

MINUTES of the TOWN COUNCIL MEETING of ST JUST-IN-PENWITH TOWN COUNCIL held in the Council Chamber, Council Offices, 1 Chapel Street, St Just on Monday 13 July 2009 at 7.15 p.m.

PRESENT

Councillor M Nicholls - Mayor
Councillor M Thomas – Deputy Mayor

COUNCILLORS

B F Angwin	Mrs S James
W F East	Mrs S Olds
C McClary	D Stevens
Mr N McFadden	

TOWN CLERK

Elaine Baker

ALSO IN ATTENDANCE

Councillor C Goninan, Cornwall Council
PCSO Tonkin and PC Dan Care
Ms L Butterfield – National Trust
Alyson Wynne, Adam Ellery & Elizabeth Thomas – Cape Cornwall Surgery

APOLOGIES FOR ABSENCE – An apology for absence was received from Councillor Ms Angove.

TC.41 MINUTES

RESOLVED:-That the Minutes of the meeting of the Town Council held on 15 June 2009, subject to minute no. 30, paragraph 5, line 1 being amended to read "*Councillor McClary asked for progress on the proposed motor cycle track. Problems of off-road motorised biking on the outskirts of the town which were causing problems for walkers were also referred to.*" and the minutes of the Planning Committee on 29 June 2009 be approved as an accurate record and signed by the Town Mayor.

TC.42 DECLARATIONS OF INTERESTS

Councillor N McFadden declared a personal interest in minute no. 52 (a) Applications for Financial Assistance in respect of the St Just Amateur Boxing Club.

Councillor Stevens declared a personal interest in minute no. 58 Additional Item as a member of the Lafrowda Festival Committee.

TC.43 REPORTS OF THE TOWN MAYOR, DEPUTY TOWN MAYOR AND TOWN COUNCILLORS

The Mayor reported that on 26 June he had attended a concert at the St Just Brownies and Cape Cornwall School. The Old People's Forum on 9 July, Morvah Church Concert on 10 July, League of Friends Annual Fete on 11 July and the Pendeen School Centenary Fete & Concert and finally the St Just-in-Bloom judging

on 13 July.

The Deputy Town Mayor reported that he had attended the annual Midsummer Bonfire on Carn Brae on 23 June 2009.

Councillor Angwin had attended a meeting of the Cornwall Association of Local Councils on 15 June 2009.

Councillor Mrs James had attended a meeting of the Centre of Pendeen on 7 July 2009.

TC.44 REPORT OF THE CORNWALL COUNCILLOR

Councillor Goninan reported that he attended meetings in respect of the following:-

- Geevor concerning the formation of a new group
- Carn Bosavern Farm. He reported that Truro and Penwith IV Form College were interested in acquiring the site.
- St Just Sports Centre, regarding the possibility of an interest free loan to complete the solar panel project.
- A meeting with the Strategic Health Authority for Overview & Scrutiny Committees in the South West.
- Cape Cornwall School.
- New Community Network, St Clare offices and officer support.
- Meeting of the Strategic Planning Partnership Board which had replaced the Older People's Partnership Board.
- The Penwith Older People's Forum which had been renamed the Penwith 50+ Forum and was currently working on plans to open a Memory Cafe in Penzance. Also working with PHA and Age Concern on specific projects.
- Attended two waste seminars.
- Finally attended the 100 years celebration at Pendeen, Concert at Cape Cornwall School and Year 6 presentation of Newlyn Artists.

Councillor Goninan also advised the Town Council that in respect of planning applications he was now able to "call-in" applications where the planning officer's recommendation was contrary to that of the Town Council's view.

TC.45 REPORT OF THE POLICE OFFICER

PC Dan Care gave a report on local Police activity for the period from 15 June to 13 July 2009.

Within that period there had been seven recorded crimes, compared to 22 for the same period last year. There had 2 burglaries, 2 theft related offences, 2 vehicle interference and 1 assault offender dealt with and cautioned.

PC Dan Care also reported that the priorities for the area remained as parking related issues and vehicle obstruction, the use of mobile phones whilst driving and dog fouling.

It was also reported that a Dispersal Order was in place for 17 & 18 July (Lafrowda) to remove or order individuals or groups involved in anti-social behaviour during the event to leave the designated area. The Town Council was handed a copy of the order for public display. The Neighbourhood Team had worked closely with the

Lafrowda Committee and the Town Council to plan for Lafrowda Week and hoped that everyone would have an enjoyable time.

Finally the Police were appealing for the public to remain vigilant and the report incidents to them on the 08452 777444 or 999 numbers.

TC.46 NATIONAL TRUST – GRANT PROPOSALS

Lindsey Butterfield, Area Warden, National Trust informed the Town Council that the Trust was in the process of applying for two grants from the Sustainable Energy Fund and a Low carbon Building Grant in respect of the installation of sustainable green energy systems at Botallack Vean and the Count House.

The application process included community consultation and involvement, hence the request to address the Town Council on these proposals.

Ms Butterfield also confirmed that the National Trust was still committed to helping the Town Council identify suitable land for the provision of allotments for the local community. Currently two sites had been identified, unfortunately one was the subject of an ESA and tenanted until 2012, and the other was also tenanted which meant that nothing could be done until the tenancy agreement expired. Ms Butterfield agreed to keep the Town Council informed of progress.

The Town Council welcomed the assistance of the National Trust in the Allotment Project and in respect of the grant applications

RESOLVED:-

That, in principle, the Town Council supported the idea of sustainable energy and agreed to send a letter in support of the grant applications.

(Action by: Elaine Baker)

TC.47 NHS DENTAL SURGERY AT CAPE CORNWALL SURGERY

The Town Council received a further presentation from Alyson Wynne, Adam Ellery and Elizabeth Thomas regarding the proposals for an NHS Dental Surgery at Cape Cornwall Surgery.

The Town Council was informed that discussions were continuing with the Primary Care Trust (PCT) in respect of funding for the new NHS Dental Surgery and that until the funding position was confirmed a decision to proceed could not be taken. This would have a direct affect on the surgery's ability to recruit dentists to the local area, as at present it was difficult to recruit in the South West.

The Town Council was also advised that, if the pilot scheme went ahead, local residents would be given as much prior notification as possible to enable them to register.

In response to concerns raised by the Town Council, Mr Ellery explained that it was important for the practice to be awarded the contract by the PCT, but it could not open the list purely to residents from St Just and Pendeen as the local area included Penzance. Further discussion on the eligibility criteria would need to be held with the PCT on this issue. He also assured the Town Council that there would be no reduction in the level of services currently provided by at the practice.

Alyson Wynn confirmed that a meeting was to be held with the Dentistry Manager, PCT in the coming week and that after that meeting it was hoped that the project could move forward.

Mr Ellery also reported that work on the extension to the surgery would commence in Spring 2010, and that in advance additional storage was required. An application had been approved to put a second floor on the building, and he confirmed that only a part of this would now be needed in view of the new extension. Modified plans would be submitted to the local planning authority in the next few weeks which he hoped the Town Council would support.

The Town Council welcomed the proposals and

RESOLVED: That a letter be sent from the Town Council in support of the NHS Dental Surgery proposal.

(Action by Elaine Baker)

TC.48 COUNCILLOR REQUEST FOR ITEMS TO BE PLACED ON THE AGENDA

The Town Council considered a request made by Councillor East that, in the event that the proposal to operate an NHS Dental Surgery was successful the Town Council would make available financial resources to undertake a local publicity campaign.

RESOLVED: That a local publicity campaign be undertaken once formal approval to the project is obtained from the PCT.

TC.49 NOTICE OF CASUAL VACANCY

The Town Clerk informed the Council that the Returning Officer at Cornwall Council had received a petition from the requisite number of local electors to hold an election and that confirmation of the timetable for the election was still awaited. A further report would be brought when the timetable had been confirmed.

RESOLVED: That the position be noted.

(Action by :Elaine Baker)

TC.50 TIMETABLE OF MEETINGS

The Town Clerk presented a timetable of meetings for the remainder of the current municipal year.

RESOLVED: That the timetable of meetings for the period up to May 2010 be approved.

TC.51 CORNWALL ANCIENT TREE FORUM

The Council considered details of a project from the Ancient Tree Forum to locate record and protect Cornwall's great trees.

Having considered the matter in detail the Town Council felt that, with regret, there were no trees of significance left within the parish worthy of recording and consequently

RESOLVED: That no further action be taken in respect of this project.

(Action by : Elaine Baker)

TC.52 FINANCE

(a) Applications for Financial Assistance

Councillor N McFadden declared a personal interest in this item in relation to St Just Amateur Boxing Club.

The Town Council considered requests for financial assistance under S.137 in respect of St Just Amateur Boxing Club and the St Just primary School.

RESOLVED: That

- (a) St Just Amateur Boxing Club be awarded £600 towards the cost of new boxing gloves for the club.
- (b) St Just Primary School be awarded £1000 towards the cost of a new school sounds system.

(Action by : Elaine Baker)

(b) Accounts for Payment

RESOLVED: That the accounts to the value of £430.45 be approved for payment.

(c) Letters of Thanks

The Town Clerk reported that a letter of thanks had been received from Centre of Pendeen and the Nancherrow Centre.

TC.53 PLANNING

(a) Applications

09-0476-HP Construction of link porch between house and outbuilding at Bosavern Farm, Bosavern, St Just. Applicant Mr Stephen Revill. Town Council raised **no objection** to this application.

09-0602-P Construction of two storey extension on rear of Melyn, Bosverghas, Tregeseal, St Just. Applicant Mr James Green. The Town Council raised an **objection** to this application on the grounds of overdevelopment of the site.

09-0223-P Construction of annexed accommodation at The Cottage, Levant Close, Trewellard. Applicant Mr Jeffrey Orris. The Town Council raised **no objection** to this application.

09-0627-HP Construction of extension at The Watchtower, Calartha Road, Pendeen. Applicant Mrs Zhorida Carder. The Town Council raised a **strong objection** to the application on the grounds of size of the

development, design being out-of-keeping with the character of the building which was a prominent building within the locality, in terms of conservation of the fabric of the building as the original purpose of the building was disguised by the proposed development. The Town Clerk was asked to inform Councillor Goninan of its objection to this application.

09-0712-HP Replacement windows at 16 Falmouth Place, St Just. Applicant Mr & Mrs Kevern. The Town Council raised a **strong objection** to this application on the grounds of use of materials in a conservation area.

09-0594-TCONS Felling of 5 Monterey Pines, Trevaylor Camping and Caravan Park, Botallack. Applicant Mr G Stokes. The Town Council reconsidered this application in the light of Cornwall Council's Tree Officer's report and **RESOLVED**:

It is with great regret that, in the interests of public safety, the Town Council removes its original objection to this application. However, the Town Council would like to restate that at the site meeting concerning the previous felling scheme concerns were raised by the Councillors present that a consequence of felling the trees would be the destabilisation of the remaining trees on the site.

*The Town Council is so concerned about the trees on this site that it would like to see details of the proposed replanting scheme **before** it commences in the autumn, and would like to receive updates on the progress of planting once it has commenced.*

(b) Decisions

08-1451-P Retention and completion of sewage treatment system at Kelynack Caravan Park, Crippas Hill, St Just. Applicant Mrs W Grose. **Approval (T CI Support)**.

09-0280-HP Construction of 2 storey extension on front elevation and conservatory on rear elevation at 17, Higher Bojewyan, Pendeen. Applicant Mr P Young. **Refusal (T CI Strong objection)**.

09-0338 Certificate of Lawfulness for the proposed construction of one dwelling and installation of septic tank and associated works on land adjacent to 31 Boscaswell Village, Pendeen. Applicant Miss Joanna Matthews.

09-0388-P Retention of oil tanks, external boilers and flue at Gews Farm Barns, Bethany Place, St Just. Applicant Danick Developments Ltd. **Approval (T CI no objection)**.

09-0552-P Demolition of extension and construction of extension at Forge Cottage, Tregiffan, Sennen. Applicant Kelvin Collins. **Withdrawn (T CI no objection)**.

09-0564-TCONS Felling of two Monterey Pines at 16 Cresswell Terrace, Botallack, St Just. Applicant Mrs J Twomlow. **Approval (T CI considered that the trees should be controlled rather than felled)**.

TC 54 EXCLUSION OF PRESS AND PUBLIC

RESOLVED - that in accordance with Section 100A (4) of the Local Government Act 1972, the press and public be excluded from the meeting during the consideration of the following matters on the grounds that they involve the likely disclosure of exempt information as defined in the identified paragraphs of Part I, Schedule 12A of the Act (as amended).

TC 55 COMMUNITY GARDEN, PENDEEN (EXEMPT PARAGRAPH 3)

The Town Council considered the award of a maintenance contract in respect of the Community Garden at Pendeen.

RESOLVED: That the item be deferred until the next meeting of the Town Council to enable further information to be sought on Health and Safety issues.

TC.56 REFURBISHMENT OF PUBLIC BENCHES AT PENDEEN LIGHTHOUSE (EXEMPT PARAGRAPH 3)

The Mayor informed the Town Council that he had approved the action to refurbish the seats as a result of a telephone call from a relative of one of the bequeathed seat who was concerned that the seat had fallen into disrepair.

In response the Town Council suggested that it might be prudent to carry out a survey of the condition of all the public seats within the Town Council's ownership and for a programme of maintenance to be produced.

RESOLVED: That

- (a) The action taken by the Mayor in approving the cost of refurbishment works of the public seats at Pendeen lighthouse be noted; and
- (b) That a schedule of all the public seats in the parish be brought to the next meeting of the Town Council, with a view to a survey of their condition being carried out an annual maintenance programme developed.

(Action by : Elaine Baker)

TC.57 NOTICE BOARD & ACCOMMODATION LIST (EXEMPT PARAGRAPHS 1,3 & 5)

Town Council had over a number of years produced an accommodation list of available graded and non-graded accommodation within St Just and the surrounding area. However, in the light of recent developments the view of the Town Council's insurers was sought on whether it was appropriate for the Town Council to continue producing and publishing the list.

On the basis of the advice received from the insurance company the Town Council

RESOLVED : That

- (a) With immediate effect the Accommodation List be withdrawn from circulation;

- (b) A letter be sent to all the accommodation providers listed explaining the reasons for the Town Council's decision;
- (c) The Land's End Area Forum be advised of the Town Council's decision and asked if it could provide any assistance to the accommodation providers, in particular those provides of ungraded accommodation; and
- (d) No further action be taken in respect of an additional notice board at Lafrowda Car Park.

TC 58 ADDITIONAL ITEM

Councillor Stevens declared a personal interest in this item as a member of the Lafrowda Festival Committee.

The Mayor advised the Town Council that he would be hosting his annual reception on Lafrowda Day, 18 July 2009 to which all the Town Councillors were invited to attend.

In response the Town Council

RESOLVED: That the cost of this year's reception be funded from the Council's Functions Budget.

Meeting closed at 9.15 p.m.

Town Mayor