> This project was still a possibility if the funding became available.</li> <li>3 <u>Christmas / Summer – French Market/ German Market, Market day and Late Night Shopping</u> Mr Whittaker reported that he had been informed by Shepway District Council that the sub surface in the Town Square was not sufficiently thick enough to accommodate vehicles. Stalls would, however, be acceptable.</li> <li>4 <u>Hythe Festival – High Street Events</u> This project would be considered for 2012.</li> <li>5 <u>Hythe Venetian Fete – PR Material</u> This project might qualify for 2011.</li> <li>6 <u>Road Pavement / Street Lighting Improvements</u> Mr Geering made it clear that this project was to enhance the linking of Military Road and the High Street only.</li> <li>7 <u>Public Realm Improvements</u> – Jeremy Whittaker had received drawings in respect of the ladder signs. The plans, however, needed to be revised and Mr Whittaker, Councillor Owen and Kate Blythe were to have a meeting with the SDC Planning Officer to agree the proposed plans.</li> </ol>	<p><b>JW DO</b></p>

	<p>8 <u>Decorative Lighting in the High Street</u> - The Chamber of Commerce was still proposing to have artificial Christmas fir trees with lights in place. There was no funding available from COMMA and as the Interreg funding could not be mixed with the S106 monies, the status quo was to remain at present. It was felt that this project would be considered for 2011.</p> <p>9 <u>Financial Regimen</u> Jeremy Whittaker was to continue to look into having decorative lighting at Red Lion Square/Mackeson Court.</p> <p>10 <u>Decorative Banners</u> – No costings were available at present and this project would now be processed for 2011.</p> <p>11 <u>Permanent Seating on the Canal Bank</u> – No external funding had been forthcoming for this project. It was felt that it would be a very long process to negotiate with English Heritage and it was <b>AGREED</b> not to pursue this project.</p> <p>12 <u>Additional Project</u> Councillor Ewart-James put forward the idea of running an electric passenger boat service on the Canal. It was estimated that this project would cost £15,000. £5,000 was available from Shepway District Council with a further £10,000 needed from S106 funding. Councillor Ewart-James and Ben Geering were to contact Mark Parkinson and report back to the next meeting.</p> <p>13 <u>Military Terrace Improvements</u> Mr Ben Geering reported that Sainsbury’s had been in contact with the residents of Military Terrace and consultations were ongoing in respect of secondary glazing to the residents’ windows and doors.</p>	<p><b>JW</b></p> <p><b>AEJ</b> <b>BG</b></p> <p><b>BG</b></p>
	<p>The meeting closed at 11.05 am.</p>	
	<p>The next meeting was to take place on Monday 6<sup>th</sup> December 2010 at 10.00am.</p>	

SAINSBURYS 106 AGREEMENT DATED 24.12.09.

APPLICATION FOR FUNDS - CHAPEL STREET HYTHE.

Mr Chairman - Councillors,

My name is Ian Wilkinson and I represent 41 residents of Chapel St who, in April 2009, petitioned KCC to re-surface our road and amend the traffic flow to reduce the number of vehicles using the street (a KCC official electronic census recorded 3955 in a 7 day period).

Whilst we are not expecting 106 funds for re-surfacing, our County Member - Chris Capon - has pledged the whole of his allowance (£25000) towards this, it is important for you to understand how imperative it is for the residents to have a reduction in the traffic. The road has never been re-surfaced in the last 20 years. During this time several developments of private property have taken place, amounting to about 20 new dwellings. This has meant the road being repeatedly dug up. The consequence is that today the surface is corrugated, ridged and sunken. This causes extreme vibration and is resulting in damage to property. In addition, because the road surface is so bad and because the street is very narrow, we are plagued with excessive noise.

One of the reasons for the large number of vehicles using the street is that it has become a "rat run" for motorists looking for parking spaces in the High Street. They circle endlessly every day. Our research indicated that this accounts for between 30% and 40% of our traffic, probably 1200 - 1500 vehicles a week.

KCC Roads Dept Ashford have come up with a proposal for a No Left Turn at the Bank Street end of Chapel St, which would solve the problem, (draft plan attached). Unfortunately KCC have no money for this project for the foreseeable future, hence our approach to your Working Group.

The detrimental effect on the quality of life of the residents is beyond doubt. However the question which will inevitably be asked is; "are they eligible for a contribution from the 106 fund or shall we pass the buck back to KCC as their responsibility"? We believe we are eligible for the following reasons :

1. In the 106 Agreement Sainsburys stated " The Owner is willing to enter into this Agreement in order to make contributions to mitigate the impact of the Development". There is no doubt that Chapel St will see an unwelcome increase in traffic once this store is open. Thus it will *impact* our quality of life. We understand that it is the hope of HTC to encourage people shopping at Sainsburys to walk into the High St. Human nature being what it is this is a forlorn hope, they will all drive their cars in.
2. Purposes of the Agreement: 1. To fund public events. 2. Public Realm improvements in the town centre to include, road, pavement, street and decorative lighting, street furniture, public art and signage improvements. Being part of the "town centre" (as the sign opposite the Red Lion confirms) the first two items fit our requirements exactly.
3. The vibration and noise we suffer is an environmental problem and can be solved by the "No Left Turn" amendment to the traffic flow. Surely this a) makes us eligible for a contribution from the fund and b) more importantly, as

it will directly improve the lives of many people, it should give us a higher priority than say: Illumination of Town Centre Signs £5000, Decorative Banners £20000, Permanent Seating on the Canal Bank, Centre Stage Lighting and Roof (Canal Bank) or Decorative Lighting Red Lion Square/ Mackeson Court - no estimate of cost of these last three, but it must be thousands.

The estimate for the traffic flow alterations are between £10/20000, probably nearer £ 10k than £20k.

Should you wish to raise any questions with us at a later date don't hesitate to do so. I can be contacted on 01303261025 or by e mail [ianmwilkinson@tiscali.co.uk](mailto:ianmwilkinson@tiscali.co.uk)

