

STATEMENT OF ENVIRONMENTAL EFFECTS

TO ACCOMPANY DEVELOPMENT APPLICATION
FOR CONSTRUCTION FOR THE SCULPTURE OF
'SLIPPAGE (PERFORMING GEOMETRY)',
HARRY SEIDLER "HARRY'S" PARK
Site B Luna Park Cliff Top Site Glen Street,
MILSONS POINT

FOR

HARRY SEIDLER & ASSOCIATES



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April 2011

1. INTRODUCTION & SUMMARY

This proposal relates to building of a monument sculpture within the developing Harry Seidler (Harry's) park located at cliff top sight Glen Street, Milsons point.

The proposal involves the inclusion of the sculpture "Slippage (Performing Geometry)", as part of the landscape of the park, the focal point of the forecourt section of the park.

The proposal aims to enhance the local environment by adding an enhanced level of character to the area for the public as well as tying in to the surrounding environment. In doing so it is considered that the proposal generally complies with the provisions of the relevant controls applicable to the site and the zone it is situated in.

It was common for Harry Seidler to include artwork in public spaces associated with his designs, so it is deemed fitting that this sculpture be included in the park's foreground to Harry Seidler's office building.

2. SITE ANALYSIS & SURROUNDING AREA

The subject site is to be known as "Harry's Park", 1 Olympic drive and comprises one (1) lot, being -

- Lot 10 in DP 1113743.

. The site for the sculpture will be adjacent to the Northern boundary of the site.

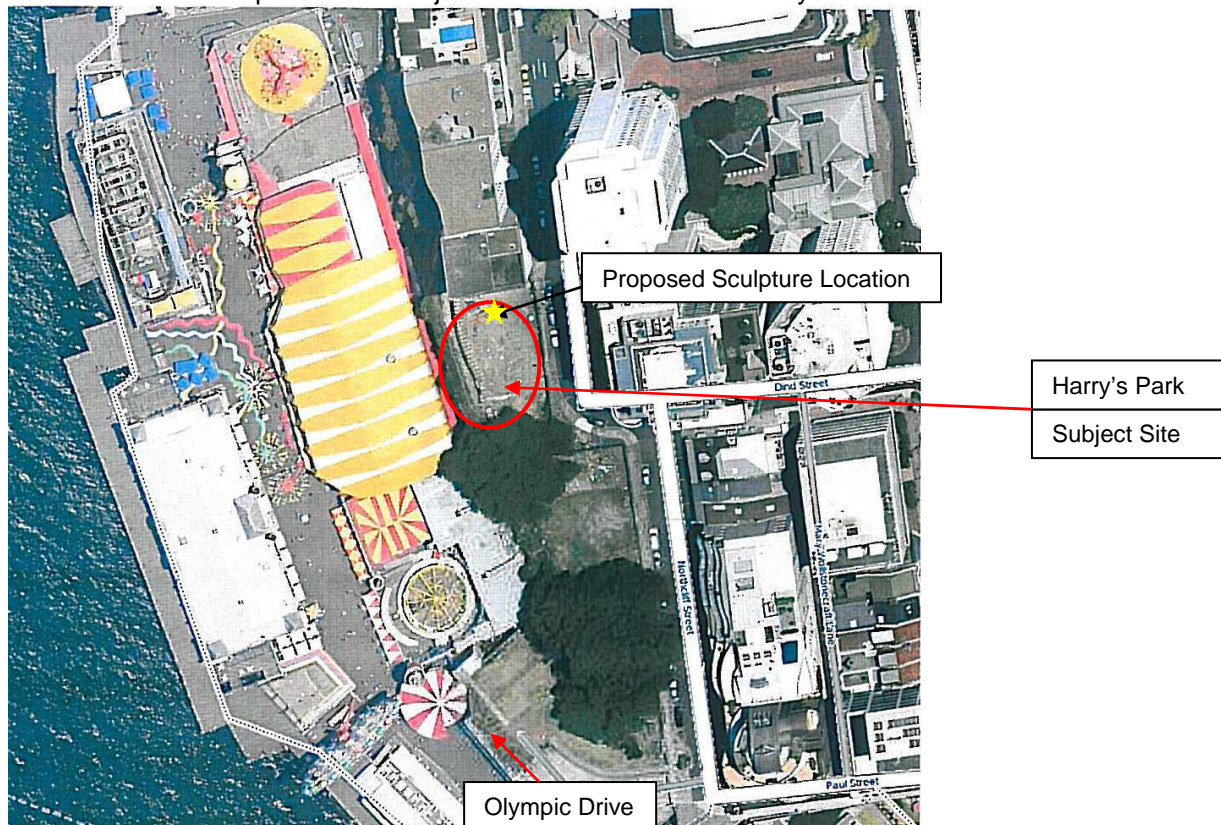


Figure 1 – Site Location Map (circled in red)

The park where the structure will be situated is bounded on the Northern side by 2 Glen Street, the offices of Harry Seidler and Associates, and the Western side by the Luna Park amusement park site. The eastern side flanks Glen street roadway and the south adjoins the Fig tree precinct.

The surrounding area is predominantly commercial buildings, with the landscaping of these including some sculptural elements.

A selection of photos of the site and surrounds are shown below and overleaf (Figures 2- 4.2 inclusive).



Figure 2 - view towards subject site across "Harry's park" pre construction



Figure 3.1 and 3.2 – street sculpture within Glen St

3. PROPOSED DEVELOPMENT

The sculpture "slippage (Performing Geometry)" is proposed to be located within "Harry's" park. The specifics of the proposal include:

- Installation of a prefabricated Stainless steel CHS sculpture, which is comprised of:
 - Tube members (approximately 9cm diameter)
 - Painted blue with marine environment coating
 - Diffuse LED lighting (3 fittings aimed at sculptures contact points with ground)
- The structure is irregular in shape with a height of 6.25m and a width that ranges between 4.75m and 5.75m
- The proposed sculpture is the work of the well known Australian Artist Robert Owen, who is known for public artworks within the MLC centre lobby.

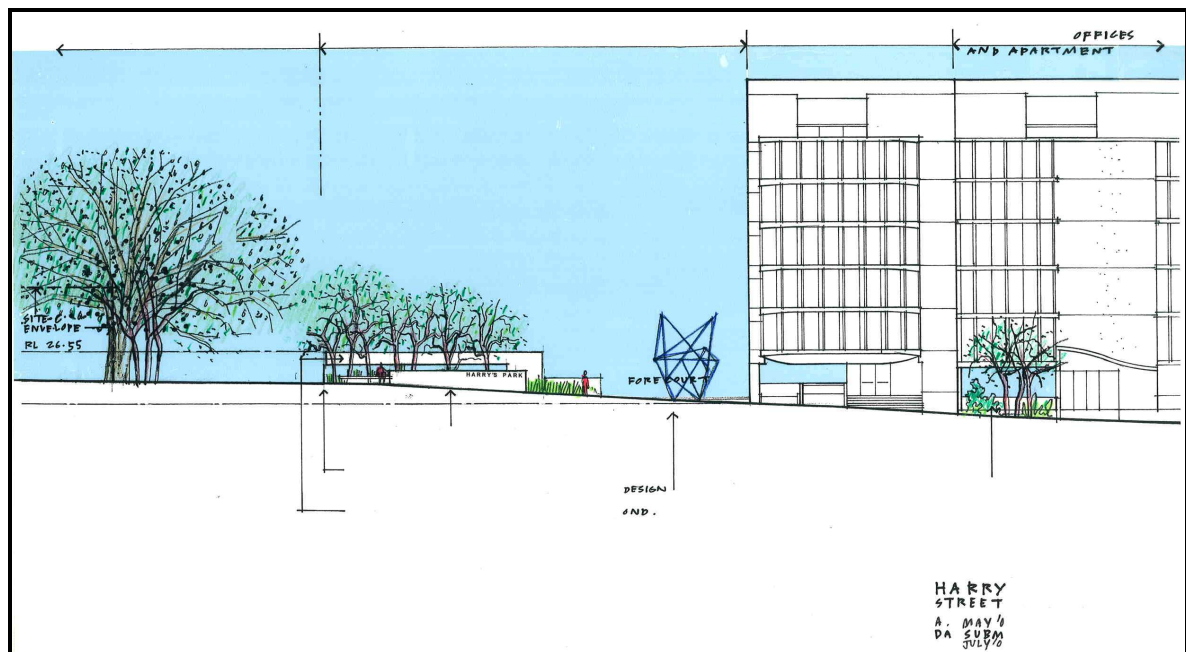


Figure 4 side elevation of site showing scale of sculpture



Figure 5 Model of sculpture within Harry's Park site

5. S79C – HEADS OF CONSIDERATION

The following is in regards to the heads of consideration under the provisions of Section 79C of the Environmental Planning & Assessment Act, 1979.

5.1 (a)(i)(ii)(iii)(iv) *The provision of any environmental planning instrument, and draft environmental planning instrument, and development control plan, and any matters prescribed by the regulations that apply to the land to which the development application relates*

(a)(i) Environmental Planning Instruments

State Environmental Planning Policies (SEPPS or Deemed SEPPS)

State Environmental Planning Policy (Major Development) 2005

The site is included with this policy as a part 3A development due to the location being within the Luna Park precinct, a state significant site (schedule 3, map 2), and in Schedule 3: State Significant Sites –part 2- division 1 – part 3A projects.

State Environmental Planning Policy Infrastructure 2007

The section of this sculpture proposal that fall within schedule 1 as exempt development, are the lighting of the structure.

Local Environmental Plans

North Sydney Local Environmental Plan (NSLEP) 2001

The land is zoned as the Luna Park zone.

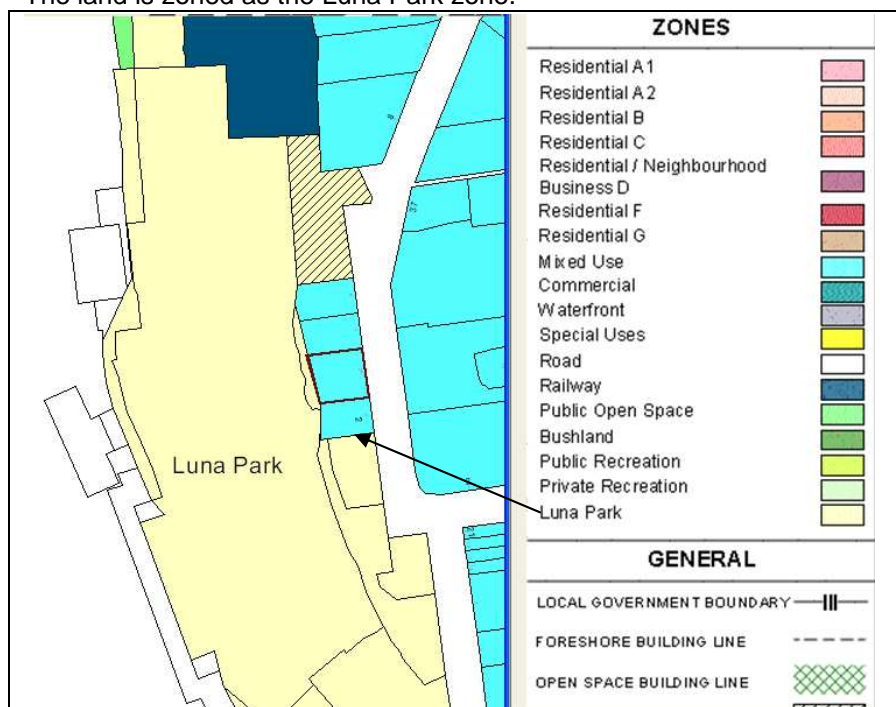


Figure 6 – zoning map of the sculpture site

The objectives of this zone, as outlined in the zoning and permissibility table are:

- (a) ensure that development reflects and continues Luna Park's place in the social history of Sydney, and
- (b) allow for development for the purpose of public recreation, amusement and entertainment, and
- (c) minimise the impact of Luna Park's operation on the surrounding community.

Permissible developments within the zone are:

Luna Park; amusements; places of assembly; recreation areas; recreational facilities; refreshment rooms; remediation; shops; take-away food shops; telecommunications facilities; utility installations, other than gas holders or generating works; works (other than buildings) involved in landscaping and gardening.

The development within the zone falls within the uses of the zone in that the sculpture would be ancillary to the recreational use of the site and could be considered part of works in the landscaping and gardening of the site of a recreational area. NSLEP2011 defines recreational areas as "an open area used by a body of persons associated for the purposes of the physical, cultural or intellectual welfare of the community to provide recreational facilities for those purposes," The proposal satisfies the objectives of the zone.

As the proposed sculpture is within close proximity to a heritage item and is within a heritage precinct, it should meet within the objectives and controls; however there will be minimal impact from this type of sculpture.

(a)(ii) Draft Environmental Planning Instruments

Draft Local Environmental Plans

Draft Unendorsed North Sydney LEP (NSLEP) 2009

The site is included under Draft unendorsed North Sydney Local Environmental Plan (NSLEP) 2011 which was placed on public exhibition until 31st March 2011.

Under the Draft unendorsed NSLEP 2009 the proposed sculpture would be within the zone SP1 – the special purposes zone, Special activities, as well as a general heritage item area.

Development objectives within the SP1 zone are:

- *To provide for special land uses that are not provided for in other zones.*
- *To provide for sites with special natural characteristics that are not provided for in other zones.*
- *To facilitate development that is in keeping with the special characteristics of the site or its existing or intended special use, and that minimises any adverse impacts on surrounding land.*

The proposed sculpture conforms within this zone.

(a)(iii) Development Control Plans

North Sydney DCP (NSDCP) 2002

- Character statement 3 – Lavender Bay Statement

The proposal aims at adding to the work within the built environment of the area, in that it is using: "Materials, architectural details and colours of new structures complement heritage items."(NSDCP 2002 –Character statement Lavender Bay, j Materials, colours)

The artistic structure will to compliment the 2/2a Glen St Heritage site, further it is noted that there are several artworks already located within the streetscape.

(a)(iv) Regulations

Environmental Planning & Assessment Regulations

Clause 92 of the Environmental Planning & Assessment Regulation 2000 requires that the consent authority take into consideration additional matters in determining a Development Application.

5.2 (b) the likely impacts of the development, including environmental impacts on both the natural and built environments, and social and economic impacts on the locality.

The sculpture "Slippage (Performing Geometry)" will have a positive environmental impact within the area, as it adds to the built environment of the area, as a further piece of sculptural artwork within the street. It will also be a main feature of the memorial park, with the representational nature of the piece

symbolizing life and spiritual connection.

5.3 (c) the suitability of the site.

The site or adjacent land uses similar styles, colours and scales for sculpture, and the site for the sculpture is suitable for this use.

5.4 (d) any submissions made in accordance with this Act or the regulations.

It is not considered that the proposal has any adverse impacts upon the immediate and surrounding properties. However, if any submissions received these are able to be discussed.

Similarly, if any concurrence authority or public authority has any comments these are able to be discussed.

5.5 (e) The public interest

The use of the site will be for public benefit once completed, and the addition of the sculpture will add to the social and built form in the locality. The proposal is not considered to any negative affect the site or surrounds and as such it is considered the proposal is solely for the public interest.

6. Sydney Harbour Foreshore Authority (SHFA) – Public Art Policy 2010

The matters for approval fall within the SHFA Public Art Policy are policy objectives (2.2) and criteria for evaluation (4.0), to be given consideration under proposals (6.1), The Slippage (performing geometry) sculpture falls within Memorials (3.3) category.

The Statement of Environmental Effect for Harry's Park (2008), Elemental Design and Materials, Sculpture states, *"While the sculpture is still to be developed it is intended to be of a focal point of reasonable scale but open in nature to interplay with the façade of the adjoining office building without overwhelming or unduly obstructing it. An original urban artwork of high quality is sought that will enrich the foreshore precinct in satisfying the objectives of the SHFA Public Art Policy. When chosen the design will be submitted for approval."*

2.2. Objectives

The objectives of the Policy are to:

- Ensure excellence of public art
- Require original, innovative art that reflects contemporary art practice
- Ensure the creation of art that will contribute to the animation, enhancement, enjoyment or understanding of its context
- Ensure that art is appropriate to the significance and character of its location and that both art and site mutually benefit from their association and interaction
- Encourage and ensure a diverse range of art in keeping with the unique qualities of the Authority's diverse precincts
- Enhance the design and functionality of the public domain
- Encourage the private sector to integrate high quality and innovative art into the design of the built environment
- Ensure robust, durable art that will retain its quality and integrity over time
- Ensure that all future public art projects are procured and managed in accordance with this Policy.

The objectives are found in greater detail within the evaluation criteria and as such are consistent with the fulfillment of the evaluation and proposal criteria.

4.0 Evaluation Criteria

- Consistency with the aims and objectives of the Sydney
- Harbour Foreshore Authority's Public Art Policy

- *High standards of artistic quality*
- *Originality and integrity of the artwork*
- *Technical feasibility and ability to successfully realise the proposal*
- *Contribution of the artwork to the animation, enhancement, enjoyment or understanding of its context*
- *Appropriateness of the artwork to the context of the site*
- *Impact on the public's day-to-day use of the public domain*
- *Durability of the artwork and its ability to withstand weathering and physical contact over time*
- *Safety of artwork including (but not limited to) the design, choice of materials and proposed location*
- *Life cycle costs*
- *Demonstrated substantial community support for a proposed memorial*
- *Consistency with relevant planning, urban design, heritage and environmental legislation, policies and Plans of Management*

The main areas for consideration with the evaluation criteria are met through the following.

- The proposed sculpture is to be created by the artist Robert Owen, who has been an exhibition artist for over forty years. His work has ranged from both Canvas and sculptural exhibits to large scale public works included in high profile buildings and major infrastructural features. High profile examples of his work include :
 - The New Freeway work for the Craigburn Bypass, Victoria (2005)
 - Webb bridge, Melbourne,
 - Vessel, Exhibition Centre, Tokyo Japan (1988)

- The artwork New Constellation (2004-2007), by Robert Owens, is situated within the MLC Centre Entrance, Sydney. This sculpture is similar in form and colour to the piece for Harry's park and it was also designed to complement the Architectural design of the Building by Seidler. It demonstrates the complementary nature of this style of artwork to the Seidler aesthetic as, the appropriateness of its selection for the park site, as well as technical ability to construct and install the artwork.



Figure 7 New Constellations (2004/2007) MLC Centre, Sydney

- The sculpture will be one of the focal points of the park, and will be a point of interest and meaning of for the park, in its daily use by tourists and park users.
- The design of the piece is an original work which is reflective of contemporary art practices and interlinks with Harry Seidler style. The expression conveyed in the work is appropriate for the memorial nature of the surrounds in it being based on the link between life and physical space.

- Slippage (performing geometry) is to be fabricated out of stainless steel CHS tubes, as using an appropriate marine environment coating, to protect it from the elements and maintaining structural integrity. As such it has been designed with longevity and low maintenance costs in mind.
- Based on the S79C – HEADS OF CONSIDERATION section of the SEE, the sculpture can be seen to meet relevant planning, urban design, heritage and environmental legislation, policies and Plans of Management.

Based on the above explanation, Slippage (performing geometry) meets the evaluation criteria

6.1 Proposals

> Artwork description and/or project rationale

Hypercube structure fabricated from stainless steel CHS 9cm tube members in Blue.

> Artist/s or proposed method to select artist/s

Robert Owen

> Preferred site description

The site for the sculpture is as part of Harry's Park – The Harry Seidler Memorial Park.

> Budget estimate

\$25,000

The proposal meets the proposal criteria and as such satisfies the SHFA Public Art Policy 2010.

7. CONCLUSION

The proposed sculpture "Slippage (performing geometry)" is proposed to be a feature within the memorial park for Harry Seidler – "Harry's Park".

The sculpture will be installed as part of the larger works being undertaken within the park. As a result, it is not considered that the work will have any adverse impacts on the site or surrounds.

The sculpture aims to work within the park to present its social importance as a memorial as well as reflecting the heritage context of the area.

The proposed artwork falls within the part 3A of the Major projects SEPP 2005, sections of the Infrastructure SEPP 2007 and is considered to be consistent with aims and objectives of the Luna Park Zone in NSLEP 2001, the draft unendorsed NSLEP 2009, and the SHFA Public Art Policy 2010

Overall, the proposal is considered to be a suitable addition to the approved use of the site, and a positive outcome for the site and the wider community. As such, it has considerable merit for approval.