

SYDNEY OLYMPIC PARK AUTHORITY

Planning Assessment Report

Application No:	DA 05-05-2014
Application Site:	Fig Grove near Dawn Fraser Avenue, Sydney Olympic Park
File No:	F14/496
Proposal:	Installation of "Millennium Athlete" Sculpture
Applicant:	Sydney Harbour Foreshore Authority (SHFA)
Determining Agency:	Sydney Olympic Park Authority (SOPA)

1 Background

The *Millennium Athlete* is a 12m high steel sculpture of the logo for the Sydney 2000 Olympic Games Sydney. It was originally installed in the forecourt of the Sydney Convention and Exhibition Centre at Darling Harbour, which was one of the Olympic Venues. The photograph at **Figure 1** illustrates the original location of the sculpture.

"The *Millennium Athlete*" logo for the Sydney 2000 Olympic Games was unveiled on 14 September 1996.

The sculpture represents the promise made in Sydney's bid to host an Olympic Games that would be dedicated to the athletes of the world.

The running athlete symbolises:

- the spirit of Sydney;
- the Olympic torch bearer; and
- Australia's indigenous culture.

The 12 metre high mast supports nearly two tonnes of steel suspended 6 metres above the ground on a total of 120 metres of special high-tensile woven steel cable.

The NSW Government is partnering with the private sector (Darling Harbour Live consortium including Lend Lease, Capella Capital, AEG Ogden and Spotless) to create Australia's largest integrated convention, exhibition and entertainment precinct which involves a major redevelopment and revitalisation of Darling Harbour.

In addition to delivering new world-class events facilities, the transformation of a 20-hectare precinct at Darling Harbour is also a major urban renewal project for the city. It involves improving public spaces plus creating a new city residential neighbourhood.

The redevelopment of this Precinct necessitates the relocation of the *Millennium Athlete*. Sydney Olympic Park, with its strong Olympic associations and legacy was identified as the appropriate context for the future location of the piece.

The Consortium is required to relocate the structure under the terms of its contract with the NSW Government. Accordingly Lend Lease will be responsible for the engagement of a contractor to install the sculpture at Sydney Olympic Park.



Figure 1 The Millennium Athlete in its original location in the forecourt of the Sydney Convention and Exhibition Centre at Darling Harbour.

2 Site and Location

A site visit was carried out on 10 June 2014.

The site of the proposed installation is the southern side of Dawn Fraser Avenue, immediately to the north of the Fig Grove and approximately 70 metres from the intersection with Olympic Boulevard, and has the legally description of Lot 161 in DP 1155500.

The site is located within the area currently known as the 'Sports & Education' Precinct in Sydney Olympic Park Master Plan 2030 (MP 2030).

The maps showing the location of the site are below.

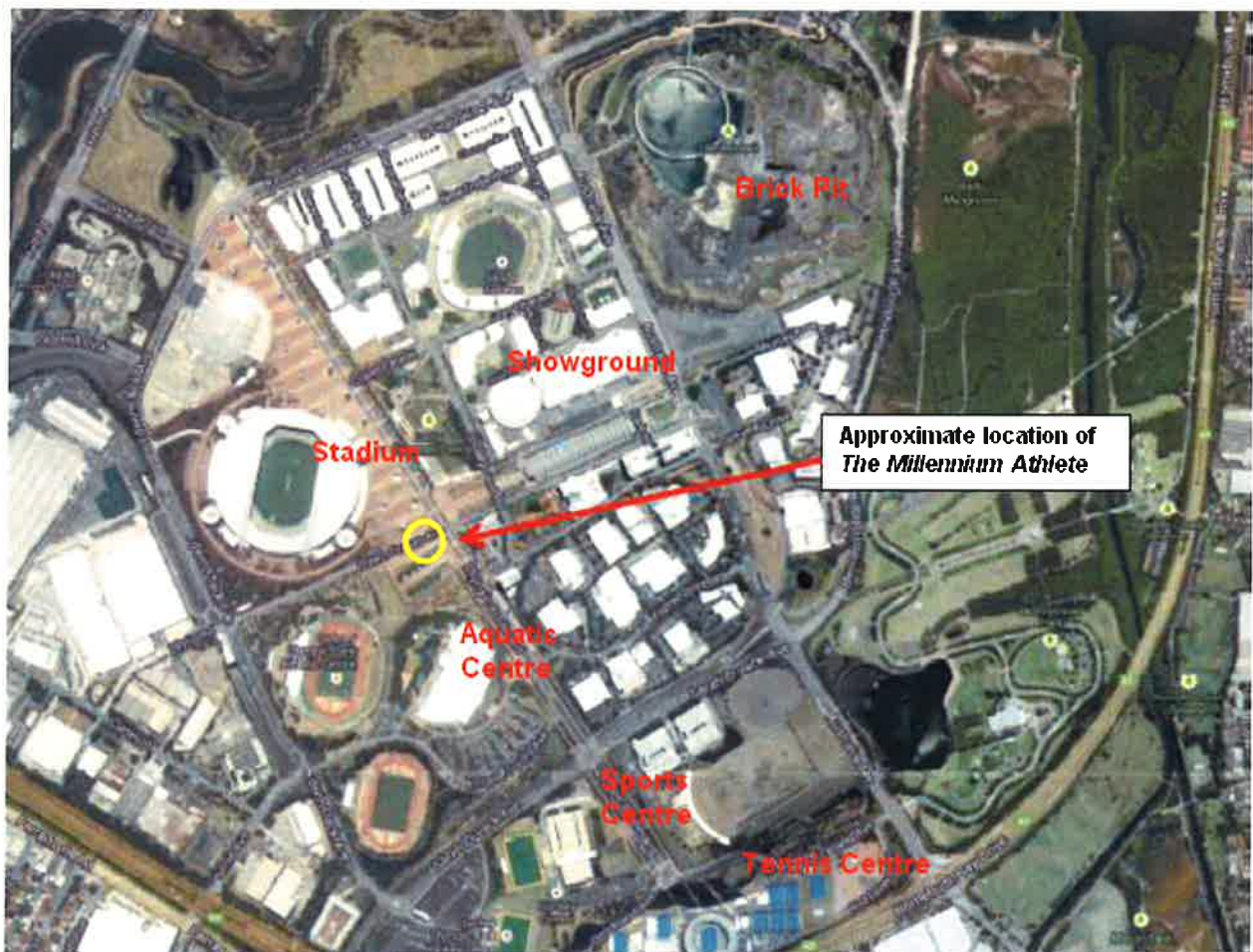


Figure 2 Location Plan illustrating the approximate location of The Millennium Athlete within Sydney Olympic Park

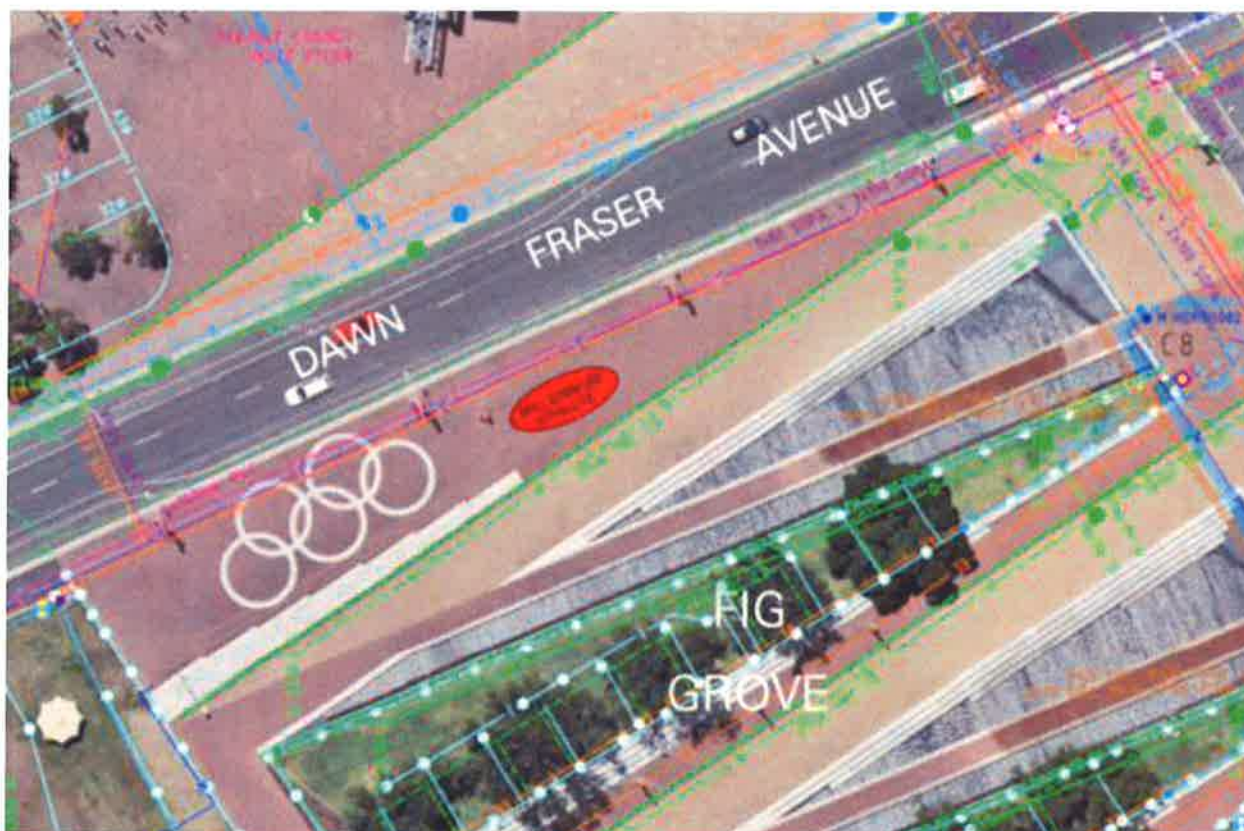


Figure 3 Proposed siting of the sculpture relative to the Fig Grove and the Olympic Rings

3 The proposed development

The DA seeks approval for the installation of a piece of public art, known as *"The Millennium Athlete"* on the southern side of Dawn Fraser Avenue. The proposed works includes:

- creation of an appropriate work zone to be defined and fenced in accordance with WorkCover requirements;
- site preparation works which will include the removal of existing paving and earthworks;
- construction of footings to support the structure;
- installation of lighting consisting of uplights within the paving;
- make-good works associated with the paving at the perimeter of the installation.

4 Delegated Authority

The Minister is the consent authority pursuant to Schedule 6, Part 1, Clause 3 of the SEPP Major Development 2005 and Clause 22 of the Sydney Olympic Park Authority Act 2001.

On 14 September 2011, the Minister delegated his powers and functions under Section 80 of the *Environmental Planning and Assessment Act 1979 (the Act)*, effective from 1 October 2011, for all development at Sydney Olympic Park which have a Capital Investment Value of less than \$10 Million. These delegations have been provided to the Manager, Urban Planning, and the Chief Executive Officer of Sydney Olympic Park Authority.

The proposed development is consistent with these delegations as it:

- Has a CIV less than \$10 million
- SOPA is not the applicant; and
- SOPA will not derive a commercial benefit in excess of \$250,000 per year from the development.

Therefore it is appropriate for SOPA to exercise its delegations in determining this development application.

5 Assessment

The application has been assessed pursuant to Section 79C of the *Environmental Planning and Assessment Act 1979*, including consideration of the following matters:

5.1 Environmental Planning Instruments, DCPs and Planning Agreements

5.1.1 State Environmental Planning Policy (Major Development) 2005

The Minister for Planning is the consent authority pursuant to Schedule 6, Part 1, Clause 3 of the SEPP Major Development 2005. The proposed development is permissible with consent pursuant to Schedule 3, Part 23 of SEPP Major Development 2005 and the relevant provisions are addressed in Table 1.

Clause	Response	Compliance */✓/N/A
(9) Zone B4 Mixed Use	The proposed development is permissible with consent. The objects of the zone are satisfied.	✓
(23) Public infrastructure	Public infrastructure requirements have been addressed in the original approval for Olympic Park. This application does not require additional public infrastructure to that already existing.	n/a
(24) Major event capability	The proposed development is minor / routine and will not adversely impact major events.	✓
(25) Transport	The proposed development is minor / routine and will not adversely impact transport / parking.	✓
(26) Master Plan (Note: Master	The proposed development is minor / routine and is generally consistent with MP 2030 principles and controls.	✓

Clause	Response	Compliance */✓/N/A
<i>Plan 2030</i> is a deemed DCP and is also considered here for the purpose of S79C(1)(a)(iii).		
(29) Development in environmental conservation area	The subject site is not in an environmental conservation area.	n/a
(31) Heritage Conservation	<p>The subject site is not within the vicinity of a heritage item and the proposal will not impact on heritage conservation.</p> <p>On the contrary, the public art is considered to be a positive contribution to the fabric of the public domain at Sydney Olympic Park and to the Olympic legacy.</p>	n/a

Table 1 SEPP Major Development – Planning Provisions

5.2 Prescribed Matters EPAR 2000

The proposed development is able to comply with prescribed matters of the *Environmental Planning and Assessment Regulations 2000* subject to fulfilment of conditions of consent.

5.3 Impact of the development

The proposed development will not adversely affect the natural, social or economic environment subject to conditions of consent.

5.4 The suitability of the site for the development

The proposal is of a nature that is in keeping with the overall objectives and functions of the site and approved land use & development.

5.5 Notification, advertising and submissions received

No submissions were received as the proposal did not require advertising, notification or agency referrals.

5.6 The public interest

The proposal is considered to be in the wider public interest as it:

- Is consistent with the in-force provisions and controls of the principle environmental planning instrument applying to the land contained with *State Environmental Planning Policy (Major Development) 2005*; and
- Would not result in any adverse environmental affects (subject to conditions).
- the theme of the sculpture is consistent with the Olympic legacy and makes a positive contribution to the urban fabric at Sydney Olympic Park

6 Sydney Olympic Park Authority Act 2001

6.1 Clause 22(2) – Consistency with Environmental Guidelines

The proposed development is minor and routine and generally consistent with the *Environmental Guidelines*.

7 Consultation

7.1 Internal referrals

The application was referred to the Authority's Building Services Unit for comment(s) on 4 June 2014. The BSU raised no objections and have recommended standard conditions. Conditions recommended by the BSU have been incorporated into the Conditions of Consent where appropriate and necessary.

8 Conclusion and recommendations

8.1 Conclusions

The application has been considered with regard to the matters raised in section 79C of the EP&A Act. The proposed development is considered to be acceptable, in the public interest and is recommended for **approval** subject to Conditions of Consent.

8.2 Recommendation

- A) Consider all relevant matters prescribed under Section 79C of the EP&A Act, as contained in the findings and recommendations of this report;
- B) Determine that the development application be **approved subject to conditions** pursuant to Section 80(1) and 80(A) of the EP&A Act, having considered the relevant matters in accordance with (A) above;
- C) Authorise Sydney Olympic Park Authority to carry out post-determination notification pursuant to Section 81 of the EP&A Act

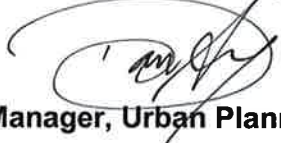
Prepared by



Planner, Urban Planning

Date: 12 June 2014

Reviewed & Endorsed by



Manager, Urban Planning

Date: 12 June 2014