

~~Les Brennan~~  
~~27 Stevenson Place~~  
~~Newcastle NSW 2300~~

File No: SF17/11967  
Ref No: DOC17/135841

~~By email:~~ [brennanles@outlook.com](mailto:brennanles@outlook.com)

Dear Mr Brennan,

**RE: COAL RIVER PRECINCT SHR # 01674, SECTION 60 APPLICATION – V8 SUPERCARS**

I refer to the s60 application lodged 27 February, 2017 seeking approval under the *Heritage Act 1977*, to hold the inaugural Newcastle 500 Supercar Championship event and associated civil works within the Coal River Precinct.

The proposal was considered at a meeting of the Heritage Council of NSW on 5 April 2017 and it was resolved to approve the section 60 application S60/2017/33 under section 63 of the *Heritage Act 1977*, subject to the following conditions:

- 1. An Interim Landscape Rehabilitation Plan shall be prepared prior to the road being constructed for implementation following the end of the race period each year to the satisfaction of the Manager of the Heritage Division and following comment by the Approvals subcommittee. This Plan must include:**
  - Details of the temporary annual reduction in the width of the proposed new road by at least 50% to accommodate the shared pedestrian/cycleway route as proposed, once the race is completed each year. Details are to be provided for implementation & funding.
  - Details and measures relating to the removal, replacement and planting of trees;
  - Details of the replacement kerbs, footpaths and street inlay signs. These shall be of an equal design quality and similar materials to retain the overall character of the precinct;
- 2. The Final Landscape Rehabilitation Plan (one year prior to the final race) must review the future use/form/extent of the track within the Coal River Precinct, including removal or reduction, to further minimise the visual impact. This plan must be submitted and approved by the Heritage Council of NSW one year prior to the final race.**
  - The scope of works proposed in the approved plan must be implemented immediately following the end of the final race.

*Reason: To identify and create a requirement to implement mitigation measures. The details requested have not been provided with the application. The assessment and management of these details is considered essential in order to obtain a good heritage outcome through interpretation.*

- 3. A bond/Bank Guarantee shall be submitted in favour of the Heritage Council of NSW equal to the cumulative cost of rehabilitation works proposed as part of the above Final Landscape Rehabilitation Plan, to be worked out by a qualitative quantity surveyor, at no cost to the Heritage Council. This bond/Bank Guarantee shall be held by the Heritage Council of NSW until the final rehabilitation is completed at the end of the five year period to the satisfaction of the Executive Director, Heritage Division;**

*Reason: To ensure implementation of the relevant mitigation measures.*

- 4. The proposed interpretive landscape element is not approved.**

*Reason: This landscape element is considered to be intrusive and avoidable. It is considered that any new element introduced as part of the interpretation should ideally be related to the history of the Coal River Precinct and its contribution to the development of the city of Newcastle.*

5. **The application has not included any signage proposal. Therefore, no signage is approved. Separate approval is required for any signage. It is expected from such signage proposal that all signage associated with the event including directional as well as advertising or promotional signage shall be limited to the event days plus a week on either side of the event for bump in and bump out period and that all such signage shall be removed within a week following the event.**

*Reason: To avoid adverse visual impact on the setting of significant heritage elements located within the Coal River precinct and other State Heritage Register listed items in the vicinity.*

6. **Directly transferred and sound vibrations arising from the proposed racing event shall be documented through test runs as soon as the race track is available and mitigation measures put in place immediately including sound barriers and speed limits, if required. Also condition of all heritage buildings/items within the proposed race circuit vicinity must be documented prior to the races, during test runs, during the actual race and after the race. If any damage is noticed, all vibration causing activities must cease immediately and further mitigation measures be put in place prior to resuming those activities.**

*Reason: The assessment and management of these impacts is considered essential in order to obtain a good heritage outcome and to avoid avoidable damage to heritage structures and elements in the vicinity.*

7. **Adequate barriers must be put in place prior to the test runs being conducted and during the race period to ensure there is no accidental damage possible to any historic structure, to the satisfaction of the Manager, Heritage Division.**

*Reason: The assessment and management of these impacts is considered essential in order to obtain a good heritage outcome and to avoid avoidable damage to heritage structures and elements in the vicinity*

#### **Archaeological Conditions**

8. **Archaeological monitoring must be undertaken in accordance with the recommendations provided in the report 'Coal River Precinct Archaeological Assessment Civil Works – Newcastle V8 Supercars', FINAL, February 2017 prepared by Umwelt (Australia) Pty Ltd. The approved Excavation Director for the archaeological work is Mr Tim Adams of Umwelt Pty Ltd. The Applicant must ensure that the nominated Excavation Director is present at the site supervising all excavation activity likely to expose relics.**
9. **The Applicant must ensure that the nominated Excavation Director takes adequate steps to record in detail relics, structures and features discovered on the site during the archaeological works in accordance with current best practice. This work must be undertaken in accordance with the NSW Heritage Office guidelines, 'How to Prepare Archival Records of Heritage Items' (1998) and 'Guidelines for Photographic Recording of Heritage Items' (2006).**
10. **The Applicant must ensure that if substantial intact archaeological deposits and/or State significant relics not identified in the report 'Coal River Precinct Archaeological Assessment Civil Works – Newcastle V8 Supercars', FINAL, February 2017 prepared by Umwelt (Australia) Pty Ltd, are discovered, work must cease in the affected area(s) and the Heritage Council of NSW must be notified. Additional assessment and approval may be required prior to works continuing in the affected area(s) based on the nature of the discovery.**
11. **Should any Aboriginal objects be uncovered by the work, excavation or disturbance of the area is to stop immediately and the Office of Environment & Heritage (Enviroline 131 555) is to be notified in accordance with Section 89A of the National Parks and Wildlife Act, 1974 (NPW Act). Aboriginal objects in NSW are protected under the NPW Act. Unless the objects are subject to a valid Aboriginal Heritage Impact Permit, work must not recommence until approval to do so has been provided by the Office of Environment & Heritage.**
12. **The Applicant is responsible for the safe-keeping of any 'relics' recovered from the site. The Applicant must ensure that the nominated Excavation Director cleans, stabilises,**

labels, analyses, catalogues and stores any artefacts recovered from the site in a way that allows them to be retrieved according to both type and provenance.

13. **The Applicant must ensure that a final excavation report is prepared by the nominated Excavation Director, to publication standard, within one (1) year of the completion of the field based archaeological activity unless an extension of time or other variation is approved by the Heritage Council of NSW. Further copies of the report should be lodged with the local library and/or another appropriate local repository in the area in which the site is located.**

*Reason: These are standard archaeological conditions to mitigate impact on significant historical archaeological resources at the site. These are standard Heritage Council conditions to ensure the appropriate management of significant historical archaeological resources at this site before, during and following works.*

#### **General Conditions**

14. **All work on site shall be detailed and executed in consultation with a suitably qualified and experienced heritage consultant.**

*Reason: The involvement of a heritage consultant is considered essential in order to obtain a good heritage outcome and to avoid avoidable damage to heritage structures and elements.*

15. **An archival photographic recording all of the affected elements is to be undertaken prior to the commencement of, and during the works to document the changes occurring to the building, in accordance with the Heritage Division document entitled, *Photographic Recording of Heritage Items using Film or Digital Capture*. The original copy of the archival record shall be submitted to the Heritage Division and a copy with Newcastle City Council.**

*Reason: To ensure that the site is properly documented prior to their modification and that copies of the archival recordings are kept with the relevant authorities and to ensure that the original copies of significant documents are retained for future reference*

16. **Officers of the Office of Environment and Heritage, Heritage Division are to be permitted entry to the site at any time as a condition of this approval and may photograph, take samples or request records in relation to any aspects of the approved activity.**

17. **The Applicant and the nominated Heritage Consultant may be required to participate in random audits of Heritage Council approvals to confirm compliance with conditions of consent at any time.**

*Reason: To ensure compliance with conditions.*

18. **This approval shall be void if the activity to which it refers is not completed within five years after the date of the approval, or within the period of consent specified in any relevant development consent granted under the *Environmental Planning and Assessment Act 1979*, whichever occurs first.**

*Reason: To comply with legislation.*

If you have any questions regarding the above matter please contact Bronwyn Smith, Senior Heritage Assessment Officer, at the Heritage Division, Office of Environment and Heritage on 9873 8604 or at [Bronwyn.smith@environment.nsw.gov.au](mailto:Bronwyn.smith@environment.nsw.gov.au)

Yours sincerely



**Dr Siobhan Lavelle OAM**  
Acting Manager, Conservation  
Heritage Division, Office of Environment & Heritage  
**As Delegate of the NSW Heritage Council**  
18 April, 2017