

# Modification of Development Consent

Section 4.55(1A) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning under delegation dated 11 October 2017, I approve the modification application referred to in Schedule 1, subject to the conditions in Schedule 2.

David McNamara  
Director  
Key Sites Assessments

Date: 7 March 2019 Sydney

## SCHEDULE 1

<b>Development Consent:</b>	<b>SSD 7683</b> granted by the Minister for Planning on 25 August 2017
<b>Applicant:</b>	Jimmy's on the Mall Pty Ltd
<b>For the following:</b>	The use of Tenancy 5 of the Overseas Passenger Terminal (OPT) as a restaurant and: <ul style="list-style-type: none"><li>• external alterations to the OPT building</li><li>• new elevated micro-brewery pod to the north of the OPT</li><li>• outdoor dining to the north of the site</li><li>• business identification signage.</li></ul>
<b>The Land:</b>	Overseas Passenger Terminal (Tenancy 5), Circular Quay Way, The Rocks, (Lots 1-3 DP 876516)
<b>Modification:</b>	<b>SSD 7683 (MOD 1):</b> Signage amendments and additions

## SCHEDULE 2

The above approval is modified as follows:

1. Condition A3 is amended by the deletion of ~~striketrough~~ text and inclusion of **bold and underlined** text as follows:

### Terms of Consent

A3 The Applicant, in acting on this consent, must carry out the development:

- a) in compliance with the conditions of this consent;
- b) in accordance with all written directions of the Secretary;
- c) generally in accordance with the State Significant Development Application SSD 7683 Environmental Impact Statement entitled 'SSD 7683: Overseas Passenger Terminal Circular Quay (Tenancy 5), prepared by Keylan Consulting Pty Ltd dated November 2016;
- d) generally in accordance with the Response to Submissions entitled 'SSD 7683: Overseas Passenger Terminal Circular Quay (Tenancy 5), Response to Submissions', prepared by Keylan Consulting Pty Ltd dated 29 May 2017; and
- e) following drawings; except for
  - i. any modifications which are Exempt or Complying Development; and
  - ii. as otherwise provided by the conditions of this consent.

<b>Architectural (or Design) Drawings prepared by Collins and Turner:</b>			
<b>Draw No.</b>	<b>Revision</b>	<b>Name of Plan</b>	<b>Date</b>
257_ADA_001	B	Location Plan	7/4/2017
257_ADA_002	B	Location Plan	7/4/2017
257_ADA_010	F	Level 1 Demolition	7/11/2016
257_ADA_011	G	Level 2 Demolition	7/4/2017
257_ADA_012	H	Level 1 Floor Plan	7/4/2017
257_ADA_013	H	Level 2 Floor Plan	7/4/2017
257_ADA_020	D	Elevation East	7/4/2017
257_ADA_021	D	Elevation West	7/7/2017
257_ADA_022	D	Elevation North	7/4/2017
257_ADA_023	B	Elevation East (Demolition)	7/4/2017
257_ADA_024	B	Elevation West (Demolition)	7/4/2017
257_ADA_025	B	Elevation North (Demolition)	7/4/2017
257_ADA_030	D	Section 01	7/4/2017
257_ADA_060	C	Micro-brewery Plans	7/4/2017
257_ADA_062	A	Micro-brewery Pod Section	11/4/2017
LD-SK-01	C	Public Domain	2/5/2017
OPT_MP_100	4	Level 1 External Signage Masterplan	1/5/2017
OPT_MP_101	4	Level 2 External Signage Masterplan	1/5/2017
OPT_S1_S2_110	3	S1_S2 Identification Signage	9/5/2017
OPT_S1_111	3	Identification Signage — North Elevation	9/5/2017
OPT_S1_121	3	Identification Signage — East Elevation	9/5/2017
OPT_S1_200	2	Identification Signage — Detail	9/5/2017

OPT_S1_204	4	Identification Signage – Detail	9/5/2017
OPT_S2_115	3	Identification Signage – West Elevation Detail	9/5/2017
OPT_S2_116	4	Identification Signage – West Elevation Detail	9/5/2017
OPT_S3_500	3	Identification Signage – North Elevation	1/5/2017
<b>External Signage Drawings prepared by Mantle Group:</b>			
<b><u>Draw No.</u></b>	<b><u>Revision</u></b>	<b><u>Name of Plan</u></b>	<b><u>Date</u></b>
<b><u>OPT EX-SIGNAGE V1 001 LEVEL 1 FLOOR PLAN</u></b>	-	<b><u>Level 1 Floor Plan</u></b>	<b><u>6/2/2019</u></b>
<b><u>OPT EX-SIGNAGE V1 002 LEVEL 2 FLOOR PLAN</u></b>	-	<b><u>Level 2 Floor Plan</u></b>	<b><u>6/2/2019</u></b>
<b><u>OPT EX-SIGNAGE V1 003 EAST ELEVATION</u></b>	-	<b><u>East Elevation</u></b>	<b><u>6/2/2019</u></b>
<b><u>OPT EX-SIGNAGE V1 004 EASTERN VIEW</u></b>	-	<b><u>Eastern View</u></b>	<b><u>6/2/2019</u></b>
<b><u>OPT EX-SIGNAGE V1 005 WESTERN ELEVATION</u></b>	-	<b><u>Western Elevation</u></b>	<b><u>6/2/2019</u></b>
<b><u>OPT EX-SIGNAGE V1 006 WESTERN ELEVATION</u></b>	-	<b><u>West Entrance</u></b>	<b><u>6/2/2019</u></b>
<b><u>OPT EX-SIGNAGE V1 007 NORTH ELEVATION</u></b>	-	<b><u>North Elevation</u></b>	<b><u>6/2/2019</u></b>
<b><u>OPT EX-SIGNAGE V1 008 NORTHERN VIEW</u></b>	-	<b><u>Northern View</u></b>	<b><u>6/2/2019</u></b>

2. Condition A5 is amended by the inclusion **bold and underlined** text as follows:

#### **Limits on Consent**

A5 This consent in no way implies or grants approval for the following:

- a) internal building works;
- b) removal of any palm trees (note: the relocation of the three existing palm trees is permitted by this consent);
- c) subdivision of the site or building;
- d) drop-down blinds, shading devices, awnings, umbrellas or the like in the outdoor seating and in the new deck within the double height space in the tower drum;
- e) **No consent is granted or implied for the business identification sign, known as Sign 1.2, clouded in red and shown on drawings OPT EX-SIGNAGE V1 002 LEVEL 2 FLOOR PLAN, OPT EX-SIGNAGE V1 003 EAST ELEVATION and OPT EX-SIGNAGE V1 004 EASTERN VIEW.**

**End of Modifications to SSD 7683 MOD 1**

