

Mullion Parish Council Extraordinary Meeting held on **Wednesday 31 May 2011** at 7.00pm at The Schoolroom, Methodist Chapel, Churchtown, Mullion

Councillors Present

A V Gilbert	P Wilkins
Mrs S Ireland	R Willey
J T Lang (Chairman)	D Williams
Mrs C Rule (Vice Chairman)	

Fourteen members of the public were also in attendance.

1. Public Session

The Chairman advised the meeting that the previously agreed play equipment had now been ordered and that a site meeting was taking place with the chosen company on Thursday afternoon. It was hoped that the new play scheme would be available for use by the public in time for the school holidays in July 2011.

It was also mentioned that Andrew George MP would be holding a public meeting at the Primary School on Friday 17 June 2011 at 7.30pm. Everyone was welcome to attend to raise issues or ask questions.

2. Absence

Apologies for absence were submitted on behalf of Councillors R Curnow, C Rule and C Williams.

3. Minutes

It was proposed by Councillor Mrs C Rule, seconded by Councillor P Wilkins and **RESOLVED** that the minutes of the Annual Parish Assembly and Annual Parish Council Meeting held on Tuesday 17 May 2011 be approved as a true record and be duly signed by the Chairman.

4. Declarations of Interest

Councillor R Willey declared a personal interest in item 6, Planning Application PA11/03310 as he was related to the Applicant. He signed the Register of Interests and did not take part in the vote.

5. Planning

Following consideration by Councillors of Planning Applications received from Cornwall Council, the following recommendations were made:

PA11/03115 – Wessex RFCA – 18 Meres Valley – Extensions and alterations to existing dwelling to incorporate replacement garage, formation of parking and access ramps

This application was located within the development boundary and no comments had been received from the public.

It was therefore proposed by Councillor P Wilkins, seconded by Councillor Mrs S Ireland and RESOLVED to support the planning application.

PA11/03490 – Mrs M Hill – Meres, Laflouder Lane – Felling of 1 Monterey pine and 1 Golden Leylandi

The Clerk read the Arborist's report to the meeting to ensure that Councillors understood the reasons for the felling of the protected trees which was partly due to excessive shading. The planting of 8 field maple whips was intended following the proposed felling of the trees.

It was proposed by Councillor Mrs C Rule, seconded by Councillor D Williams and RESOLVED to support the planning application. Two Councillors voted against the application.

PA10/08128 – Mr B Meagor - Mullion Mini Market, Nansmellyon Road – Change of use, conversion and extension to create 4 residential units (additional information received)

Following the submission of further information from the Applicant, the Parish Council had been asked to comment on the proposal again.

The business had been marketed by various companies in 2006 and since 2008. The Planning Officer considered that this was an appropriate period of assessing interest and viability. From the apparent lack of interest, she concluded that such use was, at present, unviable. In addition, financial information had been submitted which showed the business having made losses in 2008 and 2009. She intended to recommend the application for delegated approval.

Councillors debated the application for some time.

It was then proposed by Councillor Mrs C Rule and seconded by Councillor R Willey to support the planning application. This proposal received two votes in favour. Five Councillors voted against the proposal and it was RESOLVED to object to the planning application on the following grounds as previously objected, but minus the point regarding marketing:-

- Job losses (increased unemployment in the village)
- Lose of a village amenity for the older residents and other people who regularly used the shop
- No requirement for four additional residential units in that particular area of the village following the completion of the Riviera Site
- Less competition for other convenience stores in the village if the Mini Market was to close
- Dwellings were being proposed for the village because of the good village amenities, yet facilities such as this, and the former garage, were closing
- Overdevelopment of the site
- The application was still contrary to Policy S9 'Loss of a Village shop'

It was also requested that the Application be heard by the Planning Committee.

PA11/03310 – Mr & Mrs J Spencer – 20 Trembel Road – Construction of extension

Councillor R Willey declared a personal interest in this item and did not take part in the vote.

It was noted that this application was located within the development boundary and no comments had been received from the public.

It was therefore proposed by the Chairman, seconded by Councillor P Wilkins and RESOLVED to support the planning application.

PA11/03134 – Mr N Chapman – Polurrian Hotel, Polurrian Road – Erection of extension to hotel

No objections had been received from the public on this application.

It was therefore proposed by Councillor P Wilkins, seconded by Councillor D Williams and RESOLVED to support the planning application.

Planning Decisions

The Chairman advised the meeting of the following planning decisions:-

PA11/02849 – Mr R Mitchell – 18 Laflouder Fields – Extension and alterations to dwelling – Conditional Permission Granted

PA11/02469 – Mr & Mrs Roberts – Tregwendra, Willis Vean – Construction of extensions and alterations to dwelling – Conditional Permission Granted

PA11/01943 – Mr J Dark - Trudnoe Farm, Meaver Road – Erection of an agricultural building – Conditional Permission Granted

PA11/01946 - Mr J Dark - Trudnoe Farm, Meaver Road – Erection of an agricultural building – Conditional Permission Granted

6. Local Maintenance Partnership's Offer of Grant for Footpath Cutting 2011/12

The Clerk advised the meeting that the Parish Council had been offered the following grant to put towards the cost of cutting the Public Rights of Way in Mullion Parish:-

£2,425.00 or 100% of eligible costs, whichever is lower.

It was then proposed by Councillor R Willey, seconded by the Chairman and RESOLVED to accept the Local Maintenance Partnership's Offer of Grant for Footpath Cutting for 2011/12. The Clerk was asked to respond to the LMP Officer at Cornwall Council accordingly.

7. The Cornwall Council (Footpath No 37 (Part) and Unrecorded Footpaths) Mullion Meadows Diversion and Stopping Up Order 2011

The Chairman advised the meeting that it had been brought to his attention that a Definitive Map Modification Order (DMMO) had recently been submitted to Cornwall Council. At the present

time, he was unaware of the detail involved in the DMMO, although it was located at Mullion Meadows.

The Parish Council agreed that a Footpath Diversion was required to allow the completion of the building at Mullion Meadows, and that the businesses located on that site were fully supported by the Council.

A lengthy discussion took place regarding the Footpath Diversion Order. It was noted that the proposed route on the Order was different to the previous Order and consultation. The route would now be around the copse, and not diagonally through it, as had been previously indicated. The Agent was asked for clarification on this matter, and he alleged that Cornwall Council had drawn the route of the Footpath Diversion, not the Applicant. The Applicant suggested that he was willing to have the path situated within the copse, whatever the route proposed.

Councillors and the public expressed concern over the validity of the map enclosed with the Public Path Order. Maps received with the previous Order and consultations were much clearer, being in colour and with the outlines of fields and buildings shown. The current map caused much confusion and uncertainty among Councillors and the public.

It was proposed by Councillor D Williams to support the making of the Public Path Order. This proposal was not seconded.

It was then proposed by Councillor R Willey, seconded by Councillor A Gilbert and RESOLVED to object to the making of the Public Path Order for the following reasons:-

1. This new diversion, which is different to the last proposed diversion, is far more extensive than what is required to fulfil the applicants needs for the construction of his premises and is not advantageous to the users of the path as it lengthens the footpath dramatically.
2. The proposed new footpath (as indicated by the broken lines on the Order Map) accesses the highway at a dangerous point and does not appear to comply with the Disability Discrimination Act, which we believe new paths should.
3. The original planning permission did not include the proposal to alter a footpath. No application to change the footpath was made at the time of the application, and no diversion of the path was shown on the plans accompanying the planning application.
4. The developer has already built over the footpath which would appear to be a contradiction to the planning permission granted and Public Rights of Way Laws.

The Chairman closed the meeting at 7.50pm.

Signed:

Chairman

Dated: