

Attachment A

Recommended Conditions of Consent

SCHEDULE 1

CONDITIONS OF CONSENT

GENERAL CONDITIONS

(1) APPROVED DEVELOPMENT

- (a) Temporary use for community and sporting events and associated temporary structures.
- (b) Development must be in accordance with Development Application No. D/2023/1061 dated 21 November 2023 and the Statement of Environmental Effects (including appendices) dated January 2024 prepared by Milestone and as amended by the conditions of this consent.

Reason

To ensure all parties are aware of the approved plans and supporting documentation that applies to the development.

(2) TIME LIMITED CONSENT

Approval for use of Moore Park for events under this consent shall expire after **10 years** from the date of this consent, unless otherwise modified.

Reason

To safeguard the future amenity of the neighbouring area.

(3) NO APPROVAL OF CAR PARKING ON GRASS

This consent D/2023/1061 does not permit car parking on the grassed area of Moore Park East by event attendees.

Reason

To ensure the protection of the vegetation within Moore Park East.

ONGOING USE

(4) NUMBER OF EVENTS

- (a) For events that attract more than 2,500 people, Moore Park cannot be used for more than 20 events and for no more than a combined 20 days per calendar year (excluding bump-in and bump-out).
- (b) Moore Park is not to be used for musical concert/festival events.

Reason

To ensure the number and type of major events per year is restricted.

(5) USE OF VARIOUS AREAS OF MOORE PARK

(a) Use of various areas of Moore Park shall be limited to those events specified in the table below:

Precinct	Proposed Events
Moore Park East	<ul style="list-style-type: none"> - Mardi Gras - Fan zones aimed to improve visitor's arrival experience for games at the stadia - Sydney Running Festival supporters zone - Sporting events which may include training, competition or demonstrations and; - Community events including cultural, recreational and educational events.
Moore Park West	<ul style="list-style-type: none"> - Mardi Gras - Sporting events which may include training, competition or demonstrations and; - Community events including cultural, recreational and educational events. - No more than 5,000 patrons.
Robertson Road Precinct	<ul style="list-style-type: none"> - Sporting events which may include training, competition or demonstrations and; - Community events including cultural, recreational and educational events.
Moore Park Golf Precinct and ES Marks Precinct	<ul style="list-style-type: none"> - Sporting events which may include training, competition or demonstrations; and - Community events including cultural, recreational and educational events.

(b) Each community event shall:

- (i) Not be for more than 30 consecutive days per event per precinct, from the start of set-up to the completion of clean-up for the use, and
- (ii) Not use an individual precinct for more than 60 days, inclusive of set-up and clean-up time, in any calendar year. This does not include fan

zones located within the Activation Space in the vicinity of the Sydney Cricket Ground.

Reason

To ensure the type of events per year is restricted to those listed above.

(6) EVENT TRAFFIC AND TRANSPORT MANAGEMENT PLAN (ETTMP)

For events that attract more than 2500 people the applicant is required to prepare a site-specific Event Traffic and Transport Management Plan (ETTMP) for the proposed operation of the site to ensure that traffic and transport during events (including bump – in and bump-out periods) are safely and efficiently operated. The ETTMP is to:

- (a) Be prepared in consultation with TfNSW, NSW Police, City of Sydney Council, and Greater Sydney Parklands Trust;
- (b) Consider cumulative impacts of simultaneous events within the Moore Park Precinct; include evidence to demonstrate alignment with the broader Moore Park Traffic and Transport Management Plan as made available by TfNSW;
- (c) Include measures to maximise the mode share of public transport and active transport for the site and the surrounding precinct, including a Travel Access Guide for attendees;
- (d) Include measures to manage pick-up/ drop-off facilities for patrons using taxi, coaches, kiss and ride and rideshare services including consideration of any geofence for all ride-share companies while ensuring safe access for emergency vehicles and local residents in local streets;
- (e) Include event management measures, including crowd management, to minimise the need for any lane/ road closures. Traffic management details are to be provided in the event of a lane / road closure;
- (f) Detail the strategies to mitigate risks at points of crowd swell (i.e. pedestrian crossing/ refuge points, circulation around the Moore Park Precinct and approach and departure points);
- (g) Provide details of wayfinding and signage measures within the confines of the site boundaries, including messaging and announcements, which provide clear directions for patrons to all modes of travel, including walking, light rail, heavy rail/metro, bus, taxi, coach, kiss and ride and rideshare services and include illumination for appropriate use at night;
- (h) Provide details of emergency services vehicles access and egress;
- (i) Provide evidence of consultation with the Moore Park Events Operations Group (MEOG) and other relevant stakeholders;
- (j) Provide details of performance levels and targets that can measure the success of implementation of the ETTMP;

- (k) Identify the specific procedures and actions (including responsibility and timeframes) that will be implemented;
- (l) Describe the frequency and process of proposed reviews and revisions to the Plan, including provision for consultation with the stakeholder identified above.

Reason

To ensure that traffic impacts from events are minimised.

(7) EMISSIONS

- (a) The use of the premises must not give rise to the emission of gases, vapours, dusts or other impurities which are a nuisance, injurious or prejudicial to health.
- (a) Gaseous emissions from the development must comply with the requirements of the Protection of the Environment Operations Act, 1997 and Regulations. Uses that produce airborne particulate matter must incorporate a dust collection system.

Reason

To protect the amenity of the surrounding area.

(8) TEMPORARY FOOD PREMISES NOTIFICATION

- (a) Prior to the commencement of any temporary food handling operations, the organiser must notify Council of the following information including:
 - i. Contact details for the temporary food business, including the name and address of the business and the proprietor of the business.
 - ii. The type of food to be sold by the temporary food business.
- (b) Prior to the commencement of temporary food handling operations, the food business must notify the NSW Food Authority of the following information including:
 - i. Contact details for the food business, including the name and address of the business and the proprietor of the business.
 - ii. The nature of the food business.
 - iii. The location of any other food premises associated with the food business, within the jurisdiction of NSW Health.

You may notify the NSW Food Authority via the Internet on www.foodnotify.nsw.gov.au or by contacting the Council for a notification form.

Reason

To ensure details of the temporary food stall are provided to the City of Sydney.

(9) TEMPORARY FOOD STALL - SET UP AND OPERATION

- (a) Details of all temporary food stalls proposed to attend site must be submitted to the City of Sydney at least 28 days prior to the event commencing using the City of Sydney "Temporary Food Stall Event Register".
- (b) All temporary food stalls at the event must be registered with the City of Sydney in accordance with the requirements of the *Food Act 2003*-using the City of Sydney, 'Temporary food stall application' form.
- (c) The set up and operation of any temporary food stall and associated equipment must comply with the NSW Food Authority Guidelines for Food Businesses at Temporary Events and *Australian New Zealand Food Standards Code 3.2.2 - Food Safety Practices and General Requirements*.

Note: The "Temporary Food Stalls Event Register" and Temporary food stall application forms can be obtained from the City of Sydney website <http://www.cityofsydney.nsw.gov.au>

The completed forms may be returned to Council's Health and Building Unit by post, email or in person.

Post: Health and Building, Level 16, Town Hall House, 456 Kent Street, Sydney, NSW 2000

Email: council@cityofsydney.nsw.gov.au

In Person: Town Hall House - Level 2, 456 Kent Street, Sydney.

Reason

To ensure details of the temporary food stall are provided to the City of Sydney.

(10) TIMING OF EVENTS

- (a) All events must be limited to between the hours of:
 - (i) 7.30 am to 11.00 pm on Sunday to Thursday.
 - (ii) 7.30 am to 12.00 am on Friday or Saturday.
 - (iii) Setup time for the use to start no earlier than 6.00 am, or end later than midnight, on any day.
 - (iv) Clean up time for the use to end no later than 2 hours after the use was to stop.
 - (v) Sporting events and other ceremonial events that do not involve sound amplification may commence prior to sunrise.
 - (vi) Anzac Day Dawn Service may commence at 5:00am with set-up from 2.00am.

Reason

To ensure the premises operates within the approved hours of operation.

(11) MANAGEMENT OF NOISE

All events are to be consistent with the requirements of the variation of Prevention Notice issued by the Environmental Protection Authority (EPA) dated 18th February 2015, Notice Number 1521549. Any further subsequent variations of the notice shall be complied with.

The EPA will be considered the Appropriate Regulatory Authority to enforce the requirements of the above mentioned Prevention Notice should justified complaints be received.

Note: In the event that the requirements of this consent are more onerous than that of the Notice, the conditions of this consent shall prevail.

Reason

To safeguard the amenity of the surrounding neighbourhood.

(12) NOTIFICATION OF RESIDENTS

The Centennial Park and Moore Park Trust must make all reasonable efforts to ensure that residents likely to be significantly affected by noise from major events are given prior written and/or electronic communication on their website 14 days prior to the commencement date of any proposed event, with the information furnished in Condition 16(a). This is to include email notification to residents who register their email through a portal on the Centennial Park and Moore Park Trust website. This notification must include the telephone number of a person authorised by the Trust to discuss any noise issues during the entire event and this person(s) must be available on this number during the entire event, as well as the City of Sydney's 24 hour complaint line – 9265 9333.

Reason

To safeguard the amenity of the surrounding neighbourhood.

(13) NOISE COMPLAINTS

- (a) As required by the variation of Prevention Notice issued by the EPA dated 18th February 2015, Notice Number 1521549, the Centennial Park and Moore Park Trust must have a mechanism in place to deal with any complaints and must consider past complaints when developing future plans to manage sound. As much as is practicable, the Trust must arrange for noise levels emanating from events held within Moore Park to be monitored at the location of any complaints as soon as possible after the Trust has received the complaint.
- (b) The Centennial Park and Moore Park Trust must retain ultimate control of sound caused by any amplification equipment during the events.
- (c) The Centennial Park and Moore Park Trust must maintain a register of all complaints made regarding the events that is available to Council upon request. The register must contain:

- (i) The complainants name, address and contact number;
- (ii) The nature of the complaint;
- (iii) The date and time the incident occurred; and
- (iv) The date and time of the complaint being lodged; and
- (v) The response to the complaint by the Centennial Park and Moore Park Trust.

Reason

To safeguard the amenity of the surrounding neighbourhood.

(14) NOTIFICATION OF COUNCIL

- (a) At least 14 days prior to the commencement date of any event with more than 2,500 people, the organiser must provide Council with the time and dates of the proposed event (and any of the proposed sound tests and rehearsals) and the name and contact details of the event organiser and/or a general liaison person who may be contacted for the duration of the event being held.
- (b) At the end of each calendar year for the duration of this consent, the Centennial Park and Moore Park Trust must provide details of the events held within Moore Park that year to Council. This shall include details of attendance, noise complaints received and any parking/transport issues associated with the event. This report shall be marked to the attention of development application file no. D/2023/1061.

Reason

To ensure the amenity of the surrounding neighbourhood is adequately monitored and maintained.

(15) MANAGEMENT OF EVENTS

- (a) For all ticketed events which have a crowd capacity of greater than 5,000 people, printed or electronic information must be distributed through the ticketing agency and/or with the event tickets advising of the lack of parking in the area and advising of the available public transport options.
- (b) All events shall be managed in accordance with the *Moore Park East Game Day Operations Plan*, including the provision of additional bus services in accordance with this plan, and shall involve consultation where necessary with Council, Police and Transport for NSW.

Reason

To ensure that traffic impacts are appropriately managed.

(16) GENERAL SITE REQUIREMENTS

- (a) Access for emergency vehicles must be provided to and within the site area at all times for the duration of the event including bump in and bump out periods.
- (b) Perimeter security fencing must incorporate sufficient opening exit gates to provide access to emergency services and adequate egress in an emergency situation for the intended event capacity. All exit gates must be clearly indicated with conspicuous 'Exit' signage.
- (c) All mechanical and electrical installations including generators, electrical cabling and any mobile structures must comply with AS/NZS 3002 and be surrounded or covered by appropriate physical barriers so as to prevent unauthorised access by the public at all times and to prevent ground laid cabling from being a trip hazard during public use of the site.
- (d) Appropriate fire fighting equipment must be available for installations such as generators, power boxes, mechanical systems, food stalls and the like, which may be utilised on site during normal occupation times.
- (e) Any "Display Boards", viewing screens, temporary signage and artwork used on site must be adequately secured to prevent toppling or otherwise falling due to wind effects.

Reason

To ensure the site and use of temporary structures are of an appropriate standard.

(17) TEMPORARY STRUCTURES – GENERAL

- (a) The ground surface on which the structure is to be erected is to be sufficiently firm to sustain the structure while it is being used and isn't dangerous because of its slope or irregularity or for any other reason.
- (b) The temporary structures must be erected and secured in accordance with the manufacturers' structural specifications to ensure they are structurally sound and can withstand likely wind and live loadings. Modular stage sections must be adequately bolted or clamped together to ensure that the overall design stability of the stage structures is achieved and maintained.
- (c) Separate Certification must be provided by the installers for the structures, confirming installation in accordance with the relevant design and specification(s). Note: where structures are minimal in nature such as food stalls, marquees less than 10m², platforms raised less than 300mm and the like, a copy of the manufacturer's specification must be sufficient.
- (d) Stage structures are not to be loaded in excess of those loadings recommended by the suppliers and / or manufacturer. Appropriate signage nominating the maximum number of persons permitted on the stage must be prominently displayed.

- (e) Any lighting, rigging, scaffolding or the like, associated with the subject stages must be constructed and certified by a SafeWork NSW licensed rigger.
- (f) Electrical services serving stage(s) and allied structures must meet with the requirements of AS/NZS 3000 & 3002 and be certified by a licensed electrical contractor prior the commencement of use.
- (g) Sufficient exits with designated 'Exit' signage must be provided to all temporary structures appropriate to the intended occupancy capacity for each structure.
- (h) All structures to which members of the public may be allowed access must be supervised by appointed responsible persons at all times when accessible to the public.
- (i) There must be NO SMOKING inside any of the subject structures. Appropriate signage must be displayed at the entrance to the structure and all security personnel made aware of this requirement.
- (j) Erection and dismantling (packing up) must be done quietly and orderly to minimise disturbance to the surrounding locality.

Reason

To ensure temporary structures are installed and managed appropriately.

(18) SANITARY FACILITIES – TEMPORARY STRUCTURES

Adequate sanitary facilities, including specialised facilities for use by persons with a disability, must be provided on the site to cater for the maximum number of patrons attending each event. In this regard user demand must be monitored and appropriately managed for the duration of the event to ensure that public convenience is provided and maintained. Adequate directional and way finding signage to these facilities must be displayed throughout the site.

Reason

To ensure adequate sanitary facilities are provided.

(19) AMUSEMENT RIDES

Pursuant to Section 68 of the Local Government Act 1993 application shall be submitted to Council for the installation or operation of any amusement devices.

Reason

To ensure compliance with the Local Government Act 1993

(20) PRESERVATION AND REINSTATEMENT OF PUBLIC ASSETS

The developer must ensure that all existing public assets are retained and preserved for the duration of temporary structure establishment and removal works associated with temporary events in Moore Park.

Any damage caused to public assets as a result of truck or vehicular movements during establishment and removal of temporary structures, including but not limited to damage to footpath, kerb and gutter, signage, survey marks, street furniture, utility pit lids, lighting, street trees and adjacent carriageways are to be rectified to Council's satisfaction.

Any rectification works must be completed in accordance with Council's specifications and requirements.

Reason

To ensure the protection of public assets.

(21) WASTE AND RECYCLING

For each proposed event, a waste management plan is to be developed and submitted for approval by the Trust. The waste management plan should apply the following strategies:

- (a) Ensure that an adequate supply of bins for greater source separation, including source separated food waste for recycling is provided.
- (b) Total number of bins to be calculated on the basis of minimum 1L per person for general waste and 1L per person for recyclables.
- (c) Ensure that bin stations are located near to where food and beverages will be consumed, at entry/exit points, along public transport routes and pedestrian pathways (where practical) and at the intersection of pathways.
- (d) Ensure that bin stations, collection point and bin transfer routes to collection point are identified for both front of house and back of house operations.
- (e) Encourage stall holders to use compostable and recyclable material and avoid single use plastics
- (f) Ensure waste contractors remove all materials, and that all recyclable including compostable materials are taken directly to the designated Resource Recovery Facility for recycling.
- (g) Consider the use of contamination management plan for ensuring waste is sorted into the correct bins, including the use of bin monitors to encourage appropriate bin use.
- (h) For construction of temporary structure apply waste minimisation principles and consider the use of recycled materials and recycling of materials where practical post-event.

Reason

To ensure that waste and recycling is appropriately managed.

SCHEDULE 2

PRESCRIBED CONDITIONS

The prescribed conditions in accordance with Division 8A of the *Environmental Planning and Assessment Regulation 2021* apply:

- Clause 69 Compliance with *National Construction Code (previously known as Building Code of Australia)* and insurance requirements under the *Home Building Act 1989*
- Clause 70 Erection of signs
- Clause 71 Notification of *Home Building Act 1989* requirements
- Clause 72 Conditions relating to entertainment venues
- Clause 73 Conditions relating to maximum capacity signage
- Clause 74 Conditions relating to shoring and adequacy of adjoining property

Refer to the NSW State legislation for full text of the clauses under Division 2 conditions of development consent of the *Environmental Planning and Assessment Regulation 2021*. This can be accessed at: <http://www.legislation.nsw.gov.au>