

BREAGE PARISH COUNCIL

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97/11

Parish Rooms
Breage
Helston
TR13 9PD

MINUTES ORDINARY PARISH COUNCIL MEETING HELD IN THE PARISH ROOMS BREAGE ON 6 DECEMBER 2011 AT 7.00 P.M.

Present: Cllr J Keeling (Chairman)
Cllr Mrs J Anthony
Cllr A J Best
Cllr S Caddick
Cllr T Coleman
Cllr Mrs P Darby
Cllr Mrs A Greenstreet
Cllr Ms C Rashleigh
Cllr Mrs R Wyvern Batt

Mrs C Macleod (Clerk)
9 Members of the Public

The Chairman wished everyone a good evening and welcomed them.

1. FIRE EVACUATION PROCEDURE

The Clerk read out the Fire Evacuation Procedure

2. APOLOGIES FOR ABSENCE

Apologies for absence were received from Cllr Ackland who had a Pantomime rehearsal, Cllrs Shrimpton and Board who were unwell and the Police.

3. DECLARATIONS OF INTEREST

To note declarations of interest in accordance with LGA 2000 - Members and officers to declare personal and prejudicial interest (including details thereof)

Cllr Mrs T Board's permanent declaration of interest in accordance with LGA 2000: My beneficial interest in Breage Parish Council owned land registered V.G.621 Praa Green, is that my adjoining property has gate access.

a) in respect of any items on this agenda

There were none.

b) in respect of gifts of a value of more than £25

There were none.

c) Members to give consideration as to whether their Register of Interest forms are fully up to date

Members are asked to note that if they own homes in the Parish, these should be listed on the forms

4. TO CONFIRM THE MINUTES OF THE ORDINARY PARISH COUNCIL MEETING ON 1 NOVEMBER 2011 AND THE PRECEPT/BUDGET MEETING ON 22 NOVEMBER 2011

Cllr Caddick asked that his time of arrival at the 1 November meeting be altered. It was proposed by Cllr Keeling, seconded by Cllr Wyvern Batt and unanimously resolved that the minutes of the Parish Council Meeting held 1 November 2011, with one amendment, be signed as a true and correct record. The amendment was the correction of the time of arrival of Cllr Caddick. It was proposed by Cllr Keeling seconded by Cllr Wyvern Batt and unanimously resolved that the minutes of the Parish Council Meeting held 1 November 2011, with two amendments, be signed as a true and correct record. The amendments were page 92/11, item 6a) Planning, PA10/03122 amend Cllr Rashleigh's comment to read, 'Cllr Rashleigh was against the development. and asked for the application to go to the full planning committee' and, on the same page, same item, PA11/09076, amend Cllr Darby's comment to read, 'Cllr Darby said that the gateway was in the corner of the field and that a footpath runs through the field next to it and that problems could be caused should the gate be moved'.

5. CHAIRMAN'S ANNOUNCEMENTS

The Chairman had 5 meetings he could have attended this evening but had chosen Breage, he joked, 'Because you are my favourites'.

6. POLICE REPORT

a) To receive and discuss any police report received and other police matters

The Clerk read out the following report from PCSO Sadler:

'Please accept my apologies for not being able to attend your meeting.

'There have been eleven crimes reported to the Police for the month of November,

'In Praa Sands there has been an Assault, a Threat to harm and a Theft, these are all still under current investigation pending any other information coming to light.

'There has been a case of Rape in Breage and a case of a Crime with regards to the communications act 2003 in Ashton. The latter has been dealt with by way of Restorative Justice.

'There have been two Thefts, one from Nancegollan of a granite stone and one of fuel from a vehicle in Carleen.

There has also been a Burglary in Godolphin. All these are still under current investigation.

'Finally there have been three cases of Driving whilst under the influence of alcohol, two of these in Ashton whilst the other was in Breage. All three have been dealt with accordingly.

'Please may I remind you that Devon and Cornwall Police are now conducting their Do not Drink and Drive campaign for Christmas?

'I would like to take this opportunity to wish you all a very Merry Christmas and a Happy New Year.

'Please do not hesitate to contact the Police if you see anything suspicious in your Parish.'

Councillors expressed dismay at the number of crimes this month. Cllr Rashleigh asked if the rape was in someone's home or in the street. The Clerk said she would ask if PCSO Sadler could answer that question.

7. PUBLIC PARTICIPATION

Members of the public may raise subjects they wish to bring to the attention of the Parish Council. Listeners should note that decisions cannot be made on items not on the agenda.

Public Participation was held here from 7.07 to 7.18 p.m.

8. REPORT FROM CORNWALL COUNCILLOR

'The month of November has been taken up mainly with financial matters and in particular the budget for 2012/13, and on the 29th of November we agreed a proposed budget which does not impose further cuts during 2012/13 over and above those set to deliver our 4 year medium term financial strategy. (more information on-line)

'It is worth noting that the budget is predicated on a 2.5% council tax increase. However, there is support for local authorities to freeze council tax for 2012/13 in the form of a one-off grant equivalent to a 2.5% council tax increase from central government. Despite the announcement in the Cornishman that there will be a zero raise in council tax for 2012/13; the decision whether to freeze the council's element of the C/Tax, or raise the tax and protect the budget for future years will be made at full council in February.

'The budget contains growth areas which protect and enhance service provision: uplift for Adult Social in the order of £4m with a £3m loan to be repaid over 3 years; more money into the employees travel scheme; £.700m is built into the budget for each of the years 2012/13 and 2013/14 to provide funding for a new EMA for Cornwall; a budget of £.365m to part fund support to the Cornwall's Voluntary Sector. The issue of public conveniences has been put on hold for another year to provide more time for consultation. The cost will be found from under spends in the revenue budget for capital financing.

'One of the areas of work I am engaged in is the the strategic review of Adult Care and Support Service, in terms of value for money and performance. The service has been granted an uplift and additional funding to protect the service for the next couple of years. Areas such as older people and people, physical disability and learning disabilities are very important and it should be remembered that the most vulnerable people are our best customers. How we protect older people and those unable to help themselves is vital.

'On other matters:

'The 10% discount on second homes may become a thing of the past from 2013 onwards, discretionary rate relief is being looked at in terms of charities and small businesses.

Of course the Olympic Torch passes through Breage Parish and I would be keen to encourage members of Crowan Pc to get involved in preparations to ensure people from outlying parishes and villages have an opportunity to be part of the celebrations. More on this early in 2012.

'Locally for Breage

'I have notification that the traffic schemes I wish to have installed in the area, including a VAS and additional sockets plus a reduction in the 40mph limit between Ashton and Breage to 30mph have been approved and given priority.

'I will be giving priority to matters at Praa Sands, coastal path, Haulfryn's, etc., once the all consuming matter of the budget and some other strategic issues are behind me. I was pleased that the "Bright Sparks" have now got the fridge to keep their packed lunches in at Breage School following the approval of funding from my community chest. The school is also in desperate need of a new cooker and they are applying to my community chest in due course. On the subject of schools the Tregonning Community Partnership is a collection of schools including those in our parish that are clustered together to ensure their future is secured as local authority schools. I met recently with the newly appointed school managers for the partnership and entered into discussions reference funding streams and to provide a POC with Cornwall Council's Children's Schools and Families Service.'

Cllr Keeling spoke about the numbers of children in the local schools. There are 22 in Germoe and 48 in Breage. He stated that anything under 120 is considered small.

Cllr Anthony asked if an amount had been set aside in the Cornwall Council Budget for the Stadium. Cllr Keeling said that £120,000 had been allocated and that would be it. There would be no more and private businesses would perhaps be able to provide some funding.

Cllr Anthony expressed concern about the signs at the Ashton Motel, that were still up and new ones that had been added by R & J Supplies. Cllr Keeling confirmed that he had spoken to Lee Viner and had asked that the signs be removed. He stressed that he is pushing this matter and that there is an Enforcement action on it. He felt that it does appear that Cornwall Council is taking the matter seriously and that it was known that Enforcement is inadequate and under resourced.

Cllr Best added that the Moffat's Corner signs have thankfully been removed.

Cllr Coleman said that the Lion and Lamb was given 28 days about 2 years ago to remove signs, so it does happen. Cllr Keeling will keep chasing the matter.

9. PLANNING

Cllr Keeling's statement: 'As a member of the Planning West Committee I will not vote on Planning Applications and will not make a final decision on any planning matter until I have heard all the evidence and arguments'.

a) **TO CONSIDER PLANNING APPLICATIONS RECEIVED FROM CORNWALL COUNCIL**

PA11/09533 – Mr Jonny Hewett West Country Renewables Ltd (WCR Ltd) – Penbro Farm, Breage, HELSTON Cornwall

Installation of a 260 x 190 watt Photovoltaic Modules to form a 50Kw Pv array

Councillors had previously attended a pre-application meeting for this development but felt this application differed from what was presented at the pre-application and would like to receive more information. The array was considered too large and the application was thought to be an escalation. The exit was considered dangerous. The Council felt it to be part of a phased/tiered application that would be a moral dilemma because a farm on a green site is to be lost and the site turned to a brown site from agriculture to industry. Council suggested a more favourable position for the array. It was felt to be a visual intrusion impinging on farmland. It was thought to be setting a precedent that would grow. Cllr Best suggested that a 250 watt array as opposed to a 190 watt would enable a smaller area to be used. **It was proposed by Cllr Rashleigh, seconded by Cllr Anthony and unanimously resolved by voting Councillors not to support the application for the above reasons.**

PA11/08126 – Mr Richard Phethean – The Firs, Lower Keneggy, Rosudgeon, Cornwall TR20 9AT

Replacement of existing concrete and asbestos shed with single storey timber framed and pressed steel pottery studio **It was proposed by Cllr Coleman, seconded by Cllr Rashleigh and unanimously resolved by voting Councillors that the application be supported.**

b) **TO CONSIDER PLANNING APPLICATIONS RECEIVED AFTER PUBLICATION OF THE AGENDA UP TO 12 NOON ON FRIDAY 2 DECEMBER 2011**

PA11/09408 – Mr & Mrs Anderson – Penolver, Wheal Vor, Breage, HELSTON

Conservatory extension to building

It was proposed by Cllr Darby, seconded by Cllr Rashleigh and unanimously resolved by voting Councillors that the application be supported.

10. FINANCE

a) **To resolve to approve December payments**

Cllr Best confirmed that he had checked the payments.

| | | | | | | |
|----|-----------------|--------|-----------------------------------|----------------|--------------|----------------|
| 66 | SW Water | dd | Water Parish Rooms | £13.11 | | £13.11 |
| | | | balance B/fwd | £10.53 | | £10.53 |
| | | | Payments since last bill | -£12.21 | | -£12.21 |
| | | | Should have been | £11.43 | | £11.43 |
| 70 | | | Amendment | -£2.43 | | -£2.43 |
| 71 | Stephen Babbage | | Handyman's duties | | | |
| | | | Cremated Remains Section tidying | £42.00 | | £42.00 |
| | | | Breage Playing Field Check | £14.00 | | £14.00 |
| | | | Godolphin Shute Unblocking | £14.00 | | £14.00 |
| | | | Breage Pump painting | £28.00 | | £28.00 |
| | | | Moss Clearance Parish Rooms paths | £14.00 | | £14.00 |
| | | | Praa Sands move notice | £14.00 | | £14.00 |
| | | | Parish Rooms painting/materials | £450.00 | | £450.00 |
| | | 103007 | | £576.00 | | £576.00 |
| 72 | BT | dd | Internet | £46.80 | £9.36 | £56.16 |

| | | | | | | |
|----|-----------------|--------|--------------------------|----------------|---------------|----------------|
| 73 | Viking | 103008 | Inks/stationery | £318.64 | £63.73 | £382.37 |
| | | | | £620.37 | £73.09 | £693.46 |
| | Mrs C L Macleod | 103009 | Travel 53.5mls@53p | £28.36 | | £28.36 |
| | | | Parking | £1.10 | | £1.10 |
| | | | | £29.46 | | £29.46 |
| | Mrs C L Macleod | 103010 | Petty cash reimbursement | £28.83 | £1.33 | £30.16 |
| | | | | £678.66 | £74.42 | £753.08 |

It was proposed by Cllr Best, seconded by Cllr Keeling and unanimously resolved that the payments as listed above be passed for payment.

b) **To acknowledge receipts**

Cemetery fees: £500; Donation: £1

These were acknowledged.

c) **Clerk to provide Bank balances**

Balances as at 30 November 2011: Current account reconciled: £6,031.69; Tracker Account: £24,350.11; Petty cash: £69.84; Total: Including Petty cash reimbursement £30,481.80.

11. FOOTPATHS

The Clerk had prepared a claim for the remaining balance of the LMP grant, £674 and asked for permission to claim this and for the Chairman to sign. **It was proposed by Cllr Keeling, seconded by Cllr Darby and unanimously resolved that a claim for £674, the remainder of the Cornwall Council LMP Grant, be made and that the Chairman sign the paperwork.** The Chairman signed the claim form.

Cllr Coleman asked if there was any news re. the Rinsey Lane footpath. The Chairman had no further news.

Cllr Board asked if there was any news from Colin Bayes about the refurbishment of the area outside Praa Sands public conveniences. Cllr Darby had received a reply: which she read out:

'Unfortunately the maintenance of the Sydney Cove track over which the Coast Path passes is down to residents – this is because the route is designated only as a footpath passing over a vehicle track and any surface wear and tear is attributable to vehicular access by residents, tourists and customers of the café. This is in contrast to the Byways of 47 & Troon Row where the route is designated for vehicular access, horse riders, cyclists and walkers and so Cornwall Council is responsible for providing a reasonable surface for all of the aforementioned.'

12. HIGHWAYS

The Clerk reported that the Neighbourhood Steward, Highways, had checked for the pot holes in Jew's Lane, at Ruth Dower, Modder House, Godolphin and could not find any pot holes that needed filling. Cllr Wyvern Batt confirmed that there are definitely potholes there.

13. STREET LIGHTING

There was nothing to report.

14. CEMETERY/CLOSED GRAVEYARDS

The Chairman reported that he had spoken to Vicar Penny about the condition of the closed churchyards as she is also concerned about them.

15. PRAA SANDS

a) Mr Benning's enquiry re. the Sunderland plane that crashed at Praa Sands on 2 June 1943.

It was agreed that perhaps something could be done to mark the 70th anniversary of the plane crashing at Praa Sands and that an article should be put in the local news nearer the time. Mr Benning is happy to try to contact living relatives. Cllr Anthony read out an e-mail message from him. Mr Benning hoped that a plaque could be affixed to a rock at Praa Sands and that there could be a blessing and perhaps a barbecue. The Chairman said that Noel Perry has expressed interest in the story and will run something nearer the time. Cllr Anthony said that she is happy to work with Mr Benning. **It was proposed by Cllr Keeling, seconded by Cllr Wyvern Batt and unanimously resolved that delegated power be passed to Cllr Anthony to work with Mr Benning regarding the 70th anniversary of the Sunderland Plane Crash at Praa Sands.**

b) Falmouth University/RNLI filming

The Clerk had received an e-mail from Kirsty Charles, the student organising the filming who has said that shoot went very well indeed, and, with the help of the RNLI, all the shots that we needed were obtained. It had been shown to her lectures here at Falmouth University and they had been very pleased with the content. She thanked the Parish Council for its co-operation and efforts in such a short time. The filming process would soon be finished and the editing will then begin. Kirsty will gladly give the Parish Council more details once the project is handed in sometime in February.

It was proposed by Cllr Keeling, seconded by Cllr Wyvern Batt and unanimously resolved that the e-mail be noted.

16. AFFORDABLE HOMES

- a) Review of DCH drop-in meeting held in Breage Village Hall Monday 14 November 2011 3-7 p.m. re. additional homes for St Breaca Close Breage
- Cllr Best reported that he had attended at about 6 p.m. and that the drop-in had been very well attended. Some Parishioners had been disappointed that some of the Parish Councillors who had attended were objecting to the numbers. The Chairman said that if Councillors had expressed this opinion they should not vote when the time came as they had expressed an interest. The Clerk said that some seventy-six people had attended. The Chairman said that discreet developments are what people want. People who already live in St Breaca Close had attended hoping to move to larger homes. Cllr Rashleigh said that the people who had attended were people who wanted homes and that people who were against the development had probably not attended. The Chairman had previously found that people who were against projects always attended to complain. Cllr Best reminded the Council that DCH is a Charitable organisation, not in the scheme for profit. The Chairman said that there are Parishioners who have genuine need, who are at present sleeping on parents' or friends' bedroom floors. There seemed to have be no strong complaint.
- b) Parish Council to meet with DCH 14 December 2011
- DCH had asked for a meeting with the Parish Council in December but this had now been postponed until January. After the Council's meeting with DCH a planning application will be submitted and the meeting to discuss that application will be a public meeting. Council were reminded that the number of houses that the Parish Council had thought suitable for the Close was 18. Cllr Anthony asked when the appropriate time to raise the matter of the number of houses would be. The Chairman said this could be raised at the meeting with DCH or at the public meeting. Any objections should be raised at the planning meeting. The Chairman himself had had doubts about the numbers but could see the need is there.

17. REMEMBRANCE DAY SERVICES

To receive reports on Remembrance Day services

Cllr Keeling reported that the Breage Service was wonderful. It had been well attended and as there had been no rain this year. The Church service with Breage Band playing and the wreath laying had been first-class.

Cllr Greenstreet reported that the Godolphin ceremony and service had been very well attended with 30-40 people present and that Cllr Wyvern Batt had excellently performed the laying of the wreath on behalf of the Parish Council and Parishioners.

18. REPORT ON CAR PARKS**Cornwall Council (Off Street Parking Places) Order 2012**

Consultation is taking place on a new parking order for Cornwall because Cornwall Council is proposing a new car park charges across the County.

The proposed charge rates have been set after consideration of local requirements as communicated by the Cornwall Councillors of the local Community Networks. Changes to the charges in each car park vary but have been designed to provide a 3% increase on the total income.

The Chairman asked Councillors to either contact the Clerk with their comments or to make comment themselves.

19. OLYMPIC TORCH

The Clerk told the Council that people were volunteering to attend and that the schools would hopefully be there. Breage Band will definitely be there and refreshments are being offered at various places. The Clerk had ordered the bunting in gold and black. Ashton Village Committee has volunteered to put up bunting in Ashton and Roy Treloar, Mike Curtis and Ken Babbage have volunteered to help in Breage.

The Chairman felt that a steering committee would be a good idea to get things such as parking and spectator areas organised. Cllr Coleman volunteered his services.

The Chairman said that Cornwall Council hoped that outlying villages would be invited.

20. CHRISTMAS MEAL

Friday 16 December 2011 at 6.00 p.m. in the Lion and Lamb, Ashton

Please pay remaining balances to the Clerk

21. REPORT FROM CLERK

- a) The Clerk had received a copy of an e-mail sent to Cornwall Housing by Mr Spall re. the affordable housing site DS2 at Goon Rinsey. Mr Spall explained that on the Cornwall Council website the area has substantially grown in the development brief. He had sent pictures of the two areas. He felt the area had been modified without further public consultation. He was also concerned about a statement in the brief that 'the site is agricultural land that was previously part of Goon Rinsey Potato Farm, which has ceased operation'. He stated that this is incorrect because, although the farm has changed hands the land is still being used for agriculture and the packing sheds have had planning approval for substantial modification and improvements.
- The Chairman said that Mr Spall should continue to deal with Cornwall Council on this matter.

- b) The Clerk asked if anyone knew who may have very old photographs of the former Methodist Church that is now the Snooker Club in Breage. A person has contacted her through the website looking for such a photograph. Both his grandparents, in 1894 and his parents, in 1917 had wed there. The Clerk had already contacted Martin Matthews but he is unwell at present.
- c) The Clerk has notified Cornwall Council of Breage Parish Council's 2012/2013 Precept figure.
- d) The Clerk has received e-mails from distressed neighbours of the Engine House, Poldown regarding the owner taking down trees and digging an access which they say did not previously exist.
- e) The steps at Kenneggy beach have now been removed and the access closed whilst the closure order remains in place.
- f) The Clerk had informed Sithney Parish Council about the sign laying by the Ivory Bistro and had been told that it had been removed. Cllr Rashleigh said that it was still there but had been propped up.
- g) The Surf Life Saving folk will let the Clerk know more details of the event they are to hold at Praa Sands once they have the information themselves.
- h) The Clerk wishes to take a day's Annual Leave tomorrow, 7th December to visit a very sick friend and then 19th, 21st, 22nd, 23rd, 28th, 29th and 30th December as part of her Annual Leave allocation. This is the only part of the year that is not over busy. The Council was happy with this arrangement.

22. MEMBERS' REPORTS TO THE COUNCIL AND REPORTS FROM OUTSIDE BODIES

Carleen Village Hall

Cllr Darby reported that Stithian's Choir would be singing on Sunday at 7.30 p.m. and that there would be a Quiz Night on 17th December that is being held in support of the Carleen Pantomime. Cllr Darby requested that the Yoga group be deleted from the website.

Cllr Rashleigh asked if the Enforcement Officer could be contacted about the area behind Breage School where a windmill, etc. was to be removed.

The Chairman added that footpath 2 is to be moved but confirmation of legality is being awaited from the Secretary of State.

Cllr Rashleigh asked that the ivy in Breage bus shelter be removed as it is climbing up the walls to the ceiling.

The Clerk asked for permission to contact the Handyman about this. **It was proposed by Cllr Rashleigh, seconded by Cllr Keeling and unanimously resolved that the Handyman be instructed to remove the ivy from Breage bus shelter.**

Cllr Greenstreet reported that the tidying of the closed graveyard at Godolphin is continuing.

Cllr Coleman told Council that the electricity supply had been reinstated behind the bus shelter at Ashton. This would enable more Christmas lights to be used. He reported that the guttering behind the bus shelter was in need of renewal and asked if the Village Committee could have permission to do this. **It was proposed by Cllr Keeling, seconded by Cllr Best and unanimously resolved that Ashton Village Committee be given permission to erect new guttering behind the bus shelter in Ashton.** Cllr Coleman explained that the iron guttering would be replaced by plastic. The Chairman asked if any payment would be needed. Cllr Coleman replied that it would not.

Cllr Coleman informed Council that the Ashton lights would be switched on on Friday at 6.30 p.m. and that there would be a barbecue, mince pies and a meat raffle at the Lion and Lamb.

Cllr Anthony asked about Mr Daley's visit to the Council. The Chairman said the meeting is still on but 'is on the back-burner' at present. She also asked about Mr Schotel's visit to Praa Sands as Cllr Board had prepared pictures and information for this meeting. The Chairman has this in hand.

Cllr Anthony felt that a bus shelter by Pengersick estate, in Praa Sands, may be a good idea. The Chairman said that he would need to take it forward to check if funding would be available. He thought that the positioning would not be a problem but that folk who live there may disagree.

Cllr Anthony then expressed concern over a number of issues regarding traffic and parking at Praa Sands:

- *'Excessive speed in Pengersick Lane, particularly approaching the right hand bend at Pengersick Parc. Cllr Anthony asked if there was a possibility of a speed bump?'*
- *'The area and bend by the Post Office in Pengersick Lane into Castle Drive:*
 1. *Brambles are being allowed to grow out beyond what is safe for pedestrians forcing people to walk further out into the road and they have nowhere to go when traffic is passing. It is essential that this is kept shorn back.'*
The Clerk commented that she has contacted Cornwall Council several times about this and the area has been inspected and not thought to be overgrown.
 2. *'There are no road markings approaching the bend and drivers continually come around the bend of the wrong side of the road and often too fast.'*

Cllr Keeling had spent his Highways budget so there was no funding available for a speed bump but he expressed the view that a simple thing like a line may make a world of difference. He agreed to check if this is possible.

- *'Parking in Castle Drive: The weekend before last there were around 200 surfers observed at Praa Sands and the parking was horrendous. Every nook and cranny was parked on, including the passing place and it was a real obstacle course. This is a bus route with no footways for pedestrians and this irresponsible parking is a hazard to pedestrians and other drivers. There are two car parks with plenty of spaces so there is no excuse for this. Traffic and pedestrians are not confined to the summer and having parking restrictions just for the summer is no longer appropriate. There should be sensible parking restrictions all year round and I would like to see an urgent PROPER review of parking restrictions in order to impose/encourage responsible parking.'*

Cllr Coleman sympathised as he had experienced similar parking problems at Hendra Lane. However, one Sunday a traffic warden had turned up and booked the cars and the parking problem did slow down for a while.

Cllr Anthony continued.

'I would therefore propose that the Parish Council asks Cornwall Council for an urgent and full review of these areas, with the involvement of representatives of the Parish Council, to identify measures that can be taken to improve safety.' Cllr Keeling seconded this proposal and it was resolved with one vote against.

23. CORRESPONDENCE

Mr Shelley – re. Engine House, Poldown

Mrs Shelley – re. Engine House, Poldown

CALC – The Week issue 47

War Memorials Trust – Bulletin no. 5

CC – West sub-area Planning Committee Agenda

Open Spaces Society – Open Space Volume 30 Autumn

G Couturier – re. Engine House, Poldown

Mr & Mrs A J Pascoe – in favour of St Breaca housing

NALC – Future of Standards of Conduct

rsnonline – weekly e-mail news

Cornwall Wheels to Work – Moped supply

Inter- Link Cornwall – monthly e-news

rsnonline – Survey on Neighbourhood planning

rsnonline – weekly e-mail news

Britta – Donate a Christmas present

Link Cornwall – Healthwatch Watchdog online survey or meetings

CALC – future of the Code of Conduct

CC – Professional Practice forum

NatWest – Business savings account

CC – Waste and Recycling collections Christmas and New Year

To note any correspondence received since the agenda was published

Mrs Shelley – Letter re. tree felling and bulldozing of pathway Engine House, Poldown

Mr & Mrs Couturier – ditto

rsnonline – weekly e-mail news

Open Spaces Society – New threats to green spaces

Victim Support – request for contribution

24. TO RECEIVE ADVANCE NOTICE OF ITEMS FOR NEXT AGENDA

Higher Kenneggy.

25. TO CONFIRM THE DATE AND TIME OF NEXT MEETINGS

ORDINARY MEETING TUESDAY 10 JANUARY 2012 at 7.00 p.m. in the PARISH ROOMS

This was confirmed.

There being no further business, the meeting closed at 8.48 p.m.

BREAGE PARISH COUNCIL

MINUTES OF PUBLIC PARTICIPATION DURING THE PRECEPT/BUDGET PARISH COUNCIL MEETING HELD ON TUESDAY 6 DECEMBER 2011 IN THE PARISH ROOMS BREAGE AT 7.00 P.M.

At 7.07 p.m. the Chairman invited members of the public to put forward any concerns they had, or issues they wished to make known to the Parish Council, in regard to any items on the agenda.

Mrs Coleman expressed concern about the condition of Hendra Lane, Ashton. It is permanently muddy and as she has to walk she finds it very distressing to be covered in mud each time she uses the Lane.

The Chairman said that he would contact Dave Vincent about this matter.

A number of Higher Kenneggy residents were present at the meeting and Mr Behrens spoke on their behalf.

He thanked the Chairman for re-arranging his schedule to be able to attend the meeting and for the opportunity to summarise the history of planning issues at Higher Kenneggy, raise concerns for the future and to gain experience and support.

Mr Behrens read the following:

'I am sure that you are all aware of and appalled by the enormous new barn on the skyline behind Porthleven. This present case applies to a similar planning misfortune at the hamlet of Higher Kenneggy, Rosudgeon, where a huge and highly visible shed is nearing completion.

*'I speak without a single exception for **all** the residents of the hamlet. The owner of the new barn is **not** a resident of the 'hamlet.*

Throughout the 1980s a long and high-profile campaign, culminating in a debate in the House of Lords, succeeded in preventing some 70 permanent chalets being built at the edge of the hamlet on land above Kenneggy beach. The application was thrown out on a technicality but the campaign drew national attention to the area and the threat to its AONB status.

'In 2004 an application to build a shed of similar size to the present, together with an operator's licence was refused. The principal grounds for refusal were the wholly inadequate junction at the main road and access road (it being very unsafe and too narrow) and the detrimental effect it would have on the AONB.

'However, engineering work on an access lane and hardstanding for turning vehicles had already started in advance of permission being granted or refused and when the application was turned down an enforcement order was issued for the access and hardstanding to be removed and the site returned to its green field status.

The order was not enforced for the statutory four years which regrettably passed and the applicant has been successful in obtaining a Certificate of Lawfulness for it to remain.

'During those critical four years, the planning department are on the record as having visited Higher Kenneggy at least five times. We question the organisation that allowed this to happen and have asked and continue to ask for an explanation as to why the order was not enforced.

'We understand the current new shed is allowed through 'Permitted Development' as an agricultural building serving the requisite minimum number of acres for associated agricultural use. However, we believe that the Council has powers of veto under the 'article 4 direction' if the development will lie within a sensitive landscape, which it does.

'We ask if this discretion was exercised.

'We are aware of the restrictions attached to an agricultural shed and we ask why there are already caravans stationed there and why there are currently two articulated lorry trailers parked there.

'The applicant and builder of the shed owns a large haulage business, currently operating on rented land at Leedstown near the school. I am told and believe that he has verbally stated his intention to move this business to Higher Kenneggy.

'This would normally require an application for change of use.

'However, the existing hard access and hardstanding for turning vehicles (there by nature of a certificate of Lawfulness and vastly exceeding that required for purely agricultural purposes on a holding this size) already enables haulage vehicles to use the shed which without it, they could not.

'Given that illegal misuse of the site appears to be already taking place, and given that lorries can reach the shed, the continuation and extension of this misuse is likely, if not inevitable, unless vigorously policed.

*'We submit that unless this **is** policed, a second Certificate of Lawfulness is the likely outcome.*

'Government has directed that future applications be assessed in part on their 'sustainability'.

'Currently the hamlet supports itself by a well-balanced combination of farming, mechanics, storage, tourism and residential activity.

'A successful application for a haulage depot will:

- 1. Upset the current sustainable balance of agriculture and ancillary tourism*
- 2. Vastly increase the chance of an accident between HGVs and caravans, horses, tractors, residents, pedestrians and visitors at the junction of the main road and along the narrow lane*
- 3. Further erode the National asset of the AONB status*
- 4. Interfere with the delicate flora and fauna*

*'We ask that the Parish Council will reflect on the hugely disappointing historic failure of Kerrier DC and the new Cornwall Council to enforce its own orders (thereby exacerbating the current situation) and insist that Cornwall Council will show greater diligence in the future. We request that Cornwall Council will act properly and responsibly in the interests of the Parish and request evidence of a policing programme of regular visits by the Council to monitor events and assist the residents of Higher Kenneggy, **ALL** of whom, without exception, are against **any** further development of the site.'*

The Chairman thanked the residents of Higher Kenneggy for attending and said that this matter would be an agenda item on the January agenda. Cllr Keeling said that he will talk to Planning and Enforcement and bring back a report.

Public Participation ended at 7.18 p.m.