



**DRAFT MINUTES OF THE 815<sup>th</sup> MEETING OF BUDOOCK PARISH COUNCIL,  
HELD AT TREVERVA VILLAGE HALL, ON MONDAY 27<sup>th</sup> October 2008**

**PRESENT :** Cllrs Bastin (Chairman), Fairbank, Gibson, Hennell, Miss Pengelly, Tim McCabe and Trevor McCabe.

**C2790 PUBLIC COMMENT ON ITEMS ON THE AGENDA**

Members of the public wished to comment on items C2795 (a) and C2795 (b). The Chairman offered that, with council's permission, Standing Orders would be suspended when those agenda items were reached, to allow for comment then.

**C2791 TO ACCEPT APOLOGIES FOR ABSENCE**

Apologies were received and accepted from D Cllr Mrs Fryer.

**C2792 DECLARATIONS OF INTEREST**

**a) In Items on the Agenda**

Cllr Miss Pengelly declared a personal interest in agenda item C2798 (b), as the enforcement complaint related to a neighbouring property to hers.

**b) Of gifts of a value of more than £25**

There were no declarations of gifts of a value of more than £25.

**C2793 TO CONFIRM MINUTES OF THE LAST MEETING**

**a) Meeting of Budoock Parish Council, 29<sup>th</sup> September 2008**

The last line of Minute C2782 (g) should have read "*..... footpaths around College*", rather than "*..... footpaths around Argal*".

Subject to the above amendment, it was proposed by Cllr Fairbank, seconded by Cllr Tim McCabe and

**RESOLVED** that the Minutes of the Council Meeting held on 29<sup>th</sup> September 2008 be approved as a true record and duly signed.

**C2794 TO REPORT MATTERS ARISING FROM THE MINUTES NOT ON THE AGENDA**

**a) Planning application for a new Falmouth Municipal Cemetery**

The Chairman stated that he would be attending a meeting concerning this matter, at Falmouth Town Council, on 29<sup>th</sup> October, and would report back at the November meeting.

**b) Digital Switchover**

The Clerk reported that the representative of Digital UK had agreed to attend the January council meeting.

**c) Training Courses**

The Clerk stated that these had been booked, and he would circulate details to attendees.

**d) Work on stream bank and trees alongside footpath from Trevoney to Village Hall car park**

The Clerk stated that this should commence within 2 weeks.

**e) Sponsorship signs on Hillhead Roundabout**

The Clerk reported that he had received a letter from County Highways, which stated that, in future, Budoock Parish Council would be a consultee.

## C2795 AGENDA ITEMS

### a) To consider an implementation plan for the recommendations of the Acoustic Survey on the goal equipment at Budock Playing Field

The Clerk summarised the report's recommendations, and stated that Kerrier DC's Environmental Health Department was clearly frustrated that these had not been implemented. Other modifications had been made by the Playing Field Committee, and the equipment had been re-opened, which the Environmental Health Department was also unhappy with.

As the council's Playing Field Committee Representative, Cllr Tim McCabe stated that the measures taken had been on the recommendation of the company which supplied the equipment, and had been communicated to the Environmental Health Department.

There followed a lengthy discussion, during which concerns were expressed that there had been no Kerrier District Councillor involvement in this matter. It was suggested that an onsite meeting was required, to establish a dialogue with Kerrier's Environmental Health Department.

At this point, Standing Orders were suspended to allow members of the public to address the council. Both the complainant and members of the Playing Field Committee asked to be present if a meeting could be arranged. Standing Orders were reinstated.

It was proposed by Cllr Tim McCabe, seconded by Cllr Trevor McCabe and

**RESOLVED** that the Clerk should try to organise an onsite meeting, with members of Kerrier Environmental Health, and District Councillors, for 2.30pm on Friday, 31<sup>st</sup> October 2008, to discuss the plan to resolve the problem. Cllrs Fairbank, Tim McCabe and Miss Pengelly would be present, and representatives of the complainant and Budock Playing Field Committee would also be invited to attend.

### b) To consider the council's response to the withdrawal of the objection by the British Horse Society to the Modification Order in respect of Public Right Of Way No. 11

Standing Orders were again suspended to allow a representative of the Ramblers Association to give details of the Modification Order. This involved the introduction of a Footpath between two stretches of Bridleway. The objections of the council and the British Horse Society were that the new Footpath should also be a Bridleway. Standing Orders were reinstated.

The Clerk added that, with the withdrawal of the objection from the British Horse Society, the only remaining objector was Budock Parish Council, which had objected on behalf of other members of the public, who had not objected themselves. This matter was about to go to Public Enquiry, which would be very costly, and the council had no evidence to support its objection. Council was asked to consider whether it still wished to object, as a Public Enquiry would not be required if this was the case.

It was proposed by Cllr Trevor McCabe, seconded by Cllr Gibson and

**RESOLVED** that the Clerk be asked to withdraw the council's objection to the Modification Order.

### c) To consider whether the council wishes to appoint one or more Tree Wardens

The Clerk explained the role of the Tree Warden, and asked if any member of the council was interested in becoming one. He added that anyone could be appointed the Tree Warden for a parish, and that there was no requirement for them to be a councillor.

It was proposed by Cllr Miss Pengelly, seconded by Cllr Tim McCabe and

**RESOLVED** that the Clerk should enquire whether Mawnan's Tree Warden, who lived in Budock Parish, would be interested in attending a council meeting to explain the role in more detail, or even in becoming Tree Warden for Budock, as well as Mawnan.

In the meantime, the Clerk agreed to post details of the Tree Warden role on the website and on the notice board.

**d) To consider arrangements the council wishes to make for Remembrance Day 2008**

Cllr Trevor McCabe stated that there would be a short Remembrance Service held in the Committee Room of Budock Village Hall on Armistice Day at 10.55am, and that no new wreath would be required.

**e) To consider whether the council wishes to support the views of a number of independent members of Cornwall County Council that the "One Cornwall" Implementation Executive is out of touch with the views of the electorate**

The Clerk stated that the council had received a number of items of correspondence concerning the above during recent weeks, including one with a petition attached.

During discussion, it was agreed that just 24 individuals were making many of the decisions concerning the new unitary council, but that this was not undemocratic, as this had been agreed by elected members. This was not considered new, as it was felt that similar decisions had been made at district council level, particularly on Planning Matters.

It was proposed by Cllr Hennell, seconded by Cllr Trevor McCabe and

**RESOLVED** that, rather than contacting the Implementation Executive concerning "One Cornwall", the Clerk should write to the Planning Authority concerning the withdrawal of the ability of Parish & Town Councils, and ward members, to ask for a planning application to be determined by the Planning Committee.

**f) To consider the council's response to the Communities & Local Government consultation paper, "The Making and Enforcement of Byelaws"**

The Clerk explained that the consultation document proposed the ability to create Byelaws without the need to obtain the approval of the Secretary of State.

The Council considered each question in the consultation document and confirmed its response to each of these, by resolution.

**C2796 CORRESPONDENCE**

The Clerk reported on correspondence received, a schedule of which is attached to the minutes as a record.

**C2797 REPORTS FROM COUNTY AND DISTRICT COUNCILLORS**

**a) County Council**

C Cllr Hatton reported on the following items :-

- Initial elections to the new Unitary Authority might be delayed until late 2009, rather than occurring in June, alongside the European elections.
- The Bus Stop proposals from County Highways had been objected to by all parishes in his ward, and it was unlikely that it would go ahead. However, the proposals were part of a government initiative to encourage the use of public transport, with the funding "ring-fenced" so it could not be spent on anything else.
- The Community Grant Scheme should be able to make a contribution towards the cost of the measures to be taken to resolve the noise problems with the goal equipment at Budock Playing Field.

**b) District Council**

D Cllr Mrs Fryer had apologised for her absence from the meeting.

## **C2798 PLANNING APPLICATIONS**

### **a) To Note Planning Decisions received from the Planning Authority**

The Clerk reported on decisions received, a schedule of which is attached to the minutes as a record.

### **b) To Note Planning Enforcement Complaints received by the Planning Authority**

The Clerk reported that no enforcement complaints had been received in Budock, since the last meeting.

### **c) To Consider Planning Applications Received From the District Authority**

- (i) PA08/01579/OM – Combined Universities in Cornwall, Tremough Campus – Outline planning application for the enhancement and expansion of Tremough Campus for university purposes, comprising new student residences, building for academic and research purposes, support services, sport facilities, refurbishment of existing buildings, improved access and circulation, replacement and new parking, landscape and associated infrastructure and ancillary works**

**OBSERVATIONS** : No comment.

## **C2799 REPORTS FROM COMMITTEES AND REPRESENTATIVES**

### **a) Police Report**

PC Cormack and PCSO Huddleston reported that there had been only one crime reported since the last meeting, a stone thrown at a premises on Bickland Industrial Estate. This compared favourably with the same period in 2007, when 6 crimes had been reported.

### **b) Treverva Village Hall**

Cllr Miss Pengelly reported that the AGM had been held, and a new chairman elected. Room hire revenue was reducing, and members were asked if they could publicise the availability of the hall. Some decorating work was about to commence, towards which the council might be asked for financial assistance.

### **c) Budock Village Hall**

Members were reminded about the Feast Night Concert.

### **d) Budock Playing Field Committee**

Cllr Tim McCabe reported that its AGM would be held on Wednesday, 29<sup>th</sup> October 2008.

## **C2800 RIGHTS OF WAY MATTERS**

Cllr Fairbank reported on a number of matters :-

- The post-PPIP (Public Paths Improvement Program) draft cutting schedule had been received from Cornwall CC, and there were less cuts than currently undertaken. The Clerk was organising another meeting with Cornwall CC.
- The claim for additional LMP monies for extra work carried out in 2007/08 has been unsuccessful, as there was no additional funding available.
- The new footpath between Treverva Chapel and Mabe has been allocated a footpath number, and will be a Gold path.

The Clerk added that he had received an Email from Cornwall CC, concerning the closure of the footpath alongside the Budock Church wall. This could not be reopened until Kerrier DC stated that the wall was safe.

It was proposed by Cllr Hennell, seconded by Cllr Gibson and

**RESOLVED** that the Clerk be asked to write to Kerrier DC concerning this matter, and ask for a plan, with timescales, to have the wall in a state where the footpath could be reopened.

**C2801 FINANCE AND PAYMENT OF ACCOUNTS**

It was proposed by Cllr Hennell, seconded by Cllr Tim McCabe and

**RESOLVED** that accounts totalling **£772.48** be approved for payment and duly signed. A schedule of these is attached to the minutes as a record.

**C2802 DATE AND TIME OF NEXT MEETING**

The next meeting of Budock Parish Council was to be held on Monday, 24<sup>th</sup> November 2008, commencing at 7.30pm, at Budock Village Hall.

**COMMENTS FROM THE PUBLIC**

**a) Moss on the footpath and roadway on Vicarage Close, Budock Water**

This was slippery, and a problem to pedestrians. The Clerk agreed to report it again.

**b) Access to new dwelling house behind the Old Post Office, Treverva**

It was pointed out that this emerged on a blind bend, as stated in the council's observations when the planning application was discussed, which made it very dangerous.

Signed : ..... 24<sup>th</sup> November 2008  
Chairman

