



**ORDINARY MEETING OF THE MAYORAL
COMMITTEE**

**GEWONE VERGADERING VAN DIE
BURGEMEESTERSKOMITEE**

**INTLANGANISO YESIQHELO YEKOMITI
KASODOLOPHU**

MINUTES / NOTULE /

IMIZUZU

**DATE / DATUM / UMHLA : 30 AUGUST / AUGUSTUS /
AGASTI 2017**

**VENUE / PLEK / INDAWO : BANQUETING HALL,
BANKETSAAL**

**CIVIC CENTRE / BURGERSENTRUM / IZIKO LOLUNTU
HERMANUS**

TIME / TYD / IXESHA : 10:00

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

MINUTES OF AN ORDINARY MEETING OF THE MAYORAL COMMITTEE HELD IN THE BANQUETING HALL, CIVIC CENTRE, HERMANUS, ON 30 AUGUST 2017, AT 10:00

PRESENT/ TEENWOORDIG

Councillors were present as per attached attendance register.

**OFFICIALS PRESENT/
AMPTENARE TEENWOORDIG**

Mr C Groenewald, Municipal Manager
Ms S Reyneke-Naudé, Director : Finance
Mr R Williams, Director : Community Services
Ms D Arrison, Director : Management Services
Mr N Michaels, Director : Protection Services
Mr S Müller, Director : Infrastructure & Planning
Ms F Lloyd, Acting Director : Economic Development
Mr D Lakey, Senior Manager : Kleinmond
Administration
Mr F Myburgh, Senior Manager : Gansbaai
Administration
Mr D van der Heever : Chief Audit Executive
Ms A le Roux, Manager : Property Administration
Mr R Kuchar, Senior Manager : Town Planning &
Property Management
Mr L Smith, Chief Fire & Rescue & Disaster
Management
Mr R Fraser, Chief : Traffic/Licences
Ms H van Tonder, Manager : Council Support Services
Mr A Gcotyelwa, Housing Officer Acting as Interpreter
Ms S Carelse, PRO : Executive Mayor
Ms D Taljaard, PA to the Executive Mayor
ICT
Mr W Louw, Risk Officer (Intern)
Ms M de Villiers : Mayoral Committee Secretary
Ms G Erasmus, Clerk : Auditorium
Ms S Swart: Administrative Officer : Council Support
Services
Ms C Resandt, Communications Officer
Members of the Public

ALSO PRESENT:

MINUTES/.....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

MAYORAL COMMITTEE MEETING
30 AUGUST 2017

ALDERMAN/COUNCILLORS	SIGNATURE
AFRICA, A	
BOTHA, D	
BOTHA-GUTHRIE, N	<i>N. Botha-Guthrie</i>
BRICE, KD	
COETSEE, A	
COETZEE, DP	<i>DP Coetzee</i>
COHEN, G	
DE CONING, CA	<i>CA De Coning</i>
GILLION, E	<i>E. Gillion</i>
KALOLO, SV	
KLOPPERS-LOURENS J	<i>J. Klopers-Lourens</i>
KOMANI, AS	
KRIGE, F	<i>F. Krige</i>
NQINATA, NNT	
MACOTHA, VC	
MAY, C	<i>C. May</i>
MOLEFE, B	
MSWELI, X	
NTSABO, L	<i>L. Ntshabane</i>
OPPERMAN, M	<i>M. Opperman</i>
PUNGUPUNGU, V	
SAPEPA, NM	
SMITH, RJ	<i>RJ Smith</i>
TAFU-NWONKWO, CC	
TEBELE, S	

1. OPENING

The Municipal Manager, Mr C Groenewald, read the notice convening the meeting.

2. APPLICATIONS FOR LEAVE OF ABSENCE

None

3. CONFIRMATION OF MINUTES

- 3.1 Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Wednesday, 28 June 2017 at 10:00**

RESOLVED

that the Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Wednesday, 28 June 2017 at 10:00, be confirmed.**

- 3.2 Minutes of a **Special Meeting** of the **Mayoral Committee** held on **Thursday, 27 July 2017 at 10:00**

RESOLVED

that the Minutes of a **Special Meeting** of the **Mayoral Committee** held on **Thursday, 27 July 2017 at 10:00, be confirmed.**

4. STATEMENTS AND COMMUNICATIONS BROUGHT FORWARD BY THE EXECUTIVE MAYOR/DEPUTY EXECUTIVE MAYOR

None

5.
**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM)
POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) FOR JULY 2017**

8/2/2

C Le Roux
08 August 2017

(028) 313 8107

Corporate Head Office

EXECUTIVE SUMMARY

The purpose of this report is to inform Council of all deviations from the Supply Chain Management Policy, approved by the delegated authority in terms of Paragraph 36 of the Supply Chain Management Policy, as well as approvals in terms of Paragraph 16(1)(b) and 17(1)(c) for July 2017.

RECOMMENDATION TO THE COUNCIL:

1. that the deviations from the procurement processes, approved in terms of the delegated authority for July 2017, **be noted**; and
2. that the awards made in terms of Paragraph 16(1)(b) and 17(1)(c), approved in terms of the delegated authority for July 2017, **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

6.
**SUBMISSION OF THE DRAFT UNAUDITED ANNUAL REPORT FOR THE
FINANCIAL YEAR 2016/17**

5/15/1/1

R Louw

(028) 313 8071

Corporate Head Office

14 August 2017

EXECUTIVE SUMMARY

The purpose of this report is to present the draft unaudited Annual Report, for the 2016/17 financial year to Council.

RECOMMENDATION TO THE COUNCIL:

that the tabling of the 2016/17 **DRAFT** unaudited Annual Report, **be noted**.

RESPONSIBLE OFFICIAL :

R LOUW

TARGET DATE FOR IMPLEMENTATION :

NONE

7.
**FIXED ASSETS: DISPOSAL / DERECOGNITION OF ASSETS FOR THE 2016/17
FINANCIAL YEAR**

6/1/3

J Vorster

(028) 313 8046

Corporate Head Office

24 July 2017

EXECUTIVE SUMMARY

The purpose of the report is to allow Council to consider the implications for Fixed Assets that were disposed of during the period 01 July 2016 to 30 June 2017, to be reflected in the annual financial statements for the year ended 30 June 2017.

RECOMMENDATION TO THE COUNCIL:

1. that it **be noted** that the assets detailed in Annexure A to the item are not needed to provide the minimum level of basic municipal services;
2. that the Minor Assets and Control Items written off and sold on Public Auction as detailed in Annexure A and Annexure B to the item **be noted**; and
3. that the derecognition of the Infrastructure Assets as detailed in Annexure A to the item, **be approved**.

RESPONSIBLE OFFICIAL :

J VORSTER

TARGET DATE FOR IMPLEMENTATION :

31 AUGUST 2017

**8.
REPORT OF THE JOINT AUDIT AND PERFORMANCE AUDIT COMMITTEE
(JAPAC) TO THE OVERSTRAND MUNICIPAL COUNCIL**

3/2/3/12

DC Van Der Heever

(028) 313 5035

Internal Audit Services

14 August 2017

EXECUTIVE SUMMARY

The purpose of the report is to present Council with the Report of the Joint Audit and Performance Audit Committee (JAPAC) in terms of the reporting requirements as per paragraph 3.7 of the JAPAC Charter, approved by Council on 31 May 2017.

RECOMMENDATION TO THE COUNCIL:

that the report from the JAPAC to the Overstrand Municipal Council **be noted**.

RESPONSIBLE OFFICIAL :

DC VAN DER HEEVER

TARGET DATE FOR IMPLEMENTATION :

30 AUGUST 2017

9.
**REVISED SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
FOURTH QUARTERLY REPORT: APRIL - JUNE 2017**

2/12/1/1

R Louw

(028) 313 8071

Corporate Head Office

17 August 2017

EXECUTIVE SUMMARY

The purpose of this report is to provide an executive summary of service delivery performance in terms of the revised top level SDBIP for the fourth quarter, 1 April 2017 to 30 June 2017.

RECOMMENDATION TO THE COUNCIL:

1. that the content of the revised report for the fourth quarter of the 2016/2017 financial year on the top level Service Delivery and Budget Implementation Plan **be noted**; and
2. that the amendments to the Departmental and Top layer SDBIP for the fourth quarter of the 2016/2017 financial year **be approved**.

RESPONSIBLE OFFICIAL :

R LOUW

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

10.

APPLICATION FOR PROJECTS DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM (DRLDR) 2018/19 FINANCIAL YEAR

5/6/1/3

S Madikane**(028) 313 8066****Corporate Head Office****23 August 2017**

EXECUTIVE SUMMARY

The Overstrand Municipality, in collaboration with the Department of Rural Development and Land Reform (DRDLR), seek to identify projects for possible funding by the Department. These projects should be derived from the wish-lists as outlined in the IDP and should not be funded by the municipal budget. This report serves to acquire the necessary council resolution of support, which is one of the requirements for consideration.

RECOMMENDATION TO THE COUNCIL:

that the submission of the funding proposals to the Department of Rural Development and Land Reform (DRDLR) as per the identified and prioritised projects indicated in Annexure C 2/2 to the item and derived from the IDP wish-list, **be supported.**

RESPONSIBLE OFFICIAL:**S MADIKANE****TARGET DATE FOR IMPLEMENTATION:****IMMEDIATELY**

**11.
NON-COLLECTABLE TRAFFIC FINES**

5/17/2

R Fraser

(028) 313 8165

Hermanus Administration

21 August 2017

EXECUTIVE SUMMARY

The purpose of this report is to inform Council of impaired traffic fines, which have since become non-collectable traffic fines as cases have been withdrawn.

RECOMMENDATION TO THE COUNCIL:

1. that it be noted that according to the Director of Public Prosecutions, if a summons cannot be served on the registered owner or driver of the vehicle within 18 months, the case cannot be prosecuted;
2. that it be noted that, according to the Director of Public Prosecutions, warrants must also be carried out within 2 years after the date of authorisation or it must be returned to the magistrate for cancellation;
3. that it be noted that due to “house keeping” of the back office the cases in 1 and 2 above were withdrawn as the fines are non-collectable;
4. that an amount of R14 488 381.95, relating to the impairment of these traffic fines, be written back; and
5. that the amount of R25 566 555.00, relating to non-collectable traffic fines, be written off as irrecoverable debt.

RESPONSIBLE OFFICIAL :

**N MICHAELS
R FRASER**

TARGET DATE FOR IMPLEMENTATION :

31 AUGUST 2017

PORTFOLIO COMMITTEE :

FINANCE

Chairperson :

**Deputy Executive Mayor
Ald D Coetzee**

Committee Members :

**Cllrs K Brice, G Cohen,
S Tebele, X Msweli & B Molefe**

PORTEFEULJEKOMITEE :

FINANSIES

Voorsitter :

**Uitvoerende Onderburgemeester
Rdl D Coetzee**

Komiteelede :

**Rdle K Brice, G Cohen,
S Tebele, X Msweli & B Molefe**

**NO REPORTS WERE RECEIVED BY THE SECRETARIAT
FOR INCLUSION IN THIS PORTFOLIO**

PORTFOLIO COMMITTEE :

MANAGEMENT SERVICES

Chairperson :

Cllr R de Coning

Committee Members :

**Ald M Sapepa, Cllrs J Kloppers-Lourens,
M Opperman & N Nqinata**

PORTEFEULJEKOMITEE :

BESTUURSDIENSTE

Voorsitter :

Rdl R de Coning

Komiteelede :

**Rdh M Sapepa, Rdle J Kloppers-Lourens,
M Opperman & N Nqinata**

1.
RISK MANAGEMENT IMPLEMENTATION PLAN 2017/2018

2/B

A Riddles
24 July 2017

(028) 313 5044

Corporate Head Office

EXECUTIVE SUMMARY

To obtain Council's approval for the Risk Management Implementation Plan for 2017/2018.

RECOMMENDATION TO THE COUNCIL:

that the Overberg District Risk Management Implementation Plan for 2017/2018 **be approved.**

RESPONSIBLE OFFICIAL :

A RIDDLES

TARGET DATE FOR IMPLEMENTATION :

31 AUGUST 2017

**2.
TIME SCHEDULE FOR THE 2018/19 INTEGRATED DEVELOPMENT PLAN (IDP)
REVIEW / BUDGET PROCESS**

5/1

R Louw

(028) 313 8071

Corporate Head Office

24 July 2017

EXECUTIVE SUMMARY

To inform Council of the time schedule for the IDP review process as well as the compilation of the Budget for the 2018/19 financial year. This time schedule will be for the 1st review of the current 5 year IDP (2017/2022) approved on 31 May 2017.

RECOMMENDATION TO THE COUNCIL:

that the schedule of key dates for the 2018/19 compilation of an IDP review / Budget process **be noted**.

RESPONSIBLE OFFICIAL:

R LOUW

TARGET DATE FOR IMPLEMENTATION:

1 SEPTEMBER 2017

PORTFOLIO COMMITTEE :

PROTECTION SERVICES

Chairperson :

Cllr F Africa

Committee Members :

**Cllrs K Brice, C May,
V Macotha & S Kalolo**

PORTEFEULJEKOMITEE :

BESKERMINGSDIENSTE

Voorsitter :

Rdl F Africa

Komiteelede :

**Rdle K Brice, C May,
V Macotha & S Kalolo**

1.
**QUARTERLY MONITORING REPORT FOR THE PERIOD APRIL TO JUNE 2017:
DIRECTORATE: PROTECTION SERVICES**

5/20

N J Michaels

(028) 313 8054

Corporate Head Office

20 July 2017

EXECUTIVE SUMMARY

To report on the functioning and activities of the Directorate: Protection Services for the period April to June 2017.

RESOLVED:

that the Quarterly Monitoring Report of the functioning and activities of the Directorate: Protection Services for the period April to June 2017, **be noted**.

RESPONSIBLE OFFICIAL :

N J MICHAELS

TARGET DATE FOR IMPLEMENTATION :

1 SEPTEMBER 2017

PORTFOLIO COMMITTEE :

COMMUNITY SERVICES

Chairperson :

Cllr A Komani

Committee Members :

**Ald N Botha-Guthrie, Cllrs L Ntsabo,
V Pungupungu & S Kalolo**

PORTEFEULJEKOMITEE :

GEMEENSKAPSDIENSTE

Voorsitter :

Rdl A Komani

Komiteelede :

**Rdh N Botha-Guthrie, Rdle L Ntsabo,
V Pungupungu & S Kalolo**

1.
DRAFT POLICY FOR THE STAGING OF EVENTS

11/1/B

L Wallace

12 July 2017

(028) 313 5014

Hermanus Administration

EXECUTIVE SUMMARY

The purpose of this report is for Council to adopt the proposed Policy for the Staging of Events in terms of Section 11(3)(a) of the Local Government: Municipal Systems Act, 2000, act no 32 of 2000 (the "MSA").

The proposed Policy was introduced as is provided for in terms of Section 11(3)(a) of the MSA and Council's By-law on Rules of Order for Internal Arrangements, PN 7188 of 2013.

The necessary consent was obtained to publish the proposed Policy in the press in order to give the public an opportunity to make representations.

RESOLVED:

that the item **be referred back.**

RESPONSIBLE OFFICIAL :

L WALLACE

TARGET DATE FOR IMPLEMENTATION :

**IMMEDIATELY SUBSEQUENT
TO ADOPTION BY COUNCIL**

2.
DRAFT EVENTS BY-LAW

1/3/R

L Wallace

12 July 2017

(028) 313 5014

Hermanus Administration

EXECUTIVE SUMMARY

The purpose of this report is for Council to adopt the proposed Events By-law in terms of Section 12(3) of the Local Government: Municipal Systems Act, 2000, act no 32 of 2000 (the "MSA").

The proposed By-law was introduced as is provided for in terms of Section 12(1) of the MSA and Council's By-law on Rules of Order for Internal Arrangements, PN 7188 of 2013.

The necessary consent was obtained to publish the proposed by-law in the press in order to give the public an opportunity to make representations.

RESOLVED:

that the item **be referred back.**

RESPONSIBLE OFFICIAL :

LIONEL WALLACE

TARGET DATE FOR IMPLEMENTATION :

**IMMEDIATELY SUBSEQUENT
TO PUBLICATION IN THE
PROVINCIAL GAZETTE**

3.**TRANSFER : OVERSTRAND MUNICIPALITY TO DENISE AUGUST: ERF 6796,
MOUNT PLEASANT****17/5/4/1****FW Frans****(028) 313 8144****Hermanus Administration****10 JULY 2017**

EXECUTIVE SUMMARY

This report is to request the Council to, in terms of its delegated authority, grant permission for the transfer of Erf 6796, Mount Pleasant, Hermanus, to Denise August.

RECOMMENDATION TO THE COUNCIL:

1. that permission be granted to transfer Erf 6796, Mount Pleasant to Denise August; and
2. that the aforementioned consent to transfer be subject to Denise August accepting full responsibility for the outstanding municipal services account in respect of Erf 6796, Mount Pleasant.

RESPONSIBLE OFFICIAL :**FW FRANS****TARGET DATE FOR IMPLEMENTATION :****01 SEPTEMBER 2017**

4.

TRANSFER : OVERSTRAND MUNICIPALITY TO JAYDRE GRESHLYN DEEZ AND CHANEL JADELIN DEEZ : ERF 7928, MOUNT PLEASANT, HERMANUS

17/5/4/1

FW Frans

(028) 313 8144

Hermanus Administration

10 JULY 2017

EXECUTIVE SUMMARY

This report is to request the Council to, in terms of its delegated authority, grant permission for the transfer of Erf 7928, Mount Pleasant, Hermanus, to Jaydre Greshlyn Deez and Chanel Jadelin Deez.

RECOMMENDATION TO THE COUNCIL:

1. that permission be granted to transfer Erf 7928, Mount Pleasant, Hermanus to Ms Jaydre Greshlyn Deez and Ms Chanel Jadelin Deez;
2. that the aforementioned consent to transfer be subject to Ms Jaydre Greshlyn Deez and Ms Chanel Jadelin Deez accepting full responsibility for the outstanding municipal services account in respect of Erf 7928, Mount Pleasant; and
3. that the aforementioned consent to transfer be subject to a usufruct being granted in favour of the minor son, Rydall Reagan May, until the age of 18 years.

RESPONSIBLE OFFICIAL :**FW FRANS****TARGET DATE FOR IMPLEMENTATION :****01 SEPTEMBER 2017**

5.

REPORT : OVERSTRAND MUNICIPALITY : TITLE DEED RESTORATION PROJECT

17/5/4/1

FW Frans

(028) 313 8144

Hermanus Administration

10 July 2017

EXECUTIVE SUMMARY

This report is to inform Council of funding procured to fast track the roll out of title deeds to approved beneficiaries of housing projects developed between the years 2010 to 2014.

RESOLVED:

that the report in respect of funding for the Title Deed Restoration Project **be noted**.

RESPONSIBLE OFFICIAL :**FW FRANS****TARGET DATE FOR IMPLEMENTATION :****IN PROGRESS**

PORTFOLIO COMMITTEE :
ECONOMIC DEVELOPMENT & TOURISM

Chairperson :

Cllr E Gillion

Committee Members :

**Cllrs G Cohen, L Ntsabo,
S Tebele & C Tafu-Nwonkwo**

PORTEFEULJEKOMITEE :
EKONOMIESE ONTWIKKELING & TOERISME

Voorsitter :

Rdl E Gillion

Komiteelede :

**Rdle G Cohen, L Ntsabo,
S Tebele & C Tafu-Nwonkwo**

**NO REPORTS WERE RECEIVED BY THE SECRETARIAT
FOR INCLUSION IN THIS PORTFOLIO**

**PORTFOLIO COMMITTEE :
INFRASTRUCTURE & PLANNING**

Chairperson :

Cllr D Botha

Committee Members :

**Cllrs G Cohen, F Krige,
S Tebele & V Pungupungu**

**PORTEFEULJEKOMITEE :
INFRASTRUKTUUR & BEPLANNING**

Voorsitter :

Rdl D Botha

Komiteelede :

**Rdle G Cohen, F Krige,
S Tebele & V Pungupungu**

1.
**HERMANUS, A PORTION OF ERF 1253 HERMANUS ADJACENT TO ERF 5792
 HERMANUS: ROOIBULT TRUST: APPLICATION FOR THE RENEWAL OF
 ENCROACHMENT AGREEMENT**

7/2/5

**N Liebenberg
 22 May 2017**

(028) 316-3724

Hermanus Administration

EXECUTIVE SUMMARY

To deny approval to enter into a further encroach agreement with Rooibult Trust in respect of Municipal Property, being a portion of Erf 1253 Hermanus, adjacent to Erf 5792 Hermanus.

RESOLVED:

1. that the renewal of the encroachment agreement on Municipal Property, being a portion of Erf 1253 Hermanus, adjacent to Erf 5792 Hermanus to Rooibult Trust for the purpose of gardening for a further period of 5 (FIVE) years in terms of the Administration of Immovable Property Policy of the Overstrand Municipality, **not be approved**; and
2. that Rooibult Trust be informed that, upon expiry of the existing agreement, the property, including the legal encroachment portion, must be reinstated to the satisfaction of the Overstrand Municipality.

RESPONSIBLE OFFICIAL:

N LIEBENBERG

TARGET DATE FOR IMPLEMENTATION:

01 DECEMBER 2017

TARGET DATE TO INFORM APPLICANT:

31 OCTOBER 2017

TARGET DATE TO INFORM OBJECTOR:

N/A

2.
**HERMANUS, ERF 2824: LEASE OF MUNICIPAL PROPERTY TO GROENBERG
 JUKSKEIKLUB**

7/2/3/1

M Erasmus

(028) 316-3724

Hermanus Administration

4 July 2017

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with the Groenberg Jukskeiklub in respect of municipal property, being Erf 2824 Sandbaai (± 5 138m² in extent), for the management of the Jukskei field and Clubhouse.

RESOLVED:

1. that the lease of Municipal Property, being Erf 2824 Sandbaai (± 5 138m² in extent), to the Groenberg Jukskeiklub for the management of the Jukskei field and Clubhouse at the rental amount of R146.00 (ONE HUNDRED AND FORTY SIX RAND ALONE) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 1 June 2018 in terms of the Administration of Immovable Property Policy of the Overstrand Municipality, **be approved**; and
2. that the rental amount mentioned in 1 above escalate every year on the 1st of July in accordance with the prevailing consumer price index (all items) with the first escalation on 1 July 2018.

RESPONSIBLE OFFICIAL : M ERASMUS

TARGET DATE FOR IMPLEMENTATION : 1 JUNE 2018

TARGET DATE TO INFORM APPLICANT : 30 SEPTEMBER 2017

TARGET DATE TO INFORM OBJECTOR : N/A

**3.
HERMANUS, ERF 8937: LEASE OF MUNICIPAL PROPERTY TO YOMELELANI
EARLY CHILDHOOD DEVELOPMENT AND AFTER SCHOOL CARE**

7/2/3/1

M Erasmus

(028) 316-3724

Hermanus Administration

4 July 2017

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Yomelelani Early Childhood Development and After School Care, hereinafter called "Yomelelani" in respect of municipal property, being Erf 8937 Zwelihle ($\pm 2,557\text{m}^2$ in extent) for the purpose of a pre- and after school facility (care centre), soup kitchen and a recycle swop shop.

RESOLVED:

1. that the lease of Municipal Property, being Erf 8937 Zwelihle ($\pm 2,557\text{m}^2$ in extent) to Yomelelani Early Childhood Development and After School Care for the purposes of a pre- and after school facility (care centre), soup kitchen and a recycle swop shop at the rental amount of R131.58 (ONE HUNDRED AND THIRTY ONE RAND AND FIFTY EIGHT CENTS) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 1 August 2017 in terms of the Administration of Immovable Property Policy of the Overstrand Municipality, **be approved**, and
2. that the rental amount mentioned in 1 above escalate every year on the 1st of July in accordance with the tariff as approved by Council in the annual budget for the specific financial year.

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

22 SEPTEMBER 2017

TARGET DATE TO INFORM APPLICANT :

30 SEPTEMBER 2017

TARGET DATE TO INFORM OBJECTOR :

N/A

4.

HERMANUS: TRANSFER OF REMAINDER ERF 2834 (EXCLUDING ERF 2836 AND INCLUDING UNREGISTERED ERF 2837) SANDBAAI, ±39,4905HA IN EXTENT, FOR MIXED RESIDENTIAL PURPOSES AND A RETIREMENT VILLAGE

7/2/3/2

M Erasmus
4 July 2017

(028) 316 - 3724

Hermanus Administration

EXECUTIVE SUMMARY

To obtain final approval for the transfer of the Remainder of Erf 2834 (excluding Erf 2836 and including unregistered Erf 2837) Sandbaai, ±39,4905 ha in extent, for mixed residential purposes and a retirement village, to Mygaworx (Pty) Ltd.

RECOMMENDATION TO THE COUNCIL:

1. that the transfer of the Remainder of Erf 2834 (excluding Erf 2836 and including unregistered Erf 2837) Sandbaai, ±39,4905 ha in extent, for mixed residential purposes and a retirement village, to Mygaworx (Pty) Ltd for the amount of R64,777,777.00 (SIXTY FOUR MILLION SEVEN HUNDRED AND SEVENTY SEVEN THOUSAND AND SEVEN HUNDRED AND SEVENTY SEVEN RAND ALONE) (VAT included), **be approved**;
2. that the Municipal Manager be authorised to sign all documents relating to the transfer of Remainder of Erf 2834 (excluding Erf 2836 and including unregistered Erf 2837) Sandbaai to Mygaworx (Pty) Ltd;
3. that cognisance be taken of the fact that the subject portion of Municipal property is **not required** for the provision of the minimum level of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act, No 56 of 2003;
4. that Mygaworx (Pty) Ltd be responsible for all the costs pertaining to the advertisement of the transfer and all costs involved with the registration of the transfer in the Deeds Office, costs involved with the registration of the transfer in the Deeds Office, including but not limited to registering a Certificate of Registered Title and/or Certificate of Consolidated Title, if necessary; and
5. that all the conditions as approved by the Executive Mayor on 7 October 2010 be incorporated in the Deed of Sale as special conditions to the sale.

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

30 OCTOBER 2017

TARGET DATE TO INFORM APPLICANT :

22 SEPTEMBER 2017

5.
**HERMANUS, A PORTION OF PORTION 3 FARM 585 (BEESEMHOOT KLOOF):
 DEVIATION FROM SEVERAL PARAGRAPHS OF THE ADMINISTRATION OF
 IMMOVABLE PROPERTY POLICY OF 2015 TO ACCOMMODATE SUBSISTENCE
 AND EMERGING FARMERS (PIG AND RABBIT FARMING) ON MUNICIPAL
 OWNED LAND BY MEANS OF SHORT TERM LEASE AGREEMENTS**

7/2/3/1

A Le Roux & S Müller
 15 July 2017

(028) 316-3724

Hermanus Administration

EXECUTIVE SUMMARY

To obtain approval for the deviation from several paragraphs of the Administration of Immovable Property Policy of 2015 allowing the Municipality to enter into lease agreements with subsistence and emerging farmers for pig and rabbit farming on a portion of Portion 3 of Farm 585 (total extent of approximately 5 000 m²).

To allocate units ("pens") of approximately 20mx10m within the ±5 000m² to subsistence and emerging farmers for pig and rabbit farming on a first come first serve basis subject to the farmer qualifying in terms of criteria to be set for subsistence and emerging farming.

RECOMMENDATION TO THE COUNCIL :

that the deviation from 4, 17, 18, 21.2, 36 and 41 of the Administration of Immovable Property Policy of 2015 and as discussed in the item, be approved in order to enter into short term lease agreements on a portion of Portion 3 of Farm 585, Beesemhout Kloof, with identified subsistence and emerging farmers at a monthly rental amount of R34.20 (VAT included) (THIRTY FOUR RAND AND TWENTY CENTS VAT INCLUDED) per unit ("pen") to be allocated on a first come first serve basis, **be approved**.

RESPONSIBLE OFFICIAL :

A LE ROUX

TARGET DATE FOR IMPLEMENTATION :

14 SEPTEMBER 2017

TARGET DATE TO INFORM APPLICANT :

N/A

TARGET DATE TO INFORM OBJECTOR :

N/A

6.
KLEINMOND INVESTIGATION ADDITIONAL FUNDING: REQUEST FOR UTILISATION OF KCIH FUNDING TOWARDS IDENTIFICATION OF SUITABLE LAND FOR HOUSING DEVELOPMENT

17/5/5/2/18

A Jacobs

(028) 313 5075

Hermanus Administration

03 July 2017

EXECUTIVE SUMMARY

During 2010 and 2011, 410 subsidised houses were constructed for qualifying beneficiaries from the Kleinmond area. The beneficiaries were sourced from the waiting list for Kleinmond and included both backyard dwellers and families from the Overhills informal settlement. This development only accommodated a portion of the families in need of housing opportunities and Kleinmond therefore still remains with a housing backlog as there are still a great number of backyard dwellers as well as families remaining in the informal settlement.

As a result of the need to upgrade the conditions in the informal settlement as well as to address the housing need for the backyard dwellers the Department of Human Settlements (DoHS) was approached by the Overstrand Municipality to provide assistance with regard to identifying suitable land for housing development in Kleinmond.

DoHS then approved an amount of R500 000.00 towards the proposed study (a copy of the confirmation letter from DoHS is attached as Annexure A to the item), however additional funding is still required as the estimated total cost of the study will be R1 120 000. The purpose of this report is therefore to request approval from Council to utilise another source of funding, which is discussed later in the report.

RESOLVED:

that the item **be referred back** with the request to address the financial implications, also with reference to the KCIH matter which has to be concluded and with reference to the Council resolution of 2015.

RESPONSIBLE OFFICIAL :

A JACOBS

TARGET DATE FOR IMPLEMENTATION :

28 AUGUST2017

TARGET DATE TO INFORM APPLICANT:

N/A

TARGET DATE TO INFORM OBJECTOR:

N/A

**7.
TOWN- & SPATIAL PLANNING REPORT WITH REGARD TO APPLICATIONS
CONSIDERED IN TERMS OF DELEGATED AUTHORITY : MAY 2017 – JULY 2017**

15/3/11

R van Antwerp
24 July 2017

(028) 313 8039

Hermanus Administration

EXECUTIVE SUMMARY

To report on applications disposed of by the Senior Manager : Town- & Spatial Planning in terms of the Land Use Planning Ordinance (LUPO) and the Authorised Official in terms of the Spatial Land Use Management Act (SPLUMA) during the period from 20 May 2017 – 24 July 2017 as well as the applications that served before the Municipal Planning Tribunal on 31 May and 28 June 2017.

RESOLVED:

that cognisance be taken of the town planning applications disposed of by the Senior Manager: Town- and Spatial Planning in terms of the Land Use Planning Ordinance (LUPO) and the Authorised Official in terms of SPLUMA for the period 20 May 2017 – 24 July 2017, as well as the applications that served before the Municipal Planning Tribunal on 31 May and 28 June 2017:

Land Use Planning Ordinance (LUPO) Approval

- | | | |
|----|--|--------------|
| 1. | Portion 17 of the farm Rocklands No. 633 | 31 May 2017 |
| 2. | Remainder Farm 312 | 30 June 2017 |

Spatial Land Use Management Act (SPLUMA) Approvals

- | | | |
|-----|-------------------------------------|--------------|
| 1. | Erf 4345, Onrustrivier | 31 May 2017 |
| 2. | Portion 377 of Farm 581 | 31 May 2017 |
| 3. | Erf 7574, Hermanus | 31 May 2017 |
| 4. | Erf 1196, Sandbaai | 31 May 2017 |
| 5. | Erf 6144, Hermanus | 31 May 2017 |
| 6. | Erf 2063, Onrustrivier | 31 May 2017 |
| 7. | Erf 3132, Onrustrivier | 31 May 2017 |
| 8. | Erf 7559, Hermanus | 31 May 2017 |
| 9. | Erf 3272, Onrustrivier | 31 May 2017 |
| 10. | Erf 560, Franskraal | 31 May 2017 |
| 11. | Portion 92 of Farm 559 | 31 May 2017 |
| 12. | Erf 4412, Kleinmond | 31 May 2017 |
| 13. | Portion 29 of Hemel & Aarde No. 585 | 31 May 2017 |
| 14. | Erven 10281 & 10282, Hermanus | 16 June 2017 |
| 15. | Erf 111, Sandbaai | 19 June 2017 |
| 16. | Erf 5559, Hermanus | 19 June 2017 |

17.	Remainder Portion 4 Farms 216 and 368	20 June 2017
18.	Erf 490, Zwelihle	20 June 2017
19.	Erf 5544, Onrustrivier	20 June 2017
20.	Erf 222, De Kelders	20 June 2017
21.	Erf 1647, Stanford	20 June 2017
22.	Erf 2351, Hermanus Industria	20 June 2017
23.	Erf 2382, Hermanus	20 June 2017
24.	Erven 7534, 7537 – 7540 and 7543, Hermanus	30 June 2017
25.	Erven 1743 and 2432, Gansbaai	30 June 2017
26.	Erf 113, De Kelders	30 June 2017
27.	Erf 3702, Hermanus	30 June 2017
28.	Erf 2978, Hermanus	30 June 2017
29.	Erf 130, Stanford	5 July 2017
30.	Erf 6236, Hermanus	5 July 2017
31.	Portion 34 of the farm Rocklands No. 633	5 July 2017
32.	Portion 1 of Farm 627	5 July 2017
33.	Erf 11842, Hermanus	5 July 2017
34.	Erf 10039, Hermanus	5 July 2017
35.	Erf 1134, Pringle Bay	10 July 2017
36.	Portion 195 of farm Baardscheerders Bosch 213	10 July 2017
37.	Erf 2127, Sandbaai	10 July 2017
38.	Portion 31 (Portion of Portion 25) of Fransche Kraal 708	10 July 2017
39.	Erf 2890, Onrustrivier	10 July 2017
40.	Erf 3629, Onrustrivier	10 July 2017
41.	Erven 420 and 433, Pringle Bay	10 July 2017
42.	Erf 6194, Hermanus	10 July 2017
43.	Erf 2952, Onrustrivier	10 July 2017
44.	Erf 3980, Onrustrivier	17 July 2017
45.	Erf 497, Hermanus	21 July 2017
46.	Erf 2071, Hermanus	21 July 2017
47.	Erf 4595, Onrustrivier	21 July 2017
48.	Erf 4134, Onrustrivier	21 July 2017
49.	Erf 2346, Onrustrivier	21 July 2017
50.	Erf 1918, Hermanus	24 July 2017
51.	Erf 949, Franskraal	26 July 2017
52.	Erf 60, Gansbaai	26 July 2017
53.	Erf 2071, Blompark	26 July 2017
54.	Erf 4630, Kleinmond	26 July 2017
55.	Erf 6114, Hermanus	26 July 2017
56.	Erf 2123, Pearly Beach	26 July 2017
57.	Erf 6722, Hermanus	26 July 2017
58.	Erf 4477, Kleinmond	26 July 2017
59.	Erven 5406 and 5407, Betty's Bay	26 July 2017
60.	Erf 4344, Kleinmond	26 July 2017

Municipal Planning Tribunal

1.	Erf 8395, Kleinmond	26 April 2017
2.	Erf 2656, Betty's Bay	31 May 2017
3.	Erf 6187, Kleinmond	31 May 2017
4.	Erf 1189, Stanford	28 June 2017
5.	Erf 5318, Hermanus	28 June 2017
6.	Erf 10558, Hermanus	28 June 2017

RESPONSIBLE OFFICIAL :**R VAN ANTWERP****TARGET DATE FOR IMPLEMENTATION :****13 SEPTEMBER 2017****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

The meeting adjourned at 10:15

DATE

R SMITH – EXECUTIVE MAYOR