

## Modification of Major Project Approval

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

I, the Director General, as delegate of the Minister for Planning, under Instrument of Delegation dated 4 March 2009, modify under section 75W of the *Environmental Planning and Assessment Act 1979*, the Project Approval referred to in Schedule 1 in the manner set out in Schedule 2.

*SHADDAD*

Sam Haddad  
**Director General**  
**Department of Planning**

Date: *30<sup>th</sup> April 2009.*

MP 06\_0267 MOD 4

### SCHEDULE 1

Project approval for the construction of the National Indigenous Development Centre (MP06\_0267) granted by the Minister for Planning on 4 October 2007, comprising:

- Refurbishment of existing school buildings for educational, office and dormitory accommodation uses;
- Demolition of existing toilet blocks associated with the former use of the site as a school;
- Construction of a multi purpose building, 25m swimming pool and the associated sport, recreational and educational uses;
- Provision of a new multi football code playing field and associated earth works;
- Provision of landscaping and fencing around the perimeter and within the site;
- Remodelling the cul-de-sac configuration at the end of the existing Renwick Street carriageway to facilitate the construction of new car park and a manoeuvring area for large service vehicles;
- Construction of a new service vehicle access off George Street; and
- Refurbishment of existing car park and construction of a new car park with access from Phillip Street.

## SCHEDULE 2

The above approval is modified as follows:

**1. Part A-Table**

Delete the following words "child care centre," from the table.

**2. Condition A1 Development Description**

Delete the following words "Construction of a new Child Care Centre" from Condition A1.

**3. Condition A2 Development in Accordance with Plans**

- a. Delete the following words "The development will be undertaken in accordance with the Environmental Assessment dated April 2007 prepared by MG Planning Pty Ltd including all Appendices and the following drawings prepared by Tonkin Zulaikha Greer and 360 Degrees." from Condition A2 and replace with the following words "The development will be undertaken in accordance with the following drawings:"
- b. Delete the following words "at Appendix 3 of the Environmental Assessment" from Condition A2.
- c. Delete the following words "at Appendix 8 of the Environmental Assessment." from Condition A2.
- d. Delete the following drawing references:

Drawing No.	Revision	Name of Plan	Date
DA-407 & DA-407a + A-05 & B-01 amendments.	-	Building F/G – West Elevation 1+2	27/03/07
DA-408 & DA-408a + B-01 & B-02 amendments.	-	Building F – South + East Elevation	27/03/07
DA-409 + A-04 amendments	-	Building F Section 3+4	27/03/07
DA-500	-	Building G Level 2+3	25/03/07
DA-501	-	Building G Roof	27/03/07
DA-503 & DA-503a	-	Building G East Elevation 1+2 Section F	27/03/07
DA-504 & DA-504a + A-04 amendments	-	Building G/F North + South Elevation + Section 1	27/03/07
A-592	-	Building G Fence Plan & Details – Renwick Street	19/11/2007

- e. Update and include the drawing references as modified by MOD 2 approved on 4 September 2008 and as modified by MOD 4 as follows:

Architectural (or Design) Drawings prepared by Tonkin Zulaikha Greer			
Drawing No.	Revision	Name of Plan	Date
DA-55	-	Demolition Building B Plans <b>LEVEL 1, LEVEL 3 AND ROOF LEVEL ONLY</b>	27/03/07
DA-56	-	Demolition Building B Elevations <b>WEST, SOUTH AND EAST ELEVATIONS ONLY</b>	27/03/07
DA-57	-	Demolition Building C+D Level 0-2 <b>LEVEL 2 ONLY</b>	27/03/07
DA-60	-	Demolition Building C+D Elevations 2 <b>EAST ELEVATION ONLY</b>	27/03/07
DA-203 & DA-203a	-	Building B Elevations <b>WEST, SOUTH AND EAST ELEVATIONS ONLY</b>	27/03/07
DA-305 & DA-305a	-	Building C+D West + East Elevation <b>EAST ELEVATION ONLY</b>	27/03/07
A-05	-	Building F – Eastern Elevation & Western Elevation <b>WESTERN ELEVATION ONLY</b>	25/07/07

C-1		Area G – Site Plan	24/02/09
C-2		Area G – George St Elevation	24/02/09
C-3		Area G – North Elevation	24/02/09
C-4		Area G – Renwick St Elevation	24/02/09
C-5		Area G – Sections	24/02/09
<b>Landscape Drawings prepared by 360 Degrees</b>			
<b>Drawing No.</b>	<b>Revision</b>	<b>Name of Plan</b>	<b>Date</b>
1 of 1	B	Area G	24/02/09
<b>Electrical Services Lighting Layout Area G prepared by Simpson Kotzman</b>			
<b>Drawing No.</b>	<b>Revision</b>	<b>Name of Plan</b>	<b>Date</b>
E503	P2	Electrical Services Lighting Layout Area G	10/02/09

**4. Condition A8 Activity Play Area / Renwick Street Fence Height**

The height of the fence around the Activity Play Area in Area G facing Renwick Street shall be a maximum of 2.6 metres high.

**5. Condition B1 Staging of Construction**

Delete the following words "Building G (Child Care Centre)" from Condition B1 and replace with the following words "Area G Play Areas".

**6. Insert the following condition:**

**B17 Public Domain Plan**

An amended public domain plan illustrating existing levels, proposed levels and adjoining levels, and materials to be used to be submitted to the Private Certifying Authority prior to Construction Certificate for Stage 9.

**7. Condition F13 Commercial & Child Care Centre Kitchens**

Delete the following words "& Child Care Centre" from the title of Condition F13.

**8. Condition F14 Child Care Centre**

Delete Condition F14.

**9. Insert the following condition:**

**F18 Plan of Management for Area G Play Areas**

A plan of management shall be prepared for Area G play areas and shall detail:

- The hours of operation of the outdoor play areas in accordance with Condition G6 of this consent;
- The lighting strategy for Area G including the type and number of Luminaries, extent of glare and light spill outside the boundary and any measures needed to mitigate the impacts of nearby residences. A lighting expert is to confirm that the lighting will comply with the Australian Standards for ball sports and physical activity in the play areas.
- That any lighting associated with the play areas shall be switched off during the hours where the play areas are not in operation; and
- The access arrangements in place to minimise the potential for anti social behaviour.

The plan of management shall be prepared in consultation with the NSW Police Crime Prevention Officer and submitted to the Department prior to commencement of use of the play areas.

**10. Condition G1 Commercial & Child Care Centre Kitchens**

Delete the following words "& Child Care Centre" from the title of Condition G1.

**11. Condition G3    *Hours of Operation Multi Purpose Building/PCYC & Child Care Centre***

- a) Delete the following words "& Child Care Centre" from the title of Condition G3; and
- b) Delete part (2) of Condition G3.

**12. Insert the following condition:**

**G5    *Operational Hours for Area G Play Areas***

- 1) The upper area (eastern) of Area G - Basketball Court shall only be used between the hours of 7.00am and 6.00pm; and
- 2) The lower area (western) of Area G - Activity Play Area shall only be used between the hours of 7.00am and 10.00pm.