



## HAYLE TOWN COUNCIL

**COUNCIL MEETING**

**THURSDAY 21 DECEMBER 2017**

Minutes of the Hayle Town Council Meeting held at the Hayle Community Centre, Hayle on Thursday 21 December 2017 commencing at 7.15pm with a **Public Participation Session**.

### **PRESENT**

Councillor N Farrar (Mayor)

Councillors S Benney, H Blakeley, B Capper, P Nidds, C Polkinghorne, J Pollard, A Rance and A Roden

Clerk Eleanor Giggall

### **7.15PM PUBLIC PARTICIPATION SESSION**

Keith Dingley spoke regarding planning application PA17/10147: the Black Lobster. He stated that the application was retrospective, the plans did not reflect reality and the action taken to build the platform was already having a detrimental effect; a foot had been lost off the seaward side due to erosion. The actual high water mark was not shown and the obstruction had cut the beach off and any access was especially bad for the disabled. He objected to the application.

Elaine Peller then spoke regarding the same planning application. She relayed the issues she had raised in an email (see Appendix B) and was particularly concerned about the loss of beach access, the erosion of sand, the existence of boulders and that it posed a danger to the public; she wanted to know who would be liable for any injuries. She agreed with all the previous speaker had said.

John Drake spoke regarding the same application and agreed with the previous speakers. He was particularly concerned that the footpath was breaking away and had been cut short, making it impossible to access the dog poo bin. He also questioned what provision had been made for a toilet as the Black Lobster now appeared to be a restaurant and there were no public toilets in the vicinity. He wanted to know if any councillors had been to the area and some replied that they had.

Samantha Peak agreed with everything said regarding the same application and added that the erosion was causing a significant hazard and that when the tide was in it was not possible to get off the platform.

Sorrel Wilson also spoke regarding PA17/10147 and was particularly concerned about the loss of disabled car parking near the beach and its view. She also mentioned the erosion of the pathways and the loss of wheelchair access.

Felicia Sheingold, the applicant and owner of the Black Lobster, responded to the above complaints and countered them all and claimed that the harbourmaster was onside with what she had done and that the MMO had agreed that she was not encroaching on the mean spring high tide line. She said that the erosion was due to the fact that the platform was not fixed in place and that once planning permission had been given she would put seaworthy concrete in to protect the area. She added that the platform and everything on it were on private property and she had public liability insurance. She said that the footpath access had not been affected by her actions and that she did not understand the claim of lack of access to the dog poo bin. She hoped to build steps where the slope was, once planning permission had been obtained. She was not obliged to be open all the time and confirmed that her business had created jobs and would create more in future. The disabled parking had moved, but had been part of the original approved planning application and had increased from 1.5 spaces to 5 spaces; she had levelled the land to make access to and from them easier. The Harbour Authority had moved the sign; the boulders had come from the beach and the surrounding area and she had not in any way disturbed the access routes either side of the gate, but had purposely left the original pathway exactly as it had been. She said that there was disabled access to the beach and had seen beach buggies come up all the time. She added that she was more than happy to answer any questions and thanked everyone for their time.

Councillors asked questions regarding the engineering works and expressed their concern that the application did not include detailed plans regarding the earthwork/bedrock below the platform and how it would be protected from unwanted erosion/movement. It was agreed that generations of Hayle residents had had access to the beach and that the paths that crisscrossed the area were visible on Google Earth.

## **7.40PM THE MEETING COMMENCED**

### **157 CHAIRMAN'S ANNOUNCEMENTS (FOR INFORMATION ONLY)**

The mayor announced that he had had a card from the Royal British Legion thanking the town council for its financial support for loudspeakers and marshals at the Remembrance Day service.

He also informed everyone that the finance officer's treatment was ongoing and wished him well.

It was reported that Councillor Polkinghorne had represented the town council at Cornwall Council (CC)'s Strategic Planning Committee regarding the South Quay application that morning. The planning officer had suggested a deferral and it had become clear that many Cornwall Councillors were concerned that the development would threaten the World Heritage Status of Cornwall and West Devon as ICOMOS were still unhappy with the plans. It was reported that the application might be decided under delegated powers and had been deferred until 15 February 2018. It was suggested that Hayle have a public campaign and appeal directly to ICOMOS as had been done in Liverpool, where the appeal had been listened to favourably. It was suggested that the town council write to the World Heritage Site (WHS) office and Councillors Polkinghorne and Pollard reported that they had asked CC's WHS officer to inform them when to write.

The mayor thanked members and staff for supporting him throughout the year and gave special thanks to Councillor Polkinghorne for his support as deputy mayor.

**158 TO RECEIVE APOLOGIES**

Apologies had been received from Councillors Channon, Coad, Cocks, Mims and Wills.

**159 TO RECEIVE DECLARATIONS OF INTEREST AND REQUESTS FOR DISPENSATIONS**

Councillor Pollard declared an interest in agenda item 11a (minute 167a refers) and made the following statement: - 'In commenting on these applications I should make it clear that my comments are based on the information currently available and do not commit me to taking the same position if the matter is discussed at the Cornwall Council Planning Committee and full information is available.'

**160 TO APPROVE THE MINUTES OF FULL COUNCIL MEETING 7 DECEMBER 2017**

**It was resolved** that the minutes of the full council meeting 7 December 2017 be taken as a true and accurate record, the deputy mayor signing each page before placing them in the record book.

**161 TO DISCUSS MATTERS WHICH WERE RAISED DURING PUBLIC PARTICIPATION 7 DECEMBER 2017**

No members of the public had been present.

**162 REPORTS OF OTHER COMMITTEES FOR APPROVAL**

- a) To receive the reports from the Amenities Committee meetings 28 September and 23 November 2017

**It was resolved** to receive the reports from the Amenities Committee meetings 28 September and 23 November 2017 so that actions could be carried out.

- b) To receive the report from the Personnel Committee meeting 15 November 2017

**It was resolved** to receive the report from the Personnel Committee meeting 15 November 2017 so that actions could be carried out.

**163 TO CONFIRM THE TOWN COUNCIL'S PROPOSAL FOR HAYLE REGARDING THE BOUNDARY COMMISSION FOR ENGLAND'S BOUNDARY REVIEW FOR CORNWALL COUNCIL'S ELECTORAL DIVISIONS**

The clerk reported that she had invited Gwinear-Gwithian Parish Council (GGPC) to a meeting as resolved at the previous full council meeting, but as its members had been unable to attend she had sent HTC's draft proposals to Vida Perrin. A few days later the clerk heard of a meeting of all other parishes in the community network area, but only after it had happened. She distributed a map of the proposal which had emerged from that meeting (see Appendix C), which had proposed there be five Cornwall councillors for the current network area.

Councillors were disappointed that they had not been invited to the meeting, but nevertheless considered the proposal. It was agreed that the numbers projected still did not add up to the required totals and it would be unlikely that CC would approve five divisional members. From the discussion the main options appeared to be: 1) combining GGPC, HTC and St Erth Parish Council (SEPC) into two divisions ‘Hayle Urban Centre’ and ‘Hayle and Gwinear-Gwithian’ if some of the peripheral areas were allocated to Camborne in the east and to Breage and St Hilary in the south; and 2) as outlined in the previous full council meeting, ie creating ‘Hayle South and Gwinear’ and ‘Hayle North and Gwithian’.

It was noted that CC officer Matt Stokes had asked for the town council’s proposals as soon as possible.

HTC’s principles regarding the boundary review were repeated as follows:

“It was established that the main principles that HTC wished to see in any division of the existing divisions were a) that the Hayle Estuary/River be the natural boundary between both of the proposed Hayle/Gwinear-Gwithian divisions and the St Ives division; and b) that the railway line be the boundary between ‘Hayle North and Gwithian’ and ‘Hayle South and Gwinear’.”

Additionally the council clarified that Hayle Parish should not be split three ways and it did not have an issue with combining urban and rural areas – in this context this reflects former County and District divisions.

**It was resolved** that Hayle Town Council’s response to Cornwall Council regarding the Boundary Review be as follows:

Hayle Town Council should not be split three ways; it should not be mixed with any of St Ives Parish (west of the Estuary); and it does not have an issue with combining urban and rural areas.

A careful realignment of polling stations could produce two divisions of just over 5,000 and it is for this reason that the following is our preferred option –

‘Two divisions created by combining Hayle and Gwinear-Gwithian alone; either a North/South divide (roughly Hayle and Gwithian, and Hayle and Gwinear) or a Hayle Urban/Hayle rural one.’

However, if this is not acceptable to Cornwall Council, Hayle Town Council’s second option which makes the numbers work is as follows –

‘Two divisions can be created by combining Hayle, Gwinear-Gwithian and St Erth, if some of the peripheral areas are transferred to Camborne in the east and to Breage and St Hilary in the south.’

**164 TO CONSIDER THE DEPARTMENT FOR TRANSPORT’S GREAT WESTERN RAIL FRANCHISE PUBLIC CONSULTATION DOCUMENTS AND TO COMPLETE THE RELATED QUESTIONNAIRE**

Councillor Roden's draft response was circulated to all councillors prior to the meeting for consideration. Members expressed their appreciation for his input and a brief discussion followed.

Most of the views expressed by Councillor Roden were supported by all councillors, although there was some disagreement from certain members regarding the reliability/permanence of the existing rail link and the need for an alternative rail line into Cornwall.

The potential for Hayle if more trains stopped in the town, the impact of not being able to guarantee a parking space in the station car park, the regularity of trains stopping in Hayle and links to other modes of transport were all raised. It was agreed that Hayle's status as a tourist area with the second highest number of tourist beds in the county also be mentioned along with a request for more through trains to Bristol and that the bidders look into the viability of a South West to Scotland sleeper train.

**It was resolved** to submit Councillor Roden's comments as per his email and any amendments he makes and provides to the town council office for submission.

Members thanked Councillor Roden for his sterling piece of work.

#### **165 TO CONSIDER CORNWALL COUNCIL'S CONSULTATION DOCUMENTS REGARDING KERBSIDE RECYCLING COLLECTION AND TO COMPLETE THE RELATED SURVEY**

Members considered the documents and agreed that it was important to encourage people to do more recycling, although there was a variety of opinions on the type and number of waste collections that were necessary and practical for a wide range of different types of households.

Councillors agreed that wheelie bins were the best receptacles for rubbish and although it was acknowledged that CC's review committee was not in favour of county wide wheelie bins, HTC considered that a retrograde step and wanted to press for the use of wheelie bins as it did not agree that seagull proof sacks were indeed seagull proof or best for disposing of rubbish of all kinds.

**It was resolved** to urge Cornwall Council to adopt wheelie bins as the most effective control of waste throughout the county.

It was suggested that the survey was most likely to be completed by staunch recyclers and there was a need to educate the non-recyclers; the reading age for the survey was considered too high for many of the population.

**It was resolved** to inform Cornwall Council that Hayle Town Council considers this kerbside recycling collection survey to be inadequate as a survey for the whole population of the county because it is not appropriate for the whole range of citizens.

Some councillors were of the view that the survey was a complete waste of time and was Cornwall Council's attempt to create an opinion so it could reduce its collections and collection costs.

**It was resolved** to circulate the survey and that councillors would complete the survey individually if they so choose.

**It was resolved** to encourage Cornwall Council to encourage supermarkets to stop using black plastic, which is not currently recyclable.

**166 TO CONSIDER CORNWALL COUNCIL'S DRAFT STATEMENT OF COMMUNITY INVOLVEMENT FOR PLANNING AND TO COMPLETE THE RELATED REPRESENTATION FORM**

Councillors considered the documents and its conclusions were noted in the following resolutions:

**It was resolved** to request that a) Town and Parish Councils be added to the 'Appendix 1: Consultees' list on page 19 (although it was acknowledged that such councils are not statutory consultees); b) the 'Table 2 Summary of Consultation Methods' on page 17 be amended to include Minor Developments and Householder Developments in the 'Consultation with local council' column; and c) that Householder Developments be included in the 'Site notice' column.

**167 PLANNING MATTERS**

- a) To consider Planning Applications: PA17/10265; PA17/10589; PA17/10653; PA17/10848; PA17/10852; PA17/11084; PA17/10949; PA17/09994; PA17/10343; PA17/10871; PA17/10081; PA17/11407; PA17/11083; PA17/11286; PA17/11287; PA17/11319; PA17/11643; PA17/10763; PA17/11384; PA17/10147 and PA17/11054

[9.50pm Councillors Farrar and Polkinghorne declared an interest in PA17/10763 and left the room. Councillor Capper assumed the Chair. At 9.52pm Councillors Farrar and Polkinghorne rejoined the meeting and Councillor Farrar assumed the Chair.]

**For the resolutions on individual planning applications see Appendix A attached.**

- b) To note the results of previous applications

There were no results to note.

**168 FOOTPATHS**

- a) Maintenance Update

There was nothing to report.

The meeting closed at 10pm.

Approved by the council as a true record, at its meeting 4 January 2018

**Town Mayor .....**

**Date .....**