

# COMMUNITY ASSET TRANSFER: ASSET TRANSFER REQUEST

#### **IMPORTANT NOTES**

Eligible Community Transfer Bodies have a right to submit an Asset Transfer Request under Part 5 of the Community Empowerment (Scotland) Act 2015 (the Act). However, there is no legal requirement that all requests must go through the process set out in the legislation where both parties are able to reach an agreement.

If you wish to make a request under the Act then you must state this clearly in the box at the bottom of this page. If you are in any doubt then please discuss this with the council's Asset Transfer Team before making your request.

You are strongly advised to contact the council's Asset Transfer Team by telephone on 01343 563915 or by email to <u>CAT@moray.gov.uk</u> to discuss your proposal prior to making a request.

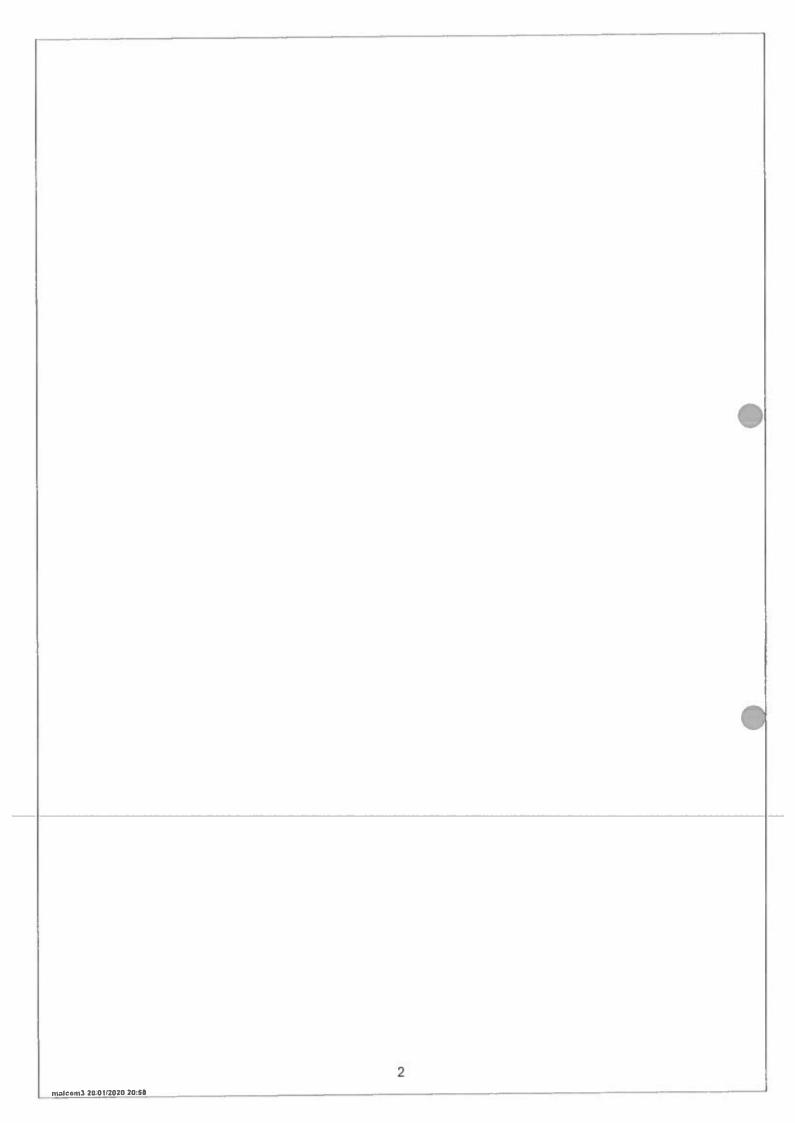
All community bodies intending to make an Asset Transfer Request to Moray Council are encouraged to take advantage of our pre-application advice service beforehand. This can help improve outcomes and ensure that your request can be processed as quickly as possible through the most appropriate route.

Please complete all sections of this form as fully as possible (if a question is not applicable please mark with N/A) and, where possible, submit the form electronically to <u>CAT@moray.gov.uk</u>.

This form and ALL supporting documents will be made available online for any interested person to read and comment on. Personal information will be blacked out before the form is made available.

Do you wish your Asset Transfer Request to be considered under Part 5 of the Community	Yes	х
Empowerment (Scotland) Act 2015? (Please tick the relevant box)	No	

An Asset Transfer Request can only be considered under the Act if it is made by an eligible Community Transfer Body as defined by the Act. Ticking 'No' will mean that your request will be considered outside of the Act.



# Section A: Information about the community organisation making the request

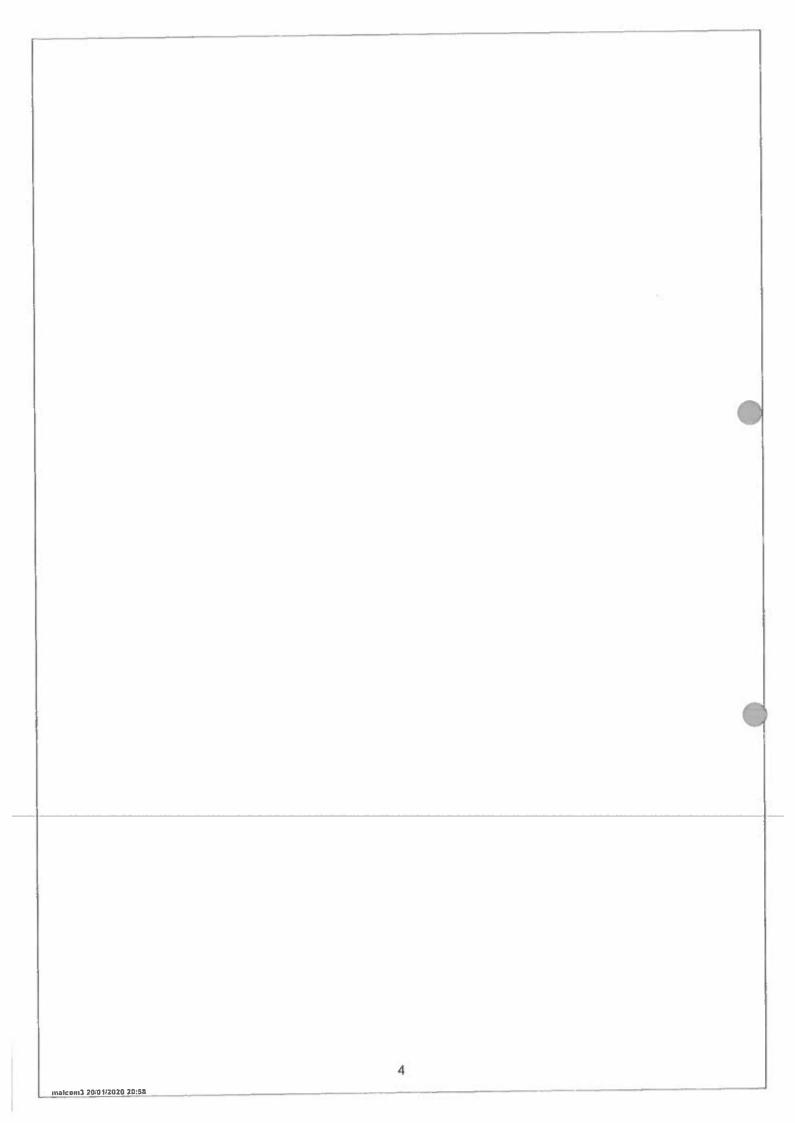
1. Details of community	organisation
Name of organisation	Lossiemouth Community Development Trust [Lossiemouth Skatepark Initiative]
Registered address	
Postcode	

2. Organisation contact Information	
Contact name	
Position in organisation	Chairman Lossiemouth Skatepark Initiative (Subgroup of LCDT)
Postal address (inc postcode) If different from above	
Contact telephone no.	
Contact email address	

We agree that correspondence in relation to this advice request may be sent by email to the address given above. (tick to indicate agreement)

You can ask us to stop sending correspondence by email, or change the email address, by telling us at any time; please give 5 working days' notice.

<ol><li>Please tick the corresponding box(es) below to confirm the type of organisation and its official number(s), where applicable:</li></ol>		e type of
Company and its company number	Х	SC491983
If the company is a registered charity, please also tick this box and provide its charity number	х	SCO45972
Scottish Charitable Incorporated Organisation (SCIO) and its charity number		
Community Benefit Society (BenCom) and its registered number		100 m m
Unincorporated organisation (no number)		



		responding box below to confirm which documents vice request:	;
Constitution			
Articles of As	sociation		Х
Registered R	ules		
If the organis	ation does	not have a written constitution, please tick this box.	
Please note		mal asset transfer request will only be considered from nity controlled bodies with a written constitution.	those
	organisation Scottish N	on been individually designated as a Community Tr	ansfe
Yes		Please note that this question relates only to those bo	odies
No		referred to in section 77(2)(a) of the Community	
Don't know		Empowerment (Scotland) Act 2015.	
	<del>-</del>	tion fall within a class of bodies which has been munity Transfer Bodies by Scottish Ministers?	
Yes		Please note that this question relates only to those bo	odies
No		referred to in section 77(2)(b) of the Community	
Don't know		Empowerment (Scotland) Act 2015.	
If yes, pleas date of the o	•	class of bodies it falls within together with the title n order:	and

## Section B: Information about the land and rights in which you are interested

1. You should provide a street address and/or grid reference and any name by which the land or building is known as. If you have identified the land via the Council's register of land, please enter the details we have listed.

Name of Asset	Coulardbank Playing Fields
Name Asset otherwise known by	Lossiemouth Playing Fields
Asset Address	Coulardbank Playing Fields, Coulardbank Road, Lossiemouth, IV31 6EE
Grid Reference of Asset	NJ2314570181
Asset UPRN (Unique Property Reference) as listed on Council Register	03/01241/ASS

2. Please provide a sketch or drawing showing the boundaries of the land or building in which you are interested. If you are interested in part of a piece of land or building, please explain clearly your requirements in your answer to question 3 below.

Sketch/drawing attached Please see attached document

3. Please provide a description of the asset you are interested in. Your description should give enough information to clearly identify your requirements.

We are interested in leasing a section of the playing fields between the playpark, the fenced off football pitch and the road.

## Section C: Type of Request

## 1. Please indicate below what type of request you intend making:

Ownership (section 79(2)(a) of the Act) – go to question 2	
Lease (section 79(2)(b)(i) of the Act) – go to question 3	Х
Other rights (section 79(2)(b)(ii) of the Act) – go to question 4	

### 2. Request for Ownership

What price are you prepared to pay for the asset?	£
Go to question 5.	

### 3. Request for a Lease

What length of lease are you proposing?	Given that we are proposing to build a permanent skatepark on the land, we are seeking as long a lease as possible. (In order for us to attract external funding a lease of at least 25 years is necessary.)
How much rent are you prepared to pay?	£0 per

Go to question 5.

### 4. Request for Other Rights

What rights do you intend requesting?

Do you propose paying for these rights? (tic	ck box)	Yes	No	

(This should include details of any responsibilities that you would wish the Council to retain, e.g. responsibilities under a proposed lease arrangement.)

Lossiemouth Community Development Trust will accept responsibility for all necessary repairs, maintenance and insurances under the proposed lease. Other concrete skatepark annual maintenance costs are minimal and we expect this to be the case for our skatepark. The skatepark tendering process will include for provision of suitable bins in close proximity to the skatepark. Lossiemouth Skatepark Initiative will manage general housekeeping of the skatepark on an ongoing basis. Waste signage will be provided at the park. Where possible, the skatepark perimeter will have edges that allow for easy grass cutting. Lossiemouth Community Development Trust are seeking as long a lease as possible, ideally more than 25 years.

## Section D: Reasons for Request

#### 1. Community Proposal

Please set out the reasons for seeking an asset transfer and describe how the land or building is intended to be used.

(This should explain the objectives of your project, why there is a need for it, any development or changes you plan to make to the asset, and any activities that will take place there.)

We have been advised that in order to be in a position to commence applying for funding for the construction of the skatepark, we first require to have a CAT in place and lease agreed with Moray Council for the site.

There is a lack of a suitable wheeled sports facility locally and many potential park users are practicing their skills on pavements and other areas not suitable for such activities

A comprehensive community consultation carried out by the Community Council (attended by over 40 groups and associations) highlighted many priorities which are all included in the Lossiemouth Community Action Plan (2015-2020). One of the priorities was a need for a Skatepark in the town.

Lossiemouth Skatepark Initiative was formed as a sub group of Lossiemouth Community Development Trust, to progress and deliver a skatepark in the town. We have been steadily proactive in engaging the local community with significant support from young people, local residents, local councils, local development trusts, sports committees and MPs who are keen to unite around a shared vision.

The intended use of the land is a unique surf inspired skatepark. The proposed surfskatepark will be a top-quality, free-to-use sports facility for the people of Lossiemouth and the surrounding area, for people of all ages and abilities.

It will be of a concrete construction and will sit sympathetically within its surroundings to create an intriguing visual focus on what was otherwise un-used land. The facility will incorporate different sections so multiple users can participate at the same time. The facility will be user friendly to most wheeled sports i.e. skateboarding, bmx, in-line skating/rollerblades and scooters.

The site is in a central, easily accessible location with a bus stop situated directly opposite it. A playpark, football pitch and playing fields sit adjacent to the site which enhances its accessibility. The site has the advantage of being in a safe location for children to use, and is visible from all surrounding angles.

Local and global interest in wheeled sports such as skateboarding is growing, as is evident with skateboarding featuring in the 2020 Tokyo Olympics. This growing interest in wheeled sports will have a positive impact on the local economy with many people coming to Lossiemouth to use the new facility.

Looking to the future, we intend to provide lessons and workshops for skateboarding and other wheeled sports to ensure there is continued uptake of the sport and use of the facility.

#### 2. Benefits of the Proposal

Please set out the benefits that you consider would arise if the proposed request were to be agreed.

(This should explain how the project would benefit your community and others. Please refer to the Scottish Government Guidance document on how the Council will consider the benefits of the request.)

The benefits of a surf inspired skatepark in Lossiemouth are as follows:

Promote or Improve : Economic Development

Whilst most skateparks are not intended to be an economic-development tool, both direct and indirect economic benefits can be identified:

Local groundworks and construction companies will be employed during the facility construction phase which will create jobs and publicity for the companies involved. The surf inspired skatepark will be of sufficient quality for wheeled sports magazine photographers and associated professional skateboarders/bmx'ers to visit and experience. On a weekly basis, hundreds of skateboarders travel long distances to the Inverness skatepark due to its modern park design which caters for all ages and abilities. We have the same skatepark design vision, albeit in a surf inspired theme. There are very few parks of this type in the UK and we expect people to travel from far afield to use the facility. This will increase footfall in Lossiemouth from outlying communities and beyond, and with that brings money into the area via food outlets, other shops, fuel at garages etc. The skatepark users are people who might not otherwise be in the area.

The facility will be able to host events and also training camps/workshops for various wheeled sports.

Local skateboard and bicycle shops will benefit from an increase in wheeled sport enthusiasts to the area. Indirect benefits of this will be the skate/surf/snowboard/bike companies who supply the shop with products.

Safety of both skatepark users and attendees at LSI fundraising/awareness events is a primary concern and as such the committee will ensure sufficient members have relevant First Aid training which will benefit park users and also generate business for local First Aid training providers.

Any new businesses associated with the skatepark will need websites designed and maintained, flyers created or professional marketing companies engaged – of which are all indirectly linked to the skatepark facility.

Promote or Improve: Regeneration

The provision of a skateboard facility will increase access to leisure facilities of which there are no costs associated.

Creating a skatepark on previously unused land is a vast improvement both in appearance and use of the land. The facility edges will be landscaped, with seating

areas designated for visitors, spectators and participants to further enhance appeal of the inclusive public space. The facility will bring the younger community together, off the streets, making the wider area more desirable - with less youths playing in areas they shouldn't be.

Skateboarders/BMX'ers will make use of any terrain in their community. Metal skateboard axels and BMX pegs can destroy paint, chip concrete and mark pavements - causing costly damage. Having a designated skatepark facility ensures the wider community remains undamaged.

Promote or Improve : Public Health

Lossiemouth has a population of 7,705 (2011 census) and is a very popular destination for visitors and tourists. RAF Lossiemouth, one of the foremost RAF stations in the UK is based here and continually draws families to the area and the base is currently being expanded with a huge influx of staff expected in 2020. We have a very active community, where sports and recreation are very important factors, influencing all ages and abilities. The following benefits will be felt by skatepark users;

#### Physical Health benefits:

The fitness, health and well-being of our local community is a significant factor in our quest for a wheeled sports facility.

The health benefits of a skatepark are endless, with significant benefits to body systems such as the cardiovascular, nervous, respiratory, and musculoskeletal systems. This has been proven to have profoundly positive physical and mental health and wellbeing effects.

Wheeled sport enthusiasts and the lifestyles of the people who practice them have a lower risk of many diseases such as type 2 diabetes, stroke and some cancers. Further benefits are heart health and lower blood pressure, controlled weight, improved immune system and stronger bones, muscles, and improved mobility of your joints.

Wheeled sports involve a lot of coordination between your eyes, legs, feet and arms. Precision and coordination are used throughout your life, whether you skate or not. When you improve these traits, you better your ability to do all sorts of different things from driving to climbing to multi-tasking.

An active lifestyle is key to fitness into adulthood which will help to combat obesity in present and later life. Without such a facility, or a range in choice of facilities, there is more chance of youths not participating in healthy lifestyles.

#### Mental Health benefits:

Exercise is one of the most effective ways to improve your mental health. Studies show that the effects of wheeled sports such as skateboarding and BMX riding can have a profoundly positive impact on good mental and emotional well-being by increasing self-esteem, boosting overall mood, improving memory, improving ADHD

symptoms and improving sleep patterns.

Wheeled sports participation leads to healthier lifestyles, which can reduce the risk of being affected by mental health issues such as stress, anxiety and depression. Participation can also reduce the risk of illness and disease associated with sedentary lifestyles, and can even improve symptoms of existing physical illness and disease.

Promote or Improve : Social wellbeing

Collectively, we are a group of creative individuals united in a common vision. We have brought the local community together evidenced by the continued support we receive for fundraising/awareness events and through social media.

Providing a positive space for young people to gather and integrate is a constructive way to produce a happy vibrant community. The proposed facility is in a central, easily accessible location within plain view of all other playing field users and is free-for-all to use.

Providing accessible and affordable leisure facilities will always increase participation. Wheeled sports facilities are socially inclusive places that demonstrate good models of behaviour such as waiting in line, learning and applauding skill. The users both require and teach mutual respect, discipline and togetherness, through a shared appreciation of mutually shared interests. The use of it will contribute to a safe, strong, healthy and inclusive community.

Wheeled sport enthusiasts and their parents, passers-by and the simply curious represent the different users of the site. The scenery and resulting atmosphere will create a relaxed place to view creative activity.

The facility will contribute to a sense of ownership and belongingness to the space. This will result in more respect from local users and the wider community, and lessens risk of vandalism

It is our objective to create a facility that is inclusive for all. By providing the facility and encouraging new user groups to participate, the facility will promote inclusivity and good social behaviour across different age groups and abilities. Signage at the facility will demonstrate this.

Similar to martial arts, wheeled sport skills must be learned and mastered over time with practice and patience. Wheeled sport activities provide a perfect opportunity for young people to learn new skills in a controlled environment.

Photography and film making are commonly associated with wheeled sports facilities and such a facility in Lossiemouth would encourage creative skills.

Promote or Improve: Environmental wellbeing

Whilst the current un-used land is not an eyesore, the facility will be designed and landscaped in such a way to improve the visual appearance and create a nice place to be. Trees and shrubs will be planted and managed by the group.

The very nature of wheeled sports and having a facility accessible by the community will help the environment by:

- a) Promoting non-polluting activities at the facility, and to a lesser extent
- b) Promoting green modes of transportation to and from the facility.

Reduce inequalities of outcome which result from socio-economic disadvantage The provision of a free-to-use facility will allow socially disadvantaged people to participate in activities that will undoubtingly improve physical and mental well-being.

Low income families will require little investment to allow use of the facility by them or family members – skateboards/BMX are available relatively cheaply and are items probably owned already.

Disadvantaged parents will take great pleasure in allowing their children to take part in community activities and in doing so will involve themselves in community integration.

The facility will be available for use by all and will encourage equal opportunities by not discriminating on the basis of age, disability, gender, race, religion or sexual orientation. Signage at the facility will demonstrate this.

#### 3. Restrictions on use of the land

If there are any restrictions on the use or development of the land, please explain how your project would comply with these.

(Restrictions might include, amongst others, environmental designations such as a Site of Special Scientific Interest (SSI), heritage designations such as listed building status, controls on contaminated land or planning restrictions.)

We have attended a meeting with the Moray Council Planning and Building Standards Departments, and have been assured that there will be no issue with regard to planning restrictions on this specific site.

[Drainage, Noise and Light] Impact Assessments have been undertaken and all conclude no issues with regards breaching government guidelines.

#### 4. Negative consequences

What negative consequences (if any) may occur if your request were to be agreed? How would you propose to minimise these?

(You should consider any potential negative consequences for the local economy, environment, or any group of people, and explain how you could reduce these.)

There are very few negative consequences associated with the project. Litter, noise and anti-social behaviour are the only potential negative consequences we can foresee however all are easily managed. The provision of such a facility far outweighs any of these potential occurrences.

We have completed a Noise Impact Assessment which highlighted no issues – see accompanying document.

We have completed a Drainage Impact Assessment which highlighted no issues – see accompanying document.

We have completed a Light Impact Assessment which highlighted no issues – see accompanying document

We have included bins within our design brief to control litter. Lossiemouth Skatepark Initiative (LSI) committee will ensure skatepark housekeeping is in good order, on an ongoing basis. Waste signage will be placed at the park.

The skatepark is sited on a natural slope, facing away from close proximity houses -

this will naturally manage any noise. The skatepark is located next to two main access roads which will further dilute any noise. Skatepark related noise will blend in with current noise levels generated by activities at adjacent football pitch, training pitch, recreational area and playpark.

The skatepark is located in an extremely visible location and as such any anti-social behaviour will be easily spotted. Lossiemouth is generally a quiet town with little antisocial behaviour. Within the design scope, Lossiemouth Skatepark Initiative will instruct enabling works for provision of CCTV, so that it can be easily be installed should it be needed.

C

#### 5. Capacity to deliver

Please show how your organisation would be able to manage the project and achieve your objectives.

(This could include the skills and experience of organisation members, any track record of previous projects, whether you intend to use professional advisers, etc.)

Lossiemouth Community Development Trust (LCDT) was formed to represent and promote plans for resident and tourists in Lossiemouth and such their support for the skatepark project speaks for itself.

Lossiemouth Skatepark Initiative (LSI) is a subgroup of the Lossiemouth Community Development Trust and out committee is made up of professionals in varying fields. These include a Project Manager, a Health and Safety professional, a landscaping/arborist professional, a professional photogropher, an outdoor education provider and a surf instructor/professional surfing athlete with extensive knowledge of skatepark design. We are a mixture of both RAF personnel and local community members.

We have enlisted the expertise of a professional advisor who has extensive experience of such projects with grant aid money secured in excess of £2 million in recent years for similar wheeled sports facilities.

The winning tendering skatepark company will be experienced in delivering such projects on time and within budget.

All of these professionals we will be using have extensive knowledge of designing, fundraising for, building/project managing and maintaining skateparks.

Within our consultations we have visited and contacted a range of local skateparks within Moray as well as the Highland Skate Park Association based in Inverness. This has enabled us to consider all aspects of Skatepark building using tried and tested methods from initial concept to the design and build process.

#### Section E:

## Level and nature of support

Please provide details of the level and nature of any existing support from your community and describe any consultations carried out.

(This could include information on the proportion of your community who are involved with the project, how you have engaged with your community beyond the members of your organisation. You should also show how you have engaged with any other communities that may be affected by your proposals.)

A comprehensive community consultation carried out by the Community Council (attended by over 40 groups and associations) highlighted many priorities which are all included in the Lossiemouth Community Action Plan (2015-2020). One of the priorities was a need for a Skatepark in the town.

Lossiemouth Community Development Trust fully supports Lossiemouth Skatepark Initiative to progress and deliver the need for a skatepark in the town.

We have a LSI committee member who is a LCDT trustee, representing the skatepark subgroup and attending all LCDT meetings.

The local Sports Hub (which we also sit within) fully supports us as well. We attend Sports Hub meetings and have the full support of all other sport groups in the area. All local Councillors are fully aware of our project (and have attended past events) and we have full support from local schools and other community groups such as Lossiemouth Community Council and the Lossiemouth Business Association. We have been steadily proactive in engaging the local community by organising community consultations and arranging events such as our popular 'Pop Up Mini-Ramp Day', information stalls at local events, learning visits to other community skateparks (for which many youngsters from all over Moray attended), petitions, survey monkey questionnaires and competitions.

We provide regular updates on our progress via online social media platforms and currently have 821 likes on Facebook (as at 18.10.2019).

We have a petition with currently sits at 400 signatures.

A Survey Monkey questionnaire was conducted as part of our recently completed Feasibility Study which had 371 returns.

The local press has featured us during several events and will continue to do so in the future.

A logo competition was launched in March 2018, open to local school children and college students which resulted in an excellent LSI logo. This was unveiled at 'Seafest' 2018 with the winner attending the event to receive his prize.

We had an information stand and skateboard ramp at 'Seafest' 2017 and an information stand at both 'Seafest' and the 'Raft Race' in 2018. These are two of Lossiemouth's largest events. These events will continue to further our community consultation integration. In February 2019 we arranged a successful fundraising ceilidh in Lossiemouth Town hall as well as a sponsored beach clean which both helped us raise funds for Moray Councils request for various Impact Assessments. We attended an S1/S2 assembly at Lossiemouth High School and gave a talk on who we are and what we are trying to do. This has stimulated further interest in the

project resulting in the creation of a school skatepark committee who are very proactive with fundraising at our attended events.

Within our consultations we have encouraged local people to propose design features and site preferences for the Skatepark, and as such have identified both our unique skatepark vision, and a suitable site. Listening to our community has been at the forefront of this project.

Skateparks in Hopeman and Elgin both support the venture as does the Highland Skatepark Association. The fact that Lossiemouth will be the only Surf-Skatepark in the North of Scotland will give it a unique standing both locally and further afield.

## Section F: Funding

Please outline how you propose to fund the price or rent you are prepared to pay for the asset, and your proposed use of the asset.

(You should show your calculations of the costs associated with the proposed transfer of the land or building and your future use of it, including any redevelopment, ongoing maintenance and the costs of your activities. All proposed income and investment should be identified, including volunteering and donations. If you intend to apply for grants or loans you should demonstrate that your proposals are eligible for the relevant scheme, according to the guidance available for applicants.

Where a transfer at less than full market value is being sought, your business case should include a cash flow forecast covering the first full year of operation, together with an indicative budget for at least the following 2 years.)

Proposed transfer costs will be zero.

Future costs will be maintenance related however the concrete park will come with a guarantee. By the very nature of its design and materials, maintenance will be kept to a minimum – this being a cost-effective long-term sustainable approach. Highland Skatepark Association has advised the maintenance costs for their June 2015 constructed concrete park has been zero to date. To this effect, the costs for 2 years following construction of our skatepark will be zero.

Should a lighting scheme be utilised, statutory annual electrical testing costs will not be significant.

The cost of the facility usage is free – only equipment such as skateboards, BMX's are required to safely use the facility.

We have a core committee (LSI) who all provide input, time and expertise on a voluntary basis.

We have continually raised money through various fundraising/community awareness events that we have organised.

We were selected for recently completed round of the Co-op local Community Fund which ran for a period of 12 months and will be completed end of October 2019.

LSI will continue to raise funds to cover 3<sup>rd</sup> Party Contribution costs associated with capital cost fund matching.

LSI will continue to raise funds to assist LCDT with annual insurance and any future maintenance costs.

We sit within the Lossiemouth Community Development Trust as a subgroup, and are

### Section G: Declarations

Two office bearers (board members, charity trustees or committee members) of the community organisation must sign the form. They must provide their full names and home addresses for the purposes of prevention and detection of fraud.

We, the undersigned on behalf of the community organisation as noted at Section A, make an asset transfer request as specified in this form.

We declare that the information provided in this form and any accompanying documents is accurate to the best of our knowledge.

Name:	
Address:	
Position:	LCDT Chairman
Signature:	Date: 24-01-2020
Name:	
Address:	
Position:	LSI Secretary (LCDT Trustee member)
Signature:	Date: 23.01.2120
Please send documentati	I the completed form, together with all accompanying plans and ion, to:
By Post:	Asset Transfer Team, Moray Council, High Street, Elgin IV30 1BX

If you have any queries regarding the filling in of this form, please contact the Asset Transfer Team on telephone 01343 563915

Asset Transfer Team, Moray Council, High Street, Elgin IV30 1BX

By Email:

CAT@moray.gov.uk

also a member of the Moray Sports Hub – both of which are able to give financial assistance and equipment when arranging community fundraising events and also general support as and when required.

The project required a professional Feasibility Study - a successful funding bid via EB Scotland covered the costs. The Feasibility Study is now complete and will be used for further consultations and potential funding opportunities.

We have enlisted the expertise of a professional fundraiser who has great experience with seeking funding for community projects such as skatepark facilities. He will guide us as to what funding is available for the project and will assist with the process.

We are willing to work with Moray Council to agree the conditions of a lease.

We have been advised that in order to be in a position to commence applying for funding for the construction of the skatepark, we first require to have a CAT in place and lease agreed with Moray Council.

## Section G:

## Checklist of accompanying documents

To check that nothing is missed, please list any documents which you are submitting to accompany this pre-application advice request: (please tick)

to accompany this pre-app	lication advice request: (please tick)
Constitution	
Articles of Association	
Registered Rules	
Financial Statements	
Business Case	
Sketch / drawing of asset	
Note of terms and condition	ns you wish to apply
Useful Links  The following links provide community bodies:	sources of further information, advice or support for
Moray Council Community Moray Council Community	Support Unit ance for Community Transfer Bodies apport Service (COSS) ation Scotland
Office Use only:	
Reference:	
Date Received:	
Date Acknowledged:	
Validation Date:	

