

Landrake with St Erney Parish Council

Minutes of Full Parish Council meeting Tuesday 11th April 2023 2023 at 7pm: Venue: Sir Robert Geffery Memorial Hall (main room)

Present: Cllrs Mervyn Gingell (Chairman), Graeme Francis (Vice Chairman), Dr Sarah Walker, Patricia Barton, Penny Mathers, Rosemary Savery, Kathy Smeardon and, Dawn Morris

In attendance: Mrs K J Heald, Parish Clerk, Cornwall Councillor Martin Worth and two members of the public.

81. Welcome and introductions from the Chairman (A.I.1)

The Chairman opened the meeting. All Parish Councillors introduced themselves giving details how long they had been on the Council, the area in the parish they live and their specialist interests / roles within the Council and Landrake with St Erney Parish.

82. To receive declarations of interests on any agenda item and if relevant to approve any requests for dispensations. (A.I.2)

None

83. Open forum and Cornwall Councillor report (15 – 30 minutes) (A.I.3)

83.1 Parochial Church Council (PCC) representative

- A vegetable plot within the churchyard has been created. Fruit trees have been planted which will give a supply of fruit for food boxes. The supply of fruit and vegetables will be given to the food bank / those struggling with the cost of living crisis.
- There are still issues with dog mess in the churchyard. The signs have been moved.
- The PCC will be planting a hedge by St Erney Church with a mix of creative species.

83.2 Planner from Results Limited on behalf of application PA23/02752

Mr Ivan Tomlin Msc PPR TP, spoke on behalf of the applicants of Pemallow Stables, Cuttivet. The Councillors discussed the application at length with the planner. The property has been used as a second home by a family in the armed forces. Previously there was an enforcement case, but no action was taken.

83.3 Cornwall Councillor Martin Worth update:

- **Cornwall Devolution Deal:** Cornwall Council's full Council meeting took place on 18th April 2023. Following the referendum results CC will not be going for level 3 deal, which includes the requirement for an elected mayor, but instead are currently seeking to strengthen the level 2 deal. CC M Worth said although the referendum result showed 69% of voters were not in favour of the proposed deal, CC interviewed over 1000 people either face to face or by the telephone and the results showed the opposite with 65% in favour of the deal. CC M Worth found it interesting that only approximately 6500 people voted on the devolution deal referendum compared to 11,500 who voted on the dogs on beaches survey.
- **Self-governing deal:** Mr Dick Cole, Leader of the Mebyon Kernow party has put forward a motion to start negotiations with the government for a Cornwall to have a full parliament self-governing deal, like Wales or Scotland.
- **Mobile phone mast:** CC M Worth has recently had a meeting with Councillors in Plymouth, including Johnny Mercer MP, regarding a similar situation for a 5g mast on a housing estate. The battle against the location was lost as an alternative location could not be found. CC M Worth warned the government has given permission for the installation of 5G masts across the country and it is coming. He still believes the proposed location is not suitable but suggested the Parish Council communicates with the developers and puts forward alternative locations.
- **Cornwall Housing:** 22,80 households are on the Home Choice register and 700 are in temporary accommodation. CC are working with Treveth and Ocean on how best to allocate those in need. CC receive 1000 enquiries a week.

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84. **Apologies for absence** (A.I.5, item 4 missing from the agenda)
Apologies received from Cllr Owen
85. **Matters arising from the previous meeting** (A.I.6)
None
86. **Minutes of last meeting** (A.I.7)
Cllr Smeardon pointed out that although she had submitted her apologies she was shown as present in the meeting. In the previous draft Cllr Walker was shown as absent but the copy presented for signed correctly showed that Cllr Walker was present. Subject to the removal of Cllr Smeardon on the attendance list, it was proposed by Cllr Francis by Cllr Cllr Mathers and unanimously agreed by all Councillors that the minutes from the meeting held on 14th March 2023 are approved as a true and accurate record of the meeting. **Resolved.**
87. **Planning application consultee decisions and planning updates** (A.I.8)
- a. **Parish Council consultee response for application PA23/02291**
Proposal: Application for outline planning permission with some matters reserved for the construction of a farm dwelling; namely access only.
Location: Lower Brightor Farmhouse, Tideford, Saltash, Cornwall
Applicant: Messrs NP and JK Jones
Grid ref: 235421 / 61113
It was proposed by Cllr Cllr Smeardon, seconded by Cllr Morris and unanimously agreed by all Councillors that the Council supports this application. **Resolved.**
- b. **Clarke Telecom on behalf of CK Hutchinson Networks (UK) Ltd:** Proposed Radio Base Station Installation update.
Planning application PA23/02464 was submitted after the agenda had been submitted. This application is very similar to the previous application, which was withdrawn by the applicant. The only difference being the height is slightly less. The Council discussed the pre-application during the meeting held on 14th March 2023 and proposed alternative locations. Even though two of the sites are only within 30 metres of an Area of Outstanding Natural Beauty the applicant rejected both locations were unsuitable. It was proposed by Cllr Francis, seconded by Cllr Gingell and unanimously agreed by all Councillors, for the reasons previously stated, the Council objects to this application. It was also agreed the Clerk would contact Cornwall Council's Planning Officer for this case urging them to consider the previous comments. (To save the members of public having to resubmit their comments). Action: Cllr Francis to put together a detailed objection and circulate to all Councillors by email for approval. **Resolved.**
- c. **Parish Council consultee response for application PA23/027652**
Proposal: Certificate of lawfulness
for existing use of building and land C3 residential dwelling house use.
Location: Penmallow Stables, Cattivett, Landrake, Saltash
Applicant: Mr and Miss Grant and Charlie Gilmore and Sparkle
Grid ref: 236000 / 62428
The Councillors discussed this application at length. It was proposed by Cllr Francis and seconded by Cllr Francis that the Council supports this application but would like it on record that the Council is not happy that historically, due process has not been followed. The Parish Council would like Cornwall Council to ensure that Council tax is paid on this property. The motion was carried with one abstention. **Resolved.**
- d. **Cornwall Council:** Updates
Cllr Francis said a pre application for advice had been submitted for installation of ground mounted solar panels at Treluggan Manor. Application PA23/00308/PREAPP.

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88. Policies and procedures (A.I.9)

- a. **Risk Management Scheme:** To approve the draft Risk Management Scheme. Circulated by email with recommended amendments put forward by Councillors by email. It was proposed by Cllr Francis, seconded by Cllr Mathers, that subject to spelling / typing errors the Risk Management Scheme presented by the Clerk is approved. **Resolved.**
- b. **Asset Register:** Review of the Council's register of assets. It was agreed a nominal figure of £600 would be added to the register for the goal posts and netting. Cllr Gingell had provided the Parish Clerk with grid references for the wells in the parish and the Clerk will investigate the ownership. It was proposed by Cllr Gingell that subject to the addition of the playing field equipment the asset register is approved. The motion was seconded by Cllr Francis. **Resolved.** Post meeting note: Cllr Francis highlighted the Solomon Browne room, which is owned by the Parish Council, should be added to the asset register and Council's insurance policy.

At 20:39 Cllr Mathers announced she had to leave early so Cllr Gingell amended the order of business and the discussion update regarding the Environmental Sustainability Working Group was bought forward.

89. Environmental Sustainability Working Group (A.I.17) update Cllr Mathers

Cllr Mathers proposed that as the numbers attending the group had dropped, it would be better to put the group, in its current format on hold but retain for updates as an ongoing item on the agenda. Any specific projects can then be feed back at full council rather than duplicate efforts.

The Chairman resumed to the order of the agenda.

90. Finance (A.I.10)

- a. **To note the Council's bank balance.**
Cllr Gingell reported the Unity Trust bank balance as £13,346.45.
- b. **To review the Clerk's finance report.**
The Clerk's finance report was reviewed and noted.
- c. **Cornwall Association of Local Council:** To consider approval to continue with this service
- d. **External audit:** Update on the Council's External Auditor
It was proposed by Cllr Gingell, seconded by Cllr Walker and unanimously agreed by all Councillors to continue with the CALC membership. **Resolved.**
- e. **Council payments**
Approval of payments as detailed (where applicable amounts include reclaimable V.A.T.) and to agree payment of any invoices received after the distribution of the agenda, presented in the meeting.

Recipient	Details	Amount
Cornwall Association of Local Councils	CALC & NALC Subscription	482.95
Karenza Heald	Mileage – April 2023	11.25
Karenza Heald	Office Admin costs	8.87
Tim Lamerton	Village maintenance	299.50
Western Web	Renewal of Cloud email account	86.40

Cllr Francis said, in addition to the payments presented, an invoice has come in for £176.54 from BT. The costs were queried and Cllr Francis agreed to investigate.

It was proposed by Cllr Walker, seconded by Cllr Barton and unanimously agreed to approve the payments as detailed above. **Resolved.**

- f. **Parish Council contractors:** To review the budget, payments and terms of contract for Landrake with St Erney Parish Council's approved contractors (previously formally approved on 12th April 2022, Minute 190)

It was proposed by Cllr Walker, seconded by Cllr Barton and unanimously agreed by all Councillors to the Council agrees to Tim Lamerton's proposal of an increased hourly rate from £17.00 per hour to £18.00 per hour. **Resolved.**

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- 90. Traffic and Transport (A.I.11)**
Update from Cormac Highways Manager: (i) Repainting of white lines on Church Street (ii) Signs on Blunts Road (iii) Kilna / Lantallack lorry incident.
(i) Cllr Francis said Will Glassup, Cormac Highways Manager agreed to reline the white lines when the yellow lining along Church Street is completed.
(ii) Cormac Highways have agreed to replace the signs on Blunts Lane.
(iii) Any signage along Kilna / Latallack would require a Traffic Regulation Order .
- 91 Shared prosperity fund (A.I.12)**
Following an update from Cllr Francis, the Council agreed to pursue grant funding options, for works required on the Solomon Browne room, such as the installation of solar panels. Advice would need to be sought to agree the legal entity between the Parish Council and Village Hall Committee for the Solomon Browne room. A meeting is being held with Cornwall Council representatives regarding the Good Growth Fund.
- 92 Playing field – Update from Cllr Mathers (A.1.13.1)**
To discuss the communication from the Ironmongers and agree next steps.
Update circulated from Cllr Mathers. Decision on next steps deferred.
- 93. Landrake with St Erney Parish Council logo (A.I.13.2)**
It was proposed by Cllr Walker, seconded by Cllr Cartledge-Claus and unanimously agreed by all Councillors to accept the logo design as presented by Cllr Savery. Cllr Gingell thanked Cllr Savery for her work on this arranging the design work.
- 94. A38 Safety Package (A.I.14)**
It was proposed by Cllr Gingell, seconded by Cllr Francis and unanimously agreed by all to pass a resolution to request the Department of Transport to include in the round of RIS3 for implementation no longer than 2025 and to request our MP to lobby for this. **Resolved.**

Standing items for update / reporting

To minimise the timing of the meeting Councillors are asked to read submitted reports and submit comments / queries prior to the meeting.

- 95. Recreation Field (A.I.15)**
Cllr Gingell reported a leak on the portacabin in the playing fields.
- 96. Village playground and village maintenance (A.I.16)**
Signage 'Children playing' has been put up.
- 97. Community Network Panel (A.I.18)**
Update from Cllr Francis on the increased costs for XXX. See appendix X
- 98. Saltash Area Road Safety (SARS) (A.I.19)**
No updates
- 99. A38 Trerulefoot to Carkeel Safety Project: Update Cllr Francis (A.I.20)**
No updates.
- 100. Community Broadband – surveys of the area have been completed. (A.I.21)**
No further updates.

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Actions / Items to note.

102. Correspondence (A.I.22)

- **Local Government Bulletins**
- **National Association of Local Councils:** Chief Executive Bulletin
- **Great Western Railway / Network Rail:** rail improvements over Easter
- **Cornwall Council consultation on Public Space Protection Order (Alcohol Consumption)**
- **BDO LLP – Limited Assurance Regime 2022-23:** External auditors
- **Cornwall Council:** Cornwall's New Area Partnerships
- **Cornwall Cricket Board:** Marketing, Communications and Fundraising Officer.
- **Royal Cornwall Hospitals NHS Trust:** Cornwall's Centre for Research Innovation's Inaugural Charity Ball

103. To go through outstanding actions from the previous meetings. (A.I.23)

104. Date of next meeting – 9th May 2023 (Annual Parish Council meeting and Annual Parish meeting) and to put future agenda items. (A.I.24)

Appendix 1: Clark Telecom / CK Hutchinson – Landrake with St Erney Parish Council consultee response

PA23/02464 -

Landrake with St Erney Parish Council OBJECTS to this application for the following reasons :

Approved during the Parish Council meeting on 9th May 2023, Minute 5

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1. LOCATION

ROAD SAFETY – the site is adjacent to the A38 and will be a distraction for drivers and also at risk of a strike from an errant vehicle. This stretch of the A38 is a notoriously dangerous one, and the location in question is also potentially needed for road safety improvements by National Highways as part of the A38 Carkeel to Trerulefoot Safety Package.

SAFETY – the site is far too close to the nearest houses in Geffery Close, and also to the A38 itself and the road into Landrake from the A38. If the mast were to fall, it would cause significant damage and potentially fatalities.

VISUAL IMPACT – the mast will be an eyesore at the entrance to the village (where significant community efforts have been made to improve the entrance), and just outside (within 15 metres) of the Landrake Conservation Area. The mast is totally out of character with the entrance to a traditional Cornish village, and it is incapable of being camouflaged.

2. LACK OF CONSULTATION

Given the significant objections from parishioners to PA23/00259 for an almost identical radio mast construction on the same site, (73 written objections to Cornwall Council and a petition signed by 226 people) the Parish Council sought a meeting in March 2023 with Clarke Telecom to attempt to discuss and propose alternative sites for the mast where it could meet the technical requirements in a suitable location. It was not possible to arrange this meeting (Clarke and their client were unavailable). It is disappointing that the Applicant has not sought to engage with the Parish Council to seek an alternative site before submitting another planning application for the same site. By engage, we mean a constructive dialogue to find an alternative site, not a letter which reiterates the Applicants wish to place the mast at the same location as PA23/00259.

3. ALTERNATIVE SITES

The Parish Council has proposed various alternative sites on Pound Hill (please refer to attached plan).

These sites are close to the village centre and on higher ground so in the opinion of the Parish Council are suitable alternatives to the one proposed by the Applicant.

This would of course be subject to some agreement with landowners, but there is precedent within the Parish for the telecoms companies agreeing terms with landowners for suitable sites (eg Frenchman's Lane).

Clarke Telecom have proposed two alternative sites at Quarry Lane just within the Tamar Valley AONB (to place this in context, the sites are approx. 20-30 metres within the AONB in an otherwise unremarkable location on an agricultural field). No technical reason has been given by the Applicant why these sites cannot be used – having proposed them, the Applicant rules them out on the basis that they are in the AONB. If the other sites suggested by the Parish Council cannot be taken forward, we would request that Clarke and their client explore the sites they have proposed within the AONB as a location for the mast.

4. LOCAL OBJECTIONS TO PREVIOUS ALMOST IDENTICAL PROPOSAL

The applicant withdrew PA23/00259, which had been objected to by 73 local residents , Highways and the Parish Council. The only substantive difference between this application and the previous one is a reduction in height of the mast by 2 metres (10%). It is the opinion of the Parish Council that the same objections would remain valid for this application and should be considered by Cornwall Council (because all of the objections relate to the location of the mast). By withdrawing and resubmitting the application, it means that those 73 people will have to log on again to Cornwall Council to object again to substantially the same proposal. The Parish council requests Cornwall Council to take these objections to PA23/00259 into account in considering this application on the basis that the planning considerations for the location and the issues related to the location are exactly the same as before. A file is attached showing the comments.

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CONCLUSION

The Parish Council OBJECTS to the location of the radio mast in PA23/02464 for the reasons above. The Parish Council would welcome the installation of a 5G mast in an appropriate location and has made various suggestions to the Applicant, who has not as yet agreed to meet with us to discuss the location. The Parish Council would support the installation of the mast at either of the sites in Quarry Lane, (which have been proposed by the applicant) in the event that the other sites we have suggested are unsuitable from a technical perspective or the Applicant is unable to secure the sites. In these circumstances we would request the Tamar Valley AONB to look favourably on such a location, were an application to be submitted in the future.

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Karenza Heald
Clerk to the Landrake with St Erney Parish Council

Sir Robert Geffery Hall – Sole Trustees meeting

After the Council meeting members are asked to remain in the meeting for an update on the Sir Robert Geffery Hall.