



**ORDINARY MEETING OF THE MAYORAL
COMMITTEE**

**GEWONE VERGADERING VAN DIE
BURGEMEESTERSKOMITEE**

**INTLANGANISO YESIQHELO YEKOMITI
KASODOLOPHU**

MINUTES / NOTULE /

IMIZUZU

**DATE / DATUM / UMHLA : 26 SEPTEMBER / SEPTEMBER
2016**

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

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

TIME / TYD / IXESHA : 09:00

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

MINUTES OF AN ORDINARY MEETING OF THE MAYORAL COMMITTEE HELD IN THE BANQUETING HALL, CIVIC CENTRE, HERMANUS, ON 26 SEPTEMBER 2016, AT 09:00

PRESENT/ TEENWOORDIG

Councillors were present as per attached attendance register.

**OFFICIALS PRESENT/
AMPTENARE TEENWOORDIG**

Mr C Groenewald, Municipal Manager
Mr N Michaels, Director : Protection Services
Ms S Reyneke-Naudé, Director : Finance
Mr D Arrison, Director : Management Services
Mr S Madikane, Director : LED
Mr R Williams, Director : Community Services
Mr S Müller, Director : Infrastructure & Planning
Mr C le Roux, Deputy Director : Finance
Mr R Kuchar, Senior Manager : Town Planning/
Property Management
Mr D van der Heever : Chief Audit Executive
Mr F Myburgh, Senior Manager : Gansbaai
Mr B King, Senior Manager : Financial Services
Ms R Louw, Senior Manager : Strategic Services
Mr L Wallace, Legal Advisor
Mr M Bartman, Deputy Director : Community
Services
Mr R Fraser, Chief : Traffic/Licences
Mr L Smith, Chief : Fire & Rescue and Disaster
Management
Ms A Kotzé, Manager : Property Administration
Mr P Africa, Senior Sup : Licences & Admin
Mr A Gcotyelwa, Translator
ICT Staff
Ms H van Tonder, Manager : Council Support
Services
Ms S Swart, Administrative Officer : Council
Support Services
Ms R Steenekamp, Media & Social Media
Co-ordinator
Ms D Laing, Relief Clerk Grade 2




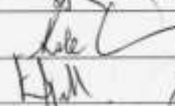



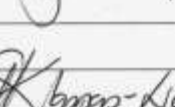
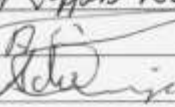

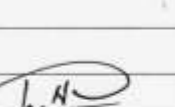

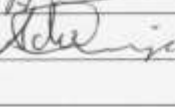

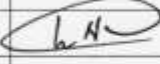
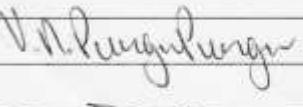



ALSO PRESENT:

Members of the Public

MINUTES/.....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

MAYORAL COMMITTEE MEETING
26 SEPTEMBER 2016

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	
MSWELI, X	
NTSABO, L	
OPPERMAN, M	
PUNGUPUNGU, V	
SAPEPA, NM	
SMITH, RJ	
TAFU-NWONKWO, CC	
TEBELE, S	

1. OPENING

THE MEETING STARTED AT 09:00 AND STOOD DOWN AT 09:01 IN ORDER FOR THE INFRASTRUCTURE & PLANNING PORTFOLIO COMMITTEE MEETING TO CONTINUE

THE MAYORAL COMMITTEE MEETING RESUMED AT 09:26

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 a **Special Meeting** of the **Mayoral Committee** held on **Wednesday, 31 August 2016 at 10:00**

RESOLVED

that the Minutes of a **Special Meeting** of the **Mayoral Committee** held on **Wednesday, 31 August 2016 at 10:00, be confirmed.**

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

The Executive Mayor, Ald R Smith, introduced Ms Samantha Carelse, the newly appointed Public Relations Officer to the Executive Mayor, as well as Ms Doret Taljaard, the newly appointed Personal Assistant to the Executive Mayor to the meeting.

5.
**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM)
POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) FOR AUGUST 2016**

8/2/2

C Le Roux

(028) 313 8080

Corporate Head Office

07 September 2016

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 August 2016.

RECOMMENDATION TO THE COUNCIL:

1. that the deviations from the procurement processes, approved in terms of the delegated authority for August 2016, **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 August 2016, **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

**6.
WRITING OFF OF NON-TECHNICAL WATER AND ELECTRICITY LOSSES**

5/17/2

S Müller

(028) 313 8019

Hermanus Administration

9 September 2016

EXECUTIVE SUMMARY

National Treasury issued guidelines (MFMA Circular No. 70, December 2013) on how to deal with non-revenue water and electricity. Annexure B of Circular No 70 provides guidance on the accounting treatment of non-technical losses and mentions that a council resolution is required to write off the losses.

RECOMMENDATION TO THE COUNCIL:

1. that the non-technical electricity losses to the value of R2 003 861 for the 2015/16 financial year be written off; and
2. that the non-technical water losses to the value of R5 299 387 for the 2015/16 financial year be written off.

RESPONSIBLE OFFICIAL :

BA KING

TARGET DATE FOR IMPLEMENTATION :

30 SEPTEMBER 2016

7.
**REPORTS OF THE JOINT AUDIT AND PERFORMANCE AUDIT COMMITTEE
(JAPAC) TO THE OVESTRAND MUNICIPAL COUNCIL**

3/2/3/12

DC Van Der Heever

(028) 313 5035

Internal Audit Services

15 September 2016

EXECUTIVE SUMMARY

The purpose of the report is to present Council with the Reports of the Joint Audit and Performance Audit Committee (JAPAC) in terms of the reporting requirements as per paragraph 3 of the JAPAC Charter, approved by Council on 25 May 2016.

RECOMMENDATION TO THE COUNCIL:

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

RESPONSIBLE OFFICIAL :

DC VAN DER HEEVER

TARGET DATE FOR IMPLEMENTATION :

26 SEPTEMBER 2016

**8.
REAPPOINTMENT OF COUNCILLORS ON PORTFOLIO COMMITTEES**

3/2/3/5

H van Tonder

(028) 313 8037

Council Support Services

12 September 2016

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 resolutions 1 and 2 under Item 9 adopted on 12 August 2016, **be revoked**;
2. that 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:

26 SEPTEMBER 2016

PORTFOLIO COMMITTEE :

FINANCE

Chairperson :

**Deputy Executive Mayor
Ald D Coetzee**

Committee Members :

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

PORTEFEULJEKOMITEE :

FINANSIES

Voorsitter :

**Uitvoerende Onderburgemeester
Rdl D Coetzee**

Komiteelede :

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

1.
DRAFT BY-LAW ON SPECIAL RATING AREAS

1/3/23

L Wallace

(028) 313 5031

Corporate Head Office

28 July 2016

EXECUTIVE SUMMARY

The purpose of this report is for Council to adopt the proposed by-law on Special Rating Areas in terms of Section 12(3) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), hereafter referred to as "*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, P.N. 7188 of 2013. The necessary permission was obtained to publish the proposed by-law in the press in order to give the public an opportunity to make representations.

RECOMMENDATION TO THE COUNCIL:

1. that, in terms of section 156(2) of the Constitution of the Republic of South Africa, 1996, read with section 11(3)(m) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), the By-law on Special Rating Areas **be adopted**; and
2. that, in terms of section 13(a) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), the By-law on Special Rating Areas **be published** promptly in the Provincial Gazette.

RESPONSIBLE OFFICIAL :

L WALLACE

TARGET DATE FOR IMPLEMENTATION :

**DATE OF PUBLICATION IN
THE PROVINCIAL GAZETTE**

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.
PUBLIC PARTICIPATION POLICY

2/B

DS ARRISON
31 August 2016

(028) 313 8911

Corporate Head Office

EXECUTIVE SUMMARY

The purpose of this report is to recommend to Council the approval of the final Public Participation policy.

RESOLVED:

that the final Public Participation Policy for the Overstrand Municipality **be referred back** in order to workshop the policy.

RESPONSIBLE OFFICIAL :

DS ARRISON

TARGET DATE FOR IMPLEMENTATION :

1 OCTOBER 2016

PORTFOLIO COMMITTEE :

PROTECTION SERVICES

Chairperson :

Cllr R de Coning

Committee Members :

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

PORTEFEULJEKOMITEE :

BESKERMINGSDIENSTE

Voorsitter :

Rdl R de Coning

Komiteelede :

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

1.

OVERSTRAND MUNICIPALITY REVIEWED SAFETY PLAN

3/2/3/8

N J Michaels

(028) 313 8054

Corporate Head Office

19 August 2016

EXECUTIVE SUMMARY

To inform Council of the safety plan reviewed on an annual basis to ensure that the Overstrand Municipality effectively manages and maintains safety and security within its mandate for all communities, investors, tourists and visitors in the Overstrand Area.

RESOLVED:

that the Overstrand Municipality Safety Plan of the Directorate: Protection Services as reviewed on 21 June 2016 **be noted**.

RESPONSIBLE OFFICIAL :**N J MICHAELS****TARGETED DATE:****1 SEPTEMBER 2016**

2.
QUARTERLY MONITORING REPORT FOR THE PERIOD APRIL TO JUNE 2016
DIRECTORATE: PROTECTION SERVICES

3/2/3/8

N J Michaels

(028) 313 8054

Corporate Head Office

19 August 2016

EXECUTIVE SUMMARY

To inform Council of the functioning and activities of the Directorate: Protection Services.

RESOLVED:

that the quarterly monitoring report of the functioning and activities of the Directorate: Protection Services for the period April to June 2016 **be noted**.

RESPONSIBLE OFFICIAL :

N J MICHAELS

TARGETED DATE:

1 SEPTEMBER 2016

**3.
REVIEWED FIRE SERVICE MANAGEMENT PLAN 2015 - 2020**

3/2/3/8

N J Michaels

(028) 313 8054

Corporate Head Office

19 August 2016

EXECUTIVE SUMMARY

To present to council a Fire Management Plan aimed to identify, reduce or prevent fire from happening and lesson or minimise the impacts of fires that are inevitable.

RESOLVED:

that the Overstrand Municipality Fire Management plan **be noted**.

RESPONSIBLE OFFICIALS :

**NJ MICHAELS
L SMITH**

TARGET DATE FOR IMPLEMENTATION :

1 SEPTEMBER 2016

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 SERVICES DELIVERY WITHIN THE
DIRECTORATE: COMMUNITY SERVICES FOR THE PERIOD 1 JULY 2015 TO
30 JUNE 2016**

17/9/1/1

M Bartman

(028) 313 8982

Corporate Head Office

23 August 2016

EXECUTIVE SUMMARY

To inform Council of the basic service delivery activities performed during the period 1 July 2015 to 30 June 2016.

RESOLVED:

that the Performance Report in respect of basic service delivery, within the Directorate: Community Services, for the period 1 July 2015 to 30 June 2016 **be noted**.

RESPONSIBLE OFFICIALS:

**M BARTMAN
J DE VILLIERS
D VAN RHODIE
P BURGER**

TARGET DATE FOR IMPLEMENTATION :

ONGOING

2.

WARD COMMITTEES SYSTEM: PERFORMANCE REPORT: 2015/2016

3/R

R Williams

(028) 313 8029

Corporate Head Office

02 September 2016

EXECUTIVE SUMMARY

To provide Council with the 2015/2016 performance report in respect of performance by Ward Committees in the Overstrand Municipality.

RESOLVED:

that the Report on Performance by Ward Committees in the Overstrand Municipality for the period 01 July 2015 until 30 June 2016 **be noted**.

RESPONSIBLE OFFICIALS:

**R WILLIAMS,
D KEARNEY
F MYBURGH
D LAKEY
B PLAATJIES
P FERREIRA**

TARGET DATE FOR IMPLEMENTATION:**ON-GOING**

**PORTFOLIO COMMITTEE :
ECONOMIC DEVELOPMENT & TOURISM**

Chairperson :

Cllr E Gillion

Committee Members :

**Cllrs G Cohen, F Krige,
S Tebele & C Tafu-Nwonkwo**

**PORTEFEULJEKOMITEE :
EKONOMIESE ONTWIKKELING & TOERISME**

Voorsitter :

Rdl E Gillion

Komiteelete :

**Rdle G Cohen, F Krige,
S Tebele & C Tafu-Nwonkwo**

**1.
ECONOMIC DEVELOPMENT & TOURISM QUARTERLY REPORT JUNE TO
AUGUST 2016**

9/1/2/2

S Madikane

(028) 313 8066

Corporate Head Office

2 September 2016

EXECUTIVE SUMMARY

The report provides an outline of developments in the Economic Development and Tourism Directorate.

RESOLVED:

that the report of the activities of the Directorate: Economic Development and Tourism for the period June to August 2016, **be noted**.

RESPONSIBLE OFFICIAL :

**X KOSI
F LLOYD**

TARGET DATE FOR IMPLEMENTATION :

1 OCTOBER 2016

**PORTFOLIO COMMITTEE :
INFRASTRUCTURE & PLANNING**

Chairperson :

Cllr D Botha

Committee Members :

**Cllrs G Cohen, F Krige,
S Tebele & C Tafu-Nwonkwo**

**PORTEFEULJESKOMITEE :
INFRASTRUKTUUR & BEPLANNING**

Voorsitter :

Rdl D Botha

Komiteeëdele :

**Rdle G Cohen, F Krige,
S Tebele & C Tafu-Nwonkwo**

1.
**TOWN- & SPATIAL PLANNING REPORT WITH REGARD TO APPLICATIONS
 CONSIDERED IN TERMS OF DELEGATED AUTHORITY : APRIL 2016 TO
 AUGUST 2016**

15/3/11

R van Antwerp
 15 April 2016

(028) 313 8039

Hermanus Administration

EXECUTIVE SUMMARY

To report on applications disposed of by the Senior Manager : Town- & Spatial Planning, Executive Mayor (acting under delegated authority during the recess period) and the Authority Officer during the period from 16 April 2016 – 22 August 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- & Spatial Planning and the Executive Mayor (under delegated authority during the recess period) and in terms of the Spatial Land Use Management Act (SPLUMA) disposed of by the Authority Officer (AO) for the period 16 April 2016 – 22 August 2016:

Land Use Planning Ordinance (LUPO) Approvals

1.	Portion 10 of the farm De Draay 563	18 April 2016
2.	Erf 178, Sandbaai	21 April 2016
3.	Erf 309, Sandbaai	21 April 2016
4.	Erf 6138, Hermanus	21 April 2016
5.	Erf 646, Sandbaai	25 April 2016
6.	Portions 7 and 19 of Farm 654	25 April 2016
7.	Erf 5533, Voëlklip, Hermanus	25 April 2016
8.	Erf 1773, Voëlklip, Hermanus	25 April 2016
9.	Erf 5608, Industrial, Hermanus	25 April 2016
10.	Erf 4598, Kleinmond	13 May 2016
11.	Erf 8328, Hemel & Aarde	13 May 2016
12.	Erf 5401, Betty's Bay	13 May 2016
13.	Erf 7627, Kleinmond	13 May 2016
14.	Erf 2040, Sandbaai	13 May 2016
15.	Erf 5359, Eastcliff, Hermanus	13 May 2016
16.	Erf 1166, Van Dyksbaai	13 May 2016
17.	Erf 11468, Voëlklip, Hermanus	13 May 2016
18.	Portion 198 of Baardscheerdersbosch No. 213	13 May 2016
19.	Portion 34 of the farm Rocklands No. 633	13 May 2016
20.	Erf 953, Stanford	16 May 2016

21.	Erf 1187, Eastcliff, Hermanus	16 May 2016
22.	Erf 362, Franskraal	31 May 2016
23.	Erf 577, Stanford	31 May 2016
24.	Erf 3132, Kleinmond	8 June 2016
25.	Erf 1290, Stanford	8 June 2016
26.	Portion 4 of the farm Klein Rivier Kloof No. 660	15 June 2016
27.	Erf 4833, Voëlklip, Hermanus	15 June 2016
28.	Erf 7287, Westcliff, Hermanus	21 June 2016
29.	Erf 287, Stanford	12 July 2016
30.	Erf 2221, Voëlklip, Hermanus	12 July 2016
31.	Erf 2381, Voëlklip, Hermanus	12 July 2016
32.	Erf 755, Northcliff, Hermanus	12 July 2016
33.	Erf 6247, Eastcliff, Hermanus	12 July 2016
34.	Remainder of Farm 643	5 August 2016
35.	Portion 16 of Baardscheedersbosch No. 213	5 August 2016
36.	Erf 1169, Van Dyksbaai	5 August 2016
37.	Remainder Portion 23 of farm Uylen Kraal 695	19 August 2016
38.	Portion 1 of the farm Modder Rivier No. 657	19 August 2016
39.	Erven 885 and 6186, Eastcliff, Hermanus	19 August 2016
40.	Erf 169, Franskraal	19 August 2016
41.	Erf 335, Gansbaai	19 August 2016
42.	Erf 874, Blompark, Gansbaai	19 August 2016

Spatial Land Use Management Act (SPLUMA) Approvals

1.	Erf 7979, Kleinmond	24 June 2016
2.	Erven 7617 and 7618, Voëlklip, Hermanus	27 June 2016
3.	Erven 3128 and 3129, Voëlklip, Hermanus	27 June 2016
4.	Erf 16, Sandbaai	27 June 2016
5.	Erf 2277, Stanford	12 July 2016
6.	Erf 1738, Voëlklip, Hermanus	12 July 2016
7.	Portion of Erf 243 (Sites A & B) Mount Pleasant	12 July 2016
8.	Erf 7486, Kleinmond	12 July 2016
9.	Erf 6180, Kleinmond	12 July 2016
10.	Erf 2079, Pearly Beach	12 July 2016
11.	Erf 995, Sandbaai	12 July 2016
12.	Portion 6 of the farm Hemel & Aarde No. 586	1 August 2016
13.	Erven 1599, 1600 and 1601, Sandbaai	2 August 2016
14.	Erf 2082, Onrus River	5 August 2016
15.	Erf 2230, Onrus River	5 August 2016
16.	Erf 572, Gansbaai	5 August 2016
17.	Erf 7276, Eastcliff, Hermanus	19 August 2016
18.	Erf 606, Sandbaai	19 August 2016

Executive Mayor (acting under delegated authority during the recess period)

1.	Erf 816, Franskraal	30 June 2016
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2.	Erf 408, Westcliff, Hermanus	30 June 2016
3.	Erf 5326, Kleinmond	30 June 2016
4.	Erf 45, Pringle Bay	30 June 2016
5.	Erf 87, Westcliff, Hermanus	30 June 2016
6.	Erf 3576, Voëlklip, Hermanus	30 June 2016
7.	Erf 295, Sandbaai	30 June 2016
8.	Erf 1017, Sandbaai	30 June 2016
9.	Erf 2214, Voëlklip, Hermanus	30 June 2016
10.	Erf 417, Gansbaai	30 June 2016
11.	Erf 476, Westcliff, Hermanus	30 June 2016
12.	Erf 6807, Voëlklip, Hermanus	30 June 2016
13.	Erf 641, Vermont	30 June 2016
14.	Erf 1108, Pringle Bay	30 June 2016
15.	Erf 13, Franskraal	30 June 2016
16.	Erf 8377, Hemel & Aarde	30 June 2016
17.	Portion 9 of the farm Modder Rivier No. 654	1 July 2016
18.	Portion 19 of the farm Modder Rivier No. 654	1 July 2016

RESPONSIBLE OFFICIAL :**R VAN ANTWERP****TARGET DATE FOR IMPLEMENTATION :****12 OCTOBER 2016****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

2.

ERVEN 1554 & 1555, PEARLY BEACH, OVERSTRAND MUNICIPAL AREA : PROPOSED AMENDMENT OF THE OVERSTRAND SPATIAL DEVELOPMENT FRAMEWORK, REZONING, ERF BOUNDARY REALIGNMENT AND DEPARTURE : MESSRS PLAN ACTIVE TOWN- AND REGIONAL PLANNERS ON BEHALF OF MA STONE & SJ HOFFMAN

1554 & 1555 GPB (3060)

**SW van der Merwe
13 June 2016**

(028) 313 8900

Hermanus Administration

EXECUTIVE SUMMARY

To consider an application received on 22 September 2015 from Messrs Plan Active Town- and Regional Planers, on behalf of MA Stone and SJ Hoffman, the owners of Erf 1554 and 1555, Pearly Beach for the following:

- the amendment of the Overstrand Spatial Development Framework (2006) (SDF);
- the rezoning of Erven 1554 & 1555, Pearly Beach from Resort Zone 1 to Residential Zone 1: Single Residential (SR1);
- the erf boundary realignment of Erven 1554 & 1555, Pearly Beach, and
- departure from the relevant Scheme Regulations in order to relax the rear building line (Erf 1554) and the lateral- and rear building lines (Erf 1555).

RESOLVED:

1. that, in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) the application for the rezoning of Erven 1554 & 1555, Pearly Beach from Resort Zone 1 to Residential Zone 1: Single Residential (SR1), **be approved**;
2. that, in terms of Section 23 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) the erf boundary realignment of Erven 1554 & 1555, Pearly Beach, **be approved**;
3. that the above approvals be subject to the following conditions:
 - (a) that this approval is only for the relaxation of building lines and realignment of the property boundaries as shown on the consolidated plan no. pearly1554c.drw and pearly1554s.drw, which was submitted with the application;
 - (b) that building plans be submitted to the Building Department for approval, and that all conditions of the Building – and the Fire Department be complied with at that stage;

- (c) that this approval does not absolve the applicant from compliance with any other relevant legislation and/or Title Deed conditions; and
 - (d) that all other development parameters as prescribed in the Zoning Scheme be complied with.
4. 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 regard to the above conditions of approval.

RECOMMENDATION TO THE COUNCIL:

that, in terms of Section 4(7) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) the application for Amendment of the Overstrand Municipal Wide Spatial Development Framework, 2006 to change the reservation of Erven 1554 and 1555, Pearly Beach from "Resort" to "Residential", **be approved.**

RESPONSIBLE OFFICIAL :	SW VAN DER MERWE
TARGET DATE FOR IMPLEMENTATION :	12 OCTOBER 2016
TARGET DATE TO INFORM APPLICANT :	12 OCTOBER 2016
TARGET DATE TO INFORM OBJECTOR :	12 OCTOBER 2016

3.**PORTION 1 OF THE FARM HOEK VAN DIE BERG NR 572, CALEDON DISTRICT, OVERSTRAND MUNICIPAL AREA : PROPOSED REZONING, CONSENT USE AND AMENDMENT OF THE GREATER HERMANUS AND OVERSTRAND MUNICIPAL WIDE SPATIAL DEVELOPMENT FRAMEWORKS : REGIONAL SHOPPING CENTRE : WEKITA ONE (PTY) LTD****Ptn 1 of Farm 572 (982)****H Olivier****15 March 2016****(028) 313 8179****Hermanus Administration**

EXECUTIVE SUMMARY

An application has been received from Messrs. Plan Active on behalf of Messrs. Wekita One Pty Ltd for the Amendment of the Greater Hermanus Spatial Development Framework (Structure Plan) and the Overstrand Municipal Wide Spatial Development Framework, Rezoning and Consent Uses to accommodate a regional shopping centre on Portion 1 of Farm Hoek van die Berg No. 572, Caledon District.

The Title Deed also contains restrictive conditions with regard to the selling of liquor from the property and also with regard to servitudes registered in favour of the Municipality. These conditions can be dealt with by obtaining consent from the existing land owner of the Remainder and Municipality. Consent was provided from the existing land owner of the Remainder to sell liquor and the Municipality is also requested to allow for the relaxation of the servitudes.

On 25 April 2012 the application was considered by the Executive Mayor and Council, who provided their support for the application.

Due to the nature of the application, which included an amendment of a Structure Plan, the aforementioned Resolution included recommendations to the former Department of Environmental Affairs and Development Planning (DEA&DP), who then had to make a final decision on the application.

In a letter dated 31 July 2014 from DEA&DP that Department indicated that, due to a Constitutional Court judgment of 4 April 2014, the Municipality now has the delegated authority to take a final decision on the application.

Considering the above, the recommendations made by the Executive Mayor and Council on 25 April 2012 to DEA&DP, therefore have to be amended to finalize the planning application.

It is to be noted that the application for the amendment of the Overstrand Municipal Wide Spatial Development Framework, 2006 has already been dealt with and will not further be referred to in this report.

It is to be noted that the Environmental Impact Assessment (EIA) decision was only made available on 6 January 2014. The applicant appealed against the partial approval by DEA&DP, and the decision on the appeal was finalized on 10 December 2015.

Only the additional information received after Council's decision dated 25 April 2012 will be dealt with in this report, to be tabled to the Executive Mayor to make the necessary amendments to their previous resolution.

RESOLVED:

1. that, in terms of Section 16 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) application for the rezoning of Portion 1 of the Farm "Hoek van die Berg" No. 572 from Undetermined Zone to Business Zone I, **be approved**;
2. that, in terms of Clause 4.7 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), application for a consent use to establish a supermarket, bottle store and place of entertainment on the property, **be approved**;
3. that Municipal consent be provided that Conditions C(1), (2) and (3) from Title Deed T7630/1999 may be removed; and
4. that the above be read together with the resolution by the Executive Mayor dated 25 April 2012 as approved.

RESPONSIBLE OFFICIAL :**H OLIVIER****TARGET DATE FOR IMPLEMENTATION :****12 OCTOBER 2016****TARGET DATE TO INFORM APPLICANT :****12 OCTOBER 2016****TARGET DATE TO INFORM OBJECTORS :****N/A**

4.
KLEINMOND, A PORTION OF ERF 7349: LEASE OF MUNICIPAL PROPERTY TO CHILD WELFARE SOUTH AFRICA (KLEINMOND)

7/2/3/1

M Erasmus

(028) 316-3724

Hermanus Administration

4 August 2016

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Child Welfare South Africa (Kleinmond), hereinafter referred to as "Child Welfare", in respect of municipal property, being a portion of Erf 7349 Overhills ($\pm 1\,251\text{m}^2$ in extent) situated in Kleinmond, for the management of the Bambanani Daycare Centre.

RESOLVED:

1. that the lease of Municipal Property, being a portion of Erf 7349 Overhills ($\pm 1\,251\text{m}^2$ in extent) situated in Kleinmond to Child Welfare South Africa (Kleinmond) for the purposes of managing the Bambanani Daycare Centre at the rental amount of R120.20 (ONE HUNDRED AND TWENTY RAND AND TWENTY CENTS) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 1 June 2016 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 by a percentage fixed in accordance with the prevailing consumer price index (all items) with the first escalation being on 1 July 2016.

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

31 OCTOBER 2016

TARGET DATE TO INFORM APPLICANT :

14 OCTOBER 2016

TARGET DATE TO INFORM OBJECTOR :

N/A

**5.
HERMANUS, A PORTION OF ERF 1253: LEASE OF MUNICIPAL PROPERTY TO
BREAKTHROUGH ADVENTURES NPC T/A WHALE COAST 96 FM**

7/2/3/1

M Erasmus

(028) 316-3724

Hermanus Administration

5 August 2016

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Breakthrough Adventures NPC t/a Whale Coast 96 FM, hereinafter referred to as "Breakthrough Adventures", in respect of municipal property, being a portion of Erf 1253 Hermanus ($\pm 2,25\text{m}^2$ in extent), for the purpose of maintaining the existing small mast and equipment needed for the broadcasting of radio programmes.

RESOLVED:

1. that the lease of Municipal Property, being a portion of Erf 1253 Hermanus ($\pm 2,25\text{m}^2$ in extent) to Breakthrough Adventures NPS t/a Whale Coast 96 FM for the purposes of maintaining the existing mast and equipment at the rental amount of R477.63 (FOUR HUNDRED AND SEVENTY SEVEN RAND AND SIXTY THREE CENTS) (VAT excluded) per month for a period of 5 (FIVE) years as from 1 January 2016 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 annually on the 1st of July in accordance with the tariffs as determined and approved in the Annual Budget, with the first escalation on 1 July 2016.

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

31 OCTOBER 2016

TARGET DATE TO INFORM APPLICANT :

14 OCTOBER 2016

TARGET DATE TO INFORM OBJECTOR :

N/A

**6.
HERMANUS, A PORTION OF ERF 1291: LEASE OF MUNICIPAL PROPERTY TO
GLENFRUIN MEADOWS HOMEOWNERS' ASSOCIATION**

7/2/3/1

M Erasmus

(028) 316-3724

Hermanus Administration

4 August 2016

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Glenfruin Meadows Homeowners Association, hereinafter referred to as "Glenfruin", in respect of municipal property, being a portion of Erf 1291 Hermanus (±1,22 hectare in extent), for the management of the existing Equestrian Centre.

RESOLVED:

1. that the lease of Municipal Property, being a portion of Erf 1291 Hermanus (±1,22 hectare in extent) to Glenfruin Meadows Homeowners Association for the purpose of managing an equestrian centre at the rental amount of R3,780.00 (THREE THOUSAND SEVEN HUNDRED AND EIGHTY RAND ALONE) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 1 May 2016 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 by a percentage fixed in accordance with the prevailing consumer price index (all items) with the first escalation on 1 July 2017.

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

31 OCTOBER 2016

TARGET DATE TO INFORM APPLICANT :

14 OCTOBER 2016

TARGET DATE TO INFORM OBJECTOR :

N/A

7.

HERMANUS, A PORTION OF ERF 243, ROTARY WAY: LEASE OF MUNICIPAL PROPERTY TO VODACOM (PTY) LTD

7/2/3/1

M Erasmus**(028) 316-3724****Hermanus Administration****2 August 2016**

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Vodacom (Pty) Ltd, hereafter referred to as "Vodacom", in respect of Municipal Property, being a portion of Erf 243 Hermanus situated next to Rotary Way adjacent to Erf 5713 Hermanus for a period of 9 (NINE) years and 11 (ELEVEN) months for the purpose of a telecommunication base station and related purposes.

RESOLVED:

1. that the lease of Municipal Property, being a portion of Erf 243 Hermanus to Vodacom (Pty) Ltd for the purpose of a telecommunication base station and related purposes at the rental amount of R4,034.03 (FOUR THOUSAND AND THIRTY FOUR RAND AND THREE CENTS) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months from 1 June 2016 to 30 June 2016 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 annually on the 1st of July in accordance with the tariffs as determined and approved in the Annual Budget with the first escalation on 1 July 2016.

RESPONSIBLE OFFICIAL :**M ERASMUS****TARGET DATE FOR IMPLEMENTATION :****31 OCTOBER 2016****TARGET DATE TO INFORM APPLICANT :****14 OCTOBER 2016****TARGET DATE TO INFORM OBJECTOR :****N/A**

**8.
HERMANUS: IN PRINCIPLE APPROVAL FOR THE ALIENATION OF ERF 189
ZWELIHLE BY MEANS OF A COMPETITIVE PROCESS**

7/2/3/2

M Erasmus

(028) 316 - 3724

Hermanus Administration

8 August 2016

EXECUTIVE SUMMARY

To obtain approval in principle for the alienation of Erf 189 Zwelihle, 252m² in extent, by means of a competitive process.

RECOMMENDATION TO THE COUNCIL:

1. that the alienation of Erf 189 Zwelihle (252m² in extent), by means of a competitive process be **approved in principle**;
2. that the costs pertaining to the transaction, e.g. transfer costs, water-, sewer and electricity connections, the section 14 advertisement, etc. but excluding the valuation costs, be paid by the purchaser;
3. 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 paragraphs 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003); and
4. that the Municipal Manager be authorised to sign all documentation related to the alienation of the subject property.

RESPONSIBLE OFFICIAL :

M MÜLLER

TARGET DATE FOR IMPLEMENTATION :

1 NOVEMBER 2016

TARGET DATE TO INFORM APPLICANT :

N/A

TARGET DATE TO INFORM OBJECTOR :

N/A

9.

ERF 1300, 130 DE VILLIERS STREET, DE KELDERS, OVERSTRAND MUNICIPAL AREA : PROPOSED CONSENT USE AND REMOVAL OF RESTRICTIVE TITLE CONDITIONS : MESSRS PLAN ACTIVE TOWN AND REGIONAL PLANNERS ON BEHALF OF PC SIPPEL

1300 GDK (3067)

SW van der Merwe

7 July 2016

(028) 313 8900

Hermanus Administration

EXECUTIVE SUMMARY

To consider an application received on 23 September 2015 from Messrs Plan Active Town- and Regional Planners on behalf of the owner of Erf 1300, De Kelders, PC Sippel, for the following:

- consent use in terms of Section 2.2 of the Overstrand Municipality Zoning Scheme Regulations to conduct a five (5) bedroom guest house from the property, and
- removal of restrictive title conditions in terms of the Removal of Restriction Act 84 of 1967 (as amended), namely condition C(10) on pages 4 and 7 of Title Deed T96099/2002.

RESOLVED:

1. that the application for the removal of restrictive title conditions applicable to Erf 1300, De Kelders (condition C(10) on pages 4 and 7 of the Title Deed, T96099/2002), in terms of the provisions of the Removal of Restrictions Act 84 of 1967 (as amended) **be recommended** for approval to the Provincial Government: Western Cape;
2. that, subject to the approval in recommendation 1 above be granted, in terms of Section 2.2 of the Overstrand Municipality Zoning Scheme Regulations the application for a consent use on Erf 1300, De Kelders in order to operate a five (5) bedroom guest house on the property, **be approved**;
3. that the approvals in Paragraphs 1. and 2. be subject to the following conditions:
 - (a) that the facility be utilized as a **guest house only**;
 - (b) that a maximum of five (5) bedrooms to be let, be permitted, only if all the required parking standards are adhered to;
 - (c) that the owner/manager resides on the premises;

- (d) that a detailed Site Development Plan (SDP) be submitted for municipal approval prior to the submission of building plans indicating rooms to be used for guests and the owner/manager, access, elevations ect.;
 - (e) that no facilities (bar/restaurant or any other) be provided for non-residents of the accommodation establishment and that these facilities only be used by bona-fide guests of the establishment;
 - (f) that a minimum of one (1) permanently demarcated parking bay per guest room and two (2) for the owner/manager be provided within the erf boundaries, subject to the approval of the Senior Manager: Town- and Spatial Planning;
 - (g) that commercial rates and service tariffs, as determined by the annual budget, be made applicable, which tariffs are automatically adjusted in terms of the annual budget;
 - (h) that the accommodation facility complies with Health and Safety Legislation and that this approval will be subject to regular inspections by the Fire Control Co-ordinator and the Health Inspector;
 - (i) that a single non-illuminated sign that complies with the Municipal By-Law on signage, may be displayed on the premises;
 - (j) that the selling or serving of liquor on the premises will be subject to the applicant obtaining the necessary Liquor Licence;
 - (k) that a R918 Certificate of Acceptability must be applied for at the Overberg District Municipality;
 - (l) that this approval does not absolve the owner/applicant from compliance with any other relevant legislation;
 - (m) that the accommodation facility complies with Council's Policy with regard to accommodation establishments;
 - (n) that all the conditions in the Services Report be complied with, and
 - (o) that the approval of this application is not transferable.
4. 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 regard to the above conditions of approval.

RESPONSIBLE OFFICIAL :	SW VAN DER MERWE
TARGET DATE FOR IMPLEMENTATION :	12 OCTOBER 2016
TARGET DATE TO INFORM APPLICANT :	12 OCTOBER 2016
TARGET DATE TO INFORM OBJECTOR :	12 OCTOBER 2016

10.

ERF 1154, 132 DE VILLIERS STREET, DE KELDERS, OVERSTRAND MUNICIPAL AREA : PROPOSED CONSENT USE & REMOVAL OF RESTRICTIVE TITLE CONDITIONS : MESSRS PLAN ACTIVE TOWN- AND REGIONAL PLANNERS ON BEHALF OF PC SIPPEL

1154 GDK (3066)

SW vd Merwe

8 July 2016

(028) 313 8900

Hermanus Administration

EXECUTIVE SUMMARY

To consider an application received on 23 September 2015 from Messrs Plan Active Town- and Regional Planners on behalf of the owner of Erf 1154, De Kelders, PC Sippel, for the following:

- consent use in terms of Section 2.2 of the Overstrand Municipality Zoning Scheme Regulations to conduct a three (3) bedroom guest house from the property, and
- removal of restrictive title conditions in terms of the Removal of Restriction Act 84 of 1967 (as amended), namely condition D(10) of Title Deed, T36580/1985.

RESOLVED:

1. that the application for the removal of restrictive title conditions applicable to Erf 1154, De Kelders condition D(10) of Title Deed, T36580/1985 in terms of the provisions of the Removal of Restrictions Act 84 of 1967 (as amended) **be recommended** for approval to the Provincial Government: Western Cape;
2. that, subject to the approval in recommendation 1 above be granted, in terms of Section 2.2 of the Overstrand Municipality Zoning Scheme Regulations the application for a consent use on Erf 1154, De Kelders in order to operate a three (3) bedroom guest house on the property, **be approved**;
3. that the approvals in paragraphs 1. and 2. be subject to the following conditions:
 - (a) that the facility be utilized as a **guest house only**;
 - (b) that a maximum of three (3) bedrooms to be let, be permitted, only if all the required parking standards are adhered to;
 - (c) that the owner/manager resides on the premises;

- (d) that a detailed Site Development Plan (SDP) be submitted for municipal approval prior to the submission of building plans indicating rooms to be used for guests and the owner/manager, access, elevations, ect;
- (e) that no facilities (bar/restaurant or any other) be provided for non-residents of the accommodation establishment and that these facilities only be used by bona-fide guests of the establishment;
- (f) that a minimum of one (1) permanently demarcated parking bay per guest room and two (2) for the owner/manager be provided within the erf boundaries, subject to the approval of the Senior Manager: Town- and Spatial Planning;
- (g) that commercial rates and service tariffs, as determined by the annual budget, be made applicable, which tariffs are automatically adjusted in terms of the annual budget;
- (h) that the accommodation facility complies with Health and Safety Legislation and that this approval will be subject to regular inspections by the Fire Control Co-ordinator and the Health Inspector;
- (i) that a single non-illuminated sign that complies with the Municipal By-Law on signage, may be displayed on the premises;
- (j) that the selling or serving of liquor on the premises will be subject to the applicant obtaining the necessary liquor licence;
- (k) that a R918 Certificate of Acceptability must be applied for at the Overberg District Municipality;
- (l) that this approval does not absolve the owner/applicant from compliance with any other relevant legislation;
- (m) that the accommodation facility complies with Overstrand : Policy for Conducting an Accommodation Establishment;
- (n) that all the conditions in the Services Report be complied with;
- (o) that the approval of this application is not transferable; and
- (p) that the manager's suite on lower ground level be made interleading with the main dwelling.

4. 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 regard to the above conditions of approval.

RESPONSIBLE OFFICIAL : **SW VAN DER MERWE**

TARGET DATE FOR IMPLEMENTATION : **12 OCTOBER 2016**

TARGET DATE TO INFORM APPLICANT : **12 OCTOBER 2016**

TARGET DATE TO INFORM OBJECTOR : **12 OCTOBER 2016**

11.

ERF 661, 17 PELICAN CRESCENT, VERMONT, OVERSTRAND MUNICIPAL AREA : REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967) AND DEPARTURE : MR R AND MRS R VAN DEN BERG

661 HVM (2919)**H Olivier****18 July 2016****(028) 313 8900****Hermanus Administration**

EXECUTIVE SUMMARY

An application has been received on 15 May 2015 from Mr R & Mrs R van den Berg on Erf 661, Vermont for a departure from the relevant Scheme Regulations in order to relax the lateral building line with Erf 662 from 2m to approximately 0m, and the lateral building line with Erf 660 from 2m to 1m to accommodate a family room and covered patio with built braai and a window in an existing servant's room respectively.

An application has also been received for the removal of restrictive title conditions in terms of the Removal of Restrictions Act, 1967 (Act 84 of 1967) applicable to Erf 661, Vermont to allow building work mentioned above, and also a covered pedestrian entrance over the street building line.

RESOLVED:

1. that the removal of restrictive title conditions Page 3, E(a) Title Deed T19436/2011 in terms of the Removal of Restrictions Act, 1967 (Act 84 of 1967) applicable to Erf 661, Vermont, **be recommended for approval** by the Department of Environmental Affairs and Development Planning;
2. that, in terms of Section 15 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) an application on Erf 661, Vermont for a departure from the Scheme Regulations in order to relax the building line with Erf 662 from 2m to approximately 0m to accommodate an existing family room, covered patio and built braai, **not be approved**, for the following reasons:
 - Due to the total length and height of the portion encroaching the building line it has an impact on the character of the area and impact on surrounding properties.
 - In terms of previous building plan approvals the encroaching portions should have been removed in 2005.
 - The Fire Department recommend that the buildings be set back at least 1m from the property boundary.

3. that, subject to the approval in 1. above, in terms of Section 15 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) the departure from the Scheme Regulations on Erf 661, Vermont in order to relax the street building line from 4m to 0m to accommodate a covered walkway, to relax the 2m lateral building line with Erf 660 to 1m to accommodate a new window in the existing servant's quarters, and to relax the lateral building line with Erf 662 from 2m to 1m to accommodate a portion of the family room, covered patio and built braai, be approved, subject to the following conditions:
- (a) that the approval of the departure be subject to the removal of the restrictive title condition;
 - (b) that the portions of the family room, covered patio and built braai which is closer than 1m from the boundary with Erf 662, be demolished within three (3) months of this approval;
 - (c) that no window or doors may be placed in the new wall that will face Erf 662;
 - (d) that the built braai may be reconstructed 1m from the lateral boundary, in more or less the same position, and to the same height of the existing braai;
 - (e) that all other development parameters, as prescribed in the relevant Zoning Scheme, be complied with;
 - (f) that the approval does not absolve the applicant from compliance with any other relevant legislation and/or title deed conditions;
 - (g) that all conditions imposed in the Services Report be complied with; and
 - (h) that a building plan be submitted to the building Control Department for their approval, and that any conditions that may be set at building plan submission phase by the Building Control and/or Fire Department, be complied with.
4. that the applicant be notified of their right of appeal in terms of the provisions of the Local Government Municipal Systems Act, 2000 (Section 62) with regard to the above decision.

RESPONSIBLE OFFICIAL :**H OLIVIER****TARGET DATE FOR IMPLEMENTATION :****12 OCTOBER 2016****TARGET DATE TO INFORM APPLICANT :****12 OCTOBER 2016****TARGET DATE TO INFORM OBJECTOR :****12 OCTOBER 2016**

12.

ERF 2500, 1 DEMPERS STREET, ONRUSTRIVIER, OVERSTRAND MUNICIPAL AREA : PROPOSED CONSENT USE AND REMOVAL OF RESTRICTION : MESSRS PLAN ACTIVE ON BEHALF OF C JUDGE AND J CAMPBELL

2500 HON (3093)

H Olivier

18 July 2016

(028) 313 8900

Hermanus Administration

EXECUTIVE SUMMARY

An application has been received on 26 October 2015 from Messrs Plan Active on behalf of the property owners, C Judge and J Campbell, on Erf 2500, Onrustrivier for a consent use in order to operate five (5) bedroom guest house on the property concerned.

Application is also made for a removal of restrictive Title Deed condition applicable to Erf 2500, Onrustrivier to enable the owner to remove some restrictive conditions limiting the land use on the property from the Title Deed.

RESOLVED:

that the item **be referred back** for further investigation.

RESPONSIBLE OFFICIAL :**H OLIVIER****TARGET DATE FOR IMPLEMENTATION :****12 OCTOBER 2016****TARGET DATE TO INFORM APPLICANT :****12 OCTOBER 2016****TARGET DATE TO INFORM OBJECTORS :****12 OCTOBER 2016**

13.

INTEGRATED ENVIRONMENTAL MANAGEMENT SYSTEM: OVERSTRAND MUNICIPALITY

17/17/B

P Aplon

15 August 2016

(028) 3163724

Corporate Head Office

EXECUTIVE SUMMARY

The purpose of this report is to table the Integrated Environmental Management System (IEMS), which consists of an Environmental Management Plan and a series of "Environmental Procedure" documents for approval by Council.

RECOMMENDATION TO THE COUNCIL:

that the item **be referred back** for further discussions.

RESPONSIBLE OFFICIAL:**P APLON****TARGET DATE FOR IMPLEMENTATION:****12 OCTOBER 2016**

14.
DRAFT BY-LAW ON PROBLEM BUILDINGS

1/3/22

L Wallace

(028) 313 5014

Corporate Head Office

20 September 2016

EXECUTIVE SUMMARY

The purpose of this report is for Council to adopt the proposed By-law on Problem Buildings in terms of Section 12(3) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), hereafter referred to as "*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, P.N. 7188 of 2013. The necessary permission was obtained to publish the proposed by-law in the press in order to give the public an opportunity to make representations.

RECOMMENDATION TO THE COUNCIL:

1. that, in terms of section 156(2) of the Constitution of the Republic of South Africa, 1996, read with section 11(3)(m) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), the By-law on Problem Buildings **be adopted**; and
2. that, in terms of section 13(a) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), the By-law on Problem Buildings **be published** as soon as possible.

RESPONSIBLE OFFICIAL :

L WALLACE

TARGET DATE FOR IMPLEMENTATION :

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

**15.
DRAFT BY-LAW RELATING TO ELECTRICITY SUPPLY**

1/3/22

L Wallace

20 September 2016

(028) 313 5014

Corporate Head Office

EXECUTIVE SUMMARY

The purpose of this report is for Council to adopt the proposed By-law relating to Electricity Supply, in terms of Section 12(3) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), hereafter referred to as "*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, P.N. 7188 of 2013. The necessary permission was obtained to publish the proposed by-law in the press in order to give the public an opportunity to make representations.

RECOMMENDATION TO THE COUNCIL:

1. that the whole of the existing By-law relating to Electricity Supply as published in the Provincial Gazette: PN 6589 of 19 December 2008, be repealed as from date of publication of the proposed by-law in the Provincial Gazette;
2. that, in terms of section 156(2) of the Constitution of the Republic of South Africa 1996, read with section 11(3)(m) of the Local Government Municipal Systems Act, No 32 of 2000, the draft By-law relating to Electricity Supply be adopted; and
3. that, in terms of section 13(a) of the Local Government Municipal Systems Act No 32 of 2000, the By-law relating to Electricity Supply be published in the Provincial Gazette as soon as possible.

RESPONSIBLE OFFICIAL :

L WALLACE

TARGET DATE FOR IMPLEMENTATION :

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

The meeting adjourned at 09:52

DATE

R J SMITH – EXECUTIVE MAYOR