

Resolution of Council

6 April 2020

Item 9.2

Award of Heritage Floor Space - Capitol Theatre, Haymarket

It is resolved that:

- (A) Council approve the Capitol Theatre Conservation Management Plan, prepared by Urbis Pty Ltd, dated 28 January 2020, as required by the Sydney Local Environmental Plan 2012 and provided at Attachment E to the subject report;
- (B) Council approve the award of 10,871.25 square metres of heritage floor space, subject to:
 - (i) covenants on title, as required by the Sydney Local Environmental Plan 2012, to ensure that no development can occur on the site that either:
 - (a) increases the gross floor area of the heritage building; or
 - (b) increases the height of the heritage building; and
 - (ii) covenants on title that ensure the continued maintenance and conservation of the building in line with the Capital Theatre Conservation Management Plan, prepared by Urbis Pty Ltd, dated 28 January 2020. This covenant must include a requirement for ongoing provision of adequate insurance and a maintenance fund, as required by the Sydney Development Control Plan 2012; and
- (C) authority be delegated to the Chief Executive Officer to confirm the calculation of the final award and finalise the deed and required covenants in accordance with (B) above.

Carried unanimously.

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