

Minutes of the Annual Meeting of St Mawgan-in-Pydar Parish Council held in Mawgan Porth Village Hall on Wednesday 12 June 2013 at 7.30pm

Present: Cllrs K Atkinson (Chairman), B Cawley, W H J Corbett, S Gardner, G Jennings, E McKenzie, C R Mitchell, M Raby & S Tavener

In Attendance: Mr L Lee (Parish Clerk), Cllr Fitter & 18 members of the public

104/2013 Apologies – Cllr S Jennings

The Chairman congratulated the Clerk on obtaining his CiLCA qualification.

105/2013 Police Report – None

106/2013 Declarations of Interest

Cllr Atkinson - Non-Registerable Interest in items 9ai, ii, iii & vi Planning Applications PA13/03031, PA13/03032, PA13/03475 & PA13/04296

Cllr Corbett –Non-Registerable Interest in item 18 Accounts

Cllr S Gardner–Non-Registerable Interest in items 9ai & ii

Cllr M Raby– Non-Registerable Interest in items 9ai & ii & a Disclosable Pecuniary Interest in item 9av Planning Application PA13/04438

107/2013 Public Speaking

Mrs Jones pointed out the number of signs (39) on the road from Mawgan Porth to the airport road & also 4 signs at the bottom of Church Lane. She wondered what the policy was as it is a conservation area. The Chairman advised this matter was not on the agenda & therefore not for discussion at this time.

Mr N Bennett spoke on behalf of the Mawgan Porth Business Group. They have finally got a revised PDF plan from CC with the proposed new layout for the Mawgan Porth toilets but have not had any details of specifications, nor proposal drawings for St Mawgan toilets. They are going back to CC for further clarification this week. They have formally registered as a Company Ltd by Guarantee (Not a CIC as stated) and have raised £800 so far, to cover towards the legal costs leading up to taking the toilets over.

108/2013 Minutes of Meeting 08 May 2013

Resolved to accept the Minutes of the meeting as a true record of the meeting and they were signed by the Chairman.

109/2013 Issues Raised regarding Code of Conduct

The Chairman reminded councillors that at the last meeting Cllr Gardner, despite declaring a Non-Registerable interest in relation to the removal of the Multiplay apparatus, had declined to leave the room when the matter came up, contending that there was nothing in the Council's Standing Orders or the Code of Conduct compelling him to do so. Written advice has subsequently been received both from CALC and from CC's Monitoring Officer which is unequivocal: where a member has a Non-Registerable interest in any item on the agenda he or she must take no part in the debate or the voting on the matter, and must leave the room for the duration of the item. This advice is further reinforced by Regulations in relation to Disclosable Pecuniary Interests which are enforced by criminal sanction. The Chairman requested the Clerk to append the above advice to the official Minutes of the meeting. The Chairman refused any further discussion on this matter.

- 110/2013 Vacancies in Council – 4 candidates, Mr R Cawley, Mr P Davis, Mrs K Mullard & Mr A Sanderson, spoke to the PC briefly giving reasons why they wished to be considered for the vacant councillor positions. A secret ballot was carried out. **Resolved** to Co-opt Mr R Cawley & Mrs K Mullard. They both signed their Declarations of Acceptance of Office & took their place on the Council. The Chairman welcomed them to the PC & thanked Mr Davis & Mr Sanderson for their interest.
- 111/2013 Clerk's Report - The report had been circulated prior to the meeting.
- 112/2013 Planning
- a. New Applications – to discuss & decide on response to Cornwall Council
The Chairman advised that item vi would be discussed immediately after item iii. He then left the meeting & Cllr McKenzie took the Chair. Cllrs Gardner & Raby also left the meeting.
- i. PA13/03031 The Old Rectory St Mawgan Mr Louveaux Alteration to the design of a previous planning consent for the erection of a Summer House & Pool within the curtilage of a listed property **Resolved No Objections**
 - ii. PA13/03032 The Old Rectory St Mawgan Mr Louveaux Listed Building Consent for alteration to the design of a previous planning consent for the erection of a Summer House & Pool within the curtilage of a listed property **Resolved No Objections** Cllrs Gardner & Raby returned to the meeting
 - iii. PA13/03475 Little Hartley 23 Tredragon Close Mawgan Porth Mr B Connock Proposed alterations & extensions to dwelling to provide annexe accommodation for carer/family use. **Resolved** The PC is minded to object to this application. The raising of the ridge height, and the size of the proposed dormers, give a top-heavy appearance to the bungalow which is at odds with its neighbours and which will appear incongruous in the street-scene. However, the PC is aware of the personal circumstances of the applicant and wishes to register a holding objection in the hope that satisfactory changes to the design can be made.
 - iv. Agenda item vi. PA13/04296 Pendorrice St Mawgan Newquay Cornwall Mr Jelly Proposed front porch **Resolved No Objections** Cllr Atkinson returned to the meeting & retook the Chair.
 - v. Agenda item iv. PA13/03840 Mordowr Trevarrian Newquay Mr N Doherty Proposed conversion of existing integral garage to provide granny annex accommodation & floor extension to provide additional bedroom (amended design PA13/01177) **Resolved No Objections**
 - vi. Agenda item v. PA13/04438 Lanherne Barton Long Lane St Mawgan Mr R Hawkey Proposed tree works to fell Lleylandii 3 marked x 123. Fell because of no growth on north facing side. The PC was not required to comment on this application & Cllr Gardner (Tree Warden) could see no reason why the trees should remain.
- b. Advices and decisions from Cornwall Council
- i. PA13/01207/PREAPP Jacaranda Retorrack Mill Newquay Mr Gerard Price Change of use of existing stables block attached to garage to home office. **Closed - advice given/app submitted**
 - ii. PA13/01887 Pitch & Putt Mawgan Porth Mr D Barker Erection of a replacement shed **Approved with Conditions**
 - iii. PA13/02960 Trevean Lanvean St Mawgan Mr J Buckley Erection of 2 storey extension & rear first floor extension **Approved with Conditions**

- iv. PA13/00931/PREAPP Stillwater Polgreen St Mawgan Pre-application advice for the building of house for son to be able to take over running of family farm **Closed - advice given**
 - v. PA13/01450 The Craft Shop St Mawgan Mr D Bray Application for consent to remove Ash tree (T1) covered by a tree preservation order **Refused**
 - vi. PA13/01753 The Bowgie Trevarrian Mews Trevarrian Mr E Babski Proposed 2 storey extension & first floor extension to existing property **Approved with Conditions**
- c. To discuss enforcement issues - To refer, any new issues & updates
- i. Notices advertising the new 'Tearoom' at Menalhyl Yard have appeared. The Clerk will advice CC Enforcement team
 - ii. The Enforcement case for 'The Park' has been closed. The PC is not convinced that all the conditions regarding the car park & the roof have been met. The Clerk will contact CC again.
 - iii. An enforcement case has been opened for the PC's new shed. The PC awaits contact from CC
 - iv. There have been several complaints regarding late night noise coming from temporary events at Retorrick Mill. Cllr Tavener has spoken with the owner Mr Williams. The Clerk will write to Miss Flannigan CC suggesting that the same conditions be imposed for temporary events as those that apply for the ordinary premises licence
- d. Affordable Housing Survey – A brief discussion took place regarding obvious spelling mistakes & whether certain questions were relevant on the form provided by CC. **Resolved** to pass the form to the Affordable Housing WG who would be joined by Cllrs McKenzie & Mullard, in order that they could draft a survey more relevant to the Parish to present to the PC
- e. Neighbourhood Planning
- i. **Resolved** that Cllr Mckenzie would lead the Neighbourhood Planning WG
 - ii. **Resolved** the Clerk would write to 'Supporting Communities in Neighbourhood Planning 2013-15' in order to access grant funds of up to £7000 to facilitate the drawing up of a Neighbourhood Plan
- 113/2013 Public Conveniences – The Mawgan Porth Business Group is still in discussion with CC. Cllr Fitter is happy to continue managing the St Mawgan toilets. **Resolved**- The PC would continue it's insurance for Cllr Fitter's Public Liability until the end of September
- 114/2013 Menalhyl River – Restocking – St Mawgan Angling Association is happy with the stocking levels of the river so no action is required. No salmon have ever been seen in the River
- 115/2013 SWW – Update
- Following a meeting between SWW, May Gurney, local businesses, the Chairman & Cllr Fitter, the mains water pipes through St Mawgan village will now be replaced between September 2013 & early 2014. The Chairman thanked Mr Metcalf, Mrs Salmon & Cllr Fitter for their actions to stop this work happening over

the summer. SWW are currently renewing the pipes between St Eval & the Cornish Units & will be renewing the pipes around the private roads in Trenance from September. The B3276 is likely to be closed early in 2014 to do the pipes along that road. A full schedule will appear in the Parish News in due course, together with appropriate contact details.

116/2013 Appointment of Representative To MPVH Committee Following the resignation of Cllr Cawley from the MPVH committee it was **Resolved** to appoint Cllr Mullard as the PC's representative. Cllr Cawley will liaise with Cllr Mullard

117/2013 Amenity Area Working Group

- a. Working Group Report – Circulated prior to the meeting
- b. Playground Update
 - i. ROSPA report circulated prior to the meeting
 - ii. Cllr McKenzie will circulate the quote she has received for new playground equipment. She will also obtain further quotes. **Resolved** -Cllr Corbett will ask Mr Snell to quote for re-erecting the slide / Multiplay in some suitable form
- c. **Resolved** to approve amended design for PG Hendy memorial
- d. **Resolved** to approve 2 kerbstones for K & J McKeown memorial
- e. **Resolved** to approve tablet for Lt Col JTH Gunning memorial
- f. The interment of Mr PWJ Lobb Dec'd will take place on Monday 17 June 2013

118/2013 Beach & Environment Working Group – Cllr Corbett reported that Mr Farmer had made satisfactory arrangements for the emptying of the troublesome bin at North Steps

119/2013 Transport & Rights of Way Working Group

- a. Working Group Report –Nothing to report
- b. Footpath at Bolingey – To decide action following receipt of CEC Badger Survey report. A motion to take no further action was not seconded. **Resolved** that the Clerk would send a copy of the CEC report to CC Highways to obtain their support for an application to Natural England to restore a bridleway. **Resolved** that the Clerk would make enquiries regarding the cost of a licence. Standing Orders were suspended to extend the meeting until 10.00p.m.
- c. Airport Issues to feed back to Newquay Cornwall Forum – Cllr Jennings will provide feedback to the airport regarding the car parking issues & Mrs Jones' comments regarding signage. Councillors are asked to contact Cllr Jennings prior to Monday if they have any other issues regarding the airport
- d. Parking issues outside community hall & chapel – **Resolved** – The Chairman will take this issue up with the local police

120/2013 Other Reports – None

121/2013 Accounts

Cllr Corbett left the meeting. It was **Resolved** to pay the following accounts, Cllr Gardner asked for his name to be recorded as voting against the payment of the cheque to Cllr Corbett.

T Michell	Maintenance May	£1203.47
L Lee	Salary & Exp May	£ 645.95
M Farmer	Beach Clean May	£ 712.00

MPVH	Hall Hire April	£ 20.00
PlaySafety Ltd	Playground RoSPA Inspection	£ 81.60
William Corbett	Reimbursement re Mower shed & minor works	£1416.43
Total		£4079.45

122/2013 Cllr Corbett returned to the meeting
Code of Conduct / Standing Orders

Notwithstanding the advice referred to in minute 109 (above) further argument took place between Cllr Gardner and the majority as to the correct interpretation of paragraph 3.5 of the Code of Conduct and the need for Standing Orders to be amended. A further extension of time to allow the meeting to continue until 10.30pm was agreed, and, finally, the Chairman recommended that all councillors who had not already done so should attend the basic training course run by CC. **Resolved** that no amendment be made to Standing Orders pending the publication of the new model version by NALC or CALC later this year.

123/2013 Superfast Broadband

Resolved The Parish Council endorse the current campaign being led by Cllr Gardner to ensure the majority of residents in Mawgan in Pydar parish get access to superfast broadband in the current British Telecom infrastructure roll out across Cornwall

124/2013 Correspondence for information – All circulated prior to meeting

- a. CC- Localism Information Bulletins 17 & 23 May 2013
- b. CALC - The Week Issues 5 & 6
- c. CALC - Parish and Town Council Precepts (Referendums) Bill 2012-13
- d. Cornwall RCC -Workshops: Local Landscape Character Assessment (LLCA)
- e. Cornwall RCC- Workshops Inclusion Strategy for Cornwall
- f. Cornwall AONB- Tir Teg May Newsletter
- g. Forestry Commission - Tree Health Event 03 & 04 June 2013
- h. Cornwall Foundation – Community Benefits from renewable
- i. CC- Temporary Road Closure- Tregurrian Hill, Tregurrian, Newquay 28th May to 10th June 2013 (24 hrs weekends included – SWW re collapsed sewer pipe
- j. Bristow Helicopters Ltd- Community Exhibition 28 May 2013
- k. CC- Code of Conduct Training –various dates & venues
- l. CC- Introduction to Planning – training session –various dates & locations
- m. CALC- Local Audit and Accountability Bill (England) Latest News 17 May 2013
- n. Cornwall Neighbourhoods for change -Growing Food & Composting Workshops 06,13 & 20 June 2013

- o. The Cinnamon Trust – Request for dog walking volunteers
- p. CornwallRCC – Invite to Tea / Coffee at royal Cornwall Show

125/2013 Correspondence for Decision –

- a. CALC- Training Courses for 2013 – **Resolved** to delegate authority for The Clerk to agree to training courses for councillors up to the amount agreed in the annual PC budget (£400 for the current financial year). The Clerk to keep a record of all courses attended by councillors.

126/2013 Any Other Business - The mower shed will be on the agenda for the July meeting

127/2013 Clerk's Annual Review

Resolved to exclude the public due to the discussion of staffing matters. The Clerk left the meeting for this item. **Resolved** to increase the Clerk's salary to scale point 27 (to include 1 point for CiLCA qualification) with effect from 01 June 2013

The meeting closed at 10.20 p.m.

Date of next meeting – 10 July 2013 at St Mawgan Community Hall at 7.30pm

Signed as a true record of the meeting

Chairman.....

10 July 2013