**Do you want a Phone Mast ON**

**our beautiful Playing Field?**

The Parish Council has agreed to support Shared Access/ Pegasus Consulting to build a mobile phone mast by agreeing to lease part of the Playing Field.

This land was bequeathed to the Parish in the 1930s by a local man called Spencer Holland for the purpose of cricket, football and other games and recreational purposes. The Parish Council was tasked to manage and maintain the land on behalf of the Parish.

The conveyance has a number of covenants which project Spencer Holland’s thinking at the time and which restrict what the land can be used for.

The Parish Council is in the process of significantly attempting to change the purpose of part of this land which will have a significant impact on many people’s lives – a proposal to erect a telecommunications mast – and prevent that part of the playing field being used for any other recreational purpose in the future. **That was not Spencer Holland’s intention.**

When the conveyance of the land took place in 1930, Hertfordshire County Council was specifically included in it, with the role of ensuring that the covenants contained within it are enforced. The covenants set out:

* the land was transferred to the Parish Council as it was desirous of acquiring it for the purpose of cricket, football and other games and recreations;
* the Parish Council will not at any time use the property hereby conveyed **or any part**, or permit the same to be used, otherwise than in accordance with the conditions and stipulations set out in the Second Schedule;
* the Parish Council shall maintain the property as a playing field and recreation ground;.
* **the property should not be used in any manner which shall or may be or grow to be a nuisance or annoyance t**o the Grantor **(or the owner or owners of for the time being of his adjoining property) or to the neighbourhood;**
* the property shall not at any time be used otherwise than for the purpose hereinbefore mentioned;
* no noisome or offensive trade or occupation shall be carried on upon the land.

If you are unhappy with the decision of the Parish Council and the proposal to build a phone mast and spoil our beautiful Playing Field, **you need to write, as a matter of urgency to:**

**John Wood, Chief Executive and Director of Environment, Hertfordshire County Council, Hertfordshire County Council, County Hall, Hertford SG13 8DE**

**Email address: chiefexecutive@hertfordshire.gov.uk or you can send your letter via the HCC website**

A template letter can be downloaded from the **Find Another Location** action group website – [www.findanotherlocation.com](http://www.findanotherlocation.com/) where you can also sign the e-petition.

Thank you for reading this.

Mr John Wood DATE

Chief Executive and Director Environment

Hertfordshire County Council

County Hall

Hertford SG13 8DE

Dear Mr Wood,

Proposed Telecommunications Structure at Potten End Playing Field, Homefield, Potten End HP4 2QX – Breach of Convenants

I am a resident of Potten End and am concerned about the Parish Council’s above proposal.

By way of background, the Nettleden with Potten End Parish Council recently decided to support the telecommunications mast on the above playing field and is now in the process of significantly attempting to change the purpose of part of this land which will have a significant impact on many people’s lives – a proposal to erect a telecommunications mast – and prevent that part of the playing field being used for any other recreational purpose in the future.

I/ We believe the proposed structure will fundamentally change the use of part of the Playing Field which is in breach of the covenant which says that the Parish Council **will not at any time** use the property **or any part** of the property **other than as a playing field and recreation ground.**

I/ We also believe that the proposed structure will be in breach of the covenant which says that **the property should not be used in any manner which shall or may be or grow to be a nuisance or annoyance to the Grantor (or the owner or owners of for the time being of his adjoining property) or to the neighbourhood** because it will lead to the loss of the enjoyment of my property.

[Suggested paragraphs – you may wish to insert]

**I am/ My family and I are opposed to the mast as I/ we believe this proposal will negatively impact on the enjoyment of my/our family and I in our home and that the proposal is in breach of the covenants attached to the land.**

 **I, together with others within the neighbourhood strongly oppose the siting of a telecommunications mast on this site, particularly as there is already one on adjacent land.**

**There are 11 other possible sites in the Parish that have been identified by Shared Access and Pegasus, with many located away from recreational areas. I believe that an alternative location can be found which will not create such an environmental scar.**

**The proposed mast will be visually intrusive and will leave an environmental scar on this beautiful sports ground.**

The conveyance of the land to Nettleden with Potten End Parish Council in 1930, included an agreement that Hertfordshire County Council would ensure that the covenants contained within it are enforced.

I am/ We are, therefore, asking you to write to Nettleden with Potten End Parish Council telling it that it cannot proceed with the siting of the mast on the Spencer Holland Sports Ground because it would breach the spirit and content of the covenants covering the Ground.

I look forward to hearing from you.

Yours sincerely, YOUR NAME YOUR ADDRESS INCLUDING POSTCODE

Mr John Wood DATE

Chief Executive and Director Environment

Hertfordshire County Council

County Hall

Hertford SG13 8DE

Dear Mr Wood,

Proposed Telecommunications Structure at Potten End Playing Field, Homefield, Potten End HP4 2QX – Breach of Convenants

I am a resident of Potten End and my property has a boundary with the above Playing Field.

The Nettleden with Potten End Parish Council recently decided to support the telecommunications mast on the above playing field and is now in the process of significantly attempting to change the purpose of part of this land which will have a significant impact on many people’s lives – a proposal to erect a telecommunications mast – and prevent that part of the playing field being used for any other recreational purpose in the future.

I/ We believe the proposed structure will fundamentally change the use of part of the Playing Field which is in breach of the covenant which says that the Parish Council **will not at any time** use the property **or any part** of the property **other than as a playing field and recreation ground.**

I/ We also believe that the proposed structure will be in breach of the covenant which says that **the property should not be used in any manner which shall or may be or grow to be a nuisance or annoyance to the Grantor (or the owner or owners of for the time being of his adjoining property) or to the neighbourhood** because it will lead to the loss of the enjoyment of my property.

[Suggested paragraphs – you may wish to insert]

**I am/ My family and I are opposed to the mast as I/ we believe this proposal will negatively impact on the enjoyment of my/our family and I in our home and that the proposal is in breach of the covenants attached to the land.**

**My property adjoins the sports field and I, together with others within the neighbourhood strongly oppose the siting of a telecommunications mast on this site, particularly as there is already one on adjacent land.**

**The proposed mast will be visually intrusive and will leave an environmental scar on this beautiful sports ground.**

**There are 11 other possible sites in the Parish that have been identified by Shared Access and Pegasus, including a water tower close to the centre of the village. I believe that an alternative location can be found which will not create an environmental scar.**

The conveyance of the land to Nettleden with Potten End Parish Council in 1930, included an agreement that Hertfordshire County Council would ensure that the covenants contained within it are enforced.

I am/ We are, therefore, asking you to write to Nettleden with Potten End Parish Council telling it that it cannot proceed with the siting of the mast on the Spencer Holland Sports Ground because it would breach the spirit and content of the covenants covering the Ground.

I look forward to hearing from you.

Yours sincerely, YOUR NAME YOUR ADDRESS INCLUDING POSTCODE