

## MEETING NO.1246

Minutes of the meeting of Feock Parish Council Planning Committee held on  
Wednesday 13<sup>th</sup> November 2019 at 3.30pm  
At the Parish Council Office, Market Street, Devoran TR3 6QA

Members present: H Freeman, Feock Ward, Chair  
C Kemp, Carnon Downs Ward  
R Brickell, Carnon Downs Ward  
P Allen, Carnon Downs Ward  
K Hambly-Staite, Feock Ward  
K Gason, Carnon Downs Ward

In attendance: M Alvey, Cornwall Councillor  
D Searle, Assistant Parish Clerk

Public present: Mr Brian Pope  
Mrs Aldyth Hambly-Staite

### 1. WELCOME & APOLOGIES

The Chair welcomed those present and the Committee introduced themselves. Apologies were received and accepted from Cllr Blake and Cllr Thomas.

**RESOLUTION:** Cllr Kemp proposed that Cllr Hambly-Staite be co-opted on the Planning Committee for the duration of the meeting. This was seconded by Cllr Brickell and unanimously carried by the meeting.

**RESOLUTION:** Cllr Brickell proposed that Cllr Gason be co-opted onto the Planning Committee. This was seconded by Cllr Allen and unanimously carried by the meeting.

### 2. MINUTES OF PREVIOUS PLANNING MEETING

**RESOLUTION:** Cllr Freeman proposed the minutes of the Planning Committee meeting held on 9<sup>th</sup> October as a true record of the meeting and be signed by the Chair. This was seconded by Cllr Allen and unanimously carried by the meeting.

### 3. DECLARATIONS OF INTEREST

Cllr Hambly-Staite declared an interest in planning application PA19/09033 (3 West Pill) due to him being the previous owner of the property.

### 4. PUBLIC PARTICIPATION

Brian Pope presented his proposal for the change of use of a barn (locally known as The Trough) to a residential domestic dwelling in Feock (adjacent to the bus stop). He advised that they had owned the site since 2000 which they had run as an organic farm. An alternative to a single dwelling would be an affordable housing scheme. He tabled plans of both proposals and advised that he would soon be submitting a planning application to Cornwall Council however there may be some delay with this due to waiting for the receipt of an ecological survey. He stated that there were no trees on the site, and it was not visible from any public vantage point.

Aldyth Hambly-Staite spoke in support of PA19/09033 (3 West Pill) providing background information pertaining to the current application for work that was carried out 22 years ago on the property.

### 5. STATUTORY CONSULTATION – PLANNING APPLICATIONS – AGENDA REPORT 1

The following planning applications were considered, and the consultee comments agreed as follows:

1435 The Anchorage Quay Road Devoran TR3 6PW PA19/08687

**RESOLUTION:** Cllr Allen proposed the consultee comment for the application as: **The Parish Council objects to this proposal as we are unhappy with the mass and scale of the proposed garage which, in this area of high development pressure, has a cumulative effect of detracting from the Conservation Area and the World Heritage Site. Should planning permission be granted we would request that permission is conditioned to restrict the use of the garage to the parking of vehicles and domestic storage in connection with The Anchorage only, this to prevent conversion of the building to additional living accommodation or for business use.** This was seconded by Cllr Kemp and unanimously carried by the meeting.

1436 Chy-An-Porth Restronguet Point Feock TR3 6RB PA19/08992

**RESOLUTION:** Cllr Freeman proposed the consultee comment for the application as: **The Parish Council has no objection however would question why Limes are considered the most appropriate replacement and due to a reduction of trees in the area would request that more than 3 trees are planted to replace those being removed.** This was seconded by Cllr Kemp and carried by the meeting with one abstention.

1437 8 Trevallion Park Feock TR3 6RS PA19/08521

**RESOLUTION:** Cllr Allen proposed the consultee comment for the application as: **The Parish Council has no objection.** This was seconded by Cllr Freeman and unanimously carried by the meeting.

1438 The Willows West Pill Road Feock TR3 6SD PA19/08815

**RESOLUTION:** Cllr Allen proposed the consultee comment for the application as: **The Parish Council will agree with the view of the Tree Officer but would wish to see as many trees as will be taken down replaced.** This was seconded by Cllr Freeman and unanimously carried by the meeting.

1439 Orchard Meadow Tremarne Close Feock TR3 6SB PA19/09116

**RESOLUTION:** Cllr Allen proposed the consultee comment for the application as: **The Parish Council object to this application which gives no reason for the proposed work. These are well established large trees that are clearly visible, have high visual amenity value and enhance the peace and tranquillity of Churchtown. They are in a very large garden and pose no threat to buildings or people. The indicative red line on the photographs provided are difficult to interpret and could lead to very extreme and harsh treatment of the trees causing severe harm to their visual impact and health.** This was seconded by Cllr Kemp and unanimously carried by the meeting.

1440 Trevelyan Point Road Point Devoran TR3 6NZ PA19/09285

**RESOLUTION:** Cllr Allen proposed the consultee comment for the application as: **The Parish Council is happy to accept the professional advice of Cornwall Council's Tree Officer for this application.** This was seconded by Cllr Freeman and unanimously carried by the meeting.

1441 Harcourt House Harcourt Feock TR3 6SQ PA19/09369

**RESOLUTION:** Cllr Brickell proposed the consultee comment for the application as: **The Parish Council has no objection.** This was seconded by Cllr Gason and unanimously carried by the meeting.

1442 Land adjacent to 3 Agar Meadows Carnon Downs TR3 6HS PA19/09298

**RESOLUTION:** Cllr Allen proposed the consultee comment for the application as: **The Parish Council has no objection.** This was seconded by Cllr Kemp and unanimously carried by the meeting.

1443 18 Trevallion Park Feock TR3 6RS PA19/09473

**RESOLUTION:** Cllr Freeman proposed the consultee comment for the application as: **The Parish Council does not object to this application however the other trees that have been planted should be deemed to be replacement trees and therefore protected.** This was seconded by Cllr Allen and unanimously carried by the meeting.

1444 Broadwater Penpol Devoran TR3 6NS PA19/09422

**RESOLUTION:** Cllr Gason proposed the consultee comment for the application as: **The Parish Council would rather see the tree professionally managed and not felled.** This was seconded by Cllr Brickell and unanimously carried by the meeting.

1445 Woodlands Penelewey Feock TR3 6QU PA19/08816

**RESOLUTION:** Cllr Brickell proposed the consultee comment for the application as: **The Parish Council whilst happy to accept the professional advice of Cornwall Council's Tree Officer for this application would question the extent of the proposed reduction.** This was seconded by Cllr Freeman and unanimously carried by the meeting.

1446 3 West Pill Pill Creek Feock TR3 6SD PA19/09033 & PA19/09034

Cllr Hambly-Staite took no part in the discussion.

**RESOLUTION:** Cllr Freeman proposed the consultee comment for the application as: **The Parish Council has no objection.** This was seconded by Cllr Kemp and unanimously carried by the meeting.

## 6. STATUTORY CONSULTATION – 5 DAY LOCAL PROTOCOL

It was noted that the Planning Committee had accepted the Planning Officer's recommendation for conditional approval for PA19/07623 (Prospect, Tregye, Carnon Downs) and PA19/05485 (Devoran Metals, Devoran) which had both been the subject of the 5 day Local Council Protocol procedure since the last planning meeting.

## 7. APPEALS TO THE PLANNING INSPECTORATE

It was noted that the Parish Council's additional comment regarding the land at Creek Veau had been submitted to the Planning Inspector. It was also noted that the appeals for Pentui, Pill Lane and The Dene, Feock Churchtown had been determined and dismissed by the Planning Inspector.

Discussion instigated by Cllr Hambly-Staite took place regarding concern over damage that may be being caused to the Quay at Pill Creek by continual running water flowing over it due to the loss of trees above it. It was confirmed that the quay was in private ownership.

## 8. CORNWALL COUNCIL PLANNING DECISIONS – AGENDA REPORT 2

The following planning decisions made by Cornwall Council since the last meeting were noted.

### APPROVED

- 1411 Malojo Restronguet Point Feock TR3 6RB PA19/07211
- 1415 Meadowside Goonpiper Feock TR3 6RA PA19/07260
- 1416 Glengormley Forth Coth Carnon Downs PA19/06953
- 1417 Dovecote Cottage Killiganoon Carnon Downs TR3 6JT PA19/07114
- 1418 Bosalan Restronguet Point Feock TR3 6RB PA19/07210
- 1420 Mount Pleasant and Bywell Cottage Four Turnings Feock PA19/07208
- 1423 Pillwood West Pill Road Feock TR3 6SD PA19/07602
- 1430 2 Porthgwidden Feock TR3 6SG PA19/08146

## 9. MATTERS TO REPORT/CORRESPONDENCE RECEIVED

Cllr Freeman and Cllr Brickell reported on the Planning Conference which they had attended on 29<sup>th</sup> October. They gave information relating to Planning and Planning Enforcement and it was agreed that Cllr Freeman's notes from the meeting would be circulated to the committee along with the draft minutes of this meeting.

Cllr Freeman reported on the potential AONB issue regarding the Pendower Beach development. She advised that the Assistant Clerk would be sending the Friends of Pendower Beach a copy of the decision notices from them Planning Inspectorate regarding the appeals which have recently been dismissed in the Parish which she hoped may be of assistance to them.

Cllr Hambly-Staite reported on the Tree Warden Forum which he attended on 9<sup>th</sup> November. He informed members of the new 'Forest for Cornwall' initiative. The aim being to plant trees and create new hedgerows with the principal aim of fighting climate change. The ambition is to deliver a net gain in all forms of canopy cover throughout Cornwall whilst strengthening the protection of our existing trees, woodlands and hedges. It was agreed that Cllr Hambly-Staite's notes from the forum would be circulated to the committee along with the draft minutes of this meeting. It was also agreed that the Parish Council would set up a strategy team regarding trees and Cllr Alvey would be approached for his view regarding (and assistance with) the idea of the Parish Council paying a proportion of one of Cornwall Council's Tree Officer's salaries in order for some of their time each month to be specifically spent on focusing on Feock Parish tree issues e.g. reviewing TPO's that may need updating/amending and assessing 'tree' planning applications within the Parish etc. Cllr Allen questioned how can planning be best used to support Climate Change Emergency and discussion followed. Cllr Hambly-Staite requested that the Parish Council also ask Cornwall Council what they mean by planning having an important role in supporting climate change and how the Parish Council can help. It was agreed that this should also be directed to Cllr Alvey who would be able to direct the enquiry to the most appropriate person/team.

Cllr Freeman informed the meeting that Kea Parish Council had asked if any Feock Councillors wish to join them at a meeting with Jeremy Content, Senior Planning Officer for Area 4. Cllr Allen and Cllr Freeman expressed an interest in attending.

#### **10. CORNWALL COUNCIL PLANNING ENFORCEMENT**

Cllr Allen reported that he had recently visited a site with a Planning Enforcement Officer and expressed concern at the timescale taken for Cornwall Council's Officers to investigate and make progress with any planning enforcement breach report made to them. He felt the current situation with Cornwall Council's Planning Enforcement procedure was inadequate due to GDPR which has stopped Cornwall Council from being able to inform the council of any breaches in the Parish which they had not reported themselves. Discussion followed in which it was agreed that the only way forward was for the Parish Council to report potential breaches as well as the public member reporting it themselves.

It was clarified that no specific planning enforcement issues could be discussed in an open Council session and these would have to be taken in closed session and kept confidential.

#### **11. DATE OF NEXT MEETING**

The date of the next Planning meeting was agreed as Wednesday 18<sup>th</sup> December @ 3.30pm and it was noted that the meeting regarding Affordable Housing was scheduled for Tuesday 19<sup>th</sup> November.

**Signed.....**  
**MEETING CHAIR, FEOCK PARISH COUNCIL PLANNING COMMITTEE**  
**18<sup>th</sup> DECEMBER 2019**