

NEWQUAY TOWN COUNCIL

**MINUTE
REF:**

Minutes of the Full Council Meeting held on Wednesday 05 July at 7pm held in the Council Chamber, Municipal Offices, Marcus Hill, Newquay.

ACTION:

Present

Cllrs M North (Mayor), D Creek (Deputy Mayor), J Bell, O Monk, J Brook, S Hick, S Thomson, L Wright, K Towill, S Slade, J Kenny, L Gardner, N Morris, D Cheney, A Goudge

Also attending

Mr A Curtis (Town Clerk & Chief Executive), Mrs L Spark (PA to Chief Executive), Inspector Blackford, Cllr J Fitter and 6 members of the public.

098/23

Apologies

Apologies were received by Cllrs M Motta, A Hannan, K Larsen. Early departure apologies were received by Cllrs O Monk and K Towill.

099/23

Interests

None.

100/23

Minutes

**100/23
(A)**

A. 05 July 2023

It was proposed by Cllr M North, seconded by Cllr S Thomson and

**100/23
(A)(1)**

RESOLVED that the Minutes of the Full Council meeting held on 05 July 2023 are a true reflection of the meeting and had been adopted.

3 Members abstained.

101/23

Matters Arising

093/23 – Cllr J Kenny informed members that a Parking WP Meeting has been scheduled for Friday Afternoon

102/23

Community Safety Reports

Inspector Blackford provided members with a verbal overview of his report.

Q1. Cllr S Thomson informed Inspector Blackford that she had heard there was issues with crowds outside WAX at Watergate during the festival. Have been told there were thousands within quite a small space and have also heard that there has been a spat of robberies in town for businesses still handing cash. – is that right?

A1. Inspector Blackford informed members that there have been a few burglaries to 4 premises which we are looking at. It does coincide with a few people being let out



of HMP at the same time. Our job is to now gather the evidence to tackle that, and they are under investigation still. Regarding WAX, they got caught by surprise, the licencing team have been visiting them. It is a well organised event, and they had a temporary event notice, but what happened is people are trying to get in and they own the grass area opposite WAX and whilst they were trying to get in were queuing on the road. Eventually we cleared that and then the second evening, they had changed their whole process and got more security on, and it was much more organised. I think they got overrun by people wanting to go to it. There application for next year will be reviewed with a safety plan.

Q2. Cllr S Thomson informed Inspector Blackford that she had heard a lot of underage were being served and the staff serving on the grass area were not properly trained and there were issues. So, I think their licence for that definitely needs looking at.

A2. The licencing team went down on that weekend, and they are looking at their temporary event notice again for next year. They do have a challenge 25, so they should be challenging anyone under the age of 25, which I don't think there were many at Boardmasters that were over 25.

Q3. Cllr J Fitter wanted to speak to the Inspector about WAX not challenging under 25-year-olds and didn't see them challenging anyone. Did any of your Officers have calls to go down there?

A3. As I said before, we did go down to clear up the road and to make it safer ad the licencing team went down after that. I can speak to our Licencing Officer and see if they have managed to look at their CCTV, as they have the CCTV over the bars and should have one going across the road so we can see if they were asking for ID.

19.10 Inspector Blackford exited the meeting.

Open Session for Electors of Newquay – Verbal/Written Questions (15 minutes)

103/23

Member of the public 1 - Phillipa Mitchell

Q1. I Have submitted two questions along with information. There have been some big developments that have happened in the last week and the MMO have retracted the licence until January 31 2024, which is very good for us as we still have a lot of information that we can send there way.

In view of the latest response letter from Cornwall Council what action are Newquay Town Council considering next to make sure that Cornwall Council carry out their statutory duty as the CPA to ensure the CPA 1949 has been compiled with properly? The approved scheme of cliff works under PA21/07740, is different to that submitted under the 2007 consent. It therefore needs approval from Cornwall Council. As the CPA, not LPA.

A1. Cllr J Kenny informed members that she intends on proposing to move agenda item 12a up the agenda to be discussed after public question time.

Q2. In light of the Cormac report stating that "after 24th March this section of the cliff was in natural stability or equilibrium" will you query with Cornwall Council what



explanation is there for the following 8 reported cliff falls plus other minor ones following the power drilling into the base of the cliff.

A2. Cllr J Kenny informed the member of the public that they will be querying this.

Q3. I just want Council to now tonight that The Save Whipsiderry group have commissioned our own GeoTech survey which will be taking place in a few days. The survey done by the developers is now so out of date and incorrect following the many cliff falls and changes in the cliffs since it was carried out. We will be able to show with our survey how much the cliffs have altered during this time.

Member of the public 2 – Gus Horsley

My name is Gus Horsley and I have been involved with the geological assessments of Whipsiderry cliffs and I have also read through the report that CORMAC produced, it does bring into question the veracity of various statements from within that report. Just before the MMO decided to postpone the licence, the Environment Agency asked me to estimate the tonnage of material that had fallen so far. Although it is very difficult to do that, a ballpark figure I would guess it be between 250-300 tonnes of rock fallen onto the beach. The Environment Agency also asked for photographs and for dates and whether it was possible to predict the frequency of falls in the future. I have a background in mining, quarrying and caving so I am quite used to unstable environments, but I know for certainty and there is a lot of scientific evidence to back it up that there is no way you can predict the frequency of collapses, and in a cliff that is as unstable as the one at Whipsiderry, a massive fall could be happening at this very moment, It is impossible to say when. The fact that they've decreased in frequency is not an indication that there will not be a big fall in the future. You could use an analogy of say an earthquake prediction, where you will have a few tremors and a quiet period and then you get a really big one, and that is a possibility at Whipsiderry. I can predict with a certain amount of accuracy where the falls will occur but not when. The next big one would bring down in excess of probably 1000 tonnes of rock.

Q4. Cllr J Brook made a comment that he is pleased that the group have commissioned your own Geotech survey, but it is a great shame that you have been forced into commissioning your own survey. Once the survey is completed, would you be prepared to share the survey with Council. Cllr J Brook didn't want an answer tonight as aware they would need to internally discuss.

It was proposed by Cllr M North, seconded by Cllr D Creek and

RESOLVED unanimously to bring agenda item 12b up the agenda to be discussed.

104/23

Newquay Town Council Issues

**104/23
(B)**

B. Cllr Kenny – Motion to Full Council

Cllr J Kenny provided members with an overview of her motion and asked to make a couple of corrections as the MMO have postpone the lease.

Cllr J Kenny requested that we write to Cornwall Council seeking a face-to-face meeting with the Town Council and chase the MMO for a response to our letters.



Members discussed.

It was proposed by Cllr J Kenny, seconded by Cllr J Brook and

104/23
(B)(1)

RESOLVED that in the light of the belated response to the correspondence from the Town Council to Cornwall Council concerning the suspended cliff works at Whipsiderry, we propose that Newquay Town Council should request an urgent meeting with the Strategic Director for Sustainable Growth and Development, the local Cornwall Councillor for the area, appropriate representatives from Cornwall Council's Planning and Cliff Protection Authority teams and the Environment Agency Coastal Advisor for Cornwall and the Isles of Scilly to discuss the issues raised in this correspondence and the evidence that supports the assertions made.

TC&CE

1 member abstained.

Open Session for Cornwall Councillors verbal, written or tabled reports.

105/23

Cornwall Councillor K Towill informed members that he has had a few local issues over the Summer, mainly the traffic and highways situation has been a big topic over the Summer. The Cornwall Councillors in Newquay and Cllr J Fitter will be meeting the new Highways Manager on 22 September to discuss the ongoing issues. There has been a lot of disturbance to the residents in Newquay this Summer. There has been a lot of work outside schools in the summer, which is not an ideal time for locals. Graffiti is a big problem in the division at the moment, Cllr K Towill has encouraged residents to report graffiti and has been in contact with other private businesses such as the Zoo, Network Rail and other organisations to deal with the accumulation of graffiti. There have been a few issues with wild camping as well, of which Cornwall Council seem to be getting on top of. During the Boardmasters event, a lot of complaints were received regarding pop up businesses suddenly appearing, Cllr K Towill has asked licencing to keep an eye on that next year.

Cllr J Kenny informed Cllr K Towill that they have had a lot of comments through Planning about the pop up, the Planning Committee have written in their concerns. Cllr J Kenny will circulate the email and response from the cabinet member to Cllr K Towill.

**Cllr J
Kenny**

Cornwall Councillor O Monk informed members that the traffic calming scheme outside Bishops school has been completed, this was designed to slow traffic down. A few complaints have been received from local residents. A report has been requested for Cornwall Council to go and look at the work to ensure it has been done to specification and that the ramps aren't too steep. Once report has been received, Cllr O Monk will liaise with the local residents. There have been no weeds at Trenance lake since the lease has been moved to the boat hire business. People have been asking about the average Speed cameras on Trevemper and Tregunnaal road, the 20 is plenty scheme is being progressed and due to be rolled out next year. Working with Cllr K Towill to identify some funding as local residents would like a scheme on the fields behind the trampoline park.

Cllr S Hick informed members that there is a combined sewer outfall upstream of the boating lake, it now has a pond on it, so their maybe less nutrients going into the flow.



Cllr J Kenny asked if this pond could be the reason that the issue with silt has stopped?

Cllr O Monk would not be able to comment on this as he does not know.

Cornwall Councillor L Gardner informed members that he has also been talking to Cornwall Council about the licencing issue around Boardmasters and has requested Licencing Officers to be on the ground for Boardmasters in Newquay. Newquay and St Austell will be the first to have the new waste contract rolled out over the next few weeks, residents will have a leaflet through their doors and new waste bins will be delivered in October. The Active Travel Plan, which is associated with joining up Newquay railway station and the Mid Cornwall Metro via pedestrian and cycling means. It will be going to consultation towards the end of this month as well as plans for the new interactive service hub which will be on the site of the Adult Learning Centre. There is a new project running in Newquay, Experience NQY who are working closely with Visit Newquay, Visit Cornwall and the Town Team to increase footfall in the off season for the town. They will also be addressing the wayfinding issues, other signage projects and small grant funding for shop frontages, a full plan should be released shortly. The big issue that I have been dealing most with is parking up in Pentire, addressing the van lifers on Esplanade Road and Pentire Headland car park. We have dealt with the anti-social behaviour in Little Fistral which has been an issue for so many years, some of this activity has been displaced up to Pentire, working with the Police, Newquay Safe, Parking Enforcement team as well as the Homeless team in order to address the issue in consultation with the Pentire resident Association. 400 tickets have been issued along the Esplanade area and this does not deter the issue.

Cllr S Hick asked if parking enforcement be shifted to safety critical areas, especially Bank Street and East Street.

Cllr L Gardner informed members that if it is a safety critical thing and causing an impediment and cars are parked on pavement then it is a police issue. Cornwall Council can only enforce if a TRO is in place as they do not have any powers.

Cllr J Kenny asked if Cllr L Gardner has heard anything about the Bristol development?

Cllr L Gardner informed members that ongoing legal wranglings are going on about S106 commitments and the affordable housing.

Cllr S Slade asked if the Town Team could highlight the signage for the SW Coast path with the Experience NQY project.

Cllr L Gardner has spoken with Experience NQY, and they are trying to reduce the number of different types of signage around the Town and they are aware of the SW Coast path signage. Once the designs have come out, we can work with them and make sure this is factored in.

Cllr N Morris asked if little vans are allowed to park on Esplanade Road?

Cllr L Gardner informed members that he is not an expert, and it was Cllr J Kenny that put this TRO in place when it was done. Size is taken into consideration and the Parking enforcement team use their discretion as well when they think it is a local or



someone who has a works van. Ultimately the TRO was put in place to discourage the overnight camping.

Cllr J Kenny informed members that the TRO on that area is incredibly clunky, during the day anyone can park there as long as within a parking bay. The little vans should not be affected, the Enforcement Officers use their judgment on whether someone is sleeping in the van.

Cornwall Councillor J Fitter informed members that the yellow line consultation starts on the 3rd week of September to facilitate the new bus service in St Columb Minor, recommencing in Spring next year. Thank you to Cllr Thomson for assisting with the planters, boulders will now be placed instead as didn't think it fair to ask the residents to maintain a planter. What happened down at Boardmasters in Watergate was totally unacceptable, they over the Cornwall Council area. Cllr Fitter has spoken to Inspector Blackford who will address it with the Silver Commander ahead of next year. There have been complaints of the work that Cormac carried out at Priory Road, with fencing and cones dumped down the slope into the valley below and the red warning signs have been positioned wrongly. The Memorial Hall new trustees are hoping to get it back into some sort of working order again. Cllr J Fitter offers his full support to the Whipsiderry Action Group and thanked Cllr Kenny for all that she has done and stated that we need to be successful in defeating this project. I have been asked to give my view on signage around the airport, my view is signage that cannot be enforced is a clutter. Ocean Housing are selling another house in Cross Close area, and today I have been advised by Ocean that it has been sold subject to contract. This is an ongoing theme where Ocean are selling our social housing at St Columb Minor to fund developments elsewhere, which is not acceptable. They are buying s106 house in Nansledan and Trevithick, so not increasing stock of social housing just swapping.

Cllr O Monk informed members that Ocean Housing and Cornwall Council Housing are separate and have different stock. Cllr O Monk is concerned that these registers property providers are starting to sell off property and shares Cllr J Fitters frustrations because if a property can be bought up to modern energy standards, then this is what they should be doing. Because Ocean have now sold it, it means we have lost a social housing property. Cllr O Monk will take this up with Ocean Housing and other Housing providers to find out why when it is viable to make it more energy efficient.

Cllr J Kenny informed members that the Planning Committee have asked for a meeting with Cornwall Housing to see what their policies are.

Cllr S Hick informed members that he has previously asked Ocean Housing if the money stays within the parish. Asked Cllr J Fitter to let us know if there is anything we can do with helping you stopping them doing that.

20.04 – 4 members of the public and Cllr J Fitter exited the meeting

106/23

Correspondence

**106/23
(A)**

A. Cornwall Council – Whipsiderry Cliffs

i. Response to our letter (dated 21 April 2023)

Members noted the content of the letter.



- ii. Response to our letter (dated 09 June 2023)

Members noted the content of the letter.

107/23 **Mayors Announcements**

The Mayor gave an overview of her recent and upcoming engagements.

108/23 **Financial Statements**

It was proposed by Cllr M North, seconded by Cllr S Thomson and

108/23 **RESOLVED unanimously to note the payments list totalling** **Note to**
(1) **£356,269.43.** **RFO**

109/23 **Committee Minutes and Reports**

109/23 A. Minutes of the Human Resources (HR) Sub-Committee held on 28 June 2023
(A)

It was proposed by Cllr K Towill, seconded by Cllr D Cheney and

109/23 **RESOLVED unanimously to note the minutes of the Human Resources**
(A)(1) **(HR) Committee held on 28 June 2023**

109/23 i. **[HR019/23 (A)] - Recommendation - Vacancy on HR Sub-Committee**
(A)(i)

It was proposed by Cllr K Towill, seconded by Cllr D Cheney and

109/23 **RESOLVED unanimously that Cllr Sarah Thomson is placed on the** **TC&CE**
(A)(i)(1) **Human Resources Sub-Committee, to fill the current vacancy for the**
remainder of the civic year.

109/23 B. Minutes of the Governance & Resources (G&R) Committee held on 31 July
(B) 2023

It was proposed by Cllr D Creek, seconded by Cllr M North and

109/23 **RESOLVED unanimously to note the minutes of the Governance &**
(B)(1) **Resources (G&R) Committee held on 13 June 2023**

109/23 i. **[GR130/23(B)(i)] - Financial Regulations - Recommendation to adopt.**
(B)(i)

Members discussed.

It was proposed by Cllr D Creek, seconded by Cllr M North and

109/23 **RESOLVED to adopt the Financial Regulations 2023 & recommend to** **Note to**
(B)(i)(1) **Full Council with the amendments as set out (but to not remove sub,** **RFO**
in reference to the HR Sub Committee) and to change the petty cash
£300 minimum amount to a £300 maximum.

109/23 ii. **[GR132/23(A)(i)] - Recommendation - Internal Auditor Report and**
(B)(ii) **Management Response Report**



It was proposed by Cllr D Creek, seconded by Cllr M North and

**109/23
(B)(ii)(1)**

RESOLVED to note the Internal Auditor report and Management Response Report as set out.

**Note to
RFO**

20.12 Cllr O Monk left the room.

**109/23
(B)(iii)**

iii. [GR135/23 (A)(ii)] - Recommendation - Review of Strategic and Financial Risk Assessments

It was proposed by Cllr D Creek, seconded by Cllr M North and

**109/23
(B)(iii)(1)**

RESOLVED to note the Strategic and Financial Risk Assessments as set out.

**Note to
RFO**

**109/23
(C)**

C. Minutes of the Community & Tourism (C&T) Committee held on 11 July 2023

It was proposed by Cllr D Cheney, seconded by Cllr A Goudge and

**109/23
(C)(1)**

RESOLVED unanimously to note the minutes of the Community & Tourism (C&T) Committee held on 11 July 2023

**109/23
(C)(i)**

i. [CT069/23] - Recommendation - EMR Release for Digital Notice Board (£3000)

It was proposed by Cllr D Cheney, seconded by Cllr A Goudge and

**109/23
(C)(i)(1)**

RESOLVED unanimously to release up to £3,000 from the Community Projects / Events Boards EMR to fund the installation costs of the Digital Notice Board

RFO

**109/23
(D)**

D. Minutes of the Environment & Facilities (E&F) Committee held on 20 July 2023

It was proposed by Cllr D Creek, seconded by Cllr S Thomson and

**109/23
(D)(1)**

RESOLVED unanimously to note the minutes of the Environment & Facilities (E&F) Committee held on 20 July 2023

20.13 Cllr O Monk returned to the room.

**109/23
(E)**

E. Minutes of the Planning & Licensing (P&L) Committee held on:

- i. 21 June 2023
- ii. 04 July 2023
- iii. 19 July 2023
- iv. 02 August 2023

It was proposed by Cllr J Kenny, seconded by Cllr J Bell and

**109/23
(E)(1)**

RESOLVED unanimously to note the minutes of the Planning & Licensing Committee held on 21 June 04 July, 19 July and 02 August 2023



110/23 **Newquay Town Council Issues**

110/23
(A) A. Cllr Gardner - Motion to Full Council

Cllr L Gardner gave members an overview of his motion.

Members discussed.

It was proposed by Cllr L Gardner, seconded by Cllr O Monk and

110/23
(A)(1) **RESOLVED unanimously for Newquay Town Council to formally recognise the sporting achievements of Katie Robinson on the world stage and for Cllr Gardner, Mayor, Deputy Mayor, Cllr L Wright and the Events Co-ordinator to work on a proposal and circulate to members.**

**Mayor,
Deputy
Mayor,
Cllrs L
Gardner, L
Wright &
Events Co-
Ordinator**

Cllr J Kenny spoke to members about the new Community Area Partnership name, members discussed and wished to recommend Surf Coast CAP as the name.

111/23 **Chairman’s Other Business**

Cllr O Monk asked members if they would like a briefing on the Housing crisis at a future? Members agreed to this.

**Cllr O
Monk**

Date and time of the next meeting

The next Full Council meeting will take place on 04 October 2023 at 7pm in the Council Chamber, Municipal Offices, Marcus Hill, Newquay.

The Chairman thanked those attending and the meeting closed at 20.24pm

Signed..... The Mayor Cllr M North

Date.....

