



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 36**  
**Wednesday, 22 March 2006**

Published under authority by Government Advertising

## SPECIAL SUPPLEMENT

### HERITAGE ACT, 1977

Interim Heritage Order No. 101

Archaeological Site — Marsden Street Parramatta

134-140 Marsden Street and 45-47 Macquarie Street Parramatta

IN pursuance of Section 24 of the Heritage Act, 1977, I, the Minister for Planning, do, by this my order:

- (i) make an interim heritage order in respect of the item of the environmental heritage specified or described in Schedule 'A';
- (ii) declare that the interim heritage order shall apply to the curtilage or site of such item, being the land described in Schedule 'B'; and
- (iii) grant exemptions from the Order for the works or activities described in Schedule 'C'

FRANK SARTOR, M.P.,  
Minister for Planning

Sydney, 24 February 2006.

#### SCHEDULE "A"

The properties known as the Archaeological Site at 140 Marsden Street, including 134-140 Marsden Street and 45-47 Macquarie Street, situated at Parramatta, on the land described in Schedule "B".

#### SCHEDULE "B"

All those pieces or parcels of land known as the Archaeological Site, 140 Marsden Street, comprising Lot 1 DP539968; Lot 1 DP61073; Lot 1 and Lot 2 DP213184; Lot 1 DP953138; Lot 5 DP82967; Lot A, Lot B and Lot C, DP82967; and Lot 101, Lot 102 and Lot 103 in DP785428 in the Parish of St John, County of Cumberland, as shown on Heritage Council Plan 2151.

#### SCHEDULE "C"

Any works undertaken on the site in accordance with the existing Consents previously issued for the site, being:

1. Development Application 1918/03 approved by Parramatta City Council on 1 March 2005 and the subsequent S96 Modification granted consent by Parramatta City Council on 26 August 2005; and
2. Excavation Permit number 2004/S140/068, approved by the Heritage Council on 2 February 2005 and the subsequent modification number 2005/S144/014 approved by the Heritage Council on 5 August 2005.

**HERITAGE ACT, 1977**

## Order Under Section 129

## Archaeological Site — Marsden Street Parramatta

134-140 Marsden Street and 45-47 Macquarie Street Parramatta

UNDER Section 129 of the Heritage Act, 1977, I, the Minister for Planning, am of the opinion that the conservation of the Archaeological Site at 134-140 Marsden Street, Parramatta, an item covered by Interim Heritage Order number 101, warrants the publishing of an Order in the Gazette that part of the provisions of the Sydney Regional Environmental Plan No 28 — Parramatta should not apply to the land at 134-140 Marsden Street and 45-47 Macquarie Street, Parramatta, described in Schedule 'A'.

I therefore order that for the purposes of assessing Development Applications which make provision for the in-situ conservation of archaeological 'relics' within the subject land, that the following clauses in the Sydney Regional Environmental Plan No 28 — Parramatta, should not apply:

- (i) Clause 26, and specifically
- (ii) Clause 26(2), Height of buildings not to exceed the maximum height shown on the City Centre Map; and
- (iii) Clause 27, and specifically
- (iv) Clause 27(2), Floor space ratio not to exceed the maximum FSR shown on the City Centre Map.

FRANK SARTOR, M.P.,  
Minister for Planning

Sydney, 24 February 2006.

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**SCHEDULE "A"**

All those pieces or parcels of land known as the Archaeological Site, 140 Marsden Street, comprising Lot 1 DP539968; Lot 1 DP61073; Lot 1 and Lot 2 DP213184; Lot 1 DP953138; Lot 5 DP82967; Lot A, Lot B and Lot C, DP82967; and Lot 101, Lot 102 and Lot 103 in DP785428 in the Parish of St John, County of Cumberland, as shown on Heritage Council Plan 2151.

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Authorised to be printed

ROBERT J. GALLAGHER, Government Printer.

ISSN 0155-6320