

Zone).

- \* Lots 1 and 2 DP589613 to be mapped as cross hatched and subject to clause 38A as such lands are surrounded by environmentally sensitive lands to be zoned as 7(k) (Habitat Zone) and are within the wildlife corridor and require to be subject to the same provisions as surrounding lands.

Area 4 - Shara Boulevard area

Byron Local Environmental Plan 1988 (Amendment 51) is as exhibited with the following amendments:-

- \* Lot 107 DP856767, Council owned land purchased to provide open space requirements in North Ocean Shores, is to be zoned from 1(d) (Investigation Zone) to 6(a) (Open Space Zone). Council has previously resolved to enable this rezoning. Council is able to make a decision on this land as part of Byron Local Environmental Plan (Amendment 51) as it is within the area addressed by Council's resolution. The rezoning of this lot is also essential to ensure the maintenance of public open space at North Ocean Shores to meet the requirements of the North Coast Regional Environmental Plan. This is an essential consideration in relation to the resolution of the rezoning of 6(a) (Open Space Zone) land in private ownership and the Notice to Acquire lands at North Ocean Shores. The lands are cleared with a scattering of trees. Importantly, regeneration does not appear to be occurring and areas may require environmental repair and revegetation. A large number of submissions requested that this land should be zoned for environmental protection. It is recommended that as the land does not meet the objectives of the environmental protection zones, it is more suitable to the objectives of the open space zone.

The open space zone objectives include:-

- (a) to ensure that there is adequate provision of both active and passive open space to serve the present and future recreational needs of residents and visitors;
- (b) to identify land where existing recreation facilities for the general use of the community are provided;
- (c) to provide opportunities to enhance the total environmental quality of the Shire of Byron;

Many submissions also referred to the National Parks and Wildlife desires for the land. The National Parks and Wildlife submitted that due to the location of this lot being situated between proposed additions to Billinudgel Nature Reserve and Crown Lands zoned 7(k), this area should be utilised for only passive recreation which would allow the area to continue to function as part of a wider fauna corridor to Marshalls Creek. Their submission therefore is consistent with the proposed 6(a) (Open Space Zone).

A considerable amount of community concern has occurred in relation to the type of open space which may occur on this land. It should be noted that the decision on the particular use ranging from passive to active open space, and even the potential for environmental plantings, community botanical gardens to walking tracks are subject to a separate decision-making process within Council and should involve community consultation as a Development