

SCHEDULE 1 TO CLAUSE 128.01 CATCHMENT OVERLAY

11/11/2060
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Shown on the planning scheme map as ESO1 .

BIRRARUNG RIVER MULTIVALENT INFRASTRUCTURE ACT

1.0
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Preamble

The following provisions, enacted as a result of Treaty for Victoria exercises the Birrarung Environs (Land within the floodplain and adjacent corridor as outlined in Figure 1) from the normal operation of the Victorian Planning Scheme and establishes the land and any infrastructure within it as the domain of the Birrarung Council.

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Purpose

The purpose of the Act is:

- To guide the audit, review and incremental downgrading and removal of post-1835 infrastructure from the Environs in order to further cultural and ecological objectives of restoring the Birrarung as a thriving system.
- To elevate the agency of the Birrarung Council to that of a statutory body to collect financial contributions from infrastructure owners until such a time that this infrastructure is decommissioned.
- To ensure in the long term that all remaining infrastructure is limited to symbolic elements which ensure a reminder for future generations of how rapidly a living system can be degraded through the unco-ordinated actions of many government departments.

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Requirements

Comprehensive mapping is to be prepared of all infrastructure within the Environs, to form a database of post 1835 elements. Each five (5) years from the commencement of the act, a citizens assembly overseen by the Birrarung Council is required to:

- Identify priorities for downgrading and decommissioning of infrastructure.
- Identify opportunities for re-purposing of high-value infrastructure into elements which support the three objectives of planning for Victoria, namely:
 - Mobility transition.
 - Energy transition.
 - Ecological regeneration.
- Identify opportunities for re-use of building and infrastructure waste removed from the system.
- Identify opportunities for community events to further the awareness of and support for the program.

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Referral

Any proposed works undertaken within the designated geographic area must be referred by the Responsible Authority for the expert advice of the following organisations.

- Birrarung Council.
- First Peoples Assembly of Victoria.
- Swimmable Birrarung.

This requirement does not apply to any works undertaken by or on behalf of these organisations so long as it furthers the cultural, ecological, and wellbeing objectives as established in the Charter.

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Statement of environmental significance

These areas stretch along the Birrarung and have significant natural habitat and environmental qualities. Recent studies have included these areas in sites of state and regional faunal significance and High habitat significance. The continued viability of these areas and their resident species as a significant environmental resource is under threat from the continued development of open space and the disturbance arising from humans and their companion animals. The remaining areas of native vegetation have become increasingly fragmented and their habitat value is threatened. Accordingly the protection of the native vegetation and wetlands and the maintenance and enhancement of these habitats for indigenous fauna