

MINUTES of the ORDINARY MEETING of ST JUST-IN-PENWITH TOWN COUNCIL held in the Council Chamber, Council Offices, 1 Chapel Street, St Just on Monday 9 July 2012 at 7.15 p.m.

PRESENT

Councillor D Stevens – Deputy Mayor

COUNCILLORS

Ms P S Angove
C S McClary
K McFadden
N McFadden

F Morris
M Nicholls
Mrs S Olds

TOWN CLERK

Elaine Baker

ALSO IN ATTENDANCE

Councillor Chris Goninan, Cornwall Council

TC.59 APOLOGIES FOR ABSENCE

Apologies for absence were received from the Town Mayor and Councillor Thomas.

TC.60 DECLARATIONS OF INTERESTS

Councillor Ms Angove declared a non-pecuniary interest in minute no.TC/12 (Requests for Financial Assistance) as a member of the Board of Trustees of the Pengarth Day Centre, and agreed to withdraw from the meeting for consideration of the item.

Councillor K McFadden declared a pecuniary interest in minute no. TC/12 (Requests for Financial Assistance) as his business was a supplier to the day centre and he agreed to withdraw from the meeting for consideration of the item.

TC.61 MINUTES

RESOLVED: That the minutes of the Ordinary Meeting of the Town Council held on 25 June 2012 be approved as an accurate record and signed by the Deputy Town Mayor, subject to Councillor Mrs Olds name being added to the list of apologies received.

TC.62 MATTERS ARISING

There were no matters arising.

TC.63 BOSWEDDEN AND PORTHLEDDEN SEWERAGE SCHEME

Prior to consideration of the item the Deputy Mayor advised the Town Council that S. 25 of the Localism Act 2011 had abolished the predetermination rule from 15 January 2012. However, Councillors would still be required to have an open mind in respect of planning applications and that previous actions would not be evidence that they had done so. The Town Council was also advised that the abolition of predetermination rule did not remove legal obligation of being open minded in determining planning applications.

Councillor McClary advised the Town Council that following the recent presentation of South West Water's proposals for the new sewerage treatment works at Boswedden and Porthledden he remained convinced that the scheme as presented at the Council meeting on 28 May 2012 was inadequate as seven properties would be left out of the scheme. He felt that there were less expensive options which should be considered including the use of a "biomass" scheme and that South West Water should be invited back to the Town Council to explore the options in greater detail.

Following detailed consideration of the issue the Town Council

RESOLVED: That the Town Clerk, in consultation with Councillors McClary and Morris, be requested to write to South West Water to ascertain why the use of biomass schemes had not been considered and to report back to a future meeting of the Town Council.

(Action by : Elaine Baker / Colin McClary / Farmer Morris)

TC.64 CORNWALL COUNCIL GOVERNANCE REVIEW

The Town Council considered a letter from Councillor John Keeling MBE, Chairman of Cornwall Council's Governance Review Panel regarding options for changes to its governance arrangements as set out in the new Localism Act.

RESOLVED: That Cornwall Council is advised of the Town Council's response as set out in the questionnaire to the signed minutes.

(Action by : Elaine Baker)

TC.65 CHUN DOWNS – RE-REGISTRATION AS COMMON LAND

The Town Council considered the application made by Save Penwith Moors to Cornwall Council as Commons Registration Authority to re-register land at Chun Downs as common land, in the parishes of St Just, Morvah, Madron and Sancreed.

RESOLVED: That Save Penwith Moors be advised that, due to a lack of information about the process and the pending deadline for the receipt of representations by 18 July, the Town Council is unable to make a formal response on the application at this time.

(Action by : Elaine Baker)

TC.66 CHRISTMAS SHOP WINDOW DISPLAY COMPETITION

The Town Council at its meeting on 11 June resolved "*That the Land's End Chamber of Commerce be advised that the Town Council has no objection to it taking forward the organisation of the Christmas Shop Window Display Competition as part of its planned festivities for the town.*" (Minute no. TC47/12 refers).

The Town Clerk advised the Town Council that a response had been received from the Chamber of Commerce which confirmed that some confusion had arisen with regard to its involvement which was to be limited to offering prizes or to put forward ideas on how it could be run.

In view of the response received from the Chamber of Commerce the Council

RESOLVED: That the Town Clerk be requested to bring forward the issue in twelve months time (July 2013).

(Action by : Elaine Baker)

TC.67 MINUTES FROM COMMITTEES

(a) Staffing Committee

RESOLVED That the minutes of the Staffing Committee held on 18 June 2012 be received.

(b) Environment & Tourism Committee

The Town Council received the minutes of the Environment & Tourism Committee held on 2 July 2012 and considered the recommendations contained therein.

RESOLVED: That

1. The work programme for 2012 / 13, including oversight of the Local Maintenance Partnership, review of the extended TIC provision in St Just, annual inspection of public seating and allotments be approved;
2. The Town Clerk be authorised to award a new three year contract to Far West Gardening Services for grass cutting of the Plen-an-Gwarry, maintenance of the borders and hedges adjacent to the public conveniences at the car parks at St Just and Pendeen and Boscaswell Corner Gardens with effect from 18 July 2012;
3. The revised quotation of £4,150.00 from the Cornwall Shed Company for the provision of new shed at the Kenidjack allotments be accepted;
4. Consideration of a quotation for the provision of the car parking area at the Kenidjack allotments be deferred until the next meeting on 23 July;

5. The use of the LMP budget allocation for the silver paths to carry out a third cut on the gold paths be approved; and
6. If necessary, the Town Clerk be authorised to engage Scottworthy Estates to carry out hedge and gorse clearance at Footpath No. 133 No Go By on behalf of the Town Council.

(Action by : Elaine Baker)

TC.68 PLEN-AN-GWARRY

RESOLVED: That the application from the Lafrowda Festival to use the Plen-an-Gwarry from 9 – 19 July 2012 (excluding 18 July) for various games and medal ceremonies and 8 and 15 July 2012 for a family yoga event be approved.

TC.69 QUARTERLY BUDGET MONITORING

The Town Clerk presented details of the Town Council's income and expenditure, together with bank account reconciliations, for the period 1 April to 30 June 2012.

RESOLVED: That the position be noted.

TC.70 FINANCE

(a) Applications for Financial Assistance

The Town Council considered a report by the Town Clerk which gave details on a number of requests for financial assistance from the Land's End Peninsula Community Land Trust (LEPCLT), Pengarth Day Centre and the deferred application from Contact the Elderly – Penwith.

RESOLVED: That

(a) The following grants be approved:-

LEPCLT	£300.00
Pengarth Day Centre	£250.00

(b) Contact the Elderly – Penwith is informed that their application had been unsuccessful.

(Action by : Elaine Baker)

(b) Accounts for Payment

RESOLVED: That the accounts to the value of £567.71 be approved for payment.

(Action by: Elaine Baker)

(c) Letters of Thanks

Letters of thanks had been received from St Just and Pendeen Primary Schools for the Diamond Jubilee mugs which had recently been presented to the school children.

TC.71 PLANNING

(a) Applications

PA12/03056 Re-design of proposed 2 No. detached dwellings (previously approved under W1/06/P/0807) at Church Farm, Church Road, Pendeen. Applicant: Mr. N. Semmens. **(T Cl no objection)**

PA12/05015 Conversion and extension of redundant barn to create a holiday dwelling at Cocks Roost, St. Just. Applicant: Mrs. Sarah Watt.

PA12/05015 Installation of a 5kw wind turbine approx 10m to the hub, 12.75m to the tip with a rotor diameter of 5.5m at Calartha Farm, Calartha, Pendeen. Applicants: Mr. & Mrs. North. **(T Cl no objection)**

PA12/05284 Construction of first floor extension and associated works at 10, Chapel Street, St. Just. Applicants: Mr. & Mrs. T. Nicholas. **(T Cl no objection)**

PA12/05380 Change of use of part agricultural land to domestic garden at Dursona Dhys, Kelynack, St. Just. Applicants: Mr. & Mrs. P. Leaver. **(T Cl no objection)**

PA12/05497 Replacement of old wooden doors on rear elevation with new white upvc double glazed at 40, Cape Cornwall Street, St. Just. Applicant: Mr. McNamara. **(T Cl no objection)**

PA12/05527 Felling of various trees at The Vicarage, St. Just. Applicant: Mr. Christian Berriman, Western Tree Surgeons. **(T Cl no objection)**

PA12/06055 Construction of lean-to porch area on front elevation at 1, Botallack Moor, St. Just. Applicants: Mr. & Mrs. K. Williams. **(T Cl no objection)**

(b) Decisions

PA12/02742 Change of use of first floor from residential classification to office use at Blackbird Barn, 18, Bank Square, St. Just. Applicant: Ms. Alison Richer. **Approval** (T. Cl. Support).

PA12/03974 Extension to rear of property to form new dining room and alteration to existing approved dormer at Lyndhurst, Pendeen. Applicant: Ms. C. Belsham. **Approval** (T. Cl. No Objection).

PA12/04545 Demolition of existing porch and construction of replacement porch at Lamerton, 1, Boswedden Terrace, St. Just. Applicants: Mr. & Mrs. B. Henley. **Approval** (T. Cl. No Objection).

TC.72 INFORMATION ITEMS

(a) B3306 St Just to St Ives Speed Limit Review

The Town Council noted the decision taken by Cornwall Council to introduce a 30 mph speed limit in various areas following its recent review and public consultation.

(b) Mayor's Sunday

The item was deferred for consideration until the next meeting on 23 July 2012.

(Action by : Elaine Baker)

TC.73 MATTERS FOR REPORT

Councillor K McFadden requested that the issue of car parks and public conveniences be placed on the agenda for the next meeting on 23 July 2012.

Councillor N McFadden requested that an item on the new traffic island at Truthwall be placed on the agenda for the next meeting on 23 July 2012.

Councillor Ms Angove reported that on behalf of the Town Council she had attended the Annual General Meeting of the Peninsula Community Land Trust on 27 June 2012 and had voted in accordance with the Town Council's wishes in respect of changes to its constitution for which the Town Council was its Constitutional Custodian.

Councillor Ms Angove also requested that an item be placed on the next agenda on 23 July 2012 regarding the Rural Services Working Group.

Meeting closed at 8.22 p.m.

Town Mayor