

Minutes of the Meeting of St Mawgan-in-Pydar Parish Council held in St Mawgan Community Hall on Wednesday 12 September 2012 at 7.30pm

Present: Cllrs K Atkinson (Chairman), A Bettles, B Cawley, W H J Corbett, G Jennings, E McKenzie, C R Mitchell, P Roberts, R Symons, S Tavener & EA Thompson
 In Attendance: Mr L Lee (Parish Clerk) PCSO Burgess & 6 members of the public

- 161/2012 Apologies – Cllr J Fitter (attending a Mid Cornwall Planning Committee), PC Lenton & PCSO Parry
- 162/2012 Police Report
 PCSO Burgess advised of 7 reported crimes, 2 burglaries, 2 thefts, 1 non-payment of camping bill, 1 non-domestic crime, & 1 assault, last month compared to 4 the same time last year
- 163/2012 Declarations of Interest
 Cllr Atkinson– Pecuniary Interests in Items 10b Rectory Lane Modification Order & 15h Letter re. Rectory Lane
 Cllr Bettles– Non-pecuniary Interests in Item 15a Correspondence Re. Private Road Nuisance
 Cllr Jennings- Non-pecuniary interest in Item 8b Memorial for B Jennings
 Cllr Tavener – Non-pecuniary Interest in Items 7a iii Planning Application PA12/06105 & 15g Letter re Planning App PA12/06105
 Cllr Thompson – Non-pecuniary Interest in Items 15a & 15j Letter re Wooden Paling fencing at the beach
- 164/2012 Public Speaking – In response to a question from Mr Gardner the Chairman advised that items 10b & 15h would be discussed together
- 165/2012 Minutes of Meeting 10 August 2012
Resolved to accept the Minutes of the meeting as a true record of the meeting and they were signed by the Chairman.
- 166/2012 Clerks Report This had been circulated prior to the meeting. The Clerk will write, again to CC regarding the 2 outstanding S.106 monies. He will also report to CC that there are a number of badger holes on Dark Lane which could cause an accident.
- 167/2012 Planning-
- a. New Applications – It was **Resolved** to make the following responses to Cornwall Council
 - i. To PA12/07490 Little Lanherne Farm St Mawgan TR8 4HH Mr N Stamp Change of use from agricultural use to residential cartilage. Grid ref 187372/66945 **Resolved -No Objections**
 - ii. PA12/07677 Oceana Trenance Newquay Mr T Yeoman Proposed new dwelling & temporary caravan Grid ref 185388/67519 **Resolved to Object** for the following reasons- (1) There is no material difference from the previous design which CC's own design specialist had objected to.(2) The siting of the new dwelling would inevitably result in the loss of much of the existing tree and hedge cover the retention of which had been a condition of the outline permission.
 - iii. PA12/06105 Mawgan Porth Pool Lake Retorrack Mill TR8 4BH Mrs J Reynolds Grid Ref 186569/66915 Retention of log cabin **Resolved to defer a decision** pending receipt of further information on whether the existing log cabin complies with the permission granted for a mobile home, clarification on whether prospective camping income can form part of the viability test as no PP exists for this use & the requirement for 3 years audited accounts to be provided to confirm the viability of the business – Cllr Tavener left the meeting for the duration of this item
 - b. Advices and decisions from Cornwall Council
 - i. PA12/07432 Matthew House Carloggas St Mawgan Application for a non-material amendment following a grant of planning permission for ref: C2/08/01811 – Ten new houses on existing site – **Unconditionally Approved**
 - ii. PA12/06873 Hylton Lanvean St Mawgan Dr J Cooper Proposed works to trees in a conservation area. 33% crown reduction of large willow tree; 40% crown reduction to 3 elm trees; 6 metre crown reduction of 4 sycamore trees; 5 metre crown reduction of 1 sycamore tree; 4 metre crown reduction of 3 elm trees. **There is no need for the PC to comment on this application –Decided not to make a TPO**
 - iii. PA12/05637 Trenevek Mawgan Porth Submission of details to discharge Conditions 4,5 & 6 in respect of decision notice PA11/00392 **Discharged**
 - iv. PA12/04891 Whitewater Farm St Columb Major Outline planning permission for replacement farmhouse **Application Refused**

Cllr Corbett advised the PC that the Planning Group had been in correspondence with CC regarding PA12/04452 The Caravan Gluvian Farm advising that there was insufficient information on which to make a decision. (1) The question of viability had not been proven. (2) It was unclear which caravan the application concerned as there appear to be 2. (3) The identity of the 'essential user' needs to be established.

- 168/2012
- c. Enforcement Issues – There were no new issues to be reported but the clerk will seek responses on the outstanding issues regarding works at The Park
1. Retention of the car park extension
 2. Roof materials to be changed.
 3. The issue of the yurts and their positioning
 4. A response to the PC's Appeal statement dated 08 March 2012
- Amenity Area
- a. Working Group Report- A report was handed to the Clerk at the start of the meeting
- b. Memorial for B Jennings – **Resolved** to approve memorial – Cllr Jennings left the meeting for the duration of this item
- c. New goal posts for playing field. **Resolved** to proceed with purchase of 2 posts & nets in the sum of £199.90. Cllr Roberts will make the purchase & be reimbursed in October
- d. Glass cracked on notice board outside Betty's – Cllr. Thompson advised that the EMMA group had donated this board to the PC. Resolved that Cllr Roberts would either remove the board or tape it up to prevent injury pending its repair.
- e. Roundabout repairs- **Resolved** to accept the reduced quote from Taylor Made. Clerk to request new invoice. Clerk to request additional RoSPA inspection of the roundabout. Cllr Roberts will search out a local inspector as PlaySafety Ltd is unlikely to be able to attend quickly.
- f. Other minor repairs – **Resolved** - Cllr Roberts will cost out the wooden slat that needs replacing on the seat in the play area & the replacement of the entrance gate to the play area. He will also discuss the replacement of the 'latch post' on the playing field entrance gate (by the ford) with Tim Michell.
- It was suggested that all the Working Groups check their areas & report back on any necessary repairs. Cllr Roberts will liaise with the Churchwardens regarding the safety of the memorials.
- g. The PC confirmed that it had not removed Mr Jayne's plaque from the Churchyard. (Agenda item 15i) Mr Jayne is advised to report the matter to the police, if he has not done so already

169/2012 Beach & Environment

- a. Working Group Report – None Received
- b. Agenda item 15j – Letter from Mrs A Pearson regarding the wooden paling fence erected by Mr Delamar. The PC **Resolved** that the Clerk write to Mr Delamar on this occasion only (with a copy to Mrs Pearson) advising of the 2 broken palings
- c. The PC advised that there was little it could do about debris being left on the beach from an evening's barbecue, other than clean it up, as it already does, the following day. The Clerk will respond to Ms. Steels who brought the matter to the PC's attention

170/2012 Transport & Rights of Way

- a. Road East of Bolingey – **Resolved**- The Clerk will contact S Bayley CC to establish what progress has been made with the landowner, Mr Harper, following the site meeting on 01 August. The Clerk will also proceed with the application to Defra/English Nature regarding the badger sett.
- b. Rectory Lane Modification Order – (Agenda item 15h- letter from Mr Gardner was also discussed at this time). The Chairman left the meeting for the duration of this item & Cllr Thompson took the Chair.

Discussion took place on the rights of users of the Lane, but it was reiterated that the matter was now in the hands of CC. CC acknowledged receipt of the Modification Order application WCA 573 Church Lane, St Mawgan-in-Pydar CP on the 15th of August 2011, this entitles the PC to make an appeal to the Secretary of State after the 15th of August 2012 to direct Cornwall Council to determine the application within a set deadline. The PC **Resolved** to make the appeal to the Secretary of State. The PC also **Resolved** to write to HM Land Registry to request information as to the basis on which the Diocese had registered ownership of the Lane prior to its sale.

- c. Safety of Red Road strip on hill out of St Mawgan –A report from WG was distributed prior to the meeting. Resolved to request a site meeting with Steve Bayley CC
- d. Gas pipe at Carloggas –No action required

The Clerk reminded councillors that WG reports are required a week before the meeting in order that they can be circulated with the agenda in order that councillors have time to consider the recommendations.

171/2012 Reports – The Chairman reported that he had attended the Licensing of the new Rector

172/2012 Accounts –

- a. It was **Resolved** to pay the following accounts:

T Michell	Maintenance August	£1105.03
L Lee	Salary & Expenses August	£ 634.35
M Farmer	Beach Cleaning August	£ 700.00
MPVH	Hall Hire August	£ 20.00
Audit Commission	External Audit 2011/12	£ 342.00

Total £ 2801.38

173/2012 Public Toilets – No further action required at this stage

174/2012 Correspondence for information – All circulated

- a. CALC – The Week Issues 23, 24 & 25
- b. CALC- Code of Conduct briefings –various dates
- c. CC- Cornwall Conversations Sessions September & October
- d. CC- Licensing Training Seminars – Various dates in September
- e. Newquay Neighbourhood Agreement Group - Minutes 26 June 2012
- f. Healthwatch Cornwall –August update
- g. DEFRA – Bathing Water Newsletter August 2012 The Clerk will chase DEFRA for the monthly reports it used to receive.
- h. CWFSDB – Media Report
- i. RSN – Cornwall's Individual Webpage
- j. St Petroc's Society – Rough Sleeping in Cornwall – Poster 0800 151 3441
- k. CC- Community Network Meeting for Newquay & St Columb -11 September- Agenda

- 175/2012 Correspondence for discussion & decision –
- a. Mollie Mathieson – Private Road nuisance- No action required
 - b. Fields in Trusts – Queen Elizabeth ii Fields Challenge- No action as no space available
 - c. CC- Consultation –Charging Framework for Traffic Management at events – response by 31 October 2012- The Parish is unlikely to be effected by this- No action
 - d. CC- Planning Protocols for Local Councils – Consultation response by 28 September 2012 The Chairman will respond regarding the insufficient time (3 minutes) allowed for the PC to put its case to the Planning Committee & recommending that a written submission should be allowed to supplement the speech time.
 - e. CC- Proposed Procedure of Devolution & Asset Transfer for Local Councils – Consultation response by 01 October 2012 – The PC decided not to respond
 - f. CC – Clean Cornwall Week 15-23 September 2012 – No action required
 - g. G & H Price – Letter of objection to Planning App PA12/06105 – See minute 167/2012a.iii
 - h. Mr S Gardner- Rectory Lane – see minute 170/2012b
 - i. Mr E Jayne- Removal of memorial from church yard- see minute 168/2012g
 - j. Mrs A Pearson- Wooden Paling Fencing at Mawgan Porth beach see minute 169/2012b

176/2012 Any Other Business

- a. Item for next meeting Interruption to water supply- To discuss contacting SWW
- b. Other items
 - i. The Clerk reminded councillors that under the new Code of Conduct rules they must leave the room when they have declared any interest, Pecuniary or Non-Pecuniary
 - ii. Cllr Jennings invited all councillors to an open day Thursday 13 September, at Watergate Bay Touring Park to discuss ideas for improvements to the site
 - iii. Cllr Roberts advised he would be attending one of the forthcoming Human Rights workshop

The meeting closed at 9.27pm

Date of next meeting – 10 October 2012 at Mawgan Porth Village Hall at 7.00pmSigned as a true copy of the meeting

Chairman.....

10 October 2012