

LUXULYAN PARISH COUNCIL
DRAFT Minutes of the meeting held in the Luxulyan Memorial Institute at 7.00 pm on
THURSDAY 9 OCTOBER 2014

PRESENT: Cllr Chris Austin (Chair), Cllr David Olford, Cllr Barbara Fahey, Cllr Jodie Fisher, Cllr Andy Cottrill. Clerk to the Parish: Mrs Christine Wilson.

ABSENT: Cllr George Haywood, Cllr Michaela Linfoot, Cllr Ralph Keam, Cllr Clare Eich, Ward Member Simon Rix.

ALSO PRESENT: Mr Keith Barnes of the Environmental Agency, Mr G Rundle, Mrs M Grantham and Mr J Satterthwaite (for the duration).

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

The Audit Panel (CA, DO, JF) met at 6 pm in the Institute and its recommendations concerning finances were brought to the full Council at Item 14/112. The ordinary meeting began at 7.00 pm and the Chairman welcomed all.

14/99 **Apologies for absence.** RK because of his health, GH for family commitments, ML, CE and Cllr S Rix was away.

14/100 **Declarations of interest.**

a) Declarations re agenda items. BF declared that she was a member of the Craft Club and she signed the Declarations of Interest notebook and did not take part in the discussion or vote at Item 14/107(a).

b) Requests for dispensation. None.

14/101 **Public Session.**

Mrs Grantham described the very poor state of the road from Bridges to Treskilling, especially past the allotments and before the sharp bend in the road at the waterworks. The fence beside the road is covered with vegetation and collapsing, and seems to be pulling the road down with it. The Clerk noted that this same stretch of road has been reported to LPC last month and sent to Highways, but it is good to emphasise the problem and it will be sent to Highways again.

Mrs Grantham also mentioned the danger to vehicles and pedestrians from traffic that is parked on the hill above the Pub at Bridges. The Clerk will write to Highways to ask about a solution. And a letter will be sent to the occupants to make them aware of the problem.

14/102 **Meetings.**

a) The minutes of the Meeting of the Parish Council, 11 September 2014, were approved and signed. Proposed DO, 2nd JF.

b) The Clerk and Cllr Cottrill attended Code of Conduct training in the last month and the Clerk briefly ran through the 2 types of interests: Declarable Pecuniary Interests (DPIs) and Non Registerable Interests (NRIs) and dispensations.

14/103 **Flooding.** BF and ML met Kevin Barnes of the Environment Agency before the meeting and looked at the flooding problem at Rosemelling. Mr Barnes has made suggestions about action. K Barnes gave a 30 min presentation to LPC about flooding

and flood prevention in Cornwall. Mrs Grantham was able to show photos of the flooding at Bridges in 2011. The Clerk will put information and links to more information on the website. The **Repair and Renew Grant** for flooding damage between 1-12-13 and 31-3-14 is available to parishioners.

Mr Barnes, Mrs Grantham and Mr Rundle left the meeting.

- 14/104 **Playing Field inspection rota.** The Clerk received last month's forms and the volunteers for this month's weekly inspections will be: AC, JF, BF, CA, DO. The Clerk explained that the inspection reports will be kept in perpetuity.

The Preschool reported dog fouling to be a problem. They also requested a rubbish bin for the playing field.

LPC requests that reports of dog fouling be accompanied by a description of the dog and/or owner. Steps will be reviewed to remind people that dogs are not allowed on the Playing Field.

- 14/105 **PCSO report.** None.

- 14/106 **Cllr Rix's report to the Parish.** SR sent this report with his apologies for not attending:

LUXULYAN VALLEY DOG WASTE BINS

I have been told at times that the dog waste bins in the Valley are often full to overflowing. I visited them after one complaint and found that they had been emptied but I wondered if Parish Councillors had noticed if this was a problem.

[The Clerk wrote to Cory in August and they are reviewing their collection schedule.]

TULIP SITE CAR PARK PLANNING APPLICATION

Following our previous discussion I spoke to the planning department about the possibility of requiring the applicant to improve the roads around the Tulip site as part of the proposed improvements to the car park there. The planning officer said that since the current plans before them did not include any proposal to increase the number of parking spaces, they could not insist on any road improvement conditions, but these would probably form a part of an expected future application that would increase the number of parking spaces provided, and thus the amount of traffic that would use the roads. I'd be interested to know what the Parish Council thinks of this.

[The Clerk will contact the case officer because it appeared there were more car parking spaces on the plans.]

TURBINE SHUT DOWNS

I was asked if payments are made to turbines that shut down for periods to eliminate shadow flicker. I have not had a 100% conclusive answer to this yet regarding the local turbine, but I have been able to find out that in general, energy production facilities, including nuclear and coal fired power stations, do get these payments even when they shut down for other reasons, such as safety and/or maintenance. It looks likely that the same would apply to all forms of power production, including wind turbines, but as I say, I haven't had a completely definitive answer on this yet. As soon as I do I will get back to you.

MINORCA LANE

The caravan sites in Minorca Lane do not fall within my Division, but many of the effects do. Officers have made some significant progress with regularising the sites there, but I have

still been helping a number of neighbouring residents who live in my Division, and I wondered if Parish Councillors knew of any issues that are still affecting the Parish.

DEVOLUTION

Cornwall Council is keen to devolve more services to Parish Councils where mutual agreement can be reached, and I would be interested to hear what appetite existed for more of this in Luxulyan.

COUNCIL BUDGET

Councillors will no doubt know the Cornwall Council needs to make huge savings to almost all of its budgets. Some of these could be avoided if the Council Tax were to rise, and it would be useful to know what Parish Councillors views were on the prospect of having a referendum on increasing the Council Tax to protect certain services. A referendum is legally required for any increase of more than 2%.

14/107 **Grants.** The Council received letters from both the Craft Club and the Over 50's Club for financial help with their respective Christmas lunches. It was unanimously decided to award the groups £150 each. Proposed DO, 2nd JF.

14/108 **Planning.**

a) Planning decisions were noted and details remain on the website.

- i. PA14/07273. APPROVED Applicant: Tulip Ltd Location: Tulip Ltd Ebenezer Bugle St. Austell PL26 8RR Proposal: Formation of new car park with associated works, including provision of new access, motorbike/bicycle shelter, lighting and landscaping.
- ii. PA14/07432. GRANTED (CAADs and LUs only) Applicant: Mr Tony Lee Location: Rock View Rosemelling Luxulyan Bodmin Cornwall Proposal: Application for a lawful development certificate for existing use of caravan for family use.
- iii. PA14/07240 APPROVED Applicant: Mr Ian Thomson Location: Water Meadow Luxulyan Bodmin Cornwall PL30 5DW Proposal: Erection of double car port and erection of porch.

b) Planning correspondence.

- i. A letter from Treverbyn Parish highlights a pilot Cornwall Council policy which would stop all paper copies of Planning applications being sent to parishes, forcing the LPC to view all planning documents online. During the meeting documents would have to be projected onto the wall in some way. It was agreed that the Clerk will write to CC to emphasise the difficulty this would bring to LPC and most small parishes.
- ii. Two letters from Sheryll Murray MP re the Kernick wind turbine were read out, including the details of the planning inspectorate's decision to dismiss the appeal. The parish very much appreciates her help with these issues.
- iii. Treskilling Downs common land CL626. Phil Mason wrote to say that he will keep LPC informed with progress.

b) Applications.

- i. **PA14/07754.** 4 Beswetherick Field Luxulyan Bodmin Cornwall PL30 5FD. Decking to rear of property. - Mrs Nicola Dorkins - (Case Officer - Myra Trust). It was agreed that LPC has No Objection. Proposed JF; 2nd CA.

***LPC has NO OBJECTION to this application; however, we note the neighbour's concerns about their fence and assume the delegated planning officer will take them into consideration before a decision is made.

- ii. **PA14/08273.** Land North Of Parc Dellen, Luxulyan. Installation of permeable hardcore lane to give access to the woodland area. Erection of barn to act as livestock shelter and hay store. Retrospective permission for removable 8ft x 4ft timber feed store. Construction of traditional hedge at the entrance to the land. - Mr Richard Golley. LPC agreed unanimously to Object to this application. Proposed CA; 2nd AC.

***Luxulyan Parish Council OBJECTS to this application because it has extreme concerns about the type of livestock. Pigs are being raised there now and the plans indicate the storage of pig food. The pigs are currently an annoyance to the residents of Parc Dellen. If the numbers were to increase there would be environmental concerns from the manure. There would be a severe detrimental impact to the amenity of the area, regarding odor, noise, and the character of the landscape. The field would change to mud and, if corrugated huts were to be used, they would damage the aspect considerably. Pigs are ingenious creatures with a penchant for freedom. Due care does not appear to have been taken to protect local residents and vehicles from escapees. The Council believes that raising pigs so close to a holiday and residential park is unacceptable for all the reasons mentioned above. Furthermore, the width of the access appears excessive for the current need. Luxulyan hopes the Planning Authority will fully investigate all changes to the access, any expansion of the herd, and the proposed use for such a large structure.

14/109 **Maintenance of Cemetery & Open Spaces.**

- a) Playing Field fence. The exact parts of the fence that need replacing were identified and the Clerk will now request quotes for the work.
- b) To consider purchasing a larger swing or swings for larger children. The Clerk will bring examples and prices to the next meeting.

14/110 **Footpaths.** CA will send the addresses for properties where the foliage overhangs the footpaths to the Clerk. No other matters to report.

14/111 **Parish Matters**

- a) CLT – Community Land Trust. The CLT met on Wed 8th Oct. Alan Fox of Cornwall CLT is looking into the Section 106 agreement as to exactly when the land reverts back to CC; it might be a year from now. The developer left much work undone, not just the streetlights. The next meeting is provisionally Tues, 11 Nov, 7pm. JF voiced interest in joining Luxulyan's CLT committee and she will attend the next meeting. According to CLT rules, a maximum of three parish councillors may be on the CLT and currently there are only two: CA and DO.
- b) Luxulyan Memorial Institute. The LMI has given permission to hang the Good Citizen Award plaque on the wall. CA will hang it up.
- c) School Management Committee. No report
- d) Village Hall Committee. No report
- e) Village Rubbish bins. Tues, 30th Sept it was crammed full. The Clerk will write to Cory so that they know.
- f) Luxulyan Toilets. Nothing to report. The feedback tariff application is in progress.
- g) Luxulyan Valley Partnership. No report
- h) Minorca Lane Project. No report
- i) Eden Community Geothermal Liaison Group. No meeting
- j) What's On Cornwall. JF reported that this is just a diary of events and it is not needed on our Agenda as a regular item.

- k) Other matters for report. A traffic problem in the village was reported because complaints have been voiced to councillors. It appears that the situation is being resolved.

14/112 **Finance.**

- a) Changing Banks.
- i. After the Clerk reported on various possible options, it was agreed to move all LPC funds to business banking at Unity Trust Bank. This bank is accustomed to dealing with Parish Councils; they give a slightly better interest rate; LPC will be able to have a chequebook and online banking, both requiring dual signatures. Proposed CA; 2nd JF; passed unanimously.
 - ii. For easy direct control, it was agreed that the Clerk will be a signatory on the accounts; the Clerk's salary and expenses must always be paid by cheque, with two signatures that are not her own. Proposed CA; 2nd JF; passed unanimously.
- b) Clerk's finance report was circulated to all councillors, plus a copy of all payments to-date for fiscal year 2014/15.
- c) The Precept for 2015/16 was discussed and compared to the previous three years. It was agreed to keep the Precept exactly the same at £18,405 with no increase. Proposed DO, 2nd BF; passed unanimously.
- d) Payments totalling £1,467.32 were approved and agreed. A Hawken, cleaner, £227.09; HMRC, £56.80; St Austell Trophies, £81.95; Jim Cleare, GT postage, £81.97; Eurooffice Ltd, laser toner, £55.19; CiLCA registration with SLCC, £250.00; C Wilson, Sept salary & expenses, £404.32; Good Citizen Award ceremony expenses, £10.00; Craft Club, £150.00; Over 50's Club, £150.00. The second signatory was not present, so CA will take the cheques and have them signed.

- 14/113 **Luxulyan Community Good Citizen Award.** Restormal District Council used to have a similar award, which was discontinued under the unitary authority. LPC decided to continue the tradition and is happy to announce that the first recipient is Betty Hunter. The award ceremony took place during the Village Hall Fun Day on 20th September. LPC will make the yearly award and asks members of Luxulyan Parish to send in nominations by the 1st of September each year. The Clerk will put an article in the Granite Tower magazine to publicise the Award.

14/114 **Correspondence & Invitations** were noted.

- a) The St Blazey, Fowey and Lostwithiel community network meeting about CC Budget: **Monday 20 October** from 7pm Alexander Hall, St Blazey PL24 2JH. JF will represent LPC and other members of the public are encouraged to go.
- b) Bodwen traffic calming was discussed. The Clerk reported that a flashing sign indicating excessive speed would need to be trialed and approved by Highways and would cost in the region of £6,000. No action will be taken for the moment.
- c) Road Closure for the Eden Project Marathon and Half Marathon on 19 October in St Blazey, 9.30 – 10.10 am, was noted.

14/115 **Business for the next meeting.** Nothing was noted.

- 14/116 **Dates of next meetings:** Planning if needed October 23rd 2014, 7.00 pm; the Full Council on 13 November 2014, 7.00 pm; both at the Luxulyan Memorial Institute.

The Chairman thanked everyone and the meeting closed at 10.25 pm.

Mrs C Wilson ~ Parish Clerk ~ 14 October 2014