

# Mellor Parish Council

## Extraordinary General Meeting

Thursday 14th September 2023 7pm at Mellor St Mary Primary School  
Brundhurst Fold Mellor BB2 7 JT

In accordance with the Local Government Act 1972, Schedule 12 paragraphs 9 and 25

Cllr Mick Venables, being the Chairman of Mellor Parish Council (MPC) as at 07/09/23, convened an Extraordinary Meeting of MPC for the purpose of considering urgent business as detailed in the Agenda below.

To discuss the TPO served by RVBC on Mellor Parish Council

### Agenda

1 Those Present- Chair Cllr Venables, Vice Cllr Barnes, Cllr Brunskill, Cllr Colborn, Cllr Proctor, Cllr Dickinson – Gater, Cllr Fletcher, Cllr Mellor. 5 members of the public

2 Apologies from Cllr Walsh, Cllr O’Grady - accepted.

3 Declaration of Pecuniary Interest  
None

4 Public Session-

Member of public 1. Residents made it known how we felt about where the trees were planted and we didn’t want them, believe the trees should be removed.

Asks the council to object to the TPO preventing the trees being moved and removed to a more suitable area citing several reasons on which MPC have grounds to appeal.

Covenants in place should have prevented this from being done. Discussion with a Countryside Officer believes that the reasons for and grounds where planted break the covenants.

Resident has sought legal advice, lodged a formal complaint re-iterating claims of nuisance & annoyance asking MPC object to the TPO as previous agreements are now invalid.

Member of public 2

The working group should have worked quicker therefore wouldn’t have been time to put in the TPO

Member of public 3 . Three trees are dangerous, not appropriate for children especially now they can’t fence them.

Member of public and WP Member 4 - We spent all that time as a working party, are all those decisions now squashed.?

Member of public 5-Should never have planted the trees if MPC has previous Cllrs had looked at covenants

MPC's response - -We have been issued with a TPO & need to decide how to move forward. We looked at all options, but now looking at covenants we may not be able to do this. If the council decides to seek legal advice then we will do so.

End of public session:

5 Discussion by MPC members.

Unanimous decision to submit to an appeal to RVBC to remove the TPO ( temporary preservation order) on grounds of incorrect species and placement .

6 Any Financial Implications

Cllr Mellor – Quotes for legal advice not finalised – will be shared by email. Financial limit for advice only set at £1000. Resolved by majority.

7 Further Actions (if any)

Take legal advice on post potential breach of restrictive covenants  
Formalise & submit an appeal against TPO

Meeting ended 7.45 pm

DRAFT UNTIL APPROVED & SIGNED