

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 Tuesday, 28 May 2012 at 7.15 p.m.

PRESENT

Councillor K McFadden - Town Mayor  
Councillor N McFadden - Deputy Town Mayor

COUNCILLORS

Mrs M Blundy	F Morris
T McFadden	M Nicholls
Mrs G McQueen	G Roberts
	Mrs G Salmon

TOWN CLERK

Elaine Baker

ALSO IN ATTENDANCE

Cllr Sue James – Cornwall Councillor  
Mr & Mrs Mawgan Lewis, Local Resident, Calartha Road, Pendeen

TC.15 PUBLIC ADDRESS AT COUNCIL MEETINGS

Mawgan Lewis, a local resident of Carlatha Road, Pendeen attended the meeting to address the Town Council regarding a nuisance issue relating to the use of motor bikes on a field adjacent to his property. The use of the field was causing excessive noise, air pollution, anti-social behaviour and the Town Council's support was being sought to assist in the process of having the use stopped. The field was being used by motorbikes, trial bikes and quad bikes for up to four hours a day in the evenings and at weekends. The problem had been ongoing for approximately 10 months.

Mr Lewis advised the Town Council that the local Police and Cornwall Council's Environmental Health Services had been informed of the problem, but until land ownership had been established enforcement action for the cessation of the activity could not be invoked. The piece of land in question was either owned by the Borlase Estate or Mr Clive Morris who was currently allowing the use of motorbikes.

Mr Lewis had kept a diary of events and a petition against the use of the motorbikes and the anti-social behaviour had been signed by 28 local residents.

Cornwall Councillor Mrs James stated that she had been advised of the situation since being elected and confirmed that Cornwall Council was in the process of issuing letters regarding the disputed land ownership. It was hoped that once ownership had been established the legal process to stop the use of the motorbikes on the field could be commenced.

The Town Council agreed to refer the matter to its next meeting on 10 June for consideration.

TC.16 APOLOGIES FOR ABSENCE

None received.

TC.17 DECLARATIONS OF INTERESTS

None.

TC.18 DISPENSATIONS

None.

TC.19 MINUTES

The Town Clerk referred to an omission from the minutes regarding the resolution to approve the timetable of meetings for 2013 / 14, and an amendment to the date of a meeting in April 2014 from 21 to 22 April in view of the bank holiday.

RESOLVED: That the minutes, as amended, of the Annual Meeting of the Town Council held on 13 May 2013 be approved as an accurate record and signed by the Town Mayor.

(Action by : Elaine Baker)

TC.20 MATTERS ARISING

There were no matters arising.

TC.21 REPORT OF THE TOWN MAYOR, DEPUTY MAYOR & TOWN COUNCILLORS

Councillor Mrs Blundy presented a report on her attendance at a meeting of the West Cornwall HealthWatch on 24 May 2014 which had raised concerns about the lack of coordinated working between health and social care which was having a detrimental effect on care being offered to patients and had contributed to "bed blocking" as patients were staying in acute hospitals longer than anticipated. The meeting also discussed the continued closure of Poltair Hospital.

Councillor Mrs Blundy also reported on her and Councillor Mrs Salmon's attendance at the Penzance, St Just, Nevada City and Bendigo Twinning Group. The Town Council agreed to further investigations into the possibility of establishing a formal link between St Just and Nevada City due its mining links and for a report to be brought back to a future meeting of the Town Council.

(Action by : Marna Blundy / Gina Salmon)

TC.22 REPORT OF THE POLICE OFFICER

In the absence of PCSO Andrew Tonkin, the Town Clerk gave the Police report for the period covering 18 April to 25 May 2013. During that period there had been 24 reported crimes which compared to 22 for the same period last year.

The reported crimes were as follows:-

- 2 Thefts
- 2 Drink Drives
- 1 Cause Intentional, Harassment & Distress
- 2 Communications Act Offence
- 3 Assaults ABH
- 1 Burglary
- 13 Criminal Damages

The number of Criminal Damages related to an incident on Saturday 25th May at around 0210hrs, three youths were seen on CCTV causing damage to vehicles parked in Lafrowda Close Car Park. Investigations are being conducted into these crimes.

Items of Interest.

The Police were also seeing an increase in Anti-Social Behaviour in the Play Park at South Place. Residents were reporting motorbikes being ridden around the park; together with an increase in general nuisance behaviour, including offensive language being shouted and footballs being kicked into nearby gardens, whereby damage to those properties was occurring when youths were retrieving their footballs.

To resolve this issue, the Police suggested moving the wire mesh fencing that runs parallel to the properties to the other side of the park (near to the skate park) and reinstalling the goal post that has been removed.

Off Road motorbikes are again causing issues to residents in the Calartha Road area of Pendeen, with noise nuisance and dust problems, it was hoped that this issue will be addressed once land ownership had been established, then Enforcement action could be taken by the Police & Cornwall Council to resolve the problem.

#### TC.23 REPORT OF THE CORNWALL COUNCILLOR

Councillor Mrs James presented her first report as Cornwall Councillor to the Town Council.

From the outside, it might seem that the process of forming an administration had been long winded but when no group had overall control, or indeed, no group was significantly bigger than another there are sensitive discussions which had to take place. Indeed, the sizes of the groups had changed since the election result on 3 May with them currently standing as 36 Lib Dems, 36 Independents, 30 Conservatives, 8 Labour, 6 UKIP, 4 MK and 2, including 1 Green, unaligned to any of the groups.

At the first full Council meeting on 21 May, John Pollard, Independent Councillor for Hayle was elected Leader of the Council. His Deputy Leader was Jeremy Rowe, Liberal Democrat for St Issey and St Tudy. The Cabinet consists of a total of 10 portfolio holders, 5 from the Independent Group and 5 from the Liberal Democrats Group. The Leader of the Independent group, John Wood, member for Roche, was elected Chairman of the Council and Ann Kerridge, Liberal Democrat member for Bodmin St Mary was elected the Vice Chairman.

The only committees that had councillors assigned were Planning and Licensing, Councillor Mrs James reported that she had been allocated to the West Area Planning committee so would be attending planning training. The portfolio advisory committees and other committees were currently being formed.

Statements were to be issued regarding the goals and vision of the Council but some headlines emerging were that the Council would

- Have a 'can do' positive and responsive approach;
- Develop, enhance and improve relationships with our partners, the parishes and towns and the public;
- Give priority to economic development and regeneration, in particular maximising the amount of European money that was levered into the county
- Ensure the provision of local affordable homes for local people; and
- Improve planning to produce clear policies, a consistent approach, straightforward procedures and real consultation.

Locally, I am keeping an eye on the situation at Tregiffian, where following the dumping of licensed waste, damage had been caused to the road. Councillor Mrs James reported that she had met with Mike Peters regarding the flooding within the parish and would be monitoring progress to reduce risks. Councillor Mrs James also reported that she had become aware of problems with our local schools funding where money was being used towards repairs where replacement might be more cost effective in the longer term. However, this may involve co-operation from Central Government. As already reported discussions have been held over noise and nuisance being caused by local young people riding their motorcycles around a field at Calartha Road, and the reported vandalism to cars in our Lafrowda car park in the early hours of Saturday morning. Councillor Mrs James confirmed that she would be speaking with PCSO Andy Tonkin on this matter.

Councillor Mrs James also reported that Community Network Manager, Sally Newby was taking voluntary redundancy and would not be replaced. A new Community Network Manager, Chandelle Randall had been appointed and like several others, she would be responsible for two community network areas. A meeting was to be arranged between the new Community Network Manager, Cornwall Councillor and the Town Council in the near future.

Finally, Councillor Mrs James reported that she would be holding local face to face surgeries – at the Centre of Pendeen every 3<sup>rd</sup> Saturday of the month and at the British Legion in St Just every 4<sup>th</sup> Saturday of the month between 11 and 12, starting in June.

On the issue of the dumping of waste at Tregiffian, Sennen the Town Clerk reported that she had been advised by Cornwall Council that a representative from the Environment Agency, the authority responsible for issuing the license, had attended the site and that it had been confirmed that there was no contravention to the license. The operator had also been in discussion with Cornwall Council and had agreed to carry out repairs to the highway. No further action was to be taken.

TC.24 YEAR END 31 MARCH 2013

(a) Summary of Receipts and Payments accounts for the Year Ended 31 March 2013

RESOLVED: That the summary of receipts and payment accounts for the year ended 31 March 2013 (as appended to the signed minutes) be approved.

(b) Completion of the Annual Governance Statement of the External Auditor

The Town Council considered the contents of the annual governance statement which ensured that there was a sound system of internal financial control in place, including the preparation of the accounting statements.

RESOLVED: That the Annual Governance Statement for year ended 31 March 2013 be approved.

(Action by : Elaine Baker)

TC.25 INSURANCE 2013 / 14

The Town Council considered the renewal of its current insurance which was due to expire on 31 May 2013. In view of the service which had been provided by Zurich Municipal over the previous years and its competitiveness within the marketplace the Town Council was asked to consider entering into a three year long term agreement with the company.

RESOLVED: That the insurance renewal quotation received from Zurich Municipal for a three year long term agreement at a cost of £967.59 be accepted.

(Action by : Elaine Baker)

TC.26 DOUGLAS WOOLCOCK TRANSPORT – PROVISION OF PARKING BAY

The Town Council was reminded that at the meeting on 11 March 2013 it had been agreed to send a letter of support to Cornwall Council regarding the provision of a dedicated parking space for the Douglas Woolcock Trust within the Lafrowda Car Park.

The Town Clerk advised the Council that although Cornwall Council had agreed to the provision of the bay an issue had arisen over who would pay for a new sign at a cost of £167.00 plus VAT.

RESOLVED: That Cornwall Council be advised that the cost of the sign to be funded by the Town Council. The cost of £167.00 plus VAT to be met from the Town Council's free reserves.

(Action by : Elaine Baker)

TC.27 FINANCE

(a) Financial Assistance

The Town Council considered a report by the Town Clerk which gave details on requests for financial assistance from Landsend Astronomers towards the cost of the purchase of a new telescope and St Just-in-Bloom towards this year's town planting scheme.

In respect of the application from Landsend Astronomers it was agreed that a representative from the group be invited to attend a future meeting of the Town Council to provide more detailed information of the work of the group and its plans for expanding its links with local schools.

RESOLVED: That the following grant be approved:-

St Just-in-Bloom	£800.00
------------------	---------

(Action by : Elaine Baker)

(b) Accounts for Payment

RESOLVED: That the accounts to the value of £7,005.69 be approved for payment.

(Action by: Elaine Baker)

(c) Letters of Thanks

None received.

TC.28 PLANNING

(a) Applications

**PA13/03170** Construction of 3 dwellings with associated works (amended design to previous approval W1/09-0206) on land adjacent to Maitland House, Trewellard, Pendeen. Applicant: Stone Cross Developments & Construction Ltd. **(Application deferred to the next meeting pending the receipt of the full report from the Affordable Homes Team).**

**PA13/03385** Removal of a Section 106 Agreement attached to W1/06/P/0280 dated 11<sup>th</sup> August, 2006 at Hillside Lodge, Trewellard, Pendeen. Applicants: Mr. & Mrs. C. Hooley. **(Application deferred to the next meeting pending the receipt of further clarification from the Planning Officer on the use of the garage).**

**PA13/03558** Variation of Condition 4 (opening hours) attached to Decision Notice PA11/01760 to allow opening hours to be changed to 8.30 a.m. to 6.30 p.m at 11, Church Road, Pendeen. Applicant: Mrs. Heather Cane. **(T. CI support).**

(b) Decisions

**PA12/11384** Use of parts of caravan site for the storage of caravans, use of paddock for camping from 16<sup>th</sup> June to 15<sup>th</sup> September inclusive and the lifting of Condition 1 attached to planning permission W1/08/1451 (landscaping of sewage treatment plant) at Kelynack Caravan Park, Bosworlas, Crippas Hill, St. Just. Applicant: Mr. F. Grose. **Withdrawn** (T. Cl. No Objection provided screening of Sewage Treatment Plant is carried out)

**PA13/01911** Proposed conversion of existing garage and outbuilding to form self-contained holiday accommodation, also provision for off road parking for holiday unit and at 1/2 Crippas Hill. Applicant: Mr. Richard Wallis. **Approval.** (T. Cl. No Objection).

**PA13/02277** Amendment to Approval No. PA11/06001 (Erection of garage and garden room) to increase width of garage and garden room from 3.6m to 4.2m. at Secret Garden Cottage, Trewellard, Pendeen. **Approval** (T. Cl. No Objection).

**PA13/02304** Replacement surround with illuminated signage to existing ATM at Post Office, 7, Market Street, St. Just. **Approval** (T. Cl. Support).

**PA13/01922** Replacement extension and the construction of a balcony at Tregiffian Barn, Sennen, Penzance. Applicants: Mr. & Mrs. Mark Slater. **Refusal** (T. Cl. Objection).

**PA13/03084** Felling of two sycamores at Fuchsia, Lafrowda Terrace, St. Just. Applicant: Mr. G. Fanner. **Decided not to make a TPO (TCA apps).** (T. Cl. Noted).

**PA13/02274** Construction of dwelling for two special needs persons (revision and extension of approval 01/P/0558) and associated works at Avalon, Brea Farm, St. Buryan. Applicant: Mrs. A. Nicholson. **Withdrawn** (T. Cl. Support with condition to annex to the main house).

**PA13/02515** White pvcu conservatory extension to rear of existing dwelling to close void at Mizpah, Poolfields, St. John's Terrace, Pendeen. Applicants: Mr. & Mrs. Norris. **Approval** (T. Cl. No Objection).

**PA13/02636** Rear single storey extension incorporating kitchen and bathroom to eventually replace single-skin lean-to at 3, St. John's Terrace, Pendeen. Applicant: Mr. David McMorris. **Approval** (T. Cl. No Objection).

**PA13/03104** Raising of ridge height and alterations to provide additional accommodation at La Nust House, North Row, St. Just. Applicant: Mr. Karl Callighan. **Approval** (T. Cl. No Objection).

TC.29 A FRAME ADVERTISING BOARD – BANK SQUARE, ST JUST

The Town Council was advised of a request from Cape Cornwall Golf Club regarding the erection of an A frame notice board in Bank Square. The Town Clerk referred to the proliferation of such boards within the town and commented that there may be planning implications in respect of such boards, which would need to be raised with Cornwall Council as the planning authority. However, the Town Clerk reported that, as this was an issue that had been raised with the Town Council in the past, the Council may wish to adopt its own policy regarding the erection of such boards within the town.

Following detailed discussion the Town Council

RESOLVED: That Cape Cornwall Golf Club is advised that the Town Council neither supports nor opposes the erection of “A” frame advertising boards. However, this view is subject to any permission that may be required from Cornwall Council as the planning and / or highway authority and any subsequent comments that may be made by the Town Council as part of any statutory consultation process.

(Action by : Elaine Baker)

TC.30 INFORMATION ITEMS

None reported.

TC.31 Matters for Report

No issues were raised.

TC.32 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED – that under Section 1 (2) of the Public Bodies (Admission to Meetings) Act 1960 that, because of the confidential nature of the business to be transacted, the public and press be excluded from the meeting for the business specified in the following item.

TC.33 CIVIC FUNCTIONS

The Town Council agreed its programme of civic functions during the current municipal year including the annual Feast Parade and a community event to be hosted by the Town Mayor to which other parish and town council dignitaries would also be invited to attend.

Meeting closed at 8.45 p.m.

Town Mayor