PP0900

PROPOSED ABERDEENSHIRE LOCAL DEVELOPMENT PLAN 2020 **RESPONSE FORM**

As part of the production of the Local Development Plan, a 'Main Issues Report' was published in January 2019. The responses from these consultations have helped to inform the content of the Proposed Local Development Plan ("the Proposed Plan").

The Aberdeenshire Local Development Plan will direct decision-making on land-use planning issues and planning applications in Aberdeenshire for the 10-year period from 2021 to 2031. The Proposed Plan was agreed by Aberdeenshire Council in March 2020 as the settled view of the Council. However, the Proposed Plan will be subjected to an independent examination and is now open for public comment.

This is your opportunity to tell us if anything should be changed in the Proposed Plan, and why.

When writing a response to the Proposed Plan it is important to specifically state the modification(s) that you would wish to see to the Plan.

This is the only remaining opportunity to comment on the Proposed Plan. The reasons for any requested changes will be analysed and reported to Scottish Ministers. They will then appoint a person known as a Reporter to conduct a public examination of the Proposed Plan, focusing particularly on any unresolved issues and the changes sought.

Ministers expect representations (or responses) to be concise (no more than 2000 words) and accompanied by limited supporting documents. It is important to ensure that all of the information that you wish to be considered is submitted during this consultation period as there is no further opportunity to provide information, unless specifically asked.

Please email comments to ldp@aberdeenshire.gov.uk or send this form to reach us by 17 July 2020.

We recommend that you keep a copy of your representation for your own records.

ACCESSIBILITY

If you need information from this document in an alternative language or in a Large Print, Easy Read, Braille or BSL, please telephone 01467 536230.

Jeigu pageidaujate šio dokumento kita kalba arba atspausdinto stambiu šriftu, supaprastinta kalba, parašyta Brailio raštu arba britų gestų kalba, prašome skambinti 01467 536230.

Dacă aveți nevoie de informații din acest document într-o altă limbă sau într-un format cu scrisul mare, ușor de citit, tipar pentru nevăzători sau în limbajul semnelor, vă rugăm să telefonați la 01467 536230.

Jeśli potrzebowali będą Państwo informacji z niniejszego dokumentu w innym języku, pisanych dużą czcionką, w wersji łatwej do czytania, w alfabecie Braille'a lub w brytyjskim języku migowym, proszę o telefoniczny kontakt na numer 01467 536230.

Ja jums nepieciešama šai dokumentā sniegtā informācija kādā citā valodā vai lielā drukā, viegli lasāmā tekstā, Braila rakstā vai BSL (britu zīmju valodā), lūdzu, zvaniet uz 01467 536230.

Aberdeenshire Local Development Plan Woodhill House, Westburn Road, Aberdeen, AB16 5GB

Tel: 01467 536230 Email: ldp@aberdeenshire.gov.uk Web: www.aberdeenshire.gov.uk/ldp Follow us on Twitter @ShireLDP

If you wish to contact one of the area planning offices, please call 01467 534333 and ask for the relevant planning office or email planning@aberdeenshire.gov.uk.

Please use this form to make comments on the Proposed Aberdeenshire Local Development Plan 2020. If you are making comments about more than one topic it would be very helpful if you could fill in a separate response form for each issue you wish to raise.

Please email or send the form to reach us by 17 July 2020 at the following address:

Post: Planning Policy Team, Infrastructures Services Aberdeenshire Council, Woodhill House, Westburn Road, ABERDEEN, AB16 5GB

Email: ldp@aberdeenshire.gov.uk

Please refer to our **Privacy Notice** at the end of this form for details of your rights under the Data Protection Act.

YOUR DETAILS

Title:	Mr
First Name:	lan
Surname:	Scott
Date:	29 June 2020
Postal Address:	Ryden LLP,
Postcode:	
Telephone Number:	
Email:	

Are you happy to receive future	correspondence only by email? Yes	No 🗆
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Are you responding on behalf of another person? Yes $_$ No $_$

If yes who are you representing? Cabardunn Development Co Ltd c/o Dunecht Estates

☐ Tick the box if you would like to subscribe to the Aberdeenshire LDP eNewsletter:

An acknowledgement will be sent to this address soon after the close of consultation.

YOUR COMMENTS

Please provide us with your comments below. We will summarise comments and in our analysis will consider every point that is made. Once we have done this we will write back to you with Aberdeenshire Council's views on the submissions made. We will publish your name as the author of the comment, but will not make your address public.

Modification that you wish to see (please make specific reference to the section of the Proposed Plan you wish to see modified if possible, for example Section 9, paragraph E1.1):

Appendix 07f: Marr Settlement Statements

Identification of Birsemore as a settlement and allocation of Site Ref MR028, Land South of Birsemore, Aboyne (13 dwellings with associated access, infrastructure, open space and landscaping) in the adopted Aberdeenshire Local Development Plan 2021, with the above appendix amended to reflect the identification of Birsemore as a settlement including a settlement map with boundaries that reflect the allocation of the aforementioned development bid site. It is also requested that Birsemore be identified as a settlement suitable for organic growth.

Reason for change:

On behalf of Cabardunn Development Company Limited and

(Dunecht Estates), objection is taken to the failure of the Proposed Local Development Plan (LDP) 2021 to allocate Site Reference MR028, Land South of Birsemore, Aboyne as an opportunity site for residential development, either in the first five year plan period or as reserved future development land.

In the first instance, it is reiterated that the Proposed LDP 2021 should identify Birsemore as a settlement. The Issues and Actions Paper issued in response to the Main Issues Report (MIR) concludes that "*It is not considered that it is appropriate for Birsemore to be identified as a settlement given its strong links with Aboyne.*" As noted in our representation made during consultation on the MIR (Appendix 2), the hamlet of Birsemore has a strong relationship with Aboyne, however it remains distinctly separate and detached from that settlement due to the intervening presence of the River Dee. In spite of this, like many settlements of a similar size in Aberdeenshire, with some urban characteristics and at least 15 homes, it should be accorded its own settlement boundary with provision made therein for further development. The identification of Birsemore as a settlement would be in-line with the approach taken in respect of similarly-sized hamlets and villages elsewhere in Aberdeenshire, with similarly rural characteristics.

Secondly, upon identifying Birsemore as a settlement in the LDP, it is contended that Site MR028 should be allocated for development, in order to allow for the sustainable growth of the settlement, which would carry several merits for the local area. These shall be reiterated below, further to points raised in the Development Bid and in our response to consultation on the MIR (Appendices 1 and 2, respectively). Also, we will address concerns raised in the representations of others to consultation on the MIR and the raised in respect of Site MR028 in the Issues and Actions Paper.

The concerns related to: potential amenity impacts and impacts upon the overall rural character of the hamlet; potential detraction from local habitat, wildlife and biodiversity

impacts more generally; impact upon water quality in the River Dee and Queen's Loch; the potential for increased flood risk to arise from the development; and infrastructure concerns particularly related to local schooling, road safety and site access.

Concerns regarding the potential impact of the development on the rural character of the area are strongly refuted. On the one hand the Issues and Actions Paper states that, *"Detraction from the rural character and amenity of the area are noted, as well as the impact on local habitat and the water quality of the River Dee and Queen's Loch."*

However, in the same paragraph, it states that, "Positive comments are acknowledged suggesting that the site would have limited visual impact and it is capable of accommodating low density private residential development in keeping with the character of the area." It is therefore questioned that if comments concerning the limited visual impact of the proposed development are acknowledged. It is contradictory to conclude that the development of Site MR028 would erode the rural character of the area and to reject a Bid to allocate the site for development partly on that basis.

In terms of the pattern of development, the proposal would provide a more consolidated form of development in the west of Birsemore which is currently dominated by ribbon development interspersed along private roadways between areas of woodland. Though the proposed indicative site layout appended to the Development Bid (see Appendix 1) would be more consolidated in its form than existing homes to the north, for example, it would not be entirely incongruous to the clustered form of development seen at either side of the B976, at its junction with the existing access road that would serve the development. For clarity, we refer to the area between Bridgeview Road (the B968) and the private loop road to the far east of Birsemore. Accordingly, it is hoped that concerns over the proposed pattern of development in relation the form of the existing settlement have been addressed and it is asserted that the proposed development would be well integrated into the existing hamlet.

It is presumed that much concern over the impact of the development on the rural character of the hamlet relates to how the type of development proposed can be visually integrated into the hamlet. As highlighted in our response to consultation on the MIR (Appendix 2), Birsemore comprises a cluster of around 40 houses and as such, is larger than many of the settlements presently identified in the LDP. Site MR028 enjoys a particularly secluded location set within a strong landscape framework, within mature woodland upon undulating land, and any proposal forthcoming would be designed to respect that setting and include areas of strategic landscaping to further integrate the development into its surroundings. The visual impact of any development would, in any case, be confined to the immediate vicinity of the site as a consequence of the mature woodland which defines three sides of the site (east, south and west), and the established residential area to the north would provide some visual mitigation to views taken from that direction.

Related to the above are concerns regarding potential amenity impacts. Though it is noted the site may provide visual amenity for some, it is not used for recreational purposes and instead has been used for a variety of agricultural purposes. In this regard, the site offers limited habitat and biodiversity value as existing. It is acknowledged that the development would result in the loss of the land as such, however this loss must be considered in relation to the benefit of increasing local housing provision and, indeed, the provision of open space that would allow for recreational use. It is envisaged that the development will comprise detached houses set within generous feus, similar to existing homes in the area, and enjoying substantial areas of public open space and access to the wider recreational area around Birsemore Loch and Forest. This open space provision would in turn benefit the existing community. Additionally, strategic landscaping would provide opportunities for biodiversity enhancement, as opposed to the purported loss of biodiversity that would result from the development, which is nonetheless unlikely.

Furthermore, in terms of more direct potential impacts on the amenity of neighbouring homes, if all of the proposed dwellings were to be set centrally in generous feus then any potential impacts on existing residential amenity would be unlikely to arise from the development. The proposed dwellinghouses, as a result of the aforedescribed layout, would not overlook existing neighbouring properties and the proposed dwellinghouses would not obstruct sunlight nor ambient light any more than the existing woodland which Birsemore is set within. It also disputed whether the proposed residential development would be any more overbearing than the surrounding woodland or the rising ground on which it would be set, given that the site rises gently from the north up to the south. In any case, such matters would remain subject to assessment as part of a formal application and it is therefore contested that such matters should not form the basis for outright rejection of the site's allocation for development.

As regards the potential impact of the development on local water quality and any potential flood risk arising from the development, a planning application for the development would be accompanied by a comprehensive Drainage Statement, providing an assessment of proposed sustainable drainage systems (SuDS) to be provided within the site and a detailed Flood Risk Assessment. These documents would take cognisance of the site's location within the River Dee Special Area of Conservation (SAC) and it is envisaged that any potential impacts on water quality within the SAC would be assessed as part of a formal planning application.

Furthermore, as previously highlighted at the Development Bid and MIR stages of this LDP Review, Birsemore benefits from its own waste water treatment works, unlike many of the smaller settlements identified in the extant 2017 LDP. Initial review of the Scottish Water Asset Capacity Search indicated that these works can already accommodate up to 10 more homes and it would be proposed to increase the capacity of the works to serve the proposed development thereby protecting water quality in the SAC.

Road access has been identified as an issue throughout this LDP Review, indeed being discussed in both our Development Bid (Appendix 1) and response to consultation on the MIR (Appendix 2), in which the Site Assessment stated road access to be a principal concern. Again, we acknowledge that visibility at the access from the B976 is a pre-existing problem for properties in Birsemore due to an outward bend in the road to the west and the presence of tall boundary treatments. However, we reiterate that if Birsemore were to be identified as a settlement with capacity for further development, then this would provide an opportunity to address the access issue, which would benefit the community. For example, identifying Birsemore as a settlement would provide further impetus for a speed limit reduction to be put in place along that stretch of the B976, thereby helping to resolve the issue.

It is also noted from the Issues and Actions Paper that SNH would require sufficient connection to and through the site from the surrounding parts of the Core Paths Network (see Appendix 3). This can be designed into proposals for the site and would be a further benefit arising from the development.

A further concern raised through this Review has been that of the impact on school capacities in Aboyne. As acknowledged in our Development Bid (Appendix 1) and response to consultation on the MIR (Appendix 2), it is the contention of our client that any

capacity issues can be addressed through developer contributions, as has been the approach taken to several housing developments across Aberdeenshire in areas with forecasted school capacity issues. Irrespective of this contention, the scale of development is of a small scale, whereby it is likely to have a minimal impact upon local primary and secondary schooling.

As an alternative to allocation of the site for development, but continuing our argument for identification of Birsemore as a settlement, we would suggest it be included in the list of settlements deemed suitable for organic growth. If the proposed allocation is deemed too expansive in relation to the rest of the hamlet, then identifying Birsemore as an organic growth settlement would still allow for its planned, incremental growth within the next plan period.

On the basis of all of the above points, it is respectfully requested that Birsemore be identified as a settlement in the Proposed LDP 2021 with Site MR028 allocated for the development of 13 homes, either in the first Plan period or as a reserved site for development following a mid-term review of the Plan.

If site allocation is not preferred, then it is maintained that Birsemore should be identified as a settlement in the Proposed LDP 2021 and that it be deemed suitable for organic growth, to allow for more incremental development of the settlement.

PRIVACY NOTICE LOCAL DEVELOPMENT PLAN PUBLIC COMMENT

The Data Controller of the information being collected is Aberdeenshire Council.

The Data Protection Officer can be contacted at Town House, 34 Low Street, Banff, AB45 1AY.

Email: dataprotection@aberdeenshire.gov.uk

Your information is being collected to use for the following purposes:

 To provide public comment on the Aberdeenshire Local Development Plan. The data on the form will be used to inform Scottish Ministers and individual(s) appointed to examine the Proposed Local Development Plan 2020. It will inform the content of the Aberdeenshire Local Development Plan 2021.

Your information is:

Being collected by Aberdeenshire Council

The Legal Basis for collecting the information is:

Personal Data	
Legal Obligations	Х

Where the Legal Basis for processing is either Performance of a Contract or Legal Obligation, please note the following consequences of failure to provide the information:

It is a Statutory Obligation under Section 18 of the Town and Country (Scotland) Act 1997, as amended, for Aberdeenshire Council to prepare and publish a Proposed Local Development plan on which representations must be made to the planning authority within a prescribed period of time. Failure to provide details requested in the 'Your Details' section of this form will result in Aberdeenshire Council being unable to accept your representation.

Your information will be shared with the following recipients or categories of recipient:

Members of the public are being given this final opportunity to comment on the Proposed Aberdeenshire Local Development Plan. The reasons for any changes that the Council receives will be analysed and reported to Scottish Ministers. They will then appoint a person to conduct a public examination of the Proposed Plan, focusing particularly on the unresolved issues raised and the changes sought.

Your name and respondent identification number (provided to you by Aberdeenshire Council on receipt of your

submission) will be published alongside a copy of your completed response on the Proposed Local Development Plan website (contact details and information that is deemed commercially sensitive will not be made available to the public).

In accordance with Regulation 22 of the Town and Country (Development Planning) (Scotland) Regulations 2008 where the appointed person determines that further representations should be made or further information should be provided by any person in connection with the examination of the Proposed Plan the appointed person may by notice request that person to make such further representations or to provide such further information.

Your information will be transferred to or stored in the following countries and the following safeguards are in place:

Not applicable.

Х

The retention period for the data is:

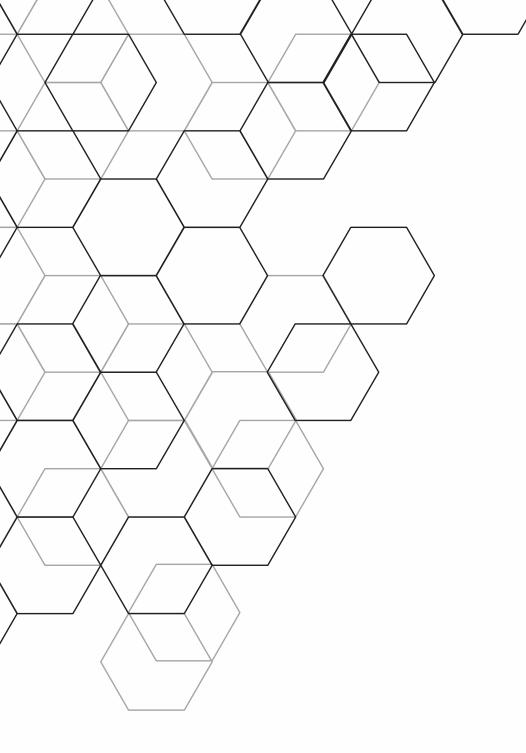
Aberdeenshire Council will only keep your personal data for as long as is needed. Aberdeenshire Council will retain your response and personal data for a retention period of 5 years from the date upon which it was collected. After 5 years Aberdeenshire Council will review whether it is necessary to continue to retain your information for a longer period. A redacted copy of your submission will be retained for 5 years beyond the life of the Local Development Plan 2021, possibly until 2037.

The following automated decision-making, including profiling, will be undertaken:

Not applicable.

Please note that you have the following rights:

- to withdraw consent at any time, where the Legal Basis specified above is Consent;
- to lodge a complaint with the Information Commissioner's Office (after raising the issue with the Data Protection Officer first);
- to request access to your personal data;
- to data portability, where the legal basis specified above is:
 - (i) Consent; or
 - (ii) Performance of a Contract;
- to request rectification or erasure of your personal data, as so far as the legislation permits.





Appendix 1

Local Development Plan 2021



Call for Sites Response Form

Aberdeenshire Council would like to invite you to use this form to submit a site for consideration within the next Local Development Plan (LDP 2021) for the period 2021 to 2031. A separate form should be completed for each site you wish to submit.

This is not a speculative plan. It is a fresh 'call for sites', so please re-submit any sites that do not or are not expected to have planning permission by 2021.

In order for the bids to be fully assessed, it is crucial that the questions in the bid form are answered fully and concisely with clear evidence of deliverability. The submission of a supporting statement, often known as a paper apart, <u>should be avoided</u>, and only assessments, such as a Flood Risk Assessment that has already been undertaken, should be submitted in support of your proposed site.

Completed forms and Ordnance Survey "Landline" site maps should be returned by email to: ldp@aberdeenshire.gov.uk

Alternatively, you can return the form and Ordnance Survey map by post to: Planning Policy, Infrastructure Services, Woodhill House, Westburn Road, Aberdeen AB16 5GB

All forms must be submitted by 31 March 2018.

Name	
Organisation (if applicable)	Ryden LLP
Address	
Telephone number	
Email address	
Do you wish to subscribe to	Yes
our newsletter?	

I. Your Details

2. If you are acting as an agent on behalf of a third party, please give their details

Name	
Organisation (if applicable)	Cabardunn Development Company Limited
Address	,
Telephone number	
Email address	

3. Other Owners

Please give name, organisation, address, email details of other owner(s) where appropriate:	(Dunecht Estates),
Do these owners know this is being proposed for development?	Yes

For data protection purposes, please complete the rest of this form on a new page

4. Site Details

Name of the site	Birsemore, Aboyne.	
(Please use the LDP name if the		
site is already allocated)		
Site address	Land to south of Birsemore, Aboyne.	
OS grid reference (if available)	NO 527 977	
Site area/size	3.0 hectares	
Current land use	Agricultural	
Brownfield/greenfield	Greenfield	
Please include an Ordnance Survey man (1:1250 or 1:2500 base for larger sites e.g. over 2ba)		

Please include an Ordnance Survey map (1:1250 or 1:2500 base for larger sites, e.g. over 2ha) showing the location and extent of the site, points of access, means of drainage etc.

5. Ownership/Market Interest

Ownership (Please list the owners in question 3 above)	(Dunecht Estates).
Is the site under option to a developer?	Yes The land is under option to Cabardunn Dev Co Ltd.
Is the site being marketed?	No It is already under option.

6. Legal Issues

0	
Are there any legal provisions in the title	No
deeds that may prevent or restrict	
development?	If yes, please give details
(e.g. way leave for utility providers, restriction	N/A
on use of land, right of way etc.)	
Are there any other legal factors that might	No
prevent or restrict development?	
(e.g. ransom strips/issues with accessing the	If yes, please give details
site etc.)	N/A

7. Planning History

Have you had any formal/informal	No
pre-application discussions with the	The site has not been the subject of any pre-application
Planning Service and what was the	discussions. The intention is to promote it through the
response?	appropriate Local Development Plan process.
Previous planning applications	There have been no previous planning applications on
	the site. However, it was promoted through the 2012
	and 2017 Local Development Plans.
Previous 'Call for sites' history.	Previous Bid Reference No. Ma057. Please see details at
See Main Issues Report 2013 at	Q19.
www.aberdeenshire.gov.uk/ldp	
Local Development Plan status	Is the site currently allocated for any specific use in the
www.aberdeenshire.gov.uk/ldp	existing LDP? No
	If yes, do you wish to change the site description and or
	allocation? N/A

8. Proposed Use

Proposed use		Residential Development with associated access, infrastructure, public open space and landscaping.	
Housing	Approx. no of units	3	
Housing	Proposed mix of house types	 Number of: Detached: Semi-detached: Details at Q19 Flats: Terrace: Other (e.g. Bungalows): Number of: I bedroom homes: 2 bedroom homes: Details at Q19 3 bedroom homes: 4 or more bedroom homes: 	
	Tenure (Delete as appropriate) Affordable housing proportion	Private and Affordable Housing 25% or such other proportion as agreed in accordance with Planning Policy requirements at the time of development.	
Employment	Business and offices	N/A	
. ,	General industrial	N/A	
	Storage and distribution	N/A	
	Do you have a specific occupier for the site?	N/A	
Other	Proposed use (please specify) and floor space Do you have a specific	N/A N/A	
	occupier for the site?		
Is the area of each proposed use noted in the OS site plan?		N/A	

9. Delivery Timescales

We expect to adopt the new LDP in 2021.	0-5 years	\checkmark
How many years after this date would you	6-10 years	
expect development to begin? (please tick)	10+ years	
When would you expect the development	0-5 years	
to be finished? (please tick)	6-10 years	\checkmark
	+ 10years	
Have discussions taken place with No		
financiers? Will funding be in place to cover	r Funding is available to allow development of	
all the costs of development within these	the site following allocation and grant of the	
timescales	necessary consents.	
Are there any other risk or threats (other	No	
than finance) to you delivering your		
proposed development	If yes, please give detail might overcome them:	s and indicate how you N/A

10. Natural Heritage

0. Natural Heritage Is the site located in or within 500m of a	RAMSAR Site	No
nature conservation site, or affect a	Special Area of Conservation	Yes
protected species?	Special Protection Area	No
	Priority habitat (Annex I)	No
Please tick any that apply and provide	European Protected Species	No
details.	Other protected species	No
	Site of Special Scientific Interest	No
You can find details of these designations at:	National Nature Reserve	No
 <u>https://www.environment.gov.scot/</u> 	Ancient Woodland	No
 EU priority habitats at 	Trees, hedgerows and woodland	Yes
http://gateway.snh.gov.uk/sitelink/index	(including trees with a Tree	
.jsp	Preservation Order)	
• UK or Local priority habitats at	Priority habitat (UK or Local	No
http://www.biodiversityscotland.gov.uk/a	Biodiversity Action Plan)	
dvice-and-resources/habitat-	Local Nature Conservation Site	No
definitions/priority/)	Local Nature Reserve	No
Local Nature Conservation Sites in the	If yes, please give details of how you p	lan to
LDP's Supplementary Guidance No. 5 at	mitigate the impact of the proposed	
www.aberdeenshire.gov.uk/ldp	development: Development will not ir	npact on
	adjacent woodland and River Dee SAG	C will be
	protected. Please see details at Q19.	
Biodiversity enhancement		
Please state what benefits for biodiversity	Restoration of habitats	
this proposal will bring (as per paragraph	Habitat creation in public open space	\checkmark
194 in Scottish Planning Policy),	Avoids fragmentation or isolation of	
http://www.gov.scot/Resource/0045/004538	habitats	
<u>27.pdf</u>) by ticking all that apply. Please	Provides bird/bat/insect boxes/Swift	\checkmark
provide details.	bricks (internal or external)	
	Native tree planting	✓
See Planning Advice 5/2015 on	Drystone wall	✓
Opportunities for biodiversity enhancement	Living roofs	
at:	Ponds and soakaways	✓
www.aberdeenshire.gov.uk/media/19598/20	Habitat walls/fences	✓
15_05-opportunities-for-biodiversty-	Wildflowers in verges	✓
<u>enhancement-in-new-development.pdf</u>	Use of nectar rich plant species	✓
Advice is also evailable from Section	Buffer strips along watercourses	
Advice is also available from Scottish	Show home demonstration area	
	Other (please state):	
Natural Heritage at: https://www.snh.scot/professional-	Other (please state):	
https://www.snh.scot/professional- advice/planning-and-development/natural-		e details at
https://www.snh.scot/professional-	Other (please state): If yes, please provide details: Please se Q19.	e details at

II. Historic environment

Historic environment enhancement		
Please state if there will be benefits for the	Yes	
historic environment.	If yes, please give details: Development of this	
	site will negate the need to develop sites which	
	may impact on the historic environment.	
Does the site contain/is within/can affect any	Scheduled Monument or their	No
of the following historic environment assets?	setting	
Please tick any that apply and provide	Locally important archaeological site	No
details.	held on the Sites and Monuments	
You can find details of these designations at:	Record	
• <u>http://historicscotland.maps.arcgis.com/a</u>	Listed Building and/or their setting	Yes
<pre>pps/Viewer/index.html?appid=18d2608ac</pre>	Conservation Area (e.g. will it result	No
<u>1284066ba3927312710d16d</u>	in the demolition of any buildings)	
<u>http://portal.historicenvironment.scot/</u>	Inventory Gardens and Designed	No
<u>https://online.aberdeenshire.gov.uk/smrp</u>	Landscapes	
ub/master/default.aspx?Authority=Aberd	Inventory Historic Battlefields	No
<u>eenshire</u>	If yes, please give details of how you p	lan to
	mitigate the impact of the proposed	
	development: Please see details at Q1	9.

12. Landscape Impact

Is the site within a Special Landscape Area Yes	
is the site within a special Earldscape / i ca	
(SLA)? If yes, please st	ate which SLA your site is located
(You can find details in Supplementary within and prov	ide details of how you plan to
Guidance 9 at mitigate the imp	pact of the proposed
www.aberdeenshire.gov.uk/ldp) development: C	lachnaben and Forest of Birse
SLA. Please see	details at Q19.
SLAs include the consideration of landscape If your site is i	not within an SLA, please use
character elements/features. The this space to de	scribe the effects of the site's
characteristics of landscapes are defined in scale, location o	or design on key natural landscape
the Landscape Character Assessments elements/feature	es, historic features or the
produced by Scottish Natural Heritage (see composition or	quality of the landscape
below) or have been identified as Special character:	
Landscape Areas of local importance.	
SNH: Landscape Character Assessments Please see detai	ls at Q19.
https://www.snh.scot/professional-	
advice/landscape-change/landscape-	
character-assessment	
SNH (1996) Cairngorms landscape	
assessment	
http://www.snh.org.uk/pdfs/publications/	
<u>review/075.pdf</u>	
SNH (1997) National programme of	
landscape character assessment: Banff	
and Buchan	
http://www.snh.org.uk/pdfs/publications/	
<u>review/037.pdf</u>	
SNH (1998) South and Central	
Aberdeenshire landscape character	
assessment	

http://www.snh.org.uk/pdfs/publications/	
review/102.pdf	

13. Flood Risk

Is any part of the site identified as being at	No
risk of river or surface water flooding within	If yes, please specify and explain how you intend
SEPA flood maps, and/or has any part of the	to mitigate this risk: N/A
site previously flooded?	
(You can view the SEPA flood maps at	
http://map.sepa.org.uk/floodmap/map.htm)	
Could development on the site result in	No
additional flood risk elsewhere?	If yes, please specify and explain how you intend
	to mitigate or avoid this risk: N/A
Could development of the site help alleviate	No
any existing flooding problems in the area?	If yes, please provide details: N/A

14. Infrastructure

a. Water / Drainage		
Is there water/waste water capacity for the	Water	Yes
proposed development (based on Scottish		
Water asset capacity search tool		
http://www.scottishwater.co.uk/business/Conn	Waste water	Yes, up to 10 units.
ections/Connecting-your-property/Asset-		
Capacity-Search)?		
Has contact been made with Scottish Water?	No	
	If yes, please give details	s of outcome: N/A
Will your SUDS scheme include rain gardens?	Yes	
http://www.centralscotlandgreennetwork.org/c	Please specify: Depende	ent on topography and
ampaigns/greener-gardens	ground conditions.	
b. Education – housing proposals only		
Education capacity/constraints		Schools are forecast to
https://www.aberdeenshire.gov.uk/schools/pare	be at capacity in 2022. I	Please see details at
nts-carers/school-info/school-roll-forecasts/	Q19.	
Has contact been made with the Local	No	
Authority's Education Department?	If yes, please give details of outcome: N/A	
c. Transport		
If direct access is required onto a Trunk Road	N/A	
(A90 and A96), or the proposal will impact on		
traffic on a Trunk Road, has contact been		
made with Transport Scotland?		
Has contact been made with the Local	No	
Authority's Transportation Service?	If yes, please give details	s of outcome: N/A
They can be contacted at		
transportation.consultation@aberdeenshire.go		
<u>v.uk</u>		
Public transport	Please provide details o	
	could be served by pub	•
	transport available in A details at Q19.	boyne. Please see

Active travel	Please provide details of how the site can or
(i.e. internal connectivity and links externally)	could be accessed by walking and cycling: Safe
(i.e. internal connectivity and links externally)	pedestrian and cycle links to Aboyne.
d. Gas/Electricity/Heat/Broadband	
Has contact been made with the relevant	Gas: No
utilities providers?	If yes, please give details of outcome(s): No
	gas network currently serves the area.
	Electricity: No
	If yes, please give details of outcome(s):
	Network connection available.
	Heat: No
	If yes, please give details of outcome(s): N/A
	in yes, please give details of outcome(s). When
	Broadband: No
	If yes, please give details of outcome(s):
	Network connection available.
Have any feasibility studies been undertaken to	No
understand and inform capacity issues?	Please specify: N/A
anderstand and morn capacity issues.	
Is there capacity within the existing network(s)	Yes
and a viable connection to the network(s)?	Please specify: Utilities are available adjacent
	to the site and there is no constraint to
	development.
Will renewable energy be installed and used on	Appropriate technologies available at the time
the site?	will be used to deliver reduced energy
For example, heat pump (air, ground or	consumption and heat generation.
water), biomass, hydro, solar (photovoltaic	
(electricity) or thermal), or a wind turbine	
(freestanding/integrated into the building)	
e. Public open space	
Will the site provide the opportunity to	Yes
enhance the green network? (These are	Please specify: Landscaped open space will be
the linked areas of open space in settlements,	provided to link with the woodland which
which can be enhanced through amalgamating	bounds the site to the south, east and west.
existing green networks or providing onsite	Please see further details at Q19.
green infrastructure)	
You can find the boundary of existing green	
networks in the settlement profiles in the LDP	
Will the site meet the open space standards, as	Yes
set out in Appendix 2 in the Aberdeenshire	Please specify: Open space provision, and the
Parks and Open Spaces Strategy?	nature of that provision, will be in accordance
https://www.aberdeenshire.gov.uk/media/6077/	with the standards set by Aberdeenshire
approvedpandospacesstrategy.pdf	Council. Please see further details at Q19.
Will the site deliver any of the shortfalls	N/A
identified in the Open Space Audit for	
specific settlements?	
https://www.aberdeenshire.gov.uk/communities	
-and-events/parks-and-open-spaces/open-	
<u>space-strategy-audit/</u>	

f. Resource use	
Will the site re-use existing structure(s) or	Yes
recycle or recover existing on-site	If yes, please specify: Existing top soil and sub
materials/resources?	soils will be re-used as appropriate within the
	site.
Will the site have a direct impact on the water	No
environment and result in the need for	lf yes, please provide details: NA
watercourse crossings, large scale abstraction	
and/or culverting of a watercourse?	

15. Other potential constraints Please identify whether the site is affected by any of the following potential constraints:

Aberdeen Green Belt	No
https://www.aberdeenshire.gov.uk/media/20555/appendix-3-	
boundaries-of-the-greenbelt.pdf	
Carbon-rich soils and peatland	No
http://www.snh.gov.uk/planning-and-development/advice-for-	
planners-and-developers/soils-and-development/cpp/	
Coastal Zone	No
https://www.aberdeenshire.gov.uk/media/20176/4-the-coastal-	
<u>zone.pdf</u>	
Contaminated land	No
Ground instability	No
Hazardous site/HSE exclusion zone	No
(You can find the boundary of these zones in Planning Advice 1/2017	
Pipeline and Hazardous Development Consultation Zones at	
https://www.aberdeenshire.gov.uk/planning/plans-and-	
policies/planning-advice/ and advice at	
http://www.hse.gov.uk/landuseplanning/developers.htm)	
Minerals – safeguarded or area of search	No
https://www.aberdeenshire.gov.uk/ldpmedia/6_Area_of_search_and	
<u>_safeguard_for_minerals.pdf</u>	
Overhead lines or underground cables	No
Physical access into the site due to topography or geography	No
Prime agricultural land (grades 1, 2 and 3.1) on all or part of the site.	No
http://map.environment.gov.scot/Soil_maps/?layer=6	
'Protected' open space in the LDP (i.e. P sites)	No.
www.aberdeenshire.gov.uk/ldp and choose from Appendix 8a to 8f	
Rights of way/core paths/recreation uses	No
Topography (e.g. steep slopes)	No
Other	No
If you have identified any of the potential constraints above, please use this space to identify how	
you will mitigate this in order to achieve a viable development: N/A.	

I6. Proximity to facilities

How close is the si	1	>lkm
a range of facilities	Community facilities (e.g. scho public hall)	ol, 400m-1km
	Sports facilities (e.g. playing fie	lds 400m-1km
	Employment areas	>lkm
	Residential areas	<400m
	Bus stop or bus route	400m-1km
	Train station	>Ikm
	Other, e.g. dentist, pub (please specify)	e <400m (Pub/Restaurant)

17. Community engagement

Not yet
If yes, please specify the way it was carried out
and how it influenced your proposals: N/A
, , , ,
If not yet, please detail how you will do so in
the future: Public Exhibition and Meetings with
Community Council.

18. Residual value and deliverability

Please confirm that you have considered the	I have considered the likely 'residual value' of
'residual value' of your site and you are	the site, as described above, and fully expect
confident that the site is viable when	the site to be viable:
infrastructure and all other costs, such as	
constraints and mitigation are taken into	Please tick: 🖌
account.	

If you have any further information to help demonstrate the deliverability of your proposal, please provide details.

Cabardunn Limited, having taken an option on the land, and the landowners are confident that there is residual value following development of the site and the provision of the necessary infrastructure.

19. Other information

Please provide any other information that you would like us to consider in support of your proposed development (please include details of any up-to-date supporting studies that have been undertaken and attach copies e.g. Transport Appraisal, Flood Risk Assessment, Drainage Impact Assessment, Peat/Soil Survey, Habitat/Biodiversity Assessment etc.)

FURTHER DETAILS IN RESPONSE TO SPECIFIC QUESTIONS RAISED IN THE BID FORM

Introduction

This Development Bid is submitted in response to a call for sites by Aberdeenshire Council to be considered for inclusion within the Aberdeenshire Local Development Plan 2021. The land which is the subject of this Development Bid is owned by

(Dunecht Estates) and is under option to Cabardunn Development Company Limited.

Dunecht Estates are a major landowner in the North East of Scotland with in excess of 50,000 acres of land and associated properties. Their main interests are in farming and forestry, but they are also a major provider of affordable rented housing in the Aberdeen and Aberdeenshire Housing Market Areas. They have also released land for residential development and seek to work with communities to ensure that development is sympathetically designed, sustainable, integrated with existing settlements and provides a lasting benefit for those communities.

The land is under option to Cabardunn Development Company Limited, a development company established by the Estate to promote and develop land for residential, business, and commercial uses.

The detail contained herein requires to be read in conjunction with the above responses. It expands, where necessary, on the response to each of the questions set out above, specifically where further detail is sought. An indicative Masterplan has also been prepared to accompany the Bid and requires to be referred to in conjunction with this and the Response Form.

Q4. Site Details

The proposal site, which extends to approximately 3.0 hectares lies within Birsemore, a small settlement, immediately south of Aboyne on the southern bank of the River Dee. Birsemore comprises a cohesive of group of around 40 houses, but is not recognised in the extant Local Development Plan as a settlement. The site is accessed from the minor road that connects with the B976 South Deeside Road. The minor road is private and runs parallel to the B976.

The minor road forms the northern boundary of the site. It is contained to the south, west and north east by mature woodland. Beyond the minor road, between it and the B976 lie a number of large detached residential properties. Those properties occupy sloping land falling towards the B976 and River Dee beyond to the north. The proposal site is relatively flat and currently in agricultural use for grazing purposes. Birsemore Loch and woodland lie immediately to the south of the site, both widely used for informal recreational purposes. The site occupies a secluded setting within a mature landscape yet lies only a short distance from the wide range of services and facilities available in Aboyne on the north bank of the River Dee.

The full extent of the site is highlighted on the Ordnance Survey map attached at Appendix 1. An indicative Masterplan, attached at Appendix 2, provides further detail.

Q5. Ownership/Market Interest

(Dunecht Estates) and

The site is owned by is under option to Cabardunn Limited.

Cont./

Q6. Legal Issues

Cabardunn Development Company Limited and Dunecht Estates confirm that there are no 'ransoms' which would restrict access to the site. Nor are there any legal impediments to the development of the site.

Q7. Planning History

Development Bids were submitted in respect of the 2012 and 2017 Local Development Plans. In the 2012 Plan process the site was allocated reference M88 whilst in the lead up to the 2017 Plan it was allocated reference Ma057.

The reasons for not including the site in the 2012 Plan was the perceived loss of amenity land and the impact this would have on the rural character of the area. There were also issues regarding road safety and pedestrian footpaths as well as capacity issues in respect of the local waste water facilities.

Efforts were made to address these concerns in the Bid for inclusion in the 2017 Plan. The Main Issues Report (MIR), published in advance of that, advised that the site was in close proximity to the River Dee SAC and surrounding woodland, but the MIR acknowledged that it was unlikely to have a significant impact. The site was further considered important to the setting of the existing housing and its development could result in a cluttered pattern and negative landscape impact. It also emphasised that the site did not form part of a settlement and was not within walking distance of local services, which may result in car dependency. It concluded that consideration of the site for development should be made under the Housing in the Countryside Policy.

Given the encouragement to pursue development through the Countryside Policy, representations were not submitted in respect of the proposed Plan.

Q8. Proposed Use

It is considered that the site is capable of accommodating a low density private residential development. It is envisaged that this will comprise detached houses set within generous feus and enjoying substantial areas of public open space and access to the wider recreational area around Birsemore Loch and Forest.

Given the location of the site it would be the intention to address the affordable housing requirement by the provision of commuted sums for off-site provision. Exact details of the mix of housing can, however, only be provided at the planning application stage having regard to prevailing market conditions and demand at that time.

Q9. Delivery Timescales

The development is capable of being delivered in the first 5 year period of the Plan with completion in the second 5 year period.

Q10. Natural Heritage

The site falls within 500m of the River Dee Special Area of Conservation. However, as acknowledged by the Council in the MIR relative to the 2017 Plan, it is not anticipated that the proposed development would have any adverse impact on this. The development of the site would be the subject of a Drainage Impact Assessment with any necessary mitigation measures put in place to ensure there was no adverse impacts on the River Dee SAC.

The site is bound on three sides by trees and woodland. The scale and density of development proposals will ensure that there is sufficient separation between the woodland and housing to avoid overshadowing or any damage to the woodland.

Cont./

The site is presently in agricultural use and has been cultivated previously for arable crops. The development, therefore, provides an opportunity for bio-diversity enhancement. This would complement the adjoining woodland, both for the benefit of wildlife and for recreational enjoyment. The indicative Masterplan demonstrates the means by which this can be achieved.

Q11. Historic Environment

There are a number of Listed buildings lying to the north and west of the proposal site. However, these tend to be set within their own heavily wooded grounds and given the nature of the development proposed, it will not impact on their setting.

Q12. Landscape Impact

The site lies at the very northern tip of the Clachnaben and Forest of Birse Special Landscape Area (SLA). The northern boundary of the SLA follows the B976 immediately to the south of Aboyne, between Bridge of Ess and Birsmore. The boundary then follows the minor road and forestry edge to the east of the proposal site before re-joining the B976 at Allancreich.

The Clachnaben and Forest of Birse SLA is classed as an upland landscape type. The Forest of Birse is recognised as one of the wildest parts of Aberdeenshire outside the National Park, while Clachnaben is a prominent landmark. The boundaries of the SLA have apparently been selected to enclose the most undeveloped parts of the Mounth, which are described as being among the least accessible and wildest parts of Aberdeenshire.

In terms of management, the emphasis is placed on retaining the largely undeveloped and remote character of the area. This means ensuring that any developments should be located and designed to limit their wider visibility and protect open skylines and rugged summits. Development should also respect the strong, rolling relief and sense of wilderness of the upland landscape. Woodland management and further woodland creation in locations found to be suitable for such, is encouraged in the area.

The development proposed at Birsemore would not detract from the qualities and characteristics of the Special Landscape Area. The site enjoys a particularly secluded location set within a strong landscape framework. Its visual impact will be confined to the immediate vicinity of the site as a consequence of the mature woodland which bounds the site on three sides, and the established residential area to the north.

The development will be confined to the existing field and will not encroach on to, or impact on, the adjoining woodland. Indeed, the scale of development proposed allows for generous woodland planting to the south of the site, thereby reinforcing the qualities of the Forest of Birse.

The presence of the Special Landscape Area should not be a constraint on development.

Q13. Flood Risk

Reference to SEPA's indicative River and Coastal Flood Map confirms that the site is not at risk of flooding from the River Dee or its tributaries.

Q14. Infrastructure

Birsemore is connected to a public water supply sourced from Invercannie Water Treatment Works. Scottish Water's Asset Capacity Search indicates adequate capacity to accommodate the scale of development proposed.

Birsemore is served by its own waste water treatment works. Scottish Water's Asset Capacity Search indicates that it can accommodate up to 10 houses. Further investigations will be required to establish if the full development can be accommodated or whether further improvement works are required to the waste water treatment works. Cont./

In terms of education, the site falls within the catchments for Aboyne Primary School and Aboyne Secondary School. Both are forecast to be at capacity in 2022. It is contended that development could be phased to coincide with available capacity at the school. Alternatively, any constraints in primary or secondary education can be addressed by developer contributions.

Access to the site would be from the private road which forms the northern boundary of the site. It is a made road with good visibility in either direction. It joins the B976 to the east of the site. Visibility at the junction requires improvement and this will be addressed as part of the proposals. Additional development also provides the opportunity to reduce the speed limit on the B976 for the benefit of existing residents of Birsemore.

Public transport is available in Aboyne where regular services operate along the A93 between Aberdeen, Banchory, Ballater, and surrounding towns. There are regular bus stops along the A93, the closest of which is within 1km of the proposal site.

In terms of utilities, the village is not served by mains gas. However, electricity and broadband services are available. Adequate capacity is understood to be available to provide connections to the proposed development. Whilst it is not the intention to install site-wide renewable energy, appropriate technologies available at the time will be used to deliver reduced energy consumption and heat generation to individual properties.

Public open space provision, and the nature of that provision, will exceed the standards set by Aberdeenshire Council. A low density residential development is proposed with generous areas of public open space to provide links to the existing woodland to the south, east and west of the site.

The open space provision will encourage enjoyment of the outdoors whilst strengthening and reconnecting ecosystems and habitats, supporting bio-diversity. These landscaping features will also ensure that the visual impact of the development is well managed and largely contained by the surrounding wooded areas.

Q15. Other Potential Constraints

There are no other potential constraints to the development of the site.

Q16. Proximity to Facilities

Other than its environmental setting, which attracts recreational users, Birsemore has limited facilities and services. However, it lies within acceptable walking and cycling distances of Aboyne, which enjoys a full range of amenities and services. It also benefits from regular public transport connections east and west along North Deeside.

Q17. Community Engagement

To date, there has been no community engagement held in relation to this Bid. Both Dunecht Estates and Cabardunn Limited recognise the importance and benefits that can be gained from public engagement and are committed to undertaking public consultation in respect of the development proposals.

Should the site be preferred for development through the Main Issues Report, Cabardunn would intend to meet with the Community Council to explain their proposals and to hold a Public Consultation Event. This would be held in a local venue and take the form of an exhibition of the indicative proposals. This would allow the public to make informed comment at the Main Issues Report stage and prior to publication of the proposed Plan.

Please tick to confirm your agreement to the following statement:



By completing this form I agree that Aberdeenshire Council can use the information provided in this form for the purposes of identifying possible land for allocation in the next Local Development Plan. I also agree that the information provided, other than contact details and information that is deemed commercially sensitive (questions I to 3), can be made available to the public.

EXISTING SITE LAYOUT - BIRSEMORE









INDICATIVE SITE LAYOUT - BIRSEMORE





HOUSING



VEHICULAR / **PEDESTRIAN / CYCLE** WAYS

PRIVATE SPACE

OPEN / VISIBLE SPACE

LANDSCAPING







Appendix 2



Aberdeenshire Local Development Plan 2021: Main Issues Report 2019 Main Issues Report Response Form

Important Information: Please Read

The Main Issues Report (MIR) is a key stage in preparing the Aberdeenshire Local Development Plan 2021 (LDP 2021). The MIR sets out options for how the LDP 2021 could be improved both in terms of the policies that Aberdeenshire Council will use to determine planning applications as well as identifying land allocations for development. The MIR has been published along with a Monitoring Report and Interim Environmental Report of the Strategic Environmental Assessment. These, along with other supporting documents are available at: https://www.aberdeenshire.gov.uk/planning/plans-and-policies/ldp-2021/main-issues-report/.

Comments are sought on the MIR and Interim Environmental Report, or indeed any other matter that you feel that we need to consider, by 5pm on Monday, 8 April 2019. Responses can be emailed to us at doi:not:1016/journal.com be demailed to us at doi:not:1016/journal.com be demained to us at doi:not:0016/journal.com"/>doi:not:0016/journal.com be demained to us

Please note that in order for comments to be considered as valid you must include your contact details.

We will use these details to confirm receipt of your comments and to seek clarification or request further information as required. Should you have any concerns regarding the holding of such information please contact <u>ldp@aberdeenshire.gov.uk</u>. Anonymous comments will not be considered as part of the consultation process. Petitions will only be noted in the name of the person submitting the document.

All comments received will be carefully assessed and will be used to inform the preparation of the Proposed Aberdeenshire Local Development Plan. There will be a further opportunity to comment on the Proposed Plan when it is published in December 2019.

Name	
Organisation (optional)	Ryden LLP
On behalf of (if relevant)	Cabardunn Development Company Limited and Dunecht Estates
Address	
Postcode	
Telephone (optional)	
E-mail (optional)	



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Doing things digitally is our preference. Tick the box if you are <u>not</u> happy to receive correspondence via email:

Tick the box if you would like to subscribe to the Aberdeenshire LDP eNewsletter:

Fair processing notice

Please tick to confirm your agreement to the following statements:

By submitting a response to the consultation, I agree that Aberdeenshire Council can use the information provided in this form, including my personal data, as part of the review of the Aberdeenshire Local Development Plan. This will include consultation on the Main Issues Report (including any subsequent Proposed Plan).

I also agree that following the end of the consultation, i.e. after 8 April 2019, my name and respondent identification number (provided to you by Aberdeenshire Council on receipt of your submission) can be published alongside a copy of my completed response on the Main Issues Report website (contact details and information that is deemed commercially sensitive will not be made available to the public).

The data controller for this information is Aberdeenshire Council. The data on the form will be used to inform a public debate of the issues and choices presented in the Main Issues Report of the Aberdeenshire Local Development Plan 2021. It will inform the content of the Proposed Aberdeenshire Local Development Plan.

Aberdeenshire Council will only keep your personal data for as long as is needed. Aberdeenshire Council will retain your response and personal data for a retention period of 5 years from the date upon which it was collected. After 5 years Aberdeenshire Council will review whether it is necessary to continue to retain your information for a longer period. A redacted copy of your submission will be retained for 5 years beyond the life of the Local Development Plan 2021, possibly until 2037

Your Data, Your Rights

You have got legal rights about the way Aberdeenshire Council handles and uses your data, which include the right to ask for a copy of it, and to ask us to stop doing something with your data.

If you are unhappy with the way that Aberdeenshire Council or the Joint Data Controllers have processed your personal data then you do have the right to complain to the Information Commissioner's Officer, but you should raise the issue with the Data Protection Officers first. The Data Protection Officers can be contacted by writing to:

• **Description**, Data Protection Officer, Aberdeenshire Council, Business Services, Town House, 34 Low Street, Banff, AB45 1AY

If you have difficulty understanding this document and require a translation, or you need help reading this document (for example if you need it in a different format or in another language), please phone us on 01467 536230.



ſ	Which	Main Issues Report	
	document(s) are you	Draft Proposed Aberdeenshire Local Development Plan	
	commetning	Strategic Environmental Assessment Interim Environmental Assessment	
	on?	Other	

Your comments

Representations to the Main Issues Report on behalf of Cabardunn Development Company Limited and Dunecht Estates in relation to Site Ref; MR028, Land South of Birsemore, Aboyne.

On behalf of Cabardunn Development Company Limited and

(Dunecht Estates), objection is taken to the failure of the Main Issues Report (MIR) to identify Site Reference MR028, Land South of Birsemore, Aboyne, as a preferred option for residential development in the Proposed Local Development Plan (LDP) 2021. This representation requires to be considered in the context of the Development Bid submitted at the pre-MIR stage.

It is noted from the MIR that the assessment of the site has been undertaken in the context of Aboyne. Whilst the village of Birsemore has a strong relationship with Aboyne it is distinctly separate and detached from Aboyne. Like many villages of a similar size in Aberdeenshire it should be accorded its own settlement boundary with provision made within it for further development.

Unlike many of the smaller settlements identified within the LDP 2017, Birsemore actually benefits from its own waste water treatment works. Scottish Water's Asset Capacity Search indicates that it can accommodate up to 10 houses. It would, therefore, be prudent to utilise this spare capacity prior to sanctioning development elsewhere requiring either the provision of a new treatment works or the upgrading of an existing works.

Birsemore comprises a cohesive group of around 40 houses and as such, is larger than many of the settlements presently identified. The Bid site enjoys a particularly secluded location set within a strong landscape framework. The visual impact of any development would be confined to the immediate vicinity of the site as a consequence of the mature woodland which bounds the site on three sides, and the established residential area to the north. It is considered capable, as highlighted in the indicative layout that accompanied the Development Bid, of accommodating a low density private residential development in keeping with the character of the area. It is envisaged that this will comprise detached houses set within generous feus and enjoying substantial areas of public open space and access to the wider recreational area around Birsemore Loch and Forest.

Road access is identified as an issue in the MIR Site Assessment and, indeed, this was acknowledged in the Development Bid. However, the access visibility is a pre-existing problem for the properties in Birsemore. The identification of Birsemore as a settlement and the allocation of land for development would provide the opportunity to address that issue to the benefit of the wider community.

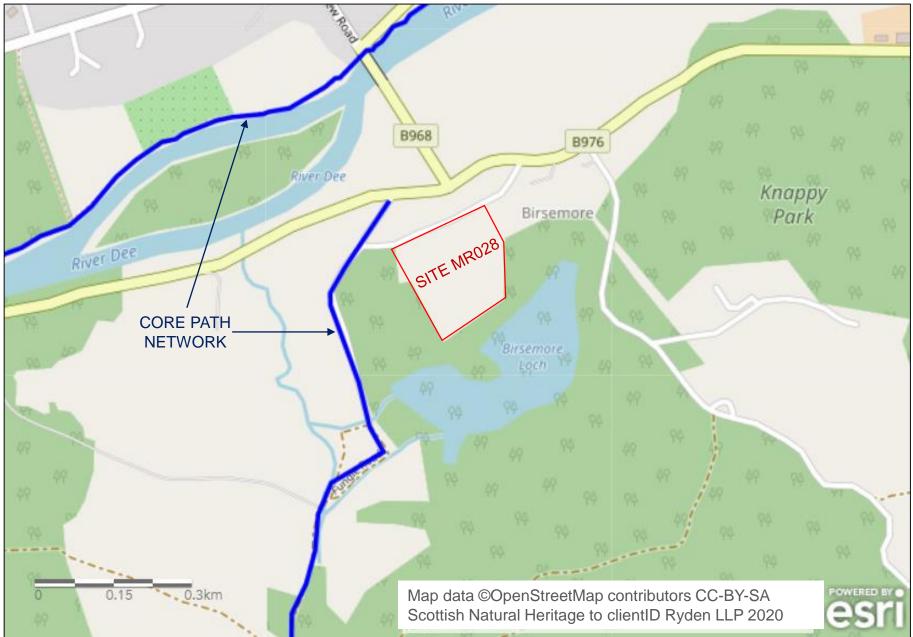
A further issue raised is that of school capacities in Aboyne. Again, this was acknowledged in the Development Bid and it remains the contention of Cabardunn Development Company Limited that any capacity issues can be addressed through developer contributions. In any event, the scale of development proposed is likely to have minimal impact on primary and secondary provision in Aboyne.

On the basis of all of the above, it is respectfully requested that Birsemore be identified as a settlement in the Proposed LDP 2017 with Site MR028 allocated for the development of 13 homes, either in the first Plan period or as a reserved site for development following a mid-term review of the Plan.

Appendix 3

Appendix 3: Core Paths Network C/O Representation on Site Ref MR028: Land South of Birsemore, Aboyne Cabardunn Development Company Limited and Dunecht Estates





Appendix 4

School	Area	Capacity	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	Current % Capacity	% Capacity 2024
Aboyne Academy	Marr	750	707	691	705	719	722	686	652	613	572	537	92%	87%
Aboyne PS	Marr	342	301	313	313	296	286	287	285	290	269	262	92%	83%
Ballater	Marr	145	80	70	73	69	66	71	80	80	84	80	48%	55%
Braemar	Marr	50	30	31	35	38	41	44	43	40	40	35	62%	86%
Crathie	Marr	47	9	9	10	8	8	8	7	8	8	7	19%	16%
Finzean	Marr	71	51	45	38	35	32	28	26	27	26	26	63%	36%
Kincardine O'Neil	Marr	69	24	24	27	25	28	30	29	28	28	26	35%	42%
Logie Coldstone	Marr	47	19	19	16	16	14	15	13	11	13	11	40%	28%
Lumphanan	Marr	100	60	39	37	38	42	43	44	42	44	43	39%	44%
Tarland	Marr	155	87	90	91	88	73	68	64	60	61	55	58%	41%
Torphins	Marr	200	163	166	153	158	153	164	156	151	142	137	83%	78%
Alford Academy	Marr	700	655	680	699	712	718	714	677	627	569	543	97%	97%
Alford PS	Marr	372	328	333	350	370	365	366	369	371	363	338	90%	99%
Cluny	Garioch	96	90	81	76	82	79	74	78	76	72	70	84%	81%
Craigievar	Marr	47	29	33	27	29	26	23	23	22	21	20	70%	48%
Dunecht	Garioch	75	60	43	48	48	53	54	52	50	48	44	57%	70%
Echt	Garioch	47	34	38	41	49	50	57	59	61	63	61	81%	126%
Keig	Marr	50	28	25	19	15	13	11	11	11	10	9	50%	21%
Lumsden	Marr	50	12	12	11	10	9	10	11	13	15	15	24%	22%
Midmar	Garioch	75	42	38	32	32	30	27	27	24	24	24	51%	36%
Monymusk	Marr	75	58	62	66	61	62	64	63	59	58	51	83%	84%
Strathdon	Marr	50	24	28	22	23	25	27	24	23	19	20	56%	47%
Tough	Marr	60	34	29	26	23	18	20	18	18	19	17	48%	30%
Towie	Marr	50	51	51	53	48	51	49	49	51	50	48	102%	99%
Tullynessle	Marr	50	21	15	15	12	13	14	13	14	15	15	30%	26%
Banchory Academy	Marr	900	817	813	855	858	874	902	896	879	846	807	90%	100%
Banchory PS	Marr	550	409	406	406	405	412	405	408	400	389	384	74%	74%
Crathes	Marr	50	34	39	38	43	49	51	55	59	59	58	78%	109%
Drumoak	Kincardine & Mearns	155	119	124	129	140	125	128	126	119	116	109	80%	81%
Durris	Kincardine & Mearns	60	40	47	49	49	45	46	48	45	41	37	78%	79%
Hill of Banchory	Marr	434	377	376	359	347	348	352	350	346	327	314	87%	81%
Strachan	Marr	50	0	0	5	8	14	18	20	22	23	21	0%	40%

School	Area	Capacity	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	Current % Capacity	% Capacity 2024
Banff Academy	Banff & Buchan	1220	808	815	834	861	863	856	848	789	725	645		
Aberchirder	Banff & Buchan	225	128	127	132	124	121	121	127	129	124	113	56%	57%
Banff PS	Banff & Buchan	459	347	353	352	364	370	361	344	341	324	317	77%	75%
Bracoden	Banff & Buchan	145	41	42	41	39	46	49	49	51	51	51	29%	34%
Fordyce	Banff & Buchan	47	18	25	21	22	20	20	20	17	19	20	53%	43%
Macduff	Banff & Buchan	420	321	326	295	274	279	268	243	237	229	231	78%	58%
Ordiquhill	Banff & Buchan	100	60	49	49	45	40	41	42	42	41	38	49%	42%
Portsoy	Banff & Buchan	267	152	137	135	130	119	121	128	128	125	121	51%	48%
Whitehills	Banff & Buchan	134	122	115	111	104	102	110	110	107	109	110	86%	82%
Ellon Academy	Formartine	1300	1084	1134	1154	1153	1152	1192	1186	1159	1143	1100	87%	91%
Arnage	Formartine	75	42	39	41	35	37	33	33	30	29	27	52%	45%
Auchterellon	Formartine	459	361	344	334	308	302	295	283	268	251	243	75%	62%
Balmedie (City)	Formartine	484	405	408	410	420	452	514	571	613	619	624	84%	118%
Ellon PS	Formartine	345	301	289	288	302	301	306	313	316	312	302	84%	91%
Foveran	Formartine	47	23	28	31	30	40	50	55	65	66	65	60%	117%
Hatton (Cruden)	Buchan	155	102	103	99	107	106	100	106	102	97	94	66%	69%
Meiklemill	Formartine	317	209	228	223	227	251	271	285	305	310	319	72%	90%
Newburgh Mathers	Formartine	217	135	147	156	165	163	159	162	151	143	135	68%	75%
Slains	Formartine	50	32	30	27	24	23	25	24	25	23	21	60%	48%
Tipperty	Formartine	50	37	35	37	31	31	26	23	22	19	17	70%	45%
Fraserburgh Academy	Banff & Buchan	1510	1125	1090	1119	1105	1120	1102	1067	1039	989	941	72%	71%
Crimond	Buchan	155	81	86	86	87	92	96	91	88	80	77	55%	59%
Fraserburgh North	Banff & Buchan	217	138	119	117	112	103	109	109	110	116	105	55%	50%
Fraserburgh South Park	Banff & Buchan	550	379	364	364	349	347	339	343	328	325	312	66%	62%
Inverallochy	Banff & Buchan	155	113	122	116	122	120	126	124	123	115	111	79%	80%
Lochpots	Banff & Buchan	267	194	199	191	194	189	188	186	181	173	169	75%	70%
Rathen	Banff & Buchan	90	57	55	62	65	65	73	77	81	77	70	61%	85%
Rosehearty	Banff & Buchan	217	160	150	137	144	134	135	125	120	117	118	69%	58%
Sandhaven	Banff & Buchan	100	84	90	78	82	74	67	63	61	59	58	90%	63%
St Andrew's, Fraserburgh	Banff & Buchan	429	336	328	356	367	374	389	402	399	391	378	76%	94%
St Combs	Buchan	100	44	48	47	51	54	52	50	43	38	35		
Tyrie	Banff & Buchan	71	41	31	21	17	16	15		17	17	18	44%	23%

School	Area	Capacity	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	Current % Capacity	% Capacity 2024
Gordon Schools	Marr	870	694	662	710	744	782	789	812	787	739	687	76%	93%
Cairney	Marr	50	16	14	18	17	19	22	22	22	23	21	28%	45%
Clatt	Marr	50	14	13	11	13	14	14	15	12	13	13	26%	30%
Drumblade	Marr	60	50	49	50	48	42	41	40	39	36	33	82%	66%
Forgue	Marr	45	34	25	22	23	18	18	16	16	17	17	56%	35%
Gartly	Marr	50	36	23	26	27	27	25	30	34	36	33	46%	60%
Glass	Marr	47	25	25	17	13	11	7	6	6	4	5	53%	13%
Gordon PS	Marr	484	419	425	407	379	364	366	349	333	312	297	88%	72%
Insch	Garioch	368	348	351	338	328	316	314	290	276	260	245	95%	79%
Kennethmont	Marr	50	29	36	40	39	47	52	52	54	53	50	72%	104%
Largue	Marr	50	10	12	10	10	11	11	11	12	11	12	24%	22%
Premnay	Garioch	50	46	46	52	49	57	61	67	69	71	66	92%	134%
Rhynie	Marr	71	42	33	32	31	33	34	39	42	42	41	46%	56%
Inverurie Academy	Garioch	1100	884	951	1015	1090	1157	1219	1267	1280	1243	1215	86%	115%
Chapel of Garioch	Garioch	71	29	30	32	34	34	33	36	39	38	36	42%	51%
Hatton (Fintray)	Garioch	60	53	49	48	44	42	43	40	38	40	39	82%	66%
Keithhall	Garioch	47	31	35	31	30	27	28	29	27	27	28	74%	62%
Kellands	Garioch	442	425	436	443	426	432	413	379	354	339	321	99%	86%
Newmachar (City)	Garioch	484	350	367	386	406	430	450	457	461	449	432	76%	94%
Oyne	Garioch	75	53	45	44	44	43	43	43	38	37	36	60%	57%
Port Elphinstone	Garioch	155	86	87	81	90	97	108	123	140	157	175	56%	79%
Strathburn	Garioch	480	424	419	430	456	468	478	473	458	449	423	87%	99%
Uryside	Garioch	589	315	348	402	449	478	490	482	484	480	476	59%	82%
Kemnay Academy	Garioch	700	877	941	974	999	1036	1063	1037	1030	978	917	134%	148%
Alehousewells	Garioch	217	136	130	128	126	112	111	103	97	92	87	60%	47%
Kemnay PS	Garioch	252	202	205	204	191	198	185	190	187	182	173	81%	75%
Kinellar	Garioch	484	392	382	382	377	363	358	361	349	336	320	79%	75%
Kintore	Garioch	559	537	501	461	434	388	381	368	339	332	314	90%	66%
Midmill	Garioch	434	79	92	103	126	160	195	227	251	268	285	21%	52%
Mearns Academy	Kincardine & Mearns	700	685	692	700	685	708	722	717	711	674	661	99%	102%
Auchenblae	Kincardine & Mearns	120	103	102	92	95	93	97	92	86	82	79	85%	76%
Fettercairn	Kincardine & Mearns	100	67	70	78	82	80	83	87	88	90	85		87%
Laurencekirk PS	Kincardine & Mearns	434	312	312	341	372	385	407	413	422	422	386		95%
Luthermuir	Kincardine & Mearns	99	56	57	52	56	54	56	61	64	68	67	58%	62%
Marykirk	Kincardine & Mearns	50	44	42	45	46	48	44	44	39	32	30	84%	87%
Redmyre	Kincardine & Mearns	75	74	70	72	70	77	70	67	65	65	65	93%	90%
St Cyrus	Kincardine & Mearns	171	149	141	136	148	138	138	140	140	138	139		82%

School	Area	Capacity	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	Current % Capacity	% Capacity 2024
Meldrum Academy	Formartine	980	990	989	993	1052	1062	1084	1071	1042	1021	956	101%	109%
Barthol Chapel	Formartine	50	33	35	27	24	21	20	20	19	15	16	70%	39%
Cultercullen	Formartine	75	52	52	56	64	67	73	76	73	73	69	69%	101%
Daviot	Formartine	120	104	111	104	97	97	96	93	93	91	86	93%	77%
Logie Durno	Garioch	45	26	30	31	30	34	35	36	37	38	37	67%	79%
Meldrum PS	Formartine	459	368	393	405	393	405	404	404	382	354	332	86%	88%
Methlick	Formartine	120	114	103	110	105	112	113	108	110	105	98	86%	90%
Old Rayne	Garioch	75	58	59	51	50	53	51	50	49	46	48	79%	67%
Pitmedden	Formartine	242	156	146	165	155	169	179	181	179	173	162	60%	75%
Rayne North	Garioch	74	66	62	60	58	58	51	53	54	50	49	84%	72%
Rothienorman	Formartine	150	137	140	148	132	138	140	133	136	130	122	93%	89%
Tarves	Formartine	217	129	132	143	153	149	169	168	160	150	138	61%	77%
Udny Green	Formartine	75	47	55	51	46	50	43	42	44	38	37	73%	56%
Mintlaw Academy	Buchan	900	796	786	807	837	868	867	846	833	795	759	87%	94%
Auchnagatt	Buchan	75	49	53	55	59	64	70	66	71	67	64	71%	88%
Fetterangus	Buchan	75	36	41	38	45	42	39	43	42	40	41	55%	58%
Kininmonth	Buchan	50	32	31	31	25	23	20	16	14	15	12	62%	31%
Longside	Buchan	217	155	154	155	143	148	155	158	158	155	147	71%	73%
Maud	Buchan	125	100	96	102	100	104	111	115	118	122	114	77%	92%
Mintlaw PS	Buchan	217	168	170	171	169	175	181	183	185	190	189	78%	84%
New Deer	Buchan	180	99	104	103	97	98	99	98	95	88	85	58%	54%
New Pitsligo & St John's	Buchan	155	120	123	110	102	98	99	94	87	80	76	79%	61%
Pitfour	Buchan	180	133	124	116	115	118	123	129	136	141	148	69%	71%
Strichen	Buchan	150	109	116	116	120	124	126	130	131	132	128	77%	87%
Stuartfield	Buchan	150	122	123	127	132	134	138	148	143	137	130	82%	99%
Peterhead Academy	Buchan	1700	1113	1142	1168	1230	1260	1298	1307	1292	1250	1186	67%	77%
Boddam	Buchan	217	135	126	123	126	120	124	116	109	106	105	58%	54%
Buchanhaven	Buchan	523	493	468	442	427	413	414	409	395	392	393	89%	78%
Burnhaven	Buchan	100	71	58	60	58	45	46	43	39	36	30	58%	43%
Clerkhill	Buchan	484	459	468	480	460	445	428	421	413	396	378	97%	87%
Dales Park	Buchan	317	205	228	265	304	359	382	404	407	406	392	72%	127%
Longhaven	Buchan	50	0	0	2	3	5	6	8	9	10	10		16%
Meethill	Buchan	279	188	190	209	205	222	225	219	228	219	207	68%	
Peterhead Central	Buchan	300	182	168	176	181	183	184	188	193	193	185	56%	63%
Port Erroll	Buchan	242	120	119	122	124	141	149	151	147	147	148	49%	62%
St Fergus	Buchan	120	107	113	110	111	104	95	98	96	87	82	94%	82%

School	Area	Capacity	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	Current % Capacity	% Capacity 2024
Portlethen Academy	Kincardine & Mearns	970	817	835	836	879	925	974	1001	1009	992	1001	86%	103%
Banchory-Devenick	Kincardine & Mearns	70	34	31	35	39	44	47	49	52	54	55		70%
Fishermoss	Kincardine & Mearns	358	264	256	253	261	261	265	274	273	280	270	72%	76%
Hillside	Kincardine & Mearns	372	366	419	480	503	528	541	545	544	521	484	113%	147%
Newtonhill	Kincardine & Mearns	459	308	292	329	365	396	419	440	465	488	487	64%	96%
Portlethen PS	Kincardine & Mearns	342	264	260	256	241	222	219	219	211	206	195	76%	64%
Mackie Academy	Kincardine & Mearns	1290	1180	1159	1170	1181	1187	1170	1169	1155	1098	1040	90%	91%
Arduthie	Kincardine & Mearns	459	353	346	361	383	399	429	449	454	453	428	75%	98%
Bervie	Kincardine & Mearns	342	219	228	230	232	234	255	257	267	260	256	67%	75%
Catterline	Kincardine & Mearns	94	39	43	39	42	34	32	28	29	25	26	46%	29%
Dunnottar	Kincardine & Mearns	195	197	185	186	169	161	157	153	144	141	137	95%	79%
Glenbervie	Kincardine & Mearns	100	72	74	79	80	78	76	78	73	73	65	74%	78%
Gourdon	Kincardine & Mearns	100	85	86	78	71	71	70	71	64	65	61	86%	71%
Johnshaven	Kincardine & Mearns	50	35	34	36	30	32	33	37	38	37	33	68%	74%
Kinneff	Kincardine & Mearns	50	13	11	9	13	14	16	14	16	17	18	22%	28%
Lairhillock	Kincardine & Mearns	150	113	132	131	139	131	130	127	132	128	126	88%	85%
Mill O' Forest	Kincardine & Mearns	434	291	282	264	239	232	224	203	184	169	160	65%	47%
Turriff Academy	Formartine	840	665	627	623	656	640	628	627	592	553	508	75%	75%
Auchterless	Formartine	75	37	46	45	41	36	32	29	24	13	14	61%	39%
Crudie	Banff & Buchan	50	25	28	30	28	25	27	26	25	22	19	56%	52%
Easterfield	Formartine	25	19	17	20	17	16	17	17	16	17	15	68%	70%
Fintry	Formartine	50	37	27	28	24	20	15	13	11	13	11	54%	27%
Fisherford	Formartine	30	8	11	9	10	11	12	11	13	13	13	37%	38%
Fyvie	Formartine	155	118	123	129	114	112	107	103	95	89	81	79%	67%
King Edward	Banff & Buchan	47	28	23	20	23	19	22	18	21	23	21	49%	37%
Monquhitter	Formartine	217	136	137	123	112	116	116	110	107	97	96	63%	51%
Turriff Primary	Formartine	559	468	459	448	423	424	423	414	417	416	397	82%	74%
Westhill Academy	Garioch	1000	748	758	777	816	807	839	852	812	779	745	76%	85%
Crombie	Garioch	342	309	328	323	309	308	311	303	298	274	262	96%	89%
Elrick	Garioch	442	417	404	386	375	371	356	342	339	328	318	91%	77%
Skene	Garioch	100	72	76	82	80	86	85	93	96	98	90	76%	93%
Westhill PS	Garioch	342	287	280	302	309	320	323	324	335	332	312	82%	95%