

LUDGVAN PARISH COUNCIL

Chairman:

Councillor Richard Sargeant

Clerk to the Council:

Steve Hudson

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MINUTES OF THE MONTHLY MEETING OF THE PARISH COUNCIL HELD ON WEDNESDAY, 12th JULY 2017, IN THE LUDGVAN OASIS CHILD CARE CENTRE, LOWER QUARTER, LUDGVAN.

PRESENT: Councillors; R Sargeant (Chair); R Mann (Vice-Chair); A Branchett; C Cartwright; N Honess; M Hollow; D Osmand; M Squire; L Trudgeon.

IN ATTENDANCE: Steve Hudson (Clerk); Simon Elliott (Cornwall Councillor)

Public Participation Period

Two objectors to the planning application numbered 6(a) on the agenda addressed the Council raising concerns that the proposal amounted to a new dwelling in the open countryside, that it was out of keeping with the local area and there were overlooking issues.

LPC 627 Apologies for absence

Apologies were received from Councillors D Badcock; J Hewett; S Miucci

LPC 628 Minutes of the Parish Council Meeting on Wednesday 14th June 2017

Having been previously circulated the minutes were **approved as a true and correct record of the meetings and duly signed by the Chairman.**

LPC 629 Declarations of interest in Items on the Agenda

None

LPC 630 Dispensations

None.

LPC 631 Councillor Reports

(a) *Cornwall Councillor Simon Elliott*

Councillor Elliott stated that he had had a reply from Chris Grayling the Secretary of State for Transport regarding the improvement works to the A30 detailed in the Route Study which was positive.

He went on to say that he viewed the slowness of planning enforcement action as an issue which needed addressing.

There is also a lack of school capacity in respect of the proposed housing expansion in Penzance.

(b) *Chair*

The Chair updated Council on four issues:

- (i)** A meeting had taken place regarding the Local Landscape Character Assessment project and it was now essential to recruit sufficient volunteers to deliver the project.

- (ii) Works to the St Erth Multi Modal Transport Hub were underway and were to be scheduled in such a way as to minimise any disruption. Works to the highway would not commence until after the summer.
 - (iii) The Council had not been invited to a meeting to discuss the traffic flows at Griggs Quay, our disappointment at this has been noted and an invite will be extended in future.
 - (iv) The issue, previously discussed, regarding a headstone inscription had been resolved to the satisfaction of all parties.
- (c) **Other Councillors:**
Councillor Branchett raised the following items:
- i. when was the bus shelter in Long Rock to be replaced and the bench moved, the Clerk agreed to pursue the matter;
 - ii. who is responsible for abandoned vehicles? Councillor Elliott confirmed that it was Cornwall Council;
 - iii. would any monies be available to replace or repair the Long Rock Playing Field Association mower. Councillor Elliot stated that his Community Chest funding was not yet available but suggested that the cost for repair and replacement either new or second hand should be established.

LPC 632 Cornwall Council – Planning Applications - For decision;

The Council's resolutions are shown in **BOLD** below:

- (a) PA17/05565 - Praise Cottage 4 Higher Eglos Cottages Eglos Road Ludgvan - Detached self-contained family annexed accommodation ancillary to main house. - Miss I Bailey - **The proposal represents a new dwelling in the countryside and is thus contrary to Local Plan Policy 7.**
The scale of the property suggests it is no way subservient or ancillary to the main cottage.
Additionally, if approved, it would overlook neighbours and cause them to lose light. The proposal also lacks sufficient amenity, is out of keeping with the surrounding properties has insufficient parking and there is concern over the capacity of the septic tanks used for drainage.
- (b) PA17/05377 - Rospavean Rospeath Lane Crowlas Penzance - Detached annexed accommodation for a family member. - Ms L Raymond - **No objection**
- (c) PA17/05417 - Land ESE Of The Old Inn Lower Quarter Ludgvan Cornwall - Proposed Dwelling (Redesign of Planning Approval PA15/00243) - Mr & Mrs G Spurgeon - **No objection**
- (d) PA17/05237 - Trembethow Farm Lelant Downs Hayle Cornwall - Proposed agricultural shed - Mr Paul And John Richards - **No objection**
- (e) PA17/05928 - Boswase Cottage Nancledra Hill Nancledra Penzance - Replacement larger rear entrance porch - Mr N Rutter - **No objection**
- (f) PA17/04910 - Land At Gitchell Lane Gitchell Lane Cockwells Cornwall - Conversion, Extension & Associated Works of Existing Historical Dwelling to Form Sustainable Family Dwelling & Associated Works - Mr L Miucci - **Objection - the site is prone to flooding**
- (g) PA17/05645 - 60 Godolphin Road Long Rock TR20 8JP - Demolition of existing and erection of new conservatory - Mr And Mrs Chappell - **No objection**
- (h) PA17/05762 - Chris Sedgeman Scaffolding Ltd Unit 14 A, B And C Long Rock Industrial Estate Long Rock - New vehicular access from scaffold yard onto Long Rock Highway - Mr Chris Sedgeman Chris Sedgeman Scaffold Ltd - **Objection - the Council has concerns over road safety.**

LPC 633 Notice of Motion

Councillor Cartwright proposed that: Responding to concerns expressed at a recent meeting of the Crowlas Bypass Now Campaign;

Ludgvan Parish Council instruct the Clerk to the Council to write to his contact at

Highways England to obtain up to date information on their progress with the proposals in the Kier road safety report the subject of previous correspondence dated 1st June 2017.

Councillor Mann proposed that the Motion be amended by adding the words "*continue to*" between to and write in the first line of the Motion and to add at the end of the Motion "*reporting any updates in the Clerk's report when they become available*"

Having been seconded the amendment was passed and the amended Motion became the substantive Motion and it was **RESOLVED that:**

Ludgvan Parish Council instruct the Clerk to the Council to continue to write to his contact at Highways England to obtain up to date information on their progress with the proposals in the Kier road safety report, the subject of previous correspondence dated 1st June 2017; reporting any updates in the Clerk's report when they become available.

LPC 634 Clerks Report

(a) Policy Review

The Clerks report was discussed and ultimately it was **RESOLVED that:**

- (i) the Dispensation Policy as attached be approved and appended to Standing Orders**
- (ii) the Council delegates the power to grant dispensations to the Clerk;
The power rests with the relevant authority under section 33(1) of the Localism Act 2011 and the basis is set out under section 33;**
- (iii) the Communication Protocol be adopted and published on the Council's website;**
- (iv) the use of private e-mail addresses for Council business ceases from the August Parish Council meeting.**

(b) Cornwall Local Plan - Allocations DPD Consultation

The site allocations and transport improvements included in the Allocation DPD for both Penzance and Hayle were discussed to the extent that they impacted on the parish of Ludgvan. It was **RESOLVED that:**

In respect of housing site PZ-H1 the Council objects to its inclusion on the following grounds:

- (i) there is a lack of infrastructure to support such an expansion of the village and in particular there is a lack of space in Ludgvan School;**
- (ii) its proximity to the Marazion Marsh Special Protected Area;**
- (iii) there is a flooding risk.**

In respect of Employment Site PZ - E4 the Council objects to its inclusion on the following grounds:

- (iv) its proximity to the Marazion Marsh Special Protected Area;**
- (v) there is a flooding risk.**

In respect of Employment Site H-E2 the Council objects to its inclusion on the following grounds:

- (vi) there are already considerable traffic problems in the vicinity that may well be exacerbated by junction changes proposed as part of the St Erth Transport Hub project.**

(c) Boundary Commission Electoral Review

Due to the increased number of constituents that would be spread over a large area in rural Wards it was **RESOLVED that:**

a submission be made recommending that the number of Cornwall Councillors be reduced to 99 rather than 87.

(d) Parc Sais Planning Decision

The Clerk outlined the background to this application and it was **RESOLVED that:**
a complaint be lodged on the grounds that Cornwall Council failed to abide by their own protocol.

- (e) Long Rock Community Facility
Following the distribution of information relating to GWR's grant fund it had been suggested that a community facility for Long Rock be considered.
The discussion centred around various options from renovation of the existing facility to conversion of the old Chapel and a new build. Councillor Branchett agreed to take soundings to see what the preferred option might be.
- (f) Whitecross Phone box
The Clerk reported that the acquisition of the phone box was complete and it was **RESOLVED that:**
 - (i) **insurance be limited to public liability;**
 - (ii) **the phone box is cleaned;**
 - (iii) **A long term use for the phone box is investigated.**
- (g) Insurance Renewal
It was **RESOLVED that:**
the renewal terms be accepted.
- (h) Hayle Neighbourhood Plan
It was **RESOLVED that:**
there were no substantive comments on the Plan to submit.

LPC 635 Finance Report

It was **RESOLVED that:**

- (a) **the Payment Schedule totalling £3,023.90 (appended) be approved for payment and be duly signed by the Chairman;**
- (b) **receipts totalling £0.32 be noted;**
- (c) **the bank reconciliations be noted;**
- (d) **the budget monitoring report be noted.**

LPC 636 Correspondence

- (a) In response to Councillor Cartwright's question the Chair stated:
My memory of this is fundamentally different from the description in the question.
It is my recollection that I described an anecdote where, during the social coffee period around one of the many meetings shared with Highways England, I asked whether the clamour around the possible A30 bypass could affect the mood, timing and outlook of the group discussing the proposed works on the existing A30 between St Erth and Newtown roundabouts.
The reply was along the lines of "you may think that, but I couldn't possibly comment," which I related, at the time, to the original BBC series 'House of Cards.'
I recall then going on to say that all those present were free, as was I at the time, to interpret this in any way that they chose.
- (b) Cornwall Council Footpath Modification Consultation Paths 59-61
It was **RESOLVED to submit comments that suggested the proposed path has been well used for generations.**
- (c) The following items were noted.
 - (i) Dementia Awareness in Penwith - the Council were interested in being kept informed;
 - (ii) The invitation to the Atlantic Coaster event from First Bus
 - (iii) The failure to take enforcement action on case EN16/01747; Councillor Elliott provided an update saying an Intervention Notice was to be issued;
 - (iv) The Off-Street Parking Order Consultation
 - (v) The Coming into Force Notice in respect of Bridleway 62

Appendix

Dispensation Policy

- a **Dispensation requests shall be in writing and submitted to the Proper Officer** as soon as possible before the meeting, or failing that, at the start of the meeting for which the dispensation is required.

- b A decision as to whether to grant a dispensation shall be made by the Proper Officer and that decision is final.

- c A dispensation request shall confirm:
 - i. the description and the nature of the disclosable pecuniary interest or other interest to which the request for the dispensation relates;
 - ii. whether the dispensation is required to participate at a meeting in a discussion only or a discussion and a vote;
 - iii. the date of the meeting or the period (not exceeding four years) for which the dispensation is sought; and
 - iv. an explanation as to why the dispensation is sought.

- d Subject to paragraphs (a) and (c) above, dispensations requests shall be considered by the Proper Officer before the meeting or, if this is not possible, at the start of the meeting for which the dispensation is required.

- e **A dispensation may be granted in accordance with standing order 14 above if having regard to all relevant circumstances the following applies:**
 - i. **without the dispensation the number of persons prohibited from participating in the particular business would be so great a proportion of the meeting transacting the business as to impede the transaction of the business or**
 - ii. **granting the dispensation is in the interests of persons living in the council's area or**
 - iii. **it is otherwise appropriate to grant a dispensation.**

Agenda Item 9(a) Payments for approval

Date	Ref	Payee Name	Cheque No	Total		Cost			
				Amount	VAT	Account	Centre	Amount	Detail
12/07/2017	28	Zurich Municipal	3067	708.04		4100	100	708.04	Insurance Premium 2017/18
12/07/2017	29	mh-p internet ltd	3068	72.00	12.00	4300	100	60.00	Additonal Meeting Charge
12/07/2017	30	Viking Direct	3069	79.50	13.25	4070	100	66.25	Stationery
12/07/2017	31	Steve Hudson	3070	1,159.77		4000	100	1,073.22	July Net Pay
						4070	100	13.20	July Phone Costs
						4060	100	55.35	July Mileage
						4070	100	18.00	July Office Costs
12/07/2017	32	HM Revenue & Customs	3071	139.59		4000	100	74.98	July PAYE
						4010	100	64.61	July NI
19/07/2017	33	Information Commissioner	DD03	35.00		4070	100	35.00	ICO Fee 2017/18
12/07/2017	34	Kirstan Gorvin	3072	310.00		4430	140	310.00	LMP Maintenance
12/07/2017	35	Chris Fry Garden Services	3073	310.00		4430	140	310.00	LMP Maintenance
12/07/2017	36	Henry Rich	3074	210.00		4460	140	60.00	Grass Cutting
						4120	130	150.00	Allotment Maintenance
Total Payments:				3,023.90	25.25			2,998.65	

SIGNED: 12th July 2017

CHAIRMAN