

Crowan Parish Council

MINUTES OF THE PUBLIC RIGHTS OF WAY COMMITTEE MEETING

HELD IN THE PARISH ROOMS, CROWAN

ON WEDNESDAY, 16th NOVEMBER 2011 @ 7.30pm

Minutes of Council Meetings are available to view on www.crowan.org.uk; on the Crowan and Leedstown Notice Boards; on Nancegollan and Townshend Village Hall Notice Boards and in Praze Post Office.

Present: Cllr. Dr. Jenkin (Chairman) Cllr. Cooke Cllr. Mrs Muriel
Cllr. Trevan Mr Les Hudson Mr Bob Sanders

Ref.	Agenda Item	Action
PR44/2011	<u>Chairman's Welcome and Public Forum</u> – the Chairman welcomed those present. Cllr. Jenkin started the meeting by announcing that she had obtained some large scale maps from CC. Hopefully, a full copy of the maps will be available soon and a copy on disc so we could make as many copies as we required.	
PR45/2011	<u>Apologies for Absence</u> – Cllr. Roberts (ex officio); Hosken, Mr Colin Bayes, Ms Liz Williams and the Clerk (all with prior engagements). In the absence of the Clerk, Cllr. Cooke took the Minutes.	
PR46/2011	<p><u>PROW Issues</u> – Members received an update, regarding:</p> <p>a. <i>PROW 207/3/2</i> – a garage has been built across the path. The hedge stile halfway along 207/3/2 needs the stone steps on the E side to be re-set and a vertical post handhold installed at the top of the hedge. Where the path joined 207/1/1 a cattle grid has been put across the path. Some barbed wire also needs to be removed. Also, the dilapidated, fixed gate out of 207/3/2 into 207/2/1 at Jimmy's Lane needs replacing as few would be able to negotiate it safely.</p> <p>Mr Colin Bayes advises the landowner needs to write to Ms Helen Scott-Daniels, St Clement Building, Old County Hall, Truro TR1 3AY with a request for application to divert the path. He will need to include a map with the definitive line and the proposed route shown before the matter can be formally considered. Mr Bayes advises that, he didn't agree the fees would be paid by CC.</p> <p>Cllr. Jenkin advised the committee that she had spoken to Mr Michael Gibbons and the landowner about this issue. The landowner Mr Tilley is happy in principle to do the work on the path but feels the costs should be Cornwall Council's responsibility as it was their mistake. Cllr. Trevan reported that the problem with having a cattle grid at the top of the drive would be solved by Mr Tilley installing a hedge stile, which he is happy to do. The Committee AGREED that Cllr. Jenkin should look into the issue further to find a suitable solution for all parties.</p> <p>b. <i>PROW 207/21/2 into 111/23/1</i> – both open field sections of the path 207/21/2 and its extension onto 111/23/1 are covered by standing crops. The wooden hedge stile and hand post between these paths has been removed and needs to be replaced.</p> <p>In the absence of Mr Bayes, Cllr. Trevan informed the Committee that he had passed on dated photos of the problem fields to the Clerk. He agreed to speak with the Clerk to see if the photos had been passed on to CC and to draft a letter to the landowner and Linda Holloway with the Clerk.</p> <p>c. <i>PROW 207/68/2</i> – CC has been asked to install an extra directional sign by the small gate on Little Borthog Farm, Praze.</p> <p>In the absence of Mr Bayes it was AGREED that the Clerk should chase this issue.</p>	<p>Cllr. Jenkin</p> <p>Cllr Trevan / Clerk</p> <p>Clerk</p>

	<p>d. <i>PROW 207/100</i> – it is impossible to get through by Hr. Buscaverran Farm. CC has been informed it would take a day’s work to re-open this PROW. There was no response from Messrs David Atwell and Toby Lowe, CC; who need to release the necessary budget to permit the work to be carried out; also any response from Mr Bayes regarding clarification of the route though the farmyard, as it is not shown on the current maps.</p> <p>Mr. Sanders advised the Committee that no funds are available from CC and that the work would have to be funded by the Parish if the path was to be cleared. The Committee AGREED that as the path had been blocked for several years that no action would be taken at present. It was agreed that the Clerk should write to David Attwell to clarify the funding issue and to also write to Colin Bayes and Linda Holloway to arrange a site visit by them to find the route though the farmyard.</p> <p>e. <i>PROW/207/104/1</i> – has sheds, bird cages, etc. built over it.</p> <p>The Clerk to chase Mr Colin Bayes and Ms Linda Holloway. Cllr Trevan would like a letter sent to the portfolio holder as to the position of CC about enforcing these issues as the same problems keep appearing on the agenda and little or no action seems to be happening.</p> <p>f. <i>PROW/207/136</i> – this path has been checked and it was found to have sea shell and fish remains from what appears to be business production running down the Footpath.</p> <p>Mr Ricky Williams, CC Environmental Health Officer has visited the area with another colleague to assess the odour problem and confirms that during their visit there was a smell evident but not enough to substantiate a statutory nuisance. Establishing an odour nuisance is quite difficult and would not be possible along a footpath but would instead have to be proved to be severely affecting someone in their place of residence. Having said that, an officer from the Commercial Food Team will inspect the premise and deal with any issues accordingly. This will include the correct disposal of waste and proper management of the site (along with a host of other things). During the visit we also looked into the allegation of raw sewage effluent and again there was no evidence of this during our visit. It may have been that the septic tank had been emptied recently or there was a fault within the system.</p> <p>Mr Williams adds that the path was very overgrown and quite inaccessible in places and he presumes that Mr Bayes will be looking into this.</p> <p>Finally, Mr Williams advises he will refer the matter to the Environment Agency who may wish to investigate potential for pollution to the water course, streams etc from effluent from the crab processing.</p> <p>The Clerk to chase the Commercial Food Team and the Environment Agency. Cllr. Muriel advised that she knows the site and has friends living nearby. The amount of people living at the farm in caravans does not have planning permission. Cllr. Jenkin proposed that other agencies such as police, waste licensing, planning enforcement and public health should be involved and that a meeting should be arranged in the Parish Rooms which she would be happy to chair. The reason for the meeting would be to air all the problems with the site and have the Agencies all working together. It was agreed that Cllr. Jenkin talk with the Clerk about this.</p> <p>g. <i>PROW 207/118</i> – a property has been erected over this footpath and a diversion application is expected.</p> <p>Clerk to chase Ms Linda Holloway for an update.</p> <p>There had been no update from Mr Colin Bayes, regarding their request to upgrade 207/118/2 from silver to gold. The committee agreed that the cost of this upgrade could be covered by the existing budget and that no further action required.</p> <p>h. <i>PROWs 207/113, 207/124, 207/125, 207/126, 207/127, 207/131, and 207/139</i> – are all difficult to locate on the ground.</p> <p>Mr. Sanders advised the committee that he was now talking to Linda Holloway as Mr Bayes had moved within the department and that his</p>	<p>Clerk</p> <p>Clerk</p> <p>Clerk</p> <p>Cllr. Jenkin / Clerk</p> <p>Clerk</p>
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	duties had now changed. Once suitable arrangements had been made a site visit would take place. He hoped that once Ms Holloway was out of the office he would be able to visit other locations.	
PR47/2011	<p><u>PROW Cutting</u> – Minute PR41/2011 refers.</p> <ul style="list-style-type: none"> • Townshend – Leedstown – programme of walks completed and report attached. Cllr. Trevan read through the report and discussed the issues raised. It was AGREED that the landowners needed to be identified so a letter could be sent to them advising them of their responsibilities. Mr Sanders suggested that item 18/1 could be solved by Cllr. Trevan or the Parish writing to the landowner with a 130a order. He advised that Mullion Parish issues these orders all the time as C.C. cannot. Cllr. Trevan to look in to the matter. • Praze Side of Leedstown – Cllr. Jenkin has spoken to Cllr. Hoskin and had been told he was very busy at work. Cllr. Trevan and Mr Hudson agreed to survey paths to the east of his area to help out if they had the large scale maps. Cllr. Jenkin went though the large scale maps she had received from CC and found the relevant maps. • Praze – Cllr. Jenkin has completed some surveys and hopes to find time to carry out more in the near future. • Nancegollan – Ms Williams is still awaiting copies of the maps. Cllr. Jenkin to chase. <p>Members to set up a programme of walks for 2012 (Minute PR43/2011 refers). Item not discussed. To be placed on agenda for next meeting.</p>	<p>Cllr. Trevan</p> <p>Cllr. Jenkin</p> <p>Clerk</p>
PR48/2011	<p><u>2012/13 Budget</u> – Minute PR42/2011 refers. The budget from CC has been fixed for 2012/13 the same as 2011/12. Mr Sanders has agreed to keep his prices the same. Clerk to write to Mr Sanders to confirm he is happy to carry out the work for 2012/13 and that his prices will be the same.</p> <p>It was agreed that Mr Sanders and Cllr. Trevan will arrange a meeting in the near future to go through the cutting regime which Mr Sanders passed around the meeting to confirm the budget.</p>	<p>Clerk</p> <p>Mr Sanders / Cllr. Trevan</p>
PR49/2011	<p><u>PROW Meetings</u> – Minute PR43/2011 refers. It was agreed to change the meeting date to the 4th Thursday of the month. No meeting would be held in December and the next meeting to be Thursday 26th January 2012. It was also agreed that a meeting may not be necessary every month. Clerk to notify all PROW members of the new date.</p>	<p>Clerk</p>

Signature: (Cllr. Roberts)
Chairman

Date: 8th December 2011