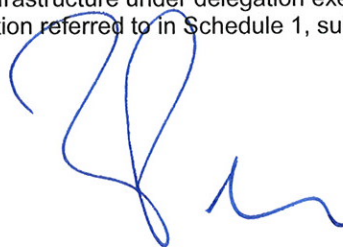


# Modification of Minister's Approval

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

As delegate of the Minister for Planning and Infrastructure under delegation executed on 25 January 2010, I approve the modification of the project application referred to in Schedule 1, subject to the conditions in Schedule 2.



Richard Pearson  
Deputy Director General  
Development Assessment and Systems Performance

Sydney

5th May

2011

### SCHEDULE 1

**Project Approval:**

MP 08\_0064 granted by the Minister for Planning on 26 June 2009

**For the following:**

Additions to the Museum of Contemporary Art, 140 George Street, The Rocks, including:

- The removal of an existing café over the substation and the demolition of the 2 level south wing to the existing Police Building, and the partial reconstruction of the 'prisoner run' and van dock.
- Addition of a 6 storey building to the north of the existing MCA, for the following:
  - New foyer and entry areas et and West Circular Quay;
  - Additional gallery, educational and theatre spaces and a new café on Level 5; and
  - Undercover loading dock and parking area.
- Alterations and addition to the existing MCA building, including:
  - Reorganisation and remodelling of internal public gallery and circulation spaces, and MCA and other office uses;
  - Extension to level 1 terraces for outdoor seating area to existing café;
  - Addition of rooftop venue space on Level 7; and
  - New retail tenancies along the George Street frontage.
- The redevelopment of the public domain around the existing and proposed building including the provision of archaeological interpretation for the former dockyards.

**Modification Number:**

MP 08\_0064 MOD 3

**Modification:**

Modification to the building envelope along the eastern and western facades by increasing the thickness of the walls by 100mm – 350mm, and the reduction in size of the concrete tank below the Level 1 slab as a result of introducing the Harbour Heat Exchange system.

## SCHEDULE 2

### CONDITIONS

The above approval is modified as follows:

#### PART A – ADMINISTRATIVE CONDITIONS

**Delete condition A2 and replace with the following new condition A2:**

##### **A2      *Development in Accordance with Plans***

The development will be undertaken in accordance with the Environmental Assessment dated 4 December 2008 and subsequent Preferred Project Report dated April 2009 prepared by GHD Pty Ltd including all Appendices and the following drawings prepared by Architect Marshall Pty Ltd:

<b>Architectural (or Design) Drawings prepared by Architect Marshall</b>			
<b>Drawing No.</b>	<b>Revision</b>	<b>Name of Plan</b>	<b>Date</b>
DOP A120	B	Level 1.1 Floor Plan	15.09.2010
DOP A122	C	Level 2.1 Floor Plan	15.09.2010
DOP A124	B	Level 3.1 Floor Plan	15.09.2010
DOP A126	B	Level 4.1 Floor Plan	15.09.2010
DOP A128	B	Level 5.1 Floor Plan	15.09.2010
DOP A130	B	Level 6.1 Floor Plan	15.09.2010
DOP A132	C	Level 7.1 Floor Plan	15.09.2010
DOP A134	B	Level 8.1 & 9.1 Floor Plan	15.09.2010
DOP A200	C	Composite Elevations E1 North & E2 South	15.09.2010
DOP A201	B	Composite Elevations E3 East, E4 East	15.09.2010
DOP A221	B	OFC Setout 02	15.09.2010
DOP A400	B	Section A.1	15.09.2010
DOP A402	B	Section C.1	15.09.2010
A405	B	Section E.2	15.09.2010
DOP A406	B	Section F.2	15.09.2010
DOP A409	C	Section K.2	15.09.2010
PA 20	E	Landscape Plan Proposed	2.4.09
DOP/B A121	C	Level 1.2 Floor Plan	10.01.2011

DOP/B A123	B	Level 2.2 Floor Plan	10.01.2011
DOP/B A125	B	Level 3.2 Floor Plan	10.01.2011
DOP/B A127	B	Level 4.2 Floor Plan	10.01.2011
DOP/B A129	C	Level 5.2 Floor Plan	10.01.2011
DOP/B A131	B	Level 6.2 Floor Plan	10.01.2011
DOP/B A133	C	Level 7.2 Floor Plan	10.01.2011
MCA Off Form Concrete Colour Change Perspective dated 10.9.10			

## **PART B – PRIOR TO ISSUE OF CONSTRUCTION CERTIFICATE**

***Delete condition B4 and replace with the following new condition B4:***

### **B4 Stormwater & Drainage**

- (a) Water is to be collected from the roof, terrace and deck areas of the MCA additions is to be stored in two 4,550 litre polyethylene storage tanks. These tanks are to be located external to the building adjacent to lifts 4 & 5 as shown in hydraulic services drawing H-0802. Water from the rainwater tanks is to be pumped via an internal integrated pump to service irrigation area in the new landscaped areas. Overflow from the tank shall be drained to the existing stormwater drainage system. Details to be submitted to the satisfaction of the Certifying Authority prior to the issue of a Construction Certificate.
- (b) Prior to the issue of a Construction Certificate for the relevant works, details of the proposed stormwater disposal and drainage from the development including on-site stormwater detention (where relevant) is to be in accordance with the City of Sydney Council's standard requirements and details of the provision and maintenance of overland flow paths to the satisfaction of the City of Sydney Council. All approved details for the disposal of stormwater and drainage are to be implemented in the development.