

LUXULYAN PARISH COUNCIL  
**DRAFT** Minutes of the  
**Ordinary Meeting**  
held in the Luxulyan Memorial Institute  
after the Annual Parish Meeting and Annual Meeting of the Parish Council  
which began at 6.00 pm on  
**THURSDAY 14 MAY 2015**

**PRESENT:** Cllr C Austin (Chair), Cllr G Haywood (Vice-chair), Cllr D Olford, Cllr B Fahey, Cllr C Eich Cllr R Keam, Cllr J Fisher, Cllr M Linfoot, Cllr A Cottrill, Cllr J Satterthwaite.

Clerk to the Parish: Mrs C Wilson. Ward Councillor S Rix.

**ABSENT:** None.

**ALSO PRESENT:** No members of the public.

**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.

*After the Annual Meeting of the Parish Council this meeting began at 7.30 pm.*

**15/11 Declarations of interest.**

- a) Declarations re agenda items. None
- b) Requests for dispensation. None.

**15/12 Public Session.** None.

**15/13 Minutes and Governance.**

- a) The minutes of the Parish Council's ordinary meeting of 9 April 2015 were approved and signed by the Chairman (proposed RK, 2<sup>nd</sup> AC).
- b) Available CALC training courses were discussed and the following was approved: Chairmanship, 7 July for ML; Freedom of Information and Data Protection, 23 Sept for the clerk; Budget Setting and Precept, 30 Sept for GL, JS, CE and the clerk. The clerk will book the courses.
- c) Playing Field inspection rota. The previous month's forms were received and the volunteers for this month's weekly inspections will be AC, DO, GH and JS.

**15/14 PCSO report.** We have a monthly and an annual report.

- a) April 2015: CRIMES RECORDED: 1 violence with injury; 1 burglary dwelling. INCIDENTS RECORDED: 1 Anti-social behaviour; 2 crimes recorded; 9 public safety; 9 transport.
- b) The year Apr 2014 – Mar 2015: CRIMES RECORDED: 6 violence with injury; 5 violence without injury; 0 rape; 1 other sexual offences; 4 burglary dwelling; 6 burglary non-dwelling; 4 vehicle offences; 3 other theft; 4 criminal damage; 3 public order offences; 1 trafficking of drugs; 1 possession of drugs; 2 other offences. TOTAL 40, compared to last year's total of 45. INCIDENTS RECORDED: 31 Anti-social behaviour; 3 crimes not recorded; 19 crimes recorded; 138 public safety; 69 transport. TOTAL 260, compared to last year's total of 206.

**15/15 Cllr Rix's report to the Parish.** Cllr Rix's main message this month was about the Section 106 agreement funds available to Luxulyan Parish from the wind turbine at Lestoon (PA13/08209) which has been running for a year now. The amount of

£10,000 per year will be confirmed. Cllr Rix has been appointed by Clean Earth Energy to manage the fund and he asked LPC to help him identify needs. No formal structure for the application process has yet been decided, but it will probably be similar to an application for a Ward Member's Community Chest Fund.

It was pointed out that residents of Treverbyn Parish are also greatly affected by the turbine.

It was agreed (proposed CA; 2<sup>nd</sup> JS) to inform Treverbyn about the fund because the fund is for the 'community'. The Council requested that Cllr Rix inform Treverbyn Parish Council when he is next in their parish.

## 15/16 Planning.

a) Reports on planning decisions. (See Clerk's Notes 14-5-15; also reported on the website).

- i. **PA15/02652**. APPROVED. Demolition of existing conservatory and construction of a single storey extension. | Pendeen Ebenezer Bugle Cornwall PL26 8RR.

The planning application did not arrive in time for the April meeting. After correspondence with the case officer, and in consultation with the Chairman and Vice-chairman, it was not considered necessary to hold an extraordinary meeting.

- ii. **EN15/00653** | Works being carried not in accordance with PA14/10783 - raising of levels | Tulip Ltd Ebenezer Bugle St Austell Cornwall PL26 8RR. Decision: No Further Action.

LPC requested the clerk write to the resident affected by runoff from the new car park and give him the contact details of our Ward Councillor Rix so that he can take this further.

b) Planning correspondence. (For a complete list, see Clerk's Notes 14-5-15.)

- i. **PA15/01175/PREAPP**. Pre-application advice for proposed provision of temporary classroom unit for min. 7 yrs - Luxulyan Junior & Infant School Luxulyan Bodmin Cornwall PL30 5EE.

CE advised that the new classroom will be an Elliott hut.

- ii. Paper copies of applications. JS reported about the Community Network Meeting at which Cllr Edwina Hannaford was present. CC will stop issuing paper copies of planning applications for parish and town councils sometime this year. At JS's suggestion, the clerk will write to request that CC have the applicant/agent send a duplicate copy of all documents to us.

c) Applications.

- i. **PA15/02760** | Installation of white UPVC conservatory | Gwel Ryan Croft Farm Park Luxulyan Cornwall PL30 5EH.

SUPPORT (proposed CE, 2<sup>nd</sup> CA).

\*\*\* Luxulyan Parish Council supports this application. It will be a good addition to the property and causes no harm to the amenity of the area.

- ii. **PA15/03708** Erection of cottage to be used for residential purposes Planning Application Land South East Of The Mill Prideaux Road St Blazey Cornwall.

OBJECT (proposed DO, 2<sup>nd</sup> CA)

\*\*\* Luxulyan Parish Council OBJECTS to this application unanimously for three reasons.

1) It is 'incremental planning' and should be considered excessive expansion when considered with the other cottages recently approved. 2) The site is expanding residential area into the countryside, and 3) It is a known flood site and is unsuitable for further residential development.

- iii. **PA15/02837** 6 The Cross Road From Junction North Of Bodiggo To Cross Park Farm Luxulyan Cornwall PL30 5DP. Demolition of existing garage and erection of new garage with guest accommodation over. Extension to existing cottage. - Mr Robert Blackmore - (Case Officer - Matthew Sleeman)

It was difficult to understand the extent of the development from the planning application. LPC decided to call an extraordinary meeting on Wed, 20<sup>th</sup> May at 2.00 pm to be held at the location of the application in order to make an informed decision.

- iv. **PA15/03838** Tortoise Shell Barn Bodiggo Park Luxulyan Bodmin Cornwall PL30 5DR Single Storey Extension. - Mr And Mrs Miller - (Case Officer - Myra Trust)

SUPPORT (proposed ML, 2<sup>nd</sup> AC)

\*\*\* Luxulyan Parish Council SUPPORTS this application. It will benefit the property; it can not be seen from the road, and does not detract from the amenity of the area.

#### 15/17 Highways.

- a) Tulip Foods response to complaint about lorries. The Chairman read out a letter from Tulip Foods (now renamed Danish Crown) that categorically denies any lorries to or from the factory are using any other road than the main road. The clerk will inform the member of the public that brought the complaint.
- b) CC proposal for Rural Hwy maintenance. The clerk reported that Cormac has revised its maintenance programme so that it will make only one inspection a year (instead of two). If the local council would like to assist with the maintenance of verges and signs, etc, it can contact CC. The clerk has requested more information from Cormac about the areas involved but has not yet received a reply.

#### 15/18 Assets – reports and maintenance.

- a) Cemetery. In the living churchyard there is a diseased tree known to be a hiding spot for a peeping tom. The clerk will write to Cormac and request this be taken down, citing the police reference. ML will supply the clerk with the reference.
- b) Footpaths. The report was given at the earlier Parish Meeting at which all parish councillors were also in attendance.
- c) Overgrown hedge by Village Hall. Hedges on both sides of the playing field are overgrown. One side is the responsibility of CC (on the main road) and the clerk will write to the member of the public who brought the matter to LPC's attention. The other side, at Beswetherick Field, could be cut by A&A Garden Services and it was agreed that the clerk should request A&A to do so.
- d) Luxulyan Memorial Institute. The report was given at the earlier Parish Meeting at which all parish councillors were also in attendance.
- e) Playing Field.
  - i. It was noticed during an inspection that the slide is not slidey. After a short discussion JF volunteered to treat the slide with baby oil, as per CA's suggestion, and she has promised to test it in a few months' time.

- ii. Some of the equipment has been repaired and painted, but it seems that work has stopped. The clerk will inquire with B Oliver when the work will begin again.
  - iii. The clerk will request that A&A cut the field at least 4 days before Feast Week so it is easier for the football pitch to be painted.
  - iv. JF reported that tires from the Playschool had been removed and thrown into the playing field. There are now concerns about the security of the playschool area and the clerk will write to the playschool about this incident.
- f) Village Toilets. The clerk is currently trying to get an address for the public toilets, which is a requirement of British Gas for the Feed-in Tariff. When this is finally sorted out, the feed-in tariff will be paid, back-dated to the date of the original application.
- g) Rosemelling Green ownership. CA reported that a Land Registry search does not show Luxulyan Parish Council as owner of Rosemelling Green. It appears on the deeds of a local person. LPC could probably declare 'adverse possession' since it has maintained the Green for so long. However, legal fees could be considerable and furthermore, all the problems of litter and dog mess currently associated with the Green would remain with LPC. A proposal that ownership of the Green should revert to the original owner will be on the agenda for the next meeting.

#### 15/19 **Parish Matters.**

- a) Election report. Sheryll Murray has been re-elected as MP for South East Cornwall. The clerk will write to congratulate her.
- b) CLT – Community Land Trust. CA reported that the developer had applied to Cornwall Council to release the remaining plots of land for market price development rather than affordable housing. CC refused the application and the developer has appealed. The clerk will write to Planning to ask why we were not informed about these applications.
- c) Flooding. AC reports that drains (Cormac uncovered another) beside the telephone box are still blocked. G Rundle's flood defences are progressing.
- d) Luxulyan Valley Partnership. The report was given at the earlier Parish Meeting at which all parish councillors were also in attendance.
- e) School Management Committee. Nothing to report.
- f) Village Hall Committee. Nothing to report except that the AGM is next week.
- g) Village Rubbish bins. Gill Austin is happy to continue emptying the lower Cemetery bin. The Council thanks her very much for this service.
- h) Minorca Lane Project. Nothing to report.
- i) Field bordering Luxulyan & Lanlivery. The current unauthorised development was discussed. The clerk will request the enforcement numbers from Lanlivery's clerk, will request the help of ward members, Benedicte Bay, and Cllr Rix.
- j) There is further unauthorised dumping of building materials, etc. at the site where planning permission was recently refused (PA14/11789). The clerk will write.
- k) Treskilling Downs, common land CL626. There has been a lot of clearance on CL626 across from the entrance to Treskilling Farm. The clerk will ask about the activity.

**15/20 Finance.**

- a) The monthly report on payments against budget was handed out.
- b) Authorisation was approved for a Standing Order for monthly payment of the cleaner's salary (proposed GH, 2<sup>nd</sup> CA).
- c) Payments totalling £1973.42 were approved (proposed JF, 2<sup>nd</sup> CA). Eurooffice, toner, £49.19; SW Water, estimated, £81.39; Parc Signs, unsuitable for HGVs, £68.88; A Hawken, cleaner, £227.29; HMRC cleaner, £56.60; C Wilson, salary Apr'15, £384.96; Outdoor Play People, £1,091.53; and including British Gas direct debit for £13.58.

**15/21 Correspondence & Invitations.** (See Clerk's Notes 14-5-15)

- a) The Luxulyan WI has invited all councillors to a cream tea to commemorate the 100<sup>th</sup> anniversary and planting of a tree on the playing field with a plaque. It will be on **Saturday, 27 June at 2.00 pm** in the Village Hall. The clerk will reply that 6 councillors are confirmed. It was enthusiastically agreed that, since Cllr Austin when Chairman had made the arrangements with the WI, he would represent the Parish Council at this event.
- b) JS requested emails from Local Government News.

**15/22 Business for the next meeting.** S.106 fund suggestions. Rosemelling Green ownership. Internal Auditor's report.**15/23 Dates of next meetings:** Planning if needed May 28th 2015, 7pm and the Ordinary meeting 11 June 2015, 6.30pm Luxulyan Memorial Institute..

*The Chairman thanked everyone for attending and closed the meeting at 10.15 pm.*

*Mrs C Wilson ~ Parish Clerk ~ 31 May 2015*