

Modification of Minister's Approval

Section 75W of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning and Infrastructure under delegation executed on 23 February 2012, I approve the modification of the project application referred to in Schedule 1, subject to the amendments to conditions in Schedule 2.



Heather Warton
Director
Metropolitan and Regional Projects North

Sydney 6 February.

2013

SCHEDULE 1

PART A: PARTICULARS

Application No.:

MP 10_0030

Proponent:

Discovery Point Pty Ltd

Approval Authority:

Minister for Planning & Infrastructure

Land:

Discovery Point, 1 Princes Highway Wolli Creek

Lot 400 DP1161708; Lot 12 DP1062413; Lot 2 DP1048491;
Lot 13 DP1062413; Lot 2 DP1043061 and Lot 2 DP
1019205.

Project:

Discovery Point, Stage 1, including:

- demolition of existing structures, gabion wall and roadway;
- construction of 2 mixed use buildings incorporating 126 apartments; total retail area of 2531m²;
- basement car parking;
- rooftop courtyard including gym; community room and pool; water recycling facility;
- public domain works including roads, neighbourhood parks and utilities;
- landscape works;
- stratum subdivision;
- early works including earthworks and / or construction of part of the basement structure for stages 2, 4, 5 and 14; and
- temporary works including temporary bus turning loop; changes to Wolli Creek Station Access; excavation and earthworks adjacent to Stage 1 boundary.

Modification Number:

MP10_0030 MOD 2

Modifications:

The proposed changes are incorporated into the approval for stage 1 (MP 10_0030) in order to:

- provide a mechanism for the Director-General of the Department of Planning and Infrastructure to vary of hours of construction under specified conditions;
- Facilitate a variation of hours of construction for 9 and 10 February 2013.

SCHEDULE 2

- 1) In Part D, under the heading 'Construction Hours' amend condition D2 by inserting the following paragraph after the words '...all public holidays.' as follows:

This condition does not apply on Saturday 9 and Sunday 10 February 2013. Hours of construction on Saturday 9 and Sunday 10 February 2013 shall be confined to between 7 am and 5pm.

- 2) In Part D, under the heading 'Construction Hours' insert new condition D2A as follows:

D2A The hours of construction may only be varied in order to undertake works with the prior written approval of the Director-General of the Department of Planning and Infrastructure. Any request to alter these hours of construction shall be:

- a) justified and considered on a case by case basis;
- b) accompanied by details of the nature and need for activities to be undertaken during the varied construction hours;
- c) accompanied by written confirmation from any relevant agency or stakeholder that:
 - consultation to vary the hours of construction has been undertaken;
 - acknowledgement of the necessity of the works to be undertaken;
 - agreement of the dates and times of the extension to hours of construction; and
- d) accompanied by any information necessary to evaluate the amenity or environmental impacts of the proposal.
- e) Upon approval of a variation the proponent must notify all occupants of residential building 'Vine', by letter, prior to the commencement of work. The notification letter is to provide details of the dates and times of the extended construction hours.

- 3) In Part D, insert new condition D2B as follows:

D2B The construction of Stage 6 is to be carried out having regard to the Environmental Management Plan entitled, "Environmental Management Plan for Construction of Discovery Point Stage 6 – ARC" prepared by Ganellen and dated 1 February 2013. The Environmental Management Plan is to be updated regularly to ensure compliance with current statutory and regulatory environmental, health and safety requirements.