



**ANGEL PLACE
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SYDNEY NSW 2000**

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15 August 2019

Mr Tim Garry
Senior Designer
DesignInc
Level 12, 77 Pacific Highway
North Sydney, NSW 2060

Dear Tim ,

LINDFIELD LEARNING VILLAGE – PHASE 2 AND 3 WORKS, CONSTRUCTION OF BUS LOOP ROAD – ADDENDUM REPORT TO THE ABORIGINAL CULTURAL HERITAGE ASSESSMENT FOR STAGE 1

INTRODUCTION AND BACKGROUND

This Addendum Aboriginal Cultural Heritage Assessment Report (AACHAR) has been prepared by Urbis on behalf of the NSW Department of Education and School Infrastructure NSW (the Applicant). It accompanies a Response to Submissions Report in support of State Significant Development Application (SSD 16_8114) for Lindfield Learning Village (the site).

On 24 October 2018 the Minister for Planning granted partial development consent to SSD 8114 for Phase 1 construction and operation of a new school for 350 students. The remainder of SSD 8114 (as originally proposed) has not yet been granted consent and has been subject to further investigation, assessment and engagement with the relevant agencies (DPE, RFS, OEH, RMS, TfNSW) and Council.

The Response to Submissions and supporting documents seek approval for the remainder of SSD 8114, being:

Phase 2(a):

- Minor internal works within the approved Phase 1 area to accommodate an additional 35 students.
- The additional 35 students (a total of 385 enrolled students) is needed for Day 1 Term 1 2020, prior to Phase 2(b) being completed.
- Phase 2(a) will occur immediately on approval to allow the additional students for Day 1 Term 1 2020.

Stage 2(b):

- Works to accommodate 1,050 students (including the approved 350).
- Repurposing of the Phase 1 area.
- A loop road around the southern portion of the site for emergency vehicles, buses and drop off and pick up vehicles.

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Stage 3 of construction:

- Works to accommodate an additional 950 students in the western wing of the building.

Vegetation management will be required to achieve the necessary APZ. The SSD does not seek approval for vegetation management outside the site boundary.

The purpose of this AACCHAR is to complement the original Aboriginal Cultural Heritage Assessment Report (ACHAR) that was prepared for Phase 1 in August 2018 (Urbis 2018).

This AACCHAR should be read in conjunction with the original ACHAR (Urbis 2018), as it refers to information in the ACHAR and only addresses the proposed changes and related archaeological and/or cultural heritage matters.

PROPOSED WORKS

The Applicant is proposing to construct a bus loop around the south of the Subject Area to facilitate the transportation of students. The original design plan included a fire trail for fire truck access and adjacent landscaping and fencing. The proposed changes will include additional works within the Subject Area and also change the nature of the impact that is proposed for the bus loop. The proposed bus loop will be hereafter referred to as the 'Impact Area' see Figure 1.

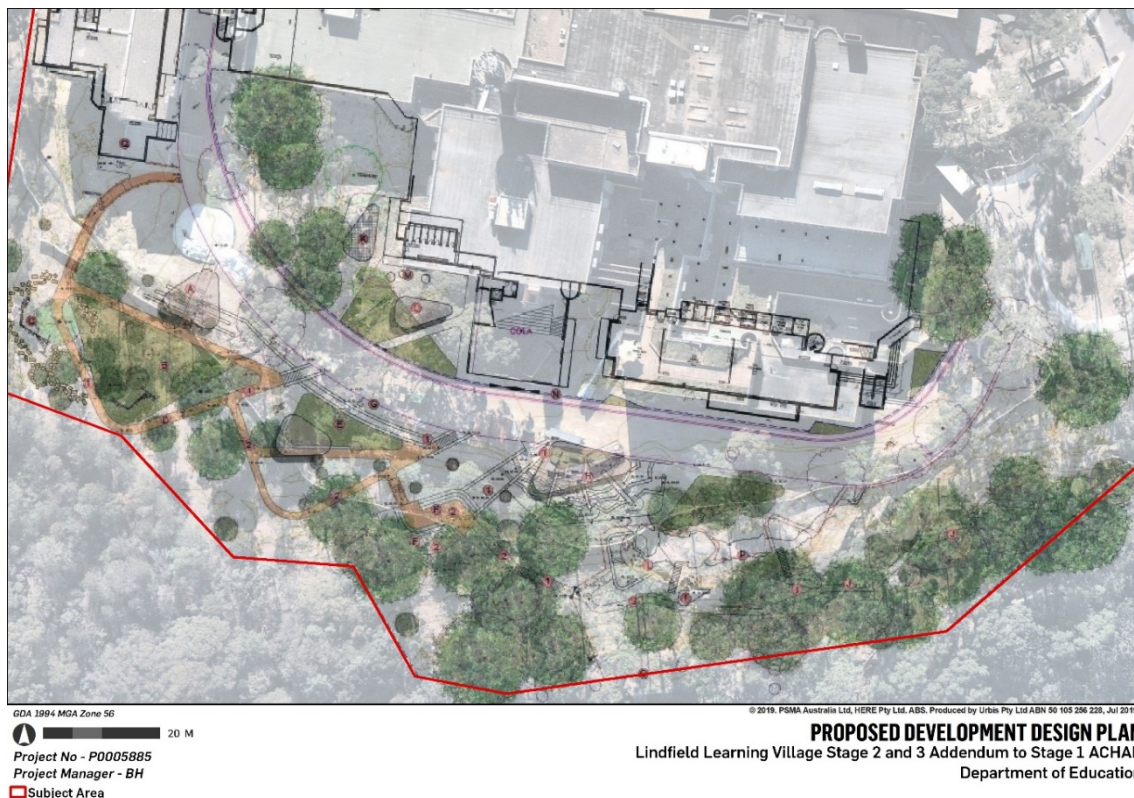


Figure 1 – Location and design of the Impact Area

OBJECTIVES AND PROPOSED METHODOLOGY

This AACCHAR has the following objectives:

- Identify changes to the design of the Impact Area from Stage 1.
- Identify changes in the environmental context of the Impact Area since construction activity of Stage 1 commenced.
- Identify Aboriginal archaeological constraints (if any) within the Impact Area.
- Undertake consultation with the Metropolitan Local Aboriginal Land Council (MLALC) in relation to the changes proposed to the Impact Area.

The AACCHAR will apply the following methodology:

- Review of relevant sections of the Stage 1 ACHAR and identify any gaps in information for the Impact Area.
- Undertake a field survey to assess the condition of the Impact Area and investigate the presence/absence of Aboriginal objects and/or sites within and in close proximity to the Impact Area.
- Summarise results and provide recommendations.

CHANGES OF DESIGN FOR THE IMPACT AREA

The Impact Area was originally proposed for a formal fire trail for fire truck access. The design changes are proposing to build a formal road that will be used as a bus-loop to transport students around the facilities. The design changes meant that the proposed nature of the impact and its footprint increased compared to the original proposal. However, as the Impact Area is located on already highly disturbed landscape, the changes will not have significant implications to the conclusions and recommendations of the original ACHAR.

ENVIRONMENTAL CONTEXT

The current environment has changed since the finalisation of the original ACHAR, as construction activities have been ongoing for Stage 1 of the Project including:

- Placement of imported fill around the southern part of the Subject Area.
- Installation of construction and logistical equipment.
- Temporary fencing of the boundary of the Subject Area.

The changes have not resulted in any major ground disturbance, rather further restricted the ground surface visibility of the Subject Area.

EXISTING ABORIGINAL ARCHAEOLOGICAL CONSTRAINTS

The Stage 1 ACHAR has not identified any Aboriginal archaeological and/or cultural heritage constraints associated with the Subject Area.

REVIEW OF THE STAGE 1 ACHAR

The review of the Stage 1 ACHAR has concluded that:

- Generally, the entire Subject Area has been the subject of extensive disturbance resulting from the construction of the UTS Campus now known as the Lindfield Learning Village.
- The Impact Area has been the subject of extensive disturbance including clearing of native vegetation, construction of the buildings for the campus and associated sub-surface utilities, placement of imported fill and subsequent landscaping.
- No Aboriginal objects and/or sites have been identified within the Subject Area.
- No Aboriginal cultural heritage constraints were raised during the Aboriginal community consultation in relation to the Project.

ARCHAEOLOGICAL SITE SURVEY

An archaeological site survey was carried out by Urbis Associated Director (Archaeology) Balazs Hansel and Tim Garry from DesingInc. The survey was carried out on foot and covered the entire impact footprint of the proposed bus loop (Figure 2). The survey specifically targeted areas with higher level of ground surface visibility (GSV) and aimed to document the various levels of ground surface disturbance.

The overall GSV was very low and generally was around 5% within the survey area, heavily restricted by the placement of imported fill (Figure 3), with higher level of GSV recorded along the perimeter of the imported fill (Figure 4) and around existing trees. In general, the area of the proposed bus loop is heavily modified (Figure 5 and Figure 6) and as it had been already outlined in the Stage 1 ACHAR, the Subject Area has been the subject of high level of disturbance and there is a low to nil potential for subsurface Aboriginal objects within the Subject Area.

No Aboriginal objects were found, nor any landscape features identified with the potential for comprising any sub surface archaeological deposits.

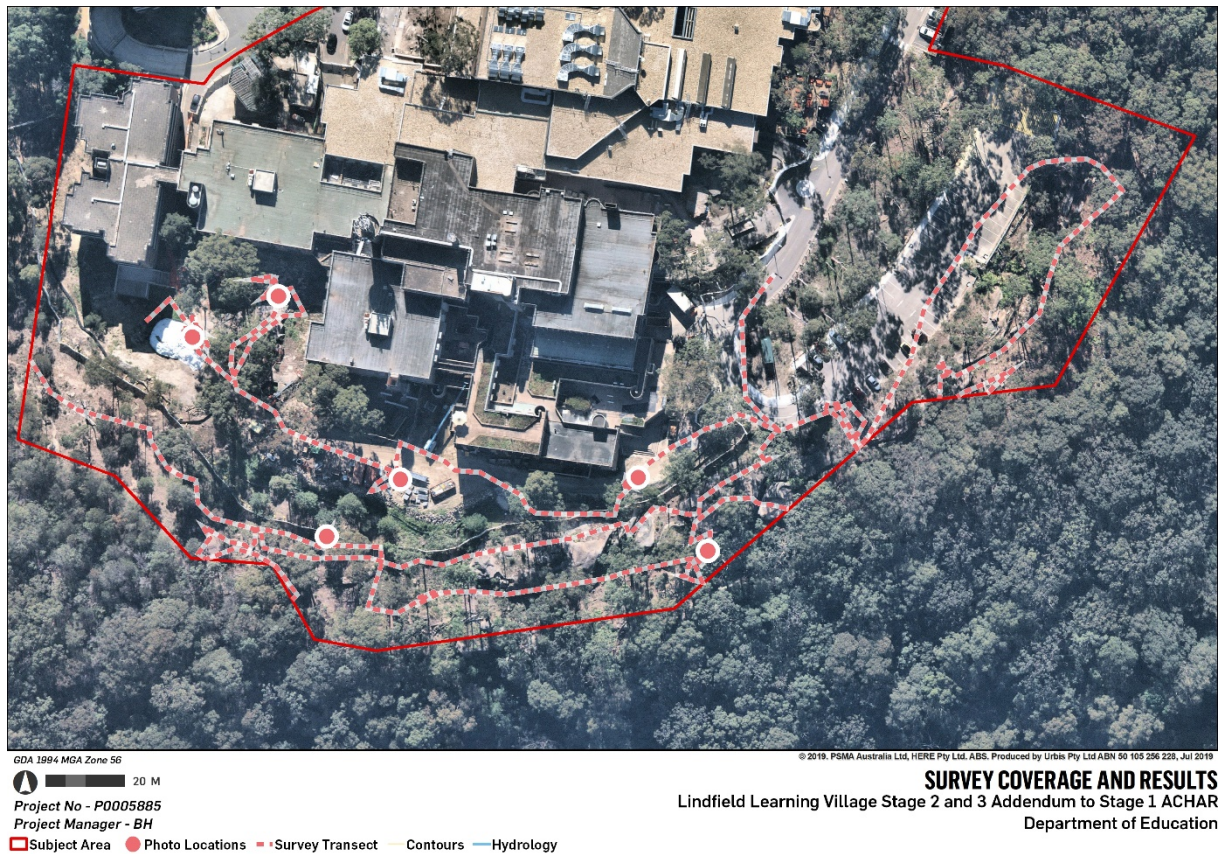


Figure 2 – Survey Coverage and Results



Figure 3 – Western section of the proposed Impact Area, facing south-east.

Source: Urbis



Figure 4 – Edge of imported fill placed on the southern perimeter of the Subject Area, facing north.

Source: Urbis



Figure 5 – Eastern section of the Impact Area, facing south-west.

Source: Urbis



Figure 6 – Eastern section of the Impact Area, facing north-east.

Source: Urbis

COMMUNITY CONSULTATION

The Aboriginal community consultation was carried out in accordance with an agreement with the Office of Environment and Heritage (OEH) (DOC18/454944, dated 16 August 2018) and the Department of Planning and Environment (DPE) during the Stage 1 ACHAR where the MLALC was consulted to provide assessment for cultural heritage values and to review the draft ACHAR. The correspondence from the OEH is provided below:

'To be consistent with the SEARs, an Aboriginal Cultural Heritage Assessment Report (ACHAR) is required to be prepared and extensive consultation should be undertaken.'

OEH recommended in its submission that at a minimum consultation should be undertaken with the LALC to fulfil the requirement of the SEARs to consult with Aboriginal people, and this should be documented in accordance with the Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010.

The Aboriginal Cultural Heritage Impact Assessment (ACHIA) that was provided with the RTS should be sent to the Metropolitan LALC and they should be invited to comment on this report. Advice from the LALC should be sought as to whether there are any Aboriginal people that have cultural knowledge, historical information about the site that needs to be investigated.'

In accordance with the requirements and to be transparent with Stage 1 protocols, the following consultation has been carried out:

Table 1 – Consultation Log

Date	Type of Consultation	Consultation
18 June 2019	Phone call	MLALC was contacted via phone. No answer, and a voicemail message was left.
21 June 2019	Email	Email sent to the MLALC (Selina Timothy and Nathan Moran) outlining the nature and purpose of the additional design changes and the methodology to address those changes. Original ACHAR and design plan of the proposed bus loop was also attached.
22 June 2019	Phone call	MLALC was contacted via phone. No answer, and a voicemail message was left.
23 June 2019	Phone call	MLALC was contacted via phone and reception took a message for Selina Timothy in relation to the email and for the project asking for a return call.
24 June 2019	Phone call	MLALC was contacted via phone. No answer, and a voicemail message was left.
26 June 2019	Phone call/email	MLALC was contacted via phone and voicemail message left. Reminder email was also sent.
2 July 2019	Phone call from MLALC	Selina Timothy from MLALC contacted Balazs Hansel and was de-briefed of the proposed changes and related approach and methodology. She appreciated the information and expressed interest in providing feedback and reviewing the draft addendum letter. She has also expressed concerns on the time frame as she is doing multiple projects and very busy but promised to do

Date	Type of Consultation	Consultation
		everything, she can to get this provide feedback on the information sent through via email.
4 July 2019	Email	Remainder email sent to Selina requesting feedback.
18 July 2019	Email	Draft Addendum Aboriginal Cultural Heritage Assessment Report was sent to Selina for review with the 28 days period closing on the 15 August.
19 July 2019	Phone call	Phone call to MLALC. Left message requesting a return call.
22 July 2019	Email	Email sent to Selina to follow-up on the AACCHAR and requested a phone call or return email with feedback.
8 August 2019	Phone call	Phone call to MLALC. Spoke to Selina and provided further details. She was happy with the background and did not raise any issues. Promised to send written feedback asap.
8 August 2019	Email	Sent the draft AACCHAR to Selina again as per the phone call.
15 August 2019	Email	Follow-up email to Selina requesting feedback.

CONCLUSION AND RECOMMENDATIONS

The AACCHAR has concluded that:

- There are no Aboriginal objects and/or sites within or in close proximity to the Impact Area.
- The Impact Area is located on extensively disturbed landscape.
- The consultation with the MLALC did not identify any Aboriginal cultural heritage issues for the Subject Area and no written feedback was received from the MLALC.

In line with the above conclusions, the Applicant can proceed with the proposed works for the Impact Area in line with the recommendations adopted from the Stage 1 ACHAR:

Recommendation 5

If Aboriginal object/s are identified in the Study Area during works, then all works in the immediate area must cease and the area cordoned off. OEH must be notified via the Enviroline 131 555 so that the site can be adequately assessed and managed.

Recommendation 6

In the event that skeletal remains are uncovered, work must cease immediately in that area and the area cordoned off. The NSW Police must be contact with no further action taken until written advice is provided by the Police. If the remains are determined to be of Aboriginal origin, OEH must be notified via the Enviroline 131 555 and a management plan must be developed prior to works re-commencing in consultation with the relevant Aboriginal stakeholders.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Balazs Hansel". The signature is fluid and cursive, with the first name and last name clearly distinguishable.

Balazs Hansel
Associate Director