

**Minutes of the Meeting of St Mawgan-in-Pydar Parish Council held in the Mawgan Porth Village Hall, Wednesday 10<sup>th</sup> June 2009 commencing at 7.30pm**

Present: Cllrs C R Mitchell (Chairman), K Atkinson (Vice Chairman), I Barry, E Spry, W H J Corbett, A Thompson, S Harding and C Coles

The Chairman welcomed all present and congratulated Cllr John Fitter on his election to Cornwall Council as member for the Colan & St Mawgan area. Cllr Fitter in reply stated that he was privileged to represent Colan and St Mawgan and that he would serve to the best of his ability and look after our wishes. He apologised for his early departure from the meeting as he had a pre-arranged event to attend.

The Chairman also congratulated Cllr Harvey in her absence, on her success on being elected for the St Columb area but noted with regret that he had received her notice of resignation from the Parish Council. Cllr Harvey had expressed her sadness at the removal of our Parish from the St Columb Area but said that she would be, as an Independent member of Cornwall Council, taking a keen interest in all rural issues affecting parishes in Cornwall.

Apologies: Cllr W Old and Cllr Errington - Cllr E Spry late arrival

In Attendance: Mr P R H Roberts (Clerk), Cllr J Fitter (CC) and 5 members of the public.

Police Report: Sgt Emma Fox reported that there had been only 3 incidents in the last month: a common domestic assault, a possible theft from a hotel in Mawgan Porth and a cannabis incident at Newquay Airport which was detected by a sniffer dog. She said that the car which appeared to be abandoned by the crash gates at the end of Runway 30 was under investigation and may well have been parked at this location by an airport passenger. Sgt Fox advised that high visibility patrols continue in the Parish and that PC Lenton and other members of the force will attend the School Fete on the 12 June 09. She also said that she had asked Inspector Meredith from Newquay to attend one of our meetings.

Declaration of Interest: Cllr Atkinson - Agenda item 7(a)(i) & 7(a)(ii) Personal Interest  
Agenda item 7(a)(iii) Prejudicial Interest  
Cllr Corbett - Agenda item 7(a)(iii) Personal Interest  
Cllr Harding - Agenda item 7(a)(iii) Prejudicial Interest  
Cllr Mitchell - Agenda item 7(a)(iii) Personal Interest  
Cllr Thompson – Agenda item 7(a)(iii) Personal interest

Public Speaking: Members of the public present indicated that they wished to raise objections to the Planning Application for outline planning permission to build a house in the Rectory garden. Mr & Mrs Simms said they were negotiating to buy the Rectory and had indicated to the Diocese that they were not in favour of part of the garden being sold separately as a possible building plot, and would be willing to purchase it as part of a complete sale. Mr Rawlings indicated that the trees in the centre of this plot were significant in size and contributed to the character of the area and he raised questions about the viability of building on the site, as an additional main sewer ran through the centre of the area of the building location. He knew this because he had dug the trenches for the Water Board. The other members of the public expressed their objection.

Cllr Spry arrived at this juncture.

Minutes: **082/09** The minutes of the meeting of 13 May 09 had been circulated and were approved and signed as correct with the exception of an amendment to Minute 072/09 to delete the words... "*and the necessary permission for placement be obtained before an order is placed.*" which as Cllr Atkinson pointed out had been said outside the meeting..

- Matters Arising: **083/09** Pursuant to Minute 070/09, Cllr Thompson asked if any response had been received from CC Planning regarding the decision to remove the large number of trees from Carnanton Woods. The Clerk advised that having sent several letters, no response had been received. The Chairman agreed to take up the matter with CC.
- Planning: **084/09** (a) New Applications
- (i) Buckingham – 09/00636 – Erection of conservatory to north-east elevation of property. Linden Lea, Trevenna Cross, St Mawgan. It was Resolved to raise no objection to this application.
- (ii) Saville – 09/00657 – Listed Building consent – Raise height of doorway into kitchen. Old Lanvean Cottage, Lanvean, St Mawgan. It was Resolved to raise no objection to this application.
- (iii) Eccles – 09/00684 – Outline Planning - Erection of 3/4 bedroom house. Rectory plot, St Mawgan. The Chairman outlined the Parochial Church Council's concern that, on the relocation of the rector to St Columb and its effect on the community, no public consultation had been carried out by the Diocese on the sale of the rectory and its garden before it was announced and advertised. The Archdeacon of Cornwall has now recognised the correct process has not been followed and has ordered the sale to be suspended and called a public meeting for the 6 July 09 to be held in the St Mawgan Community Hall. The details of objection by members of the Public were noted. In discussion it was noted that Policy 3 of the Local Plan makes it clear that development within development envelopes will only be acceptable provided that it does harm the rural character of the village. The site lies within the village's Conservation Area and Area of Special Character and therefore there should be no automatic assumption in favour of developing this site. It was noted that the applicant had not consulted with all the owners of the neighbouring properties and that the statement that only a few small trees would need to be removed to accommodate a building was incorrect as the trees concerned are significant, covered by a TPO, and contribute to the character of the area. It was noted that this development would go against Local Plan policies 21, 31, 35, & 72(4). These policies are designed to protect the character of this special area. Cornwall Structure Plan Policy 2 is also relevant. It was noted that the Parish Plan calls for no new developments in back gardens and in open spaces around existing dwellings. Following the comments made by Mr Rawlings regarding the routing of an additional main sewer around 1980 which runs diagonally across the site, it was agreed that the Clerk makes enquiries of SW Water with regard to the location of the sewer, as on the map supplied it is located in a different place. Proposed Cllr Corbett, seconded Cllr Coles that the PC objects to the proposed development as it is contrary to LP policies 21, 31,35, and 72(4), and if permitted would set a precedent in this Area of Special Character. This was Resolved nem.con. Cllr Atkinson and Cllr Harding, having declared a Prejudicial Interest, left the chamber for this item.
- (iv) Cutt – 09/00722 – Approval of details reserved by conditions 2, 4 & 6 of 08/01080. Land adjacent to Pirates Perch, Trenance, Mawgan Porth. It was noted that copies of the details had not been received from CC and therefore a decision would need to be deferred.

## (b) Advice from Cornwall Council

(i) Applications 09/00482, 09/00484, 09/00485 & 09/00487 The Park (formerly Mawgan Porth Holiday park) for engineering works, overhaul of chalets, construction of holiday apartments and redesigned pool and leisure building were granted. (Min070/09)

(ii) Alterations of roof structure to create 35 degree pitch and change to roof finish. Windsong, Tredragon Close, Mawgan Porth. (Min 070/09). Granted.

(iii) Felling of 3 Sycamores and replanting with Ash trees. Ramwood, Lanvean, St Mawgan ( Min 050/09). Granted.

(iv) Removal of condition from Lodge 5 to allow its unrestricted occupation throughout any 12 month period for the benefit of any owner manager. Blue Bay Lodges, Tredragon Road, Mawgan Porth. (Min050/09). Granted.

(v) Proposed new drive way and turning space including access to highway. 2 Ocean View, Trevarrian (Min070/09). Granted.

(vi) Enforcement - ENF/09/0198 – Marver House – The Clerk tabled an email from the Enforcement Officer that she had advised the owners of the property currently undergoing renovation that, if as advertised on their web site, the owners intend to convert Marver House to an Hotel/and or Restaurant, then a change of use application would be required. The Officer had requested that the owners respond to her advice within 7 days.

## (c) Other Issues

(a) Local Development Orders – Expressions of Interest. The Chairman tabled a document outlining CC's bid to obtain government funding for conducting a pilot project. The object of the Pilot Project would be to create a model for others to follow in the production of a Local Development Order in partnership with Parish and Town Councils, based on publication of a local design guide that emphasised local distinctiveness. It was Resolved to put the PC forward as a nominee for the pilot project.

Member's Register of Interests Annual Review:	<b>085/09</b>	The Clerk reminded members that they should review their Register of Interests and update any changes that may have taken place during the last year.
Mawgan Porth Beach:	<b>086/09</b>	The Clerk advised that the new dog bin and the recycling bins and stand had been delivered and were in place on the beach. He reported that the Beach Contractor had experienced difficulty in having dog waste collected from his compound. The CC Beach Manager had been contacted and would take issue with SERCO. It was reported that the matting on the disabled access requires pinning down and also the picnic table. The Clerk will speak with Cllr Old to progress the matter. The Clerk tabled a copy of the new symbols for reporting beach water quality.
Playing Field:	<b>087/09</b>	Cllr Old (Parish Tree Warden) had inspected the trees on the bank by the cricket pavilion and reported to the Clerk who would now seek permission from CC for their removal. The Clerk tabled the Safety Report for the Play Area and would take up the minor low risk comments with Taylor Made for action. It was noted that the Church had made an application to hold their annual fete on 12 August.

Burial Ground/Closed Cemetery:	<b>088/09</b>	Nothing to report												
Footpaths:	<b>089/09</b>	Nothing to report												
Visitor Information Boards:	<b>090/09</b>	Cllr Atkinson reported that he had gained permission from the owner of the land on which the Parish Notice board is located at Trevarrian for the positioning of a Visitor Information Board. Cllr Barry reported that she had received permission from CC to place a board on the Toilet block wall at Mawgan Porth and that she was awaiting confirmation from the owner of the land at Trenance, adjacent to the notice board by the Telephone Box, for permission to site a board at that location. As soon as this permission is finalised it was agreed the order can be placed with ParcSigns.												
Other Reports:	<b>091/09</b>	<p>1. Cllr Corbett reported on his attendance at the Cornwall Council Planning Liaison Group meeting in Truro on 20 May 09, at which Local Development Orders were discussed. He stated that it was a valuable forum to attend and was willing to attend the July Meeting if the Clerk was unavailable. Cllr Corbett noted also that certain aspects of the report issued by Mr Mason following the initial Group meeting in April needed to be taken up with our local Planning Officers. The Clerk agreed to do this.</p> <p>2. Cllr Atkinson gave a brief report on the Annual Assembly of the Parish Meeting which he chaired on the 20 May 09. He voiced everyone's disappointment regarding the briefing given by Mr Chadwick on the functioning of Network Areas.</p> <p>3. The Clerk reported on an interview he had had on 8 June 09 with a member of the South West Lifelong Learning Network as part of the follow up to the 'Understanding Parish and Town Council Needs for a Sustainable Cornwall' questionnaire, issued earlier in the year.</p>												
Accounts:	<b>092/09</b>	<p>It was Resolved that the following accounts are paid:</p> <table border="0"> <tr> <td>1. <u>T Michell</u> – Maintenance Contract – May 09</td> <td>1143.67</td> </tr> <tr> <td>2. <u>M T Farmer</u> – Beach Clean May 09</td> <td>671.00</td> </tr> <tr> <td>3. <u>P R H Roberts</u> – Clerk's Salary May 09</td> <td>£426.85</td> </tr> <tr> <td>Reimbursement for purchase of 500 Black Sacks for beach bins</td> <td><u>£147.90</u> 574.75</td> </tr> <tr> <td>5. <u>Wybone Ltd</u> – Dog Bin &amp; Recycling Bin</td> <td>1393.26</td> </tr> <tr> <td>6. <u>Playsafety Ltd</u> - Annual Play Area Inspection</td> <td>75.90</td> </tr> </table> <p>It was noted that Maintenance Contractor's payment included a reimbursement for the purchase of spare parts for the John Dere mower. It was agreed that the failure of these parts be taken up with the Agent.</p>	1. <u>T Michell</u> – Maintenance Contract – May 09	1143.67	2. <u>M T Farmer</u> – Beach Clean May 09	671.00	3. <u>P R H Roberts</u> – Clerk's Salary May 09	£426.85	Reimbursement for purchase of 500 Black Sacks for beach bins	<u>£147.90</u> 574.75	5. <u>Wybone Ltd</u> – Dog Bin & Recycling Bin	1393.26	6. <u>Playsafety Ltd</u> - Annual Play Area Inspection	75.90
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Miscellaneous Correspondence:	<b>093/09</b>	<p><u>Chairman- Cubert Parish Council</u> – copy of email regarding CALC's bias towards "Quality Status " Town Councils. Noted.</p> <p><u>Local Associations Information Services</u> – Briefing Notes 1277 to 1279. Noted.</p>												

War Memorial Trust – Bulletin No 41. Noted.

Heritage Kernow – notification of event Mon 22 June 09 at Camborne, "Towards shaping a heritage Strategy for Cornwall". Noted

Any Other  
Business:

**094/09** 1. Cllr Barry asked who to contact regarding nominating a person for a national award in recognition of service to the community. It was suggested that contact be made to the Lord Lieutenant for Cornwall's office in the first instance.

2. Cllr Coles reported that a pane of glass in the green bus shelter had been broken and suggested that it may have happened during the recent trimming and strimming which had taken place in the area. She volunteered to clear the broken glass. The Clerk will contact Mid-Cornwall Glass to effect repairs.

Chairman

8 July 2009