

**MINUTES OF THE FEOCK PARISH COUNCIL ACCESS & AMENITIES COMMITTEE MEETING HELD ON  
TUESDAY 28<sup>TH</sup> MARCH 2023 AT 7PM IN FEOCK PARISH COUNCIL OFFICES, DEVORAN**

Councillors present:	WARDS	CARNON DOWNS	DEVORAN	FEOCK
		J Allen	A Allen	L Fitt
		P Allen	S Cooper	R Brickell
				K Hambly-Staite

In attendance: Debra Roberts, Parish Clerk & Responsible Financial Officer  
3 members of the public  
Richard Johnson  
Wendy Johnson  
Brian Ashdown

CHAIRMAN: Cllr K Hambly-Staite

**1. INTRODUCTION BY THE CHAIRMAN**

The Chair welcomed everyone to the meeting.

**2. APOLOGIES**

Apologies had been received from Cllr Woolcock.

**3. TO CONSIDER THE MINUTES OF THE MEETING OF THE ACCESS & AMENITIES COMMITTEE HELD ON 22<sup>ND</sup> FEBRUARY 2023 AS A CORRECT RECORD OF THE MATERIAL DECISIONS MADE FOR A SIGNATURE BY THE CHAIRMAN**

**RESOLUTION: CLLR A ALLEN PROPOSED THAT THE MINUTES OF THE ACCESS & AMENITIES COMMITTEE MEETING HELD ON 22<sup>ND</sup> FEBRUARY 2023 AS CIRCULATED BY THE CLERK, BE SIGNED BY THE CHAIRMAN AS A TRUE AND ACCURATE RECORD OF THE MEETING, THIS WAS SECONDED BY CLLR BRICKELL AND CARRIED UNANIMOUSLY BY THE MEETING.**

**4. DECLARATIONS OF INTEREST**

There were no declarations of interest.

**5. PUBLIC PARTICIPATION**

A resident who lived near to Penpol Pond spoke about increasing use by private properties of the Common land at Penpol Pond. If this is indeed Common Land he would like to see this returned to its previous state for the wildlife and the encroachment removed. Another resident said that gravel car parking spaces and private parking signs have been put up, hedges put in and small areas for growing vegetables as well as cutting of branches of trees in the pond.

Brian Ashdown (resident) was speaking regarding footpath 46 and issues raised at the meeting held on 21<sup>st</sup> July 2021. He understands that the Parish Council have spoken with the landowner to ask him to remove the stile and replace it with a gate. He asked where the authorisation was for this work in the minutes and how much is it going to cost the Parish Council. The resident would like to see draft notes of Parish Council meetings issued within 2 days of the meeting. The Chairman said this could be discussed further under the Urgent footpath issues item.

The Chairman said that as two residents had attended regarding Penpol Pond Common Land he would bring forward the item so the residents could listen to the discussion.

### **Penpol Pond Common Land issues**

Cllr J Allen did not agree with residents taking over parts of Common Land just because it was outside where they lived.

Cllr Cooper said that it was Common Land and suggested we need a legal opinion on this issue.

Cllr P Allen said that the encroachment onto Common Land had become more apparent over the last few years but this had been happening slowly over the last 40 years. He understood from discussions previously with the Common Land team that possession claims could not be made by residents on Common Land which was registered as such.

Cllr A Allen said she also agreed we needed to get legal advice on our rights and responsibilities for common land. The Committee agreed they were happy for the Clerk to contact the Common Land team for advice.

**RESOLUTION: CLLR FITT PROPOSED THAT WE SEEK LEGAL ADVICE ON THIS ISSUE, ESTABLISH EXACTLY WHAT CAN AND CAN'T BE DONE ON COMMON LAND AND WHAT CAN BE DONE TO REINSTATE THE COMMON LAND AT PENPOL POND TO ITS PREVIOUS CONDITION, SECONDED BY CLLR J ALLEN AND CARRIED UNANIMOUSLY.**

### **6. CLERKS REPORT ON MATTERS ARISING FROM PREVIOUS MEETING**

The Clerk gave an update on the actions from the previous meeting.

Grit bins – Highways have agreed a location next to the bus shelter at Porthgidden for an additional grit bin for Feock.

The grit bins and grit have arrived and will be put in place shortly.

The long 'pothole/rough tarmac' on the King Harry Ferry road had been reported to Highways.

Trench on side of Bissoe Road – following response received from Highways.

"The issue has been caused as a result of an articulated lorry that pulled in onto the ditch area and then subsequently sank into the saturated ground and got stuck. The resultant damage to this area following extracting the vehicle will need to be suitably reinstated and given the drainage implications we have been in discussion with the Council in terms of an appropriate reinstatement solution. I am pleased to say that we have reached agreement in terms of works/specification to be undertaken and this will be progressed within available resource in due course. I will endeavour to ascertain a likely date for the work and I will update accordingly."

More waymarkers for public rights of way had been arranged with Cormac and Ewen would be picking these up next week. Ewen has also been asked to add the footpath numbers to the shell markers around the parish.

The stile on path 305/28/1 up from Tallacks Creek had been reported to the Countryside Access team for them to check for safety.

Full Parish Council have approved a goal for Devoran Recreation Ground and this has been ordered.

The 3 verges/areas identified for cutting to provide a refuge for pedestrians have been reported online with the request for Cormac to cut. These requests have been rejected as not being a safety hazard. The Clerk has contacted Andy James at Cormac about this and was awaiting a response.

Cllr Brickell said that the large pothole on Old Carnon Hill was getting worse and he would supply a photo showing the issue for the Clerk to forward to Cormac.

The Clerk advised that she had received two quotations for the grass and hedge cutting contract. The areas included in the contract were the passing places on the Tram Road and the no mans land hedge on the Tram Road.

The Clerk would supply the letter that the Council had written to residents setting out the areas that the Council would be cutting on the Tram Road.

Cllr P Allen said that there may be some areas needed to be added to the annual contract but these would need to be discussed further by the Full Parish Council but had previously been cut by the Parish Council.

**RESOLUTION: CLLR P ALLEN PROPOSED THAT THE LAND AT CHYCOOSE BEACH AND CARNON MINE (COMMON LAND) WERE ALSO CUT AS PART OF THE CONTRACT. THE FRONTAGE OF DEVORAN QUAY, PENPOL POND AND POINT ORCHARD HEDGE, SECONDED BY CLLR A ALLEN AND CARRIED UNANIMOUSLY.**

The Chairman said that it may be useful to set up a small working party to look at how we manage the verges and hedges on Council land and Cllr Cooper suggested the Feock Eco group would like to be involved in this.

#### **7. HEALTH & WELLBEING 30 MINUTE WALKS**

The Chairman said that Councillors had walked the majority of the 30 minute walks and given feedback on these. The Committee now needed to prioritise the walks for costing and to apply for funding from the Good Growth Levelling Up Fund. The aim of the walks was to encourage people to get out and walk safely and enjoy the local area. Cllr A Allen said that we did need to move quickly if we wished to apply for this funding and the cycle way improvement project had already had a feasibility study written on it and had been discussed by the Parish Council.

Cllr Brickell said there was also funding available to install heat pumps, solar panels and improvements to glazing of community buildings.

**PROPOSAL: THE CHAIRMAN PROPOSED THAT HE WORKS WITH CLLR P ALLEN TO COST THE 30 MINUTE WALK ROUTES TO ENABLE AN APPLICATION TO BE MADE FOR FUNDING FROM THE LEVELLING UP FUNDING, SECONDED BY CLLR A ALLEN AND CARRIED UNANIMOUSLY.**

#### **8. HIGHWAYS UPDATES**

There had been notification received of potential road closure of Point Road to install the pavement from Drovers Way to Tregye Road. Cllr P Allen asked if this included a drop kerb across Point Road as we had raised this a number of times with Highways and it was disappointing if this had not been included. The Clerk would check the plans and if this was not included would raise this with Highways.

## **9. PUBLIC RIGHTS OF WAY ISSUES**

### **Enhanced LMP Footpath project update**

The Clerk confirmed that there was £2000 remaining from the Enhanced Local Maintenance Partnership funding for the footpaths work and an invoice was being issued to Cormac for the portion of the funding we have already spent for reimbursement.

### **Clarification of responsibilities of landowners on public rights of way**

Cllr A Allen said that the Council needed to establish landowners responsibilities as there was some confusion about who was responsible for the surface of the path. The Clerk advised that she had sought advice from the Countryside Access Team who confirmed that landowners were responsible for gates/stiles and fencing their stock. If there was an issue with the surface this should be logged with Cornwall Council who would investigate the condition of the surface but this may not be treated as a high priority. There was a particularly muddy path near to Loe Beach which was caused by cows in the field congregating in the corner where the Parish Council have recently replaced the gate out onto the road from the footpath.

**RESOLUTION: THE CHAIRMAN PROPOSED THAT THE COUNCIL ASK THE COUNTRYSIDE TEAM TO VISIT THE LANDOWNER WHERE THERE IS DAMAGE TO A SURFACE TO DISCUSS THE REINSTATEMENT OF THE FOOTPATH SURFACE, SECONDED BY CLLR J ALLEN AND CARRIED UNANIMOUSLY.**

### **Councillors to consider request from resident for changes to be made to the metal hoop barrier at top of path down the side of the A39 from Carnon Downs**

The Clerk had received a request from a resident for changes to be made to the metal hoop at the top of the pathway down the side of the A39 as the gap was too small for mobility scooters to get through.

**RESOLUTION: CLLR J ALLEN PROPOSED THAT WE REQUEST THAT WE ASK HIGHWAYS TO REMOVE THESE HOOPS, SECONDED BY CLLR FITT AND CARRIED UNANIMOUSLY.**

It was noted that these hoops may be able to be re-used as cycle racks rather than being discarded.

## **10. LAND & PLAYING FIELDS UPDATE**

The Standing Orders were suspended to allow the member of the public to speak on this item.

### **Urgent footpath issues**

The resident asked where the resolution had been recorded by the Parish Council to approve spending the money to remove the existing stile and replace with a gate on footpath 46 and where the resolution was that the landowner would be asked by the Parish Council to do this and queried why this not been included in the minutes. The Clerk confirmed that this had not been agreed at a Parish Council meeting which was why it was not recorded in the minutes, the agreement was for the Clerk to contact the Countryside Access Team to request that they survey the stile for safety, it had also been agreed for Councillors to contact the landowner about the safety of the stile and there had been a discussion with the landowner with two Councillors about potential improvements and a gate was discussed, the landowner was not in favour of this and there was no further discussion on this point. The landowner subsequently made some improvements to the stile and there were still some safety issues which the Clerk was asked to request the Countryside Access team check to ensure they were safe. The Clerk confirmed that she had also written to the landowner with the holly hedge and requested that it was trimmed back.

### **Council to consider quotes for repairs to concrete bench at Restronguet Point**

The Clerk advised that a quote had been received for £275 for repairs to the concrete bench.

**RESOLUTION: CLLR A ALLEN PROPOSED THAT THE BENCH BE REPAIRED AT A COST OF £275, SECONDED BY CLLR P ALLEN AND CARRIED UNANIMOUSLY.**

### **Pengelly Meadows Recreation Area Tree Preservation Order**

The Clerk asked for clarification on which trees the Council would like to apply for TPOs on.

**RESOLUTION: CLLR COOPER PROPOSED THAT ALL THE TREES ON THE BOUNDARY HEDGE WITH THE NEW TREHEATH DEVELOPMENT BE APPLIED TO BE PROTECTED BY A TPO, SECONDED BY CLLR BRICKELL AND CARRIED UNANIMOUSLY.**

### **Update on Cherry Tree planting on Carnon Downs bus lane**

The Clerk advised that the planting license agreed and confirmation had been received that there were no utilities in the vicinity. It was noted that it was important that the trees were watered when they were planted to ensure they got established. Cllr P Allen said he would source the trees.

## **11. HAIRE WELLBEING PROJECT**

The Chairman advised that the HAIRE project was coming to an end at the end of the month and Council had agreed to continue the employment of the HAIRE Administration Assistant who would now be our Information & Wellbeing Adviser and continue to work on the production of the What's On listing and MyFeock website.

The Clerk clarified that paper copies of the What's On were put in the bookswap phone boxes, the Community Library, the Linden Hey tea rooms and the Old Quay Inn for those who were not able to access the online version.

It was agreed that the Wellbeing work should remain under the Access & Amenities Committee.

Cllr A Allen thanked Cllr Hambly-Staite for all his efforts and energy in leading the HAIRE wellbeing project over the last three years as he had put in a huge amount of work.

Cllr P Allen suggested that the HAIRE project final report should be sent to the Community Network Panel and presented at one of their meetings. The Chairman would be happy to present this as part of the roll out element of the project.

## **12. PENTREATH QR CODES FOR BENCHES**

The Clerk circulated details of a new project that Pentreath Mental Health charity which had produced QR code plaques with the aim of having these out in local areas on places such as benches, noticeboards etc.

There was a discussion where it was felt that the Committee did not wish to see these outside as they were clutter in the natural environment but there was the potential for using these indoors in the bookswap phone boxes or village halls. Cllr J Allen was not in favour of the suggestion and did not wish to see mental health promoted so visibly locally.

Cllr Fitt would investigate the various mental health charities in Cornwall before a decision was made as it may be that others would also be running a similar scheme and we get additional requests.

There being no further business the meeting closed at 9.34pm.