

Ludgvan Parish Council

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Minutes – 28 September 2022

Minutes of the monthly meeting of Ludgvan Parish Council, held on Wednesday 10 August 2022 at 6.45pm at the Murley Hall, Ludgvan.

Present: Councillors: R Mann (Chairman), A Branchett, C Cartwright, J Mayall, J Munday, A Segal

Cornwall Councillor/s attending: C.Cllr T Sherfield-Wong (apologies from C.Cllrs George and Taylor)

Officer support: Clerk/RFO to the parish council

Minute No.	AGENDA ITEMS
	Chairman's Announcements, including a minute silence as a mark of respect, following the death of HM The Queen
LPC22.23.110	Apologies for absence – were received from Cllrs Elliott (another commitment), Miucci (ill), Payne (another commitment), Porter (ill) and Price-Jones (another commitment).
LPC22.23.111	Letter of Condolence to be sent from the Chairman to the Royal Family, on behalf of the parish Resolved – that the Letter of Condolence from the Chairman on behalf of the parish, be sent to His Majesty's Principle Private Secretary.
LPC22.23.112	Declarations of Interest: - None.
LPC22.23.113	To approve written requests for dispensation – None
LPC22.23.114	Public Speaking A resident of Long Rock spoke to raise concerns at the noise and nuisance problems caused by the heliport which she said had been a problem for over two years and was getting worse. Issues included the excessive noise, deviation from the approved flight path, more helicopters being used, and private helicopters also being used. Complaints have already been raised with Cornwall Councillor and MP.
LPC22.23.115	Presentation – Cornwall Council Development Officer for Health Partnerships and Infrastructure (CC) had given her apologies for this meeting due to ill health. Members were advised that any comments or questions can be submitted via the clerk, for response either in writing or at a future meeting when the officer will be available to attend.
LPC22.23.116	Cornwall Councillor reports <u>Long Rock, Marazion & St Erth</u> – Cllr Sherfield-Wong reported that: <ul style="list-style-type: none">- She was working with the MP to try to resolve issues at the heliport- Regarding sewage outfall into the sea at Long Rock, she had written to George Eustice (the then Environment Secretary) and was awaiting a response- Community Chest fund – open for applications of up to £1,000- Fire service call center at Tolvaddon – Cllr Sherfield-Wong serves as Vice-Chairman on the Neighbourhoods Overview and Scrutiny Committee and they would be discussing options

	<p>for the future of the Fire and Rescue Service control centre. Feedback from the parish council: concern at losing local knowledge and so the service should remain in Cornwall, even if this means a fallback option, to co-locate with Devon & Cornwall Police.</p> <p>Questions raised: why is Cornwall Council selling off its outdoor activity centres and what will replace it? Answer – to recoup funds needed for other council services, and that information will be given on the outdoor pursuit activities to be provided in future.</p>
LPC22.23.117	<p>Minutes of the meeting of the Council held on 10 August 2022</p> <p>Resolved – that the minutes of the meeting of the council, as above, having been circulated, be taken as read, approved and signed by the Chairman as a true and accurate record of the meeting.</p>
LPC22.23.118	<p>Clerk’s update report</p> <p>Members noted the report circulated prior to the meeting and the following additional updates were given:</p> <p>Adding Cllr Porter as a bank signatory – after re-submitting the mandate form (pages lost by the bank), the change to the bank mandate was underway. Noted.</p> <p>Meeting with quarry / aggregate fund – meeting due to be scheduled. The community centre trustees have been asked to give information on proposed play equipment, costings and timescales, to inform a grant request to the quarry management. Noted.</p> <p>Cllr Mann reported that the parish boundary sign on the B3311 had been installed.</p> <p>It was agreed to send a thank you to the Mount View Inn for their help in giving space for the condolence pages following the death of the Queen, to enable those in Long Rock to sign the pages locally.</p>
LPC22.23.119	<p>Reports from Councillors as representatives on outside bodies</p> <p>Cllr Munday reported that he was working with C.Cllr Sherfield-Wong, and MP Derek Thomas, in efforts to re-open a railway station for Marazion.</p>
LPC22.23.120	<p>To co-opt to vacancy on the council – Lelant Ward (1 vacancy) – no applications received.</p>
LPC22.23.121	<p>Planning Applications</p>
	<p>(a) PA22/06708 – Woodbine Cottage, A30 between Rospeath Lane and Cockwells, Crowlas – Demolition of existing garden room and rebuilding of new larger garden room on extended footprint.</p> <p>Resolved - No objection in principle, however the flat roof is contrary to the Ludgvan Parish Design Statement which states, under ‘Building Style and Detail’: <i>“Flat roof buildings or extensions shall be avoided and traditional materials shall be used wherever possible. If this is not possible then reasons must be provided when submitting the Planning Application”</i>. Therefore a pitch roof would be the preferred design.</p>
	<p>(b) PA22/07379 – Blue Horizon, B3311 between Badgers Cross and Nancledra Hill, Castle Gate, Ludgvan – The erection of two dwellings and associated works, including their new access, and the improvement of the existing access for Blue Horizon with non compliance of condition 2 of PA15/03757 dated 29.05.2015</p> <p>Resolved – no objection.</p>

	(c)	<p>PA22/07226 – Trevine, Blowing House Hill, Ludgvan – Conversion of existing shipping containers and siting of 3no shipping containers to form additional overnight sleeping accommodation.</p> <p>Resolved – that the application is supported, with a recommendation that this be a temporary permission to be reviewed after 2 years, to monitor the use of the site, and for a condition to restrict the use of the overnight sleeping units for single-night stays only, and for travellers to the Isles of Scilly only. A question was raised, whether all fire regulations etc are in place, as for other accommodation providers? Public footpath 12 should be kept open at all times.</p>																					
	(d)	<p>PA22/07660 – Land NE of Bowls Barns, Bowls Barn, Castle Road, Ludgvan – Reserved matters application for new dwelling plot on land North of Bowls Farm (details following outline consent PA20/07944 dated 27/01/2021)</p> <p>Resolved – no objection, however it is suggested to remove the roof lights to minimise light pollution. This would also give more space for more solar panels.</p>																					
	(e)	<p>PA22/07391 – Metta Fields, Trenchrom Road, Lelant Downs, Hayle – Application for a Lawful Development Certificate for existing use for the retention and use of existing building as a single dwelling house.</p> <p>No evidence to offer.</p>																					
	(f)	<p>PA22/08172 – Barn west of Willow Cottage, Back Lane, Canonstown – Conversion of redundant concrete block building.</p> <p>Resolved – no objection, but the parish council has concerns that the unmade lane access to the site is not suitable.</p>																					
	(g)	<p>PA22/07758 – Varfell Farm, Varfell Lane, Long Rock – Change of use of land for siting of 39 caravans for seasonal agricultural workers, together with construction of associated access tracks and paths.</p> <p>Resolved – that the application is supported, provided a condition is included to limit use of the accommodation to agricultural workers only.</p>																					
LPC22.23.122	<p>Schedule of Payments</p> <p>Resolved - To approve the payments to be made, as set out in the schedule appended to this agenda, and to retrospectively endorse the payments made in accordance with Financial Regulations, following the cancellation of the 14 September meeting of the council.</p> <table border="1"> <thead> <tr> <th>Payee</th> <th>Purpose</th> <th>Total payable (inc VAT)</th> </tr> </thead> <tbody> <tr> <td colspan="3"><i>To be paid by direct bank payment</i></td> </tr> <tr> <td>Allium Environmental Ltd</td> <td>Demolition survey to Long Rock Memorial Institute</td> <td>£270.00</td> </tr> <tr> <td colspan="3"><i>Retrospective approval for payments made:</i></td> </tr> <tr> <td>Ludgvan Community Centre</td> <td>Use of storage facilities at the community centre 1/4/22 – 31/3/23</td> <td>£120.00</td> </tr> <tr> <td>Viking</td> <td>Office stationary inv 9054342</td> <td>£15.23</td> </tr> <tr> <td>Blackburn IT Services Ltd</td> <td>Allotment inspection app service 12 months from 24/8/22</td> <td>£180.00</td> </tr> </tbody> </table>		Payee	Purpose	Total payable (inc VAT)	<i>To be paid by direct bank payment</i>			Allium Environmental Ltd	Demolition survey to Long Rock Memorial Institute	£270.00	<i>Retrospective approval for payments made:</i>			Ludgvan Community Centre	Use of storage facilities at the community centre 1/4/22 – 31/3/23	£120.00	Viking	Office stationary inv 9054342	£15.23	Blackburn IT Services Ltd	Allotment inspection app service 12 months from 24/8/22	£180.00
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	Rialtas Business Solutions Ltd	Allotments mobile inspection app integration support	£90.00
	Ludgvan Parish Church	Murley Hall Hire (August meeting)	£16.00
	Louise Dowe	Clerk's salary	£1,606.24
	HMRC	PAYE/NI	£489.52
	Louise Dowe	Clerk's expenses	£97.79
	Simon Rhodes Garden and Grounds Care	Annual maintenance quarterly payment (St Paul's Cemetery, Amenity Area, Crowlas Cemetery, Churchtown Plot)	£938.30
	Ashley Waters	Painting of phone box, Whitecross	£480.00
	Michael Harvey	Painting of phone box, Whitecross	£320.00
	Savilles (for Truro Diocese)	Allotment rent (Church Hill) 25/3/22 to 28/9/22	£350.00
	<i>To be paid by Direct Debit</i>		
	NEST pension scheme	Clerk's pension August 2022	£101.59
LPC22.23.123	<p>Penzance helicopter flights [Cllr Cartwright] - <i>To consider recent complaints and whether there is action that the parish council should take.</i></p> <p>Members considered the complaints received, earlier in the meeting, and previously from local residents and in previous correspondence.</p> <p>It was noted that Long Rock was the only place with a heliport so close to housing. It was noted that as the planning authority Cornwall Council had responsibility for monitoring and permissions for the heliport.</p> <p>Resolved – that the council will:</p> <ol style="list-style-type: none"> 1) Write to the heliport owner to raise the complaints at noise, numbers of helicopter trips per day, and reports that the flight paths have not been adhered to, and to request that the situation for local residents be improved; and 2) To contact the CC ward member, copying in the CC Leader and planning officer for the heliport application, to ask that the conditions from the planning permission be monitored and enforced, and to call for a meeting of the stakeholders group, in October if possible, and for the parish council representative to be invited. 		
LPC22.23.124	<p>Sewage Pollution at Long Rock beach – complaint to South West Water</p> <p>Cllr Mayall reported that he had contacted South West Water to raise concerns and questions at a recently published report, and that an assurance had been given that a response will be given by 30 September. Agreed to defer this item to the next meeting of the council.</p>		
LPC22.23.125	<p>Cornwall Council DMMO application – Claimed addition of a Bridleway from Classified Road B3311 to Bridleway 4 at Tolver in the parishes of Madron and Ludgvan (WCA 685)</p> <p>Cllr Cartwright reported on his knowledge of previous use of this claimed right of way, and undertook to submit an individual consultation response.</p> <p>Resolved – that the parish council response will be to support the addition of this claimed right of way to the definitive map.</p>		

LPC22.23.126	<p>Cornwall Council DMMO application – Claimed addition of a Footpath from Footpath 5 Ludgvan to Footpath 1 Penzance (Parish boundary) at Tolver in the parish of Ludgvan (WCA 709)</p> <p>Resolved – that the parish council response will be to support the addition of this claimed right of way to the definitive map.</p>
LPC22.23.127	<p>Future use of phone box at Whitecross</p> <p>Deferred to the next meeting.</p>
LPC22.23.128	<p>Shared Prosperity Fund</p> <p>It was noted that the Good Growth team had advised that the parish council would be able to submit an application to the Levelling Up funding, for a project to repair the chapel building at Crowlas Cemetery and associated improvements (research, community involvement, digital records of graves).</p> <p>Resolved – that a working group is appointed, with delegated authority to submit a grant application to the Levelling Up funding. Working group members: Cllrs Munday, Porter, Branchett and Segal, and the clerk.</p>
LPC22.23.129	<p>Lottery funding application – Crowlas Cemetery project - <i>To consider submitting a funding application.</i></p> <p>Resolved – to defer this item, pending application to the Levelling Up fund.</p>
LPC22.23.130	<p>Maintenance of Cemetery Gates - <i>To consider and agree a plan to paint the cemetery gates – St Paul’s Cemetery and Crowlas Cemetery</i></p> <p>Quotes for the work have been invited, no responses yet.</p> <p>Agreed – to defer this item to the next meeting. If no quotes received, Cllrs Branchett and Mayall may be willing to volunteer to carry out this painting work.</p>
LPC22.23.131	<p>Cemeteries Update - <i>To receive an update on a recent burial at Crowlas Cemetery and the storage of grave soil</i></p> <p>The update circulated prior to the meeting, was noted.</p>
LPC22.23.132	<p>Ludgvan Community Land Trust [Cllr Price-Jones] - <i>To receive an update on the creation of a Ludgvan Community Land Trust and to agree any appropriate actions.</i></p> <p>Deferred to the next meeting.</p>
LPC22.23.133	<p>Community Speedwatch Update [Cllr Segal] - <i>To receive an update and agree any necessary actions</i></p> <p>Cllr Segal reported that he had applied to be the lead on the Speedwatch scheme, awaiting confirmation from the police.</p>
LPC22.23.134	<p>Update on proposed Long Rock traffic improvements [Cllr Elliott] - <i>To receive an update and agree any necessary actions</i></p> <p>Deferred – to the next meeting.</p>
LPC22.23.135	<p>Joint working with Marazion Town Council – no update.</p>
LPC22.23.136	<p>Cornwall Council – consultation for key stakeholders – Dogs on Beaches 2022</p> <p>Members considered the consultation documents.</p>

	<p>Resolved – that the consultation response as drafted in the meeting papers be sent, with one amendment, to say that the council has been contacted about problems with dogs on beaches, ‘yes, every now and again’.</p>
LPC22.23.137	<p>Cornwall Council public consultation – Statement of Principles under Gambling Act 2005</p> <p>Resolved – no comment.</p>
LPC22.23.138	<p>Arrangements for binding and archiving of the Condolence Book</p> <p>It was noted that the suppliers of the condolence book pages offered a binding service, and that there were local options that had not yet been explored.</p> <p>Resolved – to research local options for binding the pages, and report to the next council meeting for decision.</p> <p>Resolved – that, once bound, the parish church would be asked to archive the condolence book.</p>
LPC22.23.139	<p>Councillor Training</p> <p>Cllr Mayall had volunteered to attend training on ‘Introduction to Planning’, offered by CALC.</p> <p>Resolved – that Cllr Mayall attend the ‘Introduction to Planning’ training, and that the cost of the training would be paid by the council.</p>
LPC22.23.140	<p>Adoption of a Social Media Policy</p> <p>A draft social media policy had been circulated to councillors on the day of the meeting and so in view of the short timescales to consider it, it was</p> <p>Resolved – to defer this item to the next meeting.</p>
LPC22.23.141	<p>Review of Standing Orders and Financial Regulations</p> <p>Resolved – to defer this item to the next meeting.</p>
LPC22.23.142	<p>Finance report and bank reconciliation</p> <p>The budget monitoring report and bank reconciliation were noted.</p>
LPC22.23.143	<p>External Audit arrangements 2022/23 until 2026/27</p> <p>Members considered the report on arrangements for external audit for the coming years.</p> <p>Resolved – that the council accepts that the countywide auditor appointed under the SAAA arrangement offers the council security and assurance, and so not to opt-out of the Smaller Authorities Audit Appointments.</p>
LPC22.23.144	<p>Civility and Respect project (a NALC/SLCC, OVW and County Associations project)</p> <p>It was noted that the above groups were working to increase the value placed on civility and respect in the local council sector and so a pledge and associated actions had been prepared, for local councils to consider signing up to.</p> <p>Resolved – that Ludgvan Parish Council signs up to the Civility and Respect Pledge.</p>
LPC22.23.145	<p>Correspondence/communications</p> <ol style="list-style-type: none"> 1. Email from Let Cornwall Decide: Ludgvan’s view on a Mayor of Cornwall Noted 2. Social media message from a local resident of Chy An Mor Noted

	<p>3. Email from a local resident to MP, cc'd to C.Cllrs and parish council – ‘Breaches of planning at Penzance Heliport’ Noted</p> <p>4. Email: ‘Cornwall Fire Control could be lost’ – Resolved – to write to the CC Neighbourhoods O&S Committee (copied to Chief Fire Officer, CC Leader) to state the parish council’s support for the Cornwall Fire Control centre to remain at Tolvaddon, and that if this is not possible, the fall-back position should be to stay in Cornwall, noting that this could mean co-locating with or outsourcing to Devon & Cornwall Police.</p>	
LPC22.23.146	<p>Agenda items for a future meeting</p> <p><i>i.</i> Any items deferred from this meeting</p> <p><i>ii.</i> Planning Rules [Cllr Cartwright] - <i>To consider making an amendment to the Ludgvan Parish Design Statement: At page 16 remove the words “Existing building lines shall be respected and no new development shall exceed two storeys.”</i></p> <p><i>iii.</i> Adoption of an Absence Policy (<i>drafted for October meeting</i>)</p> <p><i>iv.</i> Adoption of a Dignity at Work Policy</p>	
LPC22.23.147	<p>Exclusion of the press and public</p> <p>Resolved: that in accordance with s.1(2) of the Public Bodies (Admission to Meetings) Act 1960, the Press and Public be excluded from the meeting during the consideration of the following business owing to the confidential nature of that business.</p>	
LPC22.23.148	<p>Repairs to the chapel building at Crowlas Cemetery</p> <p>Members considered quotes received for the repair works. It was noted that a decision on proceeding with the works was linked to securing sufficient funding and so this item to be considered alongside the funding application/s to be submitted.</p> <p>Resolved – that this matter be deferred to the October meeting of the council.</p>	
LPC22.23.149	<p>Banking – complaint</p> <p>Members noted the update on the complaint to the bank submitted by the clerk, following significant delays in the council being able to open a bank account in its capacity as Long Rock Memorial Institute charity trustee. The bank had partially upheld the complaint and had made a compensation payment to the clerk, for the personal distress caused. The clerk had expected the compensation payment to be made to the council and so brought the matter to council for opinion.</p> <p>Resolved – that the compensation payment made by the bank to the clerk as a personal payment, is agreed to be a direct payment to the clerk in her personal capacity.</p> <p>It was noted that as the complaint was only partially upheld, it has been re-submitted and is currently being reviewed. The clerk will endeavour both to resolve the matter and to seek compensation for the council.</p>	
	Meeting closed: 8.44 pm	Signed by Chairman: