

**MINUTES of the ORDINARY MEETING of  
The DEVIOCK PARISH COUNCIL held at The CHURCH HALL,  
HESSENFORD at 7.30pm on Wednesday,  
8<sup>th</sup> FEBRUARY 2007.**

**PRESENT:** Parish Cllrs. D.L.G. Elliott, Downderry Ward, Chairman  
R.J. Daniel, Downderry Ward, Vice-Chairman  
G.K. Berncastle, Hesseford Ward  
Mrs. M.Y. Byles, Hesseford Ward  
Mrs. G.E. Hartland, Seaton Ward  
J.E. Langridge, Downderry Ward  
S.J. Parry, Seaton Ward  
Mrs. A. Robinson, Hesseford Ward

Mr T. Pullin, Parish Clerk

**PUBLIC PARTICIPATION PERIOD:**

The Chairman welcomed Mr. & Mrs K. Cleary to the Meeting. Mr. Ken Cleary addressed the Meeting in his capacity as Chairman of the National Association of Local Councils, stating that he and his wife were making it their aim to visit all County Associations during his term of office and that they were in Cornwall to attend the Annual General Meeting of the Cornwall Association of Local Councils. Mr Cleary stressed that the duty of Parish Councils and Councillors was to serve their local community and make a difference to the lives of local people. The Chairman then closed the public participation period.

**1. APOLOGIES** were received from C.Cllr. John Ault, Cllr. B.E. Johnston and Cllr. J.P. Candy

**2. MINUTES:**

**2.1. Minutes of the Ordinary Meeting of 10<sup>th</sup> January 2007**

It was **proposed** by Cllr. J.E. Langridge, **seconded** by Cllr. S.J.Parry and **AGREED** unanimously by the Meeting to accept the minutes as a correct record.

**3. REPORTS ON MATTERS ARISING FROM THE MINUTES:**

There were no matters raised.

**4. PLANNING:**

**4.1. PLANNING COMMITTEE:**

**4.1.1. Minutes of the Meeting of 25<sup>th</sup> January 2007**

It was **proposed** by Cllr. Mrs. M.Y. Byles, **seconded** by Cllr. G. K. Burncastle and **AGREED** by the Meeting, with one abstention, to accept the minutes as a correct record.

## **ORDINARY MEETING OF 8<sup>th</sup> FEBRUARY 2007 (Continued)**

### **4.2. PLANNING APPLICATIONS:**

#### **4.2.1. 07/00065/FUL Margaret Jackson 6 DINAS COURT, DOWNDERRY**

Installation of external electric stairlift to provide access to front door and garden

**Acceptance** of this application was **proposed** by the Chairman, **seconded** by Cllr. J.E. Langridge and **agreed** unanimously by the Meeting

### **4.3. PLANNING APPLICATIONS RECEIVED AFTER PUBLICATION OF THE AGENDA:**

There were no planning applications received after publication of the agenda

### **4.4. PLANNING APPEALS:**

There were no planning appeals received by the date of the meeting

## **5. PLANNING DECISIONS:**

### **5.1. Land Adjacent The Cottage, Main Road, Downderry**

Construction of dwelling (Revised design to application no. 05/01444/F dated 07/03/06)

**Caradon D.C. Permission granted 14<sup>th</sup> December 2006** (subject to conditions)

### **5.2. Rocksands, East Camps Bay, Downderry**

Construction of detached garage and extension to form lobby.

Conversion of existing garage to study

**Caradon D.C. Permission granted, 18<sup>th</sup> December 2006** (subject to conditions)

### **5.3. Higher Padreda Farmhouse, Polbathic**

Application for existing lawful development certificate for full residential use of dwelling and garden

**Caradon D.C. Permission refused, 5<sup>th</sup> January 2007**

Cllr. J.E. Langridge raised the issue concerning the lack of affordable housing for the next generation of local farming families.

### **5.4. Clematis Cottage, Main Road, Downderry**

Outline application for construction of a carbon neutral three bedroom dwelling

**Caradon D.C. Permission granted 11<sup>th</sup> January 2007** (subject to conditions)

Cllr. J.E. Langridge requested that where planning decisions were subject to conditions, then details of these conditions should be provided in the briefing notes for the meeting. The clerk pointed out that the details of the conditions were set out in the correspondence received from Caradon District Council that was available for inspection both at the Parish Office and before the meetings. The clerk agreed to include details of major conditions appertaining to individual planning decisions in his briefing notes to councillors.

## **6. PLANNING CORRESPONDENCE:**

### **6.1. CORRESPONDENCE RECEIVED BY THE DATE OF THE MEETING**

- 6.1.1. Christopher Lunn – Affordable Housing Manager, Caradon D.C.  
Letter received 17<sup>th</sup> January 2007.

## **ORDINARY MEETING OF 8<sup>th</sup> FEBRUARY 2007 (Continued)**

### 6.1.1. Christopher Lunn – Affordable Housing Manager, Caradon D.C. Letter received 17<sup>th</sup> January 2007. (Continued)

The clerk outlined the content of this letter to members as follows:-  
Amended formula to determine affordability, December 2006, based on a ceiling of 3 times the average household income (not individual) in Caradon (assuming 5% deposit & 95% mortgage), and including a new refinement to take into account different sized properties

Property Size	Ceiling
Small 1 bed (<42 sq m)	£58,000.00
Larger 1 bed (>42 sq m)	£ 70,000.00
2 Bed	£87,000.00
3 Bed	£127,000.00

- The appropriate ceiling will be integrated into a Section 106 and expressed as a percentage of the open market value
- For example, an individual buys a 3 bedroom property for £90,000 (i.e. below the ceiling of £127,000 for that size of property). The actual market value of the property is £150,000. The individual has therefore only paid 60% of the open market value.
- The section 106 will restrict resale to 60% of the open market value at the time of resale.
- In this way, the property is kept at an affordable level

## **6.2. MATTERS RAISED BY MEMBERS**

There were no matters raised by members.

## **7. FINANCE:**

### **7.1. Income & Expenditure.**

#### **7.1.1. INCOME DECEMBER 2006 / JANUARY 2007**

Cornwall C.C. L.M.P. P.R.O.W. Grant for 2006	347.71
<b>Total £</b>	<b>347.71</b>

#### **7.1.2. EXPENDITURE DECEMBER 2006 / JANUARY 2007:**

<b><i>COUNCIL ADMIN. – Cheque Payments:</i></b>	<b><i>VAT</i></b>	<b><i>Nett</i></b>	<b><i>TOTAL</i></b>
Caradon D.C. Clerk's salary November 2006	0.88	893.73	894.61
Audit Commission (2006 Audit Fees)	43.75	250.00	293.75
Green Man Tree Services PROW & Small Works 2006 (Part payment)	-	280.00	280.00
Caradon D.C. Nut Tree – December 2006 (50% contribution)	-	114.45	114.45
Caradon D.C. Clerk's salary December 2006	0.88	893.73	894.61
Clerk's Mileage Expenses (Oct- Dec '06)	-	144.50	144.50
Hire of Methodist Church Room, Donderry in 2006	-	100.00	100.00
Hire of Hessenford Church Hall in 2006	-	82.50	82.50
Chairman's Expenses (Sept.- Dec. '06)	-	123.80	123.80

**ORDINARY MEETING OF 8<sup>th</sup> FEBRUARY 2007 (Continued)****7.1.2. EXPENDITURE DECEMBER 2006 / JANUARY 2007 (Continued):**

Caradon D.C. Nut Tree – January 2007 (50% contribution)	-	114.45	114.45
First Air Ambulance Service Trust (Donation)	-	100.00	100.00
Spectrum / Safecare Appeal (Donation)	-	50.00	50.00
Torpoint & Rame Community Sports Centre (Donation)	-	25.00	25.00
Mrs. J. Jennings, Cleaning Contract (Nov & Dec '06 & Jan '07)	-	585.99	585.99
CALC – Annual Conference Registration (2 x £10.00)	-	20.00	20.00
Downderry Horse Show (Donation towards event insurance costs)	-	170.00	170.00
BT Invoice dated 21 <sup>st</sup> January 2007	16.73	95.57	112.30
<b>December 06 / January 07 Cheque Payments C/F £</b>	<b>62.24</b>	<b>4,043.72</b>	<b>4,105.96</b>

It was proposed by Cllr. Mrs M.Y. Byles, seconded by Cllr. J.E. Landridge and **RESOLVED** to ratify the above expenditure.

**7.2. BANK STATEMENTS**

Date	Account	Balance £	
30 Jan. 07	Community	1,000.00	
30 Jan. 07	Business Premium	19,451.56	
29 Dec. 06	Step Saver	505.37	Interest earned for period to 1 Dec 06: £146.04 £106,112.21 transferred to Treasury Deposit on 28 Dec. 06 for 3 months
29 Dec. 06	Rocknose BPA	17,951.02	Interest earned for period 4/9/06-3/12/06: £103.18
29 Sept. 06	Sports & Rec BPA	12,705.92	Interest earned for period 4/9/06-3/12/06: £ 73.03
28 Dec. 06	Treasury Deposit	106,112.21	Transferred from Step Saver A/C on 28 Dec 06 (£105,017.78 + £1,094.43 interest from previous 3 months)

**7.3. LETTERS OF THANKS**

7.3.1. A letter of thanks dated 2<sup>nd</sup> February 2007 had been received from Spectrum, Safecare Appeal for the donation of £50.00 by the Council.

7.3.2. A letter of thanks dated 23<sup>rd</sup> January 2007 had been received from Keveral Farm residents, relating to a letter sent by the Council to the Planning Inspectorate in support of the community at Keveral Farm.

**7.4. REQUESTS FOR FUNDING**

No requests for funding had been received.

**7.5. ACCOUNTS TO BE PAID**

	<u>VAT</u>	<u>Nett</u>	<u>TOTAL</u>
SW Water Invoice dated 23/01/07 (Period 24/10/06 - 18/01/07)	-	76.21	76.21
EDF Energy Invoice dated 27/01/07 (Period 27/10/06– 26/01/07)	0.54	10.78	11.32
Galvins of Liskeard Invoice dated 31/01/07 (Office stationery)	7.13	40.72	47.85
Simon Jaycock (Parish Office footpath)	-	620.00	620.00
<b>Total £</b>	<b>7.67</b>	<b>747.71</b>	<b>755.38</b>

The clerk notified the Council that Mr. Jaycock had now compacted the path as requested. It was **proposed** by Cllr. Mrs. M.Y. Byles, **seconded** by Cllr. Mrs. G.E. Hartland and **RESOLVED** by the Meeting to ratify the above expenditure.

## **ORDINARY MEETING OF 8<sup>th</sup> FEBRUARY 2007 (Continued)**

### **7.6. FINANCIAL BUSINESS RECEIVED AFTER PUBLICATION OF THE AGENDA**

There was no financial business received after the publication of the agenda

## **8. HIGHWAY MATTERS:**

### **8.1. TRAFFIC & PARKING ISSUES: Dowderry, Seaton & Hessenford**

8.1.1. The clerk reported that he had received a copy of a letter sent from Mr. Brian Craven, Area Surveyor, Planning, Transportation & Estates, Caradon D.C. to Mrs Glenda Hartland, Hon. Sec. Dowderry & Seaton Residents Assoc. dated 5<sup>th</sup> February 2007.

The letter relates to a request for a sign to warn that there is no turning point for vehicles at the bottom of Beach Hill, Dowderry, and advises that Deviock Parish Council will be consulted before new signage is ordered.

8.1.2. The clerk reported that he had sent a second e-mail to Mr Brian Craven of Cornwall C.C. Highways Dept. asking him to chase up action regarding surface water at Bake Lane. Cllr. Mrs. M.Y. Byles stated that the work had been carried out recently and that the problem appeared to have been resolved. Cllr. Byles continued that the road markings at T junction of Bake Lane and the Catchfrench road were very worn, if not nonexistent and that new signage was required. The clerk agreed to contact Cornwall County Council, Highways Department about this matter.

### **8.2. REDLAND & BEECHFIELD PATH MAINTENANCE**

The clerk informed the Meeting that Mr. Oak Johnston had contacted him to ask if he should commence work on Redland and Beechfield paths. The clerk brought this matter to the Council for its decision. In light of current grant applications for work at the Axe Field, the Council decided not to approve the work on these paths at this time.

## **9. POLICE MATTERS:**

### **9.1. COUNCIL MATTERS FOR THE POLICE:**

Cllr. S.J. Parry informed the Council that his car had been broken into while parked at the parking bay in front of his house. Cllr. Parry also stated that he had been bitten by a dog while on Seaton beach for the second time. Members encouraged him to report the matter to the authorities.

### **9.2. POLICE MATTERS FOR THE COUNCIL**

The clerk read out information from a crime report received by e-mail from P.C. Simon Fletcher, Saltash Police Station, relating to crimes committed in the area since 12<sup>th</sup> October 2006.

There had been 17 reported crimes as follows: 3 criminal damage to cars, 5 miscellaneous thefts, one minor assault, 3 damage to dwellings, 2 theft from cars, one stolen car, one e-bay fraud and one hit & run offence.

P.C. Fletcher advised that it was very likely that Deviock Parish would soon be served by Torpoint Police Station.

## **10. CURRENT / ONGOING BUSINESS:-**

### **10.1. PARISH PROJECTS**

10.1.1. The Chairman reported that he had visited the Axe Field with Bill Knight to establish a plan of required paths, steps and gates in order to draft a specification for tenders.

## **ORDINARY MEETING OF 8<sup>th</sup> FEBRUARY 2007 (Continued)**

### **10.1. PARISH PROJECTS (Continued)**

The Chairman asked Council members for their agreement that this work should be put out to tender, but not that the work should be commenced at this stage. Members gave their unanimous agreement.

At the request of the Chairman, the clerk had been in contact with Mr. Justin Milward, Land & Property Manager (West) of the Woodland Trust, in order to establish if the Trust would be interested in purchasing, establishing and managing a woodland area at the top of the Axe Field as part of an expansion of the Deviock Woods which were already under the control of the Trust.

Mr. Milward had replied that the Trust may well be interested, dependent on whether the land in question fulfilled the criteria of the Trust's acquisition policy. The current acquisition policy favoured the purchase of significant ancient woodland and the establishment of substantial planting sites. The Trust was always interested, in principle, in considering extensions to existing sites if the extra land conveyed additional management or biodiversity benefits, subject to sufficient funds for purchase and long-term management of the site. A small parcel of land, not immediately adjoining an existing Trust site, would not be a particularly attractive proposition.

The Vice-Chairman suggested that a site meeting involving Mr. Malcolm Allen, the Chairman and himself, should be organised, in order to take the matter further.

The clerk agreed to contact Mr. Allen in order to arrange a suitable date.

10.1.2. The Chairman informed the Meeting that, at this stage, there was nothing new to report with regard to Tanver Yate.

### **10.2. ROCKNOSE CORNER**

Cllr. J.E. Langridge wished to express thanks to Cllr. J.P. Candy for having organised the cutting back of overgrown vegetation on the roadside at Rocknose Corner. Cllr. Langridge informed the Meeting about the growth of approximately 20 trees on the Rocknose site that were not evident from the road because of the slope of the hill. These trees were now of a substantial size and could prove a hazard if they were blown down by strong winds. Felling and removal of these trees would be difficult. It was decided that growth of these trees should be monitored and a photographic record kept, but that no further action should be taken at this time.

### **10.3. DOWDERRY HILL**

The Chairman reported that a meeting had taken place with Mr. A. Derx, the new owner Dowderry Hill, and the Vice-Chairman. The Chairman had made a request to Mr. Derx as to the possible sale of the east-facing portion of Lot 1, the possible sale of the existing footpath leading to The Axe, (currently under an access agreement), or the possibility of renewing the access agreement on the 31<sup>st</sup> December 2009 when the agreement expires.

The ensuing discussions were interesting and constructive, but Mr. Derx stated that he was still in the process of formulating his plans and declined to give any firm agreement at this stage.

### **10.4. WEST CAMPS BAY FOOTPATH**

The Clerk informed the Meeting that he had been in contact with Rebecca Lingard, Clerk to St. Germans in order to chase up the request by Deviock Parish Council in 2006 that ownership of the footpath should be transferred from St. Germans to Deviock Parish Council as it lay within the Parish. Ms Lingard replied that this matter had been discussed by St. Germans P.C. and that a site meeting was requested to familiarise councillors with the path before any decision on ownership was taken. The Chairman suggested that the clerk and himself should attend the site meeting and this was agreed by the Meeting.

## **ORDINARY MEETING OF 8<sup>th</sup> FEBRUARY 2007 (Continued)**

### **10.5. SEWAGE DISCHARGE FROM BEACHES AT DOWNDERRY & SEATON**

The clerk reported that he had received a letter from Mr. Jim Cockburn, Principal Engineer, Strategic Contracts, S.W. Water, dated 18<sup>th</sup> January 2007. Mr. Cockburn stated that he was going to submit a request for an investigation of the sewer system at Donderry and Seaton. The Chairman stated that the question of outfall water quality from the sewage works into the river Seaton, as requested some months before, should again be raised, as no reply had yet been given by S.W. Water.

### **10.6. ALTERATION TO PARISH WARDING SYSTEM**

The clerk informed the Meeting that he had received an e-mail from Denise Howill, which had been forwarded to Councillors. The time scale for altering the ward boundaries was protracted as it would involve a consultation period of 12 weeks and representations by the District Council to the Secretary of State, via the Electoral Commission. In the view of Ms Howill it would not be possible to amend the Parish warding system before the next election in May 2007. The Vice Chairman suggested that it would now have to be up to the new Council to implement any changes to the Parish warding system and this was agreed by the Meeting.

### **10.7. SEAGULL CONTROL SCHEME**

The clerk reported that he had received and circulated a letter from Mr. John Measures, dated 18<sup>th</sup> January 2007. The letter informed the Council that, because of a number of reasons, Mr. Measures will not be running a scheme in 2007, but had suggested that the Parish Council may like to look into the possibility of running its own scheme that could benefit from a wider uptake by residents.

After discussion the clerk agreed to contact the existing contractor, and possible others, to ascertain a price structure based on individual contracts with Parish residents and to establish local demand for a scheme by advertising in the Nut Tree.

### **10.8. PARISH INSURANCE**

The Clerk informed the Meeting that he had been in contact with Mr. Gerry Glynn with a view to asking for his help in attempting to secure insurance for local events through the Parish Council insurance policy. Mr. Glynn had agreed to take this on as a project and report back in about one months time.

## **11. NEW BUSINESS:-**

### **11.1. CARADON / NALC / CALC, ETC DOCUMENTS**

11.1.1. Cornwall County Fire Brigade – Letter dated 16<sup>th</sup> Jan. '07

IRMP service Plan 2007/8 Summary – Consultation period ending 10<sup>th</sup> April 2007

Overview leaflet enclosed. Request to complete a questionnaire.

The clerk informed the Meeting that the full document could be found at

[www.cornwall.gov.uk/fire](http://www.cornwall.gov.uk/fire)

It was agreed that the clerk should complete and send in the questionnaire

11.1.2. Cornwall C.C. Chief Executive's Dept. Letter dated 24<sup>th</sup> Jan '07

The clerk outlined the contents of the letter which stated that at an Extraordinary Meeting of the County Council on 23<sup>rd</sup> January 2007 the Council's response to the Government White Paper "Strong & Prosperous Communities" was debated. A resolution to submit the "One Cornwall, One Council" bid was carried, incorporating an amendment to seek to agree, with District Councils, an additional proposal for powers from the Government, to manage and deliver public services in Cornwall.

The clerk informed the Meeting that the full bid documents could be found on the Cornwall C.C. web site at [www.cornwall.gov.uk](http://www.cornwall.gov.uk)

## **ORDINARY MEETING OF 8<sup>th</sup> FEBRUARY 2007 (Continued)**

### **11.1. CARADON / NALC / CALC, ETC DOCUMENTS (Continued)**

11.1.3. Jill Isaac, Tourism Marketing Officer Caradon D.C. Letter dated 23<sup>rd</sup> Jan '07  
2007 Events in the Caradon Area

The clerk informed the Meeting that a request for details of local events happening during the year, for inclusion in the 2007 edition of the Caradon Events Special to be distributed by the Cornish Times and also appear on the Caradon Tourism website, was requested. Latest date to submit entries would be 5<sup>th</sup> March 2007.

11.1.4. Cornwall C.C. Annual Minerals & Waste Monitoring Report 2005/6  
Letter dated 5<sup>th</sup> Feb '07

The clerk reported that this report will be available at the end of February. The Parish Council can receive a free CD of the report or a hard copy for £15.00. This report will also be on the Cornwall C.C. website at [www.cornwall.gov.uk/minwaste](http://www.cornwall.gov.uk/minwaste)  
The Vice Chairman requested that the clerk order a copy of the CD.

### **11.2. NEWSLETTERS / REPORTS / BROCHURES, ETC:**

The following publications were available for inspection:-

- a) The Signpost – Dec 2006
- b) LGR – January 2007
- c) Carn to Cove – Spreading the Arts to Every Corner of Cornwall  
Spring Season 2007

### **11.3. CORRESPONDENCE:**

The clerk reported that he had received a letter from Colin Breed MP, dated 03 Feb 2007  
The reply was in response to a Letter sent about waste dumping at Lean Quarry, Liskeard.  
Letter from Mr. Breed states that complaints to Plymouth City Council have been made, not only by himself, but also by Caradon D.C. & Cornwall C.C. Because the quarry is now operated by a commercial concern that can contract with whom it wishes, there is no means of stopping this particular contract. He continues that Plymouth City Council is extremely shortsighted and has totally failed to grasp the real problem of not putting any further waste into landfill and to make alternative arrangements.

### **11.4. PARISH OFFICE COMPUTER BACK UP FACILITY**

The clerk requested funding for a new system for data back up and outlined his reasons for this request stating that the current back-up system onto individual floppy disks was antiquated, each disk holding only a small amount of data and stating that files have to be backed up separately onto different disks. He continued that PC World had recently announced that it would be discontinuing the sale of floppy disks, and therefore continuing with this system of storage in the future may become a problem.

The clerk suggested that the Parish Council should invest in an external, portable, hard disk drive onto which all data files could be backed up quickly and frequently. The clerk had identified a hard drive with a storage capacity of 320GB (Iomega) for £62.99 plus VAT on Ebay, which would be suitable for the Council's back-up storage requirements.

**Approval** of the above expenditure was **proposed** by the Vice Chairman, **seconded** by Cllr. S. J. Parry and agreed unanimously by the Meeting.

**ORDINARY MEETING OF 8<sup>th</sup> FEBRUARY 2007 (Continued)****11.5. NEW BUSINESS RECEIVED AFTER PUBLICATION OF THE AGENDA:**

There had been no new business received after publication of the agenda.

**11.6. INFORMAL CORRESPONDENCE:**

**11.6.1. Cllr.G.K. Burncastle (Hessenford Ward)** : Drew the attention of the Council to a request he had received for the publication of the Council minutes by e-mail or on the Parish web site. The Chairman read out a letter to him from Mrs Joy Etherington, dated 31<sup>st</sup> January 2007. Mrs. Etherington requested publication of the Council minutes by e-mail or on the Parish web site and also suggested a that a dedicated Deviock Parish Council newsletter would be suitable for the dissemination of Council business to the public. The Chairman stated that he had sent a reply to Mrs. Etherington.

The Vice Chairman reported that work on the Parish web site had been delayed because the person who had been setting it up had been unwell. The Vice Chairman agreed to give details to the clerk so that the web site could be updated.

**11.6.2. Cllr.Mrs.G.E. Hartland (Seaton Ward)**: Stated that she had been asked if some form of shelter from the prevailing wind and rain could be erected at the bus shelter on the Seaton triangle in order to provide protection for those waiting at the bus stop? After discussion it was agreed that this was a matter for Caradon D.C. and Cllr. Hartland offered to contact Mr. Brian Runnalls.

**11.6.2. Cllr. R.J. Daniel (Seaton Ward)**

The Vice Chairman drew members attention to a marine survey currently being conducted to map the coast of Cornwall up to six miles from shore, and that the organisers were requesting help from local communities to carry this out.

There being no further business, the Chairman closed the meeting at 20.55 hrs

From