



**DRAFT MINUTES OF THE 825th MEETING OF BUDOOCK PARISH COUNCIL,
HELD AT BUDOOCK VILLAGE HALL, ON MONDAY 28th SEPTEMBER 2009**

PRESENT : Cllrs Bastin (Chairman), Fairbank, Hennell, Gibson & Mrs Perham.

C2906 PUBLIC COMMENT ON ITEMS ON THE AGENDA

There were no comments on items on the agenda.

C2907 TO ACCEPT APOLOGIES FOR ABSENCE

Apologies were received and accepted from Cllrs Cotton & Miss Pengelly.

C2908 DECLARATIONS OF INTEREST

a) In Items on the Agenda

Cllr Bastin declared a personal, and prejudicial, interest in agenda item C2914 (c) (ii) [*Planning Application PA09/01242/F, WC Rowe*], and that he wished to make a personal statement with respect to this application. It was agreed that this should be made immediately prior to the discussion of this item.

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

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

C2909 TO CONFIRM MINUTES OF THE LAST MEETING

a) Meeting of Budoock Parish Council, 27th July 2009

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

RESOLVED that the Minutes of the Council Meeting held on 27th July 2009 be approved as a true record and duly signed.

b) Extraordinary Meeting of Budoock Parish Council, 6th August 2009

It was proposed by Cllr Mrs Perham, seconded by Cllr Gibson and

RESOLVED that the Minutes of the Extraordinary Council Meeting held on 6th August 2009 be approved as a true record and duly signed.

c) Extraordinary Meeting of Budoock Parish Council, 7th September 2009

It was proposed by Cllr Gibson, seconded by Cllr Mrs Perham and

RESOLVED that the Minutes of the Extraordinary Council Meeting held on 7th September 2009 be approved as a true record and duly signed.

C2910 TO REPORT MATTERS ARISING FROM THE MINUTES NOT ON THE AGENDA

a) Changes I membership of Budoock Parish Council

The Chairman stated that it was his sad duty to report that Mrs Forbes had passed away the previous day. The Clerk was asked to pass on the council's condolences to her family.

The Chairman also reported that, as it was now over 12 months since Cllr Gifford had attended any meeting of the council, and that he had not offered any apologies for his absence, he should no longer be considered a member.

The Clerk was instructed to make the necessary arrangements to recruit replacement members of the council.

b) Community Network Area (CNA) Meetings

The Chairman stated that there had been a further meeting of the Falmouth & Penryn CNA, on the evening of the interviews for the new Clerk to the Council. Neither he nor Cllr Fairbank had been able to attend. Cllr Hatton stated that he had attended the meeting, and would give a report on it.

C2911 AGENDA ITEMS

a) Status Report on responses to Noise Nuisance Complaint at Budock Water Playing Field

The Clerk stated that he had been informed by the Playing Field Committee that all the agreed modifications to the equipment had been carried out. He had checked with Environmental Health, and no further complaints had been received. It was agreed that the council should now consider this matter closed.

b) To ratify the appointment of the new Clerk to the Council

The Chairman stated that a shortlist of 5 candidates had been drawn up, that interviews had taken place on Tuesday, 22nd September 2009. Subject to ratification by the council, the position would be offered to Mrs Gemma Ohly, who was in attendance at that evening's meeting. Gemma was also being offered the position of Clerk to Mawnan Parish Council, with both posts being based in the office in Mawnan Smith.

It was proposed by Cllr Gibson, seconded by Cllr Mrs Perham and

RESOLVED that the council ratify the appointment of Mrs Gemma Ohly as Clerk to the Council.

It was proposed by Cllr Bastin, seconded by Cllr Fairbank and

RESOLVED that the current Clerk be thanked for all his hard work over the years, with best wishes extended for the future.

The Chairman added that it would be necessary to move the council's administrative files from the current Clerk's house to Mawnan Smith, where there was insufficient room for everything. He suggested that historic files be stored at either Budock or Treverra Village Hall. He also suggested that the existing telephone number for Mawnan Parish Council be used for Budock, with the Budock line being cancelled.

Following a short discussion it was proposed by Cllr Bastin, seconded by Cllr Hennell and

RESOLVED that they and the current Clerk move the administrative files by the end of the week, and that the Clerk be asked to cancel the current Budock telephone number.

c) To consider whether the council wishes to purchase a wreath for the Remembrance Sunday

In previous years, a wreath had been purchased from the Royal British Legion, and laid in Budock Village Hall as part of a short service of Remembrance, by ex-Cllr Trevor McCabe.

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

RESOLVED that the Clerk make arrangements to purchase a wreath, and also that the Chairman ask ex-Cllr McCabe if he could continue to lay the wreath, as in previous years.

d) To consider the council's response to the "Members Needs Survey / Representation on Outside Groups" documents from CALC

Copies of the documents had been circulated in advance of the meeting.

Following discussion, it was proposed by Cllr Gibson, seconded by Cllr Fairbank and

RESOLVED that the members should complete their individual copies, and return these to the Clerk for collation and return to CALC.

e) To consider the proposals in the “Draft Protocol for Local Councils” issued by Cornwall Council Planning Department

Copies of the documents had been circulated in advance of the meeting. The proposal was a response to complaints from Town and Parish Councils that planning applications were now being determined by officers in the majority of instances, and on occasion against the observations of local council consultees. The paper proposed strengthening the ability of local councils to :-

- Hold discussions with officers prior to determination
- Request that consideration be given to dealing with certain applications by Planning Committees

Following discussion, it was proposed by Cllr Gibson, seconded by Cllr Hennell and

RESOLVED that the Clerk should submit feed back that the council supported and applauded this initiative by the Planning Authority, that this council's Point of Contact should be the Clerk to the Council, but should ask for the period of 5 working days to report back be extended to 10 working days, and also that any documents should be forwarded by Email, for speed of turnaround.

f) To consider whether the council wishes to respond to the “Strengthening Local Democracy” document from NALC

Copies of a summary document had been distributed prior to the meeting.

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

RESOLVED that the council did not wish to submit a response to the document.

g) To consider a request for grant funding from Cornwall Air Ambulance Trust

During discussion, members stated that it was regretful that such a service should not be government funded, but run by a charitable trust.

In line with the council's S137 Grant policy, it was proposed by Cllr Fairbank, seconded by Cllr Hennell and

RESOLVED that the Clerk should respond to the request, and state that, regrettably, the Parish Council only normally considered grant funding requests from within the parish.

h) To consider the council's response to an Email from “unlockdemocracy.org.uk” regarding the Sustainable Communities Act

A copy of the document had been distributed prior to the meeting.

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

RESOLVED that the council should not respond to this document.

C2912 CORRESPONDENCE

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

C2913 REPORT FROM CORNWALL COUNCILLOR

Cllr Hatton reported on the following matters :-

- Falmouth & Penryn CNA Meeting – He had attended the meeting on 22nd September 2019, at which it had been confirmed that the CNA Panels would have very little power or funding. The Dracaena Youth Club, Falmouth had given a presentation, and was looking to attract youngsters from the surrounding area.
- Planning Matters – While a new county-wide ethos concerning the way planning applications were determined was being encouraged from “the top”, there were still differences in interpretation between the delivery areas and sub-areas, based upon historic operation across the districts. Scrutiny was still inconsistent, and there were no less site meetings than there had been in the old Kerrier DC days. He had no doubt that things would eventually change for the better, however.
- The Planning Enforcement complaint concerning breaches during the building of the new dwelling to the rear of the Old Post Office in Treverva – He intended requesting that this not be determined by officers under delegated powers.
- Waste Incinerator proposal – SITA was appealing against the decision not to go ahead with the proposal.
- Affordable Housing – At the CNA Meeting, Falmouth had stated that it had insufficient land available to meeting its targets, and would ideally like to encourage the building of new dwellings in the surrounding area. In addition, Cornwall Council had submitted a bid for a £30m PFI-based scheme.
- Highways Capital Projects – There appeared to be funding only for maintenance at present.
- Budock Speed Visor – Highways had agreed to revisit its justification..
- BT telephone pole replacement – It was planned to carry out some activities in the coming weeks.
- Community Support Grants – Some funding was available over the next 6 months, and small projects costing £500 to £750 would be considered.
- West Cornwall Local Action Group – Also had grant funding (£1.8m over several years) for community projects in deprived areas.

C2914 PLANNING APPLICATIONS

a) To Note Planning Decisions received from the Planning Authority

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

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

The Clerk stated that none had been received since the previous meeting. However, following discussion of the enforcement action in Treverva (new dwelling behind the Old Post Office), it was proposed by Cllr Fairbank, seconded by Cllr Hennell and

RESOLVED that the Clerk should write to Cornwall Council's Head of Planning, questioning the recommendations of Planning Enforcement.

c) To Consider Planning Applications Received From the District Authority

- (i) **PA09/00929/LBC – The Incumbent & PCC, St Budock Church, Budock Water – Retrospective Listed Building Consent for the repairs to woodwork and slating of roof and walling**

OBSERVATIONS : No objections.

- (ii) **PA09/01242/F – WC Rowe (Falmouth) Ltd, Units 1 & 2, Bickland Industrial Park, Falmouth – Formation of hardstanding, HGV loading facility and retaining wall.**

Having declared a prejudicial interest, Cllr Bastin made the following statement before leaving the room for the remaining discussion of this item. Cllr Fairbank took the Chair.

Cllr Bastin's statement was : "Local residents had concerns about possible overnight noise should refrigerated vehicles be parked overnight close to houses".

OBSERVATIONS : While the council did not object to this application, and would wish to encourage local employment, it did have a concern about the types of vehicles which might use the hard standing area, particularly overnight. The council asked, should the application be approved, that a condition be applied such that refrigerated lorries should not be parked overnight, with their refrigerated units running, as these would be audible from nearby dwellings.

Cllr Bastin returned to the room.

C2915 REPORTS FROM COMMITTEES AND REPRESENTATIVES

a) Police Report

PC Cooke and PCSO Huddleston both attended the meeting. They reported that there had been 2 crimes in the two months since the last meeting, one at Kergilliack and one at Maenporth. There had been no incidents of anti-social behaviour, even during the school holidays.

They also stated that the police boundaries were to be re-aligned from 1st October 2009, to be in line with CNA boundaries, and that they would in future be based out of Falmouth Police Station. Members thanked them for the report, and welcomed the organisational change.

b) Treverva Village Hall

Cllr Hennell reported that its AGM would be held in October.

c) Budock Village Hall

Cllr Gibson volunteered to become the council representative, effective immediately.

C2916 RIGHTS OF WAY MATTERS

Cllr Fairbank reported that :-

- The bridleway section of the Right of Way behind quarry at Trewoon required further attention. The Clerk agreed to contact the maintenance contractor and arrange this.
- The footpath along the boundary of South West Water also required attention. In the past this had been cut by the company, and it was not on the council contractor's cutting list. Cllr Mrs Perham agreed to try to establish contact with South West Water.

C2917 FINANCE AND PAYMENT OF ACCOUNTS

(i) Ratification of August Payments

It was proposed by Cllr Hennell, seconded by Cllr Mrs Perham and

RESOLVED that accounts totalling **£545.89**, already paid in August, be ratified. A schedule of these is attached to the minutes as a record.

(ii) Approval of September Accounts

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

RESOLVED that accounts totalling **£2.018.29** be approved for payment and duly signed. A schedule of these is attached to the minutes as a record.

C2918 DATE AND TIME OF NEXT MEETING

The next meeting was to be held on Monday, 26th October 2009, commencing at 7.30pm, at Treverva Village Hall.

COMMENTS FROM THE PUBLIC

None.

Signed : 26th October 2009

Chairman

DRAFT