



NSW GOVERNMENT
Department of Planning

Mr Anthony Hewton
 Divisional Manager
 Corporate Planning and Strategy
 PO Box 82
 MANLY NSW 1655

Attention: Michael Batt

Dear Mr Hewton

Manly Council	
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I refer to your letters passing on the concerns of a number of homeowners in Seaforth, regarding the zoning of foreshore land in Powder Hulk Bay. As you may be aware, the Departments Chief of Staff met with Mr Barr, Member for Manly, and a number of residents on 11th October 2006 to discuss this issue.

Following the meeting, Mr Barr has been advised that the Department of Planning has carefully considered the request to rezone the foreshore area of Powder Hulk Bay from 'Zone W8 Scenic Waters: Passive Use' under the *Sydney Regional Environmental Plan (Sydney Harbour Catchment) 2005* to 'Zone W6 Scenic Waters: Active Use'. At this time the Department does not support a reconsideration of the zoning of the bay

As you may know the current W8 zoning is intended to protect the high natural, scenic and public access of the Intertidal areas of Powder Hulk Bay. In addition, shallow water depth and marine habitat in parts of the intertidal zone make further private landing facilities unsuitable in this location. The W6 Scenic Waters: Active Use zoning would not be appropriate for this area as this zoning is intended for use where there are little or no constraints as a result of shallow water depth and where there are lesser ecological values.

While the W8 zone does support continuous unimpeded pedestrian access along the inter-tidal zone, there is no proposal to construct a foreshore walkway in the Seaforth area at present. Additionally, existing lawfully erected private structures in Powder Hulk Bay have existing use rights and can remain.

Yours sincerely

Peter Adrian
Team Leader
Sydney North West