

Minutes of the Meeting of St Mawgan-in-Pydar Parish Council
held in Mawgan Porth Village Hall

On

Wednesday the 12th day of October 2016 at 7.30pm

Present: Cllrs L McKenzie (Chairman), R Cawley, W Corbett, K Atkinson, G Jennings, S Jones, S Jennings, S Gardner, D Carter and B Cawley.

In attendance: Mrs Angela Hayne (Parish Clerk), Cllr J Fitter (CC), 2 members of the public

197/2016 Apologies – received from Cllr Tavener

198/2016 Police Report – Received from PCSO Parry.

Apologies received from PC Lenton and PCSO Burgess.

PCSO Parry advised that there had been 2 crimes reported in the Parish this month: 1 x abusive behaviour and language at the Bedruthan Steps Hotel, and 1 x Endangering an Aircraft – Laser Pen, which did not affect the pilot in any way. This was compared to three crimes for the same period last year.

PCSO Parry also advised that the Police have visited the Monastery offering reassurance in light of terrorist activities abroad. In addition, there has been enhanced Airport patrols offering public reassurance, due to the large flight numbers departing to Alicante.

PCSO Parry also informed the meeting that the Police are soon to complete Dementia training. As more people are being affected by issues surrounding Dementia, training thus seeks to help officers identify vulnerable members of the community.

199/2016 Member's interests

- a) Declarations of interest from members relating to items on the agenda – Item 8 (a) iv - Cllr R Cawley regarding PA16/09165 – S Plant.
- b) Written requests for dispensations or interests – None
- c) Written statements from members expressing interests in an agenda item - None

200/2016 Public Participation - none

201/2016 Minutes of the last meeting –Cllr Gardner raised his concerns as a Point of Order stating there should be a special resolution (according to Standing Order 24(b)), However, the adoption of the 5-day notice was to be agreed on the Agenda, and thus conducted in accordance with Standing Orders. Proposed by Cllr S Jennings and seconded by Cllr S Jones and **resolved** to accept the minutes of the meeting as a true record and were duly signed by Cllr L McKenzie. Cllr Gardner abstained from voting.

202/2016 Co-option in office of Parish Councillor (St Mawgan Ward), as provided for by Rule 8 of the Local Elections (Parish and Communities) Rules 1986 –Mrs Clare Tyson, presented herself to the council. Subsequently, Cllr W Corbett proposed and Cllr R Cawley seconded, and **resolved** unanimously to co-opt Clare Tyson onto St Mawgan-in-Pydar PC in St Mawgan Ward. Mrs Tyson

duly signed a Declaration of Acceptance of Office, and was invited to join the council to take a full part in the business of the council.

- 203/2016 Clerk's report – The report had been circulated prior to the meeting. Cllr S Jennings highlighted the missing sign at Tregurrian has still not been replaced. Action by Clerk.
- 204/2016 Planning – New applications – to discuss and decide on response to Cornwall Council.
- i **PA16/08458** - Applicant Mr Jeff Smith Travelsmith Holidays Ltd. Proposal: Removal of condition 2 in respect of C2/01/01430 (change of use from hotel to 5 self-contained units for holiday letting purposes) to allow unrestricted holiday use. Location: Bluebay Apartments. Cllr W Corbett proposed and Cllr K Atkinson seconded and was **resolved** to raise no objection subject to the removed condition being replaced by the standard 'holiday use only' condition.
 - ii **PA16/08435** - Applicant Mr & Mrs D Rimmington. Proposal: Proposed extensions and remodelling with associated works. Location: Pen-Y-Mor, Tredragon Road, Mawgan Porth and **resolved** to defer to allow further discussion with the case officer over the proposed elevations some of which may not assimilate well into the street scene. The PC will ask for one of the Council 'design specialists' to be consulted.
 - iii **PA16/07180** – Applicant: W Schofield. Proposal: The rounding off of the settlement through the construction of two single dwelling houses. Location: Land Off B3276 Trenance, Mawgan Porth. Cllr S Jones proposed and Cllr S Jennings seconded and **resolved** to object to this application for the following reasons: the proposed dwellings are outside the existing Development Envelope for Trenance and therefore the application is contrary to Policy 3 of the current Development Plan. Moreover, the PC does not consider the proposal to be 'rounding off' under the emerging Cornwall Local Plan as this should not 'visually extend building into the open countryside.' Cllr Gardner abstained.

Cllr R Cawley left the meeting at this juncture
 - Iv **PA16/09165** – Applicant: Mr Simon Plant. Proposal: Tree works to fell trees subject to a TPO. Location: Canakey, Lanvean, St Mawgan. It was **resolved** not to comment upon this application the PC being content to rely upon the advice of Cornwall Council's tree officer.

Cllr R Cawley returned to the meeting.
- 205/2016 Any other planning applications received from Cornwall Council by the time of the meeting. None received.
- 206/2016 Advices and decisions by Cornwall Council – circulated prior to meeting.
- i. **PA16/00907 REFUSED** Applicant: Mr R Bayliss. Proposal: Erection of a detached dwelling. Location: Land at Trenance At OS Grid Ref 185012 67780, Trenance, Mawgan Porth.
 - ii. **PA16/02316/PREAPP Closed - advice given.** Applicant: Cassa Miller. Proposal: Pre-application advice for erection of one dwelling on disused

- vacant land. Location: Land West of Three Corners, Trenance, Mawgan Porth.
- iii. **PA16/07832 Decided not to make a TPO (TCA apps)** Applicant: Mr Terry Thomas Proposal: Tree works to trees within a conservation area - Reduce height of Goat Willow from 6.5m to 4m and Ash from 9m to 5m. Location: Hellings, Lanvean, St Mawgan.
- iv. **PA16/08014 APPROVED** Applicant: Mr A Kingston. Proposal: Proposed extension including balcony. Location: 5 Lanherne Avenue Carloggas St Mawgan.
- 207/2016 Planning Enforcement Issues – to refer any new issues and updates –
- Cllr Corbett alerted the PC to a newly erected chalet to the south of St Roche - in an area designated as a Site of Importance for Nature Conservation - which has been referred to the Enforcement Section.
- 208/2016 Burial Ground –
- (a) To approve additional inscription – John Louis Chadwick – to existing memorial (Audrey Chadwick) – circulated. Cllr Corbett proposed and Cllr R Cawley seconded and it was **resolved** to approve.
- (b) Notice as to Burial Interment of Ashes – Edith Jean Britton date confirmed: 24th October at 2pm.
- 209/2016 Working groups
- (a) Amenities – report circulated. Cllr McKenzie stated that a request to Sovereign Play Equipment to exchange the remaining corroded fittings on the toddler swings (and hopefully junior swings too as those are showing signs of corrosion) has not been actioned. Although, a date is due to be scheduled by 14th October.
- (b) Transport and rights of way – to receive report if any. A boulder obstructing a footpath on Gwel an Mor had been reported to Cllr R Cawley, but upon inspection of the footpath no obstruction was found.
- (c) Beach and Environment - to receive report if any. Cllr Tavener had notified the PC of his wish to arrange a meeting/discussion regarding a cost estimate for a consultant's report regarding protection of the sand dunes at Mawgan Porth Beach. The results of which would be brought for subsequent discussion at a future PC meeting.
- (d) Specific Issue Neighbourhood Plan - Cllr Corbett had brought the motion to propose and discuss the idea of a Specific Issue Neighbourhood Plan.
- 210/2016 St Mawgan Community Hall - Since the last meeting, the Chairman has been informed by Mrs Paula Cawley (Hall Committee), that funds are available for repainting the outside of the building, but that it was proving difficult to find a contractor. Cllr Corbett, had therefore requested that a painter he has used, contact Mrs Cawley, and a quote has apparently been submitted. Although, according to Cllr Beryl Cawley, it is unclear as to whether this has been received.

It was **resolved** to keep the matter as an agenda item for the time being, and for the clerk to source a copy of the transfer deed, in order to establish the exact responsibilities for the upkeep of the building. Meanwhile, Cllr Corbett and Cllr Beryl Cawley would arrange a meeting with Mrs Paula Cawley, to see how the PC might assist in bringing the external maintenance of the Hall up to standard.

211/2016 Standing Orders: - Code of Conduct – to consider and agree a Policy and Action Procedure outline for acting on Code of Conduct decisions (in accordance with Standing Order 16.d). – Circulated.

Currently Standing Order 16d states:

Upon notification by the Unitary Council that a councillor or non-councillor with voting rights has breached the council's code of conduct, the council shall consider what, if any, action to take against him/her. Such action excludes disqualification or suspension from office.

Cllr Gardner had previously brought this motion and moved that the PC agreed to create a Policy and Procedure for acting on Code of Conduct decisions. Seconded by Cllr Cawley and **resolved** by the council. A draft arose from points discussed at the September meeting and had been previously circulated, as below:

- i. The Monitoring Officer's decision is to be presented at the next meeting of the council, duly minuted.
- ii. The Parish Council to require the councillor concerned to undertake code of conduct training and confirm to the Clerk when this has been completed.
- iii. To offer for publishing in the St Mawgan-in-Pydar Parish Magazine, the minutes of the said meeting - to include the Monitoring Officer's decision.
- iv. The full judgement to be published onto the parish council website.
- v. Issue a press release of the decision and Sanction to the local press.
- vi. A summary of the Monitoring Officer's decision together with the parish council's response, duly posted onto the 4 parish noticeboards for a period of 1 month, which includes details of the council web site to enable parishioners to navigate to the full judgement.

After discussion, Cllr Corbett proposed to adopt the six point in the draft document 'en bloc'. Cllr Gardner raised a Point of Order that accepting the motion was not in accordance with Standing Orders. However, the Chair dismissed this, in accordance with Standing Order 1(q). The motion was subsequently seconded by Cllr S Jennings, and it was **resolved** to adopt the six points above, to form a Policy and Action Procedure for acting on Code of Conduct decisions (in accordance with Standing Order 11 (b) and 16 (d). Cllr Gardner abstained.

212/2016 Financial Risk Assessment – deferred from September. Cllr Atkinson proposed and Cllr W Corbett seconded and it was **resolved** to adopt. Cllr Gardner abstained

213/2016 Asset Register – deferred from September. Two items had been omitted: 1. Mower Shed and 2. Stainless steel slide on the multiplay. Cllr Atkinson proposed and Cllr S Jennings seconded and it was **resolved** that the Asset

Register be adopted and the two omissions added to the Asset Register. Cllr Gardner abstained.

- 214/2016 General Risk Assessment Review – deferred from September. Proposed by Cllr S Jennings and seconded by Cllr G Jennings it was **resolved** to adopt. The clerk asked for the Working Groups participation in maintaining the risk assessment around the Parish. Thus, enabling a working document.
- 215/2016 Specific Issue Neighbourhood Plan –To consider the progression and ultimate adoption of a limited issues Neighbourhood Plan in relation to future development in the Parish, and to make any appropriate resolutions.
- Cllr Corbett had brought this motion as he identified the special character of the parish still deserving of additional protection from ‘in-filling’. In addition to the importance of land to be identified for affordable housing near to facilities. Cllr McKenzie highlighted the variety of planning applications coming before the PC, and stressed that although efforts to establish a Parish Neighbourhood Plan had failed previously, the PC would look to invite interested parishioners and members of the community. It was resolved for the Planning Working Group led by Chair Cllr K Atkinson to form a Specific Issue Neighbourhood Plan sub-group and remain an Agenda item forthwith.
- Cllr Gardner left at this juncture.
- 216/2016 Remembrance Sunday Wreath – Agree to purchase. Cllr Corbett highlighted that the donation to the Royal British Legion had been at £50 for some years. Cllr K Atkinson proposed and Cllr G Jennings seconded and it was **resolved** to increase the donation to £75.
- 217/2016 To receive reports from meetings -
- Mawgan Porth Hall – an application for Local Devolution Funding has been applied for.
- Newquay Cornwall Airport – Cllr G Jennings reported that due to illness she was unable to attend the meeting, but would seek minutes of the meeting to inform PC of latest developments.
- 218/2016 Accounts – to approve payment of accounts. Cllr S Jennings proposed and Cllr B Cawley seconded, and it was **resolved** to approve payment of accounts as listed below:

Name	Details	Amount	
A Hayne	Clerk’s Salary – September	£642.33	
	National Pay Scale Award		
	back-dated arrears May – September	31.65	
	Home as office	15.00	
	Travelling expenses	38.00	
	Expenses: stationery/consumables/	<u>15.46</u>	742.44
Bubb Maintenance	September: Maintenance Expenses September: c/f October	£980.00	

M Farmer	September: Footpaths Beach Cleaning - September	<u>360.00</u>	1340.00 765.00
A Prowse	St Mawgan Toilet Clean - September		210.00
D Vickery	Bus Shelter Caretaker - 3 rd quarter payment		100.00
Cornwall Council	Burial Ground: Non-Domestic Rates 2/2)		203.00
Reef Water Solutions	Legionnaires test and service - September		35.00
Vodafone	Mobile phone – September		17.85
Information Commissioner's Office	Data Protection Annual Fee		35.00
South West Water Ltd	17 June-21 September services at Tlts-Pumpg Stn St Mawgan		126.08
Total			£3574.37

219/2016 To note and discuss if appropriate the correspondence received since the last meeting

220/2016 Notice of items for the next meeting –

1. Cllr Atkinson had received unsolicited information regarding Twinning association with Mawgan Porth
2. Supporting Local Councils of Cornwall (SLCC) membership. To agree to join
3. Website

Meeting closed at 9.15pm

Date of next meeting: Wednesday 9th November at St Mawgan Community Hall at 7.30pm

Signed as true record of the meeting

Chairman's signature.....9th November 2016.