

**MINUTES of the ORDINARY MEETING of
The DEVIOCK PARISH COUNCIL held at The CHURCH HALL,
HESSFORD at 7.30pm on Thursday,
8th March 2007.**

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

* Also District Councillor, Deviock & Shevock Ward
Mr T. Pullin, Parish Clerk
Mr. W. Knight was in attendance, at the invitation of the Chairman

PUBLIC PARTICIPATION PERIOD:

A member of the public addressed the Council on her views concerning Parish Council communications and the Nut Tree newsletter. The Chairman thanked the speaker for her comments. There being no other matters raised by the public, the Chairman closed the public participation period.

1. APOLOGIES were received from **C.Cllr. John Ault**

The Chairman suggested that item 10.1. (Parish Projects) should be brought forward to after item 6.2. and this was agreed by the Meeting.

2. MINUTES:

2.1. Minutes of the Ordinary Meeting of 8th February 2007

It was **proposed** by Cllr. Mrs. G. E. Hartland, **seconded** by Cllr. S.J. Parry and **AGREED** by the Meeting, with one abstention, to accept the minutes as a correct record.
The Chairman suggested that, as a courtesy, a copy of these minutes should be forwarded to Mr, Ken Cleary, Chairman of NALC; the clerk agreed to organise this.

3. REPORTS ON MATTERS ARISING FROM THE MINUTES:

There were no matters arising from the minutes.

4. PLANNING:

4.1. PLANNING COMMITTEE:

4.1.1. Minutes of the Meeting of 22nd February 2007

It was **proposed** by Cllr. Mrs. M.Y. Byles, **seconded** by Cllr. B. E. Johnston and **AGREED** by the Meeting, with three abstentions, to accept the minutes as a correct record.

ORDINARY MEETING OF 8th March 2007 (Continued)

4.2. PLANNING APPLICATIONS:

4.2.1. 07/00047/FUL Mr. A. Derx STRUDDICKS FARM, LOOE HILL, SEATON

Extension and alterations to farm house.

Because of negotiations taking place with Mr. Derx on another matter, the Chairman and Vice-Chairman declared an interest. It was agreed that Cllr. B.E. Johnston should take the chair for this agenda item.

Acceptance of this application was **proposed** by Cllr. Mrs. M.Y. Byles, **seconded** by Cllr. B.K. Berncastle and **agreed** by the Meeting.

4.2.2. 07/00191/FUL Mrs. A. G. Collier LOWER TRELOWIA MANOR FARM BARN, HESSENFORD

Construction of porch to front elevation of dwelling

Acceptance of this application was **proposed** by Cllr. Mrs. M.Y. Byles, **seconded** by The Chairman and **agreed** unanimously by the Meeting.

4.2.3. 07/00179/FUL Mr. P. Bradley SUNNY CLIFF, BRENTON ROAD, DOWNDERRY

Replacement of existing roof with enlarged pitched roof and other minor alterations

Acceptance of this application was **proposed** by Cllr. B.E. Johnston **seconded** by Cllr. S.J. Parry and **agreed** unanimously by the Meeting.

4.3. PLANNING APPLICATIONS RECEIVED AFTER PUBLICATION OF THE AGENDA:

There were no applications received after publication of the agenda

4.4. PLANNING APPEALS:

Appeal by Kearn Estate-Industrial Holdings Ltd.

Site at land off Keveral Gardens, Seaton

The inquiry due to be held on Wednesday 7th March 2007 has been postponed. No new date was yet available.

5. PLANNING DECISIONS:

5.1. 06/00882/FUL LAND ADJACENT TREVARNO, KEVERAL LANE, SEATON

Construction of one dwelling.

Caradon D.C. Permission granted 18th January 2007

Main conditions:

- 1) *Dwelling approved shall be limited to single storey only and no living accommodation shall be formed in the roof area*
- 2) *Screening – walls/fences shall be provided on the boundaries of the site and approved before commencement of work*
- 3) *Detailed landscaping scheme required*
- 4) *Planting, seeding or turfing to be carried out in the first planting season following occupation*
- 5) *No occupation of development until works for sewage disposal/drainage have been provided on site*
- 6) *Notwithstanding the provisions of Article 3 of the Town & Country Planning (General Permitted Development) Order 1995, or any Order revoking and re-enacting that Order with or without modification, no works of the types described in Classes A,B,C,D and E of Schedule 2 (Part 1 – Development within the Curtilage of a Dwelling House) shall be carried out.*

ORDINARY MEETING OF 8th March 2007 (Continued)

5. PLANNING DECISIONS (Continued):

5.2. 06/01182/FUL

PLOT 12b BUTTLEGATE, DOWNDERRY

Construction of new dwelling with new vehicular/pedestrian access to highway
(Revised scheme to application 00/00484/FUL dated 04/08/2000)

Caradon D.C. Permission granted 22nd January 2007

Main conditions:

- 1) *Before occupation of the extension, the proposed study window in the south elevation of the property to be permanently glazed with obscure glass*
- 2) *No addition windows, doors or openings of any kind to be inserted in the north and south elevations of the development*
- 3) *Details of surfacing materials required before commencement of work*
- 4) *Detailed landscaping scheme required*
- 5) *Planting, seeding or turfing to be carried out in the first planting season following occupation*
- 6) *A vehicular crossing between the application site and the carriageway of the adjoining highway to be constructed before occupation*
- 7) *Notwithstanding the provisions of Article 3 of the Town & Country Planning (General Permitted Development) Order 1995, or any Order revoking and re-enacting that Order with or without modification, no works of the types described in Classes A,B,C,D and E of Schedule 2 (Part 1 – Development within the Curtilage of a Dwelling House) shall be carried out.*

Cllr. J.P. Candy joined the Meeting at 19.55 hours

5.3. 06/01751/FUL

GRASSMERE, HESSENFORD

Construction of conservatory to west elevation of dwelling

Caradon D.C. Permission granted 24th January 2007

Main conditions:

- 1) *Development to be begun before the expiration of three years from the date of the permission*

5.4. 06/01729/FUL

ROSE COTTAGE, MAIN ROAD, DOWNDERRY

Erection of a new glazed extension, removal of Condition 2 of Planning Application No 00/00636/FUL (that the development shall only be used for purposes ancillary to Rose Cottage) on land situate at Rose Cottage, Main Road, Downderry

Caradon D.C. Permission granted 16th February 2007

Main conditions:

- 1) *The double garage and parking shown on the approved plan to be used for the parking and turning of vehicles and not for any other purpose*
- 2) *Notwithstanding the provisions of Article 3 of the Town & Country Planning (General Permitted Development) Order 1995, or any Order revoking and re-enacting that Order with or without modification, no works of the types described in Classes A,B,C,D and E of Schedule 2 (Part 1 – Development within the Curtilage of a Dwelling House) shall be carried out.*

Cllr. J.P. Candy stated that, in his capacity as District Councillor, he had asked that this application should be dealt with by the Caradon Planning Committee, East, and was therefore shocked when he discovered that the decision on this matter had been taken by delegated authority. Cllr. Candy was in the process of investigating why this had happened.

The Vice Chairman suggested that the clerk should write to Sandra Fryer, Head of Development & Building Control, Caradon D.C., to obtain a detailed explanation as to why normal procedures had not been followed with regard to this application. This was agreed by the Meeting.

ORDINARY MEETING OF 8th March 2007 (Continued)

6. PLANNING CORRESPONDENCE:

6.1. There was no planning correspondence to be considered.

6.2. MATTERS RAISED BY MEMBERS

There were no matters raised by members.

10. CURRENT / ONGOING BUSINESS:-

10.1. PARISH PROJECTS – The Axe / Tanver Yate / Rocknose

The Chairman gave a summary of progress so far on each of the Parish Projects.

Cllr. J.P. Candy declared an interest as tenant farmer of The Axe. After discussions with Mr. Bill Knight (Projects co-ordinator) the following decisions were arrived at:-

- 1) Tanver Yate: That no decision to proceed with this project should be made until it had been established whether the proposed football pitch at Seaton Country Park was a viable option.
- 2) The Axe: That a decision whether to proceed with this project should be made once contractors had submitted their quotations in response to the tender for works which was to be sent out in the near future.
- 3) Rocknose: Cllr. G.K. Burncastle expressed concerns about the rock structure at the site as there was recent evidence of land slippage. The Chairman stated that grant funding to carry out a topological survey was being sought.

The Chairman **proposed** that as this project was awaiting the result of grant funding applications, the Council leave the matter in abeyance for the new Council to deal with after the May 2007 elections; this was **seconded** by Cllr. G.K. Burncastle and **agreed** by the Meeting with two abstentions.

Mr. Knight left the Meeting at 20.35 hours.

7. FINANCE:

7.1. Income & Expenditure.

7.1.1. INCOME JANUARY / FEBRUARY 2007

Cornwall C.C. L.M.P. P.W.O.W. Grant for 2006	347.71
Total £	347.71

7.1.2. EXPENDITURE JANUARY / FEBRUARY 2007:

<u>COUNCIL ADMIN. – Cheque Payments:</u>	<u>VAT</u>	<u>Nett</u>	<u>TOTAL</u>
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, Downderry in 2006	-	100.00	100.00
Hire of Hessenford Church Hall in 2006	-	82.50	82.50

ORDINARY MEETING OF 8th March 2007 (Continued)**7.1.2. EXPENDITURE JANUARY / FEBRUARY 2007:**

<u>COUNCIL ADMIN. – Cheque Payments (Continued) :</u>	<u>VAT</u>	<u>Nett</u>	<u>TOTAL</u>
Chairman's Expenses (Sept.- Dec. '06)	-	123.80	123.80
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
Downerry Horse Show (Donation towards event insurance costs)	-	170.00	170.00
BT Invoice dated 21 st January 2007	16.73	95.57	112.30
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
Caradon D.C. Nut Tree – February 2007 (50% contribution)	-	114.45	114.45
Caradon D.C. Clerk's salary January 2007	0.88	893.73	894.61
Timothy Pullin (Office Computer Back-up Hard Disk Drive)	12.61	71.98	84.59
Petty Cash	-	50.00	50.00
January / February 2007 Cheque Payments C/F £	82.52	5,027.86	5,110.38

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

7.2. BANK STATEMENTS

<u>Date</u>	<u>Account</u>	<u>Balance £</u>	
27 Feb. 07	Community	1,000.00	
27 Feb. 07	Business Premium	17,518.44	
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)

ORDINARY MEETING OF 8th March 2007 (Continued)

7.3. LETTERS OF THANKS

7.3.1. A letter of thanks had been received from Mrs Jaycock, Chairman of St. Nicolas School P.T.A. for the use of the Parish Office as Santa's Grotto at the school's Christmas Fete in December 2006.

7.4. REQUESTS FOR FUNDING

7.4.1. A request for funding by St. Nicolas Pre-School had been received. Help with funding towards the cost of replacement gates (at the side of the church), the total cost of work already carried out being £176.00 was requested.

The Vice Chairman **proposed** that the Council grant funding of £100.00, this was **seconded** by Cllr. S.J. Parry and **agreed** unanimously by the Meeting.

The clerk agreed to inform the Pre-School that it was normal Council procedure to approve donations for projects before work was carried out and also to provide details of the Parish Loan Fund.

<u>7.5. ACCOUNTS TO BE PAID</u>	<u>VAT</u>	<u>Nett</u>	<u>TOTAL</u>
Caradon D.C. Clerk's salary February 2007	0.88	893.73	894.61
Galvins of Liskeard Invoice dated 28/02/07 (Office stationery)	2.06	11.78	13.84
Caradon D.C. Nut Tree – March 2007 (50% contribution)	-	114.45	114.45
Total £	2.94	1,019.96	1,022.90

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

7.6. NOTIFICATION OF EXTERNAL AUDITOR

The clerk informed the Meeting that he had received notification from The Audit Commission that the Parish Council will have a new External Auditor (Mr. Alun Williams), for the year ending March 31st 2007. The cost of the audit will be £285.00 plus VAT.

7.7. FINANCIAL BUSINESS RECEIVED AFTER PUBLICATION OF THE AGENDA

7.7.1. The clerk requested authority from the Council to renew the Bank Treasury Deposit on the date of its maturity, being 28th March 2007.

A **proposal** to grant the clerk authority to renew the Bank Treasury Deposit for a period of six months was made by the Chairman, **seconded** by Cllr. S.J. Parry and **agreed** unanimously by the Meeting.

7.7.2. The clerk requested authority from the Council to renew the Parish Council Insurance policy on its expiry in April 2007; the quoted premium by Zurich Insurance being £1,085.08.

A **proposal** to grant the clerk authority to renew the insurance, subject to cost comparisons, was made by the Chairman, **seconded** by Cllr. Mrs. A. Robinson and **agreed** unanimously by the Meeting.

8. HIGHWAY MATTERS:

8.1. TRAFFIC & PARKING ISSUES: Downderry, Seaton & Hessenford

8.1.1. To consider action to be taken regarding the condition of the road surface of the B3247 (Seaton to Hessenford).

The clerk reported that he had sent an e-mail to Mr. Brian Craven, Highways Dept. Cornwall C.C., about this matter on the 28th February 2007 but had not yet received a response.

ORDINARY MEETING OF 8th March 2007 (Continued)

8. HIGHWAY MATTERS (Continued):

8.1. TRAFFIC & PARKING ISSUES: Downderry, Seaton & Hessenford

8.1.1. (Continued)

The clerk was asked to contact Mr. Craven again in order to bring his attention to some other matters:-

- 1) Possible land subsidence affecting the road at Rocknose Corner, Seaton
- 2) Rock falls on Looe Hill, Seaton, close to the Mount Brioni apartment complex
- 3) Pot holes on Bake Lane, between Bake and Carracawn Cross
- 4) Pot holes on the road between Carracawn Cross and Narkurs
- 5) Poor condition of road surface of the B3247
- 6) Failure of notification of road closure of a stretch of the Trerulefoot to Catchfrench road.

8.1.2. Footpath 2 – To discuss problems caused by mountain bikers and horses using this path. The clerk reported that there had been a complaint about the muddy state of Footpath 2 by a local resident. Trail bikers and horses were using the path, making difficult for pedestrian access and concerns over the safety of walkers with young children confronted by parties of cyclists on the narrow path had been raised. The Chairman suggested that this was a matter for the Highways Dept. Cornwall C.C. and the clerk agreed to inform the Department about this problem.

8.1.3. Notification of temporary road closure / traffic restriction

The clerk informed the Meeting that he had received notification of road closure from A38 junction south west of Penewin to the A374 at Acorn Cottage, Trerulefoot, from 5th March 2007 from one month.

9. POLICE MATTERS:

9.1. COUNCIL MATTERS FOR THE POLICE:

There were no matters raised.

9.2. POLICE MATTERS FOR THE COUNCIL

W.P.C. Bev Saunders was not in attendance and therefore there were no matters raised.

The clerk had circulated members with a letter from WPC Saunders stating that she had now returned to work after an extended period of sickness and was hoping to get up-to-date with current policing issues.

10. CURRENT / ONGOING BUSINESS:-

10.2. CLEANSING CONTRACT – Appointment of interviewing panel

It was agreed that the interviewing panel would comprise, The Chairman, Cllr. Mrs. M.Y. Byles and the Clerk. It was hoped that interviews of the two candidates would take place during the following week.

10.3. ST ANNE'S CHURCHYARD, HESSENFORD

The clerk informed the Meeting that a letter had been received from the DCA Coroners Unit, stating that the matter had been referred to the Privy Seal for approval.

The Vice Chairman suggested that a site for a new local burial ground should be located, as travel by elderly people farther a-field would be inconvenient. Cllr. J.P. Candy disagreed with this view stating that car travel made it possible for the elderly to reach burial grounds outside the Parish.

ORDINARY MEETING OF 8th March 2007 (Continued)

10.4. SEAGULL CONTROL SCHEME

The clerk informed the Meeting that an article on this topic had appeared in the March 2007 issue of The Nut Tree newsletter with a response slip in order to gauge local support for a scheme. Only two response slips had been received to date.

10.5. PARISH COUNCIL INSURANCE

The clerk referred members to a letter from Mr. Gerry Glynn that he had circulated. The letter had been sent to Zurich Insurance with the aim of soliciting a favourable response to the suggestion of a policy to cover local organisations under the umbrella of the Parish Council.

10.6. PARISH WEBSITE & COMMUNICATIONS

The Vice Chairman reported that Mr. Ross Marven had been updating the Deviock Parish web site in conjunction with clerk. The clerk stated that it was now possible to access Council minutes and agendas on the website and requested that contact details for councillors should also be available on the site. This was agreed by the Meeting.

The Vice Chairman outlined the history and present wording of the Nut Tree newsletter attribution. Following a question by a Parishioner on the matter of disseminating Parish information and in particular the Parish Minutes, it was agreed, after discussion, to leave the matter in abeyance. With thanks to another Parishioner the Chairman stated that the Council Minutes are now on the Parish Website, together with other information. It was agreed to re-publicise the website address and the updated information available, in the Nut Tree newsletter.

10.7. PARISH PLAN

The Vice Chairman informed the Meeting that the second draft of the Parish Plan would soon be available on the Parish website.

11. NEW BUSINESS:-

11.1. CARADON / NALC / CALC, ETC DOCUMENTS

11.1.1. Caradon D.C. Legal Services. Notification of revised Byelaws for Seashore and Promenades (22nd February 2007). The clerk stated that these revised laws relate to mooring of boats and storage of fishing equipment on Donderry Beach. The Chairman itemised some of the revised byelaws and it was agreed that a summary should be included in the next issue of the Nut Tree Newsletter.

11.1.2. North Cornwall District Council. Chief Executive's Dept. Letter dated 5th March 2007 Local Government Reform: Going unitary is not compulsory!
The clerk outlined the contents of the letter stating that North Cornwall District Council was inviting like-minded Parish Councils to make representations to the Dept. for Communities & Local Government.

11.1.3. Cornwall County Council – "One Cornwall" – Proposals for a Single Council for Cornwall
Letter dated 23rd February 2007

The clerk informed the Meeting that the letter invites members to attend a meeting to be held at St. Mellion Hotel & Country Club on Monday 12th March 2007 6.00 pm to 8.30 pm. The purpose of the meeting is to invite feedback on the proposals made by the County Council.

The Vice Chairman and the clerk indicated that they would be attending this meeting.

ORDINARY MEETING OF 8th March 2007 (Continued)

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

11.1.4. Communities and Local Government – Paul Rowsell, Deputy Director Local Democracy Letter dated 22nd January 2007.

A Revised Model Code of Conduct for Local Authority Members.

The clerk stated that the document gave details of proposed changes to the Code of Conduct.

11.2. NEWSLETTERS / REPORTS / BROCHURES, ETC:

The following publications were available for inspection:-

- 1) LCR March 2007
- 2) Countryside Voice – Spring 2007
- 3) Confluence – The Journal of the Westcountry Rivers Trust
- 4) PlayBack – Spring 2007 (Sutcliffe Play)
- 5) Enjoy England

11.3. CORRESPONDENCE RECEIVED BY DATE OF MEETING

11.3.1. Cornwall County Playing Fields Association – Notification of AGM on Tuesday 8th May 2007, 7pm at Lanhydrock Golf Club, Bodmin.

The clerk requested members to let him know if they wished to attend.

11.3.2. Cornwall Countryside Access Forum – Open Meeting on Tuesday 27th March 2007, 2pm at the Magistrates Court, Bassett Centre, Camborne.

11.4. FOUR YEARLY REVIEW OF PARISH COUNCIL STANDING ORDERS

It was agreed that this item should be deferred until the next full Council meeting by which time members would have had time to consider if any changes were required.

11.5. PARISH COUNCIL ELECTIONS – 3RD MAY 2007

The clerk informed members that nomination packs should be available by the middle of March 2007.

11.6. NEW BUSINESS RECEIVED AFTER PUBLICATION OF THE AGENDA:

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

11.7. INFORMAL CORRESPONDENCE:

11.7.1. Cllr. B.E. Johnston (Downderry Ward) : Informed the Meeting that he had been in contact with the local MEP with regard to sewage discharge by S.W. Water from Downderry beach.

11.7.2. Cllr. G.K. Burncastle (Downderry Ward): Expressed concern at sewage discharge from a covered manhole in the road close to the public car park in Seaton. Cllr. Burncastle had been in touch with S.W. Water about this matter and was waiting for them to respond. The clerk agreed to contact S.W. Water if the matter was not resolved soon.

11.7.3. Cllr. R.J. Daniel (Downderry Ward): Stated that Mr. Ken Cleary, Chairman of NALC had expressed a few comments about the Parish Council meeting procedures, further to his attendance for the meeting on 8th February 2007.

ORDINARY MEETING OF 8th March 2007 (Continued)

11.7. INFORMAL CORRESPONDENCE (Continued):

11.7.4. Cllr. D.L.G. Elliott (Downderry Ward): *Reminded the clerk to write to S.W. Water requesting data on the outfall from the sewage processing plant into the river Seaton.*

There being no further business, the Chairman closed the meeting at 21.50 hrs

FROM PARISH WEBSITE