

LUXULYAN PARISH COUNCIL
DRAFT Minutes of the meeting held in the Luxulyan Memorial Institute at 7.00 pm on
THURSDAY 10 JULY 2014

PRESENT: Cllr Chris Austin (Chair), Cllr David Olford, Cllr Barbara Fahey, Cllr Ralph Keam. Clerk to the Parish: Mrs Christine Wilson.

ABSENT: Cllr George Haywood, Cllr Jodie Fisher, Cllr Clare Eich, Cllr Michaela Linfoot, Ward Member Cllr Simon Rix.

ALSO PRESENT: Mr J Satterthwaite (for the duration), Mr C Wilton assistant to Sheryll Murray MP (for the duration), Mr R Smith representing Luxulyan Against Needless Development (LAND), Mr K Stocker representing Luxulyan Community Transport, Mr B Lewis representing Protect Our Valleys, and 4 members of the public.

Abbreviations: Luxulyan Parish Council (LPC), Cornwall Council (CC), Strategic Planning Committee (SPC), Community Land Trust (CLT), Parish Councillors are abbreviated with their initials. *** indicates the Consultee Comments submitted to the Planning Authority by LPC, delegated to the Clerk.

The meeting began at 7.04 pm and the Chairman welcomed all.

14/046 **Apologies for absence.** Cllrs Haywood because he is away, Cllr Fisher due to work commitments, Cllr Linfoot, Cllr Eich for personal matters.

14/047 **Declarations of interest.**

a) Declarations re agenda items. None.

b) Requests for dispensation. None.

14/048 **Public Session.**

Bodwen Solar Farm [item 14/056.b.iii].

As the majority of the public were attending the meeting regarding the Bodwen Solar Farm appeal, the Chairman first read out a letter received recently from our Member of Parliament, Sheryll Murray, explaining the process she could use to take an appeal directly to the Secretary of State, bypassing the Inspector at the Planning Inspectorate. It was noted that this process could also be used for solar farms.

Mr R Smith requested LPC ensure that Footpath 408/6/1 from Bodwen to Higher Menadew was cut and cleared in time for the visit of the Inspector. The Clerk advised that the path was on the cutting list of the contractor who should be doing the work within the week.

Mr Smith also encouraged anyone living next to the proposed Bodwen Solar Farm to write to the Inspector and request that he view the site from their property. Even if the Inspector decided not to visit the property, such a letter could only help the argument against the Solar Farm. 2 members of the public thought they would write.

Mr Smith also said that a field next to the proposed site is growing barley, so it is difficult to understand the argument by the agent that the proposed site is poor for agriculture.

Mr Smith and 2 members of the public left the meeting.

LCT - Luxulyan Community Transport [item 14/054].

Mr K Stocker explained that the official title, for what previously was called the Mini-bus Project, gives the group the flexibility to expand into other areas of transport in the future.

Mr Stocker also explained that the project will be run as a business. Although much volunteer work will be needed, the project will bring some paid work into Luxulyan as well.

He requested that LPC send a letter of intent to LCT indicating that it fully supports the project, sees the need for a bus service of this kind, and that LPC awaits a more detailed projected budget in order to gage how much it should grant the project.

Mr B Smith of Volunteer Cornwall has helped put together a draft business plan and has a lot of experience with similar projects. He has promised to stay on the board for two years to help get LCT on its feet.

Progress with LCT was delayed for various reasons, but now it is a registered charity with over £600 in the bank. They need donations or letters of intent for at least 10% of the £40,000 they will be requesting from the Lottery Fund, and they also need to raise the first 12 month's running costs.

Mr Stocker and 2 members of the public left the meeting.

Protect Our Valleys [item 14/056.c.i]

Mr B Lewis read a statement from the Protect Our Valleys group explaining why they thought that the Polharmon wind turbine in Tywardreath and Par Parish was unsuitable for the area and requested a letter of support from LPC. It was noted that the turbine would be visible from the southern end of the parish. The Clerk explained that the Case Officer has allowed LPC to submit its comments on this turbine after this meeting, should the Council decide to do so. Before the meeting, in the interest of balanced argument, the Clerk had also circulated to the councillors a lengthy public comment in support of this turbine. The Clerk also circulated at the meeting a map of the turbine location.

Mr Lewis left the meeting.

- 14/049 **Minutes.** The minutes of the Meeting of the Parish Council, 12 June 2014 were approved and signed by the Chairman. Proposed DO; 2nd RK.
- 14/050 **Playing Field inspection rota.** The Clerk received last month's reports and the inspectors of the play equipment for the next 5 weeks will be: BF, CA, DO, RK, CA.
- 14/051 **PCSO report.** PCSO Phillips apologised for not sending last month's report, but included it this month.
- May 2014: 1 undetected vehicle crime; 1 detected production of cannabis. 12 Logs including: 5 Admin/alarm/Intel; 2 concern for welfare; 2 Road related; 1 Neighbour dispute; 1 Missing person; 1 Animal related.
- June 2014: 1 ongoing investigation vehicle crime; 1 undetected theft; 1 undetected fly tipping; 1 ongoing public order. 20 Logs including: 2 concern for welfare; 3 Road Related; 3 Admin/alarm/intel; 2 Silent 999; 10 ASB/Neighbour dispute (mainly 1 address, joint partnership work being completed with that address and support those affected.).
- 14/052 **Cllr Rix's report to the Parish.** No report.
- 14/053 **Task & Finish Group report.** No report.
- 14/054 **Luxulyan Community Transport project.** Please see Public Session. It was decided that the Clerk should write a letter of intent to the LCT indicating LPC's ongoing interest in and support of the project.
- 14/055 **Surface Water Runoff Grant Scheme.** The application form has been distributed to all councillors who are looking into possible sites that could benefit from work done to alleviate flooding due to surface water runoff. LPC encourages any landowner who could benefit from such work to contact one of the Parish Councillors.

14/056 **Planning.**

- a) Reports on planning decisions are distributed with the Clerk's Notes and reported on the LPC website.
- b) Planning correspondence.
 - i. Sheryll Murray MP letter. [See Public Session, first paragraph.]
 - ii. Appeal for PA13/03710 Bodwen solar farm. It was decided that LPC would add its voice to other local residents to request that our MP, Sheryll Murray, put this appeal before the Secretary of State.
 - iii. Rock Mill mix-up, PA13/06904. The Clerk replied to Peter Phillips, Development Management Group Leader (General Team) with LPC's concerns about the lack of Planning Protocol which meant that LPC's objection to this application was ignored. Mr Phillips has requested that Dorothy Trudgeon, Feedback & Principal Development Support Officer, reply and we await her response.
- c) Applications.
 - i. **PA14/05070** | A single wind turbine of max 77m to tip, along with associated infrastructure including an access track and electrical housing | Polharmon Farm Par Cornwall PL24 2RY. The Council's OBJECTION was unanimous. Proposed CA; 2nd DO. [see also the Public Session.]

*** Luxulyan Parish Council OBJECTS unanimously to the wind turbine at Polharmon Farm.

1) The turbine will be seen from our parish and adversely affect the tranquillity and natural character of Luxulyan's World Heritage site. Other monuments/sites of note are Lanlivery Church of St Brevita, the Austen Engine House, the historic battlefield of Lostwithiel, and Caste Dore itself. The Cornwall Local Plan Strategic Policies Document emphasises the importance of preserving and protecting our landscapes (Policy 2, part 6), historic environment and heritage assets - designated and undesignated (Policy 24). 2) Health issues. Of particular concern also is the threat to the holiday accommodation of people with disabilities at Great Pelean Farm. The health of their clients, who are looking to connect more with the natural world, could be severely affected and Shared Lives will probably have to find an alternative location. Luxulyan parish residents have recently been severely affected by flicker from an identical turbine at Lestoon Farm such that drastic medical attention is called for. The adverse effects of a large wind turbine on vulnerable children and adults should not be underestimated. 3) Footpaths and visitors. The beauty of Luxulyan Valley's World Heritage Site, along with other valleys in the area, draws local residents and tourists to the footpaths in and around our parish. The Polharmon turbine will dominate the landscape and should therefore not be considered in this area. 4) Domination of the landscape. Luxulyan Parish Council has heard many complaints from the parish regarding its new turbine at Lestoon Farm and would not like to see another such dominating structure at the south end of our parish. 5) In brief, a structure 77 meters in height which causes noise, flicker and visual dominance will invariably devalue the traditional, historic and natural character of Luxulyan and its neighbouring parish, which contravenes Cornwall Local Plan Strategic Policies.

- ii. **PA14/05740** | Demolition of existing house and construction of new house in a different position on the site, using same access with enlarged parking area and improved access visibility | Colaba Prideaux Road St Blazey Par Cornwall PL24 2SR.

LPC agreed to SUPPORT this application; however, it was noted that again this application is not actually in our parish. It is in St Blaise parish. The Clerk will copy in the clerk at St Blaise Town Council.

*** Luxulyan Parish Council has no objection to this construction which will be a great improvement to the site.

14/057 **Maintenance of Cemetery.**

- a) The cemetery grass has been cut and is looking very good.
- b) Clerk gave the Chairman 2 laminated signs saying 'No Dog Waste Please' for the cemetery bin.
- c) There has been a personal query and the Clerk must get the certificates in order for the Exclusive Rights of Burial.

14/058 **Parish Matters.**

- a) Footpaths. Currently all in order. See Public Session, paragraph 2.
- b) Open Spaces – CL626 Treskilling Downs. Correspondence has been received from the Planning Department Enforcement office (EN14/00553), the office for Common Land at Cornwall Council, Natural England, and the Forestry Commission re the widening of the access road to Lestoon Farm over common land. The Clerk will write to Phil Mason, head of Planning to request an explanation of why this was allowed without proper permission from the Planning Inspectorate because it falls within Category D 'work for purely private benefit'.
- c) CLT – Community Land Trust. There is a meeting 17th July after which more will be known about the last 3 plots.
- d) Luxulyan Memorial Institute. No report.
- e) School Management Committee. No report.
- f) Village Hall Committee. No report.
- g) Village Rubbish bins. Again they seem to be filling up very quickly with household rubbish.
- h) Luxulyan Toilets. The British Gas has now agreed acceptable rates for the time period May 2013 to the present, and their invoice will be paid at this meeting [item 14/059.e]. The Clerk will now investigate the feed-in tariff. The freehold transfer document has been accepted by Cornwall Council and the solicitor will soon register the transfer with the Land Registry. The Clerk will request the promised compensation from CC of £500.00 for legal fees.
- i) Luxulyan Valley Partnership. No report.
- j) Minorca Lane Project. No report.
- k) What's On Cornwall. No report.
- l) Other matters for report.
 - i. The Luxullianite stone will be taken to the stonemason on Monday and will probably be returned in 2 weeks or so.
 - ii. The signs for 'No Lorries' have been made. CA will pick them up.

14/059 **Finance.**

- a) Final signatures for bank mandate still needed. CA has taken the paperwork to have signed by himself and GH.
- b) Reduction of Clerk's home office costs. It was agreed that St Ewe and Luxulyan should share the Clerk's home office costs (£4 x 52 weeks = £208) 50-50 because, though St Ewe is much smaller than Luxulyan, it uses Luxulyan's office equipment.

This means a savings for Luxulyan of £86.00 per year. St Ewe will be voting on this next Monday 14 July. Proposed DO, 2nd BF.

- c) Clerk's monthly finance report was distributed and discussed.
- d) The External Audit is complete and satisfactory without comment from the auditor. Notice of the conclusion of audit has been posted on the notice boards and website. It was agreed the Clerk will fill in the Audit Survey form for Grant Thornton.
- e) Authorisation of payments totalling £1,689.16 was agreed; proposed DO, 2nd BF. Daniel Cordy, plumbing Toilets, £150.00. Grant Thornton, external audit, £360.00. CALC, CiLCA course, £202.50 (This equals 75% of £270, and St Ewe will pay the other 25%). British Gas (30-4-13 to 10-6-14) electricity for Toilets, £182.48. Signs Now UK Ltd, final payment, £96.37. C Wilson, June salary & expenses, £413.92. A Hawken, cleaner, £227.09. HMRC, £56.80.

Parc Signs has completed the signs for 'No Lorries' but has not yet sent an invoice. LPC approved a payment for the signs of no more than £100.00. Proposed DO; 2nd BF.

- f) The Finance Working Party will now be called the **Audit Panel** and will include the Internal Control Check. As it is not a committee, it will not be open to the public; however, it will not make decisions, just recommendations for full council, which is of course open to the public.
- g) The internal control check by DO took place at the meeting of the Audit Panel before today's ordinary meeting of the Council. The accounts were found to be satisfactory.

14/060 **Luxulyan Good Citizen Award.** Differed to the next meeting.

14/061 **Correspondence & Invitations.** (complete list in Clerk's Notes 12-6-14)

- a) Letter from resident at Treskilling who is being severely affected by flicker from the new Lestoon wind turbine. The Clerk has informed the Case Officer who contacted Cleanearth Energy. They are legally obligated to alleviate the flicker and we believe they are acting on this immediately. The Clerk will be in touch with the resident to monitor progress.
- b) The Clerk will write to Chacewater Parish Council concerning their focus group which wants to highlight Cornwall Council's inefficiency and lack of regard for local views. LPC agrees in principle with many of their points and will discuss it at the next meeting when hopefully more councillors will be present.
- c) LPC did not propose a motion for or against Helston Town Council's proposal for a change to Bank Holiday car park charges in Cornwall.

14/062 **Business for the next meeting.**

- a) Luxulyan Good Citizen's Award.
- b) Chacewater Parish Council focus group on Cornwall Council.
- c) September – update on the Eden Community Geothermal Liaison Group.

14/063 **Dates of next meetings:** Planning if needed July 24th 2014. Full Council 14 August 2014. Both at 7.00 pm, at the Luxulyan Memorial Institute.

The Chairman thanked everyone and the meeting closed at 9.53 pm.

Mrs C Wilson ~ Parish Clerk ~ 13 July 2014