

**MINUTES of the ORDINARY MEETING of
The DEVIOCK PARISH COUNCIL held at The CHURCH HALL,
HESSFORD at 7.30pm on Thursday,
13th March 2008.**

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
J.P. Candy, Downderry Ward*
M.J. Crutchley, Downderry Ward
Mrs. G.E. Hartland, Seaton Ward
S.J. Parry, Seaton Ward
Mrs. A. Robinson, Hesseford Ward
Mrs. M. E. Temlett, Downderry Ward
* Also District Councillor, Deviock & Sheviock Ward
Mr T. Pullin, Parish Clerk

PUBLIC PARTICIPATION PERIOD:

One member of the public addressed the Council regarding his objections to the planning application "Land at St Annes, Church Hill, Hesseford" and stated that a number of local residents were also opposed this application. The reasons for objection included:-

- 1) The future protection of various trees on the site that formed an important part of the local character of Hesseford.
- 2) That the site in question was one of the few green areas of the village.
- 3) Loss of light into his property
- 4) Concerns over access to the main road.
- 5) Concerns that the plans referred to linkage to mains sewers / drainage, when none existed and that there appeared to be no suitable site for a septic tank.
- 6) The closeness to a watercourse of the proposed development.

There being no other requests to address the Council the Chairman closed the public participation period.

1. APOLOGIES had been received from Cllr. Ms. E.R. Saville, (*unwell*)

2. DECLARARION OF INTEREST IN ITEMS ON THE AGENDA:

- 2.1. The Vice Chairman expressed a prejudicial interest with regard to agenda item 5.24
- 2.2. Cllr. J.P. Candy expressed a personal interest with regard item 11.1. The Axe.

3. MINUTES:

3.1. Minutes of the Ordinary Meeting of 14th February 2008

Subject to minor amendment (item 10.2.), it was **proposed** by, Cllr. J.P. Candy **seconded** by Cllr. Mrs. A. Robinson and **AGREED** unanimously by the Meeting, to accept the minutes as a correct record.

4. REPORTS ON MATTERS ARISING FROM THE MINUTES:

There were no matters arising.

ORDINARY MEETING OF 13th March 2008 (Continued)

The Chairman suggested that item 10, Police Matters, should now be taken, in order to prevent the officers present from being unduly delayed and this was agreed by the Meeting.

10. POLICE MATTERS:

10.1. COUNCIL MATTERS FOR THE POLICE:

10.1.1. PCSO John Riggall of Torpoint Police was in attendance.

The Chairman raised the issue of speeding traffic at Narkurs. PCSO Riggall suggested the use of portable speed guns as a deterrent and stated that he would contact local residents in order to ascertain the times of day when the traffic problems were most acute.

10.1.2. The Vice-Chairman alerted the officer to the problems of obstructive parking on the road at the Methodist chapel, Downderry and suggested that a traffic survey was well overdue.

Cllr. G.K. Berncastle stated that there were continuing problems caused by "school run" parking at the junction of Main road and Treliddon Lane, Downderry.

PCSO Riggall suggested that an Environmental Audit, that would address the problem areas, would be appropriate.

10.1.3. Cllr. M.J. Crutchley asked if there had been any developments in the case of the girl who had been confronted by a man at Seaton? PCSO Riggall stated that because of a lack of any substantial leads in this matter investigations had not progressed.

Cllr. J.P. Candy suggested that a school time walking bus could help with deterring this kind of incident.

10.2. POLICE MATTERS FOR THE COUNCIL

10.2.1. PCSO Riggall introduced Sergeant Stuart Gilbert, the Torpoint and Rame Peninsular Community Sergeant, based at Torpoint. Sergeant Gilbert addressed the Council stating that he hoped that the recent police area reorganisation, by which Deviock Parish was now back in the Torpoint police area, had resulted in better levels of policing with more local involvement, helped by the P.A.C.T. scheme and by having a Parish Council Liaison Officer.

10.2.2. Police Report. PCSO Riggall presented the monthly Police Crime Report.
(See Appendix A)

5. PLANNING:

5.1. Minutes of the Meeting of 28th February 2008

It was **proposed** by, Cllr. G.K. Berncastle, **seconded** by Cllr. Mrs. A. Robinson and **AGREED** by the Meeting, to accept the minutes as a correct record. There were no matters arising.

5.2. PLANNING APPLICATIONS:

5.2.1. 08/00152/OUT Mr N. McCabe LAND AT ST ANNES, CHURCH HILL, HESSENFORD

Outline application for the construction of one dwelling and garage

The Chairman read out three letters of objection.

ORDINARY MEETING OF 13th March 2008 (Continued)

5.3. PLANNING APPLICATIONS (Continued):

5.2.1. 08/00152/OUT Mr N. McCabe LAND AT ST ANNES, CHURCH HILL, HESSENFORD (Continued)

After discussion Cllr. Mrs A. Robinson **proposed** objection to the application for the following reasons:-

- 1) Over development
- 2) Overlooking on to adjacent property
- 3) Increased use of access to a busy main road
- 4) Unacceptable impact on Conservation Area
- 5) Probable damage to mature trees
- 6) Difficulty of providing adequate sewage disposal (no mains sewer)

The proposal was **seconded** by Cllr. G.K. Berncastle and **agreed** by the Meeting with one abstention.

5.2.2. 08/00181/FUL Mr R. McKay BALMAIN, KEVERAL LANE, SEATON

Formation of a car parking space

Cllr. G.K. Berncastle **proposed** support of this application; this was **seconded** by Cllr. M. J. Crutchley and **agreed** by the Meeting with one abstention.

The Vice-Chairman asked that applicant should be reminded that there should be no dumping of waste material into the Seaton valley, on the other side of the road from the proposed parking bay.

5.2.3. 08/00232/FUL Mr David Bennett SEA HOLLY COTTAGE, MAIN ROAD, DOWNDERRY

Change of use of hair salon to residential use

Cllr. G.K. Berncastle **proposed** support of this application; this was **seconded** by Cllr. Mrs. M.Y. Byles and **agreed** by the Meeting with one abstention.

5.2.4. 08/00219/FUL Miss B. Daniel 16 COOMBE PARK, TRELIDDON LANE, DOWNDERRY

Construction of first floor extension and new ground floor front entrance

The Vice-Chairman, who had previously expressed a prejudicial interest, left the Meeting.

Cllr. G. K. Berncastle **proposed** that consideration of the application be deferred until a site meeting had be held (in line with Standing Orders); this was **seconded** by Cllr. Mrs. M.Y. Byles an **agreed** by the Meeting with one abstention.

The Vice-Chairman re-entered the Meeting. The date for a site meeting was set at 18.00 hrs on 27th March 2008.

5.2.5. 08/00167/TRECON Mr. P. J. Lewis 4 WEST END COTTAGES, HESSENFORD

Request for permission to remove trees within the conservation area

Cllr. G.K. Berncastle **proposed** support of this application; this was **seconded** by Cllr. Mrs. M.Y. Byles and **agreed** by the Meeting with one abstention.

5.3. PLANNING APPLICATIONS RECEIVED AFTER PUBLICATION OF THE AGENDA:

There were no planning applications to consider.

5.4. PLANNING APPEALS:

No planning appeals had been received by the date of the meeting.

ORDINARY MEETING OF 13th March 2008 (Continued)

6. PLANNING DECISIONS:

No planning decisions had been received by the date of the meeting.

7. PLANNING CORRESPONDENCE:

7.1. Correspondence received by the date of the Meeting

7.1.1. To consider and comment on the New Enforcement Process and Complaint Form of Caradon D.C., Development Control Dept.

Cllr. J.P. Candy stated that he hoped that the new process had dealt with all the issues that had caused problems for enforcement in the past. After discussion it was agreed to make no official comment on the new enforcement process and complaint form.

7.2. MATTERS RAISED BY MEMBERS

7.2.1. The Vice-Chairman urged members to be alert to possible breaches of the Tree Preservation Order on land to the south side of Keveral Gardens.

7.2.2. Cllr. J.P. Candy informed the Meeting that the latest planning application relating to Wentworthy, Downderry would be decided by the District Planning Committee.

7.2.3. Cllr. S.J. Parry asked if enforcement proceedings had been started against the developer of land behind Keveral Gardens. Cllr. J.P. Candy stated that Caradon Development Control was in the process of conducting a survey of the land as an initial step to the commencement of enforcement proceedings.

8. FINANCE:

8.1. Income & Expenditure.

8.1.1. INCOME JANUARY / FEBRUARY 2008

Bank Interest (Matured Treasury Deposit)	1,437.70
Axe Field Rental Payments for 2004/5 & 2005/6	400.00
Total £	1,837.70

8.1.2. EXPENDITURE JANUARY / FEBRUARY 2008:

<u>COUNCIL ADMIN. – Cheque Payments:</u>	<u>VAT</u>	<u>Nett</u>	<u>TOTAL</u>
Caradon D. C. – Cleansing supplies for the Public Conveniences	8.06	46.04	54.10
Premier Ruralnet Subscription (Oct.'07 – Oct.'08) inc. E-mail access	8.75	50.00	58.75
Caradon D.C. Clerk's Salary – December 2007	0.88	994.91	995.79
Clerk's Mileage Expenses (Oct. – Dec.'07: 70 miles @ 55.8p per mile)	-	39.06	39.06
Petty Cash	-	50.00	50.00
Downderry Methodist Church – Charges for hire of Schoolroom in 2007	-	120.00	120.00
Hessenford Church Hall – Charges for hire of Hall in 2007	-	75.00	75.00
CCTP – CILCA Residential Training Course for Clerk	-	100.00	100.00
CALC- Annual Conference – delegate fees	-	20.00	20.00
S.P. Jaycock – Repairs to Notice Board	-	69.00	69.00
Caradon Citizens Advice Bureau	-	100.00	100.00
Caradon D.C. Nut Tree Newsletter – Dec '07 (50% contribution)	-	114.45	114.45
Caradon D.C. Nut Tree Newsletter – Jan '08 (50% contribution)	-	114.45	114.45

ORDINARY MEETING OF 13th March 2008 (Continued)

8.1.2. EXPENDITURE JANUARY / FEBRUARY 2008 (Continued):

<u>COUNCIL ADMIN. – Cheque Payments (continued):</u>	<u>VAT</u>	<u>Nett</u>	<u>TOTAL</u>
BT 20/10/07 – 16/01/08 + Broadband rental until 31/03/08	16.18	96.92	113.10
South West Water – Downderry Toilets 27/10/07 – 14/01/08	-	325.51	325.51
Caradon D.C. Clerk's Salary – January 2008	0.88	994.91	995.79
EDF Energy - Downderry Toilets 25/10/07-29/01/08	0.59	11.71	12.30
Cornwall County Playing Fields Association	-	75.00	75.00
Caradon D.C. Nut Tree Newsletter – Feb '08 (50% contribution)	-	114.45	114.45
Cllr. G.K. Berncastle – Attendance Allowance (May 2007 – January 2008, 3 quarterly payments of £41.50)	-	124.50	124.50
Petty Cash	-	50.00	50.00
January / February 2008 Cheque Payments C/F £	35.34	3,685.91	3,721.25
<u>Standing Order Payments:</u>			
MR. J. BIRD – January 2008 Cleansing Contract Payment	-	205.41	205.41
MR. J. BIRD – February 2008 Cleansing Contract Payment	-	205.41	205.41
JANUARY / FEBRUARY 08 EXPENDITURE TOTALS £	35.34	4,096.73	4,132.07

It was **proposed** by Cllr. J. P. Candy **seconded** by Cllr. Mrs. A. Robinson and **RESOLVED** to ratify the above expenditure (one abstention)

8.2. BANK STATEMENTS & BANK ACCOUNT / INTEREST MANAGEMENT

<u>Date</u>	<u>Account</u>	<u>Balance £</u>	
28 Feb. 08	Community	1,000.00	
28 Feb. 08	Business Premium	25,763.17	
30 Jan .08	Step Saver	111,900.10	N.B. £111,340.00 transferred to Treasury Deposit on 4 Mar. 08
28 Dec .07	Rocknose BPA	18,488.57	Interest earned for period 3/09/07-2/12/07: £148.60
28 Dec. 07	Sports & Rec BPA	13,086.24	Interest earned for period 3/09/07-2/12/07: £105.18

8.3. LETTERS OF THANKS

No letters of thanks had been received.

8.4. REQUESTS FOR FUNDING

8.4.1. **St Nicolas C. of E. V.A. School**, Downderry. A request for a grant towards providing a Bible Garden at the school.

After discussion the Vice Chairman **proposed** that the Council grant **£100.00** and this was **seconded** by Cllr. Mrs. G.E. Hartland. An **amendment** that the sum should be **£1,000.00** was **proposed** by Cllr. M.J. Crutchley and **seconded** by Cllr. J.P. Candy. The **amendment** was **defeated**. Cllr. J.P. Candy **proposed a second amendment** that the sum should be **£500.00** this was **seconded** by Cllr. Mrs. M.Y. Byles and **agreed** by the Meeting.

ORDINARY MEETING OF 13th March 2008 (Continued)

8.4. REQUESTS FOR FUNDING (continued)

8.4.2. Caradon Neighbourhood Watch Forum

The Clerk informed the Meeting that he had received a letter dated 8th March 2008 requesting funding towards the Caradon Neighbourhood Watch Forum. After discussion it was suggested that the Clerk should pass this letter on to the local Neighbourhood Watch co-ordinator.

8.4.3. Shelter, Cornwall Housing Aid Centre

The Clerk informed the Meeting that he had received a letter dated 21st February 2008 requesting funding towards the Cornwall Housing Aid Centre.

Cllr. J.P. Candy **proposed** that the Council grant the sum of **£100.00**, this was **seconded** by the Vice-Chairman and **agreed** by the Meeting, with one abstention.

8.5. ACCOUNTS TO BE PAID

	<u>VAT</u>	<u>Nett</u>	<u>TOTAL</u>
Galvins of Liskeard (<i>Photocopier toner cartridge & stationery</i>)	20.80	118.83	139.63
Caradon D.C. Clerk's Salary – February 2008	0.88	994.91	995.79
Total £	21.68	1,113.74	1,135.42

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

8.6. TO AWARD THE CLEANSING CONTRACT 2008/9

The Vice-Chairman expressed a personal interest.

The Clerk informed the Meeting that the current Cleansing Contract would expire on 31st March 2008 and that the Council had precepted £2,539.00 for the contract in 2008/9. The Clerk continued that Mr. John Bird was happy to continue with this contract for the coming year.

Cllr. J.P. Candy **proposed** the appointment of Mr. John Bird as Cleansing Contractor for 2008/9 at the rates as agreed in the Precept for 2008/9; this was **seconded** by Cllr. Mrs. M.Y. Byles and **agreed** unanimously by the Meeting.

8.7. TO CONSIDER A REQUEST BY THE CLERK FOR FUNDING OF HIS CILCA REGISTRATION FEE

The Clerk informed the Meeting that until the end of March 2008 the cost of registration would be £70.00, and that after that date the new fee would be £250.00. The Clerk continued that there was a possibility of a NALC bursary to cover this cost and which could also cover the £100.00 paid for the CILCA training weekend that has already taken place.

Cllr. J.P. Candy **proposed** that the Council grant funding for the CiLCA registration fee; this was **seconded** by the Chairman and **agreed** unanimously by the Meeting.

9. HIGHWAY MATTERS:

9.1. TRAFFIC & PARKING ISSUES: DOWDERRY, SEATON & HESSENFORD

9.1.1. Traffic at Narkurs – Update by the Clerk

The Clerk reported that Mr. Brian Craven, Area Surveyor, Highways Dept. Cornwall C.C. had replied to his e-mail requesting a site meeting. Mr. Craven had stated that he would reply as soon as his workload permitted. The Clerk informed the Meeting that a letter on this issue, dated 3rd March 2008, had been received from Lousie Hamlyn-Noye of the Old Farmhouse, Narkurs. The letter supports the action being taken on this matter by the Council.

ORDINARY MEETING OF 13th March 2008 (Continued)

9.1. TRAFFIC & PARKING ISSUES: Downderry, Seaton & Hessenford (continued)

9.1.2. Seaton Beach Café, Parking – Consideration of an enquiry as to the extent of public parking at the site.

The Clerk reported that he had received an e-mail (6th March 2008) from Ms. Gayle Hollington Wyatt, requesting information as to the extent of public parking at the Seaton Beach Café. After discussion the general consensus of the Meeting was that the entire area of land up to the road was in private ownership with a possible right of access for the owner of the garage at the site. The Clerk agreed to inform Ms. Hollington Wyatt of the Council's opinion.

Cllr. Mrs M. E. Temlett left the Meeting at 21.10 hours

11. CURRENT / ONGOING BUSINESS:-

11.1. PARISH PROJECTS

11.1.1. THE AXE.

To debate a proposal that the Parish Council should fund work on the Axe Pond project. The Chairman stated that in light of the fact that the recent BIG grant application had been rejected he wondered if it was now time for the Council to consider funding some part of the Axe project in order to show the public that work was progressing. The Chairman continued that he thought funding of the pond and some stock fencing would be appropriate. The Groundwork contractor had estimated that the cost for this part of its tender would be approximately £3,200.00. Members gave their approval to this course of action. The Chairman stated that he was not asking for a resolution for funding of a definite sum at this stage, but would be arranging a site meeting with Groundwork in order to prepare a more detailed specification and quotation.

11.1.2. PROPOSED FOOTBALL PITCH AT SEATON COUNTRYSIDE PARK

Cllr. J.P. Candy stated that another site meeting had not yet been organised.

11.1.3. SEATON COUNTRYSIDE PARK – PROPOSED POND VIEWING PLATFORM

The Clerk stated that Mr. Al Collings of Caradon D.C. had provided rough costing for the viewing platform which would be approximately £1,200.00. After discussion it was **proposed** by the Vice-Chairman that Deviock Parish Council should grant up to **£250.00** towards this cost; this was **seconded** by Cllr. Mrs M.Y. Byles and **agreed** by the Meeting with one abstention.

11.2. PARISH MULTIPLE EVENT INSURANCE

The Clerk reported that this issue had been raised at the Downderry & Seaton Residents Assoc. meeting on the 6th March 2008. The Association approved of the idea of setting up a sub group to run this insurance scheme. Letters would be sent out to interested parties asking them to attend a start up meeting in the near future. It was suggested that the clerk include a list of all the events required to the Insurance Company, who would then inform him if any of the events would be outside the scope of the policy.

11.3. BEACH CLEAN UP

The Clerk reported that despite the weather, this event had been successful, with approximately 25 people joining in. There was continuing interest in these events and ideas for other schemes to complement these events had been suggested. Caradon D.C. had once again

ORDINARY MEETING OF 13th March 2008 (Continued)

11.3. BEACH CLEAN UP (Continued)

helped by supplying equipment, and the Clerk was grateful to Cllr. Mrs M.Y. Byles for arranging provision of pasties and to the Downderry W.M.C. for allowing use of its hall. The problem of dog mess on the beach was discussed. Cllr. J.P. Candy suggested that a press release, reminding dog owners of their responsibilities, should be issued by Caradon D.C. Cllr. Candy was asked to contact Caradon D.C. with his suggestion.

11.4. LOCAL TRANSPORT ISSUES

The Clerk reported that a Joint Parish Transport meeting, hosted by Millbrook P.C. was to take place on Monday 17th March 2008, 8 pm, at Millbrook Village Hall.

11.5. "ONE CORNWALL"

11.5.1. REPORT ON THE "ONE CORNWALL" MEETING AT LISKEARD ON 13th MARCH

The Chairman stated that this meeting had been informative and showed that the "One Cornwall" team was making a big effort to work with parish and town councils. The Vice-Chairman reported that Caradon D.C. and the County Council were now keen to rationalise their assets and dispose of small pockets of land for which they had no purpose. The Parish Council might be able to take over ownership of some land within its boundaries that would be to its advantage. One such pocket of land was at Rocknose Corner. Ownership of this land could help to enable the long desired walkway project to become a reality. The Vice-Chairman continued that the future "Community Network Areas" had been discussed and that these needed to fit in with the Electoral Division areas for the new Authority. It had been suggested that some of the proposed areas were too large, that Torpoint and Saltash should be in different areas and that there was a possibility that the Liskeard and Looe area would be split between the two towns. With the Electoral Review of Cornwall underway this was the ideal time to request that Deviock become a single ward.

11.5.2. TO DEBATE A PROPOSAL THAT THE ELECTORAL COMMISSION FOR ENGLAND SHOULD BE ASKED TO ABOLISH THE EXISTING WARDING ARRANGEMENTS OF DEVIOCK PARISH AND CREATE A SINGLE PARISH WARD

The arguments for and against had been previously well debated. After discussion Cllr. J.P. Candy **proposed** that the agenda motion be accepted; this was **seconded** by the Vice-Chairman and **agreed** by the Meeting with three votes against and one abstention.

11.5.3. TO CONSIDER THE ADVISABILITY OF REQUESTING THE TRANSFER OF SUITABLE CARADON D.C. ASSETS TO DEVIOCK PARISH COUNCIL

Cllr. J.P. Candy stated that in order to decide on whether to take over any assets from the District Council it was necessary to have an inventory of the assets held by Caradon D.C. in Deviock Parish. Cllr. Candy agreed to request an inventory from the authority. The advisability of taking over ownership of land at Rocknose Corner could depend on the responsibility the Parish would then have in relation to maintenance of the highway at a place where land subsidence was possible. The Chairman stated that the Parish already owned adjacent land that was subject to the same issues.

ORDINARY MEETING OF 13th March 2008 (Continued)

11.5.4. TO DEBATE WHETHER OR NOT TO PETITION JOHN HEALY MP AT THE DEPT. OF COMMUNITIES AND LOCAL GOVERNMENT, ABOUT THE DATE OF THE NEXT PARISH COUNCIL ELECTIONS.

The Clerk informed the Meeting that under the terms of the Unitary Order, Parish Council elections would take place in 2013. If the Parish Council wished for elections to take place in 2009 (the only other option at present), then it should petition the Department.

After discussion Cllr. J.P. Candy **proposed** that John Healy MP be petitioned to amend the Order so that Parish Council elections would take place in **2009**; this was **seconded** by Cllr. Mrs. M.Y. Byles and **agreed** by the Meeting.

11.5.6. TO CONSIDER HOW TO COMPLETE SECTIONS 2 & 3 OF THE "ONE CORNWALL" PARISH SURVEY

After discussion it was agreed that the Chairman, Vice-Chairman and Clerk should complete the survey jointly.

12. NEW BUSINESS:-

12.1. CARADON / NALC / CALC, ETC DOCUMENTS

There were no documents for consideration

12.2. NEWSLETTERS / REPORTS / BROCHURES, ETC:

The following publications were available for inspection:-

- 1) LCR March 2008
- 2) Campaign to Protect Rural England
- 3) Enjoy England

12.3. CORRESPONDENCE RECEIVED BY DATE OF MEETING

12.3.1. Parish Marquee – Letter from Mrs Angela Elliott, District Commissioner, St. German's District Guiding.

The Chairman read out the letter that informed the Council that the Guides insurance policy would no longer cover the Parish marquee that was kept in the Guides shed at St. Nicolas Church, Downderry. The Clerk stated that the marquee was covered under the Parish Council insurance policy. The clerk was asked to thank Mrs Elliott for her information and to inform her that the Council was happy for the marquee to continue to reside at the shed.

12.3.2. Scope – An Invitation to take part in a local "house to house" collection (7th-27th April 2008)

The Clerk informed members of this event.

12.4. NEW BUSINESS RECEIVED AFTER PUBLICATION OF THE AGENDA:

No business had been received.

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

There were no matters raised.

There being no further business, the Chairman closed the meeting at 22.20 hrs