

BIRMINGHAM CITY COUNCIL- TRUSTS AND CHARITIES COMMITTEE
CHAIRS ACTION - SPARKHILL PARK
APPROVAL OF GRANT OF CABLE WAYLEAVE SERVING THE NEW SPARKHILL
LEISURE CENTRE

Wards affected:	Springfield
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- 1.1 At a meeting of Trusts & Charities Committee on 5th December 2012 and at Council as trustee on 4th March 2014 approval was given for the rebuilding of the new leisure centre on trust land at Sparkhill Park on the same site as the former Sparkhill Baths.
- 1.2 The existing electrical supply cable is insufficient for the new facility and a new uprated cable is required to be installed from the substation in the Park fronting Stratford Road. Excavation along the existing cable route under Stratford Road is not possible due to the proximity of other utilities and the disruption likely on a major traffic route. The proposed route through the Park has reluctantly been accepted and is the least disruptive route possible avoiding existing parks footpaths and tree roots. Western Power Distribution (West Midlands) plc will undertake the installation which will be documented by a standard Wayleave Agreement negotiated by the Director of Property.
- 1.3 Disruption to the Park will be minimised by the use of lightweight vehicles and continually backfilling as works progress such that there is no overnight exposed excavations. Although a working area 3 metres wide along the whole route is shown on the plans only a small section of the Park will be affected each day. The contractor's activities in the Park will be controlled by the Parks Service.
- 1.4 This works will require local consultation and this will be effected by the placement of necessary advertisements for the temporary loss of public open space by Legal Services. The cost of the adverts will be met by Birmingham City Council through the contract for the main works. The Head of Parks has been consulted and is supportive and has delegated matters to the District Parks Manager.
- 1.5 Once works are completed the land will be fully reinstated at the contractor's expense to a standard agreed by the District Parks Manager and returned to public open space use.
- 1.6 It is proposed to allow the cable installation and grant the wayleave. Unfortunately the approval to the installation cannot await the next meeting of the Committee and the authority of the Chairman is requested to enable the works to proceed. Sparkhill Park is in Springfield Ward and therefore the Vice-Chairman is required to action matters instead.
- 1.7 The Strategic Director of Place seeks the approval of the Vice-Chairman of the Trusts and Charities Committee to enable the cable installation serving the new Sparkhill Leisure Centre to proceed and for the grant of the Wayleave.
- 1.8 That the Director of Property be authorised to negotiate the terms of the proposed Wayleave Agreement and sign the Agreement on behalf of the Trust.
- 1.9 That the Director of Legal Services be authorised to prepare, negotiate, execute, seal and complete all necessary documentation to give effect to the above decisions and to place any formal advertisements required under either s.123(a) of the Local Government Act 1972 or various statutes as may relate to the charitable status of the land in the granting of this lease.

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Signatures of the relevant Chairman and officers in agreeing to the grant of a cable wayleave agreement over Sparkhill Park to the new Sparkhill Leisure Centre as above:-

Vice- Chairman of the Trusts and Charities Committee:
Councillor Mick Finnegan

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Date:

Chief Officer:

Date

Appendix 1 Wayleave route plan

