

MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE FIFTY FIRST (51ST) MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 14 MAY 2009 AT 17:00 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, LOUIS TRICHARDT.

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PRESENT

Councillors

BALADZI P
BALOYI R S
BOPAPE M B
CHAYA A A
DU PLOOY A
DZHOMBE J
GUNDULA A S
HELM M A
HLONWANI X N C
HOORZUK J
KHUMALO J D
LERULE M M
MABILA M N
MABOHO N K
MABOHO T E
MACHOVANI R G
MADUWA E
MAGUGA S G
MAHANI M F
MAKHADO M M
MAKHADO M N
MAKHERA M A
MAKHOMISANI S E
MAKHUBELE R T
MALELTE D
MANGANYI S D S
MASHAU L P
MASHAMBA H A

MASUKA S
MATAMELA N S
MAUBA K D
MATUMBA J
MBOYI M D
MUDAU T J
MUFAMADI M R
MUKHAHA A J
MULOVHEDZI M D
MUNUGUFHALA M L
MUROVHI N J
MUVHUMBE M A
MUTAVHATSINDI F D
NCHAUBA T G
NEKHUMBE L M
NEMALEGENI P R J
NEPHAWE K P
NGOBENI E H
NGWANA A G
NKANYANI R G
NTHULANE L T
RADAMBA M S
REKHOTSO S M
REYNEKE P Q
RIKHOTSO F J
SELEPE M R
SIPHUMA A L
TSHAVHUYO T G

Traditional Leaders

HOSI MUKHARI T J
KHOSI MASAKONA M C
KHOSI MADZIVHANDILA M A

KHOSI NESENGANI T P
KHOSI MASHAMBA N T L
KHOSI NETSIANDA M V

Officials

R H MALULEKE (ACTING MUNICIPAL MANAGER & DIRECTOR FINANCE)
S M CAROTO (ACTING DIRECTOR CORPORATE SERVICES)
E L MUGARI (DIRECTOR COMMUNITY SERVICES)
T E SHIRINGANI (ADMINISTRATIVE OFFICER: COMMITTEES)
J LUKHELI (ASSISTANT MANAGER COUNCILLORS AFAIRS)
L BOBODI (PUBLIC RELATIONS OFFICER)

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1. OPENING

The Speaker, Cllr J Hoorzuk ruled that a minute of silence be observed for meditation and prayer whereafter she declared the meeting officially opened.

2. APPLICATIONS FOR LEAVE OF ABSENCE

RESOLVED -

THAT leave of absence be granted in accordance with the provisions of Rule no. 5 of the Council's Rules and Orders, January 2008 in respect of the Council meeting held on 14 May 2009 to Cllrs F F Rumani, M M Makananise, B F Hlungwane, D Ramudzuli, P Phaswana, M E Lebea, N G Ramashia, N V Mahlaule, S J Mahwai, L B Lowane and N E Ngobeni.

REMARK:

Cllrs O S Maphala, W N Mashele, A N Matodzi, K Mavhungu and J Ndhliwayo as well as Traditional Leaders Khosi N T L Mashamba, Hosi M S Bungeni, Hosi Majosi H.N, Khosi S A Mulima, Hosi Mukhari S.T, Hosi Baloyi J and Khosi Ramabulana V.C did not sign the attendance register and it cannot be confirmed that they were present at the meeting.

One vacancy existed since Cllr J F Smalle had resigned as a member of Council.

3. OFFICIAL ANNOUNCEMENTS

None

4. PROPOSAL OF CONDOLENCES OR CONGRATULATIONS BY THE SPEAKER:

- 4.1 The Speaker, Cllr J Hoorzuk proposed congratulations to the ANC for the victory in winning the 2009 Elections.
- 4.2 The Speaker, Cllr J Hoorzuk proposed congratulations to the Honourable Mr Cassel Mathale who was elected as Premier of Limpopo.
- 4.3 The Speaker, Cllr J Hoorzuk proposed congratulations to the President of the Republic of South Africa, Mr Jacob Zuma and all Ministers who had been elected.
- 4.4 The Speaker, Cllr J Hoorzuk proposed congratulations to Cllr M M Makhado who was graduating at Unisa on 5 June 2009 with an Honours Degree in Labour Relations Management.
- 4.5 The Speaker, Cllr J Hoorzuk proposed congratulations on behalf of the SGB, staff and learners to Cllr A A Chaya for donating a water tank to Elti Villas Primary School.
- 4.6 The Speaker, Cllr J Hoorzuk congratulated and welcomed Cllr L M Nekhumbe who had been elected as councilor in the stead of Councillor P Sikhutshi.

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS

None

6. CONFIRMATION OF MINUTES**6.1 REMARK:**

Upon a proposal by Cllr M M Makhado duly seconded by Cllr S E Makhomisani, it was

RESOLVED -

THAT the minutes of the 50th Meeting of the Council held on 6 February 2009, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

6.2 REMARK:

Upon a proposal by Cllr O S Maphala, duly seconded by Cllr S G Maguga, it was

RESOLVED -

THAT the minutes of the 62nd Special Meeting of the Council held on 31 March 2009, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

7. QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN

None

**8. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETING
MOTIONS N0. 216, N0. 217 AND N0. 218****REMARK:**

Cllr S Masuka proposed, duly seconded by Cllr M R Selepe, that all Motions had lapsed in terms of the provisions of Section 40(1)(d) of the Rules and Orders.

RESOLVED –

THAT Motions 216, 217 and 218 lapsed in terms of the provisions of Section 40(1)(d) of the Rules and Orders.

9. REPORT OF THE EXECUTIVE COMMITTEE: MAY 2009

9.1 Report of the Executive Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the months of February to May 2009

The report of the 238th Executive Committee meeting held on 6 February 2009.
The report of the 239th Executive Committee meeting held on 9 March 2009.
The report of the 240th Executive Committee meeting held on 31 March 2009.
The report of the 241st Executive Committee meeting held on 11 May 2009.
The report of the 242nd Executive Committee meeting held on 14 May 2009.

ITEM A.8(a).14.05..09 (originally A.8.24.04.09)

COUNCIL BUILDINGS:

(1) PROPOSED EXTENSION TO BUILDINGS, MAKHADO FIRE STATION: PORTION OF ERF 1507, LOUIS TRICHARDT TOWNSHIP

(2) REQUEST FOR TRANSFER OF IMMOVABLE ASSET

(17/3/2; 7/2/1/4/11)

RESOLVED A.8(a).14.05.09 –

1. THAT permission to extend the existing Municipal owned buildings known as the Makhado Fire Station situated on a portion of erf 1507, Joubert street, Louis Trichardt township to arrange for female staff accommodation, be granted to VDM subject to the following conditions:
 - 1.1 the location must be within boundaries which Council's responsible officer points out
 - 1.2 no building activities may commence without approved building plans
 - 1.3 as the buildings will be erected on MLM property, a separate Agreement to arrange for the future of the buildings and compensation accordingly have to be concluded between VDM and MLM
 - 1.4 all planning and development costs will be for the account of VDM
 - 1.5 MLM will recover from VDM its costs for insurance, liability, and other possible hidden costs which MLM carries by billing VDM with a specified invoice accordingly
 - 1.6 MLM remains the owner of the land and buildings
 - 1.7 the Fire Station complex must be fenced separately from the rest of the Civic Center premises by VDM and they must carry the costs (DComS)

2. THAT the request of VDM that ownership of the land and buildings be transferred to them be not granted, but that Council's formal standard lease agreement with additional provisions be concluded between VDM and MLM, which must also arrange for the aspect of improvements and compensation for improvements at the end of the long term lease. (DCS)

3. THAT Council adopt as policy that it would not sell any part of erf 1507, Louis Trichardt township which is its Civic Center Premises in view thereof that future expansions will be necessary as Municipality gears up for improved service delivery facilities such as Control Centers, Disaster Centers, Call Centers, etcetera. (DCS)

ITEM A.9(a).14.05.09 (originally A.9.24.04.09)**COUNCIL POLICY: PROPOSED LANGUAGE POLICY
(5/5/7/B)**

RESOLVED A.9(a).14.05.09 -

1. THAT the Municipality subscribes to the language policy set out in this document and binds itself to ensure that the language policy will be implemented and executed at all levels of administration in its areas of jurisdiction. (MM/ALL DIRS)
2. THAT the Administrative Management must further investigate whether to appoint a professional language practitioner or propose any other relevant mechanism in this regard. (DComS/DCS)

ITEM A.10(a).14.05.09 (originally A.10.24.04.09)**COUNCIL POLICY: PROPOSED COMMUNICATION POLICY
(11/B)**

RESOLVED A.10(a).14.05.09 -

1. THAT Council approves the Draft Communication Policy to enhance public participation interaction and to effectively and efficiently disseminate information. (DComS)
2. THAT the Portfolio Committee Councillor and the Director Community Services be authorised to further benchmark with other municipalities and thereafter refer back the item for Council's final consideration. (DComS)

CommunicationPolicy_itm

ITEM A.11.14.05.09**FINANCES: TENDER NUMBER 49 2008: ELECTRONIC FUNDS TRANSFER SERVICES
(8/3/2/836)**

RESOLVED A.11.14.05.09 –

THAT Council gives permission for the opening of the cheque account at Nedbank Corporate, for the purpose of collection only and not as a primary bank of the Municipality. (DF)

Nedbank_itm

ITEM A.12.31.03.09

**FINANCES: 2ND ADJUSTMENT BUDGET 2008/09 FINANCIAL YEAR ELECTRIFICATION OF VILLAGES
(6/1/1(08/09))**

REMARK:

This item was already considered at the 62nd Special Council meeting which was held on 31 March 2009.

ITEM A.13.31.03.09

**DRAFT IDP REVIEW 2009/10
(15/7/1 & 6/1/1(09/10))**

REMARK:

This item was already considered at the 62nd Special Council meeting which was held on 31 March 2009.

ITEM A.14.31.03.09

**PRIORITISATION OF VILLAGES: EXTENSIONS OF VILLAGES: PROCLAIMED AREAS AND SPECIAL CASES
(16/2/1)**

REMARK:

This item was already considered at the 62nd Special Council meeting which was held on 31 March 2009.

ITEM A.15.31.03.09

**PERSONNEL: PROPOSED REVIEW OF THE ORGANISATIONAL STRUCTURE
(5/1/2/1-10)**

REMARK:

This item was already considered at the 62nd Special Council meeting which was held on 31 March 2009.

ITEM A.16.31.03.09

**FINANCES: DRAFT CAPITAL AND OPERATIONAL ESTIMATES 2009/10 TO 2011/2012 FINANCIAL YEAR
(6/1/1 (09/10))**

REMARK:

This item was already considered at the 62nd Special Council meeting which was held on 31 March 2009.

ITEM A.17.14.05.09

**COMMUNITY SERVICES: ESTABLISHMENT OF RENTAL HOUSING: MAKHADO MUNICIPALITY
(17/4/1 & 17/20)**

RESOLVED A.17.14.05.09 –

1. THAT a Rental Housing Information Desk be established as part of the existing Housing Division in the Office of the Municipal Manager in order to provide advice to disputing parties on reaching solutions to problems relating to dwellings and to educate, provide information and advise tenants and land lords with regard to their rights and obligations in relation to dwellings. (AMH)

2. THAT Mr T A Nekhavhambe (Housing Administrative Officer) be designated to manage the Rental Housing Information Desk without any extra remuneration and that the necessary training be arranged to ensure that all staff related to this function are duly empowered in the legal nature of the subject.

(AMH)

RentalDesk_itm

ITEM A.18.14.05.09

**COMMUNITY SERVICES: FINAL DRAFT ON THE HOUSING CHAPTER
(17/4/1 & 17/20)**

RESOLVED A.18.14.05.09 –

1. THAT the final draft of the Housing Chapter received from the appointed service provider, Jamela Consulting, be approved and adopted as final report for inclusion in the IDP 2007-2012 of the Municipality. (AMH)
2. THAT future housing delivery plans for the next five years be guided by the Housing Chapter in the 2007-2012 IDP. (AMH)
3. THAT the housing beneficiary waiting list currently being developed in house, once finalized, form part and parcel of the IDP subject to it being annually reviewed to ascertain if beneficiaries would still meet the qualification criteria. (AMH)

HousingChapter_itm

ITEM A.19.14.05.09

**TOWN-PLANNING AND CONTROL: APPLICATION FOR PURCHASE OF ERF 1926,
WATERVAL TOWNSHIP
(7/3/2/1 & 7/4/1/3)**

RESOLVED A.19.14.05.09 -

1. THAT note be taken of the application of Mrs Elizabeth Khensani Fungene to purchase erf 1926, Waterval Township, in extent 3924m² and zoned “Business 2” in terms of the Township Establishment Conditions. (ADCS)
2. THAT the sale of erf 1926, Waterval Township for business purposes be approved in terms of the provisions of section 79 of the Local Government Ordinance, 1939 (Ordinance 17 of 1939), subject to the following conditions:
 - 2.1. the Department of Local Government and Housing approve thereof that municipality act as its duly authorized agent to sell the land
 - 2.2 the intention to sell the erf be advertised for possible objections
 - 2.3. Council’s valuer determine a market related valuation of the property which will serve as reserve price for the bidding process

- 2.4. the erf be sold by means of calling for tenders and the market related valuation serve as minimum purchase price
- 2.5. all related costs of the transaction be for the account of the successful tenderer
- 2.6. development must align with the zoning of the land and no development may commence prior to a site development plan and building plans being approved
- 2.7. the applicant referred to in paragraph 1 is at liberty to tender for the purchase of the property but Council cannot be held liable in the event that the tender is not awarded to the applicant, and the applicant must be informed accordingly.
- 2.8. Council's standard Supply Chain Management Procedure and Policy will apply in the selling of the property. (ADCS)

PurchaseLand_Erf1926Waterval

ITEM A.20.14.05.09

**(COUNCIL) LAND: APPLICATION FOR PURCHASE OF A PORTION OF ERF 1 VUWANI TOWNSHIP
(7/4/14)**

REMARK:

This matter was referred as item B.50.11.05.09 (ADCS)

ITEM A.21.14.05.09

**COUNCIL LAND: APPLICATION FOR PURCHASE OF PORTION 1 OF ERF 1140, DZANANI TOWNSHIP
(7/4/14)**

RESOLVED A.21.14.05.09 -

1. THAT the application received from Mr R. V. Lakha to purchase portion 1 of erf 1140, Dzanani township be noted. (ADCS)
2. THAT the proposed sale of portion 1 of erf 1140, Dzanani township be approved subject to the following conditions:
 - 2.1 THAT the sale be done in accordance with the provisions of section 79(18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939).
 - 2.2 A market related valuation be acquired through Council's Valuer.
 - 2.3 Tenders be called for the sale and the market related valuation be accepted as the reserve price for tenders.
 - 2.4 The applicant referred to in paragraph 1 above is at liberty to contend for the purchase of the property along with other possible interested parties in the tendering process, and that the applicant be informed accordingly.
 - 2.5 The purchaser will be liable for payment of installation cost for municipal services.

- 2.6 The purchaser will be liable for payment of cost of the Valuer.
- 2.7 The proposed development must comply will all health and environmental legislation that may be applicable, as well as the National Building Regulations.
- 2.8 Land must be suitably zoned for the intended development thereof.
- 2.9 Council will not be liable for any damages suffered as a result of the tendering process and the outcome thereof. (ADCS)

PurchasePortion1Erf1140_itm

ITEM A.22.14.05.09

COUNCIL LAND: PROPOSED LEASE OF PORTION OF ERF 3454 SITUATED ON THE SOUTH WESTERN SIDE OF PORTION 3 OF ERF 3309, LOUIS TRICHARDT, EXTENSION 2 TOWNSHIP (7/3/2/1)

RESOLVED A.22.14.05.09 –

THAT the application of Ms K F Makhubele received on 7 April 2009 for use of a portion of erf 3454, Louis Trichardt Extension 2 township abutting portion 3 of erf 3309, Louis Trichardt Extension 2 township be approved, subject to the following conditions:

1. The land be made available by means of a formal lease agreement for a period not exceeding 9 years and 11 months.
2. The intention to lease the land be advertised as requested by the Local Government Ordinance (Ordinance 17 of 1939).
3. Council's valuer be appointed to determine a market related rental that will be payable by the applicant.
4. All costs incidental to the matter be carried by the applicant.
5. The use of the land be limited to gardening and a fence may be erected – the lessee would have no right of claim for compensation at any given time and must remove all improvements at the end of the lease term
6. No other structures whatsoever may be erected on the lease property
7. All costs incidental to the matter be borne by the lessee in the matter. (ADCS)

LeaseErf3454_itm

ITEM A.23.14.05.09

COUNCIL LAND: APPLICATION TO ACQUIRE MUNICIPAL LAND: EASTERN SIDE OF PORTION 83 AND NORTH EASTERN SIDE OF PORTION 84, FARM BERGVLIET 288 L.S. (7/3/2/1)

REMARK:

This item was referred as item B.51.11.05.09.

(ADCS)

ITEM A.24.14.05.09

1. **COUNCIL LAND : PROPOSED EXTENSION OF WATERVAL TOWNSHIP**
2. **RELOCATION OF THE 500 ERVEN FOR THE EXTENSION OF WATERVAL TOWNSHIP (7/3/2/1)**

RESOLVED A.24.14.05.09 –

1. THAT Council approves and ratify the decision of the Administrative management to relocate the above-mentioned Project from Waterval to Tshitale in Muila Tribal Authority. (ADCS)
2. THAT Council does not approve of the payment of royalties, since the property is state owned land and Council persuade the Muila Tribal Authority that the land be transferred to the Municipality in a form of a donation for the establishment of Tshitale Township. (ADCS)
3. THAT in the event that the Muila Tribal Authority refused to accept the contents of Paragraph 2 above, the Project must go ahead for the purpose of demarcation of residential sites for the purpose of achieving an orderly human settlement in a village form. (ADCS)

ExtensionWaterval_itm

ITEM A.25.14.05.09

- (COUNCIL) LAND: PROPOSED SALE: ERVEN 956 AND 957, WATERVAL A TOWNSHIP (7/4/1/3)**

RESOLVED A.25.14.05.09 -

THAT note be taken of the application for the purchase of erven received from Dr P E Maringa in a letter dated 18 December 2007 and that erven 956 and 957 A, Waterval Township be offered for sale subject to the following conditions:

1. a market related purchase price be determined by Council's valuer which will serve as a reserve price for tendering,
2. the intention to sell the land be advertised as part of public consultation process and
3. the sales method will be to call for tenders and any interested party, including the applicant Dr P E Maringa can contend for the buying of the property for business purposes, and that he be informed accordingly.
4. the successful bidder will be liable to pay for all costs for the connection of municipal services, including possible bulk service connections
5. development of the property must align with the present zoning of the land and no building operations may commence before building plans are approved
6. Council will not be liable for the payment of any claims for damage suffered as a result of the tender outcomes

7. the award of the tender will be subject to the Council's Supply Chain Management Policy and the Regulations that govern bidding processes and Council can give no guarantees to the applicant that he would be the successful tenderer.
8. the erven must be consolidated if it is to be developed as one unit
9. the standard conditions for the sale of municipal owned land amongst others that the land is sold voetstoots. (ADCS)

Sale erven 956 and 957 Waterval A.

ITEM A.26.14.05.09

TOWN-PLANNING AND CONTROL: MASAGANI LAND CLAIM: FARM BERGVLIET 288 LS (15/3/23)

REMARK:

This item was referred as item B.52.11.05.09. (ADCS)

ITEM A.27.14.05.09

COUNCIL BUILDINGS: INVESTIGATION OF STRUCTURAL CONDITION: TSHIKOTA HOSTEL, TSHIKOTA TOWNSHIP (5/9/5/4; 6/3/1/4 & 7/4/1/1)

REMARK:

When this matter was considered, it was proposed, seconded and generally accepted that the recommendation be referred back to the Executive Committee for further investigation.

RESOLVED A.27.14.05.09 –

THAT the matter be referred back for further investigation.

TshikotaHostel_itm

(ADCS)

ITEM A.28.14.05.09

PERSONNEL: REVIEW OF EMPLOYMENT POLICIES, PRACTICES AND PROCEDURES: EDUCATION, TRAINING & DEVELOPMENT (5/4/2)

RESOLVED A.28.14.05.09 –

1. THAT cognizance be taken of the draft Employment Policy, Practice and Procedure on Skills Development created by the Organizational Development Section of Corporate Services attached to the report as Annexure A, and that it be implemented accordingly. (ADCS)
2. THAT cognizance be taken of the Draft Education, Training & Development Policy document circulated at the SALGA Special Human Resources Practitioners' Forum meeting held in Phalaborwa attached to the report as Annexure B, which still stands to be confirmed by SALGA. (ADCS)

3. THAT as soon as the interim Draft Education, Training & Development policy of SALGA as recorded in Annexure B is adopted by SALGA, it be submitted to Council for consideration. (ADCS)

PolicySkillsDevelopment_itm

ITEM A.29.14.05.09

**PERSONNEL: REVIEW OF EMPLOYMENT POLICIES, PRACTICES AND PROCEDURES:
RECRUITMENT OF STAFF
(5/3/B/1)**

RESOLVED A.29.14.05.09 –

1. THAT cognizance be taken of the current Employment Policy, Practice and Procedures consists of the following two documents:
 - 1.1 The approved Council's Employment Policy, Practice and Procedures attached to the report as Annexure A; and
 - 1.2 The System Description of the Human Resources Division attached to the report as Annexure B. (ADCS)
2. THAT cognizance be taken of the Draft Recruitment and Selection Policy document circulated at the SALGA Special Human Resources Practitioners' Forum meeting held in Phalaborwa attached to the report as Annexure C, which still stands to be confirmed by SALGA, and that it be submitted to Council once finally adopted by SALGA. (ADCS)

PolicyRecruitmentStaff_itm

ITEM A.30.14.05.09

**PERSONNEL: REVIEW OF EMPLOYMENT POLICIES, PRACTICES AND PROCEDURES:
SUCCESSION PLANNING & CAREER PATHING
(5/3/B)**

RESOLVED A.30.14.05.09 –

1. THAT cognizance be taken of the current Employment Policy, Practice and Procedures consists of the following two documents:
 - 1.1 The approved Council's Employment Policy, Practice and Procedures on Succession Planning attached to the report as Annexure A; and
 - 1.2 The approved Council's Employment Policy, Practice and Procedures on Career Pathing attached to the report as Annexure B. (ADCS)
2. THAT cognizance be taken of the Draft Succession Planning and Career Pathing Policy document circulated at the SALGA Special Human Resources Practitioners' Forum meeting held in Phalaborwa attached to the report as Annexure C, which still stands to be confirmed by SALGA, and that it be submitted to Council once finally adopted by SALGA. (ADCS)

PolicySuccessionPlanning_itm

ITEM A.31.14.05.09**PERSONNEL: RESIGNATION OF THE MUNICIPAL MANAGER: INTERIM ACTING ARRANGEMENTS
(SP 2/23 & 5/1/2/1)****REMARK:**

1. When this matter was considered, Cllr Rikhotso proposed, duly seconded by Cllr Khumalo, that paragraph 1 be amended by inserting after “note” in the first sentence the wording “and accepts”, and by insertion at the end of sentence “since she was redeployed by the ANC in the National Assembly and accepted it”. The proposal was accepted unanimously and recorded as Council’s Resolve.
2. Cllr Du Plooy proposed that the Provincial Government be requested to second a person to for the time being, act as Municipal Manager. The proposal was not seconded, and the Executive Committee’s recommendation that Mr H R Maluleke, Chief Financial Officer be designated to act as Municipal Manager for the time being, be recorded as Council Resolve.

RESOLVED A.31.14.05.09 –

1. THAT Council takes note and accepts the resignation of the Municipal Manager, Ms A F Muthambi, with effect of 30 April 2009, since she was redeployed by the ANC in the National Assembly and accepted it. (ADCS)
2. THAT the Executive Committee approve of the Mayor’s action to with effect of 1 May 2009 designate Mr H R Maluleke, Chief Financial Officer, to act at Municipal Manager until such time that Council considers this report, and that Council ratifies the decision of the Mayor. (ADCS)
3. THAT it be noted that recruitment process to appoint a municipal manager is under way and that Mr H R Maluleke, Chief Financial Officer is designated to act as Municipal Manager for the period until the vacant post is filled.

ResignMunicipalManager_itm

(ADCS)

ITEM A.32.14.05.09**ELECTIONS: RESIGNATION OF CLLR J F SMALLE
(3/2/4/1/1 & 4/3/1)****RESOLVED A.32.14.05.09 –**

1. THAT Council takes note of the vacancy in Council and the Executive Committee due to the resignation of Cllr J F Smalle, PR Councillor, who was elected a Democratic Alliance Legislator in the Limpopo Provincial Legislature. (ADCS)
2. THAT it be noted that the IEC has to declare who is the councillor to be elected in the vacancy of Cllr J F Smalle and that the notice in this regard is still being awaited. (ADCS/DComS)

ResignSmalle_itm

ITEM A.33.14.05.09**ESSENTIAL SERVICES: ELECTRIFICATION: UPDATE OF EXISTING IDP PRIORITY LIST (16/2/1 & 16/2/B)**

RESOLVED A.33.14.05.09 –

1. THAT the updated IDP priority list as from April 09 for new village electrification for this municipality be approved as tabled below:

MAKHADO MUNICIPALITY				
PRIORITY LIST FOR NEW CONNECTIONS OF VILLAGES WITHOUT ELECTRICITY IN TERMS WITH COUNCIL RESOLUTION A. _____				
PRIORITY	VILLAGE	WARD	REGION	COUNCILLOR
1	Thalane	26	Makhado	Mabila M N
2	Donkerhoek	18	Waterval	Ngobeni E H
3	Mashete/Ramaru/Manyima	19	Waterval	Maduwa E
4	Mamphagi	18	Waterval	Ngobeni E H
5	Magoloni	33	Dzanani	Siphuma A L
6	Ndiitwani	4	Vuwani	Mboyi. D
7	Bulasini (Tsianda)	28	Vuwani	Murovhi I J
8	Muromani (Tsianda)	28	Vuwani	Murovhi I J
9	Tshiluvhi / Muungamunwe (Hamutsha)	27/28	Vuwani	Murovhi I J/ Matodzi NA
10	Shikuhele	17	Waterval	Mashele W N
11	Munzhedzi	19	Waterval	Maduwa E
12	Tshilaphala	1	Vuwani	Mauba K D
13	Woyoza	13	Waterval	Honwana X N C
14	Mphuphuledzhi/Muumoni	18	Waterval	Ngobeni E H
15	Thothololo	19	Waterval	Maduwa E
16	Matonono	17	Waterval	Mashele W N
17	Lusaka/Freedom	12	Waterval	Mulovhedzi
18	Tshatshakama/Dokotela	12	Waterval	Mulovhedzi
19	Masekane	12	Waterval	Mulovhedzi

2. THAT note be taken of the challenges with regard to Songozwi and Thalane villages and that separate reports be submitted in this regard for consideration. (DTS)
3. THAT further note be taken of the special project list as approved under Item A14.31.03.09 for consideration of in the 2009/10 capital estimates as follows:
- 3.1 Ravele
 - 3.2 Maebani
 - 3.3 Tshikuwi
 - 3.4 Waterval
 - 3.5 Vuwani
 - 3.6 Vleifontein
 - 3.7 Dzanani Parkview
 - 3.8 Njakanjaka

3.9 Songozwi

(DTS)

4. THAT the prioritization of agreed extension i.e. village / townships extension were referred to the respective Regional Ward Councillors Forum to be held on Monday, 11 May 2009 whereafter the Task Team established for this purpose will consolidate the regional priorities with a view of making a recommendation to the Portfolio Committee: Technical Services and Infrastructure who will in turn, recommend to the Executive Committee. (DTS)

Ej/exco_57

ITEM A.34.14.05.09

ESSENTIAL SERVICE: ELECTRIFICATION OF SONGOZWI VILLAGE & THE CONSTRUCTION OF A FEEDER LINE (16/2/1)

RESOLVED A.34.140.05.09 -

1. THAT note be taken of the contents of this report. (DTS)
2. THAT note be taken with regret of the objections raised by the farmers with regard to the way leave approval for the feeder line as well as the previous standing court order in this regard. (DTS)
3. THAT due to 1 and 2 above, the Songizwi project be postponed and that the Department of Minerals and Energy be requested to allow this Municipality to reallocate the funding from Songozwi Village project and Feeder line to Muwaweni/Madadzhi/Tshwika/Slanger & Lehufe project where a serious shortage of funds is currently being experienced. (DTS)
4. THAT Songozwi will stay as first priority under the Makhado Distribution Network and that the Village be electrified once a settlement has been reached by the concerned farmers and their objections raised in this regard. (DTS)
5. THAT the objection referred to in paragraph 2 above be subjected to legal scrutiny. (ADCS)
6. THAT the Department of Minerals and Energy be then re-approached for funding once paragraph 4 above has been resolved. (DTS)

Ej/exco_58

ITEM A.35.14.05.09**ELECTIONS:**

1. **RESIGNATION AND ELECTION OF PROPORTIONAL REPRESENTATIVE COUNCILLOR: CLLR P SIKHUTSHI AND CLLR L M NEKHUMBE RESPECTIVELY**
 2. **ELECTION OF MAKHADO MUNICIPAL COUNCILLOR REPRESENTATIVE TO VHEMBE DISTRICT MUNICIPALITY COUNCIL**
- (3/2/4/2/1)

REMARK:

1. When this matter was considered Councillor T G Tshavhuyo proposed that Cllr K D Mauba be elected as representative in the Vhembe District Municipality. The proposal was accepted unanimously and recorded as Council's Resolve.
2. The Speaker welcomed Cllr L M Nekhumbe at her first Council meeting.

RESOLVED A.35.14.05.09 –

1. THAT note be taken that Cllr P Sikhutshi, a Proportional Representative Councillor of ANC has resigned as a councilor with effect from 7 January 2009 and has been replaced by Cllr Lufuno Margaret Nekhumbe, elected by the IEC as a Proportional Representative Councillor who was declared elected to Makhado Municipality Council with retrospective effect of 15 April 2009.

(ADCS)

2. THAT Cllr K D Mauba of the ANC be elected to represent Makhado Municipality in the Vhembe District Municipality Council in the stead of Cllr P Sikhutshi with effect of this Resolution.

ResignSikhutshi_itm

(ADCS/DComS)

ITEM A.36.14.05.09**REVIEW OF COUNCIL COMMITTEES
(4/3/1)****REMARK:**

1. When this matter was considered, Cllr K Maboho informed that the Democratic Alliance was currently in the process to fill the vacancy of councilor and Executive Committee member created due to the resignation of Cllr J Smalle who was since elected in the Limpopo Legislature.
2. It was proposed and seconded that the name "D Maletse" be deleted from Committee No. 1, while the name "R Selepe" be inserted in Committee No. 6.

RESOLVED A.36.14.05.09 -

THAT Council Resolution A.5.06.02.09 be revoked and the respective Council Committees be as follows:

N0.	COMMITTEE	MEMBERS – COUNCILLORS
1	ROAD TRANSPORT, DISASTER AND LAND REFORM : Cllr Muvhumbe A	Murovhi N.J. Matamela N.S. Maboho T.E. Ngwana A.G. Du Plooy A Ramashia N.G. Nekhumbe L M Ngobeni N.E. Nthulane L.T.

NO.	COMMITTEE	MEMBERS – COUNCILLORS
2	FINANCE : Cllr Lerule M.M.	Matodzi A.N. Makhado M.M. Mashele W.N. Vacancy (Resignation Cllr Smalle J.F.) Mboyi D Mukhuha A.J. Mashau L.P. Nkanyane R.G.
3	SPORTS AND RECREATION Cllr Masuka S	Ramudzuli S.D. Tshavhuyo G. Makhubele R. Baladzi P. Makhera M.A. Dzhombe J. Siphuma A.L. Makhado M.N. Maletse D
4	YOUTH, ELDERLY, GENDER, DISABLED, CHILDREN AND TRADITIONAL AFFAIRS Cllr Matumba J	Khumalo J.D. Chaya A. Ndhliwayo B.T. Maboho T.E. Ngwana A.G. Makhomisani S.E. Mahlaule N.V. Ngobeni E.H. Maduwa E Mahane F.
5	TECHNICAL SERVICES AND INFRASTRUCTURE Cllr Mutavhatsindi F.D.	Mahane F. Honwana X.N.C. Hlungwane B F Mavhunga K. Rumani F.F. Lebea M.E. Smalle J.F. Ramashia N.A. Mulovhedzi D
6	COMMUNITY SERVICES Cllr Lowane L.B.	Mahwai S.J. Khumalo J.D. Mulovhedzi M.D. Mboyi D Helm M.A. Rekhotso S.M. Nemaleni P.R.J. Hon'wana X.N.C Gundula S. Selepe R M
7.	CORPORATE SERVICES Cllr Mudau T.J.	Mabila M.N. Nekhumba L M Hlongwane B.F. Lebea M.E Nephawe P Mauba D Makhado M M Radamba M Ngobeni N E
	CORPORATE SUB-COMMITTEES A. LABOUR FORUM	Makhado M.M. Mudau T.J

NO.	COMMITTEE	MEMBERS – COUNCILLORS
		Mauba K.D.
	B. EMPLOYMENT EQUITY	Mabila M.N. Lebea M E Hlongwane B.F. Ngobeni N E Radamba M.S
	C. PENSION FUND	Makananise M.M. Hlongwane B.F. Nephawe P.
8.	HOUSING Cllr Reyneke P.	Maguga S G Murovhi N J Machovani R.G. Manganye S.D.S. Maboho N.K. Maphala O.S. Munungufhala M.L. Mashamba H A
9.	RULES AND ETHICS Cllr Hoorzuk J	Maguga S.G. Ramashia G. Mufamadi M.R. Matodzi A.N. Mavhungu K. Mashau L.P. Matamela N.S. Radamba M. Mahlaule V.
10	PLANNING, ECONOMIC DEVELOPMENT & TOURISM Cllr Baloyi R.S.	Dzhombe J Mauba M D Maguga S G Du Plooy A Mufamadi M.R. Radamba M S Mashau L P Malete D Phaswana P Makhado M N Nekhumbe L M

(ADCS)

9.2 Report of the Executive Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the months of February to May 2009

**The report of the 238th Executive Committee meeting held on 6 February 2009.
 The report of the 239th Executive Committee meeting held on 9 March 2009.
 The report of the 240th Executive Committee meeting held on 31 March 2009.
 The report of the 241st Executive Committee meeting held on 11 May 2009.
 The report of the 242nd Executive Committee meeting held on 14 May 2009.**

ITEM B.9.09.03.09 (originally B.9.06.02.09)

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 913, LOUIS TRICHARDT TOWNSHIP (E913 & 15/3/8)

RESOLVED B.9.09.03.09 –

THAT the application of Geoland Surveys on behalf of their client Mr G Mugwena to subdivide erf 913, Munnik street, Louis Trichardt township into two portions be approved in terms of section 92 of the Town-planning and Township Ordinance, (Ordinance 17 of 1939), subject to the following conditions:

1. Each house must have its own water and sewer connections for which the installation cost and connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's border. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity. The costs for the cable between the meter box and the distribution box in the dwellings will be for the account of the applicant.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus % increase.
4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed portion 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
5. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
6. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard. (DCS)

ITEM B.10.09.03.09 (originally B.10.06.02.09)**TOWN-PLANNING AND CONTROL: APPLICATION FOR CONSOLIDATION OF ERVEN 1877 AND 1878, DZANANI TOWNSHIP
(7/4/1/4 & 15/3/6)**

RESOLVED B.10.09.03.09 –

1. THAT the application received from Geoland Surveys on behalf of its client for the consolidation of erven 1877 and 1878, Makhado A (Dzanani) township to become erf 3014, Makhado A township be considered favourably subject thereto that the consolidation be registered in the Deeds Office. (DCS)
2. THAT the Department of Local Government and Housing be informed of Council's recommendation as stated in paragraph one above. (DCS)

ITEM B.11.09.03.09 (originally B.11.06.02.09)**TOWN-PLANNING AND CONTROL: SUBDIVISION OF THE REMAINDER OF ERF 1504, LOUIS TRICHARDT TOWNSHIP
(E1504 & 15/3/8)**

RESOLVED B.11.09.03.09 –

THAT the application of Geoland Surveys on behalf of their client Mrs V A De La Rouviere to subdivide the Remainder 1 of erf 1504, Jeppe street, Louis Trichardt township into two portions be approved in terms of section 92 of the Town-planning and Townships Ordinance, 15 of 1986, subject to the following conditions:

1. Each house must have its own water and sewer connections for which the installation cost and connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's boundary. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus 6 % increase.
4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed the Remainder 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
5. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
6. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

(DCS)

ITEM B.12.09.03.09 (originally B.12.06.02.09)**TOWN-PLANNING AND CONTROL: SUBDIVISION OF PORTION 1 OF ERF 739, LOUIS TRICHARDT TOWNSHIP (E739/1 & 15/3/8)**

RESOLVED B.12.09.03.09 –

THAT the application of Geoland Surveys on behalf of their client Mr N J Steyn to subdivide Portion 1 of erf 739, Jeppe street, Louis Trichardt township into two portions be approved in terms of section 92 of the Town-planning and Townships Ordinance, 15 of 1986, subject to the following conditions:

1. Each house must have its own water and sewer connections for which the installation cost and connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's boundary. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity. The engineering contribution electrical is R9203.46. The connection fees will be that of a non standard connection. The connection will be provided on each erf's border with the street. The costs for the cable between the meter box and the distribution box in the dwellings will be for the account of the applicant.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus 6 % increase.
4. The applicant must do a duet type development in one phase and apply the policy requirements for the duet development as follows:
 - 4.1 A site development plan be submitted for Councils approval prior to submitting of building plans.
 - 4.2 Duets must be built on separate erven and divided by a 260mm fire-proof wall.
 - 4.3 Each property must be accessible from a public road by means of servitude of right of way, or separate entrances.
 - 4.4 The density may not be higher than one dwelling per 500m².
 - 4.5 Subdivision must be done.
5. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed portion 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
6. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
7. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

(DCS)

ITEM B.13.09.03.09 (originally B.13.06.02.09)**TOWN-PLANNING AND CONTROL: SUBDIVISION OF PORTION 26 OF ERF 1936, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP (E1936/26 & 15/3/80)**

RESOLVED B.13.09.03.09 –

THAT the application of Geoland Surveys on behalf of their client Dr M B Dagada to subdivide Portion 26 of erf 1936, Combretum street, Louis Trichardt extension 2 township into two portions be approved in terms of section 92 of the Town-planning and Township Ordinance, 15 of 1986, subject to the following conditions:

1. Each house must have its own water and sewer connections for which the installation cost and connection fees will be payable.
2. The engineering contribution electrical for the rezoning is $2 \times 4423.17 = R\ 8\ 846.34$ At present the maximum power that is available on the erf is 60A three phase thus the developer have to buy extra 16 kVA single phase capacity of the supply transformer to enable him to supply each unit with its own 60 A single phase connection. This will also be the maximum capacity that will be available on the erf for each dwelling unit. The amount for the extra capacity is R8 917.32. The standard connection fees will be payable for the connections. **NB:** It needs to be mentioned that as a result of the shortage of power in the country we can not supply this developer with the 75 KVA extra capacity until such time that ESKOM provide us with the necessary approval that developments can proceed.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus 6% increase.
4. The applicant must do a duet type development in one phase and apply the policy requirements for the duet development as follows:
 - 4.1 4.1 A site development plan be submitted for Councils approval prior to submitting of building plans.
 - 4.2 Duets must be built on separate erven and divided by a 260mm fire-proof wall.
 - 4.3 Each property must be accessible from a public road by means of servitude of right of way, or separate entrances
 - 4.4 the density may not be higher than one dwelling per 500m².
 - 4.5 Subdivision must be done.
5. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed portion 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
6. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
7. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

(DCS)

ITEM B.14.09.03.09 (originally B.14.06.02.09)**TOWN-PLANNING AND CONTROL: EXTENSION OF SPECIAL CONSENT USE: ERF 2074, LOUIS TRICHARDT TOWNSHIP: SERVICE INDUSTRY (E2074 & 15/3/15)**

RESOLVED B.14.09.03.09 –

THAT the application that was received from Mr J L Lee for extension of the special consent granted to him in order to utilise a portion of the buildings situated on erf 2074, Louis Trichardt extension 2 township for the purpose of service industry, manufacturing of dog kennels and dolls houses under clause 16 of the Louis Trichardt Town-planning Scheme, 2000 be favourably considered, subject to the following conditions:

1. No development may commence without approved building plans.
2. All costs that may arise as a result of this approval be for the account of the applicant.
3. The consent granted be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. A maximum of five (5) persons may be employed or taken into partnership.
5. Not more than 20% of the dwelling including the outbuildings may be utilized for the purpose of the service industry, subject to the further condition that such portion, or portions, shall be determined by including therein all areas used in conjunction therewith, such as offices, work area, storerooms, public toilets, corridors and reception area.
6. The house's residential character must be retained and it must be permanently occupied.
7. Erection of logos or sign boards illuminated by neon lights are prohibited.
8. No business may be conducted on Sundays or public holidays.
9. No display of any notice or sign, except such notice or sign as is commonly displayed at a dwelling house or dwelling unit to indicate the profession or occupation of the occupant shall be allowed: Provided that it shall not exceed 450mm x 900mm in size, unless mounted on a permanent structure constructed of clay bricks and/or plastered to the satisfaction of the local authority.
10. Two paved parking spaces for use by clients and adequate parking for employees/partners must be provided on the property.
11. The Director Finance will collect charges and tariffs in accordance with a business tariff for the duration of the practice on the property.
12. The special consent shall be for a period of twenty four (24) months, calculated from the date of approval letter of the application, whereafter extension thereof may be considered by Council.
13. Should any valid objection/complaint be received during the approval period the approval may be withdrawn from Council.

(DCS)

ITEM B.15.09.03.09 (originally B.15.06.02.09)**TOWN-PLANNING AND CONTROL: PROPOSED CONSOLIDATION AND STREET CLOSURE:
ERF 1189, VLEIFONTEIN TOWNSHIP
(7/4/14)**

RESOLVED B.15.09.03.09 –

THAT the application submitted by Developlan, on behalf of their client Mr T M Mulaudzi, for the street closure adjacent to erf 1189, Vleifontein, 2925m² in extent, the change of land use for the street portion and the subsequent consolidation thereof with erf 1189, Vleifontein be recommended subject to the following conditions:

1. The Department of Local Government and Housing approve the application.
2. Building plans be submitted to Council for its approval prior to any construction be commenced with.

(DCS)

ITEM B.16.09.03.09 (originally B.16.06.02.09)**TOWN-PLANNING AND CONTROL: APPEAL TO RELAX: REQUIREMENTS FOR
SUBDIVISION: ERF 1984, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP
(E1984 & 15/3/15)**

RESOLVED B.16.09.03.09 –

THAT the application received from Geoland Surveys for the relaxation of two conditions set for the subdivision of erf 1984, Louis Trichardt extension 2 township in order to finalise registration of the subdivision in the Surveyor-generals Office, be approved.

(DCS)

ITEM B.17.09.03.09 (originally B.17.06.02.09)**TOWN-PLANNING AND CONTROL: EXTENSION OF SPECIAL CONSENT USE: ERF 1793,
LOUIS TRICHARDT EXTENSION 2 TOWNSHIP: HAIR SALON
(E1793 & 15/3/15)**

RESOLVED B.17.09.03.09 –

That the application that was received from Mr J H Benade for extension of special consent use granted to him to utilise a portion of the buildings situated on erf 1793, Louis Trichardt extension 2 township for the purpose of a service industry, that is hair salon under clause 16 of the Louis Trichardt Town-planning Scheme, 2000 be favourably considered, subject to the following conditions:

1. No development may commence without approved building plans.
2. All costs that may arise as a result of this approval be for the account of the applicant.
3. A maximum of five (5) people may be employed or taken into partnership.
4. Not more than 20% of the dwelling including the outbuildings may be utilized for the purpose of the service industry, subject to the further condition that such portion, or portions, shall be determined by including therein all areas used in conjunction therewith, such as offices, work area, storerooms, public toilets, corridors and reception area.

5. The house's residential character must be retained and it must be permanently occupied.
6. Erection of logos or sign boards illuminated by neon lights are prohibited.
7. No business may be conducted on Sundays or public holidays.
8. No display of any notice or sign, except such notice or sign as is commonly displayed at a dwelling house or dwelling unit to indicate the profession or occupation of the occupant shall be allowed: Provided that it shall not exceed 450mm x 900mm in size, unless mounted on a permanent structure constructed of clay bricks and/or plastered to the satisfaction of the local authority.
9. Two paved parking spaces for use by clients and adequate parking for employees/partners must be provided on the property.
10. The Director: Finance will collect charges and tariffs in accordance with a business tariff for the duration of the practice on the property.
11. The special consent shall be for a period of twenty four (24) months, calculated from date of approval of the application where after extension thereof may be considered by Council.
12. A business license be approved by the Director Community Services.
13. All health regulations and by-laws that may be applicable and enforceable by the Director Community Services and Council be adhered to. (DCS)

ITEM B.18.09.03.09 (originally B.18.06.02.09)

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 923, LOUIS TRICHARDT TOWNSHIP (E923 & 15/3/8)

RESOLVED B.18.09.03.09 –

THAT the application of Geoland Surveys on behalf of their client Mr E M Luvhimba to subdivide erf 923, Jeppe street, Louis Trichardt township into three portions be approved in terms of section 92 of the town-planning and township Ordinance, 17 of 1939, subject to the following conditions:

1. Each house must have its own water and sewer connections for which the installation cost and connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's border. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus % increase.
4. A right of way servitude, 5 meter wide, must be registered over Portion 1 of erf 923 in favour of Portion 2 of erf 923, Louis Trichardt township.
5. The registered owner of the panhandle shall pave the surface of the panhandle at his own cost to the satisfaction of the municipality before or simultaneously with the erection of any buildings on the

panhandle portions and shall thereafter maintain the surface in a dust free condition to the satisfaction of the municipality. This provision must be embodied as a condition in the title deed of the property.

6. The registered owner of the panhandle portion shall erect or provide screen walls or dense fencing to the satisfaction of the municipality along the boundaries of the panhandle and such other boundaries as the local authority may require. The extent, material, design, height, position and maintenance of such screen walls or fencing shall be to the satisfaction of the municipality.
7. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed portion 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
8. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
9. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

(DCS)

ITEM B.19.09.03.09 (originally B.19.06.02.09)

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 647, LOUIS TRICHARDT TOWNSHIP (E647 & 15/3/8)

RESOLVED B.19.09.03.09 –

THAT the application of Geoland Surveys on behalf of their client Mr C J Coetsee to subdivide erf 647, Munnik street, Louis Trichardt township into three portions be approved in terms of section 92 of the Town-planning and Townships Ordinance, 15 of 1986, subject to the following conditions:

1. Each house must have its own water and sewer connections for which the installation cost and connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's boundary. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity. The cable between the meter box and the distribution box in the dwellings is for the account of the applicant.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus 6% increase.
4. A right of way servitude, 5 meter wide, must be registered over Portion 2 of erf 647 in favour of Portion 1 of erf 647, Louis Trichardt township.
5. The registered owner of the panhandle shall pave the surface of the panhandle at his own cost to the satisfaction of the municipality before or simultaneously with the erection of any buildings on the

- panhandle portions and shall thereafter maintain the surface in a dust free condition to the satisfaction of the municipality. This provision must be embodied as a condition in the title deed of the property.
6. The registered owner of the panhandle portion shall erect or provide screen walls or dense fencing to the satisfaction of the municipality along the boundaries of the panhandle and such other boundaries as the local authority may require. The extent, material, design, height, position and maintenance of such screen walls or fencing shall be to the satisfaction of the municipality.
 7. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed portion 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
 8. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
 9. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

(DCS)

ITEM B.20.09.03.09 (originally B.20.06.02.09)

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 920, LOUIS TRICHARDT TOWNSHIP (E920 & 15/3/8)

RESOLVED B.20.09.03.09 –

THAT the application of Geoland Surveys on behalf of their client Mr M G Phadziri to subdivide erf 920, Cronje street, Louis Trichardt township into three portions be approved in terms of section 92 of the town-planning and township Ordinance, 17 of 1939, subject to the following conditions:

1. Each house must have its own water and sewer connections for which the installation cost and connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's border. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity. The costs of the cable between the meter box and the distributions box in the dwellings is for the account of the applicant.
3. A right of way servitude, 3,75 meter wide, be registered over Portion 1 in favor of Portion 2 of erf 920, Louis Trichardt township.
4. The registered owner of the panhandle shall pave the surface of the panhandle at his own cost to the satisfaction of the municipality before or simultaneously with the erection of any buildings on the panhandle portions and shall thereafter maintain the surface in a dust free condition to the satisfaction of the municipality. This provision must be embodied as a condition in the title deed of the property.

5. The registered owner of the panhandle portion shall erect or provide screen walls or dense fencing to the satisfaction of the municipality along the boundaries of the panhandle and such other boundaries as the local authority may require. The extent, material, design, height, position and maintenance of such screen walls or fencing shall be to the satisfaction of the municipality.
6. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus % increase.
7. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed portion 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
8. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
9. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

(DCS)

ITEM B.21.09.03.09 (originally B.21.06.02.09)

TOWN-PLANNING AND CONTROL: EXTENSION OF SPECIAL CONSENT USE: ERF 88, LOUIS TRICHARDT: SERVICE INDUSTRY (E88 & 15/3/15)

RESOLVED B.21.09.03.09 –

That the application that was received from Mrs A M Engelbrecht for extension of special consent use granted to him to utilise a portion of the buildings situated on erf 88, Louis Trichardt township purpose of a service industry, that is baking under clause 16 of the Louis Trichardt Town-planning Scheme, 2000 be favourably considered, subject to the following conditions:

1. No development may commence without approved building plans.
2. All costs that may arise as a result of this approval be for the account of the applicant.
3. A maximum of five (5) people may be employed or taken into partnership.
4. Not more than 20% of the dwelling including the outbuildings may be utilized for the purpose of the service industry, subject to the further condition that such portion, or portions, shall be determined by including therein all areas used in conjunction therewith, such as offices, work area, storerooms, public toilets, corridors and reception area.
5. The house's residential character must be retained and it must be permanently occupied.
6. Erection of logos or sign boards illuminated by neon lights are prohibited.
7. No business may be conducted on Sundays or public holidays.
8. No display of any notice or sign, except such notice or sign as is commonly displayed at a dwelling house or dwelling unit to indicate the profession or occupation of the occupant shall be allowed: Provided that it shall not exceed 450mm x 900mm in size, unless mounted on a permanent structure constructed of clay bricks and/or plastered to the satisfaction of the local authority.

9. Two paved parking spaces for use by clients and adequate parking for employees/partners must be provided on the property. The Director: Finance will collect charges and tariffs in accordance with a business tariff for the duration of the practice on the property.
10. The special consent shall be for a period of twenty four (24) months, calculated from date of approval of the application whereafter extension thereof may be considered by Council.
11. A business licence be approved by the Director Community Services.
12. All health regulations and by-laws that may be applicable and enforceable by the Director Community Services and Council be adhered to. (DCS)

ITEM B.22.09.03.09 (originally B.06.02.09)

TOWN-PLANNING AND CONTROL: REZONING OF ERF 610, LOUIS TRICHARDT TOWNSHIP : AMENDMENT SCHEME NO. 100 (E610 & 15/4/2/2/1/216)

RESOLVED B.22.09.03.09 –

1. THAT the application from Developlan under Amendment Scheme No. 100...on behalf of their client Mr N R Luvhengo to rezone erf 610, Louis Trichardt township from “Residential 1” to “Residential 3” to with a density of 45 units per hectare be approved in terms of section 56 of the Town Planning and Township Ordinance (Ordinance 15 of 1986) subject to the following terms and conditions:
 - 1.1 No building operations may commence without approved building plans. A site development plan must be submitted before any building plans can be approved.
 - 1.2 Engineering services contributions will be payable within 30 days calculated from the date on which formal rezoning is proclaimed, and will be calculated in accordance with Council’s formula for such services.
 - 1.3 The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
 - 1.4 The existing capacity that is available on the stand is 50KVA three phase. If only 60 amps single-phase connections (pre-paid or conventional metering) will be available for each dwelling, the need will be 95 KVA. He will thus have to buy 45 KVA extra capacity. If the developer wants to increase the capacity of his electrical connection he will have to buy more than mentioned capacity. As we do not know when the development will take place no amount can at this stage be given for the extra capacity. The actual costs for the connections will also be payable. The meter box will be positioned on the erf’s border. The developer will be responsible for electrical cables from the meter box to each dwelling. It needs to be mentioned that as a result of the shortage of power in the country we can not supply this developer with the 45 KVA extra capacity until such time that ESKOM provide us with the necessary approval that developments can proceed.
2. THAT the applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

ITEM B.23.09.03.09 (originally B.23.06.02.09)**TOWN-PLANNING AND CONTROL: EXTENSION OF SPECIAL CONSENT USE: ERF 2074, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP: LIMITED OVERNIGHT ACCOMMODATION (E1074 & 15/3/15)**

RESOLVED B.23.09.03.09 –

THAT the application that was received from Mr J L Lee for extension of the special consent granted to him in order to utilise a portion of the buildings situated on erf 2074, Louis Tricardt extension 2 township for the purpose of limited overnight accommodation under clause 16 of the Louis Trichardt Town-planning Scheme, 2000 be favourably considered, subject to the following conditions:

1. No development may commence without approved building plans.
2. All costs that may arise as a result of this approval be for the account of the applicant.
3. 3. A maximum of six persons may be accommodated and such accommodation must be of a temporary nature.
4. The house's residential character must be retained and it must be permanently occupied.
5. Erection of logos or sign boards illuminated by neon lights are prohibited.
6. One paved parking space per bedroom must be provided on the property.
7. The Director: Finance will collect charges and tariffs in accordance with a business tariff for the duration of the practice on the property.
8. The special consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, whereafter extension thereof may be considered by Council.
9. All health regulations and by-laws that may be applicable and
10. enforceable by the Director Community Services and Council be
11. adhered to.
12. Food and drink may only be served to overnight guest and not to members of the public.
13. Liquor may only be served to overnight guest if a valid liquor license has been obtained. (DCS)

ITEM B.24.31.03.09 (originally B.24.26.03.09)**TOWN-PLANNING AND CONTROL: APPLICATION FOR SPECIAL CONSENT: INCREASE OF DENSITY: ERF 2059, LOUIS TRICHARDT EXTENSION 2 (15/3/15 & E.2059)**

RESOLVED B.24.31.03.09 –

THAT the application received from Planning Concept, on behalf of their client Mr Machaka, for special consent in terms of the Louis Trichardt Town-planning Scheme, 2000 to change the density of erf 2059, Louis Trichardt extension 2 township from 45 dwelling units per hectare to 65 dwelling units per erf, to allow to erect 6 additional dwelling units on erf 2059, Louis Trichardt extension 2 township, be approved in terms of clause 16 of the Louis Trichardt Town-planning Scheme, 2000, subject to the following conditions:

1. No building operations may commence without approved building plans. A site development plan must be submitted before any building plans can be approved.
2. Engineering services contributions calculated in terms of Council's formula for rezoning will be payable by the applicant.
3. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.
4. Development of the property must be in terms of the restrictions of the Louis Trichardt Town-planning Scheme, 2000.
5. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services must comply with the Louis Trichardt Town-planning Scheme, 2000.

(DCS)

Consent_Erf2059

ITEM B.25.31.03.09 (originally B.25.26.03.09)

TOWN-PLANNING AND CONTROL: APPLICATION FOR SPECIAL CONSENT: PORTION 1 OF ERF 3257, LOUIS TRICHARDT TOWNSHIP (15/3/15 & E3257/1)

RESOLVED B.25.31.03.09 –

1. THAT the application that was received from Mrs A du Preez for special consent in order to utilise a portion of the dwelling situated on Portion 1 of erf 3257, Louis Trichardt township for the purpose of overnight accommodation, guest house and restaurant and related activities under clause 16 of the Louis Trichardt Town-planning Scheme, 2000, be not approved and that a hearing be arranged in terms of clause 16 to hear the objections received as well as the response from the applicant in this regard.
2. THAT the hearing mentioned in paragraph 1 above be conducted on 8 April 2009 at 15:00.

(DCS)

Consent_Erf3257(1)

(DCS)

ITEM B.26.31.03.09 (originally B.26.26.03.09)

TOWN-PLANNING AND CONTROL: APPLICATION FOR LAND DEVELOPMENT AREA: PORTION 17 OF THE FARM GOEDEHOOP 8 L.T.: LOUIS TRICHARDT AMENDMENT SCHEME 101 (15/3/8 & 15/4/2/2/1/220)

RESOLVED B.26.31.03.09 –

THAT the Limpopo Development Tribunal be informed that Council has no objection against the approval of the application of Planning Concept on behalf of its client Shiluvuri Lakeside Estate CC for the development of Shiluvuri Lakeside Estate on Portion 17 of the farm Goedehoop subject thereto that:

1. the service agreement be concluded between the relevant municipalities as stated in the relevant Act and such also be forwarded to the Vhembe District Municipality for their approval
2. the necessary advertisements and consultation processes be complied with
3. The approval of the Limpopo Development Tribunal has to be acquired as the final power to approve of land use applications of this nature vests with such department.
4. All environmental regulations be adhered to.
5. The conditions as stated in Act 21 of 1940 and Act 70 of 1970, with regard to subdivision and development of agricultural land be suspended in order to allow for the proposed development.
6. That the Limpopo Regional Land Claims Commission approve the application
7. The Record of Decision from the Limpopo Department of Agriculture, Conservation and Environment be obtained.
8. Approval be obtained from the Department of Agriculture as well as Department of Water Affairs for the proposed development.
9. The Makhado Municipality will only be able to provide a 100 kVA connection. It is thus not possible to meet the demand of 338 kVA. MLM is also not prepared to take over any services like street light and reticulation maintenance. (DCS)

DevelopmentPortion17Goedehoop_Shiluvvari

ITEM B.27.31.03.09 (originally B.27.26.03.09)

TOWN PLANNING AND CONTROL: PERMANENT STREET CLOSURE :PART OF FANIE BOTHA DRIVE, PART OF BERGH STREET, OTTO STREET, HAYLON STREET, COETZEE STREET, VAN DER MERWE STREET, DE WET STREET AND HAY STREET, LOUIS TRICHARDT, EXTENSION 9 TOWNSHIP (15/4/2/2/1/173)

RESOLVED B.27.31.03.09 –

THAT the application of Kamekho Town Planners on behalf of their client Daybreak Properties (Pty) Ltd submitted for the permanent closure of certain streets and parts of streets in Louis Trichardt extension 9 township in terms of section 67(3)(a) and (b) of the Local Government Ordinance, 1939 (Ordinance 15 of 1939), be approved subject to the following conditions:

1. The proposed streets closure be advertised in the local media as well as the Limpopo Provincial Gazette and the public consultation process be concluded.
2. The required street closure certificate be issued to the Surveyor General's Office should no objections be received in terms of clause 2 above.

StreetClosure_Extension9

(DCS)

ITEM B.28.31.03.09 (originally B.28.26.03.09)**TOWN-PLANNING AND CONTROL: SIMULTANEOUS CONSOLIDATION AND SUBDIVISION OF ERVEN 2748 TO 2840, 2850 TO 2896, 2921 TO 2961 AND CERTAIN STREETS IN LOUIS TRICHARDT EXTENSION 9 TOWNSHIP (15/3/6, 8/3/2/644 & 15/3/8)**

RESOLVED B.28.31.03.09 –

THAT the application submitted Kamekho Town Planners on behalf of their client daybreak Properties (Pty) Ltd for the simultaneous consolidation and subdivision of erven 2784 to 2840, 2850 to 2896, 2921 to 2961 and certain Streets in Louis Trichardt extension 9 township be approved in terms of section 92(a) and (b) of the Local Government Ordinance, (Ordinance 15 of 1986), subject to the following terms and conditions:

1. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development must comply with the Louis Trichardt Town-planning Scheme, 2000 as well as conditions as stated in the deed of sale in respect of the erven.
2. The proposed consolidation and subsequent subdivision must be registered in the Deeds Office within two years from date of approval of the application.
3. The services agreement in respect of the proposed development be duly signed and submitted to Council together with bulk engineering services contributions before a Regulation 38 certificate is issued.
4. The rezoning of the development area be promulgated in the Limpopo Provincial Gazette and the required engineering services contributions be paid before a Regulation 38 certificate is issued.

Consolidation_Extension9

(DCS)

ITEM B.29.31.03.09 (originally B.29.26.03.09)**TOWN PLANNING AND CONTROL: REZONING OF ERF 664, LOUIS TRICHARDT TOWNSHIP: LOUIS TRICHARDT AMENDMENT SCHEME 96 (15/4/2/2/1/215 & E.664)**

RESOLVED B.29.31.03.09 –

THAT the application of Developlan on behalf of their client Samber Trading No. 136 to rezone Erf 664, Louis Trichardt township from “Residential 1” to “Business 1” be approved subject to the following conditions:

1. No building operations may commence without approved building plans. A site development plan must be submitted before any building plans can be approved.
2. Engineering services contributions will be payable within 30 days calculated from the date on which formal rezoning is proclaimed, and will be calculated in accordance with Council’s formula for such services.
3. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

4. Development of the property must be in terms of the restrictions of the Louis Trichardt Town-planning Scheme, 2000.
5. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services must comply with the Louis Trichardt Town-planning Scheme, 2000.

Rezoning_Erf664

(DCS)

ITEM B.30.31.03.09 (originally B.30.26.03.09)

TOWN PLANNING AND CONTROL: REZONING OF ERVEN 95 AND 96, LOUIS TRICHARDT TOWNSHIP: IN PRINCIPLE APPROVAL (15/3/15, E95 & E96)

RESOLVED B.30.31.03.09 –

THAT the application of Planning Concept on behalf of their client Mr V Mudzielwana for in principle approval to rezone erven 95 and 96, Louis Trichardt township from “Residential 1” to “Residential 4” be approved subject to the following terms and conditions:

1. An official application be submitted in terms of section 56 of the Town Planning and Township Ordinance (Ordinance 15 of 1986). Council shall however not be liable for any claims in the event that the application process results in objections against the intended development
2. No building operations may commence without approved building plans.
3. A site development plan must be submitted before any building plans can be approved.
4. Engineering services contributions will be payable upon proclamation of the, and will be calculated in accordance with Council’s formula for such services.
5. If only 60 amps single-phase connections (pre-paid or conventional metering) will be available for each dwelling the need will be 175 KVA. He will thus have to buy 75 KVA extra capacity.
6. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning, may be required.

Principle_Erf95

(DCS)

ITEM B.31.31.03.09 (originally B.31.26.03.09)

FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 31 JANUARY 2009 (6/1/1(2008/09))

RESOLVED B.31.31.03.09 –

THAT the in-year monitoring financial report for the month of January 2009 be noted.

MonitoringJan09_itm

(DCS)

ITEM B.32.31.03.09 (originally B.32.26.03.09)**FINANCES: PROGRESS REPORT ON ASSISTANCE OFFERED BY CORPMD IN DEALING WITH ISSUES RAISED BY THE AUDITOR GENERAL
(6/13/1/1/1)**

RESOLVED B.32.31.03.09 -

1. THAT Council takes note of the progress report by CorpMD. (DCS)
2. THAT note be taken that the company is assisting as per above project scope. (DF)
3. THAT Council notes that the staff under Finance is committed in ensuring that they get the maximum benefit from this project. (DF)

AssistanceCORPMD_itm

ITEM B.33.31.03.09 (originally B.33.26.03.09)**FINANCES: PROGRESS REPORT ON DEBT COLLECTION SERVICE RENDERED BY THE SERVICE PROVIDER – ZMS MANAGEMENT SOLUTIONS: JANUARY 2009
(6/6/6 & 8/3/2/750)**

RESOLVED B.33.31.03.09 -

THAT the progress report by ZMS Management Solutions for January 2009 as per attached documents “Annexure A and Annexure B” on the appointment of debt collection and on commission basis be noted by Council. (DF)

ZMSJanuary09_itm

ITEM B.34.11.05.09**COMMUNITY SERVICES: REQUEST TO UTILIZE LEFT OVER HALF BRICKS FOR PAVING : MUNZHEDZI PRIMARY SCHOOL
(17/4/1 & 17/20)**

RESOLVED B.34.11.05.09 –

THAT the request to utilize half bricks/broken bricks for paving purposes by Munzhedzi Primary School be approved by Council, subject to the following conditions:

1. The broken halves be utilized for the purposes of paving the Munzhedzi Primary School.
2. The broken halves will not be utilized for personal gain by any person.
3. The Housing Accountant together with the Ward 20 Councillor be requested to verify the job done.

(AMH/MM)

BricksMunzhedzi_itm

ITEM B.35.11.05.09**TOWNPLANNING AND CONTROL: PROPOSED SUBDIVISION: PORTION 66 OF THE FARM RONDEBOSCH 287 L.S.
(15/3/8)**

RESOLVED B.35.11.05.09 -

THAT the application to subdivide Portion 66 of the farm Rondebosch 287 LS into two (2) portions received from Developlan Town Planners on behalf of their client Mr M C Botha be approved in terms of the Subdivision of Agricultural Land Act, 1970 (Act 70 of 1970) and the Act on Advertising on Roads and Ribbons Development (Act 21 of 1940), subject to the following conditions:

1. The requirements of the Department of Water Affairs and Forestry, the Department of Local Government and Housing and the Limpopo Roads Agency which must be acquired by the applicant, have to be complied with. The applicant has to forward his application to the said institutions in order to obtain their comments/approval.
2. Applicant must submit satisfactory proof that each proposed portion has its own sustainable potable water supply source that will provide the minimum of 1500 liters per day to each of the subdivided portions. This condition must be a condition of sale and in the deed of transfer of ownership of each property.
3. Applicant must take special care to ensure that no ground water pollution take place. An acceptable septic tank sewer system must be installed on each portion.
4. Access roads to the proposed portions must comply with the standards of the Council's Town Civil Engineer, including adequate storm water drainage systems and each portion must have its own access and a right of way servitudes required must be registered in the Title Deed of each property.
5. Only a limited electricity supply in terms with the National Electrical Generation Capacity Constraints will be made available on the applicant's request.
6. One dwelling and related outbuildings may be permitted on each portion.
7. The Regional Land Claims Commissioner must be informed of the proposed subdivision.

(ADCS)

Subdivision_Portion66Rondebosch

ITEM B.36.11.05.09**TOWN-PLANNING AND CONTROL: AMENDMENT OF SUBDIVISION: ERF 765, LOUIS TRICHARDT TOWN
(15/3/8; E 765)**

RESOLVED B.36.11.05.09 –

THAT the application of Kamekho on behalf of their client Mr & Mrs M E Mzindzu to subdivide erf 765, Reitz street, Louis Trichardt township into two portions be approved in terms of section 92 of the Town-planning and Townships Ordinance, 17 of 1939, subject to the following conditions:

1. Each house must have its own water and sewer connections for which the installation cost and connection fees will be payable.

2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's border. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus % increase.
4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed the Portion 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
5. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
6. The applicable contents of Council Resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard. (ADCS)

Subdivision_Erf765

ITEM B.37.11.05.09

TOWN PLANNING AND CONTROL: PROPOSED SUBDIVISION OF PORTIONS 1 AND 2 OF ERF 3446, LOUIS TRICHARDT TOWNSHIP (E3446 & 15/3/8)

RESOLVED B.37.11.05.09 -

THAT the application for subdivision of Portions 1 and 2 of erf 3446, Louis Trichardt township received from Geoland Surveys on behalf of their client Mr Ramudzuli and Thwalima be approved subject to the following terms and conditions:

1. Each property must have its own water and sewer connections for which the installation cost and connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's border. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus % increase.
4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and the development on the proposed portion 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.

5. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
6. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard. (ADCS)

Subdivision_Erf3446

ITEM B.38.11.05.09

TOWN-PLANNING AND CONTROL: PROPOSED SUBDIVISION OF ERF 612, LOUIS TRICHARDT TOWN (15/3/8; E 612)

RESOLVED B.38.11.05.09 –

THAT the application of Geoland Surveys on behalf of their client Mr D Mkansi to subdivide erf 612, Celliers street, Louis Trichardt township into two portions be approved in terms of section 92 of the Town-planning and Townships Ordinance, 17 of 1939, subject to the following conditions:

1. Each house must have its own water and sewer connections for which installation cost and connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's border. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus % increase.
4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed the Remainder 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
5. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
6. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard. (ADCS)

Subdivision_Erf612

ITEM B.39.11.05.09**TOWN-PLANNING AND CONTROL: PROPOSED SUBDIVISION OF ERF 777, LOUIS TRICHARDT TOWN (15/3/8; E 777)**

RESOLVED B.39.11.05.09 –

THAT the application of Geoland Surveys on behalf of their client Mr D Mkansi to subdivide erf 777, Celliers street, Louis Trichardt township into three portions be approved in terms of section 92 of the Town-planning and Townships Ordinance, 17 of 1939, subject to the following conditions:

1. Each house must have its own water and sewer connections for which the installation cost and connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's border. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/08 tariff plus % increase.
4. A right of way servitude, 5,5 meter wide, be registered in favor of portions 1 and 2 over portion 3 of erf 777, Louis Trichardt township.
5. The registered owner of the panhandle shall pave the surface of the panhandle at his own cost to the satisfaction of the municipality before or simultaneously with the erection of any buildings on the panhandle portions and shall thereafter maintain the surface in a dust free condition to the satisfaction of the municipality.
6. The registered owner of the panhandle portion shall erect or provide screen walls or dense fencing to the satisfaction of the municipality along the boundaries of the panhandle and such other boundaries as the local authority may require. The extent, material, design, height, position and maintenance of such screen walls or fencing shall be to the satisfaction of the municipality.
7. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed the Remainder 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
8. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
9. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.
10. Development on Portions 1 and 2 must be duet developments in terms of Council's policy.

ITEM B.40.11.05.09**TOWN-PLANNING AND CONTROL: SUBDIVISION OF PORTION 1 OF ERF 2504, LOUIS TRICHARDT EXTENSION 1 TOWN (15/3/8; E 2504/1)**

RESOLVED B.40.11.05.09 –

THAT the application for subdivision of Portion 1 of erf 2504, Louis Trichardt extension 1 township on behalf of their client Mrs C M Schoeman be not approved due to the fact that the application does not comply with Council's densification policy in this regard. (ADCS)

Subdivision_E2504(9)

ITEM B.41.11.05.09**TOWNPLANNING AND CONTROL: PROPOSED SUBDIVISION:**

- 1. REMAINING EXTENT OF THE FARM BRENHILDA 546 M.S.**
 - 2. FARM CELINE 547 M.S**
 - 3. CONSOLIDATION OF PORTION OF THE FARM BRENHILDA AND A PORTION OF THE FARM CELINE**
- (15/3/8)**

RESOLVED B.41.11.05.09 -

THAT the application to subdivide the Remaining extent of the farm Brenhilda 546 MS into two portions and the farm Celine 547 M.S. into two portions and subsequently consolidate a portion of the Remaining extent and the farm Celine submitted by A B Burger be approved subject to the following conditions:

1. The requirements of the Department of Water Affairs and Forestry, the Department of Local Government and Housing and the Limpopo Roads Agency which must be acquired by the applicant, have to be complied with. The applicant has to forward his application to the said institutions in order to obtain their comments/approval.
2. Applicant must submit satisfactory proof that each proposed portion has its own sustainable potable water supply source that will provide the minimum of 1500 liters per day to each of the subdivided portions. This condition must be a condition of sale and embodied in the deed of transfer of ownership of each property.
3. The applicant must adhere to the restrictive title deed conditions unless it is waived in accordance with the set procedure for this purpose.
4. Applicant must take special care to ensure that no ground water pollution take place. An acceptable septic tank sewer system must be installed on each portion.
5. Access roads to the proposed portions must comply with the standards of the Council's Town Civil Engineer, including adequate storm water drainage systems and each portion must have its own access and the necessary right of way servitudes required must be registered in the Title Deed of each property.
6. One dwelling and related outbuildings may be permitted on each portion.
7. The Regional Land Claims Commissioner must be informed of the proposed subdivision.

Subdivision_Brenhilda546MS

(ADCS)

ITEM B.42.11.05.09**TOWN PLANNING AND CONTROL: REZONING OF ERF 1642, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP: (E1642 & 15/4/2/2/1/)**

RESOLVED B.42.11.05.09 -

THAT the application received from Planning Concept on behalf of its client Mr M M Maphiri to rezone Portion 1 of erf 1642, Louis Trichardt extension 2 township from “Residential 1” to “Residential 2” with a density of 44 dwellings per hectare not be approved due to the fact that it does not comply with Council’s densification policy. (ADCS)

Rezoning_Erf1642

ITEM B.43.11.05.09**TOWN PLANNING AND CONTROL: REZONING OF PORTION 1 OF ERF 765, LOUIS TRICHARDT TOWNSHIP: LOUIS TRICHARDT AMENDMENT SCHEME 94 (E765/1 & 15/4/2/2/1/213)**

RESOLVED B.43.11.05.09 -

THAT the application from Kamekho, on behalf of their client Mr and Mrs M E Msindzu to rezone Portion 1 of erf 765 to “Residential 2” be approved in terms of section 56 of the Town Planning and Township Ordinance (Ordinance 15 of 1986) :

1. The density be relaxed to 35 units per hectare that will allow for a maximum of five dwelling units to be erected.
2. No building operations may commence without approved building plans. A site development plan must be submitted before any building plans can be approved.
3. Engineering services contributions will be payable within 30 days calculated from the date on which formal rezoning is proclaimed, and will be calculated in accordance with Council’s formula for such services.
4. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
5. The applicable contents of Council resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

RezoningErf765_itm

(ADCS)

ITEM B.44.11.05.09**TOWN-PLANNING AND CONTROL: APPLICATION FOR SPECIAL CONSENT: PLACE OF PUBLIC WORSHIP: PORTION 1 OF ERF 272, LOUIS TRICHARDT TOWNSHIP (15/3/15 & E.272/1)**

RESOLVED B.44.11.05.09 -

THAT the application received from Agapè Christen Sentrum, for special consent use under clause 16 of the Louis Trichardt Town-planning Scheme, 2000 to utilise Portion 1 of erf 272, Louis Tichardt township for the purposes of a “Place of Public Worship’ , be approved subject to the following terms and conditions:

1. No development may commence without approved building plans.
2. All costs that may arise as a result of this approval be for the account of the applicant.
3. The consent granted be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. The development must comply with the Louis Trichardt Town-planning Scheme, 2000 and parking must be provided in terms of such.
5. The special consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, whereafter extension thereof may be considered by Council.
6. All health regulations and by-laws that may be applicable and enforceable by the Director Community Services and Council be adhered to. (ADCS)

ConsentErf272_itm

ITEM B.45.11.05.09**TOWN-PLANNING AND CONTROL: CONDITIONS OF ESTABLISHMENT: PROPOSED LOUIS TRICHARDT, EXTENSION 13 TOWNSHIP (15/3/15; 15/5/18/1)**

RESOLVED B.45.11.05.09 -

THAT the matter be held in abeyance for consideration at a next ordinary Executive Committee meeting.

(ADCS)

EstablishmentLTTEExtension13_itm

ITEM B.46.11.05.09**TOWN-PLANNING AND CONTROL: APPLICATION FOR LAND DEVELOPMENT AREA: PORTION 22 OF THE FARM DOORNSPRUIT 41 L.T.: IN PRINCIPLE APPROVAL (15/3/15)**

RESOLVED B.46.11.05.09 -

1. THAT the site development plan received from Dr L Baloyi for the development of a residential township establishment on Portion 22 of the farm Doornspruit 41 L.T. be noted **in principle** subject to the following conditions:
 - 1.1 The applicant obtain approval from Vhembe District Municipality for the provision of water and sewage services to the proposed development area.

- 1.2 The applicant apply with Eskom for the provision of electrical services to the proposed development
- 1.3 A township/development application be submitted to the Limpopo Development Tribunal as the proposed development is on farm land and all processes relating to a DFA application be followed, which would include full EIA processes.
- 1.4 The municipality may not be held liable in the event that the formal application be not approved for any reason whatsoever.
- 1.5 The Land Claims Commissioner be notified of the intended development on the property.

(ADCS)

2. THAT the applicant be informed of the Council's resolve in this regard.

(ADCS)

Portion22Doornspruit_itm

ITEM B.47.11.05.09

**COUNCIL LAND: APPLICATION FOR LEASE OF COUNCIL LAND FOR OUTDOOR
ADVERTISING
(7/3/2/3; 15/3/9)**

RESOLVED B.47.11.05.09 -

THAT the application received from Visiria (Pty) Ltd to erect billboards at the OK taxi rank and opposite the Info Centre be not approved due to the reasons mentioned in the report in this regard.

VisiriaAdvertisement_itm

(ADCS)

ITEM B.48.11.05.09

**PERSONNEL: MUNICIPAL EMPLOYEES PENSION FUND: HOUSING LOAN
(5/5/11/1)**

RESOLVED B.48.11.05.09 -

1. THAT the Executive Committee take cognizance of the agreement to be signed between Makhado Local Municipality and the Absa Bank of South Africa in order to grant home loans to members of the Municipal Employees Pension Fund.
2. THAT the Municipal Manager be delegated to conclude the contract with Absa Bank of South Africa in order to grant home loans to the members of the Municipal Employees Pension Fund.

(ADCS)

Home Municipal Employees Pension Fund .itm

(ADCS)

ITEM B.49.11.05.09**PERSONNEL: PERMISSION TO UNDERTAKE RESEARCH: TRANSFORMATION IN MAKHADO MUNICIPALITY: MR S.D MALULEKE, UNIVERSITY OF PRETORIA (5/3/1)**

RESOLVED B.49.11.05.09 -

THAT Mr S.D Maluleke of the University of Pretoria be authorized to access Council`s information on the Transformation in Makhado Municipality for academic purposes, subject to the following conditions:

1. the provisions of Council`s policy and practice in regard to access to information will apply
2. the relevant Head of Department with regard to the classification of information must approve of each activity
3. the applicant`s activities must not interfere with the normal operation of the Council`s daily administration and the Council`s policy.
4. Applicant must furnish Council with a copy of research once completed
5. Applicant must indemnify Council against any claims which may result directly or indirectly from the research activity.
6. Research information may not be used for any form of public media other than applicant studies, and only if the Council permits to do so. (ADCS)

ResearchTransformation_itm

ITEM B.50.11.05.09**(COUNCIL) LAND: APPLICATION FOR PURCHASE OF A PORTION OF ERF 1 VUWANI TOWNSHIP (7/4/1/4)****REMARK:**

This matter was referred from item A.20.14.05.09.

RESOLVED B.50.11.05.09 –

THAT the matter be held in abeyance for consideration at a next ordinary Executive Committee meeting.

(ADCS)

ITEM B.51.11.05.09**COUNCIL LAND: APPLICATION TO ACQUIRE MUNICIPAL LAND: EASTERN SIDE OF PORTION 83 AND NORTH EASTERN SIDE OF PORTION 84, FARM BERGVLIET 288 L.S. (7/3/2/1)****REMARK:**

This item was referred from item A.23.14.05.09.

RESOLVED B.51.11.05.09 –

THAT the matter be held in abeyance for consideration at a next ordinary Executive Committee meeting.

RidgewayCollege_itm

(ADCS)

ITEM B.52.11.05.09

TOWN-PLANNING AND CONTROL: MASAGANI LAND CLAIM: FARM BERGVLIET 288 LS (15/3/23)

REMARK:

This item was referred from item A.26.14.05.09.

RESOLVED B.52.11.05.09 –

THAT the matter be held in abeyance for consideration at a next ordinary Executive Committee meeting.

LandClaimMasagani_itm

(ADCS)

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10. PETITIONS

None

11. NEW MOTIONS

None

The meeting was closed and adjourned at 18:40.

Approved and confirmed in terms of the provisions of section 27 of the Local Government Ordinance, 1939 (Ordinance 17 of 1939), by a resolution of the Council passed at the meeting held on the next Council meeting of 13 August 2009.

CHAIRPERSON