

MINUTES OF THE MEETING OF GWENNAP PARISH COUNCIL
HELD AT THE PARISH ROOMS, PULLA CROSS ON
19th DECEMBER 2019 at 7.00pm



Present: Cllr Patton (Chair), Cllr Leach, Cllr Lanyon, Cllr Forrest, Cllr Hallett, Cllr Pascoe, Cllr Hitchens
Also present: Clerk, Cornwall Cllr Kaczmarek, E Robinson (Laurence Associates) & clients, Mr Trelease & daughter,
+ 3 further members of public

19/149 CHAIR'S WELCOME The Chair welcomed everyone to the meeting, and explained the rules and procedures of the meeting, in particular to those members of the public wishing to speak in the Public Clinic.

19/150 APOLOGIES None, all Councillors present

19/151 DECLARATION OF INTERESTS Cllr Pascoe declared an interest in PA19/10049.

19/152 PUBLIC CLINIC

- Ms Robinson (Laurence Associates) spoke on behalf of her clients regarding pre-application advice in relation to a proposed dwelling land adjacent to Bissow Cottage, Bissoe Hill, following refusal of planning permission (ref PA19/06131, which was supported by the Parish Council). Cllrs had been forwarded information about the application in advance of the meeting. The Chair encouraged the applicant to read the NDP Design Guide and complete the Design Guide Checklist.
- Mr Trelease spoke about an application that intends to submit in the new year for erection of a dwelling on his land. A planning inspector has indicated that they consider the site to be in open countryside, but Mr Trelease challenges that opinion, referring to NDP Policy H5 which allows for developments of small-scale affordable housing that is physically well-related to a development boundary, providing it meets specified criteria. Cllrs had been forwarded information about the proposal in advance of the meeting. The Chair encouraged the applicant to read the NDP Design Guide and complete the Design Guide Checklist.

19/153 CORNWALL COUNCILLOR KACZMAREK'S REPORT

- He has received updates on various ongoing enforcement cases, progress is being made on some, but he has expressed his frustration on some protracted investigations. Cllr Lanyon asked whether the Planning Authority action concerns in cases where Environment Agency permits have been breached, Cllr Kaczmarek said that they are unable to take any action in those cases, since that falls under the remit of EA as issuer of the permits.
- He has expressed objections to CC's proposal to tender a new commercial trade opportunity on a 1 year lease at the United Downs layby at Wheal Maid, as part of the Pop Up Sites scheme. Cllr Kaczmarek has objected on the grounds that pre-existing parking issues would be worsened and that any new business there would offer unwelcome competition with other local businesses already trading.
- Progress has been made on the bund at United Downs – the business owner has been asked to remove their skips so that the bund can be reinstated. His request to lease of the land has been refused. He has also been advised that only damaged trees can be removed. Cllrs discussed with Cllr Kaczmarek concerns about fire risk at the site, given the vast volume of materials.
- He and the Clerk have received concerns raised by a local resident regarding scaffolding and landscaping works at Conns Arsenic Works at Bissoe. The Clerk has forwarded the enquiry to Kea Parish Council to action, and Cllr Kaczmarek has forwarded it to the relevant officers at Cornwall Council and Cormac.
- Exploration drilling at United Downs by Cornish Lithium continues to go well, despite some technical difficulties with the drilling rig.

19/154 PLANNING

a) To receive and comment on planning applications:

Cllr Pascoe left the room while PA19/10049 was discussed.

PA19/10049 Cusgarne Wollas, Cusgarne To establish the lawful use of land for the siting of a caravan used for residential purposes.

RESOLUTION: *Cllr Forrest proposed the Parish Council SUPPORT this application, this was seconded by Cllr Patton and carried with 5 in favour and 1 objection.*

Cllr Pascoe returned to the room.

PA19/10675 7 Chellean Vean, Frogpool Proposed 30% crown thin & crown raise over the road to 5.5m to Oak

RESOLUTION: Cllr Patton proposed that the Parish Council is not able to make a formal consultee response on this application until it has sight of an arboriculturist report that confirms whether the proposed work is required, and is in the interests of the ancient and protected oak tree. Councillors would also like the applicant to confirm which oak tree the application relates to, since there are two oak trees situated side by side. This was seconded by Cllr Leach and carried unanimously by the Council.

b) For info only (i.e. not for consultee consultation) None

c) To receive and comment on planning applications received too late to be included on agenda None

d) To note planning decisions

PA19/08555 Unit 1E United Downs Ind. Park Without compliance of condition 2 proposed use within class B2 inc. installation of silo for bulk cement storage *APPROVED with conditions*

PA19/08266 Hicks Mill, TR4 8QY Prior Notification for an agricultural implement shed *Prior approval not required*

PA19/07538 Purple Haze, Lower Goongumpas Lane Construction of 1.5 storey 3 bedroom family home to replace existing building, previously used as a pigsty, signmakers and studio *APPROVED with conditions*

PA19/09184 Rosemerryn, Coldwind Cross, Perranwell Station, Proposed alterations to gym (alternative design to PA18/10847). Change of use of paddock to domestic curtilage and retention of ancillary domestic garage. *APPROVED with conditions*

PA19/06797 Land adj. to Myrtle Cottage, Trewedna Water, Proposed conversion of garage & workshop to residential dwelling. *REFUSED*

e) Update on ongoing planning enforcements (to be discussed in closed session in line with Cornwall Council's protocol for Enforcement cases and in accordance with Standing Order 48)

f) To note planning appeals or inquiries - None

g) To report any planning problems or possible breaches - None

19/155 MINUTES OF PREVIOUS MEETING

Cllr Lanyon challenged the first sentence of the first bullet point of the Public Clinic section. He said he wished to discuss transport in the area, in relation to any development at that site in general. Cllrs discussed Cllr Lanyon's challenge, with Cllr Forrest supporting Cllr Lanyon's challenge, and other Cllrs believing the Minutes were an accurate record.

RESOLUTION: The Chair proposed that the Clerk email Cllrs an amended version and for Cllrs to vote whether they wish to keep the original wording, or accept the amended version. The remainder of the minutes of November's meeting of the Parish Council, held on 21st November 2019 were accepted and signed as an accurate record and were duly signed by the Chair, with a note against the paragraph under review.

19/156 MATTERS ARISING – REPORT BY THE CLERK

19/130 Public Clinic – the Clerk read a list of the number of race events held at the United Downs Raceway during 2019. The number of events was below the number that the terms of the lease allows. All events are detailed on the United Downs Raceway website www.uniteddownsraceway.co.uk/events/listing. Cllr Patton proposed that the Clerk request evidence of noise monitoring at the site. This was seconded by Cllr Hallett and carried unanimously.

19/112 Drain clearance at Crofthandy has been completed.

19/135.7 The Clerk advised that a request for information under the Environmental Information Regulations 2004 had been withdrawn.

19/136.1 The Community Link Officer has agreed to attend quarterly Parish Council meetings, starting in January.

19/137.1 The Community Link Officer has agreed to give a presentation on Community Emergency Plans at January's meeting.

19/140.1 The Parish Council has submitted a Business Asset Form to CC, ref Paynters Pool and Bostols Field.

19/143.1 The Clerk will terminate the Gwennap Church Cutting Agreement with CC once the 2019 cut funding has been received.

19/144.1 A new 24-month BT contract for superfast enhanced broadband at the Parish Rooms, for £39.99/month, including line rental commenced 12/12/19.

19/144.3 The Clerk asked Cllr Hallett if the volunteer leaf collectors could clear the leaves at the rear of the parish rooms.

19/157 CORRESPONDENCE

- 157.1 A letter from Cornwall Council regarding renewal of the Parish Agency Cleansing Agreement was noted.
RESOLUTION: Cllr Pascoe proposed the Council accept the renewal agreement, this was seconded by Cllr Hallett and carried unanimously by the Council. Clerk to action.
- 157.2 An email from a parishioner re flytipping on private land at Trehaddle was noted. The Clerk suggested that the Parish Council could contact the land-owner (who lives abroad) and offer to make arrangements for the flytipping to be cleared, on their behalf, on receipt of payment in advance.
RESOLUTION: Cllr Patton proposed the Council contact the land-owner to make this suggestion/offer, this was seconded by Cllr Leach and unanimously carried by the Council. Cllr Lanyon to send contact details of recommended businesses that could remove the rubbish to the Clerk.
- 157.3 A letter from Ms Robinson (Laurence Associates) regarding pre-application advice in relation to a proposed dwelling on land adjacent to Bissow Cottage, Bissoe Hill, was noted. *Cllrs are pleased the applicants and their agent attended the meeting to update the Council, who look forward to receiving the re-submitted application (PA19/06/131) in due course.*
- 157.4 A letter from Mr & Mrs Trelease regarding a proposed planning application for a dwelling on family owned land was noted. *Cllrs are pleased Mr Trelease and his daughter attended the meeting to give the Council advance notice, and they look forward to receiving the full application in due course.*
- 157.5 An email from Cornwall Council regarding a proposed pop-up site at United Downs layby at Wheal Maid was noted. This item had been discussed by Cornwall Cllr Kaczmarek in his report. Clerk to forward the email to Cllrs.

19/158 PARISH COUNCIL CODE OF CONDUCT, STANDING ORDERS AND GDPR PRIVACY STATEMENT version December 2019

- 158.1 All Councillors confirmed that they had received the Council's Code of Conduct and Standing Orders – the Chair requested that all Councillors read the two policies, to remind themselves of the roles and responsibilities of Councillors and the Council.
- 158.2 All Cllrs had received the GDPR Privacy Statement version December 2019 in advance of the meeting.
RESOLUTION – Cllr Patton proposed that the Council adopt the policy, this was seconded by Cllr Hitchens and was carried by the Council, with 6 votes in favour of adopting the policy and 1 abstention.

19/159 REPORTS ON EXTERNAL MEETINGS ATTENDED

- 159.1 The Clerk attended the Society of Local Council Clerks Smaller Councils meeting. The meeting included discussions about how Parish Councils handle planning applications, and also Rules of Procedure.
- 159.2 Cllr Patton attended a conference regarding ERDF (European Regional Development Fund) and how it is helping support businesses with a focus on environment and sustainability.

19/160 PUBLIC RIGHTS OF WAY/OPEN SPACES/ENVIRONMENT

- 160.1 The Clerk advised that a recent case of flooding in Cusgarne was caused in part by an increase in excessive run off of water onto footpath 307/33/1 which had been flowing for many weeks onto the highway and then into the stream which then subsequently burst its banks between the school and the sewage treatment works. The Clerk has reported it to the Council and a Countryside Access Team officer has visited the site to inspect.
- 160.2 Cllr Lanyon asked who is responsible for litter collection in Croftandy. The Clerk advised that a local resident empties the litter bin and that Cornwall Council/Biffa are responsible for verge cleaning. The Clerk was requested to ask CC how often Biffa are deployed to carry out verge cleaning in Crofthandy, and to advertise in the Parish Newsletter for a volunteer litter picker for the Crofthandy area.

19/161 WHEAL MAID

- 161.1 The Clerk awaits written monthly inspection reports, dated back to August 2019, from Cllr Lanyon.
- 161.2 The Chair updated the Council on a quote for £6,150 received from SLR to review the Regulation 17 inspection records and any other relevant documentation, undertake a site inspection and prepare a Regulation 18 Survey of the tailings dams, week commencing 13/01/20.
RESOLUTION: Cllr Patton proposed that the Council approve the quote and instruct SLR to carry out the inspection. This was seconded by Cllr Pascoe and carried unanimously by the Council. Cllr Patton to check if assistance in preparing an Emergency Action Plan is included in the above price.
- 161.3 Riventa are no longer able to carry out inspections of the culvert. SLR have advised that they may be able to undertake this themselves, or put the Parish Council in touch with someone that would be able to. Cllr Patton to follow up.
- 161.4 The Council discussed whether its possible it could access funding to assist it in funding these regular surveys (tailings dams - 2 yearly, culvert - 5 yearly), especially since the Parish Council facilitates the Cornish

- Way through its land. The Clerk will investigate possible funding sources and report back to the Council.
- 161.5 The Environment Agency has recommended some changes to the warning signs around the tailings dams. *RESOLUTION: Cllr Patton proposed that the Clerk proceed with ordering the new signs, this was seconded by Cllr Hallett and carried unanimously by the Council.*
- 161.6 The Chair and Clerk will meet with Stuart Dann of Mining Eye in the new year to discuss him undertaking the monthly inspections of Wheal Maid. Until Mr Dann is appointed, Cllr Lanyon will continue to carry out the routine monthly inspections.
- 161.7 Cllr Lanyon asked the Council if it would be worth revisiting discussions and debate with Cornwall Council and the Environment Agency about having a long-term policy to remove the waste from the valley. Cllr Patton reminded the Council that when this idea was investigated before it was ruled out because of the extortionate costs involved.

19/162 HIGHWAYS

- 162.1 Flooding is still occurring on Bissoe Hill, the Clerk will ask Kea PC for an update.
- 162.2 Cllr Forrest reported potholes on the Perranwell to Hicks Mill road but has been advised by CC that they do not warrant immediate repair. The Clerk will investigate if Cllr Forrest forwards the photos to her.
- 162.3 The posts for the MSAS have now been erected, so the MSAS should soon be deployed.

19/163 CEMETERY / CHURCHYARD

- 163.1 Cllrs Leach and Patton are meeting with Mr Stone, Church Warden, on 20th December, to inform him of the Parish Councils' position regarding future maintenance of the Churchyard.

19/164 PARISH ROOMS AND PLAYING FIELD

- 164.1 The Clerk will contact the football club to follow up on discussions held at the all-party meeting, regarding refurbishment of the changing rooms and public toilets, and possible extension to the parish rooms. Cllrs were also asked to forward any recommendations of draftsmen/draftswomen to the Clerk.
- 164.2 The Parish Council have been asked if they wish to purchase the container at the rear of the parish rooms for £2,700.
RESOLUTION: Cllr Hallett proposed the Parish Council purchase the container for £2,700 and then offer it to the football club for purchase or lease (since the football club have been in need of a replacement container for some time). Should the football club not wish to purchase or lease the container, the Parish Council will be able to use it for their own use and it will resolve some longstanding storage problems at the parish rooms. Cllr Hitchens seconded the proposal and the motion was carried by a majority of 6 in favour and 1 objection.
- 164.3 The Clerk reported that the playing field septic tank was emptied 19/12/19 (Youngs). The contractor had noted that the system appears to be working well and in reasonable condition for its age, but raised concerns about the drain at the rear of the parish rooms and recommended the Parish Council have it inspected by CCTV. This could explain the problems encountered with slow draining and flushing. A quote for £110 + VAT, inspection dependent (Cornwall Drains) was *APPROVED*. *Clerk to action.*
- 164.4 The monthly Play Park Inspection Report was noted.

19/165 WORKING GROUPS/PROJECT REPORT UPDATES

- 165.1 United Downs Deep Geothermal Power Project – no further update
- 165.2 Cornish Lithium – no further update
- 165.3 Neighbourhood Development Plan – no further update
- 165.4 Community Land Trust Housing Working Group – no further update
- 165.5 Community Transport Scheme – no further update
- 165.6 Environment & Climate Emergency Working Group –
- Cllr Hallett advised that there are no conditions placed on the trees that the Parish Council obtains through the Conservation Volunteers. Cllrs agreed that it should place a condition that the trees must be planted on private land, within the parish, and that the Parish Council must be able to obtain photos of them planted in situ. The Parish Council is expecting 950 trees in total, a combination of parkland and hedgerow trees. These will be advertised via the Parish Council website & facebook page, newsletter, and posters. *Cllr Hallett proposed that the Parish Council purchase mycorrhizal fungi for all the trees, and tree guards for the 500 parkland trees. Clerk to obtain a price and circulate to the Council for approval.* The trees are due to arrive on 16th January, so it was agreed that volunteers will help distribute them on 18th January. *Cllr Hallett agreed to draft a brief planting guide for the Clerk to type up, to be given out with the trees.*
 - A parishioner has requested permission to plant her growing Christmas tree on the grass opposite the Cornish Arms after Christmas, so that it can become a community Christmas tree. The parishioner will decorate the tree each year. *The Parish Council unanimously approved this request, and suggested that the tree wardens can collect it and plant it for the parishioner.*
 - The next meeting of the Environment & Climate Emergency Working Group is on 6th Jan at 7pm at the Parish Rooms. Future meetings will be advertised on social media to invite members of public to join.

19/166 FINANCE

- 166.1 The Council noted and approved the increase in the Real Living Wage from £9.00 to £9.30 per hour, in accordance with its policy to pay contractors it works with at least the Living Wage Foundation rate of pay (Minute Ref 19/019.1, April 2019).
- 166.2 2020/21 Budget & Precept (prepared by the Clerk) – Council discussed the budget and the justification for a proposed increase of 30% to the precept. The last increase to the precept was in 2016 and Parish Council expenditure has increased since then, with some big projects planned for 2020/21. Council discussed whether smaller incremental increases annually might be a better strategy in future. *RESOLUTION: Cllr Forrest proposed the budget be approved, including increasing the precept, to £43,260. This was seconded by Cllr Hitchens and unanimously carried by the Council with no objections.*
- 166.3 Income received since the last meeting was recorded as follows: Room hire £94, Burial £490, Reimbursement for Fete Committee Gazebo £236.65, Higher Level Stewardship Funding (Wheal Maid) £6,642, Interest £17.83
Total income £7,480.48.
- 166.4 December's petty cash spend of £52.29 was noted. Transfer of £200 to the petty cash account was approved.
- 166.5 The following payments were authorised:

03/12/2019	BACS	HMRC	Employer NIC 2018/19	£231.14
19/12/2019	BACS	Cllr Teresa Pascoe	Bio cleaning products	£28.44
19/12/2019	BACS	Ann Gazzard	Playing field duties December	£166.50
19/12/2019	BACS	Mr R Hallett	Litter picking December	£40.05
19/12/2019	BACS	Mr A Collins	Litter picking December	£79.20
19/12/2019	BACS	Cornwall Landscaping	Final invoice for carpark works	£2,003.99
19/12/2019	BACS	M P Chegwidden	Contract cutting December	£1,270.80
			Salary & expenses December, inc additional	
19/12/2019	BACS	Mrs F Barnard	hours for October	£1,081.55
19/12/2019	BACS	HMRC	Employee NIC November	£23.85
19/12/2019	BACS	HMRC	Employer NIC November	£27.43
19/12/2019	BACS	Mr Gotham	Purchase of container	£2,700.00
23/12/2019	DD	Good Energy	Electricity supply	£277.70
02/01/2020	DD	South West Water	Water supply Playing Field	£55.68
02/01/2020	DD	South West Water	Water supply Cemetery	£16.17
				<u>£8,002.50</u>

19/167 ANY OTHER BUSINESS / MATTERS TO CARRY FORWARD TO NEXT MEETING

- 167.1 Cllr Leach anticipates receipt of a grant application in January to assist is yoga provision at the parish rooms.

19/168 CLOSED SESSION – to discuss any items of a confidential nature, in accordance with Standing Order 48.

Meeting closed at 9.58pm

Signed  Chair (16th January 2020)