



**ORDINARY MEETING OF THE MAYORAL
COMMITTEE**

**GEWONE VERGADERING VAN DIE
BURGEMEESTERSKOMITEE**

**INTLANGANISO YESIQHELO YEKOMITI
KASODOLOPHU**

MINUTES / NOTULE /

IMIZUZU

**DATE / DATUM / UMHLA : 29 MARCH / MAART / MATSHI
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 29 MARCH 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 R Louw, Senior Manager : Strategic Services
Mr H Blignaut, Deputy Director : Engineering Services
Mr F Myburgh, Senior Manager : Gansbaai Administration
Mr B King, Senior Manager : Financial Services
Mr D Kearney, Senior Manager : Hermanus Administration
Mr A Aplon, Acting Chief : Fire & Rescue & Disaster Management
Mr R Kuchar, Senior Manager : Town Planning & Property Management
Mr R Fraser, Chief : Traffic/Licences
Ms P Aplon, Environmental Officer
Mr D van der Heever, Internal Audit Executive
Ms H van Tonder, Manager : Council Support Services
Ms N Zweni, Manager : Communication
Mr W Louw, Risk Officer
Ms R Steenekamp, Media & Social Media Officer
Mr A Gcotyelwa, Housing Officer (Acting as Interpreter)
Ms S Swart: Administrative Officer : Council Support Services



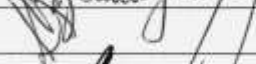




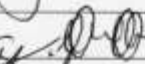




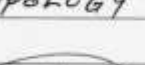
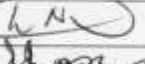
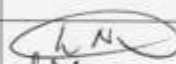
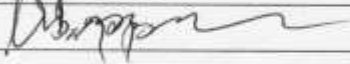

ALSO PRESENT:

Members of the Public

MINUTES/.....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

MAYORAL COMMITTEE MEETING
29 MARCH 2017

ALDERMAN/COUNCILLORS	SIGNATURE
AFRICA, A	
BOTHA, D	
BOTHA-GUTHRIE, N	
BRICE, KD	
COETSEE, A	
COETZEE, DP	
COHEN, G	
DE CONING, CA	
GILLION, E	
KALOLO, SV	
KLAAS, A	
KLOPPERS-LOURENS J	
KOMANI, AS	
KRIGE, F	
NQINATA, NNT	
MACOTHA, VC	
MOLEFE, B	Apology
MSWELI, X	
NTSABO, L	
OPPERMAN, M	
PUNGUPUNGU, V	
SAPEPA, NM	
SMITH, RJ	
TAFU-NWONKWO, CC	
TEBELE, S	



1. OPENING

The meeting was opened with prayer by Cllr G Cohen.

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, 22 February 2017 at 10:00**

RESOLVED

that the Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Wednesday, 22 February 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 FEBRUARY 2017**

8/2/2

C Le Roux

(028) 313 8080

Corporate Head Office

06 March 2017

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 16(1)(b) and 17(1)(c) for February 2017.

RECOMMENDATION TO THE COUNCIL:

1. that the deviations from the procurement processes, approved in terms of the delegated authority for February 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 February 2017, **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

6.
CONSIDERATION OF THE 2015/16 ANNUAL REPORT AND ADOPTION OF AN
OVERSIGHT REPORT

5/15/1/1

R Louw

10 March 2017

(028) 313 8071

Hermanus Administration

EXECUTIVE SUMMARY

The purpose of this report is to consider the 2015/16 Annual Report and to adopt an Oversight Report. **FOR PURPOSES OF CONSIDERING THIS ITEM COUNCILLORS ARE REQUESTED TO ALSO REFER TO THE ANNUAL REPORT, WHICH WAS TABLED ON 23 JANUARY 2017.**

RECOMMENDATION TO THE COUNCIL:

that, in terms of Section 129 of the Local Government : Municipal Finance Management Act, 2003 (Act 56 of 2003) and having duly considered the 2015/16 Annual Report of the Overstrand Municipality and the content of this item, the said report **be approved** without reservation.

RESPONSIBLE OFFICIAL :

R LOUW

TARGET DATE FOR IMPLEMENTATION :

NOT APPLICABLE

7.
**DRAFT 4th GENERATION INTEGRATED DEVELOPMENT PLAN (IDP) FOR
2017/2021**

2/12/1

R Louw

(028) 313 8071

Corporate Head Office

10 March 2017

EXECUTIVE SUMMARY

The purpose of this report is to table the draft 4th Generation IDP for the five year period of 2017/2018 – 2021/2022.

RECOMMENDATION TO THE COUNCIL:

1. that the tabling of the draft 4th Generation Integrated Development Plan for the five year period of 2017/2021 **be noted**; and
2. that it furthermore be noted that the final document is to be considered by Council during the May 2017 Council meeting.

RESPONSIBLE OFFICIAL :

R LOUW

TARGET DATE FOR IMPLEMENTATION :

30 MARCH 2017

8.
DRAFT WATER SERVICES DEVELOPMENT PLAN (IDP WATER SECTOR INPUT REPORT) FOR 2017/18

1/1/6

H Blignaut

(028) 313 5047

Corporate Head Office

13 March 2017

EXECUTIVE SUMMARY

The purpose of this report is to table the Draft Water Services Development Plan (WSDP) and IDP Water Sector Input Report for the 2017/18 financial year.

RECOMMENDATION TO THE COUNCIL:

1. that the tabling of the Draft Water Services Development Plan (WSDP) for 2017/18 be **noted**; and
2. that it furthermore **be noted** that the Final Draft WSDP for 2017/18, with inputs from the public and other stakeholders taken into account, is to be considered at the Council meeting in May 2017.

RESPONSIBLE OFFICIAL :

H BLIGNAUT

TARGET DATE FOR IMPLEMENTATION :

1 JULY 2017

9.
DRAFT AIR QUALITY MANAGEMENT PLAN: OVERSTRAND MUNICIPALITY

17/1/2/2

P Aplon

1 February 2017

(028) 316 3724

Corporate Head Office

EXECUTIVE SUMMARY

The purpose of this report is to table the first draft revision of the Air Quality Management Plan (AQMP) for approval by Council.

RECOMMENDATION TO COUNCIL:

1. that the Draft Air Quality Management Plan, **be noted**;
2. that it furthermore be noted that the final Air Quality Management Plan, with inputs from the public and other stakeholders taken into account, is to be considered for approval at the meeting of Council during May 2017; and
3. that the approved Air Quality Management Plan be included as a Sector Plan in the new 5 year Integrated Development Plan.

RESPONSIBLE OFFICIAL:

P APLON

TARGET DATE FOR IMPLEMENTATION:

1 JULY 2017

10.

OVERSTRAND: SPATIAL DEVELOPMENT FRAMEWORK AND SECTORAL PLANS: OVERSTRAND MUNICIPALITY

SDF (3617)

R Kuchar

(028) 313 8900

Hermanus Administration

8 February 2017

EXECUTIVE SUMMARY

This item serves to recommend the approval of the Overstrand Spatial Development Framework (SDF) and to recommend the way forward.

RECOMMENDATION TO COUNCIL:

1. that the Spatial Development Framework, 2006 and the Sectoral Plans **be incorporated** as a Sectoral Plan to the Integrated Development Plan in terms of Section 34(a) of the Local Government: Municipal Systems Act No.32 of 2000, subject to;
 - the approval of the Spatial Development Framework, 2006 as the status quo document in terms of Section 5(1)(a) of the Overstrand Municipal By-Law on Municipal Planning, 2016; and
 - the approval is given to advertise the Spatial Development Framework, and Sectoral Plans in terms of the procedures stipulated in the Local Government: Municipal Systems Act, Act 32 of 2000;
2. that it be noted that the Spatial Development Framework, 2006 and the Sectoral Plans, with inputs from the public and other stakeholders are to be considered for approval at the meeting of Council during May 2017.
3. that it be noted that the Sectoral Plans include the following, as amended from time to time:
 - Overstrand Growth Management Framework, 2010
 - Integrated Development Framework, 2014
 - Hermanus CBD Regeneration Framework, 2016
 - Danger Point Precinct Development Plan, 2014
 - Baardskeerdersbos Precinct Plan, 2015
 - Kleinbaai Nodal Development Study, 2016

RESPONSIBLE OFFICIAL :**R KUCHAR****TARGET DATE FOR IMPLEMENTATION :****1 JULY 2017**

11.

DRAFT BUDGET FOR 2017/2018, INDICATIVE BUDGET FORECASTS FOR 2018/2019 TO 2019/2020 AND DRAFT BUDGET RELATED POLICIES

5/1/19-2017/2018

BA King

(028) 313 8154

Corporate Head Office

23 March 2017

EXECUTIVE SUMMARY

The purpose of this report is to table the Draft Budget for 2017/2018, indicative budget forecasts for 2018/2019 to 2019/2020 and draft budget related policies.

RECOMMENDATION TO THE COUNCIL:

that the tabling of the Draft Budget for 2017/2018, indicative budget forecasts for 2018/2019 to 2019/2020 and the draft budget related policies **be noted**.

RESPONSIBLE OFFICIAL :**S REYNEKE-NAUDE****TARGET DATE FOR IMPLEMENTATION :****TO BE NOTED**

12.
**DRAFT SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
FOR 2017/18**

5/15/1/1

R Louw

(028) 313 8071

Corporate Head Office

10 March 2017

EXECUTIVE SUMMARY

The purpose of this report is to notify Council of the Draft Service Delivery and Budget Implementation Plan (SDBIP) for 2017/18.

RECOMMENDATION TO COUNCIL:

that the tabling of the draft Service Delivery and Budget Implementation Plan (SDBIP) for 2017/18 **be noted**.

RESPONSIBLE OFFICIAL :

R LOUW

TARGET DATE FOR IMPLEMENTATION :

NOT APPLICABLE

13.

CONTRACT SC 1560/2015: PROPOSED AMENDMENT: TRANSPORT OF CONTAINERISED MUNICIPAL WASTE AND CHIPPING OF GARDEN WASTE FOR OVERSTRAND MUNICIPALITY FOR A CONTRACT PERIOD ENDING 30 JUNE 2018

8/2/2

H Blignaut

(028) 313 5047

Corporate Head Office

13 March 2017

EXECUTIVE SUMMARY

The purpose of this report is to provide the necessary information and motivation on the proposed amendment of Contract SC1560/2015: Transport of Containerised Municipal Waste and Chipping of Garden Waste for Overstrand Municipality for a Contract Period ending 30 June 2018, in terms of the enabling provisions of section 116(3) of the Local Government: Municipal Finance Management Act, Act No. 56 of 2003 (MFMA), to enable Council to make an informed decision whether to consent to the amendment of the contract.

RECOMMENDATION TO THE COUNCIL:

1. that **cognisance be taken** of the reasons for the proposed amendment of **Contract SC1560/2015 for the Transport of Containerised Municipal Waste and Chipping of Garden Waste for Overstrand Municipality for a Contract Period ending 30 June 2018**, in terms of the enabling provisions of Section 116(3) of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003), and that the amendment be consented to; and
2. that **cognisance be taken** that no recommendations or representations were received from the local community by closing date, 13 March 2017.

RESPONSIBLE OFFICIAL :

**H BLIGNAUT
J VAN TAAK
M POTGIETER**

TARGET DATE FOR IMPLEMENTATION :**1 APRIL 2017**

14.
REAPPOINTMENT OF COUNCILLORS ON PORTFOLIO COMMITTEES

3/2/3/5

H van Tonder

(028) 313 8037

Council Support Services

8 March 2017

EXECUTIVE SUMMARY

The purpose of the report is to grant Council an opportunity to reappoint Councillors on Portfolio Committees.

RECOMMENDATION TO THE COUNCIL:

1. that resolution 2 under Item 8 adopted on 26 September 2016, **be revoked**;
2. that Committees (so-called Portfolio Committees), in terms of section 80, read with section 79, of the Local Government : Municipal Structures Act, No 117 of 1998, **be reappointed**; and
3. that a simple majority of members of any one of the Committees constitutes **a quorum**.

RESPONSIBLE OFFICIAL:

H VAN TONDER

TARGET DATE FOR IMPLEMENTATION:

29 MARCH 2017

PORTFOLIO COMMITTEE :

FINANCE

Chairperson :

**Deputy Executive Mayor
Ald D Coetzee**

Committee Members :

**Cllr F Africa, K Brice,
S Tebele, X Msweli & B Molefe**

PORTEFEULJEKOMITEE :

FINANSIES

Voorsitter :

**Uitvoerende Onderburgemeester
Rdl D Coetzee**

Komiteelede :

**Rdle F Africa, K Brice,
S Tebele, X Msweli & B Molefe**

1.
AMENDMENTS TO THE 2016/2017 SUPPLY CHAIN MANAGEMENT POLICY (SCM)

5/13/B

C Le Roux
2017/02/20

(028) 313 8107

Hermanus Administration

EXECUTIVE SUMMARY

The purpose of this report is to present Council with amendments to the Supply Chain Management Policy by inter alia, aligning it with the Preferential Procurement Framework Act, 2000: Preferential Procurement Regulations, 2017.

RECOMMENDATION TO THE COUNCIL:

that the amended Supply Chain Management policy for 2016/2017 **be adopted from 1 April 2017.**

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

1 APRIL 2017

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 COMMITTEE TERMS OF REFERENCE

2/B

A Riddles
13 February 2017

(028) 313 5044

Corporate Head Office

EXECUTIVE SUMMARY

To obtain Council's approval for the Risk Management Committee Terms of Reference, that has been reviewed by the Risk Management Committee.

RECOMMENDATION TO THE COUNCIL:

that the Risk Management Committee Terms of Reference **be approved.**

RESPONSIBLE OFFICIAL :

A RIDDLES

TARGET DATE FOR IMPLEMENTATION :

APRIL 2017

**2.
RISK MANAGEMENT STRATEGY AND POLICY 2016/2017**

2/B

**A Riddles
13 February 2017**

(028) 313 5044

Corporate Head Office

EXECUTIVE SUMMARY

To obtain Council's approval for the Risk Management Strategy as well as the Risk Management Policy for the financial year 2016-2017, that have been reviewed by the Risk Management Committee.

RECOMMENDATION TO THE COUNCIL:

1. that the Risk Management Strategy **be approved**; and
2. that the Risk Management Policy **be adopted**.

RESPONSIBLE OFFICIAL :

A RIDDLES

TARGET DATE FOR IMPLEMENTATION :

APRIL 2017

**3.
REVISED CORPORATE IDENTITY AND BRANDING POLICY**

2/B

N Zweni

(028) 313 8911

Corporate Head Office

13 February 2017

EXECUTIVE SUMMARY

The purpose of this report is to recommend to Council the approval of the Revised Corporate Identity and Branding Policy.

RECOMMENDATION TO THE COUNCIL:

1. that the Corporate Identity and Branding Policy for the Overstrand Municipality, as amended, **be approved**; and
2. that implementation of the Communication Policy be attended to by the Manager: Communication.

RESPONSIBLE OFFICIAL :

N ZWENI

TARGET DATE FOR IMPLEMENTATION :

1 APRIL 2017

4.
DRAFT COMMUNICATION POLICY

2/B

N Zweni
13 February 2017

(028) 313 8911

Corporate Head Office

EXECUTIVE SUMMARY

The purpose of this report is to recommend to Council the adoption of the Draft Communication Policy.

RECOMMENDATION TO THE COUNCIL:

1. that the Draft Communication Policy for the Overstrand Municipality, as amended, **be adopted**; and
2. that implementation of the Communication Policy be attended to by the Manager: Communication.

RESPONSIBLE OFFICIAL :

N ZWENI

TARGET DATE FOR IMPLEMENTATION :

1 APRIL 2017

5.
DRAFT SOCIAL MEDIA POLICY

2/B

R Steenekamp
16 February 2017

028 313 8043

Corporate Head Office

EXECUTIVE SUMMARY

Overstrand Municipality realises the need to utilise modern communication resources in this age of instant technology. The purpose of this report is to recommend to Council the approval of the Draft Social Media Policy.

RECOMMENDATION TO THE COUNCIL:

that the Social Media Policy for the Overstrand, as amended, **be adopted**.

RESPONSIBLE OFFICIAL :

R STEENEKAMP

TARGET DATE FOR IMPLEMENTATION :

1 APRIL 2017

PORTFOLIO COMMITTEE :

PROTECTION SERVICES

Chairperson :

Cllr F Africa

Committee Members :

**Cllrs K Brice, A Klaas,
V Macotha & S Kalolo**

PORTEFEULJEKOMITEE :

BESKERMINGSDIENSTE

Voorsitter :

Rdl F Africa

Komiteelede :

**Rdle K Brice, A Klaas,
V Macotha & S Kalolo**

1.
OVERSTRAND MUNICIPALITY DISASTER MANAGEMENT POLICY

2/B

N J Michaels
20 February 2017

(028) 313 8054

Corporate Head Office

EXECUTIVE SUMMARY

The purpose of the report is to present to council a Disaster Management Policy aimed to identify, reduce or prevent disasters from happening and lessen or minimise the impacts of disasters that are inevitable.

RECOMMENDATION TO THE COUNCIL:

that the Overstrand Municipality Disaster Management Policy be adopted.

RESPONSIBLE OFFICIAL :

L SMITH

TARGET DATE:

1 APRIL 2017

2.
OVERSTRAND MUNICIPALITY DISASTER MANAGEMENT PLAN

2/B

N J Michaels
22 September 2016

(028) 313 8054

Corporate Head Office

EXECUTIVE SUMMARY

The purpose of the report is to present to council a Disaster Management plan aimed to identify, reduce or prevent disasters from happening and lesson or minimise the impacts of disasters that are inevitable.

RECOMMENDATION TO THE COUNCIL:

that the Overstrand Municipality Disaster Management Plan **be adopted.**

RESPONSIBLE OFFICIAL :

**L SMITH
N MICHAELS**

TARGET DATE:

1 APRIL 2017

**3.
OVERSTRAND MUNICIPALITY POLICY FOR THE CLEARING AND
MAINTENANCE OF VEGETATION CREATING FIRE HAZARDS**

17/8/B

N J Michaels

(028) 313 8054

Corporate Head Office

20 February 2017

EXECUTIVE SUMMARY

The purpose of the report is to present to Council a policy specific to the prevention of the outbreak and spread of fire by the elimination or minimising of fire hazards created by vegetation of any species on erven and other open land within the area of municipal jurisdiction. The policy aims to promote a safe and healthy environment in line with, the requirements of Section 152 of the Constitution of the Republic of South Africa, 1996, the requirements of the Fire Brigade Services Act 99 of 1987 and Section 34(20) of the Community Fire Safety By-law P.N. 6454 of 2007

RECOMMENDATION TO THE COUNCIL:

that the Overstrand Municipality Policy for the Clearing and Maintenance of Vegetation Creating Fire Hazards, previously known as the Fire Hazards Management Policy, **be adopted.**

RESPONSIBLE OFFICIAL :

L SMITH

TARGET DATE:

1 APRIL 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.
**PERFORMANCE REPORT: BASIC SERVICE DELIVERY WITHIN THE
DIRECTORATE COMMUNITY SERVICES FOR THE PERIOD 01 JULY 2016 UNTIL
31 DECEMBER 2016**

9/1/2/2

M Bartman
17 February 2017

(028) 313 8982

Hermanus Administration

EXECUTIVE SUMMARY

To inform Council of the basic service delivery activities performed during the period of 1 July 2016 until 31 December 2016.

RESOLVED:

that the Performance Report in respect of basic service delivery, within the Directorate: Community Services, for the period 1 July 2016 to 31 December 2016 **be noted**.

RESPONSIBLE OFFICIAL :

**MIKE BARTMAN
PETER BURGER
DENOVAN VAN RHODIE
JEAN DE VILLIERS**

TARGET DATE FOR IMPLEMENTATION :

ONGOING

2.
TREE POLICY: OVERSTRAND MUNICIPAL AREA

17/6/B

L Rainbird

028 313 8923

Hermanus Administration

20 February 2017

EXECUTIVE SUMMARY

The purpose of the report is for Council to adopt the proposed Tree Policy.

RECOMMENDATION TO THE COUNCIL:

that the Tree Policy, as amended, **be adopted.**

RESPONSIBLE OFFICIAL :

L RAINBIRD

TARGET DATE FOR IMPLEMENTATION :

1 JULY 2017

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

15/3/11

R van Antwerp
 15 February 2017

(028) 313 8039

Hermanus Administration

EXECUTIVE SUMMARY

To report on applications disposed of by the Senior Manager : Town- and Spatial Planning, and the Authority Officer during the period from 20 January 2017 – 15 February 2017 as well as the applications that served before the Municipal Planning Tribunal on 2 December 2016:

RESOLVED:

that cognisance be taken of the town planning applications in terms of the Land Use Planning Ordinance (LUPO) disposed of by the Senior Manager : Town- and Spatial Planning and in terms of the Spatial Land Use Management Act (SPLUMA) disposed of by the Authority Officer (AO) for the period 20 January 2017 – 15 February 2017, as well as the applications that served before the Municipal Planning Tribunal on 2 December 2016:

Land Use Planning Ordinance (LUPO) Approvals

- | | | |
|----|-------------------|-----------------|
| 1. | Erf 497, Hermanus | 27 January 2017 |
|----|-------------------|-----------------|

Spatial Land Use Management Act (SPLUMA) Approvals

- | | | |
|-----|--|------------------|
| 1. | Erf 85, Hermanus | 27 January 2017 |
| 2. | Erf 2142, Pearly Beach | 27 January 2017 |
| 3. | Erf 11154, Hermanus | 27 January 2017 |
| 4. | Erf 497, Hermanus | 27 January 2017 |
| 5. | Erf 2272, Hermanus | 1 February 2017 |
| 6. | Erf 7610, Hermanus | 6 February 2017 |
| 7. | Erf 4488, Betty's Bay | 6 February 2017 |
| 8. | Erf 3549, Onrustrivier | 6 February 2017 |
| 9. | Erf 1449, Vermont | 6 February 2017 |
| 10. | Erven 5396 and 11144, Hermanus | 15 February 2017 |
| 11. | Erf 3704, Hermanus | 15 February 2017 |
| 12. | Erf 2156, Stanford | 15 February 2017 |
| 13. | Portions 133 and 134 of the farm Benguela Cove No. 575 | 15 February 2017 |
| 14. | Erf 3063, Onrustrivier | 15 February 2017 |
| 15. | Erven 4383 and 4384, Onrustrivier | 15 February 2017 |

16.	Erf 3823, Onrustrivier	15 February 2017
17.	Erf 5158, Onrustrivier	15 February 2017
18.	Erven 1450, 2206 – 2230, Vermont	15 February 2017
19.	Erf 6822, Hermanus	15 February 2017
20.	Erf 7, Franskraal	15 February 2017
21.	Erven 12194 and 12195, Hermanus	15 February 2017
22.	Erf 2931, Onrustrivier	15 February 2017

Municipal Planning Tribunal

1.	Erf 5788, Hermanus	2 December 2016
2.	Erf 6001, Kleinmond	2 December 2016
3.	Erf 1178, Hermanus	2 December 2016
4.	Erf 5999, Hermanus	2 December 2016

RESPONSIBLE OFFICIAL :**R VAN ANTWERP****TARGET DATE FOR IMPLEMENTATION :****12 APRIL 2017****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

2.

ERVEN 8823 AND 8946, HERMANUS, OVERSTRAND MUNICIPAL AREA: PROPOSED CLOSURE OF AN OPEN SPACE, REZONING TO SUBDIVISIONAL AREA, SUBDIVISION, DEPARTURE AND AMENDMENT OF THE OVERSTRAND GROWTH MANAGEMENT STRATEGY (2010) : MESSRS URBAN DYNAMICS ON BEHALF OF OVERSTRAND MUNICIPALITY

8823 & 8926 HZW (3181)

H Olivier

(028) 313 8900

Hermanus Administration

27 January 2017

EXECUTIVE SUMMARY

An application for development of a housing development on Erven 8823 and 8946, Zwelihle has been submitted to this office by Messrs Urban Dynamics on behalf of Overstrand Municipality.

The application includes the closure of open space Erf 8946, Zwelihle and the rezoning thereof to subdivisional area, to create the following and the subdivision thereof:

- 27 Single Residential Erven
- 1 Transport Zone II erf for public road

The application also includes an application on Erf 8823, Zwelihle for rezoning to subdivisional area, to create the following, and subdivision thereof into:

- 127 Single Residential Erven
- 1 Open Space one II Site
- 1 Transport Zone II Site (Public Road)

Both applications also includes an application for departure to relax lateral building lines from 1m to 0m to accommodate semi-detached units, and also to relax the 2m street building lines to 1m.

The application on Erf 8946 also includes an application for the amendment of the Growth Management Strategy, 2010 to develop a designated open space for residential development of more than thirty (30) units per hectare.

As previously mentioned the application on Erf 8946 includes the closure of the open space in terms of the Municipal Ordinance 20 of 1974.

RESOLVED:

1. that the recommendation for the application on Erf 8946, Zwelihle is as follows:
 - (a) that the closure of open space Erf 8946, Zwelihle in terms of Section 137 of the Municipal Ordinance of 1974 (Ordinance 20 of 1974), **be approved**;
 - (b) that in terms of Sections 16 and 25 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) the application for the rezoning to Subdivisional Area of Erf 8946, to create twenty seven (27) Residential Zone I (Single Residential) erven and 1 Transport Zone II (Public Road, and the subdivision thereof, **be approved**.
2. that the recommendation for the application on Erf 8223, Zwelihle is as follows:
 - (a) that in terms of Section 16 and 25 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), the application for the Rezoning to Subdivisional Area of Erf 8223, Zwelihle to create one hundred and twenty seven (127) Residential Zone I erven (single residential), 1 Open Space Zone II (public open space) site, and 1 Transport Zone II (public road) site, and the subdivision thereof, **be approved**.
3. that the approvals in A and B above be subject to the following conditions:
 - (a) that all conditions in the Municipal Services Report be complied with;
 - (b) that all conditions imposed by western Cape Government : Environmental Affairs and Development Planning Environmental (Record of Decision) be complied with;
 - (c) that should Telkom impose any conditions, it be adhered to;
 - (d) that should Eskom impose any conditions, it be adhered to;
 - (e) that this approval does not absolve the applicant from compliance with any other relevant legislation;
 - (f) that all other development parameters as prescribed in the relevant Zoning Scheme be complied with;

- (g) that should top structures (units) be developed in this project a Layout Plan be submitted showing the building lines, placement of the units and unit types (single or double storey) prior to the building plan submission phase, and
 - (h) that fire hydrants in compliance with National Fire Protection Regulations 4.35.4 of SANS 10400 T : 2011 be provided and continuous maintenance of clear spaces between dwellings be provided to the satisfaction of the Municipal Fire Department.
4. that in terms of Section 15 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) the application for the relaxation of the 2m street building line to 1m and the 1m lateral building line to 0m on the new residential erven as mentioned in A and B above, to accommodate semi-detached dwellings, **be approved**.
 5. that the applicant be notified of its right of appeal in terms of Section 62 of the Local Government: Municipal Systems Act No 32 of 2000 with regards to the above conditions of approval.

RECOMMENDATION TO COUNCIL:

that the amendment of the Overstrand Municipality Growth Management Strategy, 2010 in terms of the Municipal Systems Act (Act 32 of 2000) to allow for residential development with a density of more than thirty five (35) units per hectare, **be recommended for approval** on Erven 8223 and 8946, Zwelihle.

RESPONSIBLE OFFICIAL :	H OLIVIER
TARGET DATE FOR IMPLEMENTATION :	12 APRIL 2017
TARGET DATE TO INFORM APPLICANT :	12 APRIL 2017
TARGET DATE TO INFORM OBJECTOR :	N/A

3.

**ERF 381, 2 BARNARD STREET, GANSBAAI, OVERSTRAND MUNICIPAL AREA:
AMENDMENT OF THE OVERSTRAND SPATIAL DEVELOPMENT FRAMEWORK
AND THE GROWTH MANAGEMENT STRATEGY, 2010 : MESSRS TOWN- AND
COUNTRY ON BEHALF OF DG AND AM VERMEULEN**

381 GGB (3295)

SW van der Merwe

(028) 313 8900

Hermanus Administration

9 February 2017

EXECUTIVE SUMMARY

To consider an application received on 18 May 2016 from Messrs Town- and Country on behalf of DG and AM Vermeulen, the owners of Erf 381, Gansbaai, in order to amend the Spatial Development Framework, 2006 (SDF) and the Growth Management Strategy, 2010 (GMS) to permit a deviation in order to establish business/residential uses on the property.

RECOMMENDATION TO COUNCIL:

that the application for the amendment of the Spatial Development Framework, 2006 and Growth Management Strategy, 2010 in order to utilise Erf 381, Gansbaai for commercial development, in terms of the provisions of the Municipal Systems Act, 2000 (Act 32 of 2000), **be approved.**

RESPONSIBLE OFFICIAL :

SW VAN DER MERWE

TARGET DATE FOR IMPLEMENTATION :

12 APRIL 2017

TARGET DATE TO INFORM APPLICANT :

12 APRIL 2017

TARGET DATE TO INFORM OBJECTOR :

N/A

4.

ERF 280, 10 JIMMY SMITH STREET, SANDBAAI, OVERSTRAND MUNICIPAL AREA : PROPOSED CONSENT USE AND DEPARTURE : MESSRS HIGHWAVE CONSULTANTS (PTY) LTD ON BEHALF OF JA SWANEPOEL

280 HSB (3075)**H Olivier****30 December 2016****(028) 313 8900****Hermanus Administration**

EXECUTIVE SUMMARY

An application has been received on 6 October 2015 from Messrs Highwave Consultants (Pty) Ltd on behalf of the property owner, JA Swanepoel, on Erf 280, Sandbaai for a consent use in order to erect a 15m high camouflaged transmission tower on the property concerned.

Application is also made for a departure to relax the 8,5m height restriction to 15m to accommodate the transmission tower.

RESOLVED:

1. that the application for Consent Use **not be approved**; and
2. that a policy to guide applications for mobile phone facilities be developed for consideration by Council.

RESPONSIBLE OFFICIAL :**H OLIVIER****TARGET DATE FOR IMPLEMENTATION :****12 APRIL 2017****TARGET DATE TO INFORM APPLICANT :****12 APRIL 2017****TARGET DATE TO INFORM OBJECTORS :****12 APRIL 2017**

5.
HERMANUS: RESCISSION OF COUNCIL DECISION OF 23 SEPTEMBER 2014 AND IN PRINCIPLE APPROVAL FOR THE DIRECT ALIENATION OF A PORTION OF ERF 241 HERMANUS (ADJOINING ERF 7190 HERMANUS) TO MR JF & MRS LI CRONJÉ

7/2/3/2

A Kotzé

(028) 316 - 3724

Hermanus Administration

3 February 2017

EXECUTIVE SUMMARY

To obtain approval for:

- (a) the rescission of Council's in principle decision dated 23 September 2014 for the alienation of a portion of Erf 241 Hermanus, by means of a competitive bidding process; and
- (b) the direct alienation of a portion of Erf 241 Hermanus, $\pm 172\text{m}^2$ in extent, to the owners of Erf 7190 Hermanus (57 Rocklands Road), Mr JF & Mrs LI Cronjé.

RECOMMENDATION TO THE COUNCIL:

1. that Council's resolution dated 23 September 2014 for the sale of a portion of road (Rocklands Road – Portion of Erf 241, Hermanus) by means of a competitive bidding process, **be rescinded**;
2. that the direct alienation of a portion of Erf 241 Hermanus, $\pm 172\text{m}^2$ in extent, to the owners of Erf 7190 Hermanus (57 Rocklands Road), Mr JF & Mrs LI Cronjé, at a market related purchase price, **be approved in principle**, subject to the following conditions:
 - (a) that a public participation process be followed in terms of Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003) at the cost of the purchasers due to the non-viability of the property;
 - (b) that the purchasers obtain the necessary closure, subdivision, rezoning and consolidation approvals for the subject property;
 - (c) that the costs pertaining to the transaction, e.g. valuation, subdivision, consolidation, rezoning, transfer and related costs, water- and sewer connections, bulk services contribution, advertisements, etc. be paid by the purchasers;
 - (d) that the subject portion of Erf 241 Hermanus must be consolidated with the adjoining property of the purchasers, to wit Erf 7190 Hermanus, at their cost; and

- (e) that, should the purchasers be successful pertaining to conditions (a) to (d) above, applications for the departure to legalize the existing dwelling and closed stoep on the street building line be submitted;
3. that Council take cognisance of the fact that the direct alienation is only approved as the subject portion of Erf 241 Hermanus is classified as a non-viable property;
4. that it is confirmed that Council has taken cognisance of the fact that the Municipal property herewith alienated is not required for the provision 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 (Act 56 of 2003).

RESPONSIBLE OFFICIAL :	A KOTZE
TARGET DATE FOR IMPLEMENTATION:	IN PROCESS
TARGET DATE TO INFORM APPLICANT:	5 APRIL 2017
TARGET DATE TO INFORM OBJECTOR:	N/A

The meeting adjourned at 10:25

DATE

R SMITH – EXECUTIVE MAYOR