

**Minutes of a meeting of Landulph Parish Council Virtual Meeting held on
Friday 23rd April 2021 at 7.30pm**

PRESENT: Councillors M. Worth (Chairman), A. Butcher, G. Braund, P. Braund, R. Cradick, M. Dennis, Cllr Holmes.

Also present: Cllr Jesse Foot, Clerk to the Council

Public Forum

185-20 HRH PRINCE PHILIP 1921-2021: LANDULPH PARISH COUNCIL JOINS THE NATION IN MOURNING THE DEATH OF HIS ROYAL HIGHNESS THE DUKE OF EDINBURGH.

Cllr P Braund proposed, Cllr Cradick seconded, and it was RESOLVED to send a formal letter of condolence to Her Majesty The Queen.

186-20 TO RECEIVE APOLOGIES FOR ABSENCE – none.

Cllr Worth recognised the service to the Council and extended his thanks to the three retiring Parish Councillors – Cllrs Butcher, Cradick and Holmes. He also gave a special mention to Cllr G Braund and commended her for her sense of duty by attending this meeting during a time of bereavement. Cllr Worth also gave his thanks to Cllr Foot for attending, noted that Cllr Foot had to leave the meeting at this point.

187-20 DECLARATIONS OF INTEREST RELATING TO ITEMS ON THE AGENDA

“To receive disclosures of personal and prejudicial interests from Councillors on matters to be considered at the meeting. The disclosure must include the nature of the interest. If you become aware, during the course of a meeting, of an interest that has not been disclosed under this item you must immediately disclose it. You may remain in the meeting and take part fully in discussion and voting unless the interest is prejudicial. A personal interest is prejudicial if a member of the public with knowledge of the relevant facts would reasonably regard it as so significant that it is likely to prejudice your judgement of the public interest and it relates to a financial or regulatory matter.”

Councillor P Braund declared a prejudicial interest in agenda items: 6f planning application PA21/03009; 6g planning application PA21/01106/PREAPP; and 6h planning application PA21/03662.

Councillor G Braund had no declarations of interest.

Councillor A Butcher declared an interest in agenda item 6h PA21/03662, as he is a member of the yacht club.

Councillor R Cradick declared a prejudicial interest in agenda items: 6f planning application PA21/03009; 6g planning application PA21/01106/PREAPP; and 6h planning application PA21/03662 as she is a member of the yacht club.

Councillor M Dennis declared an interest in agenda items: 6f planning application PA21/03009; 6g planning application PA21/01106/PREAPP; and 6h planning application PA21/03662 as she is a member of the yacht club.

Councillor M Holmes declared an interest in agenda item 6f planning application PA21/03009; and 6i (although this agenda item is for noting only).

Councillor M Worth declared an interest in agenda items: 6f planning application PA21/03009; and 6h planning application PA21/03662 as he is a member of the yacht club.

188-20 DISPENSATIONS RELATING TO ITEMS ON THE AGENDA

In certain circumstances Councillors may be granted a dispensation which enables them to take part in Council business where this would otherwise be prohibited because they have a Disclosable or Non Registerable Pecuniary Interest. Provided Councillors act within the terms of their dispensation there is deemed to be no breach of the Code of Conduct of the law.

Section 31(4) of the Localism Act 2011 states that dispensations may allow the Councillor:

- a. to participate, or participate further, in any discussion of the matter at the meeting(s); and/or
- b. to participate in any vote, or further vote, taken on the matter at the meeting(s).

If a dispensation is granted, the Councillor may remain in the room where the meeting considering the business is being held and if the dispensation allows may also vote.

- a) A dispensation request form was received from Councillor M Dennis in respect of agenda item 6f planning application PA21/03009 (minute number PA21/03009). (Cllr Dennis did not take part in this vote). It was proposed by Cllr Martin Worth and RESOLVED that the Council would accept this dispensation.
- b) A dispensation request form was received from Councillor A Butcher in respect of agenda item 6h planning application PA21/03662 (minute number PA21/03662). (Cllr Butcher did not take part in this vote). It was proposed by Cllr Martin Worth and RESOLVED that the Council would accept this dispensation.
- c) A dispensation request form was received from Councillor M Worth in respect of agenda item 6h planning application PA21/03662 (minute number PA21/03662). (Cllr Worth did not take part in this vote). It was proposed by Cllr P Braund and RESOLVED that the Council would accept this dispensation.

189-20 TO CONFIRM THE MINUTES OF THE PREVIOUS MEETING (15.03.21)

Cllr Butcher proposed, Cllr G Braund seconded and it was RESOLVED that the minutes of 15th March meeting were agreed.

190-20 MATTERS ARISING FROM THE MINUTES

- a) With reference to minute no. 1740-20 Cllr Worth advised that he will give £4 from booklet sales to the Clerk when next meeting in person. **[ACTION: Cllr Worth]**.
- b) With reference to minute no. 178-20 Cllr worth advised that Community Broadband FAQs have been added to the website.
- c) With reference to minute no. 179-20 Cllr Worth advised that discussions are ongoing relating to the horsebox on The Quay.
- d) With reference to minute no. 182-20 Cllr Worth reported that he advised the school of the crane and possible disruption.

191-20 PLANNING – TO CONSIDER PLANNING APPLICATIONS

- a) [PA21/00307](#) | Variation of conditions attached to application no. PA15/03664 dated 12/06/2015. (Reserved matters application for the construction of an agricultural dwelling (PA12/03752 dated 30/08/12 relates). | Valley View Valley View Farm St Mellion Saltash PL12 6QD

Councillor Butcher proposed, Councillor Dennis seconded, and it was RESOLVED that the Parish Council would submit comments to Cornwall Council stating that it has no objection to this planning application.

- b) [PA21/02213](#) | Erection of domestic garage | Poppyfields Church Lane Cargreen PL12 6NS

Councillor Dennis proposed, Councillor Cradick seconded, and it was RESOLVED that the Parish Council would submit comments to Cornwall Council stating that it has no objection to this planning application.

- c) [PA21/02415](#) | Proposal Demolition of garaging/ office and construction of residential dwelling/ attached | garage on same footprint (previously approved under PA20/00478 for conversion and change of use to form dwelling) | Location Poppyfields Church Lane Cargreen PL12 6NS | Applicant Mr A Crawford

Cllr Cradick proposed, Cllr G Braund seconded, and it was RESOLVED that the Parish Council would submit comments to Cornwall Council stating that it has no objection to this planning application.

- d) [PA21/02565](#) | Various tree works to T1 -T15 | I Hodders Way Cargreen PL12 6NY

Cllr P Braund proposed, Cllr Holmes seconded, and it was RESOLVED that the Parish Council would submit comments to Cornwall Council stating that it has no objection to this planning application.

- e) [PA21/03229](#) | Extension to dwelling including roof conversion | Newlyn Church Lane Cargreen PL12 6NS

Cllr G Braund proposed, Cllr Holmes seconded, and it was RESOLVED that the Parish Council would submit comments to Cornwall Council stating that it has no objection to this planning application.

- f) [PA21/03009](#) | Reserved Matters application for the construction of nine open market detached dwellings with associated works (Details following application number PA18/04597 dated 4th December 2018) Resubmission of PA20/06567 | Land South Of The Oaks Coombe Drive Cargreen Cornwall

Cllrs P Braund, R Cradick, M Holmes, M Worth left the meeting at this point, as they had declared an interest.

Cllr G Braund proposed, Cllr Dennis seconded, and it was RESOLVED that Cllr Butcher would act as Chairman for this agenda item only.

Cllr G Braund proposed, Cllr Dennis seconded, and it was RESOLVED the Parish Council would submit comments to Cornwall Council stating:

Landulph Parish Council objects to this application. There are concerns that the plans still overlook the privacy of the neighbours' properties, the height and proximity (of the houses and fencing) proposed is still overbearing, and the proposed houses are not in keeping with other properties in the area. There are also concerns on the efficiency of the underground tank and soakaways.

Cllrs P Braund, R Cradick, M Holmes, M Worth rejoined the meeting at this point.

Cllr Worth resumed the position of Chairman from this point onwards.

- g) [PA21/01106/PREAPP](#) | Pre application advice for rural exception (affordable-led housing) scheme | Land North Of Coombe Drive Cargreen Cornwall

Cllrs P Braund, Cradick and Dennis left the meeting at this point, as they had declared an interest.

It was RESOLVED that the Parish Council notes this PREAPP but has no comments to make at this stage.

- h) [PA21/03662](#) | Marine Management Organisation (MMO) consultation for Cargreen Yacht Club Causeway Renovation: Full Review | Cargreen Yacht Club Coombe Lane Cargreen Saltash Cornwall PL12 6PB

Cllr Holmes also left the meeting at this point (along with Cllrs P Braund, Cradick and Dennis), as they had declared an interest.

Cllr Worth proposed, Cllr Butcher seconded, and it was RESOLVED that the Parish Council would submit comments to Cornwall Council stating that it supports this planning application.

Cllrs P Braund, Cradick, Dennis and Holmes rejoined the meeting at this point.

- i) MHCLG ref: APP/D0840/W/20/3260932
Cornwall Council ref: [PA20/02791](#) Appeal start date: 4 February 2021
Proposal: Construction of 29 dwellings (15 Affordable and Open Market), Shop & Flat (A1) and Associated works: Location: Rosehill Nurseries Landulph Saltash Cornwall PL12 6NF
Appellant: West Country Land and Developments
Cornwall Council: REFUSED
The Informal Hearing will commence at 10.00am on 21 April 2021.
Further details available in the [letter from Cornwall Council to Landulph Parish Council](#)

It was RESOLVED to note that the appeal hearing was held, and the Parish Council awaits an update from the Planning Inspector / Cornwall Council.

Cllr G Braund made her apologies and left the meeting. Her apologies were accepted by the Parish Council.

192-20 COMPLAINT RECEIVED ABOUT A PLANNING APPLICATION (CLLR WORTH)

– noted.

193-20 PENYOKE RECREATION GROUND REFURBISHMENT, ANNUAL INSPECTION REPORT, ROLLING PROGRAMME / GRASS BANK (STANDING ITEM)

Cllr Dennis reported that: the broken barrier near the car park has been fixed; Ray Hall has been asked for a quote to strengthen the fencing; and we are waiting for a date from the Playground Inspection Company for this year's accompanied inspection.

It was reported that the swings for older children are creaky at the top. Cllr Dennis offered to inspect and report back to the next meeting. **[ACTION: Cllr Dennis]**.

194-20 TREES (STANDING ITEM) INCLUDING UPDATE ON EVERGREEN OAK REMOVAL AT WAYTON HOUSE (CLLR WORTH)

Cllr Worth reported that the evergreen oak at Wayton House has been removed, and the tree ring has been donated to the school to help educate them on the dating of trees.

The tall pine trees create a significant amount of bird mess and cones falling on children in the school field. **[ACTION: Cllr Worth to discuss with the school]**.

195-20 HOUSING (STANDING ITEM – INCLUDING LNDP AND AFFORDABLE HOUSING UPDATES) – no discussion held

196-20 FOOTPATHS (CLLR BUTCHER)

Cllr Butcher reported that he has written to the loosely formed Footpaths Group to request help in forming a group to progress the online footpaths maps, but has had no response. An offer has been received from two parishioners (Morton McCloud and Marcie Pirie), but it will be for the new Councillor responsible for this task to action further after 10th May.

The flooding at Paradise Lane footpath has now dried up. **[ACTION: Clerk to contact Cornwall Council to advise that as this area is now dried up, they can undertake drainage work at the site]**.

The footpath from Grove Villa to Grove Farm is now clear, so access should not be a problem.

Cllr Butcher commented that, whilst walking the footpaths at low tide on the route around the church he spotted two fishermen near the crab tiles.

The crab tiles at Weir Point to Parsons Quay are checked 3-4 times a year.

The crab tiles from Parsons Quay to Kingsmill Lake are checked weekly.

These are for the fishermen's own use – to catch peeler crabs.

Cllr Butcher mentioned to both individuals that there is no bye-law governing this bait catching. They suggested that if the Parish Council placed a skip in the area, they would throw away their plastic.

Cllr Butcher reported a deep pothole from Marsh Farm to Ellbridge Road, photos were taken and sent to Cornwall Council, and it was filled two days later. He reported this road is in quite a state of disrepair due to the lorries creating dips in the surface, and needs looking a.

Cllr Butcher reported that in this same area he passed two horse riders and overheard them saying "that gate is open – let's gallop in there" – the field had just been planted out a few weeks before.

He also reported on the illegal use of horses on the footpaths from Slipway Quay to the waterfront - this is a footpath, not a bridleway and should not be used by horse-riders.

Cllr Butcher advised that he has received a complaint about the Spaniards Inn blocking of the public footpath, and understands the owners are going to put in a new gate, but this needs to be reviewed.

Cllr Worth advised that no response had been received about the new signage **[ACTION: next agenda – needs chasing again]**.

197-20 CLERK'S REPORT (STANDING ITEM):

- a) Request to hire Penyoke Recreation Ground – the Clerk has sent the application form for another hire.
- b) Update on Parish, Town and Cornwall Council Elections – 6th May 2021
Five Parish Councillors have been elected – uncontested. Cllr Worth publicly thanked Cllr Tamblin for attending these meetings. All existing Councillors will be in their seat until 9th May, and the new Council will take position on 10th May.
- c) Cllr P Braund proposed, Cllr M Worth seconded, and it was RESOLVED to renew the insurance for a 5-year premium with Zurich Municipal at a cost of £571.06.
- d) Cllr Dennis proposed, Cllr Holmes seconded, and it was RESOLVED to renew the CALC annual membership subscription of £252.80.
- e) Return to physical meetings – a High Court hearing decision should be received this week to hear whether virtual meetings would be allowed to continue after 6th May. If this case is not won, then the Parish Council will need to return to physical meetings after that date.
- f) Annual meeting of the Parish Council needs to be held on 17th May physically – to elect a Chairman.
- g) Annual Parish Meeting [**ACTION: next agenda**].
- h) It was RESOLVED to arrange an Extraordinary Meeting before 7th May. [**ACTION: Clerk to send email to gauge availability, on 4th or 5th May, to be held virtually**].
- i) Adoption of new Standing Orders, and Code of Conduct including extension of Scheme of Delegation to the Clerk. It was proposed by Cllr Dennis, seconded by Cllr P Braund and it was RESOLVED to adopt the new Standing orders and Code of Conduct.
- j) Approval of Co-option process. [**ACTION: next agenda**].

198-20 CLIMATE CHANGE STATEMENT OF INTENT REVIEW (STANDING ITEM) / AND DECISION ON CONSTITUTION/TERMS OF REFERENCE; TAMARA LANDSCAPE PARTNERSHIP TALK

It was proposed by Cllr Butcher, seconded by Cllr Worth, and it was RESOLVED that the Parish Council approves the Landulph Parish Climate Action Group Terms of Reference.

It was RESOLVED that the Tamara Landscape Partnership talk would be held at a larger parish meeting.

199-20 ELECTRIC VEHICLE SUPPORT AND ELECTRIC CAR CHARGING POINTS

Cllr Worth reported that Marc Shirlaw had written to the Parish Council asking about electric charging points.

Cllr Denis has contacted Ben Simpson – Cornwall currently has 17 rapid charging points which they're hoping to increase to 150 within their own car parks. The cost to install in their car parks would be double the cost as at home. Cost to install is c£10k, c£400 pa maintenance. Grants are available to communities. 25-35% houses currently in Cornwall can't have home plug-in versions. They are aware this is a problem which they're currently looking at. With new housing estates, they are looking at including public charging points. The Parish Council could look at land donation or to purchase land if there's no Cornwall Council owned car park in the area. Cllr Dennis mentioned Pivot Power who has planning permission for battery banks in the parish, which Ben said the parish could look to utilise. There is huge innovation taking place – a lot of changes for the future. The traffic orders can't be assigned to an individual. Cornwall is creating a team to review this.

It was RESOLVED that the Parish Council would contact Ben Simpson again to check whether individual houses could apply for a charging point. [**ACTION**].

It was RESOLVED that the Climate Action Group would continue to investigate and progress this.

200-20 COMMUNITY BROADBAND UPDATE (CLLR WORTH)

Cllr Worth reported that the Parish Council is waiting for Openreach to give dates on when the network will be built.

201-20 UPDATE ON REPORT OF LACK OF WATER PRESSURE IN THE PARISH (CLLR WORTH)

Cllr Worth has received a report from SW Water – they’ve undertaken some network tests and advised the water pressure is up to standard. They have an emergency number for the fire brigade to contact – to increase the water pressure. On that night there were concerns that the additional water pressure would have burst the main resulting in no water. The Parish Council could ask for this to be investigated further if required.

202-20 ACCOUNTS FOR PAYMENT

It was RESOLVED to agree the accounts for payment as follows.

PAYEE	CHQ	REASON	NET	VAT	GROSS
Google Ireland Ltd	DD	Direct debit for Google Cloud and G Suite - 1.03-31.03.21	73.60	0.00	73.60
WesternWeb Limited	101327	Add death of VIP facility to website	60.00	12.00	72.00
Cornwall ALC Limited	101328	Annual Subscription	263.92	32.87	296.79
HMRC	101329	April income tax	89.56	0.00	89.56
K J Williams	101330	April salary + extra 6.5 hours agreed at March meeting	358.25	0.00	358.25
K J Williams	101331	Post, print, expenses - April	39.07	0.00	39.07
Zurich Municipal	101332	Annual insurance premium	TBC	TBC	TBC

Cllr Butcher commented on the payment to WesternWeb which was to update the website so that a death of a VIP could be added. He enquired whether this facility could be used for the death of a parishioner (not just a member of the royal family). This was noted.

203-20 CHAIRMAN’S URGENT BUSINESS / ANY OTHER BUSINESS

- a) Cllr Worth commented that on 10th July there are draft proposals for a CYC/Festival Committee/Under 5s communal village celebration – noted.
- b) Cllr Holmes stated that the road from the crossroad to Kingsmill is dangerous, after the Marsh Farm entrance there is a deep trench. Also the wall at Kingsmill is smashed and needs to be urgently repaired. **[ACTION: Cllr Worth to take photos and report to Cornwall Council].**
- c) Cllr Butcher thanked Cllr Worth for his excellent contribution as Chairman – noted.
- d) The Clerk advised that she has been contacted by the Cricket Club and advised that they will proceed to draw up the revised legal documents – noted. **[ACTION: Future agenda item re the cost of the rent].**

204-20 Date of Next Meeting: Extraordinary meeting to be arranged in May (before 7th May).

Dates for 2021: 17th May, 21st June, 19th July, 20th September, 18th October, 15th November, 20th December

Meeting closed at 21.54.....Chairman