

**Meeting:** Council

**Date:** 23 February 2017

**Wards Affected:** All Wards

**Report Title:** Jubilee Gardens – Mayoral Recommendations

**Is the decision a key decision?** Yes

**When does the decision need to be implemented?** As soon as possible

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## **1. Proposal and Introduction**

- 1.1 At the meeting of the Policy Development and Decision Group (Joint Operations Team) held on 6 February 2017 Members considered the submitted report (set out at Appendices 2 to 5 to this report) on the proposed disposal of a number of assets which had been deemed by officers as surplus to the Council's requirements. This included a piece of land adjacent to 4 Berry Head Road, Brixham known as Jubilee Gardens.
- 1.2 At the meeting Members heard oral representations against the proposed disposal of Jubilee Gardens from Tracy Hallett (Town Clerk of Brixham Town Council, she also spoke on behalf of Phil Trayhorn who had submitted a petition via Change.org which contained approximately 1,600 unverified signatures from local residents and visitors) and Mr John Bates (member of the public). Members also noted that a number of representations had been sent directly to the Mayor opposing this disposal.
- 1.4 The Policy Development and Decision Group recommended to the Mayor that Jubilee Gardens should be transferred to Brixham Town Council, who had stated that they would protect the land and keep it as public open space.
- 1.5 The Mayor considered the recommendations of the Policy Development Group and his recommendation to the Council is set out in paragraph 3 to this report. Full details of his decision/recommendation in respect of Jubilee Gardens are set out in his Record of Decision at Appendix 1 to this report.

## **2. Reason for Proposal**

- 2.1 To consider the recommendations of the Mayor which are outside the Council's Policy Framework, namely the Corporate Asset Management Plan and therefore for the Council to determine.

### **3. Recommendation(s) / Proposed Decision**

#### **Recommendations from the Mayor:**

- 3.1 That the Council be recommended that the land adjacent to 4 Berry Head Road (known as Jubilee Gardens) remains in the Council's ownership and is not disposed of.
- 3.2 That the Council place a covenant on the land adjacent to 4 Berry Head Road, shown edged red on map number EM260 attached at Appendix 4 to the submitted report, protecting it from future development.

### **Appendices**

- Appendix 1: Record of Decision – Disposal of Surplus Assets  
Appendix 2: Covering report – Proposed Disposal of Surplus Assets  
Appendix 3: Supporting Information and Impact Assessment  
Appendix 4: Map showing land at 4 Berry Head Road  
Appendix 5: Results from consultation – 4 Berry Head Road

### **Background Documents**

None