

Modification of Development Consent

Section 96(1A) of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning and Infrastructure under delegation effective from 1 October 2011, I approve the modification of the development consent referred to in schedule 1, subject to the conditions in schedule 2.



Director
Metropolitan & Regional Projects North

Sydney 21 November 2012

SCHEDULE 1

Development Consent:

DA 063-04-2009 granted by the Planning Assessment Manager, as delegate by the then Minister of Planning on 20 May 2009.

For the following:

Development Consent for:
Installation of two retractable awnings in outdoor seating area of the Mandarin Club, 1 Dixon Street, Darling Harbour.

Modification Number:

DA 063-04-2009 MOD 1

Modification:

Modification request for:

- To modify the approved design from two retractable awnings to two fixed awnings in the outdoor seating area of the Mandarin Club.

SCHEDULE 2

1) Condition A1 is amended by the insertion of the **bold and underlined** words/numbers and deletion of the ~~struck-out~~ words/numbers as follows:

A APPROVED DEVELOPMENT

A1 The development shall be generally in accordance with development application number DA 063-04-2009 submitted by the applicant on 30 April 2009 and in accordance with the supporting documentation submitted with that application, including, but not limited to, the following:

Architectural (or Design) Drawings prepared by Sophia Design.			
Drawing No.	Revision/ Issue	Name of Plan	Date
A-DA01	2	Roof and Floor Plan	20 April 2009
<u>1001</u>	<u>C</u>	<u>Plans - plan</u>	<u>31/10/2012</u>
A-DA02	3	Elevations	20 April 2009
<u>1002</u>	<u>C</u>	<u>Plans – Elevations/Section</u>	<u>31/10/2012</u>
Statement of Environmental Effect prepared by Kass-Hermes dated April 2009			
<u>Statement of Environmental Effect submitted with the s96 application form lodged 9 October 2012 by Shan Yan</u>			

2) Condition A3 is amended by the insertion of the **bold and underlined** words/numbers and deletion of the ~~struck-out~~ words/numbers as follows:

A3 No signage or advertising on the approved retractable **fixed** awnings are permitted as part of this development consent.

3) Condition E1 is to be deleted in its entirety by the deletion of the ~~struck-out~~ words/numbers as follows:

E1 ~~The awnings must be retracted every evening after the closure of the outdoor seating area. At no times are the awnings permitted to be in a fixed open position outside of the approved hours for the outdoor seating area. The hours are restricted as follows:~~

- ~~• 8.00 am – 10.30 pm Sunday – Thursday~~
- ~~• 8.00 am – 12 midnight Friday – Saturday~~

End of modification to DA 063-04-2009 MOD 1