

PLANNING APPLICATION REF 17/00292/P

APPEAL TO EAST LOTHIAN COUNCIL LOCAL REVIEW BODY

ON BEHALF OF HALLHILL DEVELOPMENTS LIMITED

SUPPORTING STATEMENT

30th August 2017

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1.0 THE APPLICATION

An application for Planning Permission for the erection of a sculpture, formation of footpaths, mounding and associated works (17/00292/P) was registered on 12th April 2017. A copy of the application documents has been submitted with the appeal submission.

The application has been submitted in response to East Lothian Council's policy for a Percent for Art, which has been applied to the successful mixed use community at Hallhill to the south of Dunbar.

The subject of the sculpture has been chosen for its connections to John Muir, the world famous Scottish American naturalist who was born in Dunbar.

The sculpture and associated infrastructure, together with the development land they would occupy, would be provided entirely at the landowner's expense. The installation would be provided at no cost to the community, East Lothian Council, or any other public agency.

2.0 DECISION NOTICE

The application was refused on 9th June 2017.

The decision notice provides only one reason for refusal:

The siting of the proposed sculpture, mound and footpaths could result in inappropriate parking which would interfere with the safety and free flow of traffic on the A1 Trunk Road. Therefore, given the potential hazard inappropriate parking could cause on the A1 Trunk Road, the proposed development would detrimentally impact upon highway safety in this area, contrary to Policy T2 of the adopted East Lothian Local Plan 2008.

3.0 GROUNDS FOR REVIEW

3.1 Introduction

Planning permissions have been granted across Scotland for similar public art installations at roadside locations, including on trunk roads and dual carriageways, some of which are arguably busier than the A1 and many of which are more prominent than the sculpture proposed in this application.

There is no evidence that people park at the side of the road to look at these sculptures.

It is therefore not clear why this particularly modest sculpture should result in “*inappropriate parking*” on the A1 when it would not appear to be an issue elsewhere.

The planning officer’s report acknowledges that “*sculptures are not an uncommon feature in close proximity to major roads*” and aside from the concern of road safety, the report makes clear that the proposals are acceptable in all other respects.

Why should Dunbar not benefit from public art of a similar nature that has been approved in other towns across Scotland.

3.2 Precedence

The following photographs illustrate similar public art installations in various locations across Scotland.

Several of these installations are next to trunk roads that are busier than this section of the A1.

The examples provided are of a modest scale similar to the sculpture proposed in this application.

There is no evidence of inappropriate parking in any of these other existing locations.

Note: The well-known Kelpies on the M9 at Falkirk have been excluded from the examples because they are of a completely different scale to the sculpture proposed for Dunbar, being approximately 8 times the size. The behaviour of motorists around the Kelpies is therefore of no relevance to the Dunbar proposal.



Figure 1 - Arria, M80



Figure 2 - Big Heids, M8



Figure 3 - Heavy Horse, M8



Figure 4 - The Horn, M8



Figure 5 - Woman Man Sun Moon, M8

3.3 “Inappropriate Parking”

There is an existing parking bay on the A1 which is routinely used as a rest stop for all types of vehicles. This parking bay is a mere 160 metres east of the application site. 160 metres is less than a 2 minute walk for the average able bodied person.



Figure 6 - Existing Parking on the A1

In the unlikely event anyone wanted to stop on the A1 to look at the sculpture this lay-by is available for them to stop at and walk back to see the sculpture.

However, it is more likely that the attraction for stopping at Dunbar would be the commercial and tourist amenities in the town, including ASDA, the Pine Marten restaurant, McDonalds, the Garden Centre, the beaches and the historic town of Dunbar itself.

The nature of roadside public art is that it is designed to be viewed in the passing. These sculptures are very simple pieces of art that hold attention for short periods of time. They are not intricate and do not demand lengthy inspection. They are in one sense signposts for the communities they represent, saying “here we are” and “this is what we’re about.” They are designed to be attractive to look at from a distance rather than close-up.

The primary purpose of the sculpture is to act as a signpost for Dunbar and to indicate that Dunbar has more to offer than just an ASDA and roadside restaurants. That being the case, it is far more likely that passers-by will turn off into Dunbar either at the Spott Roundabout if they are heading east or west or at the exit to Broxburn heading east and take advantage of what the town has to offer.

It was suggested during the application process that Transport Scotland's response had been influenced by driver behaviour around the Kelpies. This is completely irrelevant to this proposal, which is an eighth of the size of the Kelpies.

It simply doesn't make sense to suggest that people will stop and cause inappropriate parking on the A1 when there are so many local amenities, some of which are highly visible from the A1 itself and in fact a lot more visible than the proposed sculpture.

It is more likely that if passers-by are excited by the sculpture that they pull off into Dunbar, park, have a coffee and walk to see the bear at close quarters. There is a footpath alongside the A1 that they could walk along, but it is more likely that they would walk through the commercial area around ASDA when that part of the development is complete. A drawing was originally provided to show how the sculpture could tie into the future development to the east of ASDA although the planning department requested that this information be removed from the application.

The nature of people who take an interest in what they see is that they have an intelligent approach to life and they aren't known for stopping at the side of a dual carriageway. The other examples of roadside public art illustrated above prove that this is the case.

The A1 road has been designed as a 24 hour CLEARWAY which means no stopping unless in designated lay-bys, not even to pick up or set down passengers. Enforcement of the existing regulations would control unauthorised parking, however unlikely.

There seems to be an inconsistency in the approval of similar pieces of sculpture elsewhere throughout the road network.

3.4 Footpath Access

The planning officer's report notes that Transport Scotland have stated that they will not allow a footpath link from the existing footpath on the A1 to provide access to the sculpture.

Transport Scotland have further highlighted that as they own the existing footpath and verge, that they will not allow any works to be carried out within the extent of their legal ownership.

This is fully understood and is completely acceptable to the applicant. Should the Local Review Body be minded to grant planning permission, the applicant is agreeable to a condition being attached to the planning permission which deletes the footpath link between the sculpture and the A1 footpath.

Without a footpath connection, there is no real desire for anyone to stop on the A1 and any residual concerns about inappropriate parking on the A1 simply disappear.

4.0 CONCLUSION

The planning officer's report states that:

“The proposed steel sculpture would be highly visible in public views surrounding the site, especially from the A1 Trunk Road to the south... sculptures are not an uncommon feature in close proximity to major roads....the sculpture in its proposed location to the north of the A1 trunk road would not appear as an alien or incongruous feature. Moreover, by virtue of its scale, design and appearance, the proposed sculpture would not appear as an overly prominent or intrusive feature. Instead, it would add visual interest to this part of Dunbar. On all of these counts, the proposed sculpture with its associated mounding and footpaths is acceptably designed for its place and would not be harmful to the landscape character and appearance of the area.”

This is perhaps as positive a statement as is ever made in an officer's report.

It is clear that the sculpture would be of benefit to Dunbar and would add to the interest and attraction of the town.

Similar sculptures already exist in similar situations across Scotland without incident.

Why should Dunbar not benefit in the same way?

We request that the Local Review Body grant planning permission with the condition that the proposed footpath link between the sculpture and the A1 footpath is deleted.

END



John Muir House Haddington EH41 3HA Tel: 01620 827 216 Email: planning@eastlothian.gov.uk

Applications cannot be validated until all the necessary documentation has been submitted and the required fee has been paid.

Thank you for completing this application form:

ONLINE REFERENCE 100043713-002

The online reference is the unique reference for your online form only. The Planning Authority will allocate an Application Number when your form is validated. Please quote this reference if you need to contact the planning Authority about this application.

Type of Application

What is this application for? Please select one of the following: *

- Application for planning permission (including changes of use and surface mineral working).
- Application for planning permission in principle.
- Further application, (including renewal of planning permission, modification, variation or removal of a planning condition etc)
- Application for Approval of Matters specified in conditions.

Description of Proposal

Please describe the proposal including any change of use: * (Max 500 characters)

Erection of sculpture, footpath, mound and associated works on land north east of Spott Roundabout, Dunbar

Is this a temporary permission? * Yes No

If a change of use is to be included in the proposal has it already taken place?
(Answer 'No' if there is no change of use.) * Yes No

Has the work already been started and/or completed? *

No Yes – Started Yes - Completed

Applicant or Agent Details

Are you an applicant or an agent? * (An agent is an architect, consultant or someone else acting on behalf of the applicant in connection with this application) Applicant Agent

Agent Details

Please enter Agent details

Company/Organisation:	EMA Architecture + Design		
Ref. Number:		You must enter a Building Name or Number, or both: *	
First Name: *	EMA	Building Name:	
Last Name: *	Architecture and Design	Building Number:	42
Telephone Number: *	0131 247 1450	Address 1 (Street): *	Charlotte Square
Extension Number:		Address 2:	
Mobile Number:		Town/City: *	Edinburgh
Fax Number:		Country: *	Scotland
		Postcode: *	EH2 4HQ
Email Address: *	laura.f@ema-architects.co.uk		

Is the applicant an individual or an organisation/corporate entity? *

Individual Organisation/Corporate entity

Applicant Details

Please enter Applicant details

Title:		You must enter a Building Name or Number, or both: *	
Other Title:		Building Name:	
First Name: *		Building Number:	295
Last Name: *		Address 1 (Street): *	Fenwick Road
Company/Organisation	Hallhill Developments Limited	Address 2:	
Telephone Number: *		Town/City: *	Giffnock
Extension Number:		Country: *	Scotland
Mobile Number:		Postcode: *	G46 6UH
Fax Number:			
Email Address: *			

Site Address Details

Planning Authority:

East Lothian Council

Full postal address of the site (including postcode where available):

Address 1:

Address 2:

Address 3:

Address 4:

Address 5:

Town/City/Settlement:

Post Code:

Please identify/describe the location of the site or sites

Northing

677368

Easting

368400

Pre-Application Discussion

Have you discussed your proposal with the planning authority? *

Yes No

Pre-Application Discussion Details Cont.

In what format was the feedback given? *

Meeting Telephone Letter Email

Please provide a description of the feedback you were given and the name of the officer who provided this feedback. If a processing agreement [note 1] is currently in place or if you are currently discussing a processing agreement with the planning authority, please provide details of this. (This will help the authority to deal with this application more efficiently.) * (max 500 characters)

Met with the planning convenor in regards to the application

Title:

Other title:

First Name:

Last Name:

Correspondence Reference
Number:

Date (dd/mm/yyyy):

Note 1. A Processing agreement involves setting out the key stages involved in determining a planning application, identifying what information is required and from whom and setting timescales for the delivery of various stages of the process.

Site Area

Please state the site area:

0.37

Please state the measurement type used:

Hectares (ha) Square Metres (sq.m)

Existing Use

Please describe the current or most recent use: * (Max 500 characters)

land allocated for employment uses within the Proposed Local Development Plan 2016

Access and Parking

Are you proposing a new altered vehicle access to or from a public road? *

Yes No

If Yes please describe and show on your drawings the position of any existing. Altered or new access points, highlighting the changes you propose to make. You should also show existing footpaths and note if there will be any impact on these.

Are you proposing any change to public paths, public rights of way or affecting any public right of access? *

Yes No

If Yes please show on your drawings the position of any affected areas highlighting the changes you propose to make, including arrangements for continuing or alternative public access.

How many vehicle parking spaces (garaging and open parking) currently exist on the application Site?

0

How many vehicle parking spaces (garaging and open parking) do you propose on the site (i.e. the Total of existing and any new spaces or a reduced number of spaces)? *

0

Please show on your drawings the position of existing and proposed parking spaces and identify if these are for the use of particular types of vehicles (e.g. parking for disabled people, coaches, HGV vehicles, cycles spaces).

Water Supply and Drainage Arrangements

Will your proposal require new or altered water supply or drainage arrangements? *

Yes No

Do your proposals make provision for sustainable drainage of surface water?? *
(e.g. SUDS arrangements) *

Yes No

Note:-

Please include details of SUDS arrangements on your plans

Selecting 'No' to the above question means that you could be in breach of Environmental legislation.

Are you proposing to connect to the public water supply network? *

- Yes
 No, using a private water supply
 No connection required

If No, using a private water supply, please show on plans the supply and all works needed to provide it (on or off site).

Assessment of Flood Risk

Is the site within an area of known risk of flooding? *

Yes No Don't Know

If the site is within an area of known risk of flooding you may need to submit a Flood Risk Assessment before your application can be determined. You may wish to contact your Planning Authority or SEPA for advice on what information may be required.

Do you think your proposal may increase the flood risk elsewhere? *

Yes No Don't Know

Trees

Are there any trees on or adjacent to the application site? *

Yes No

If Yes, please mark on your drawings any trees, known protected trees and their canopy spread close to the proposal site and indicate if any are to be cut back or felled.

Waste Storage and Collection

Do the plans incorporate areas to store and aid the collection of waste (including recycling)? *

Yes No

If Yes or No, please provide further details: * (Max 500 characters)

not applicable

Residential Units Including Conversion

Does your proposal include new or additional houses and/or flats? *

Yes No

All Types of Non Housing Development – Proposed New Floorspace

Does your proposal alter or create non-residential floorspace? *

Yes No

Schedule 3 Development

Does the proposal involve a form of development listed in Schedule 3 of the Town and Country Planning (Development Management Procedure (Scotland) Regulations 2013) *

Yes No Don't Know

If yes, your proposal will additionally have to be advertised in a newspaper circulating in the area of the development. Your planning authority will do this on your behalf but will charge you a fee. Please check the planning authority's website for advice on the additional fee and add this to your planning fee.

If you are unsure whether your proposal involves a form of development listed in Schedule 3, please check the Help Text and Guidance notes before contacting your planning authority.

Planning Service Employee/Elected Member Interest

Is the applicant, or the applicant's spouse/partner, either a member of staff within the planning service or an elected member of the planning authority? *

Yes No

Certificates and Notices

CERTIFICATE AND NOTICE UNDER REGULATION 15 – TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (SCOTLAND) REGULATION 2013

One Certificate must be completed and submitted along with the application form. This is most usually Certificate A, Form 1, Certificate B, Certificate C or Certificate E.

Are you/the applicant the sole owner of ALL the land? *

Yes No

Is any of the land part of an agricultural holding? *

Yes No

Are you able to identify and give appropriate notice to ALL the other owners? *

Yes No

Certificate Required

The following Land Ownership Certificate is required to complete this section of the proposal:

Certificate B

Land Ownership Certificate

Certificate and Notice under Regulation 15 of the Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

I hereby certify that

(1) - No person other than myself/the applicant was an owner [Note 4] of any part of the land to which the application relates at the beginning of the period of 21 days ending with the date of the accompanying application;

or –

(1) - I have/The Applicant has served notice on every person other than myself/the applicant who, at the beginning of the period of 21 days ending with the date of the accompanying application was owner [Note 4] of any part of the land to which the application relates.

Name:

Address:

Transport Scotland Buchanan House, 58, Port Dundas Road, Glasgow, Scotland, G4 0HF

Date of Service of Notice: *

(2) - None of the land to which the application relates constitutes or forms part of an agricultural holding;

or –

(2) - The land or part of the land to which the application relates constitutes or forms part of an agricultural holding and I have/the applicant has served notice on every person other than myself/himself who, at the beginning of the period of 21 days ending with the date of the accompanying application was an agricultural tenant. These persons are:

Name:

Address:

Date of Service of Notice: *

Signed: EMA Architecture and Design

On behalf of: Hallhill Developments Limited

Date: 10/04/2017

Please tick here to certify this Certificate. *

Checklist – Application for Planning Permission

Town and Country Planning (Scotland) Act 1997

The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

Please take a few moments to complete the following checklist in order to ensure that you have provided all the necessary information in support of your application. Failure to submit sufficient information with your application may result in your application being deemed invalid. The planning authority will not start processing your application until it is valid.

a) If this is a further application where there is a variation of conditions attached to a previous consent, have you provided a statement to that effect? *

Yes No Not applicable to this application

b) If this is an application for planning permission or planning permission in principle where there is a crown interest in the land, have you provided a statement to that effect? *

Yes No Not applicable to this application

c) If this is an application for planning permission, planning permission in principle or a further application and the application is for development belonging to the categories of national or major development (other than one under Section 42 of the planning Act), have you provided a Pre-Application Consultation Report? *

Yes No Not applicable to this application

Town and Country Planning (Scotland) Act 1997

The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

d) If this is an application for planning permission and the application relates to development belonging to the categories of national or major developments and you do not benefit from exemption under Regulation 13 of The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013, have you provided a Design and Access Statement? *

Yes No Not applicable to this application

e) If this is an application for planning permission and relates to development belonging to the category of local developments (subject to regulation 13. (2) and (3) of the Development Management Procedure (Scotland) Regulations 2013) have you provided a Design Statement? *

Yes No Not applicable to this application

f) If your application relates to installation of an antenna to be employed in an electronic communication network, have you provided an ICNIRP Declaration? *

Yes No Not applicable to this application

g) If this is an application for planning permission, planning permission in principle, an application for approval of matters specified in conditions or an application for mineral development, have you provided any other plans or drawings as necessary:

- Site Layout Plan or Block plan.
- Elevations.
- Floor plans.
- Cross sections.
- Roof plan.
- Master Plan/Framework Plan.
- Landscape plan.
- Photographs and/or photomontages.
- Other.

If Other, please specify: * (Max 500 characters)

Provide copies of the following documents if applicable:

- | | |
|--|--|
| A copy of an Environmental Statement. * | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A |
| A Design Statement or Design and Access Statement. * | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A |
| A Flood Risk Assessment. * | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A |
| A Drainage Impact Assessment (including proposals for Sustainable Drainage Systems). * | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A |
| Drainage/SUDS layout. * | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A |
| A Transport Assessment or Travel Plan | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A |
| Contaminated Land Assessment. * | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A |
| Habitat Survey. * | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A |
| A Processing Agreement. * | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A |

Other Statements (please specify). (Max 500 characters)

Declare – For Application to Planning Authority

I, the applicant/agent certify that this is an application to the planning authority as described in this form. The accompanying Plans/drawings and additional information are provided as a part of this application.

Declaration Name: EMA Architecture + Design EMA Architecture and Design

Declaration Date: 22/03/2017

App No. 17/00292/P

**EAST LoTHIAN COUNCIL
DECISION NOTICE**

**TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997
TOWN AND COUNTRY PLANNING
(DEVELOPMENT MANAGEMENT PROCEDURE) (SCOTLAND) REGULATIONS 2008**

**Hallhill Developments Limited
c/o EMA Architecture And Design
42 Charlotte Square
Edinburgh
EH2 4HQ**

ema
RECEIVED ON

14 JUN 2017

Project 12023

APPLICANT: Hallhill Developments Limited

With reference to your application registered on 12th April 2017 for planning permission under the above mentioned Acts and Regulations for the following development, viz:-

**Erection of sculpture, formation of footpath, mound and associated works
at
Land North East Of Spott Roundabout
Dunbar
East Lothian**

East Lothian Council as the Planning Authority in exercise of their powers under the above-mentioned Acts and Regulations hereby **REFUSE PLANNING PERMISSION** for the said development.

The reasons for the Council's refusal of planning permission are:-

- 1 The siting of the proposed sculpture, mound and footpaths could result in inappropriate parking which would interfere with the safety and free flow of traffic on the A1 Trunk Road. Therefore, given the potential hazard inappropriate parking could cause on the A1 Trunk Road, the proposed development would detrimentally impact upon highway safety in this area, contrary to Policy T2 of the adopted East Lothian Local Plan 2008.

The report on this application is attached to this Decision Notice and its terms shall be deemed to be incorporated in full in this Decision Notice.

Details of the following are given in the application report:

- the terms on which the Planning Authority based this decision;
- details of any variations made to the application in terms of Section 32A of the Town and Country Planning (Scotland) Act 1997.

The plans to which this decision relate are as follows:

<u>Drawing No.</u>	<u>Revision No.</u>	<u>Date Received</u>
12023(OS)001-B	-	12.04.2017
12023(OS)002	-	12.04.2017
12023(PL)001-C	-	12.04.2017
12023(PL)002-C		12.04.2017
12023(PL)003-B	-	12.04.2017
12023(PL)010_REV A		12.04.2017
12023(PL)020	-	12.04.2017

9th June 2017



Iain McFarlane
Service Manager - Planning

NOTES

If the applicant is aggrieved by the decision to refuse permission for the proposed development, the applicant may require the planning authority to review the case under section 43A of the Town and Country Planning (Scotland) Act 1997 within three months from the date of this notice. The notice of review should be addressed to the Clerk to the Local Review Body, Committee Team, Communications and Democratic Services, John Muir House, Haddington, East Lothian EH41 3HA.

If permission to develop land is refused or granted subject to conditions and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, the owner of the land may serve on the Planning Authority a purchase notice requiring the purchase of the owner of the land's interest in the land in accordance with Part 5 of the Town and Country Planning (Scotland) Act 1997.

OFFICER REPORT

1st June 2017

App No. 17/00292/P

Application registered on 12th April 2017
Target Date 11th June 2017

Proposal	Erection of sculpture, formation of footpath, mound and associated works	SDELL	Y/N
		CDEL	Y/N
Location	Land North East Of Spott Roundabout Dunbar East Lothian	Bad Neighbour Development	Y/N

APPLICANT: **Hallhill Developments Limited**

Is this application to be approved as a departure from structure/local plan? Y/N

c/o EMA Architecture And Design
42 Charlotte Square
Edinburgh
EH2 4HQ

DECISION TYPE:

Application Refused

PLANNING ASSESSMENT

In January 2012 planning permission in principle (Ref: 09/00486/OUT) was granted for the erection of 525 houses including open space landscaping and associated infrastructure on land at Hallhill, Dunbar.

Subsequent approvals have been given for the details of the 525 houses, and many of those houses have been constructed and are now occupied.

Condition 11 of that planning permission in principle states that:

“No residential unit shall be occupied unless and until details of artwork to be provided on the site or at an alternative location away from the site have been submitted to and approved by the Planning Authority and the artwork as approved shall be provided prior to the occupation of the final residential unit approved for erection on the site.

Reason:

To ensure that artwork is provided in the interest of the visual amenity of the locality or the wider area”.

Planning permission is now sought for the erection of an artwork on an area of land to the north of the A1 Trunk Road and some 130 metres to the east of the McDonald's Restaurant in Dunbar.

The application site is located within the battlefield site of the Battle of Dunbar II that is included in Historic Environment Scotland's Inventory of Historic Battlefields.

The proposed artwork takes the form of a welded steel sculpture to be erected on an earthen mound. The mound would include the reduction of the land level of the site in parts and the increase of the land level at the centre where the sculpture would be located. The land level would therefore increase in height from 22.7 metres aod to 24.74 metres aod. The sculpture would comprise of a 5 metre high bear. It is proposed to form two pedestrian connections from the footpath of the northern side of the A1 trunk road. Those connections would provide pedestrian access from the footpath of the northern side of the A1 trunk road to the proposed sculpture.

The artwork is being promoted by the applicant to meet the requirements of condition 11 of planning permission in principle 09/00486/OUT.

In a statement submitted with the application, the applicant advises that the proposed bear "symbolises Dunbar's most famous son, the environmentalist and forefather of the United States national parks, John Muir. It has been chosen to sculpt an animal symbolic of his travels through the far-off wilderness of America's west, in the Rockies and Alaska. The bear will stand as a welcoming icon to the town of Dunbar and act as a prominent landmark as well as a subtle reminder of John Muir".

Section 25 of the Town and Country Planning (Scotland) Act 1997 requires that the application be determined in accordance with the development plan, unless material considerations indicate otherwise.

The development plan is the South East Scotland Strategic Development Plan (SESplan) and the adopted East Lothian Local Plan 2008.

Policy 1B (The Spatial Strategy: Development Principles) of the approved South East Scotland Strategic Development Plan (SESplan) and Proposal BUS4 (Spott Road, Dunbar- Industrial Estate Extension) and Policies BUS1 (Business and General Industrial Location), DP2 (Design) and T2 (General Transport Impact) of the adopted East Lothian Local Plan 2008 are relevant to the determination of the application.

Two objections have been received for this application. Objections relate to the location of the sculpture being inappropriate given lack of connectivity, lack of car parking, design merits of the sculpture, lack of landscaping and highway safety.

Dunbar Community Council has also commented on the proposal and have expressed concerns with the proposal. While an artwork by this particular artist is welcomed to Dunbar by the association they feel that the site is inappropriate and have identified an alternative location within Dunbar. They also feel that the sculpture would not attract visitors to the town as it is visible when the town is bypassed. They also express concern that no car park or visitors centre would be available at the site. The land is also allocated as industrial and as such they feel that this use could be precluded. Concern is also raised over archaeology on the site.

The land of the application site forms part of a large field that is in agricultural use. It also forms a very small part of some 20.6 hectares of land that is allocated by Proposal BUS 4 of the adopted East Lothian Local Plan 2008 for Class 5 (General Industry) use. Proposal BUS4 further states that Policy BUS1 applies. Policy BUS1 supports in principle business, industrial and storage uses that fall within Classes 4, 5 and 6 of the Town and Country Planning (Use Classes) (Scotland) Order 1997. Policy BUS1 states that waste management facilities may also be permitted if they are compatible with employment use. Otherwise Policy BUS1 states that development that does not fall within these classes will not normally be permitted, with the exception of retail activity that is directly related and ancillary to a business or industrial process carried out on the site.

The proposed sculpture is not a use that falls within Classes 4, 5 and 6 of the Town and Country Planning (Use Classes) (Scotland) Order 1997. Notwithstanding this, the proposed sculpture together with its proposed mounding and footpaths, with a site area of 0.34 hectares, would take up only a very small amount of the land allocated by Proposal BUS4 of the adopted Local Plan. All of the remaining land would be available for future development. By its small size and location, the proposed development would not prejudice a future industrial development of the allocated site. In this, the proposed sculpture would not prejudice the purpose and integrity of Proposal BUS4 and Policy BUS1 of the adopted East Lothian Local Plan 2008.

The proposed steel sculpture would be highly visible in public views surrounding the site, especially from the A1 Trunk Road to the south. However sculptures are not an uncommon feature in close proximity to major roads. In this, the sculpture in its proposed location to the north of the A1 trunk road would not appear as an alien or incongruous feature. Moreover, by virtue of its scale, design and appearance, the proposed sculpture would not appear as an overly prominent or intrusive feature. Instead, it would add visual interest to this part of Dunbar. On all of these counts, the proposed sculpture with its associated mounding and footpaths is acceptably designed for its place and would not be harmful to the landscape character and appearance of the area.

The proposed development would not harm the privacy or amenity of any neighbouring land uses.

On the considerations of design and amenity the proposed development is consistent with Policy 1B of the approved South East Scotland Strategic Development Plan (SESplan) and Policy DP2 of the adopted East Lothian Local Plan 2008.

Given the site's location within a Historic Battlefield (BTL7 - Battle of Dunbar II), Historic Environment Scotland has been consulted on the application. They raise no objection to the application, being satisfied that the proposed development would not have an unacceptable impact on the battlefield site.

On the above consideration the proposed development does not conflict with Policy ENV7 of the adopted East Lothian Local Plan 2008.

Policy T2 of the adopted East Lothian Local Plan 2008 requires that new development must have no significant adverse consequences for road safety. Given the proximity of the proposed sculpture to the A1 Trunk Road, Transport Scotland, as roads authority, have been consulted on the application. They state that, even in the event of planning permission being approved, the

trunk road verge would not be available for modification and the construction of the footpaths to the proposed sculpture.

On the merits of the proposed development, Transport Scotland advise that the location of the proposed sculpture could result in inappropriate parking, which would interfere with the safety and free flow of traffic on the A1 trunk road. Accordingly Transport Scotland recommend refusal of the application. Therefore, given the potential hazard inappropriate parking could cause on the A1 Trunk Road, the application proposal would detrimentally impact upon highway safety in this area. As such the proposed sculpture is contrary to Policy T2 of the East Lothian Local Plan 2018.

REASON FOR REFUSAL:

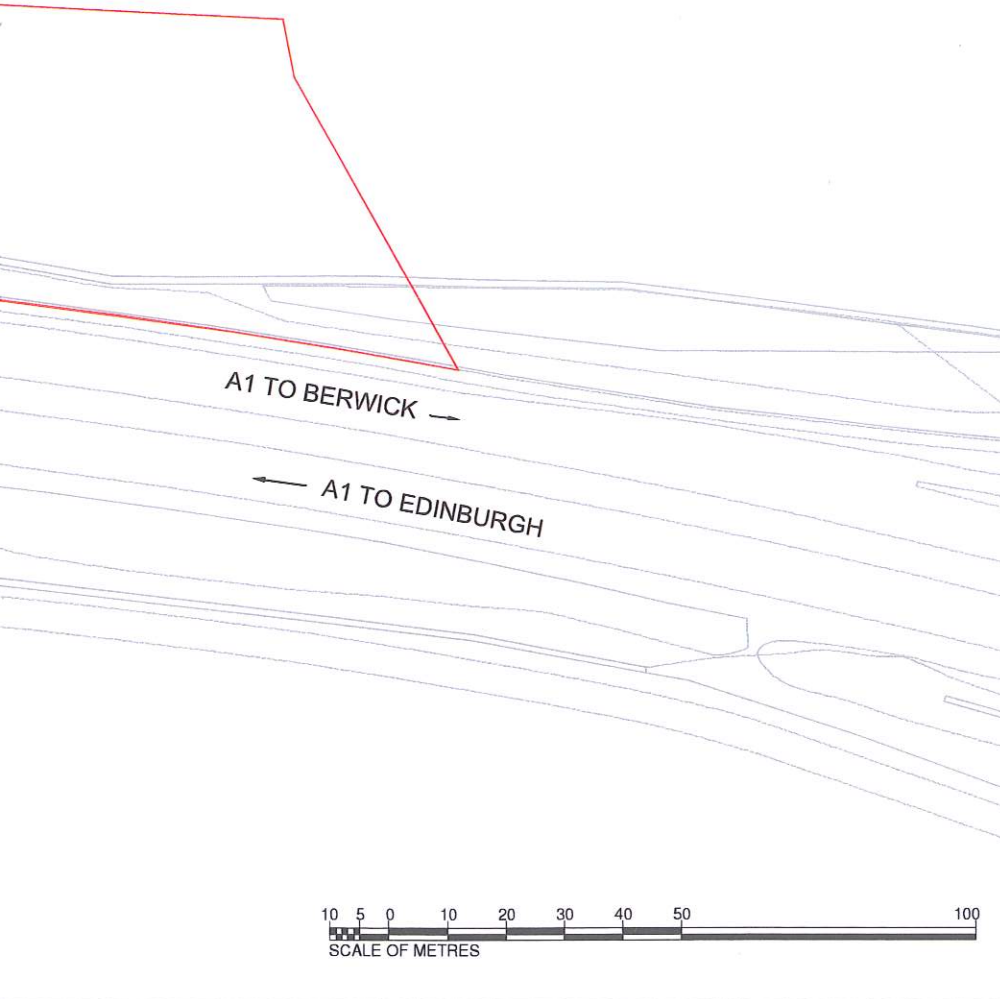
- 1 The siting of the proposed sculpture, mound and footpaths could result in inappropriate parking which would interfere with the safety and free flow of traffic on the A1 Trunk Road. Therefore, given the potential hazard inappropriate parking could cause on the A1 Trunk Road, the proposed development would detrimentally impact upon highway safety in this area, contrary to Policy T2 of the adopted East Lothian Local Plan 2008.

LETTERS FROM

1st June 2017

EAST LOTHIAN COUNCIL
 Plan/Drawing listed on the
 Decision Notice of 09 JUN 2017
 refusing a grant of planning
 permission **17/00292**

ES WITHIN THE
 2016

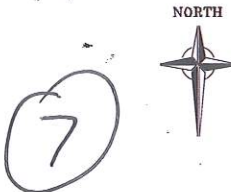


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REV	DESCRIPTION	DRAWN	CHECKED	DATE
B	LOCATION OF PUBLIC ART CHANGED	LF	JF	20.03.17

RECEIVED 12 APR 2017

17/00292 / No



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HALLHILL DEVELOPMENTS LIMITED
 PUBLIC ART
 DUNBAR
 EAST LOTHIAN

PROPOSED LOCATION PLAN
 FOR PUBLIC ART

SCALE / SIZE	DATE / DRAWN	PROJ. TYPE	SHEET No / No. SHEETS
1:1250 / A3	04.10.16/LF	PUBLIC ART	1 / 1
DRAWING REFERENCE 12023(OS)001-B			
ISSUE PURPOSE PLANNING		WORK STAGE OUTLINE	
FILE CLASSIFICATION (OS)SERIES		FILE REFERENCE 12023(OS)001	

EAST LoTHIAN COUNCIL
 Plan/Drawing listed on the
 Decision Notice of 09 JUN 2017
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 permission 17 / 00292

No



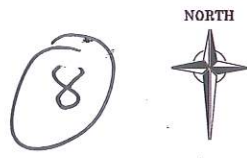
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REV	DESCRIPTION	DRAWN	CHECKED	DATE

- KEY:
-  OWNERSHIP OF HALLHILL DEVELOPMENTS
 -  OWNERSHIP OUT WITH APPLICANT TITLE
 -  APPLICATION BOUNDARY

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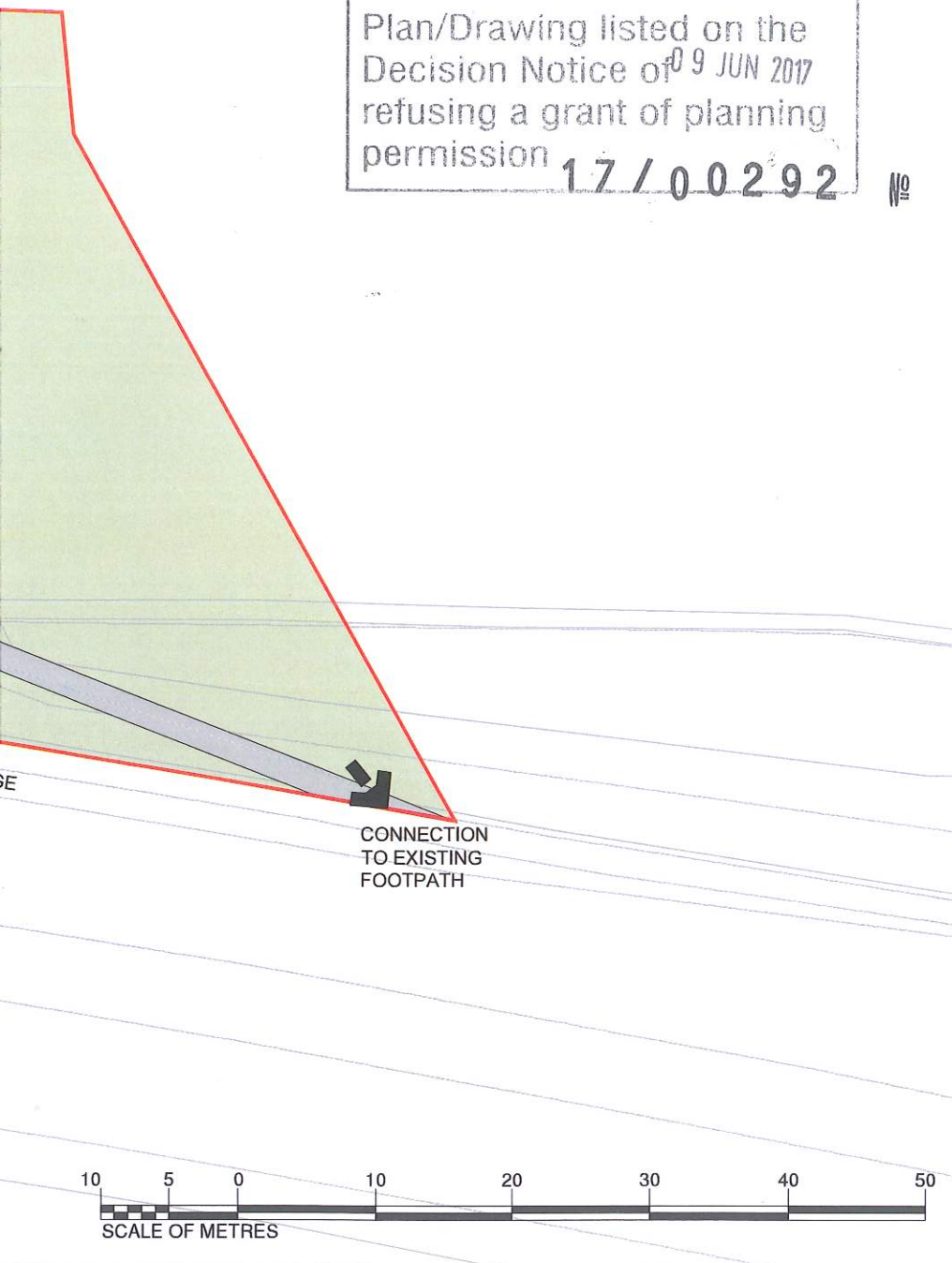
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 PUBLIC ART
 DUNBAR
 EAST LoTHIAN

OWNERSHIP PLAN
 FOR PUBLIC ART

SCALE 1:500 / A3	DATE / DRAWN 04.10.16 / LF	PROJ. TYPE PUBLIC ART	SHEET No. / No. SHEETS 1 / 1
DRAWING REFERENCE 12023(OS)002			
DESIGN PURPOSE PLANNING		WORK STAGE OUTLINE	
FILE CLASSIFICATION (OS)SERIES		FILE REFERENCE 12023(OS)001	

AND ALLOCATED FOR
EMPLOYMENT USES WITHIN THE
PROPOSED LOCAL
DEVELOPMENT PLAN 2016

EAST LoTHIAN COUNCIL
Plan/Drawing listed on the
Decision Notice of 09 JUN 2017
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permission 17 / 00292

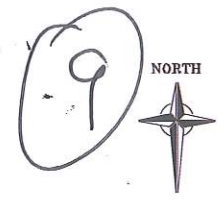


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REV	DESCRIPTION	DRAWN	CHEK.	DATE
C	LAYOUT AMENDED TO ALIGN WITH ELC PLANNING COMMENTS	LF		10.04.17

- KEY:
- PROPOSED MOUND - GRASS
 - PROPOSED PATH - TARMAC

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DUNBAR
EAST LoTHIAN

PROPOSED SITE LAYOUT
FOR PUBLIC ART

SCALE / SIZE 1:500 / A3	DATE / DRAWN 04.10.16/ LF	PROJ. TYPE PUBLIC ART	SHEET No. / TOTAL SHEETS 1 / 1
DRAWING REFERENCE 12023(PL)001-C			
ISSUE PURPOSE PLANNING	WORK STAGE OUTLINE		
FILE CLASSIFICATION (OS)ISERIES	FILE REFERENCE 12023(PL)001		

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PROPOSED LOCAL
DEVELOPMENT PLAN 2016

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permission **17/00292** No

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REV	DESCRIPTION	DRAWN	CHECKED	DATE
C	LAYOUT AMENDED TO ALIGN WITH ELC PLANNING COMMENTS	LF		10.04.17

KEY:

-  PROPOSED MOUND - GRASS
-  PROPOSED PATH - TARMAC

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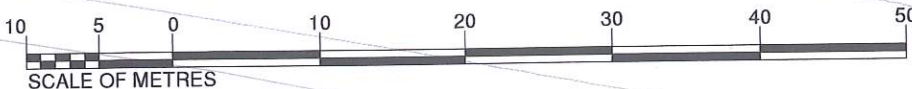
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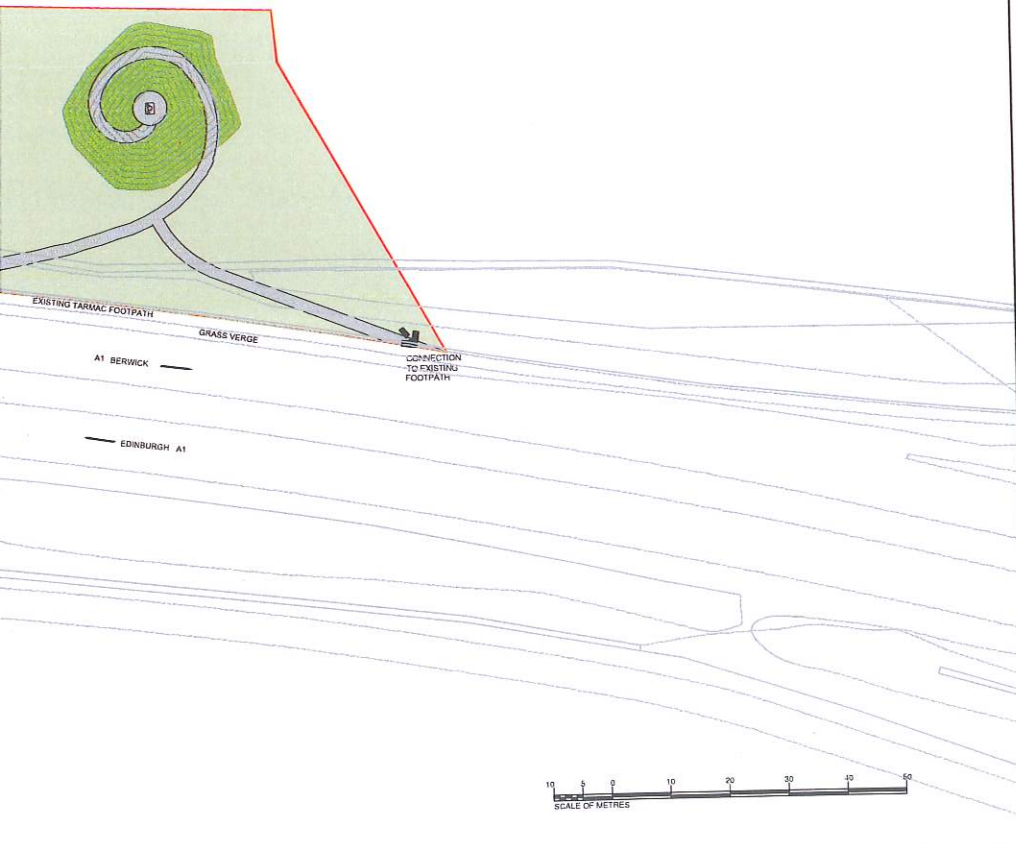
PROPOSED SITE LAYOUT
+ TOPOGRAPHICAL SURVEY
FOR PUBLIC ART

SCALE / SIZE	DATE / DRAWN	PROJ. TYPE	SHEET No. / TOTAL SHEETS
1:500 / A3	04.10.16/LF	PUBLIC ART	1 / 1
DRAWING REFERENCE 12023(PL)002-C			
ISSUE PURPOSE PLANNING	WORK PAGE OUTLINE	FILE REFERENCE 12023(PL)002	
FILE CLASSIFICATION (OS)SERIES			



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LAND ALLOCATED FOR
 EMPLOYMENT USES WITHIN THE
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 DEVELOPMENT PLAN 2016



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REV	DESCRIPTION	ISSUED	CHECKED	DATE
B	LAYOUT AMENDED TO ALIGN WITH ELC PLANNING COMMENTS	LF		10.04.17

KEY:

-  PROPOSED MOUND - GRASS
-  PROPOSED PATH - TARMAC

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PROPOSED SITE LAYOUT
 FOR PUBLIC ART
 IN CONTEXT

SCALE / SIZE	DATE / DRAWN	PROJ. TYPE	SHEET No. / No. SHEETS
1:1250 / A3	04.10.16 / LF	PUBLIC ART	1 / 1
DRAWING REFERENCE 12023(PL)003-B			
ISSUE PURPOSE PLANNING		WORKSPACE OUTLINE	
FILE CLASSIFICATION (OS)SERIES		FILE REFERENCE 12023(PL)003	

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REV	DESCRIPTION	DRAWN	CHECKED	DATE
A	AMENDED TO ALIGN WITH ELC PLANNING COMMENTS	LF		10.04.17

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PROPOSED ELEVATIONS
FOR PUBLIC ART



SCALE OF METRES

SCALE / SIZE 1:50 / A3	DATE / DRAWN 04.10.16 / LF	PROJ. TYPE PUBLIC ART	SHEET No. / No. SHEETS 1 / 1
DRAWING REFERENCE 12023(PL)010_REV A			
ISSUE PURPOSE PLANNING	WORK STAGE OUTLINE		
FILE CLASSIFICATION (05)SERIES	FILE REFERENCE 12023(PL)010		

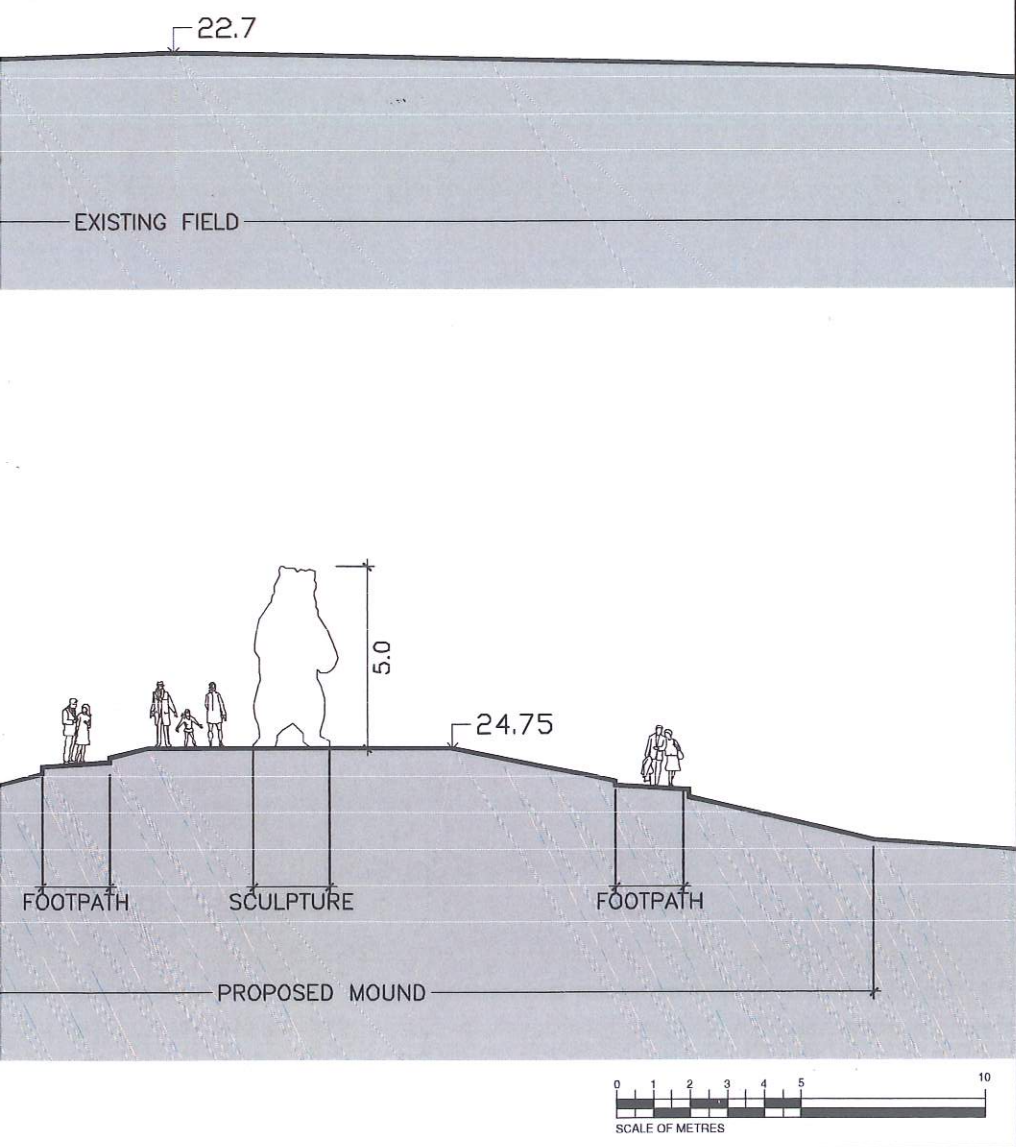
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HALLHILL DEVELOPMENTS LIMITED
 PUBLIC ART
 DUNBAR
 EAST LoTHIAN

SITE SECTIONS
 FOR PUBLIC ART

SCALE / SIZE 1:200 / A3	DATE / DRAWN 10.04.17/LF	PROJ. TYPE PUBLIC ART	SHEETNo. / Ttl. SHEETS 1 / 1
DRAWING REFERENCE 12023(PL)020		ISSUE PURPOSE PLANNING	WORK STAGE OUTLINE
FILE CLASSIFICATION (OS)SERIES		FILE REFERENCE 12023(PL)020	

To

Name (if Known):

Address:

Transport Scotland Buchanan House, 58, Port Dundas Road, Glasgow, Scotland, G4 0HF

CERTIFICATE AND NOTICE UNDER REGULATION 15 – TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (SCOTLAND) REGULATIONS 2013

Notice under regulation 15(1) of application for planning permission for service on owners and tenants of agricultural land

Proposed development at [Note 1]

Northing - 677368, Easting - 368400

TAKE NOTICE:

That application is being made to the

[Note 2]

East Lothian Council

by

[Note 3]

Hallhill Developments Limited

For planning permission to

[Note 4]

Erection of sculpture, footpath, mound and associated works on land north east of Spott Roundabout, Dunbar

2. If you wish to obtain further information on the application or to make representations about the application, you should contact the council at

[Note 5]

John Muir House, Haddington, EH41 3HA

(The grant of planning permission does not affect owner's rights to retain or dispose of their property unless there is some provision to the contrary in an agreement or lease.

Signed

EMA Architecture and Design

On behalf of: *

Hallhill Developments Limited

Date

10/04/17

* delete where inappropriate

[Note 1] Insert address of location of proposed development.

[Note 2] Insert name of Council.

[Note 3] Insert name of applicant.

[Note 4] Insert description of proposed development.

[Note 5] Insert address of Council.



John Muir House Haddington EH41 3HA Tel: 01620 827 216 Email: planning@eastlothian.gov.uk

Applications cannot be validated until all the necessary documentation has been submitted and the required fee has been paid.

Thank you for completing this application form:

ONLINE REFERENCE 100043713-001

The online reference is the unique reference for your online form only. The Planning Authority will allocate an Application Number when your form is validated. Please quote this reference if you need to contact the planning Authority about this application.

Type of Application

What is this application for? Please select one of the following: *

- Application for planning permission (including changes of use and surface mineral working).
- Application for planning permission in principle.
- Further application, (including renewal of planning permission, modification, variation or removal of a planning condition etc)
- Application for Approval of Matters specified in conditions.

Description of Proposal

Please describe the proposal including any change of use: * (Max 500 characters)

Erect public art sculpture on land north east of Spott Roundabout, Dunbar

Is this a temporary permission? * Yes No

If a change of use is to be included in the proposal has it already taken place?
(Answer 'No' if there is no change of use.) * Yes No

Has the work already been started and/or completed? *

No Yes – Started Yes - Completed

Applicant or Agent Details

Are you an applicant or an agent? * (An agent is an architect, consultant or someone else acting on behalf of the applicant in connection with this application)

Applicant Agent

Agent Details

Please enter Agent details

Company/Organisation:	EMA Architecture + Design		
Ref. Number:		You must enter a Building Name or Number, or both: *	
First Name: *	EMA	Building Name:	
Last Name: *	Architecture and Design	Building Number:	42
Telephone Number: *	0131 247 1450	Address 1 (Street): *	Charlotte Square
Extension Number:		Address 2:	
Mobile Number:		Town/City: *	Edinburgh
Fax Number:		Country: *	Scotland
		Postcode: *	EH2 4HQ
Email Address: *	laura.f@ema-architects.co.uk		

Is the applicant an individual or an organisation/corporate entity? *

Individual Organisation/Corporate entity

Applicant Details

Please enter Applicant details

Title:		You must enter a Building Name or Number, or both: *	
Other Title:		Building Name:	
First Name: *		Building Number:	295
Last Name: *		Address 1 (Street): *	Fenwick Road
Company/Organisation	Hallhill Developments Limited	Address 2:	
Telephone Number: *		Town/City: *	Giffnock
Extension Number:		Country: *	Scotland
Mobile Number:		Postcode: *	G46 6UH
Fax Number:			
Email Address: *			

Site Address Details

Planning Authority:

East Lothian Council

Full postal address of the site (including postcode where available):

Address 1:

Address 2:

Address 3:

Address 4:

Address 5:

Town/City/Settlement:

Post Code:

Please identify/describe the location of the site or sites

Northing

677368

Easting

368400

Pre-Application Discussion

Have you discussed your proposal with the planning authority? *

Yes No

Pre-Application Discussion Details Cont.

In what format was the feedback given? *

Meeting Telephone Letter Email

Please provide a description of the feedback you were given and the name of the officer who provided this feedback. If a processing agreement [note 1] is currently in place or if you are currently discussing a processing agreement with the planning authority, please provide details of this. (This will help the authority to deal with this application more efficiently.) * (max 500 characters)

Met with the planning convenor in regards to the application

Title:

Other title:

First Name:

Last Name:

Correspondence Reference
Number:

Date (dd/mm/yyyy):

Note 1. A Processing agreement involves setting out the key stages involved in determining a planning application, identifying what information is required and from whom and setting timescales for the delivery of various stages of the process.

Site Area

Please state the site area:

0.37

Please state the measurement type used:

Hectares (ha) Square Metres (sq.m)

Existing Use

Please describe the current or most recent use: * (Max 500 characters)

land allocated for employment uses within the Proposed Local Development Plan 2016

Access and Parking

Are you proposing a new altered vehicle access to or from a public road? *

Yes No

If Yes please describe and show on your drawings the position of any existing. Altered or new access points, highlighting the changes you propose to make. You should also show existing footpaths and note if there will be any impact on these.

Are you proposing any change to public paths, public rights of way or affecting any public right of access? *

Yes No

If Yes please show on your drawings the position of any affected areas highlighting the changes you propose to make, including arrangements for continuing or alternative public access.

How many vehicle parking spaces (garaging and open parking) currently exist on the application Site?

0

How many vehicle parking spaces (garaging and open parking) do you propose on the site (i.e. the Total of existing and any new spaces or a reduced number of spaces)? *

0

Please show on your drawings the position of existing and proposed parking spaces and identify if these are for the use of particular types of vehicles (e.g. parking for disabled people, coaches, HGV vehicles, cycles spaces).

Water Supply and Drainage Arrangements

Will your proposal require new or altered water supply or drainage arrangements? *

Yes No

Do your proposals make provision for sustainable drainage of surface water?? *
(e.g. SUDS arrangements) *

Yes No

Note:-

Please include details of SUDS arrangements on your plans

Selecting 'No' to the above question means that you could be in breach of Environmental legislation.

Are you proposing to connect to the public water supply network? *

- Yes
 No, using a private water supply
 No connection required

If No, using a private water supply, please show on plans the supply and all works needed to provide it (on or off site).

Assessment of Flood Risk

Is the site within an area of known risk of flooding? *

Yes No Don't Know

If the site is within an area of known risk of flooding you may need to submit a Flood Risk Assessment before your application can be determined. You may wish to contact your Planning Authority or SEPA for advice on what information may be required.

Do you think your proposal may increase the flood risk elsewhere? *

Yes No Don't Know

Trees

Are there any trees on or adjacent to the application site? *

Yes No

If Yes, please mark on your drawings any trees, known protected trees and their canopy spread close to the proposal site and indicate if any are to be cut back or felled.

Waste Storage and Collection

Do the plans incorporate areas to store and aid the collection of waste (including recycling)? *

Yes No

If Yes or No, please provide further details: * (Max 500 characters)

not applicable

Residential Units Including Conversion

Does your proposal include new or additional houses and/or flats? *

Yes No

All Types of Non Housing Development – Proposed New Floorspace

Does your proposal alter or create non-residential floorspace? *

Yes No

Schedule 3 Development

Does the proposal involve a form of development listed in Schedule 3 of the Town and Country Planning (Development Management Procedure (Scotland) Regulations 2013) *

Yes No Don't Know

If yes, your proposal will additionally have to be advertised in a newspaper circulating in the area of the development. Your planning authority will do this on your behalf but will charge you a fee. Please check the planning authority's website for advice on the additional fee and add this to your planning fee.

If you are unsure whether your proposal involves a form of development listed in Schedule 3, please check the Help Text and Guidance notes before contacting your planning authority.

Planning Service Employee/Elected Member Interest

Is the applicant, or the applicant's spouse/partner, either a member of staff within the planning service or an elected member of the planning authority? *

Yes No

Certificates and Notices

CERTIFICATE AND NOTICE UNDER REGULATION 15 – TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (SCOTLAND) REGULATION 2013

One Certificate must be completed and submitted along with the application form. This is most usually Certificate A, Form 1, Certificate B, Certificate C or Certificate E.

Are you/the applicant the sole owner of ALL the land? *

Yes No

Is any of the land part of an agricultural holding? *

Yes No

Certificate Required

The following Land Ownership Certificate is required to complete this section of the proposal:

Certificate A

Land Ownership Certificate

Certificate and Notice under Regulation 15 of the Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

Certificate A

I hereby certify that –

(1) - No person other than myself/the applicant was an owner (Any person who, in respect of any part of the land, is the owner or is the lessee under a lease thereof of which not less than 7 years remain unexpired.) of any part of the land to which the application relates at the beginning of the period of 21 days ending with the date of the accompanying application.

(2) - None of the land to which the application relates constitutes or forms part of an agricultural holding

Signed: EMA Architecture and Design

On behalf of: Hallhill Developments Limited

Date: 20/03/2017

Please tick here to certify this Certificate. *

Checklist – Application for Planning Permission

Town and Country Planning (Scotland) Act 1997

The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

Please take a few moments to complete the following checklist in order to ensure that you have provided all the necessary information in support of your application. Failure to submit sufficient information with your application may result in your application being deemed invalid. The planning authority will not start processing your application until it is valid.

a) If this is a further application where there is a variation of conditions attached to a previous consent, have you provided a statement to that effect? *

Yes No Not applicable to this application

b) If this is an application for planning permission or planning permission in principal where there is a crown interest in the land, have you provided a statement to that effect? *

Yes No Not applicable to this application

c) If this is an application for planning permission, planning permission in principle or a further application and the application is for development belonging to the categories of national or major development (other than one under Section 42 of the planning Act), have you provided a Pre-Application Consultation Report? *

Yes No Not applicable to this application

Town and Country Planning (Scotland) Act 1997

The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

d) If this is an application for planning permission and the application relates to development belonging to the categories of national or major developments and you do not benefit from exemption under Regulation 13 of The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013, have you provided a Design and Access Statement? *

Yes No Not applicable to this application

e) If this is an application for planning permission and relates to development belonging to the category of local developments (subject to regulation 13. (2) and (3) of the Development Management Procedure (Scotland) Regulations 2013) have you provided a Design Statement? *

Yes No Not applicable to this application

f) If your application relates to installation of an antenna to be employed in an electronic communication network, have you provided an ICNIRP Declaration? *

Yes No Not applicable to this application

g) If this is an application for planning permission, planning permission in principle, an application for approval of matters specified in conditions or an application for mineral development, have you provided any other plans or drawings as necessary:

Site Layout Plan or Block plan.

Elevations.

Floor plans.

Cross sections.

Roof plan.

Master Plan/Framework Plan.

Landscape plan.

Photographs and/or photomontages.

Other.

If Other, please specify: * (Max 500 characters)

Provide copies of the following documents if applicable:

A copy of an Environmental Statement. *

Yes N/A

A Design Statement or Design and Access Statement. *

Yes N/A

A Flood Risk Assessment. *

Yes N/A

A Drainage Impact Assessment (including proposals for Sustainable Drainage Systems). *

Yes N/A

Drainage/SUDS layout. *

Yes N/A

A Transport Assessment or Travel Plan

Yes N/A

Contaminated Land Assessment. *

Yes N/A

Habitat Survey. *

Yes N/A

A Processing Agreement. *

Yes N/A

Other Statements (please specify). (Max 500 characters)

Declare – For Application to Planning Authority

I, the applicant/agent certify that this is an application to the planning authority as described in this form. The accompanying Plans/drawings and additional information are provided as a part of this application.

Declaration Name: EMA Architecture + Design EMA Architecture and Design

Declaration Date: 22/03/2017

Payment Details

Departmental Charge Code: PAYMENT ELECTRONICALLY

Created: 22/03/2017 16:47



DESIGN DOCUMENT FOR PUBLIC ART - HALLHILL, DUNBAR

HALLHILL, DUNBAR

Planning permission in principle 09/00486/OUT granted in January 2012 requires a proposal for public art to be submitted to East Lothian Council for approval. Approval was obtained late 2015 and now implementation of the public art is required prior to the occupation of the final house within the 525 units being constructed.

This application illustrates the proposal by the sculptor Andy Scott for a work of public art proposed at the eastern gateway to Dunbar within land allocated for employment uses within the Proposed Local Development Plan 2016 (PLDP). Andy Scott is a renowned Scottish artist and a leading name in his field. His sculptures in other Scottish towns have very quickly become well loved local landmarks.

This location has been chosen because it forms the primary gateway into Dunbar from the A1 and is visible from the railway line. It is also immediately adjacent to the emerging commercial area, which has recently benefitted from the construction of a restaurant, a hotel and a garden centre. The sculpture will make a positive contribution to the emerging identity of Dunbar's new gateway.

* Proposed location of public art sculpture



Approved Masterplan Layout 09/00486/OUT



Dr. Andy Scott BA (Hons) FRIAS ARBS FSSAA

A graduate of Glasgow School of Art in 1986, Andy has completed over 70 projects across a wide range of disciplines across the UK and internationally.

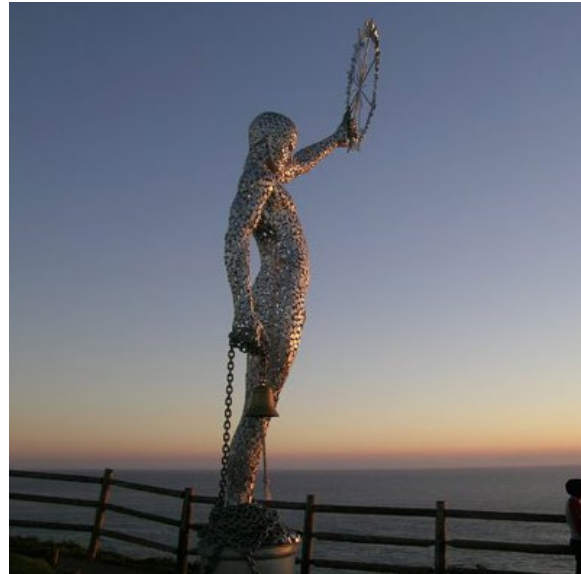
Andy works to commission. His distinctive hand-crafted figurative sculptures combine traditional dexterity with contemporary fabrication techniques, and range in scale from 3 to 30 metres in height. He works in steel and bronze, with his inspiration firmly rooted in the figurative genre.

He works with regular teams of structural engineers, fabricators, haulage & crane operators, lighting designers and a host of other specialist professionals to create striking landmark artworks.

Andy and his projects have been the recipients of many awards and accolades. In 2014 he received an Honorary Doctorate from the Engineering Department of Strathclyde University, an Honorary Fellowship of the Royal Incorporation of Architects in Scotland and an Honorary Fellowship of the Scottish Society of Architectural Artists.

The Kelpies sculptures have won a Saltire Award for Civil Engineering, UK Structural Steel Award, National Landmark of the Year by BBC, and were recognised as a “National Treasure” by the UK National Lottery. They have also been adopted by UKTI as a symbol of Great Britain for their 2014 campaign in China and by Visit Scotland for their new international campaign 2016.

<http://www.scottsculptures.co.uk>



Argestes Aqua, Australia



Phoenix, Easterhouse



Arria, Cumbernauld



Stride, Alloa

THE PROPOSAL

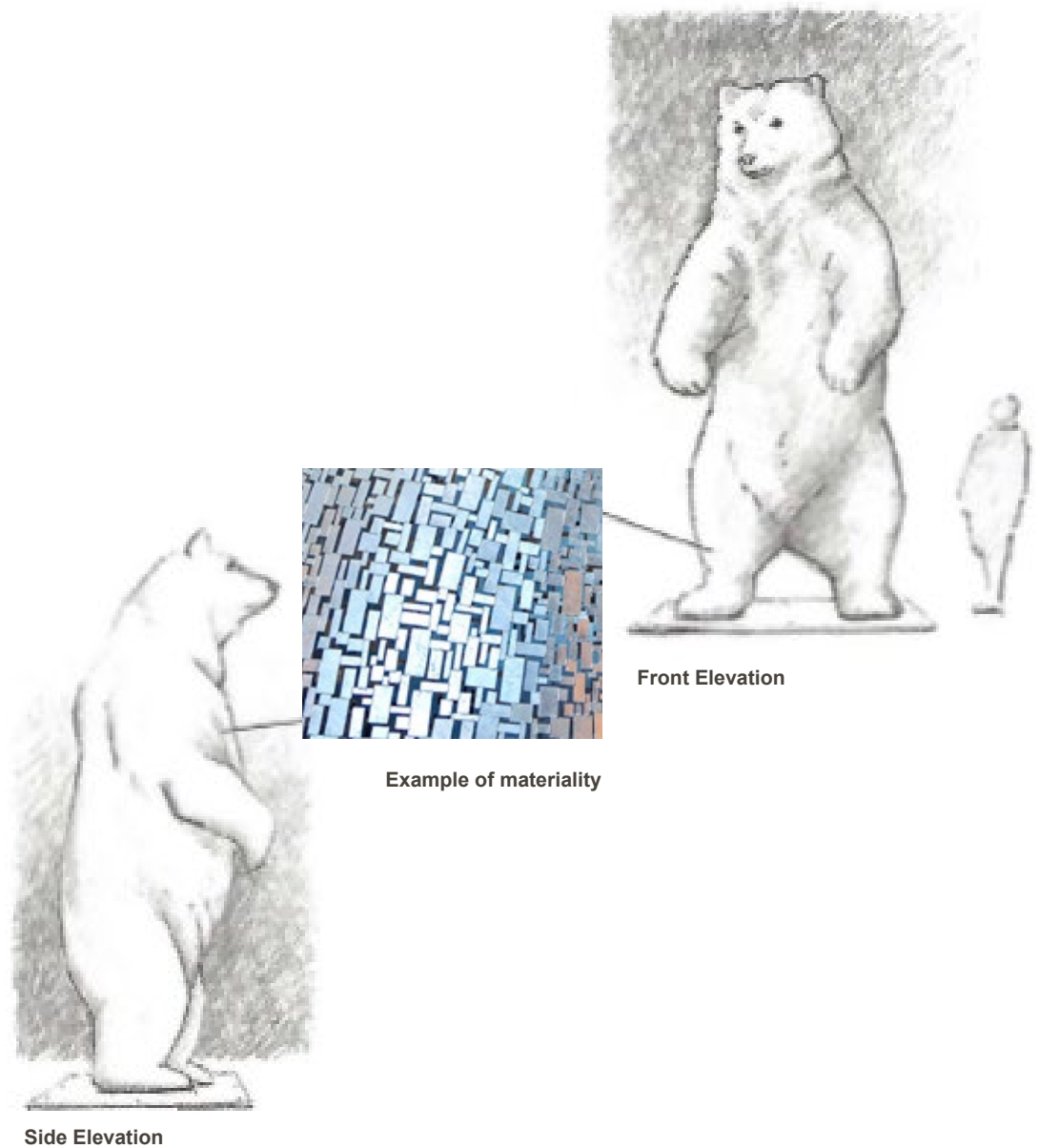
The sculpture will be of a bear. It will stand to the north east of the junction of the A1 and Spott Road. It will stand approximately 5 metres high.

Why a bear? The bear symbolizes Dunbar's most famous son, the environmentalist and forefather of the United States' national parks, John Muir. Much celebrated of late, his role in the awakening of our interest in the natural world is profound. It has been chosen to sculpt an animal symbolic of his travels through the far-off wildernesses of America's west, in the Rockies and Alaska.

The bear will stand as a welcoming icon to the town of Dunbar and act as a prominent landmark as well as a subtle reminder of John Muir. (There already is a traditional bronze memorial statue of him in the town centre).

The sculpture will be made of welded steel and will be fabricated from steel plates of various thicknesses, heavy at the bottom and lighter towards the top, giving the structure an inherent strength. The artwork will be fully galvanized to protect against the elements. It will be welded to a steel base plate, which in turn will be bolted to a concrete foundation slab and fixed via eight 16mm resin anchors.

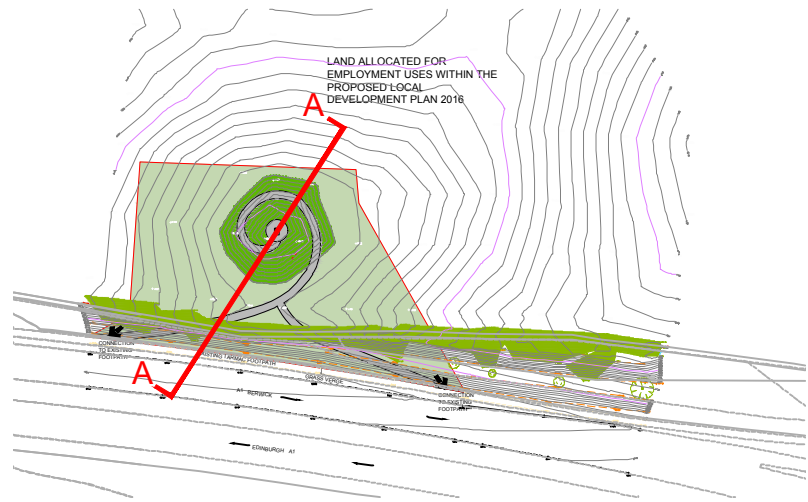
The sculpture should be sited above the height of the existing shrubbery at present on a mound. The mound will allow access to the base of the bear and be designed with road safety in mind.



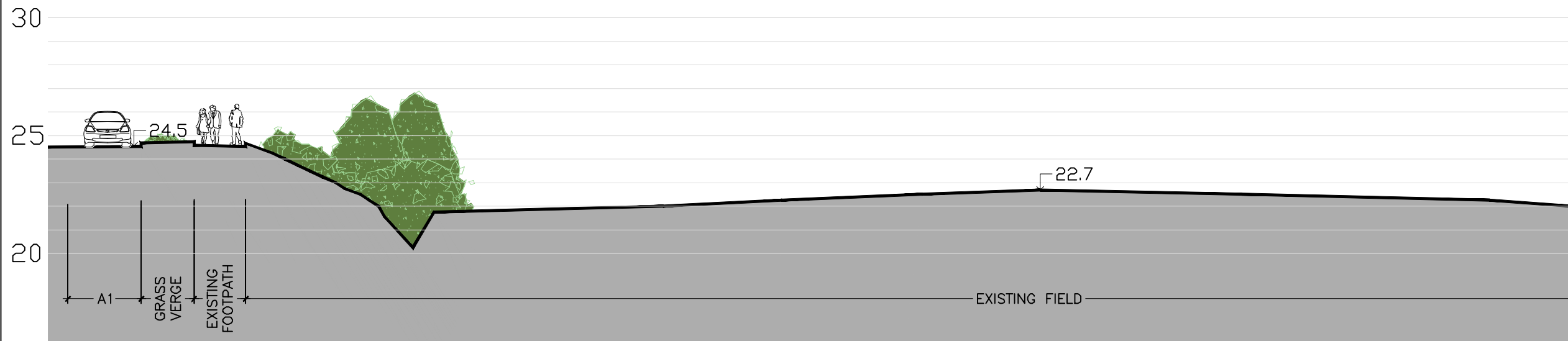




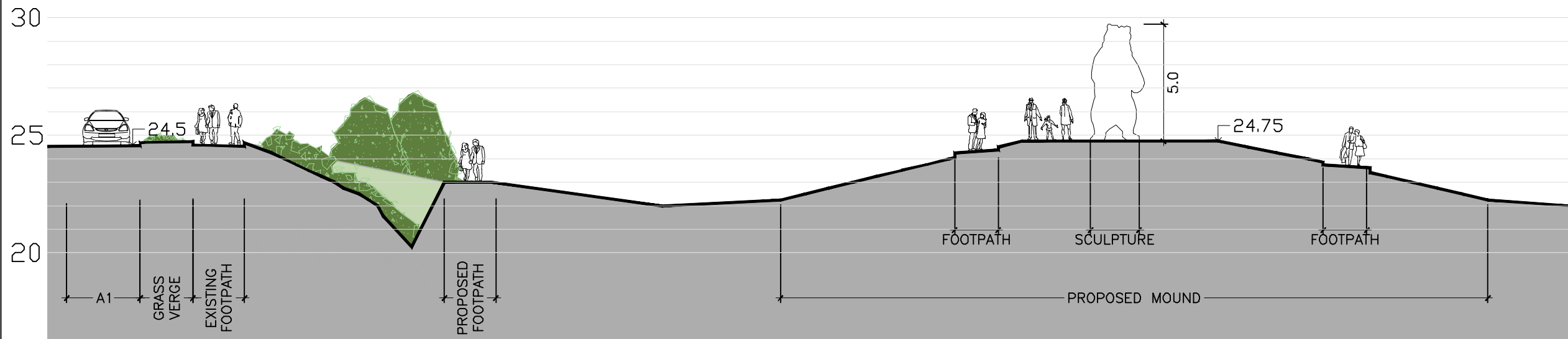
EMA Architecture + Design Limited
Chartered Architects
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EDINBURGH EH2 4HQ
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www.ema-architects.co.uk



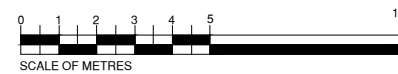
SITE PLAN
1:2000



EXISTING SITE SECTION
1:200



PROPOSED SITE SECTION
1:200



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REV	DESCRIPTION	DRAWN	CHKD.	DATE

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EAST LoTHIAN



SITE SECTIONS
FOR PUBLIC ART

SCALE / SIZE	DATE DRAWN	PROJ. TYPE	SHEET No. / No. SHEETS
1:200 / A3	10.04.17/LF	PUBLIC ART	1 / 1
DRAWING REFERENCE		12023(PL)020	
ISSUE PURPOSE	WORK STAGE		
PLANNING	OUTLINE		
FILE CLASSIFICATION (OS)SERIES	FILE REFERENCE	12023(PL)020	



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REV	DESCRIPTION	DRWN	CHKD	DATE
B	LAYOUT AMENDED TO ALIGN WITH ELC PLANNING COMMENTS	LF		10.04.17

- KEY:
-  PROPOSED MOUND - GRASS
 -  PROPOSED PATH - TARMAC



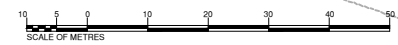
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PROPOSED SITE LAYOUT
 FOR PUBLIC ART
 IN CONTEXT

SCALE / SIZE	DATE / DRWN	PROJ. TYPE	SHEET No. / No. SHEETS
1:1250 / A3	04.10.16 / LF	PUBLIC ART	1 / 1
DRAWING REFERENCE: 12023(PL)003-B			
ISSUE PURPOSE PLANNING	FILE CLASSIFICATION (OS)SERIES	WORK STAGE OUTLINE	FILE REFERENCE 12023(PL)003



LAND ALLOCATED FOR
EMPLOYMENT USES WITHIN THE
PROPOSED LOCAL
DEVELOPMENT PLAN 2016

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REV	DESCRIPTION	ORIGIN	CHKD.	DATE
C	LAYOUT AMENDED TO ALIGN WITH ELC PLANNING COMMENTS	LF		10.04.17

KEY:



PROPOSED MOUND - GRASS



PROPOSED PATH - TARMAC



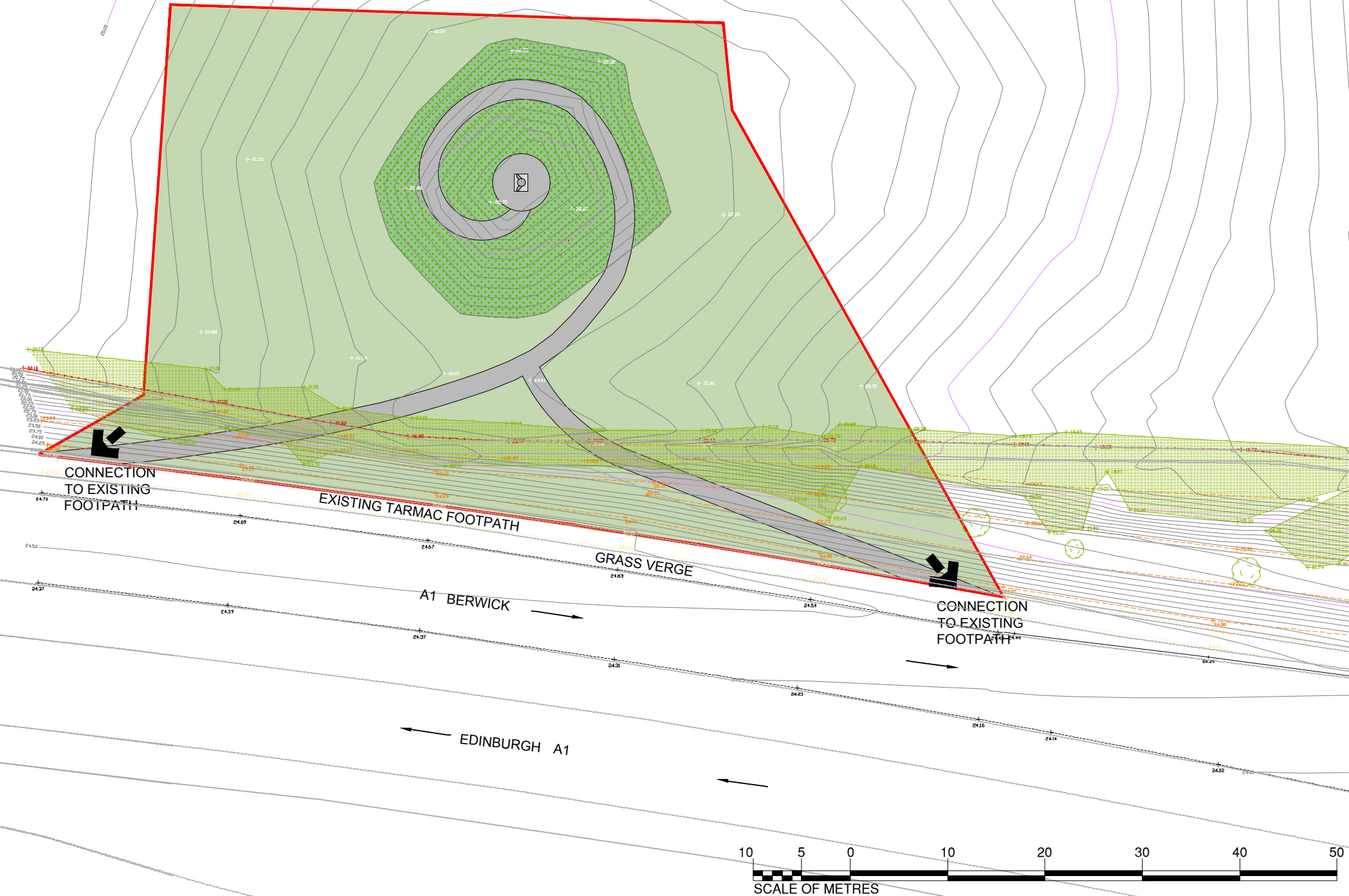
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PROPOSED SITE LAYOUT
+ TOPOGRAPHICAL SURVEY
FOR PUBLIC ART

SCALE / SIZE	DATE / DRAWN	PROJ. TYPE	SHEET No. / No. SHEETS
1:500 / A3	04.10.16 / LF	PUBLIC ART	1 / 1
DRAWING REFERENCE: 12023(PL)002-C			
ISSUE PURPOSE: PLANNING	WORK STAGE: OUTLINE	FILE CLASSIFICATION: (OS)SERIES	FILE REFERENCE: 12023(PL)002



LAND ALLOCATED FOR EMPLOYMENT USES WITHIN THE PROPOSED LOCAL DEVELOPMENT PLAN 2016

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REV	DESCRIPTION	ORIGIN	CHGD.	DATE
C	LAYOUT AMENDED TO ALIGN WITH ELC PLANNING COMMENTS	LF		10.04.17

KEY:



PROPOSED MOUND - GRASS



PROPOSED PATH - TARMAC



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PROPOSED SITE LAYOUT
FOR PUBLIC ART




SCALE / SIZE	DATE / DRAWN	PROJ. TYPE	SHEET No. / No. SHEETS
1:500 / A3	04.10.16 / LF	PUBLIC ART	1 / 1
DRAWING REFERENCE: 12023(PL)001-C			
ISSUE PURPOSE PLANNING (OS)SERIES	WORK STAGE OUTLINE FILE REFERENCE 12023(PL)001		



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REV	DESCRIPTION	DRWN	CHKD	DATE

KEY:

-  OWNERSHIP OF HALLHILL DEVELOPMENTS
-  OWNERSHIP OUT WITH APPLICANT TITLE
-  APPLICATION BOUNDARY



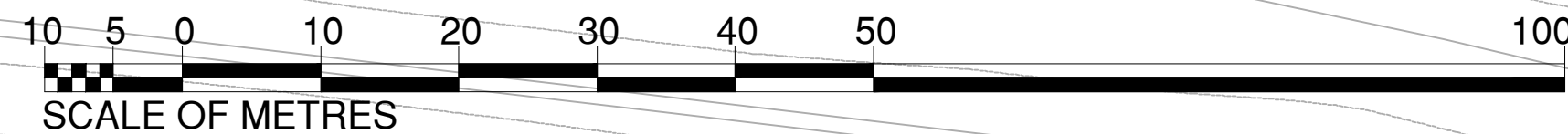
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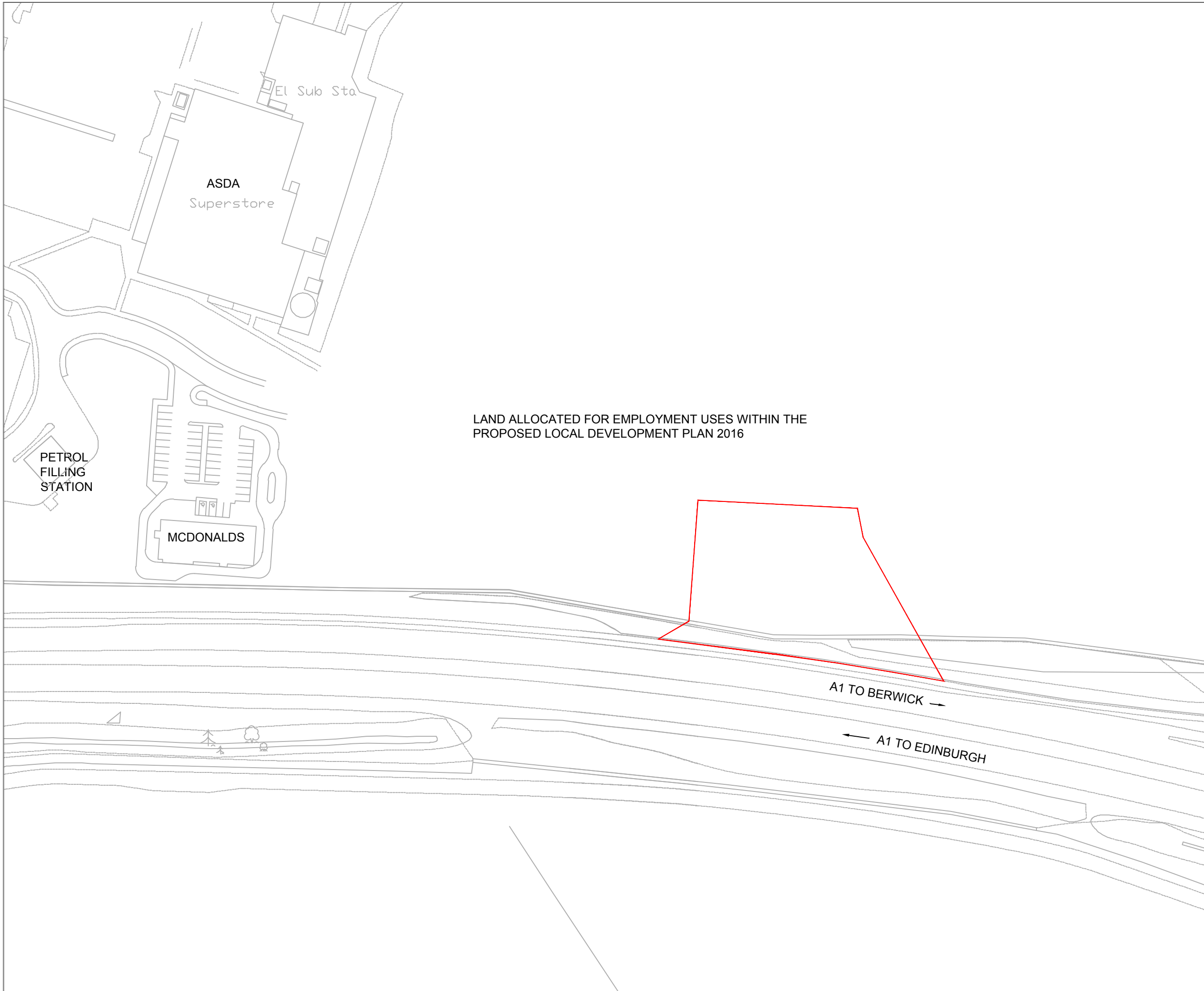
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OWNERSHIP PLAN
 FOR PUBLIC ART

SCALE / SIZE 1:500 / A3	DATE / DRWN 04.10.16 / LF	PROJ TYPE PUBLIC ART	SHEET No / No SHEETS 1 / 1
DRAWING REFERENCE 12023(OS)002			
ISSUE PURPOSE PLANNING	FILE CLASSIFICATION (OS)SERIES	WORK STAGE OUTLINE	FILE REFERENCE 12023(OS)001





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REV	DESCRIPTION	DRWN	CHKD	DATE
B	LOCATION OF PUBLIC ART CHANGED	LF	JF	20.03.17



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PROPOSED LOCATION PLAN
 FOR PUBLIC ART

SCALE / SIZE	DATE / DRWN	PROJ. TYPE	SHEET No. / No. SHEETS
1:1250 / A3	04.10.16 / LF	PUBLIC ART	1 / 1
DRAWING REFERENCE: 12023(OS)001-B			
ISSUE PURPOSE	WORK STAGE	FILE REFERENCE	
PLANNING	OUTLINE	12023(OS)001	
(OS)SERIES			