

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 9 November 2009 at 7.15 p.m.

PRESENT

Councillor M Nicholls – Mayor
Councillor M Thomas – Deputy Mayor

COUNCILLORS

B F Angwin	K McFadden
Ms P S Angove	N McFadden
W F East	F Morris
Mrs S James	Mrs S Olds
C S McClary	D Stevens

TOWN CLERK

Elaine Baker

ALSO IN ATTENDANCE

Councillor Chris Goninan, Cornwall Councillor
Rob Poole, Cornwall Council
Steve Crummay, Cornwall Council
Adrian Bigg, PAROW
Ian Cooke, Save Penwith Moors

APOLOGIES FOR ABSENCE

None received.

TC.140 MINUTES

RESOLVED:-That the Minutes of the meeting of the Town Council held on 26 October 2009 be approved as an accurate record and signed by the Mayor.

TC.141. DECLARATIONS OF INTERESTS

Councillor B F Angwin declared a prejudicial interest in respect of planning application 09-0976-P at minute no TC.150 as he was related to the applicant and agreed to withdraw from the meeting for consideration of the application.

Councillor K McFadden declared a prejudicial interest in respect of planning applications 09-1094-TCONS and 09-1096-HP at minute no TC.150 as he was related to the contractor / applicant and agreed to withdraw from the meeting for consideration of the applications.

Councillor N McFadden declared a prejudicial interest in respect of planning applications 09-1094-TCONS and 09-1096-HP at minute no TC.150 as the contractor / applicant and agreed withdraw from the meeting for consideration of applications.

Councillors Ms P S Angove and M Thomas declared personal interests in minute no. TC.147 Bosavern Farm as members of the Steering Committee of the Community Land Trust.

Mrs S James declared a personal interest in minute no TC.147 Bosavern Farm as a trustee of the Community Land Trust.

Councillor Mrs S Olds declared a prejudicial interest in minute no. TC.144 (St Just Garage) as she was related to the proprietor of the business and agreed to withdraw from the meeting for consideration of the item.

TC.142 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.143 PENWITH MOORS (EXEMPT PARAGRAPH 3)

The Town Council received a presentation from Ian Cooke, Save Penwith Moors concerning its request for the Town Council to hold a public meeting on the issue of fencing and grazing of moorland in West Penwith, with specific reference to Carnyorth Moor.

Mr Cooke gave an overview of the Heath Project which aimed to reverse the spread of bracken and gorse on the moorland via the introduction of the grazing of cattle and thereby improve public access to the moors. He stated that the group's main concerns related to the areas of Carnyorth Moor, the two National Trust properties of Watch Croft and Carn Galva, the two crofts on Lanyon Farm – Men-an-Tol and Lanyon Quoit and referred to the report produced by John Waldon, Natural England's consultant which had acknowledged that there had been a lack of communication with local residents on the detail of the project.

The group maintained that as a result of the project and the introduction of cattle and gates the moors were becoming less frequented by visitors / walkers and horse riders.

Save Penwith Moors agreed that the moors needed to be conserved and managed but felt that this should be achieved by unobtrusive minimal maintenance by mechanical means, use of herbicides and the controlled burning of areas which would not deter access to the moors by the public.

Ian Cooke urged the Town Council to support the group's request for a public meeting on the issues.

There then followed a question and answer session on the issues raised at which officers from Cornwall Council and the Chairman of PAROW participated.

At the conclusion of the debate the invited guests left the meeting and the Town Council considered the formal request by Save Penwith Moors.

RESOLVED: That a decision on whether to host a public meeting on Penwith Moors be deferred until a further meeting of the Town Council to give all Councillors the opportunity to consider the report produced by John Waldon.

At this point in the proceedings the meeting was brought back into public session.

TC.144 COUNCILLOR REQUEST FOR ITEMS TO BE PLACED ON THE AGENDA

St Just Garage

Councillor Mrs S Olds declared a prejudicial interest and withdrew from the meeting for consideration of this item.

Councillor East informed the Town Council that over the Feast weekend considerable traffic congestion had occurred as a result of the offloading of vehicles by St Just Garage at the top end of Fore Street which had also caused inconvenience to those people wishing to access Age Concern.

Councillor East felt that the situation was causing difficulty for traffic entering and exiting the town as well as pedestrians and that the situation needed to be improved. Councillor K McFadden acknowledged that occasionally there had been some difficulty as the garage vehicles parked on the double yellow lines, again causing traffic problems.

Follow detailed discussion of the issues it was

RESOLVED: That

- (1) Councillor James be asked to raise the issue at the next PACT meeting and;
- (2) The Mayor and Town Clerk be asked to raise the issue informally with the local Police.

(Action by : Monty Nicholls / Sue James / Elaine Baker)

TC.145 CONSULTATION ON SECONDARY LEGISLATION UNDER THE MARINE AND COASTAL ACCESS BILL: PART 9 COASTAL ACCESS

The Town Council considered its formal response to the consultation on Part 9 Coastal Access of the Marine and Coastal Access Bill.

RESOLVED: - That NALC and DEFRA be advised that this Council rejects all the proposals contained in the document in their entirety.

(Action by : Elaine Baker)

TC.146 BALLESWIDDEN MINE STACK

Chris Goninan advised the Town Council that he had been in discussion with Cornwall Council's Agri-environment Advice officer with regard to the possibility of conservation funding via Natural England's Environmental Stewardship Scheme for the preservation of Balleswidden Stack. A site meeting was to be held with the landowner and representatives of Cornwall Council. It was suggested that it would be helpful if a representative from the Town Council also attended the

meeting.

RESOLVED: That Councillor W F East be nominated as the Town Council's representative at the site meeting.

TC.147 BOSAVERN FARM

Councillors Ms Angove and Thomas declared a personal interest in this item as members of the Board of Trustees of the Community Land Trust.

Councillor Mrs James declared a personal interest in this item as a trustee of the Community Land Trust.

Councillor Ms Angove reported that she had requested that the item be considered by the Town Council in view of the decision taken by Truro and Penwith Colleges to withdraw from discussions with Cornwall Council in respect of future educational use at the farm and to seek the Town Council's support for community ownership of the farm.

A local action group had been set up with the aim of retaining Bosavern Farm for the local community via a community action scheme. A leaflet setting out the group's aims had been circulated to local residents.

Councillor Goninan reported that a meeting was to be held with officers of Cornwall Council on Wednesday 11 November when it was hoped there would be some encouraging news with regard to the provision of allotments on the site. It was hoped that the public campaign for the retention of the farm would not adversely affect the delivery of the allotments.

Councillor James explained that the group had applied for funding towards the project and that there was considerable community support for an agricultural / educational use of the farm. This being so she felt that the Town Council should support "in principle" retaining some form of public ownership of the site together with a community supported agriculture and educational facility.

Following detailed consideration of the issues it was

RESOLVED: That the Town Council supports "in principle" community use of Bosavern Farm, subject to conditions regarding future use, demonstrable need and long term sustainability being met.

TC.148 CHRISTMAS LIGHTS

Councillor N McFadden sought the Town Council's approval to the purchase of new Christmas Tree lights as the existing lights were old and had become unsafe.

RESOLVED: That Councillor N McFadden be asked to obtain a quote for two sets of LED lights for consideration at the next meeting.

(Action by : Neil McFadden)

TC.149 FINANCE

(a) Applications for Financial Assistance

The Town Council considered request for financial assistance under S.137 from Howard Curnow, Cornwall Wildlife Trust towards the cost of a visit to the Climate Change Conference in Copenhagen by local school children.

RESOLVED: That the request for a financial contribution is not supported.

(Action by : Elaine Baker)

(b) Accounts for Payment

RESOLVED: That the accounts to the value of £161.48 be approved for payment.

(c) Letters of Thanks

The Town Clerk reported that letters of thanks had been received from The National Trust and the Imajin Dance Group.

TC.150 PLANNING

(a) Applications

09-0879-CLEUD Construction of conservatory at 40 Talveneth, Pendeen. Applicant Mrs Wakefield. **T Cl no objection.**

Councillor Stevens advised the Town Council that this application was, in fact, within permitted development rights and therefore did not require consent. The Town Council expressed concern that this was not an isolated case and

RESOLVED: That the Town Clerk be asked to write to the Western Area Planning Office setting out the Town Council's concerns with regard to this practice.

09-1094-TCONS Trimming and shaping of 1 no. Tree at The Queens Arms, Botallack. Applicant Mr T Magraw. **T Cl no objection**

Councillors K & N McFadden declared a prejudicial interest in this item application and withdrew from the meeting for consideration of the item.

09-0976-P Removal of condition 11 of 09-0433 to allow permanent residential accommodation at The Forge, Crippas Hill, St Just. Applicant Cornwall Garden Services. **T Cl no objection**

Councillors B F Angwin, K McFadden and N McFadden declared a prejudicial interest in this application and withdrew from the meeting during consideration of the item.

09-1096-HP Construction of extension at 48 Carn Bosavern, St Just. Applicant Mr H Thomas. **T CL no objection**

09-1108-HP Demolition of conservatory and construction of extension at

9 Foundry Close, Tregeseal, St Just. Applicant Mrs S Stephenson. **T CI no objection**

(b) Decisions

09-0892 Continued use of dwelling and garden (without compliance with conditions 3 and 4 attached to planning permission 1/93/P/0568/F at The Old Piggery, Lower Boscaswell, Pendeen. Applicant Roy Curnow Planning. **Certificate of Lawfulness**

09-0343-P Change of use and conversion of workshop / store to form holiday cottage at Karenza, Numphra, St Just. Applicant Miss L Ankers. **Approval. T CI no objection**

09-0887-P Construction of single storey extension on north east elevation and associated works (Amended design 08-1515 to incorporate 1st floor extension) at Cape Cornwall Surgery, Lafrowda Close, St Just. Applicant the Partners of Cape Cornwall Doctor's Surgery. **Approval T CI no objection**

09-0889-HP Construction of extension, balcony and associated works at Ninevah Barn, Levant Road, Trewellard, St Just. Applicant Ms M Butcher. **Refusal T CI no objection**

09-0891-HP Construction of extension at Assembly r/o The Old Sunday School, St Just. Applicant Ms Abigail Reynolds. **Refusal T CI no objection**

09-0906-HP Construction of conservatory at Crannon, Trevegean, St Just. Applicant Mr & Mrs D Reynolds. **Approval T CI no objection**

09-0946-HP Construction of replacement conservatory at 15 Bosorne Street, St Just. Applicant Mr & Mrs Harvey. **Approval T CI no objection**

09-0974-TCONS Felling of 2 no Leylandii at Roslyn, 20 Nancherrow, St Just. Applicant M L Brown. **Approval if worked carried out within two years T CI no objection**

TC 151 ANY OTHER BUSINESS THAT THE CHAIRMAN CONSIDERS TO BE OF URGENCY

Christmas Shop Window Display

The Mayor sought the Town Council's approval to the annual Christmas shop window display and nomination for judging the competition.

RESOLVED: That continuation of the annual Christmas shop window display be approved and that Sally Newby, Community Network Manager be invited to undertake the judging of this year's competition.

(Action by : Elaine Baker)

TC 152 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.153 ADDITIONAL URGENT ITEM (EXEMPT PARAGRAPH 3)

Website

The Town Council considered a quote for alterations to the Town Council's website to bring it in line with web accessibility standards and associated works.

RESOLVED: That the quotation from webfooteddesigns be accepted.

(Action by : Elaine Baker)

TC 154 CONFIRMATION OF APPOINTMENT OF TOWN CLERK (EXEMPT PARAGRAPH 1)

The Town Council considered the confirmation of the appointment of the Town Clerk following the completion of the six month probationary period.

RESOLVED: That the appointment of the Town Clerk be approved.

Meeting closed at 9.45 p.m.

Town Mayor