

DRAFT

MINUTES OF THE FEOCK PARISH COUNCIL MEETING HELD ON MONDAY 12th JUNE 2023 AT 7PM IN FEOCK PARISH COUNCIL OFFICES, DEVORAN

Councillors present: CARNON DOWNS DEVORAN FEOCK
 C Kemp A Allen R Brickell
 P Allen S Cooper
 J Allen M Steel

In attendance: Debra Roberts, Parish Clerk & Responsible Financial Officer
 Cllr Martyn Alvey, Cornwall Council Divisional Member, Feock & Kea
 4 members of the public

CHAIR: Cllr Richard Brickell

1. INTRODUCTION

The Chairman thanked everyone for attending the meeting.

2. APOLOGIES

Apologies had been received from Cllrs Hambly-Staite, Fitt and Woolcock.

3. TO CONSIDER THE MINUTES OF THE MEETING HELD ON 15TH MAY 2023 AS A CORRECT RECORD OF THE MATERIAL DECISIONS MADE FOR SIGNATURE BY THE CHAIRMAN

Cllr Cooper said that her name was missing from the Access & Amenities Committee list, it was agreed for the Clerk to make this amendment.

RESOLUTION: CLLR A ALLEN PROPOSED THAT THE MINUTES AS CIRCULATED WITH THE ONE AMENDMENT TO ADD CLLR COOPERS NAME TO THE ACCESS & AMENITIES LIST, WERE AGREED AS A TRUE & ACCURATE RECORD OF DECISIONS AND SIGNED BY THE CHAIRMAN, SECONDED BY CLLR STEEL AND CARRIED UNANIMOUSLY.

4. DECLARATIONS OF INTEREST FROM COUNCILLORS ON ITEMS ON THE AGENDA

Cllr A Allen declared an interest in Item 19 Request for Point & Penpol WI to use the Orchard as she was a member of the Point & Penpol WI.

5. PUBLIC PARTICIPATION & ANY QUESTIONS FROM THE PUBLIC SUBMITTED BEFOREHAND

The Chairman explained how the public participation session would work and that the public attending would have 5 minutes to speak.

Two members of the public attended regarding the planning application for Shortlands, they live behind Shortlands and they welcome the need for the dwelling to be redeveloped. However, they had serious concerns about the proposed planning application, they felt this was overdevelopment of the site, was setting a precedent and would have an impact on wildlife. They were objecting to the application due to the impact this would have on their privacy, there was a large balcony and windows facing into their kitchen, dining space and patio. There was no identifiable datum point which has made it difficult to work out how high they will be in relation to their property. They have contacted

the planning agents three times to ask for an idea of height but this has not been provided and they have been advised that all the detail required is on the plans.

Cllr A Allen said she could also not see how high the houses were going to be or how high the balconies will be and the impact on overlooking. The Clerk said that the Assistant Clerk had asked the Planning Officer to clarify the height of the properties but had not yet heard back.

A resident from Wellington Place in Carnon Downs attended regarding two large pot holes on the byway. The Clerk would speak to the countryside access team to request these were repaired.

6. STATUTORY CONSULTATION – PLANNING APPLICATIONS FOR CONSULTEE COMMENT

PA22/09743 Shortlands, Ropewalk, Penpol, Devoran, TR3 6NP

The Clerk had circulated copies of the planning application to Councillors and these were displayed on the screen at the meeting.

Cllr Cooper felt the biodiversity mitigation for net gain should be on site and measured against what was there before the site was cleared of mature trees and fruit trees and the new trees should be planted where the previous trees were before they were cut down in pre-emptive clearance work.

Cllr P Allen said that the Parish Council had requested individual TPOs on the trees which had not been agreed when the trees were clearly at risk and had subsequently been cut down.

Cllr P Allen felt that we would wish to see a comprehensive landscaping scheme that takes into account the Tree Officer comments and reinstatement of what has been destroyed previously. The plans provided did not provide a detailed site plan showing neighbouring properties and the Parish Council would like to see proposed development in the context of a comprehensive site plan. The plans that had been submitted did not give any reference points to enable overlooking or height to be assessed.

Cllr A Allen did not understand the need for a balcony at the back of the properties which would overlook the neighbours. The windows were also very large and both this and the balcony unneighbourly.

The Chairman said he had concerns about the part of the site not included in this application being developed in the future.

RESOLUTION: CLLR P ALLEN PROPOSED THE FOLLOWING BE THE PARISH COUNCIL'S CONSULTEE COMMENT, SECONDED BY CLLR COOPER AND CARRIED UNANIMOUSLY.

Whilst the Parish Council acknowledge that this revised proposal provides a slight reduction in glazing, we maintain that the design is out of keeping and inappropriate in this elevated setting. We are concerned about the lack of a comprehensive site plan showing the development in relation to neighbouring properties and the lack of datum information to enable the height of the properties to be identified. We therefore reiterate our objection in line with NDP policies D1, LS1 and LS2. We note the concern of direct neighbours regarding overlooking and loss of privacy and would ask the Planning Officer to ensure these concerns are given due consideration. Also, in regard to NDP policy BIO2 we remain concerned over the loss of significant trees and note the comments of the Tree Officer, we also support his comments regarding the no-dig system drive and also wish to see clear evidence that the remaining mature trees will not be damaged. We request that all remaining

substantial trees on site are protected by individual TPOs. For any development approved on this site we would wish to see a landscaping and planting scheme conditioned which covers the whole site, including the area where the trees have been removed and where in the previous application dwellings were proposed to be sited. Also a suitable CEMP would be required due to concerns over damage by heavy construction lorries on the byway and services feeding neighbours.

7. CLERKS REPORT

The Clerk ran through her report as follows.

Council insurance - A quote was received from our current insurers and was approved by email by the Finance & General Purposes Committee and insurance is now in place.

Trolver Croft road liability - Clerk has contacted the Trolver Croft Residents Association (TCRA) to ask for details of residents and TCRA liability in relation to the private road.

Agenda pack publication - the agenda, together with draft minutes of previous meeting and supporting reports are now published on the website.

Removal of build out flower bed on Forth Coth - this has now been removed and tarmacked.

Pothole repairs on Old Carnon Hill – the Chairman would check that this work had been completed.

Brambles in Park an Gwarry play park - Contractor has been asked to trim brambles from the inside of the hedge in the park.

The Chairman said there was a large prickly shrub on the corner of the path that led from the Carnon Crescent bridge down to Devoran that needed cutting back.

8. MATTERS FOR REPORT

Cllr Cooper had attended a webinar ‘NALC Climate Action through Local Councils’ and her report had been circulated. Cllr Cooper would like the Parish Council to have a policy of no single use plastics at events in the parish and also look at creating new nature reserves. It was suggested at the webinar that smaller councils should work together on things like community energy. The Clerk to put these items on next Access & Amenities Committee agenda.

9. CURRENT REPORTS

Cornwall Council

Cllr Alvey reported as follows.

20s Plenty – the consultation is now open, please encourage residents to respond to consultation which is now open and help to promote this to ensure feedback is given.

It was mentioned at the Access & Amenities Committee about reviewing TPOs in the Parish. Cllr Alvey had asked the Head of the Forestry team to support this but explained that it was actually the Planning Officers who made the final decision on whether or not to place a TPO on a tree. The Clerk would let Cllrs know when a meeting was arranged.

The defibrillator fundraising group at Penelewey had now raised over £450 and had held a successful coffee morning. Cllr Alvey was also supporting them with his Community Chest.

With regards to enforcement of environment issues/breaches, the local Nature Partnership has become quite concerned about the lack of capacity around environmental enforcement and have commissioned a piece of work with Exeter University about this, Cllr Alvey is chairing the Steering Group to guide this piece of work.

Cllr Alvey said that a Devon & Cornwall Adaptation Strategy is being produced by the EA and he has the consultation link if anyone wished to comment. This was primarily around flood risk and coastal change.

Cllr Cooper said that she was deeply alarmed and depressed that all climate risk assessments coming out of central and local government have quietly dropped 1.5 degrees and are now looking at 2 degrees of warming as their lowest target.

Cllr Cooper said that there needed to be more work around the Cornwall Council Climate Emergency DPD and how this could be used in local areas. The focus seemed to be more on larger developments but if all the smaller sites over the county were added together they may add up to having a bigger impact on biodiversity than just looking at the larger developments and she felt more consideration should be given to the smaller sites and their impact.

Cllr Cooper asked Cllr Alvey to chase up the planning department for a meeting with us regarding the Climate Change DPD and any training available.

Cllr Alvey said that the draft Nature Recovery Strategy has now been mandated in the Environment Act. Cornwall Council were in the process of turning this into a full strategy.

Devon & Cornwall Police

The Clerk said that on the new revamped Devon & Cornwall Police website there were no crime figures available. Cllr J Allen would raise this at the Parish & Police Liaison Group meeting in July.

10. FINANCIAL SUMMARY AND ACCOUNTS FOR PAYMENT

The Clerk circulated the invoice list by email and distributed hard copies to the meeting. The Clerk gave an overview of the Council's finances pointing out that payments for approval since the last meeting totalled £22,783. Payments included footpath cutting to Feock Garden Services, grass/verge cutting to Woodward's Property Maintenance and to Cormac for additional street lighting as part of the Old Carnon Hill pedestrian safety project.

RESOLUTION: CLLR STEEL PROPOSED THE CHAIRMAN SIGN THE INVOICES FOR PAYMENT LIST, SECONDED BY CLLR A ALLEN AND CARRIED UNANIMOUSLY.

11. LOCAL WARD REPORTS

Feock ward

Cllr Brickell did not have any issues to raise.

Devoran ward

Cllr A Allen raised the issue of parking on the bend between Quay Road on the Tram off the S bend, there has been very inconsiderate parking on both sides of the road and would stop a fire engine getting through to Point or Penpol. Cllr A Allen raised the issue of passing places signs and that metal

ones were needed as the plastic signs had been removed/damaged. The Clerk would arrange for new metal passing place signs to be installed.

Issues had been raised about obstruction of pavements in Devoran with vehicles. Cllr Alvey commented that Parking Enforcement from Cornwall Council would only ticket when there were parking restrictions. The Police dealt with obstruction of pavements but were very stretched. Cllr J Allen would raise this issue at the Police Liaison Meeting.

Cllr Kemp said that the school were very pleased that the goal post had been installed in the park and it was proving very popular with the children. The school would like to see a basketball post installed if possible. The Clerk would make a note to include this suggestion for the reserves discussion in the Summer.

Carnon Downs ward

Cllr Kemp said that there were trees/shrubs encroaching over the pavement at the top half of Forth Coth.

Cllr Cooper asked the Clerk to put up a new notice in the book swap to ask that books are not dumped there if it is full as this week a large number of books had just been dumped on the floor and it was getting overloaded.

The Chairman commented that the commercial area the Ash Tree Close development has not yet been started and it was noted that this part of the site was on the market.

Cllr J Allen said it would be good to have sheltered housing bungalow type provision in the village and it was a shame that this didn't happen on the site opposite the Doctors Surgery where this was planned rather than the large over 55s houses that had been built there.

12. PLANNING COMMITTEE REPORT

The Clerk ran through the planning statistics report for this year which had been circulated.

13. SUBMITTED PLANNING APPLICATION CONSULTEE COMMENTS

RESOLUTION: CLLR P ALLEN PROPOSED THE CONSULTEE COMMENTS AS CIRCULATED WERE APPROVED, SECONDED BY CLLR A ALLEN AND CARRIED UNANIMOUSLY.

14. ACCESS & AMENITIES COMMITTEE

The Clerk had circulated a draft copy of the minutes.

15. FEOCK ECO REPORT

Cllr Cooper said the group had met with the Tregye Students again and the Nature Strategy was being worked on.

16. HIGHWAYS ISSUES

Cllr A Allen was meeting with Cormac to explain the verges that needed cutting on Trolver Hill to provide safer access for pedestrians.

The Clerk had asked for speed, noise and air pollution surveys to be carried out on the Carnon Downs bypass.

17. 20'S PLENTY SCHEME

The Clerk advised that the consultation was now open and we had been sent graphics and posters to help publicise the consultation to encourage engagement. Cllr Steel said that he lived in a 20mph zone and although he appreciated the intent of encouraging vehicles to slow down there was no enforcement so you still had vehicles exceeding the speed limit which was disappointing.

Cllr P Allen encouraged people to look through the Welsh Government data on 20s plenty which had some useful information.

The Clerk would put 20s Plenty on the July agenda so the Parish Council could respond to the consultation. Cllr J Allen said she was not in favour of 20s Plenty due to the economic cost and did not like the tone of the publicity. The Clerk was asked to check if push bikes were subject to the same speed limit as cars.

The issue of the speed of vehicles that had been raised by a resident at the Electors meeting and discussed at the Access & Amenities Committee meeting was discussed, it was felt that the 40mph limit there should be reduced to a 30mph limit from the Doctors Surgery down to the junction with Grenna Lane. This would need a TRO and this may be able to be funded through the Would need a TRO through the Community Area Partnership highways funding, it was noted that we may also need to use this funding for a speed limit reduction at Penelewey.

RESOLUTION: CLLR P ALLEN PROPOSED THAT WE APPLY FOR COMMUNITY AREA PARTNERSHIP FUNDING FOR A TRO FOR A SPEED LIMIT REDUCTION ON BISSOE ROAD TO 30MPH AND ALSO AT PENELEWEY, SECONDED BY CLLR STEEL AND CARRIED WITH ONE ABSTENSION FROM CLLR J ALLEN.

18. REQUEST RECEIVED TO SUBMIT A DEFINITIVE MAP MODIFICATION ORDER (DMMO) FOR FOOTPATH 18 IN CARNON DOWNS

The Clerk outlined the request that had been received and had circulated the Solicitors letter.

Cllr P Allen said he looked at all our footpaths and compared them to the definitive map and found over 20 discrepancies.

The old footpath map showed footpath 18 going over a stile and not through the lane and gateway as shown on the current definitive map, there was also a difference in the height of the field levels. The description of the route with the definitive map also matched the older map and it was clear that the definitive map route had been drawn in error. The Parish Council were being asked to submit an application to Cornwall Council to correct this discrepancy and move it on the map to the other side of the hedge into the field which is the route that is currently being walked and has been walked for some time by the public.

Cllr P Allen gave other examples of discrepancies on the definitive maps. In 2004 the Parish Council submitted an amendment to the bridleway at Penpol Farmhouse to make it match the route that had

always been walked as the marked path was not safe due to changes in level. This had resulted in the outcome of there now being two public rights of way as sufficient evidence to remove the other path had not been able to be provided.

The Parish Council had been advised by the Countryside Rights of Way team that there was around a 9 year waiting list for DMMO applications to be processed. A Public Path Order to divert the path had already been submitted to Cornwall Council by landowners.

There was some controversy about this path and it was felt that the Parish Council should be impartial in this issue. The Parish Council had sympathy with the landowners but felt that the diversion order that had been submitted be allowed to continue to be processed, although the outcome was uncertain this would be a quicker resolution. A DMMO would be a lot of work for the Parish Council over many years and would take quite some time to get an outcome, the Council did not have the capacity to take on this additional work.

The Solicitors letter received stated there was urgency to this request and it was felt that the quickest route would be the Public Path Order diversion that had already been submitted by the landowners involved.

RESOLUTION: CLLR C KEMP PROPOSED THAT THE PARISH COUNCIL DO NOT SUBMIT A DMMO AS THEY DO NOT HAVE THE CAPACITY TO TAKE THIS WORK ON AND THE PPO ALREADY SUBMITTED SHOULD BE PROCESSED TO ITS CONCLUSION, SECONDED BY CLLR J ALLEN AND CARRIED UNANIMOUSLY.

19. REQUEST FROM POINT & PENPOL WI TO USE POINT ORCHARD ON 14TH AUGUST 2023 FOR THEIR ANNUAL TEA PARTY

Cllr A Allen declared an interest and took no part in the discussion.

RESOLUTION: CLLR J ALLEN PROPOSED THAT THE PARISH COUNCIL APPROVE THIS REQUEST, SECONDED BY CLLR KEMP AND CARRIED UNANIMOUSLY.

Cllr P Allen would ask at the next PQA meeting if the grass could be cut before the tea party in the centre of the Orchard.

20. CO-OPTION TO CASUAL VACANCIES

The Clerk had been asked to pass on apologies from Nick Gates regarding him having to resign his position due to a change in his employment. He said he very much enjoyed being on the Council and was sorry he had to leave.

The Chairman advised that one application for the Feock ward vacancy had been received from Rick Bowers who was at the meeting.

The Chairman invited Rick to speak to the Council about why he wished to join. Rick explained that he had attended three Parish Council meetings and very much liked the work the Parish Council did especially on wellbeing. He would like to help to continue the wellbeing work as he was a retired Consultant Psychiatrist. Rick was also on the Feock Eco group.

RESOLUTION: CLLR BRICKELL PROPOSED RICK BOWERS BE CO-OPTED TO THE COUNCIL TO REPRESENT THE FEOCK WARD, SECONDED BY CLLR COOPER AND CARRIED UNANIMOUSLY.

There being no further business the meeting closed at 9.09pm.