

Resolution of Council

13 March 2023

Item 11.10

Live Music at the Eveleigh Hotel

The original motion was moved by Councillor Scott, seconded by Councillor Weldon.

It is resolved that:

(A) Council note:

- (i) the Eveleigh Hotel is a gambling free family friendly community hub at 158 Abercrombie Street;
- (ii) the family-run business has been operating for over a decade;
- (i) the Eveleigh Hotel have reported that they have been the subject of noise complaints by a neighbour;
- (ii) the City investigated noise complaints made about the Eveleigh Hotel, under State legislation;
- (iii) since August 2022, City staff have been working with the Eveleigh Hotel owners by providing advice on measures to reduce noise impacts;
- (iv) the City's attempts to resolve the noise issue through a voluntary process over the last six month had been unsuccessful so the City recently advised the Hotel more formal action may be taken. The Hotel responded with a commitment to engage an acoustic specialist, remove or relocate a speaker, lay carpet and underlay and install acoustic panels;
- (v) City staff have advised the Eveleigh Hotel owners they will not take enforcement action and live music can continue while noise mitigation works are undertaken;
- (vi) the Eveleigh Hotel would like to offer:
 - (a) modest live music events, such as jazz music on a Saturday afternoon;
 - and

- (b) a restrained provision of outdoor seating, for nine persons on three tables until 9pm;
- (vii) the Eveleigh Hotel has started a petition for the restrictions to be removed, which has gained 2,076 signatures within six days of its publishing;
- (viii) since July last year, the City has approved nearly 320 outdoor dining applications. Only one application has been refused;
- (ix) in January 2023, the Eveleigh Hotel was granted an outdoor dining approval for six square metres;
- (x) the City will continue to work with business operators to maximise the activation of footpaths and streets whilst balancing the needs of other users and surrounding neighbours;
- (xi) on Friday 10 March, councillors received a CEO Update detailing the investigation of noise complaints at the Eveleigh Hotel as well as the agreed noise attenuation works;
- (xii) in 2014 Council adopted the Live Music and Performance Action Plan;
- (xiii) the Action Plan included 60 actions which the City of Sydney and/or the NSW Government should take to support live music and live performance, with many of these actions requiring collaboration with the live music and performance sector;
- (xiv) the majority of these actions have been implemented or superseded by other City Policies and Strategies, while most of those remaining require action by other levels of government;
- (xv) the CEO has provided an update on the status of the actions in the Live Music and Performance Action Plan under Item 9 Questions on Notice with Answers as part of today's Council meeting papers; and
- (xvi) urgent action is required to address the loss of live music and performance venues in Sydney; and
- (B) the Lord Mayor be requested to write to relevant incoming Ministers requesting urgent action to address the loss of live music and performance venues and to implement those outstanding Live Music and Performance Action Plan actions which are the responsibility of the NSW Government.

The substantive motion was carried on the following show of hands –

Ayes (9) The Chair (the Lord Mayor), Councillors Chan, Davis, Ellsmore, Gannon, Kok, Scott, Scully and Weldon

Noes (1) Councillor Jarrett.

Amended motion carried.

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