M I N U T E S of the ORDINARY MEETING of The DEVIOCK PARISH COUNCIL held at The CHURCH HALL, HESSENFORD at 7.30pm on Thursday, 12th February 2009.

PRESENT: Parish Cllrs. D. L. G. Elliott, Chairman, Downderry Ward
R.J. Daniel, Downderry Ward, Vice-Chairman, Downderry Ward
G.K. Berncastle, Hessenford Ward
Mrs. M.Y. Byles, Hessenford Ward
J.P. Candy, Downderry Ward*
Mrs. G.E. Hartland, Seaton Ward
C. J. Hazel, Seaton Ward
P. McClung, Downderry Ward
Mrs. A. Robinson, Hessenford Ward

* Also District Councillor, Deviock & Sheviock Ward
Mr T. Pullin, Parish Clerk

1. DECLARARION OF INTEREST IN ITEMS ON THE AGENDA:

Cllr. Mrs M.Y. Byles declared a personal interest in relation to item 10.5.1.
Cllr. J. P. Candy declared a possible prejudicial interest in relation to item 12.1. and a personal interest in relation to item 10.5.1.

2. 10 MINUTE PUBLIC PARTICIPATION PERIOD for public comment on the items below:

A member of the public addressed the Council in support of planning application 09/00060/OUT Land at Narkurs (outline application for the construction of two affordable dwellings), stating that the granting of this application would enable him to remain in the village near his family.

Another member of the public spoke in objection to the lifting of condition 2 (means of access and siting of 12 dwellings) relating to application 60/8425, Land at Keveral Gardens, Seaton. Although not opposed to some development at the site, concern was expressed regarding problems relating to the poor state of the access road; the proposed means of sewage disposal into a private sewer and the probable increase of surface water run-off onto the road that already suffered from flooding problems due to an overflowing stream at times of high rainfall.

3. APOLOGIES: Apologies for absence were received from Cllrs. S. J. Parry (family commitments), and Mrs M. E. Temlett (family illness)

3.1. DECLARATION OF ACCEPTANCE OF OFFICE

Mr. Philip McClung of 1 Treliddon Cottages, Narkurs, signed his declaration of acceptance of office, as a newly elected Councillor for Downderry Ward of Deviock Parish; this was witnessed by the Clerk. The Chairman welcomed Mr. McClung to the Council.

4. MINUTES:

4.1. Minutes of the Ordinary Meeting of 9th January 2009

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

5. REPORTS ON MATTERS ARISING FROM THE MINUTES:

No matters were raised.

FROM THE PARISH WEBSITE

ORDINARY MEETING OF 12th February 2009 (Continued)

6. POLICE MATTERS:

6.1. COUNCIL MATTERS FOR THE POLICE:

No representatives of the Police were in attendance
No matters were raised.

6.2. POLICE MATTERS FOR THE COUNCIL

6.2.1. Police Crime Report

The Clerk circulated copies of the monthly Crime Report (See Appendix A)

7. PLANNING:

7.1. Minutes of the Meeting of 22nd January 2009

It was **proposed** by Cllr. Mrs. A. Robinson **seconded** by Cllr. Mrs. G. E. Hartland and **AGREED** unanimously by the Meeting. There were no matters arising.

7.2. PLANNING APPLICATIONS:

7.2.1. 08/02205/FUL Mr. J. Williams
10 HILLSIDE TERRACE, TRELIDDON LANE, DOWNDERRY
Construction of single storey extension to rear of dwelling.

After discussion Cllr. J. P. Candy agreed to consult Caradon Planning Dept. because of inconsistencies with the plans submitted. The Chairman **proposed** that a decision on this application should be **deferred** until the next meeting of the Planning Committee (26th February 2009); this was **seconded** by the Vice-Chairman and **agreed** by the Meeting with one abstention.

7.2.2. 09/00070/FUL Mr. Gary Wilks
ROCK ROSE, BRENTON ROAD, DOWNDERRY
Retention of replacement means of enclosure to front of dwelling comprising rendered walls and piers together with timber infill panels.

The Clerk reported that a possible breech of planning regulations had been reported to Caradon D.C. last summer and that this application was as a result of that action.
After discussion **objection** to the application for the reason that the proposed works were out of keeping with the street scene was **proposed** by the Vice-Chairman, **seconded** by Cllr. Mrs. G.E. Hartland and **agreed** by the meeting *(two against and one abstention)*.

7.2.3. 60/08425/DCND1 Kearn Industrial Holdings Ltd
LAND AT KEVERAL GARDENS, SEATON

Consent to part discharge condition 2 (means of access and siting of 12 dwellings) of application no. 60/8425 dated 05.09.1960
The application was discussed at length, subsequent to which a **proposal of objection** was made by the Vice-Chairman, for the following reasons:

1) The Council feels that this application is inextricably linked to the ongoing enforcement issue relating to the reinstatement of the hillside, adjacent to the application site, that is also owned by the applicant, and which is within an officially designated Area of Great Landscape Value. In view of the fact that an appeal against the enforcement order, issued by Caradon District Council, has now been dropped, but still no action has been taken to repair the damage caused to the hillside, the Council feels morally obliged to object to any application relating to this site until action is taken.

2) Over-development. It is felt that the number of 12 houses is more than should be planned for the area in question, which lies within an Area of Great Landscape Value.

FROM THE PARISH WEBSITE

ORDINARY MEETING OF 12th February 2009 (Continued)

FROM THE PARISH WEBSITE

7.2. PLANNING APPLICATIONS (continued):

7.2.3. 60/08425/DCND1 Kearn Industrial Holdings Ltd

3) The access road is not of an adequate standard to allow for increased levels of traffic for either residents of an additional 12 houses nor for heavy construction vehicles that would be required to complete the development.

4) The issue of sewage waste from the new development has not been addressed.
The Council was informed at the meeting that the existing sewer is in private ownership and that there is no agreement for sewer pipes from the proposed 12 new houses to be joined to this existing sewer.

5) There are existing problems of road flooding, with a stream often overflowing onto Keveral Gardens at times of heavy rainfall. This issue needs to be addressed before further development can be considered. The construction of additional access roads further up the hill could exacerbate this problem.

In his submission to Caradon Planning Dept. the Clerk was asked to request that in the event of the objections of the Parish Council being overruled that the application should become subject to a site meeting by the Caradon Planning Committee.
The proposal was **seconded** by the Chairman and **agreed** by the Meeting (2 abstentions).

7.3. PLANNING APPLICATIONS RECEIVED AFTER PUBLICATION OF THE AGENDA:

7.3.1. 09/00060/OUT Mr. J. Manders
Land Pt OS 1503 NARKURS, NEAR TORPOINT
Outline application for the construction of two affordable dwellings.

The Vice-Chairman **proposed** that as this application had not been published on the agenda, a decision on this application should be **deferred** until the next meeting of the Planning Committee (26th February 2009) in order to allow time for public comment; this was **seconded** by Cllr. Mrs M.Y. Byles and **agreed** unanimously by the Meeting.

7.4. PLANNING APPEALS: There were no planning appeals to consider.

8. PLANNING DECISIONS:

8.1. PERMISSIONS FOR DEVELOPMENT:
8.1.1. 08/01880/FUL Firside, Main Road, Downderry
Construction of conservatory to Front of dwelling
Caradon D.C. Permission Granted 16th January 2009
Main conditions:-
1) Three year commencement rule

2) Materials used for the construction of the external surfaces shall match those used in the existing building

9. PLANNING CORRESPONDENCE:

9.1. Correspondence received by the date of the Meeting
No correspondence had been received.

9.2. MATTERS RAISED BY MEMBERS

There were no matters raised by members.

ORDINARY MEETING OF 12th February 2009 (Continued)

10. FINANCE:

10.1. Income & Expenditure.

10.1.1. INCOME DECEMBER 2008 & JANUARY 2009

Downderry & Seaton W1 Forwarded donation towards new seat for Broads Yard, Downderry	100.00
Barclays Bank – Interest from Treasury Deposit matured on 14th Jan 2009	200.30
Barclays Bank – Interest from bank accounts	260.35
Total £	**560.65**

10.1.2. EXPENDITURE DECEMBER 2008 & JANUARY 2009

Caradon D.C. Nut Tree Newsletter, October 08 (50% contribution)	-	114.45	114.45
Caradon D.C. Nut Tree Newsletter, November 08 (50% contribution)	-	114.45	114.45
Caradon D.C. Clerk's Salary – November 2008	0.75	1,033.61	1,034.36
K. Johnson – PROW and Small Works 2008	-	1,100.00	1,100.00
R.B.L. Poppy Appeal	-	50.00	50.00
EDF Energy – Downderry P.C. (Period 29/7/08-28/10/08)	0.66	13.17	13.83
Christmas Support Grant to local families through St. Nicolas School		54.00	54.00
Marmax Products Ltd – WI Seat for Broads Yard, Downderry	53.03	303.00	356.03
Clerk's Mileage Expenses Oct.-Dec.08 (91 miles @ 58.7p per mile + 50p parking)	-	53.92	53.92
Ruralnet / UK – Cornwall ExtraNet Membership Subscription	7.50	50.00	57.50
Caradon D.C. – Clerk's Salary December 2008	0.75	1,033.61	1,034.36
Downderry Methodist Church – Hire of Hall 2008	-	130.00	130.00
Hessenford Church Hall – Hire of Hall 2008	-	97.50	97.50
December 2008 & January 2009 Cheque Payments C/F £	**62.69**	**4,147.71**	**4,210.40**

Standing Order Payments:

MR. J. BIRD – December 2008 Cleansing Contract Payment	-	**211.58**	**211.58**
MR. J. BIRD – January 2009 Cleansing Contract Payment	-	**211.58**	**211.58**
DECEMBER 08 & JANUARY 09 EXPENDITURE TOTALS £		**4,570.87**	**4,633.56**

Ratification of this expenditure was **proposed** by Cllr. J. P. Candy, **seconded** by Cllr. Mrs. A. Robinson and **approved** unanimously by the Meeting.

10.2. BANK STATEMENTS & BANK ACCOUNT / INTEREST MANAGEMENT

Date	Account	Balance £	
30 Jan. 09	Community	1,000.00	
30 Jan. 09	Business Premium	28,220.80	Interest for period 8/9/08 - 7/12/08: £63.60
30 Dec. 08	Step Saver	5,823.33	Interest for period to 5/12/08: £66.60
30 Dec. 08	Rocknose BPA	18,947.03	Interest for period 8/9/08 - 7/12/08: £76.21
30 Dec. 08	Sports & Rec BPA	13,410.91	Interest for period 8/9/08 - 7/12/08: £53.94
03 Oct. 08	Barclays Treasury Deposit	60,000.00	Matures on 3rd April 2009 Interest at 5.7% = £1,639.73
14 Nov. 08	Barclays Treasury Deposit	60,000.00	Matured on 14th Jan. 2009 Interest at 1.9975% = £200.30
20 Jan. 09	Lloyds TSB Fixed Term Deposit *(Transfer from Barclays Bank)*	60,000.00	Matures on 20th April 2009 Interest at 2.1% = £310.68

Cllr. J.P. Candy suggested that it would be worth investigating the possibility of investing with an ethical bank such as Tridos Bank.

FROM THE PARISH WEBSITE

ORDINARY MEETING OF 12th February 2009 (Continued)

10.3. LETTERS OF THANKS

The Clerk reported that none had been received.

10.4. CONSIDERATION OF LIST OF GRANTS MADE FOR THE YEAR ENDING MARCH 31ST 2008

The Clerk presented a report (see Appendix B). Councillors were interested to note that the amount granted over the period 2001-2008 was generally in line with the amount that had been precepted.

10.5. REQUESTS FOR FUNDING

10.5.1. Caradon Citizens Advice Bureau – Letter dated 28th January 2009
After discussion Cllr. Mrs. A. Robinson **proposed** a grant be made of **£200.00**; this was **seconded** by the Vice-Chairman and **agreed** by the Meeting (4 abstentions).

10.6. ACCOUNTS TO BE PAID

	VAT £	Nett £	***TOTAL £***
S.W. Water – Downderry Public Toilets (Period 24/1008-20/01/09)	-	225.98	225.98
Caradon D.C. – Cleaning supplies for Downderry Public Toilets	4.55	30.31	34.86
B.T. – Parish Office telephone & broadband (Bill No. Q019DQ)	13.58	100.03	113.61
Caradon D.C. – Nut Tree Newsletter, December 08 (50% contribution)	-	114.45	114.45
Caradon D.C. – Nut Tree Newsletter, January 09 (50% contribution)	-	114.45	114.45
Caradon D.C. – Clerk's Salary January 2009 *(including back dated interim increase from April 2008 as agreed by NALC)*	0.75	1,274.12	1,274.87
Petty Cash	-	50.00	50.00
Total £	**18.88**	**1,909.34**	**1,928.22**

It was **proposed** by Cllr. J.P. Candy, **seconded** by Cllr. Mrs. A. Robinson, and **RESOLVED** by the Meeting to ratify the above expenditure.

10.7. FINANCIAL CORRESPONDENCE

There was no correspondence to consider.

10.8. FINANCIAL BUSINESS RECEIVED AFTER THE PUBLICATION OF THE AGENDA

There was no business to consider.

11. HIGHWAY MATTERS:

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

11.1.1. Notification of Closure of the Seaton Valley Road for Repairs in April 2009
Cllr. C. J. Hazel informed the Meeting that he had set up a meeting with Ian Bounsall of CORMAC to discuss the possibility of overnight working for the road re-surfacing work. It was agreed that this meeting should take place at the Parish Office on Thursday 19th February 2009 at 3pm. The Clerk was requested to inform the Bus Company of this meeting.
11.1.2. Cllr. G.K. Berncastle drew the attention of members to road edge erosion occurring on Treliddon Lane, Downderry. One particular protruding rock was of danger to passing vehicles.

FROM THE PARISH WEBSITE

ORDINARY MEETING OF 12th February 2009 (Continued)

11.1. TRAFFIC & PARKING ISSUES: Downderry, Seaton & Hessenford (Continued)

11.1.2. (Continued)
The Chairman stated that the Highways Dept. would not act because the edge erosion was actually on privately owned land off the carriageway, the road edges having been eroded onto the private land by the wheels of large vehicles that were too wide for the official carriageway.

11.2. PUBLIC TRANSPORT ISSUES

11.2.1. The Clerk notified members of a public meeting to be held by the Rame Peninsula Public Transport Users Group at Torpoint Town Hall on Thursday 26th February 2009 at 2.30 pm.

The Vice-Chairman suggested that the Parish Public Transport Representative, (Ms. Eileen Saville), be encouraged to take part in the Looe Area Plan consultation process currently taking place.

12. CURRENT / ONGOING BUSINESS:-

12.1. PARISH PROJECTS – THE AXE

Cllr. J.P. Candy declared a prejudicial interest in relation to item 12.1, spoke for information, at the request of the Chairman. Cllr, Candy informed the Meeting that excavation work to form a wildlife pond near the Axe stream had been carried out. The pond was in a secluded area and could not be seen from further up the field. Work on fencing, as agreed, would commence on the return of the contractor from holiday, later in March 2009.

12.2. ELECTION OF ONE COUNCILLOR REPRESENTING DOWNDERRY WARD

The Clerk reported that this vacancy had now been filled in an uncontested election. The Chairman again welcomed Cllr. Philip McClung to the Meeting.
The Vice-Chairman asked what the cost of this election had been. The Clerk stated that he had not yet received the invoice from Caradon D.C.

12.3. "ONE CORNWALL"

12.3.1 Submission to the Boundary Committee regarding the inclusion of Deviock Parish in the proposed Pelynt Division

Cllr. J.P. Candy reported that a submission to the Boundary Commission for England had been made regarding the wish of Deviock Parish to become part of the Pelynt Division. A recent poll had given support to the division being called "Trelawny". Cllr. Candy also stated that the proposed Community Network Areas of Liskeard / Looe and Saltash / Torpoint had been ratified by the Commission. The Chairman thanked Cllr. Candy and the Vice-Chairman for their efforts over the past month in preparing the submission on behalf for the Parish Council.

12.4. BURIAL GROUND FOR DEVIOCK PARISH

12.4.1. Consideration of quotations received for a desk-top survey of three sites.

The Chairman stated that two quotations for the desk top surveys had now been received:-

1) Jubb Consulting Engineers Limited: £7,800.00 plus VAT
2) John Grimes Partnership Ltd. £1,968.00 plus VAT

After discussion Cllr. J.P. Candy **proposed acceptance of the quotation from John Grimes Partnership Ltd** of £1,968.00 plus VAT plus a possible additional £200.00 plus VAT for possible dynamic probing investigations in order to help determine the ground conditions; this was **seconded** by Cllr. P. McClung and **agreed** unanimously by the Meeting.
The Clerk was asked to inform the company and to request an estimate of time required to carry out the surveys.

FROM THE PARISH WEBSITE

ORDINARY MEETING OF 12th February 2009 (Continued)

12.5. TELEPHONE KIOSKS, DOWNDERRY & NARKURS

The Clerk informed members that although the procedure for adopting the kiosks in Downderry and Narkurs was now in progress there was now strong public concern about the removal of the public telephones. The Vice-Chairman stated that new information received regarding required criteria for the removal of public telephones appeared to suggest that BT's own guidelines on this matter had not been followed, their being no other public phone within 400 metres and no notice of requested removal having been displayed in the kiosks in question.
Cllr. Mrs. G.E. Hartland notified members that the Downderry & Seaton Residents Association had written to BT on this matter. The Clerk was asked to write again to BT and OFCOM with copies of letters to Colin Breed M.P. and Caradon D.C.

12.6. TO CONSIDER THE ADOPTION OF UPDATED STANDING ORDERS

The Clerk distributed revised draft Standing Orders, dated February 2009 to members and asked for comments before the next full council meeting in March 2009, when he hoped that the Council could officially adopt them.

13. NEW BUSINESS:-

13.1. CARADON / NALC / CALC, ETC DOCUMENTS

The Clerk drew the attention of members to the following documents and events:-
13.1.1. Cornwall C.C. - Annual Minerals & waste Monitoring Report 2007/8
13.1.2. Caradon D.C. – Public Consultation – Street Collections
13.1.3. Caradon D.C. – Training – Standards and the Code of Conduct for Parish Councils
Training sessions have been arranged for Tuesday 24th February 2009 at Luxstowe House, Liskeard
13.1.4. Caradon D.C. – Public Consultation on Licensing
13.1.5. Communities & Local Government – Communities in Control – Code of Recommended Practice on Local Authority Publicity – A Consultation

13.2. NEWSLETTERS / REPORTS / BROCHURES, ETC:

The following document was available for inspection:-
Caradon CAB Annual Report 2008

13.3. CORRESPONDENCE RECEIVED BY DATE OF MEETING

There was none.

13.4. NEW BUSINESS RECEIVED AFTER PUBLICATION OF THE AGENDA:

13.4.1. Broads Yard Seat Plaque. The Clerk informed members that the wording for this plaque had still not been finalised. After discussion it was agreed to delegate the decision on this wording to the Clerk, in conjunction with Mrs Anne Danton of the Downderry and Seaton W.I.

13.5. MATTERS RAISED BY MEMBERS FOR POSSIBLE INCLUSION ON THE NEXT AGENDA

13.5.1. Cllr. Mrs. A. Robinson asked if there had been any progress made with the recommencement of building work at the Old Garage site, Hessenford? Cllr. J.P. Candy stated that negotiations with Caradon D.C. were still ongoing.
13.5.2. The Vice-Chairman drew the attention of members to the Looe Area Plan, stating that it still seemed to be very much Looe centred with little emphasis on the surrounding parishes. The aim was to unite on common issues across the parishes. This could best be achieved by comparing issues raised in Parish Plans.

There being no further business, the Chairman closed the meeting at 21.35 hrs

FROM THE PARISH WEBSITE

Report for the Parish Meeting
Deviock
12th February 2009

Period of Report	Crimes in Parish	Crimes in Area
06/01/09 – 11/02/09	2	64
01/01/09 – 11/02/09	5	75
01/01/08 – 11/02/08	2	142

Types of Crime Since The Last Meeting

2 x Theft of heating oil at St Winnolls

Crime Hot Spots In Parish

There are no specific problem areas at present but please be aware there has been heating oils thefts and review you tank security.

FROM THE PARISH WEBSITE

REPORT OF GRANTS MADE IN THE YEAR ENDING 31st MARCH 2008

MONTH 2007	GRANT MADE TO:-	AMOUNT	LETTER OF THANKS RECEIVED
April	None	-	-
May	Jazz in the Park (Insurance contribution)	£300.00	No
June	The Samaritans of Plymouth E. Cornwall and S.W. Devon	£50.00	Yes
July	None	-	-
August	None	-	-
September	Victim Support, Cornwall	£50.00	Yes
October	None	-	-
November	None	-	-
December	None	-	-
2008			
January	Caradon C.A.B.	£100.00	Yes
February	Cornwall County Playing Fields Association	£75.00	Yes
March	1) St. Nicolas School, Downderry Contribution towards Bible Garden 2) Shelter, Cornwall Housing Aid Centre	£500.00 £100.00	Yes Yes
TOTAL		£1,175.00	

Precepted amount for grants in 2007/8 was: £1,000.00
Precepted amount for S.137 grants in 2007/8 was: £ 500.00

Total: £1,500.00

TOTAL AMOUNT PRECEPTED 2001 – 2008 = £13,500.00 (includes £3000.00 S.137 in 2004/5 precept)
TOTAL AMOUNT IN GRANTS 2001 – 2008 = £ 9,933.22

TOTAL SURPLUS: £ 3,566.78

Tim Pullin 9th February 2009

FROM THE PARISH WEBSITE