

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE SEVENTY SECOND (72nd) MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 24 JULY 2014 AT 14:00 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, MAKHADO.

PRESENT

Councillors

BALIBALI, N P
BALOYI, R S
DAVHANA, N D
DU PLOOY, A
HLABIOA, M M
KUTAMA, N
LERULE-RAMAKHANYA, M M
LUDERE, E H
LUDERE, R
MACHETE, M S
MADAVHU, F F
MADZIVHANDILA, M R
MAGADA, M R
MAKHUBELA, R T
MALANGE, T M
MALIMA, M E
MAMAFHA T J
MAMAFHA, T C
MAMATISARI, M S
MAPHAHLA, A Z
MAPHALA, O S
MASHIMBYE, P F
MASUKA, S
MATHAVHA, H F
MATODZI, A M
MATUMBA, N J
MAZIBUKO, M P

MMBADI, T A
MOGALE, L B
MPASHE, M
MTHOMBENI, S Z
MUDAU, T S
MUKHAHA, A J
MUKHARI, M F
MULOVHEDZI, M D
MUTAVHATSINDI, F D
MUTELE, T M
NDWAMMBI, M T
NELUVHOLA, A T
NEMAFHOHONI, M G
NETSHIVHULANA, T P
NGOBENI, N E
RASIMPHI, M P
RATSHIKUNI, D T
RATSHIVHOMBELA, M
REKHOTSO, S M
RIKHOTSO, F J
SELEPE, M R
SHANDUKANI, M J
SINYOSI, S M
THANDAVHATHU, R
TSHAVHUYO, T G
TSHILAMBYANA, M S
UNDERWOOD, J P

Traditional Leaders

NONE

Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
M P MAKHUBELA	(CHIEF FINANCIAL OFFICER)
M M MAKHADO	(ACTING DIRECTOR CORPORATE SERVICES)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT PLANNING)
M J KANWENDO	(DIRECTOR COMMUNITY SERVICES)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

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1. OPENING

The Speaker, Cllr L B Mogale ruled that a moment of silence be observed for meditation and prayer whereafter she declared the meeting officially opened.

2. APPLICATIONS FOR LEAVE OF ABSENCE

RESOLVED –

1. THAT leave of absence be granted in accordance with the provisions of Rule 5 of the Council's Rules and Orders, 2007 in respect of the Council meeting held on 24 July 2014 to Cllrs R G Nkanyane, N S Makhuvha, N B Baloyi, B F Hlongwane, T M Matumba, A K Hlungwani, S D Ramudzuli, N S Munyai, M P Mathoma, N G Ndzovela, L M Mathalise and T P Mamorobela.
2. THAT it be noted that the following councillors were absent from the meeting without leave of absence in accordance with the provisions of clause 5(1)(a) of the Council's Rules and Orders published under Provincial Gazette Notice no. 1391 dated 31 August 2007 in respect of the Council meeting held on 24 July 2014:
Cllrs N F Chililo, M J Gabara, F N Madzhiga, N A Mafhala, M G Mahani, S V Mahlادisa, M D Mboyi, N S Makhuvha and R Malange as well as Traditional Leaders, Hosi M S Bungeni, Khosi S A Mulima, Khosi M C Masakona, Hosi H N Majosi, Hosi J Baloyi, Hosi T J Mukhari, Khosi M W Netsianda, Khosi N T L Mashamba, Khosi T P Nesengani, Khosi T R V Mashau, M A Madzivhandila, Khosi R H Sinthumule, Khosi S T Mukhari and Khosi V C Ramabulana.

3. OFFICIAL ANNOUNCEMENTS

- 3.1 The Municipal Manager, Mr I P Mutshinyali announced that the Makhado Municipality would be hosting the Makhado Annual Show starting from Thursday, 31 July 2014 to Saturday, 2 August 2014 at the Makhado Show Grounds.
- 3.2 The Speaker, Cllr L B Mogale announced that all Councillors were requested to collect their lap tops at Records office after the Council meeting.
- 3.3 The Speaker, Cllr L B Mogale announced that Councillors would be informed about the date of the photo shoot for Corporate Calendars, and that Councillors were requested to wear formal black and white clothes.
- 3.2 Quarterly Report about activities of the VDM by Cllr N S Munyai: None

4. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY THE SPEAKER

The Speaker, Cllr L B Mogale proposed congratulations to the following councillors who celebrated their birthdays since the last ordinary Council meeting held on 24 April 2014:

Cllr T S Mudau	-	4 May 2014
Cllr M M Lerule-Ramakhanya	-	6 May 2014
Cllr F J Rikhotso	-	7 May 2014
Cllr F F Madavhu	-	9 May 2014
Cllr N B Baloyi	-	10 May 2014
Cllr M T Ndwambi	-	24 May 2014
Cllr M J Shandukani	-	26 May 2014
Cllr S M Rikhotso	-	1 June 2014

Cllr N P Balibali	-	6 June 2014
Cllr S D Ramudzuli	-	6 June 2014
Cllr R Ludere	-	6 June 2014
Cllr M R Selepe	-	7 June 2014
Cllr A M Matodzi	-	12 June 2014
Cllr R S Baloyi	-	13 June 2014
Cllr O S Maphala	-	19 June 2014
Cllr M S Mamatsiari	-	25 June 2014
Cllr M J Gabara	-	30 June 2014
Cllr N A Mafhala	-	2 July 2014
Cllr R T Makhubele	-	9 July 2014
Cllr M F Mukhari	-	11 July 2014
Cllr H F Mathavha	-	12 July 2014
Cllr M R Madzivhandila	-	13 July 2014
Cllr S M Sinyosi	-	13 July 2014
Cllr V S Makhuvha	-	14 July 2014
Cllr T A Neluvhola	-	21 July 2014

5. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY COUNCILLORS

- 5.1 Cllr R Thandavhathu proposed congratulations to Ward 22 of Makhado Municipality for hosting a successful 67 Minutes Campaign wherein the MEC of Sports, Arts and Culture, Honourable Nandi Ndalane and the Mayor of Makhado Municipality, Cllr F D Mutavhatsindi attended the event.
- 5.2 Cllr N Kutama proposed condolences to the former wife of Steve Biko, Dr Mampele Ramphele, Founder of Agang South Africa Party for quitting politics.
- 5.3 Cllr R Ludere proposed congratulations to African National Congress in Vhembe Region for hosting a successful Lekgotla at Tshipise Forever Resorts on Saturday, 19 July 2014 wherein the Municipal Manager of Makhado Municipality, Mr I P Mutshinyali presented a good report about Makhado Municipality service delivery performance.

6. CONFIRMATION OF MINUTES

6.1 REMARK:

Upon proposal by Cllr N D Davhana, duly seconded by Cllr O S Maphala, it was -

RESOLVED -

THAT the minutes of the 71st meeting of the Council held on 24 April 2014, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

6.2 REMARK:

Upon proposal by Cllr N D Davhana, duly seconded by Cllr O S Maphala, it was -

RESOLVED -

THAT the minutes of the 90th Special meeting of the Council held on 29 May 2014, 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

None

9. REPORT OF COUNCIL COMMITTEES: JULY 2014**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 May to July 2014**

The report of the 349th Executive Committee meeting held on 16 May 2014
The report of the 350th Executive Committee meeting held on 22 May 2014
The report of the 351st Executive Committee meeting held on 29 May 2014
The report of the 352nd Executive Committee meeting held on 19 June 2014
The report of the 353rd Executive Committee meeting held on 3 July 2014
The report of the 354th Executive Committee meeting held on 17 July 2014
The report of the 355th Executive Committee meeting held on 24 July 2014

ITEM A.57.24.07.14

**REPORTS AND SURVEYS: OUTSTANDING MATTERS: COUNCIL RESOLUTIONS –
 QUARTERS 1, 2 & 3: 2013/14 FINANCIAL YEAR
 (10/1/6/1)**

RESOLVED A.57.24.07.14 –

1. THAT note be taken of the progress with implementing Council Resolutions in respect of meetings held during Quarter 1, Quarter 2 and Quarter 3 of the 2013/2014 financial year, as more fully set out in Annexure O attached to the report in this regard. (ALL DIRS)
2. THAT Council Resolution A.74.06.08.13 be implemented promptly without any further delay in order to avoid land invasion, and that the sale of erven be done on a first come first serve basis and not by public auction method. (DDP)
3. THAT it must be practice to report to Council on the implementation of Council Resolutions on a quarterly basis.

CouncilResolutionImplementationQ1&Q2&Q3 2013-2014_itm

(DCS)

ITEM A.58.29.05.14**FINANCES: MID YEAR STOCK COUNTING REPORT 2013/14****(8/1/1)****REMARK:**This matter was already considered at the 90th Special Council meeting held on 29 May 2014.**ITEM A.59.29.05.14****FINANCES: RE-SUBMISSION PROCUREMENT: IRREGULAR EXPENDITURE****(5/5/2/1; 6/1/1(12/13))****REMARK:**This matter was already considered at the 90th Special Council meeting held on 29 May 2014.

ITEM A.60.29.05.14

FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 31 MARCH 2014 (3rd QUARTER)
(6/1/1(2013/2014))

REMARK:

This matter was already considered at the 90th Special Council meeting held on 29 May 2014.

ITEM A.61.29.05.14

FINANCES: PROCUREMENT: CLAUSE 36: DEVIATION FROM PROCUREMENT PROCESSES: MICROSOFT LICENSE UPGRADE
(8/3/2/1)

REMARK:

This matter was already considered at the 90th Special Council meeting held on 29 May 2014.

ITEM A.62.24.07.14

TOWN-PLANNING AND CONTROL: STREET NAMING IN MAKHADO-A, MAKHADO-A EXTENSION 1, MAKHADO-A EXTENSION 2, MAKHADO-A EXTENSION 3, MAKHADO-A EXTENSION 4, WATERVAL A, WATERVAL B, WATERVAL C, VUWANI, VUWANI EXTENSION 1, VUWANI EXTENSION 2, VUWANI EXTENSION 3, TSHIKOTA EXTENSION 1, PART OF TSHIKOTA, PART OF HA-TSHIKOTA, PART OF HA-TSHIKOTA EXTENSION 1 (VLEIFONTEIN) TOWNSHIPS AND LOUIS TRICHARDT TOWNSHIP SOUTH OF PRETORIUS STREET
(16/5/4, 7/4/1/4)

REMARK:

This item was referred as item B.51.16.05.14.

ITEM A.63.24.07.14

COUNCIL LAND: PROPOSED PURCHASE AND SUBDIVISION OF ERF 1312, HA-TSHIKOTA (VLEYFONTEIN) TOWNSHIP
(E.1312)

REMARK:

This item was referred as item B.52.16.05.14.

ITEM A.64.24.07.14

COMMUNITY SERVICES: WASTE MANAGEMENT: DRAFT WASTE MANAGEMENT POLICY
(16/4/1/2)

REMARK:

This item was referred as item B.53.16.05.14.

ITEM A.65.24.07.14

ESSENTIAL SERVICES: ELECTRICITY: ELECTRIFICATION PLAN FOR 2014/15
(16/2/1 & 16/2/B)

REMARK:

This item was referred as item B.54.16.05.14.

ITEM A.66.29.05.14**FINANCES: FINAL CAPITAL AND OPERATIONAL ESTIMATES 2014/2015 TO 2016/2017
FINANCIAL YEAR
(6/1/1 (2014/2015))****REMARK:**

This matter was already considered at the 90th Special Council meeting held on 29 May 2014.

ITEM A.67.29.05.14**ELECTIONS: FILLING OF COUNCILLOR VACANCY, 2014
(3/2/5; 3/2/6)****REMARK:**

This matter was already considered at the 90th Special Council meeting held on 29 May 2014.

ITEM A.68.29.05.14**FINANCES: SPECIAL ADJUSTMENT BUDGET: 2013/14 FINANCIAL YEAR
(6/1/1(13/14))****REMARK:**

This matter was already considered at the 90th Special Council meeting held on 29 May 2014.

ITEM A.69.24.07.14**ESSENTIAL SERVICES: ELECTRICITY: ELECTRIFICATION PLAN FOR 2014/15
(16/2/1 & 16/2/B)**

RESOLVED A.69.24.07.14 -

1. THAT the contents of the report be noted. (DTS)
2. THAT the Electrification Plan for this municipality be approved as tabled. (DTS)
3. THAT the expenditure for the implementation of the plan will be financed by Makhado Municipality Income Budget, Eskom, as well as the Department of Energy (INEP). (DTS)
4. THAT the Administrative management submits a progress report regarding the electrification projects at Wayoza and Murunwa Villages at a next Executive Committee meeting. (DTS)
5. THAT an audit or investigation be conducted in respect of electricity consumption especially in the farms and a report be submitted at a next Executive Committee meeting. (DTS)

ElectrificationPlan104-2015_itm

ITEM A.70.24.07.14**COMMUNITY SERVICES: WASTE MANAGEMENT: DRAFT WASTE MANAGEMENT POLICY
(16/4/1/2)**

RESOLVED A.70.24.07.14 –

THAT Council approves and adopts the Draft Waste Management Policy, a copy of which is attached as “Annexure A” to the report in this regard. (DCOMS)

DraftWasteManagementPolicy_itm

ITEM A.71.24.07.14**TOWN-PLANNING AND CONTROL: STREET NAMING IN MAKHADO-A, MAKHADO-A EXTENSION 1, MAKHADO-A EXTENSION 2, MAKHADO-A EXTENSION 3, MAKHADO-A EXTENSION 4, WATERVAL A, WATERVAL B, WATERVAL C, VUWANI, VUWANI EXTENSION 1, VUWANI EXTENSION 2, VUWANI EXTENSION 3, TSHIKOTA EXTENSION 1, PART OF TSHIKOTA, PART OF HA-TSHIKOTA, PART OF HA-TSHIKOTA EXTENSION 1 (VLEIFONTEIN) TOWNSHIPS AND LOUIS TRICHARDT TOWNSHIP SOUTH OF PRETORIUS STREET
(16/5/4, 7/4/1/4)**

RESOLVED A.71.24.07.14 -

1. THAT the planned process of streets naming in Makhado A, Makhado-A Extension 1, Makhado-A Extension 2, Makhado-A Extension 3, Makhado-A Extension 4, Vuwani, Vuwani Extension 1, Vuwani Extension 2, Vuwani Extension 3, Waterval A, Waterval B, Waterval C, part of Ha-Tshikota, part of Ha-Tshikota Extension 1, part of Tshikota, Tshikota Extension 1 and South of Pretorius Townships, be approved in principle. (DDP)
2. THAT the Municipal Manager lead the administrative process of appointing officials to form part of the Committee while the Mayor, Chief Whip and Speaker nominate Municipal Councillors who will form part of the Committee. (MM)
3. THAT one member of each structure within the affected areas also forms part of the Committee. (MM)
4. THAT the Committee reconsider the streets names submitted by Dzanani Civic Association and make changes if necessary or re-start the process. (DDP)
5. THAT funds must be made available during the 2014/2015 financial year for the manufacturing of street name signs and related activities. (DDP)
6. THAT the process of public participation must be followed and the Committee must submit the street names of the identified area to the Council for final consideration. (DDP)

StreetsNaming_itm

ITEM A.72.24.07.14**COUNCIL LAND: PROPOSED PURCHASE AND SUBDIVISION OF ERF 1312, HA-TSHIKOTA (VLEYFONTEIN) TOWNSHIP (E.1312)**

RESOLVED A.72.24.07.14 -

THAT the application for the purchase and subdivision of erf 1312, Ha-Tshikota (Vleyfontein) Township by Mr Z P Makananisa be approved in principle, subject to the following conditions: -

1. The intention to sell the Municipal land be advertised in a local newspaper for comments and objections if any, and
2. The property be sold at a market related purchase price determined by a Professional valuator.
3. The developer submits a development proposal for consideration by the Executive Committee.
4. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further two (2) years.
5. In the event that the developer failed to complete the development as required under paragraph 4 above, the property shall revert back to Council without compensation by the Municipality to the developer for any improvements on the property.
6. The purchaser will be responsible for the subdivision of the land.
7. The standard conditions for sale of Municipal land will further apply.
8. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Land Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that he will bear all costs relative to the advertisements and valuation.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** No comments. Ha-Tshikota Township falls in Eskom's area of electricity distribution.
 - 9.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 9.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 9.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ProposedPurchaseErf1312HaTshikota_itm

(DDP)

ITEM A.73.29.05.14**TOWN-PLANNING AND CONTROL: FINAL 2014/2015 INTEGRATED DEVELOPMENT PLAN (15/7/1; 15/8/1)****REMARK:**

This matter was already considered at the 90th Special Council meeting held on 29 May 2014.

ITEM A.74.29.05.14**PERSONNEL:**

1. **REGULATIONS ON APPOINTMENT AND CONDITIONS OF EMPLOYMENT OF SENIOR MANAGERS**
2. **UPPER LIMIT OF REMUNERATION PACKAGE: MUNICIPAL MANAGER & SENIOR MANAGERS**

(5/1/1/B, 5/1/1/B/1)**REMARK:**

This matter was already considered at the 90th Special Council meeting held on 29 May 2014.

ITEM A.75.29.05.14**PERSONNEL: 2014/2015 DRAFT ORGANISATIONAL STRUCTURE REVIEW****(5/1/2/1-10)****REMARK:**

This matter was already considered at the 90th Special Council meeting held on 29 May 2014.

CONFIDENTIAL**ITEM CA.76.29.05.14****REMARK:**

This matter was already considered at the 90th Special Council meeting held on 29 May 2014.

ITEM A.77.24.07.14**PERSONNEL: LEAVE GRATUITY FUNDS: 2014/2015****(5/6/4)**

RESOLVED A.77.24.07.14-

1. THAT the relevant employees listed in the report in this regard and who are still in Council's employ, be credited with the correct leave days in the 2014/15 financial year taking into account the Municipality's financial constraints. (DCS)
2. THAT employee/s who had already left the Municipality's employ be paid the cash value of the leave credit days.

LeaveGratuity_itm

(DCS/CFO)

ITEM A.78.24.07.14**PERSONNEL: EMPLOYEES ASSISTANCE PROGRAMME: PARTICIPATION IN SOUTHERN AFRICA INTER-MUNICIPAL GAMES: SOUTH AFRICA (BUFFALO CITY METROPOLITAN MUNICIPALITY)
(12/3/3/78)****REMARK:**

Cllr S Masuka proposed, duly seconded by Cllr R Ludere that paragraph 6 of the recommendation be changed to read as follows: "6. Council delegates five (5) councillors namely: Cllr R S Baloyi, Cllr A J Mukhaha, Cllr N D Davhana, Cllr R Thandavhathu and the Mayor or any Executive Committee member delegated by the Mayor and relevant official from Department Corporate Services to officially represent the Municipality during the Games."

RESOLVED A.78.24.07.14-

THAT Council approves the invitation from South African Inter Municipal Sport Association, attached as Annexure to the report in this regard, subject to the following conditions:

1. Permission is granted that sixty five (65) non-essential services personnel participate in the South African Inter-Municipal Games to be held at Buffalo City Metropolitan Municipality for the period 20 to 26 September 2014.
2. Special leave be granted to all sixty five (65) staff members referred to in paragraph 1 above for the period 20 to 26 September 2014.
3. Council is requested to pay for accommodation, lunch, transport fees for bus transport to and from the location, promotional materials and 250 bottles of water be procured in order to help players in the field of play.
4. One Council vehicle be available to carry sport equipment and outfits.
5. The Sports Committee delegates two team managers since they are supposed to arrive the day before the games to deal with accreditation and to attend meeting.
6. Council delegates five (5) councillors namely: Cllr R S Baloyi, Cllr A J Mukhaha, Cllr N D Davhana, Cllr R Thandavhathu and the Mayor or any Executive Committee member delegated by the Mayor and relevant official from Department Corporate Services to officially represent the Municipality during the Games.

ITEM A.79.24.07.14**PUBLICITY: DRAFT BATHO PELE SERVICE STANDARDS, 2014
(11/B)**

RESOLVED A.79.24.07.14-

1. THAT Council approves the Batho Pele Service Delivery Standards, 2014 to easily monitor service delivery. (DCS)
2. THAT the contents of the Batho Pele Service Delivery Standards, 2014 document attached to the report in this regard, be adopted as the Municipality's Batho Pele Service Delivery Standards, 2014 with effect of the date of this Council Resolution. (DCS)

BathoPeleStandards_itm

ITEM A.80.24.07.14**PUBLICITY: STAKEHOLDERS MANAGEMENT FRAMEWORK POLICY, 2014
(11/B)**

RESOLVED A.80.24.07.14-

1. THAT Council approves the Stakeholders Management Framework Policy, 2014 to enhance public participation effectively and efficiently. (DCS)
2. THAT the contents of the Stakeholders Management Framework Policy, 2014 attached to the report in this regard, be adopted as the Municipality's Stakeholders Management Framework Policy, 2014 with effect of the date of this Council Resolution. (DCS)

StakeholdersFrameworkPolicy_itm

ITEM A.81.24.07.14**FINANCES: PROCUREMENT: CLAUSE 36: QUOTATION DEVIATIONS FOR 3rd
QUARTER: 2014/2015
(10/1/5/2)**

RESOLVED A.81.24.07.14-

THAT in terms of clause 36 of the Municipal Supply Chain Regulations, 2005 promulgated under the Local Government: Municipal Finance Management Act, 2003, in procurement by means of quotations during the 3rd quarter of the 2014/2015 financial year in the amount of R1 644 374.43 and which each was duly approved by the Accounting Officer before it was procured, be condoned by Council.

QuotationDeviations3rdQuarter_itm

(CFO)

ITEM A.82.24.07.14**FINANCES: REPORT ON PERFORMANCE OF SERVICE PROVIDERS (THIRD QUARTER): 2014/2015 (10/1/5/2)**

RESOLVED A.82.24.07.14-

1. THAT in terms of clause 116 of the Municipal Finance Management Act, 2003 (Act no. 56 of 2003), the assessment report of contracted service providers for Quarter 3 of 2014/2015 attached to the report in this regard, be noted and approved by Council. (CFO)
2. THAT the Department Technical Services must submit their report on performance of service providers for the third quarter. (DTS)

AssessmentReportQ3_itm

ITEM A.83.24.07.14**FINANCES: CONDONEMENT OF FRUITLESS AND WASTEFUL EXPENDITURE: ADDITIONAL INTEREST (5/5/2/1 & 6/13/2/3)**

RESOLVED A.83.24.07.14-

1. THAT Council condone the incurred additional interest charged by 3rd parties noted as fruitless and wasteful expenditure that was disclosed in prior years' financial statement. (CFO)
2. THAT the Chief Financial Officer must report in the next meeting all outstanding amounts owed by Makhado Municipality to Eskom and Telkom, and that a separate report be submitted at a next meeting of how service providers of debt collection on behalf of Municipality, are paid. (CFO)
3. THAT the Chief Financial Officer must implement a mechanism to avoid fruitless and wasteful expenditure in respect of major creditors such as Eskom and Telkom. (CFO)

FruitlessExpenditureAdditionalInterest_itm

ITEM A.84.24.07.14**COUNCIL LAND: PROPOSED DONATION OF ERF NUMBER 4633, LOUIS TRICHARDT EXTENSION 8 FOR THE CONSTRUCTION OF AN ORPHANAGE HOME: MMK FUNERAL ADMINISTRATORS (E.4633)****REMARK:**

This item was referred as item B.56.19.06.14.

ITEM A.85.24.07.14**PERSONNEL:**

- 1. SECONDMENT OF STAFF MEMBER: MINISTRY OF COMMUNICATIONS**
- 2. DELEGATION OF POWER – SECONDMENT OF STAFF TO HIGHER SPHERES OF GOVERNMENT**
(2/1/3/2/2; 5/1/1/B; SP2/10)

RESOLVED A.85.24.07.14

1. THAT the administrative action in consultation with the Chairperson of Executive Committee to in view of the urgency of the matter grant the request for secondment of Mr A Khameli, Senior Records Clerk, Department Corporate Services to the Ministry of Communications with retrospective effect of 6 June 2014 and subject to the conditions as recorded in the report in this regard, be ratified. (DCS)
2. THAT the power to forthwith approve of requests for secondment of staff to higher spheres of government be delegated to the Accounting Officer in consultation with the Chairperson of the Executive Committee and that such delegated power comply to the principle of lawful action and legislative requirements in the interest of all parties concerned; and that quarterly reports of any approvals under this delegated power be submitted to Council. (DCS/MM)
3. THAT Mr A Khameli, Senior Records Clerk, Department Corporate Services be congratulated with this fine achievement and wishes of best success be conveyed to him from Makhado Local Municipality. (DCS)

Secondment Khameli

ITEM A.86.24.07.14

- FINANCES: PROCUREMENT: CLAUSE 36: DEVIATION FROM PROCUREMENT PROCESSES: PURCHASE OF CONCRETE POLES FOR MAINTENANCE OF ELECTRIC NETWORK**
(8/3/21/1)

RESOLVED A.86.24.07.14

THAT the report be referred to the Municipal Public Account Committee (MPAC) for further investigation regarding deviation of purchase of concrete poles for maintenance of electric network by Rocla, and submission of a recommendation to Council. (CFO)

DeviationConcretePoles_itm(2)

ITEM A.87.24.07.14**COUNCIL LAND: PROPOSED SALE: ERF 1420, HLANGANANI TOWNSHIP: LIVING LIGHT OF THE WORLD APOSTOLIC CHURCH
(7/4/1/3 & 7/3/2/1)**

RESOLVED A.87.24.07.14

THAT the application to purchase erf number 1420, Hlanganani Township submitted by Bishop MA Lapane for the purpose of establishing the Living Light of the World Apostolic Church be approved by Council subject to the following conditions,

1. The intention to sell erf number 1420, Hlanganani Township be advertised in a local newspaper for comments and objections if any.
2. The property be sold at a market related valuation determined by a Professional Valuer which will serve as the purchase price.
3. The Developer submits a site development plan for consideration by the Municipality.
4. The building plan be submitted to the Municipality for approval.
5. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further two (2) years.
6. In the event that the developer failed to complete the development as required under paragraph five (5) above, the property shall revert back to Council without compensation by the Municipality to the Developer for any improvements on the property.
7. The standard conditions for the sale of Municipal land will further apply.
8. The purchaser will be responsible to for the rezoning of the property to suit the intended land use and will carry all the costs in this regard. Council will not be liable in the event that the intended rezoning is opposed by any Stakeholder. (DDP)

ProposedSaleErf1420Hlanganani_itm

ITEM A.88.24.07.14**COUNCIL LAND: PROPOSED SALE: ERF 1421, HLANGANANI, TOWNSHIP
(7/4/1/3 & 7/3/2/1)**

RESOLVED A.88.24.07.14

THAT the proposed sale of erf 1421, Hlanganani Township for purpose of establishing a Restaurant that was received from Mr L. M. Matombo be approved, subject to the following conditions: -

1. The intention to sell the Municipal land be advertised in a local newspaper for comments and objections if any, and
2. A general valuation roll for the year 2014 to 2018 which will serve as the purchase price for the property be considered,
3. The developer submits a development proposal,
4. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further (2) years,

5. In the event that the developer failed to complete the development as required under paragraph 2 above, the property shall revert back to Council without compensation by the Municipality to the developer for any improvements on the property,
6. The purchaser will be responsible for rezoning of the land to suit the use and carry all costs thereof,
7. The standard conditions for sale of Municipal land will further apply,
8. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Land Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that he/she will bear all costs relative to the advertisements and valuation.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** Eskom is the supply agent.
 - 9.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 9.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 9.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ProposedPurchaseErf1421Hlanganani_itm

(DDP)

ITEM A.89.24.07.14

COUNCIL LAND: PROPOSED SALE: ERF 25, VUWANI TOWNSHIP (7/4/1/3 & 7/3/2/1)

RESOLVED A.89.24.07.14

THAT the application for sale of erf 25, Vuwani Township in order to establish the Cartime Scrapyard and Panel beating that was received from Mr Solomon Mukwevho because of the following reasons be disapproved: -

1. The proposed land use is not in line with the Makhado Land Use Scheme 2009,
2. Proof of the alleged paid amount despite diligent search both office and personal records cannot be traced.

ProposedSaleErf25Vuwani_itm

(DDP)

ITEM A.90.24.07.14**COUNCIL LAND: PROPOSED SALE: INDUSTRIAL ZONED ERF 2203, (MAKHADO-A),
DZANANI TOWNSHIP
(7/4/1/4 & 7/3/2/1)**

RESOLVED A.90.24.07.14

THAT the application for proposed purchase of industrial zoned erf 2203, Makhado-A, Dzanani Township in order to establish Bachelor Flats, be approved subject to the conditions as stated here below:

1. The intention to sell the Municipal land be advertised in a local newspaper for comments and objections if any,
2. The property be sold at a market related purchase price determined by a Professional valuator,
3. The developer submits a development proposal for consideration,
4. The property be developed within (3) three years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further (2) two years,
5. In the event that the developer failed to complete the development as required under paragraph 4 above, the property revert back to Council without compensation by the Municipality to the developer for any improvements on the property,
6. The applicant will be responsible for payment of installation costs for municipal services and the Municipality cannot guarantee water, sewer and electricity services to the site,
7. The proposed development must comply with all Health and Environment legislation that may be applicable, as well as the National Building Regulations,
8. The purchaser will be responsible for rezoning of the land to suit the use and carry all costs thereof.
9. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Land Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that he/she will bear all costs relative to the advertisements and valuation.
10. The approval is further subject to the following conditions:
 - 10.1 **Electricity**: Eskom is the supply agent.
 - 10.2 **Water**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 10.3 **Sewer**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 10.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ITEM A.91.24.07.14**COUNCIL LAND: PROPOSED SALE: ERF 1054, VUWANI, EXTENSION 1 TOWNSHIP
(7/4/1/3 & 7/3/2/1)**

RESOLVED A.91.24.07.14

THAT the proposed sale of erf 1054, Vuwani Extension 1 Township for purpose of establishing a crèche that was received from Mr A. Makamu be approved, subject to the following conditions:

1. The intention to sell the Municipal land be advertised in a local newspaper for comments and objections if any, and,
2. The general valuation roll for the period of 2014 to 2018 be considered which will serve as the purchase price for the property,
3. The developer submits a development proposal for consideration,
4. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further (2) years,
5. In the event that the developer failed to complete the development as required under paragraph 2 above, the property revert back to Council without compensation by the Municipality to the developer for any improvements on the property,
6. The standard conditions for the sale of Municipal land will further apply,
7. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Land Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that he/she will bear all costs relative to the advertisements and valuation.
8. The approval is further subject to the following conditions:
 - 8.1 **Electricity**: Eskom is the supply agent.
 - 8.2 **Water**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 8.3 **Sewer**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 8.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ITEM A.92.24.07.14**COUNCIL LAND: PROPOSED LEASE: ADVERTISING RIGHTS AT THE TAXI RANK: DZANANI TOWNSHIP TO COMUTANET (15/3/9)**

RESOLVED A.92.24.07.14

THAT the application received from Mr Alfred Mekwa “Senior Development Manager” acting on behalf of ComutaNet for permission to commercialize advertising structure of dimension 2.5m x 2.5m breadth and 6m high at Dzanani Taxi Rank be approved, subject to the following terms and conditions read with the provisions of Chapter 4 and Chapter 5 of the Makhado Municipality Draft Outdoor Signs By-Laws:

1. The intention to lease municipal land be advertised in local newspapers for objections if any,
2. A market related rental for the lease of municipal land determined by a Professional valuator be collected,
3. The term of lease be for a period of five (5) years, with an option to renew,
4. A standard lease agreement be made and entered into by and between Makhado Local Municipality and Mr Alfred Mekwa “Senior Development Manager” acting on behalf of ComutaNet,
5. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Property Land Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that they will bear all costs relative to the advertisements and valuation.
6. The approval is further subject to the following conditions:
 - 6.1 **Electricity:** Dzanani Township falls in the ESKOM area of electricity distribution.
 - 6.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 6.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 6.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

AdvertisingTaxiRank_itm

(DDP)

ITEM A.93.24.07.14**COUNCIL LAND: PROPOSED SALE OF PORTIONS OF ERF NUMBER 39, VUWANI TOWNSHIP (7/3/2/1, 15/5/18 &7/4/1/3)****REMARK:**

This report was referred from item B.58.03.07.14.

RESOLVED A.93.24.07.14

THAT Council approves the alienation of portions 2, 4, 5, 6 of erf number 39, Vuwani Township and its Remainder through a *public auction* with the following conditions:

1. The intention to sell portions of erf 39, Vuwani Township be advertised in a local Newspaper for the comments and objections if any with their market related value determined by a Registered Professional Valuer appointed by Council including the type of businesses to be constructed on site.
2. The portions which are not sold on the day of the auction remains stock and be sold at a later date on a *first come first serve basis* to the interested person.
3. The purchasers have to purchase the erf in cash or deliver a bank guarantee for the full purchase within 28 days from the day of sale.
4. The Developer to submit a site development plan to be considered by the Municipality.
5. The Property be developed within three (3) years from the date of signing the Deed of Sale provided that Council may allow an extension of a further two (2) years.
6. In the event that the Developer failed to complete the development as required above, the property shall revert back to Council without compensation by the Municipality to the Developer for any improvements done on the property.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** Eskom is the supply authority for electricity in Vuwani. No further comments.
 - 7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 7.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 7.4 **Property Rates:** The landowner has since the implementation of the 2008-2012 General Valuation Roll **not paid / paid** charges for property rates. The approval of the application is subject thereto that all property rates due to Municipality since 1 July 2008 be paid.

ProposedSaleErf39Vuwani_itm

(DDP)

ITEM A.94.24.07.14**PERSONNEL: APPOINTMENT: DIRECTOR CORPORATE SERVICES
(5/3/4/9/4)**

RESOLVED A.94.24.07.14 -

1. THAT Mr Kharidzha N C be appointed as the Director Corporate Services with effect from 1 August 2014 as more fully set out in the report in this regard. (DCS)

2. THAT the Employment Contract and the Performance Agreement between the Director Corporate Services and the Municipal Manager be approved as set out in Annexure A attached to the report in this regard, and that the Municipal Manager be vested with the power to negotiate the contents of the two said agreements with the incumbent. (MM)
3. THAT the Municipal Manager be vested with the power to negotiate the all-inclusive remuneration package on a cost-to-council basis with the Director Corporate Services referred to in paragraph 1 above and that the remuneration package be in terms of the Upper Limits of the Total Remuneration package of Senior Managers as determined by the Minister of Cooperative Governance and Traditional Affairs. (MM)
4. THAT it be noted that the Municipal Manager will sign the Employment Contract and Performance Agreement of the Director Corporate Services on behalf of Makhado Municipality as dictated by legislation. (MM)
5. THAT Council informs the MEC for COGHSTA of the appointment of Director Corporate Services within 14 days of the Council Resolution. (DCS)

AppointmentDCS_itm(2)

ITEM A.95.24.07.14

FINANCES: IMPLEMENTING THE DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS: 2013/14 FINANCIAL YEAR (5/5/2/1)

REMARK:

Cllr S Masuka proposed, duly seconded by Cllr R Ludere that recommendation no. 5 be changed to read as follows: “5. THAT all Executive Committee members, the Speaker and the Chief Whip and the Chairperson of Municipal Public Account Committee and all Councillors who served as Councillors of Makhado Municipality for a period of more than ten (10) years must be allocated with parking bays at the Municipal Civic Centre in Makhado town.”

RESOLVED A.95.24.07.14 –

1. THAT note be taken that the implementation of Notice No. R.64 (Department of Cooperative Governance) published in Government Gazette No 37281 dated 29 January 2014 is done according to the description in the report. (DCS)
2. THAT a Task Committee comprising of Cllr R S Baloyi, Cllr N D Davhana, Acting Director Corporate Services and Chief Financial Officer be nominated to investigate if Councillors and Officials can claim while travelling within the municipality area of jurisdiction with a view of reviewing the Substance and Travelling Policy to that effect. (DCS/CFO)

3. THAT the Municipal Public Account Committee Chairperson would have an office as from 1st day of August 2014. (DCS/DDP)
4. THAT all Councillors be trained on how to operate laptops. (DCS)
5. THAT all Executive Committee members, the Speaker and the Chief Whip and the Chairperson of Municipal Public Account Committee and all Councillors who served as Councillors of Makhado Municipality for a period of more than ten (10) years must be allocated with parking bays at the Municipal Civic Centre in Makhado town. (DCOMS)

UpperLimitsImplementation2014_itm

ITEM A.96.24.07.14

FINANCES: MUNICIPAL REGULATIONS ON STANDARD CHART OF ACCOUNTS (6/1/B/1)

RESOLVED A.96.24.07.14 –

1. THAT Council takes note of the Municipal Regulations on Standards Chart of Accounts Notice No. 37577 issued in terms Section 216 of the Constitution of the Republic of South Africa, 1996 attached as Annexure A. (CFO)
2. THAT Council takes note that the Municipality must be fully compliant with the Regulation as at 1st July 2017. (CFO)
3. THAT Council notes that the plans and strategies to ensure compliance with the Regulation will be submitted to the Council at the next meeting. (CFO)

SCOARegulations_itm

ITEM A.97.24.07.14

FINANCES: TENDERS AWARDED: 4th QUARTER 2013/2014 FINANCIAL YEAR (8/3/B/1 & 10/1/5/2)

RESOLVED A.97.24.07.14 -

THAT note be taken of the six (6) tenders awarded through the Competitive Bidding Process for the term April to June 2014, i.e. the 4th Quarter of the 2013/2014 financial year. (CFO)

TendersAwarded4thQ2013-2014_itm

ITEM A.98.24.07.14**APPROVAL FOR THE AMENDMENT OF THE ELECTRICITY TARIFFS COMPLIANT TO THE NERSA APPROVAL LETTER (6/1/1(2014/15))**

RESOLVED A.98.24.07.14 –

THAT Council approves the amendments on the system as well as sending it to the Provincial Gazette, for further amendments.

ElectricityTariffsAmendment_itm

(CFO)

ITEM A.99.24.07.14**COUNCIL ASSET: SELLING OF REFUSE MASS CONTAINERS WHICH ARE NO LONGER REPAIRABLE: WASTE MANAGEMENT (1/3/41)**

RESOLVED A.99.24.07.14 –

THAT Council approve the sale of 43 refuse mass containers through auctioneering so that income can be generated.

SaleOfMassContainers_itm

(CFO)

ITEM A.100.24.07.14**FINANCES: REQUEST FOR CONDONEMENT OF FRUITLESS AND WASTEFUL EXPENDITURE FOR 4TH QUARTER (6/13/2/3)**

RESOLVED A.100.24.07.14 -

THAT Council approves in terms of the provisions of section 32(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) an amount of R **340 664,57** be written off as irrecoverable based on the reasons as fully recorded in the report in this regard. (CFO)

FruitlessExpenditureQuarter4_itm

ITEM A.101.24.07.14**FINANCES: 4TH QUARTER PROCUREMENT: IRREGULAR EXPENDITURE (10/1/5/2)**

RESOLVED A.101.24.07.14 –

1. THAT Council review items and reasons provided for Council to condone expenditure.

(CFO)

2. THAT a letter must be submitted to National Treasury that Council has considered the items relating to Section 32 non-compliance and have evaluated reasons for condonation. (refer to page 8 of Circular no 68: of the National Treasury as attached as Annexure A to this report). (CFO)
3. THAT if items are not condoned after Council analysis and National Treasury's approval of the non-compliance aspect to the Municipal Finance Management Act the items will continue to be disclosed as irregular expenditure in the financial statements for 13/14 will be disclosed in our financial statements. (Target 30 June 2014) (CFO)
4. THAT if a contract was identified as irregular expenditure from supply chain process, in 1 financial year all continued expenditure in that contract must be reported as irregular expenditure.

Section 32(d) of the MFMA reads as follows: *Expenditure incurred by a municipality or municipal entity in contravention of, or that is not in accordance with, a requirement of the supply chain management policy of the municipality or entity or any of the municipality's by-laws giving effect to such policy, and which has not been condoned in terms of such policy or by-law,*

Circular 68 pages 8 read as follows: *With reference to (d) of section 32 of the MFMA as defined – a council may condone a contravention of the council approved SCM policy or a by-law giving effect to such policy, provided that the contravention, is not also a contravention of the MFMA or the SCM regulations, in which case (a) applies and then only **National Treasury** can condone a contravention of the SCM regulations.*

Any such requests must be accompanied by a full motivation and submitted to mfma@treasury.gov.za for consideration. (CFO)

5. THAT in terms of section 32 of Municipal Finance Management Act, the Council approves these expenditures for condoning them. (CFO)

ITEM A.102.24.07.14

FINANCES: PROCUREMENT: FURTHER IDENTIFIED IRREGULAR EXPENDITURE REPORTING IN TERMS OF MUNICIPAL FINANCE MANAGEMENT ACT, 2003 SECTION 32 (10/1/5/2)

RESOLVED A.102.24.07.14 -

1. THAT Council review items and reasons provided for Council to condone expenditure. (CFO)
2. THAT a letter must be submitted to National Treasury that Council has considered the items relating to Section 32 non-compliance and have evaluated reasons for condonation. (refer to page 8 of Circular no 68 : of the National Treasury as attached as Annexure A to this report). (CFO)

3. THAT if items if not condoned after Council analysis and National Treasury approval of the non-compliance aspect to the Municipal Finance Management Act the items will continue to be disclosed as irregular expenditure in the financial statements for 13/14 will be disclosed in our financial statements. (Target 30 June 2014) (CFO)

4. THAT if a contract was identified as irregular expenditure from supply chain process, in 1 financial year all continued expenditure in that contract must be reported as irregular expenditure.

Section 32(d) of the MFMA reads as follows:

Expenditure incurred by a municipality or municipal entity in contravention of, or that is not in accordance with, a requirement of the supply chain management policy of the municipality or entity or any of the municipality's by-laws giving effect to such policy, and which has not been condoned in terms of such policy or by-law,

Circular 68 pages 8 read as follows:

*With reference to (d) of section 32 of the MFMA as defined – a council may condone a contravention of the council approved SCM policy or a by-law giving effect to such policy, provided that the contravention, is not also a contravention of the MFMA or the SCM regulations, in which case (a) applies and then only **National Treasury** can condone a contravention of the SCM regulations.*

Any such requests must be accompanied by a full motivation and submitted to mfma@treasury.gov.za for consideration. (CFO)

5. THAT in terms of section 32 of Municipal Finance Management Act, the Council approves these expenditures for condoning them. (CFO)

6. THAT irregular expenditure of advertisement for less than 30 days would not be accepted in future.

IrregularExpenditureFurtherIdentified_itm

(CFO)

ITEM A.103.24.07.14

**FINANCE: UNALLOCATED DEPOSITS AND PRIOR MAGTAPES
(6/13/2/2)**

RESOLVED A.103.24.07.14 –

THAT Council takes note of the following transactions which were written-off at year end in accordance with the Council Policy as per **Council Resolution A.32.29.03.12:**

1. The total amount of R100 473, 84 being unallocated payments or deposits without reference for the current financial year, starting from 1st July 2013 to 31st March 2014, as reflected in Annexure A attached to the report in this regard;
2. The total amount of R86 100, 17 being the unreconciled transactions (deposits) against the municipal cash book and the bank statement for the prior years, that is, the period prior to 30 June 2013, as reflected in Annexure B attached to the report in this regard.
3. It be noted that this write-off is a mere action of recognizing these transactions in the municipal books and it implies that any future claim by any member of the public for the amount which

has not been allocated will be reallocated after having been proved beyond reasonable doubt that indeed the transaction belongs to the account of that particular claimant.

4. That a consumer campaign to educate the community on how to deposit money into the Municipal account be conducted. (CFO)

WriteOffUnallocatedDeposits_itm

ITEM A.104.24.07.14

FINANCE: WRITE OFF – BASIC ELECTRICITY CHARGES IN VILLAGES (6/13/2/2)

REMARK:

1. Cllr N D Davhana proposed, duly seconded by Cllr H F Mathavha that the matter be referred back and re-submitted to the Portfolio Committee: Finance anew.
2. This item was referred as item B.74.24.07.14.

ITEM A.104.24.07.14(i) (originally A.104.24.07.14)

FINANCES: REQUEST TO WRITE OFF WATER RELATED TRANSACTIONS (6/10/2 & 6/13/2/2)

RESOLVED A.104.24.07.14(i) –

1. THAT Council approves the write off of water related transactions with related VAT as at 30 June 2014. (CFO)
2. THAT note be taken that the write off is done to ensure proper accounting treatment in the annual financial statements and records of the write off must be kept for possible recovery of the monies from the District Municipality. (CFO)
3. THAT after the write off the District Municipality and Makhado Local Municipality will process the impact of the write off in their books and that the processes will be initiated to ensure the recovery of the expenditures incurred from the Vhembe District Municipality. (CFO)
4. THAT an engagement to resolve the matter be embarked upon between the Mayor and Municipal Manager of Makhado Municipality and the Executive Mayor and Municipal Manager of Vhembe District Municipality to finalize the long overdue transfer of staff and assets related to Water and Sanitation Services and a progress report be submitted to Council in its ordinary meeting in October 2014. (MM/CFO/DCS)

WaterTransactionsWriteOff2013-14_itm

ITEM A.105.24.07.14**COUNCIL LAND: PROPOSED SALE OF PORTION 2 OF ERF 1140, MAKHADO-A, DZANANI TOWNSHIP
(7/4/1/4)**

RESOLVED A.105.24.07.14 –

THAT the application received from Mr Johannes Hammann (Junior) acting on behalf of Hammann – Moosa Incorporated to purchase business zoned portion 2 of erf 1140, Makhado-A, Dzanani Township be disapproved due to the fact hereunder: -

- i) The request in the above regard be disapproved because the applicant has encroached on portion 1 of erf 1140, Makhado-A, Dzanani Township and he must first remove the palisade fence on site.

ProposedSaleErf1140MakhadoA_itm

(DDP)

ITEM A.106.24.07.14**COUNCIL LAND: PROPOSED SALE OF ERF 2, LEGONG STREET, TSHIKOTA TOWNSHIP
(TE 02)**

RESOLVED A.106.24.07.14 –

1. THAT Council approves the selling of erf 2, Legong Street, Tshikota Township to Mr Moses Pheeha Ralephenya by the amount of R20 000 reflected on the General Valuation Roll for 2014-2018 financial year approved by a Registered Professional Valuer. (DDP)
2. THAT in terms of the provisions of section 79 (18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended, the intention to sell the erf be advertised in a local newspaper for comments and objections if any, and that the advertisement cost be paid by the purchaser. (DDP)
3. THAT the Purchaser has to purchase the erf in cash or deliver a bank guarantee for the full purchase within 28 days from the day of the sale and that he paid all debts owing to the Municipality in full before purchasing thereof. (DDP)
4. THAT the Developer submits a development proposal for consideration by the Municipality. (DDP)
5. THAT the property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further two (2) years. (DDP)
6. THAT in the event that the Developer failed to complete the development as required under paragraph four (4) above, the property shall revert back to Council without compensation by the Municipality to the Developer for any improvement on the property. (DDP)

7. THAT the Department of Corporate Services and Council Attorneys investigate the sale and illegal occupation of the erf. (DCS)

ProposedSaleErf2Tshikota_itm

ITEM A.107.24.07.14

**COUNCIL LAND: PROPOSED IDENTIFICATION OF AN ERF AND CONSTRUCTION OF MAYOR'S OFFICIAL RESIDENCE
(7/4/13)**

RESOLVED A.107.24.07.14 –

THAT Council approves construction of Mayoral residence with the following conditions:-

1. Erf 235, Eltivillas Extension 1 be reserved for Mayor's official residence construction.
2. Council approves proposed building designs that will be submitted to building control section for technical assessment and further approval.
3. Construction of Mayor's official residence commence during the first quarter of 14/15 financial year.
4. The approval is further subject to the following conditions:
 - 4.1 **Electricity:** No electricity is existent on erf 235, Eltivillas. Only a maximum of 50kVA three phase electricity supply can be made available subject to-
 - a) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - b) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - 4.2 **Water & Sewer:** The Municipality is an operational agent of Vhembe District Municipality and will make provision for water/sanitation connection through maintenance team and the account will be opened with Vhembe District Municipality.
 - 4.3 **Property Rates:** No rates account is opened on the system and therefore, no rates charged. An alternative account is opened in the name of the Municipality and therefore it does not attract rates.

MayoralResidence_itm

(DDP)

ITEM A.108.24.07.14

**COUNCIL LAND: PROPOSED PURCHASE OF ERF 1208 AND 1211, HA-TSHIKOTA (VLEYFONTEIN) TOWNSHIP
(E1208 & E1211)**

RESOLVED A.108.24.07.14 -

THAT due to scarcity of land available only the application for purchase of erf 1211, Ha-Tshikota (Vleyfontein) Township for the sole purpose of establishing Day Care and Creche be approved, subject to the following conditions: -

1. In terms of the provisions of section 79(18) of the Local Government Ordinance , 1939 (Ordinance 17 of 1939) as amended the intention to sell erf 1211, Ha-Tshikota (Vleyfontein) Township be advertised in a local newspaper for comments and objections if any, and
2. Erf 1211, Ha-Tshikota (Vleyfontein) Township be sold at a market related purchase price endorsed in the Makhado Local Municipality general valuation roll for the years 2014 – 2018,
3. The standard conditions for donation of Municipal land will further apply.
4. A standard Deed of Sale agreement be made and entered into by and between Makhado Local Municipality and Ms S. Mulaudzi,
5. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that he/she will bear all costs relative to the advertisements and valuation.
6. The approval is further subject to the following conditions:
 - 6.1 **Electricity:** ESKOM is the supply agent.
 - 6.2 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ProposedPurchaseErf1211HaTshikota_itm

(DDP)

ITEM A.109.24.07.14

COUNCIL LAND: PROPOSED PURCHASE OF ERF 1308 AND (A PORTION OF ERF 1309 MEASURING 1315M²), HA-TSHIKOTA (VLEYFONTEIN) TOWNSHIP (E1308 & E1309)

RESOLVED A.109.24.07.14

THAT the application for utilisation of erf 1308 and portion of erf 1309, Ha-Tshikota (Vleyfontein) Township for the sole purpose of establishing Brickyard and Driving School be approved, subject to the following conditions: -

1. In terms of the provisions of section 79(18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended the intention to purchase erf 1308 and portion of erf 1309, Ha-Tshikota (Vleyfontein) Township be advertised in a local newspaper for comments and objections if any, and
2. A portion of erf 1309, Ha-Tshikota (Vleyfontein) Township be sold at a market related price performed by a registered professional valuer which will serve as price for the property,
3. The applicant at his costs must appoint a Professional Land Surveyor for the subdivision and rezoning of a portion of erf 1309 measuring 1315m, Ha-Tshikota (Vleyfontein) Township,
4. Consolidation of erf 1308 and a portion of erf 1309, Ha-Tshikota (Vleyfontein) Township) be transacted at the cost of the applicant,
5. The standard conditions for the sale of municipal land will further apply,
6. The standard Deed of Sale agreement be made and entered into by and between Makhado Local Municipality and Mr N. D. Ramalepe,

7. The developer submit a development proposal for consideration,
8. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that he/she will bear all costs relative to the advertisements and valuation.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** ESKOM is the supply agent.
 - 9.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 9.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 9.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ProposedPurchaseErf1308_itm

(DDP)

ITEM A.110.24.07.14**COUNCIL LAND: PROPOSED UTILISATION OF AN OPEN SPACE BETWEEN PADKAMP “UNIT N” AND PORTION 2 OF ERF 1280, LOUIS TRICHARDT TOWNSHIP (E.1280/2)**

RESOLVED A.110.24.07.14 –

THAT the application for utilisation of an open space between padkamp “Unit N” and portion 2 of erf 1280, Louis Trichardt Township that was received on 07 November 2013 from Mr T. N. Mabogo acting on behalf of the Ngomalungudu Co-operative in order to establish an entertainment area and cash crop field (Urban farming) be disapproved, subject to the following conditions: -

1. The area was intended for sewer system plant and sewer infrastructure is passing through the site.
2. No development was allowed in that area including grazing paddocks and agriculture.
3. It was stated that the area is undevelopable due to its natural Geological characteristics.

OpenSpacePadkamp_itm

(DDP)

ITEM A.111.24.07.14**COUNCIL LAND: REQUEST FOR ANNULMENT OF COUNCIL RESOLUTION AND SIZE REDUCTION PERTAINING TO APPLICATION FOR ERF 1217, TSHIKOTA EXTENSION 1 TOWNSHIP (E1217)**

RESOLVED A.111.24.07.14 –

THAT the annulment of Council Resolution A.17.28.03.13 due to scarcity of land available pertaining to the application for erf 1217, Tshikota Extension 1 Township in order to construct a Primary Secondary School or Secondary School that was received on 11 October 2012 from the Parish Priest

(Fr Frank Gallagher MSC) acting on behalf of “De Montfort Catholic School” be approved, subject to the following conditions: -

1. In terms of the provisions of section 79(18) of the Local Government (Ordinance 17 of 1939) as amended the intention to sell a portion of erf 1217, Tshikota Extension 1 Township be advertised in a local newspaper for comments and objections, if any,
2. The applicant be granted approval to purchase (a portion of erf 1217 measuring 2,4ha) in extent Tshikota Extension 1 Township,
3. The property be sold at a market related purchase price determined by a Professional valuator, wherein applicant will get 50% off atre valuation,
4. The developer submits a development proposal for consideration,
5. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further two (2) years.
6. In the event that the developer failed to complete the development as required under paragraph 4 above, the property shall revert back to Council without compensation by the municipality to the developer for any improvements on the property,
7. The standard conditions for the sale of Municipal land will further apply,
8. The purchaser will be responsible for the subdivision of the property and will carry all the costs.
9. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Land Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that he/she will bear costs relative to the advertisements and valuation.
10. The approval is further subject to the following conditions:
 - 10.1 **Electricity:** Erf 1217, Tshikota Extension 1 has no existing electricity supply capacity. Only a standard connection of 50 kVA maximum can be made available.
The client is further obliged to comply with the following conditions:
 - (a) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (b) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (c) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
 - 1.2 **Property Rates:** The landowner has since the implementation of the 2008-2012 General Valuation Roll **not paid / paid** charges for property rates. The approval of the application is subject thereto that all property rates due to Municipality since 1 July 2008 be paid.

ITEM A.112.24.07.14**COUNCIL LAND: CONSIDERATION OF OBJECTIONS RECEIVED ON THE PROPOSED SALE OF PORTION OF ERF 4296 SITUATED AT CORNER RISSIK STREET AND NATIONAL 1 ROAD (15/3/8; E 4296)**

RESOLVED A.112.24.07.14 –

1. THAT the process to alienate a portion of land in extent 24 000m² of erf 4296 was done fairly and following the proper procedure in terms of the municipal land sale policy. (DDP)
2. THAT Deed of Sale Agreement should be prepared for the applicant to proceed with other processes as stated on the Council Resolution. (DDP)
3. THAT the objectors be informed about the Council decision and the Municipality land sale policy on the sale of immovable properties.

ObjectionsErf4296_itm

(DDP)

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9.2 Report of the Municipal Public Accounts Committee in terms of section 79 of the Local Government: Municipal Structures Act, 1998 (No. 117 of 1998): July 2014**ITEM A.113.24.07.14****COUNCIL COMMITTEES: MUNICIPAL PUBLIC ACCOUNT COMMITTEE: ANNUAL WORK PROGRAMME – 2014/15 FINANCIAL YEAR (4/33; 10/1/2)**

RESOLVED A.113.24.07.14 -

THAT the 2014/2015 MPAC Work Programme, compiled in terms of Clause 6 of the Guidelines for MPACs adopted by Council under Resolution A.121.01.12.11, attached as Annexure A to the report in this regard, be approved. (DCS)

MPACWorkProgramme2014-15

ITEM A.114.24.07.14**MPAC: ALL DEVIATION REPORTS FOLLOWING PROCUREMENT WHICH DID NOT FOLLOW THE NORMAL SCM POLICY AND PROCEDURE SUBMITTED TO COUNCIL AND ITS RESOLUTIONS (8/3/2/1)**

RESOLVED A.114.24.07.14 –

1. THAT Council condones the irregular expenditure and MPAC concur with Auditor-General's finding on non-compliance by the Municipality. (CFO)

2. THAT the officials must comply with Supply Chain Management Policy, MFMA and its Regulations to avoid this anomaly in future. (MM/ALL DIRS)

MPACDeviationReports_itm

ITEM A.115.24.07.14

MPAC: THE SUPPLY CHAIN MANAGEMENT POLICY 2013/2014 FINANCIAL YEAR APPROVED BY COUNCIL AND THE COUNCIL RESOLUTION (6/1/1(13/14))

RESOLVED A.115.24.07.14 -

THAT MPAC members need training on Supply Chain Management Policy, MFMA and Regulations.

MPACTrainingSCMPolicy_itm (CFO/DCS)

ITEM A.116.24.07.14

MPAC: ALL SECTION 71 (MFMA 2003) MONTHLY REPORTS SUBMITTED TO COUNCIL AND ITS RESOLUTIONS (6/1/1(13/14))

RESOLVED A.116.24.07.14 –

1. THAT all departments must spend their budgets before the end of the 2013/2014 financial year. (MM/ALL DIRS)
2. THAT MPAC takes note of the in-year monitoring financial report for the month of March 2014. (CFO)
3. THAT the variances on Department of Technical Service should be used to speed up service delivery. (CFO/DTS)
4. THAT the Communication and Event Section must spend all the money budgeted for 2013/14 financial year. (DCS)
5. THAT Makhado N1 Arts and Craft Centre/Ayob – Budget R100 000,00 variance R100 000,00 and was no expenditure– funds to be utilized as budgeted for service delivery. (CFO/DDP)
6. THAT the budgeted amount for planning CMIE Project must be utilized before end of financial year. (CFO/DTS)
7. THAT the money budgeted for Parks and Recreation must be utilized before end of financial year. (CFO/DCOMS)
8. THAT Public Toilets at Regional Offices – Budget must be used before end of financial year. (CFO/DTS)

9. THAT the surplus on Expenditure Standards must be used to fund other projects. (CFO)

MPACSection71Reports_itm

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9.3 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 May to July 2014

**The report of the 349th Executive Committee meeting held on 16 May 2014
 The report of the 350th Executive Committee meeting held on 22 May 2014
 The report of the 351st Executive Committee meeting held on 29 May 2014
 The report of the 352nd Executive Committee meeting held on 19 June 2014
 The report of the 353rd Executive Committee meeting held on 3 July 2014
 The report of the 354th Executive Committee meeting held on 17 July 2014
 The report of the 355th Executive Committee meeting held on 24 July 2014**

ITEM B.44.16.05.14 (originally B.44.15.05.14)

TOWN-PLANNING AND CONTROL:

- 1. REZONING OF THE REMAINDER OF ERF 3248, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR THE PURPOSE OF DWELLING UNITS: AMENDMENT SCHEME NO. 74**
- 2. CLAUSE 21 APPLICATION FOR THE RELAXATION OF DENSITY FROM 20 TO MORE THAN 65 DWELLING UNITS PER HECTARE
(E3248/R & 15/4/2/2/1/306)**

RESOLVED B.44.16.05.14 –

THAT the application submitted by Nelphat Consulting Services on behalf of their clients Mpilo V.M and Mpilo M.L to rezone the remainder of erf 3248, Louis Trichardt Township from “Residential 1” to “Residential 3” simultaneously with clause 21 application for the relaxation of density from 20 to more than 65 dwelling units per hectare be disapproved as it does not align with the Council’s densification policy, 2012 but that the rezoning from “Residential 1” to “Residential 2” with a maximum of 45 units per hectare approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
4. Only a maximum of 7 dwelling units may be erected.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.

7. Engineering services contributions will be payable and will be calculated in accordance with Council's formula for such services.
8. Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** After an In Loco inspection on E 3248 Remainder and Portion 1 it was found that there are already two dwellings on Portion 1. That leaves the Remainder with 25 kVA capacity (2 X 60 Amp connections).
The developer must give an indication of how many dwelling units are going to be erected. The amount of electricity that will be made available will be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme.
 - (b) Only a maximum of 25 kVA may in any way be considered for the Remainder of E 3248 because the erf has already been subdivided. According to present status of the electricity supply scheme no extra capacity can be made available.
 The client is further obliged to comply with the following conditions:
 - (c) If more than four dwellings will be erected on the stand the design of the electrical diagram must be done by a professional electrical engineer, who must also supervise all installation work .
 - (d) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993.
 - (e) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.
 - (f) The electrical contractor must register by complete an annexure 4 at the municipality before any work commence.
 - (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.
 - 9.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 9.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 9.4 **Property Rates:** The landowner has since the implementation of the 2008-2012 General Valuation Roll **not paid / paid** charges for property rates. The approval of the application is subject thereto that all property rates due to Municipality since 1 July 2008 be paid.
10. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.

12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
14. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
15. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval. (DDP)

RezoningRemainderErf3248LTT_itm

ITEM B.45.16.05.14 (originally B.45.15.05.14)

TOWN-PLANNING AND CONTROL:

1. **REZONING OF ERF 922, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF DWELLING UNITS AND**
2. **CLAUSE 21 APPLICATION FOR THE RELAXATION OF DENSITY FROM 20 TO 42 DWELLING UNITS PER HECTARE**
3. **APPLICATION FOR SPECIAL CONSENT IN TERMS OF CLAUSE 22 OF THE MAKHADO LAND USE SCHEME 2009, TO RELAX THE PERMITTED COVERAGE FROM 60% TO 63%**

(E.922, 15/3/8 & 15/4/2/2//1/322)

RESOLVED B.45.16.05.14 –

THAT the application submitted by Pieterse Du Toit & Associates (Pty)LTD on behalf of their client Muravha Building & Civil CC to rezone Erf 922, Louis Trichardt Township from “Residential 1” to “Residential 2” for the purpose of erecting dwelling units simultaneously with clause 21 application for the relaxation of density from 20 to 42 dwelling units per hectare and clause 22 application for the relaxation of coverage from 60% 63% be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) and clause 20.1 of Makhado Land Use Scheme, 2009 subject to the following conditions:

1. No development shall take place before promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
8. The approval is further subject to the following conditions:
 - 8.1 **Electricity:** After an In Loco inspection it was found that Erf 922, Louis Trichardt is an empty stand and has no electrical connection at this stage.

The developer must give an indication of how many dwelling units are going to be erected. The amount of electricity that will be made available will be subject to-

- (a) Overall availability of capacity in the Municipality's electricity supply scheme
- (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
- (c) Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (g) The electrical contractor must register by complete an annexure 4 at the municipality before any work commence.

8.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

8.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

8.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

- 9. 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.
- 10. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
- 11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
- 12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
- 13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
- 14. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
- 15. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval. (DDP)

ITEM B.46.16.05.14 (originally B.46.15.05.14)**TOWN-PLANNING: AMENDMENT OF COUNCIL RESOLUTION FOR THE CONSOLIDATION OF ERF 855 AND ERF 857, LOUIS TRICHARDT TOWNSHIP (15/3/8; E855, E857 & 15/3/7)**

RESOLVED B.46.16.05.14 -

1. THAT the request submitted by Geoland Surveys on behalf of their client Mr M R Phadziri to amend the consolidated erf number to be erf 5140 instead of erf 5141 as reflected under Council Resolution number B.76.27.06.08, be approved. (DDP)
2. THAT the applicant be given consent subject to the conditions as stated under Council Resolution B.76.27.06.08. (DDP)

AmendResolutionErf855&857_itm

ITEM B.47.16.05.14 (originally B.47.15.05.14)**TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 1309, HA-TSHIKOTA TOWNSHIP EXTENSION 1 (VLEIFONTEIN) (7/4/1/3 & 15/3/8)**

RESOLVED B.47.16.05.14 –

THAT the application submitted by GEOLAND Surveys on behalf of Makhado Municipality to subdivide Erf 1309, Ha-Tshikota Township Extension 1 (Vleifontein) into two (2) portions be approved, subject to the following conditions:

1. Proposed Portion 1 of Erf 1309 must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Proposed Portion 1 of Erf 1309 must have its own electricity connection for which standard fees will be payable.
3. 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.
4. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land Use Scheme.
5. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
6. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.

7. The applicant is liable to pay engineering services contributions which are based on the 2012/13 tariff plus % increase. The applicant will have to pay an amount of R 6 774, 47 engineering services contributions for water and R 5 596.22 for sewer.
8. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
9. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
10. The Department of Co-operative Governance, Human Settlements and Traditional Affairs must give consent to this subdivision.
11. The applicable contents of Council Resolution 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.
12. The applicant must appoint a professional town planner to rezone the Portion to a suitable land use.
13. The approval is further subject to the following conditions:
 - 13.1 **Electricity:** No comments. Ha-Tshikota Township falls in Eskom's area of electricity distribution.
 - 13.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 13.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 13.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

SubdivisionErf1309HaTshikta_itm

(DDP)

ITEM B.48.16.05.14 (originally B.48.15.05.14)

**TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 1310, HA-TSHIKOTA TOWNSHIP EXTENSION 1 (VLEIFONTEIN)
(7/4/1/3 & 15/3/8)**

RESOLVED B.48.16.05.14 –

THAT the application submitted by GEOLAND Surveys on behalf of Makhado municipality to subdivide Erf 1310, Ha-Tshikota Township Extension 1 (Vleifontein) into two (2) portions be approved, subject to the following conditions:

1. Proposed Portion 1 of Erf 1309 must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Proposed Portion 1 of Erf 1309 must have its own electricity connection for which standard fees will be payable.
3. 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.

4. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land Use Scheme.
5. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
6. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
7. The applicant is liable to pay engineering services contributions which are based on the 2012/13 tariff plus % increase. The applicant will have to pay an amount of R 6 774, 47 engineering services contributions for water and R 5 596.22 for sewer.
8. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
9. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
10. The Department of Co-operative Governance, Human Settlements and Traditional Affairs must give consent to this subdivision.
11. The applicable contents of Council Resolution 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.
12. The applicant must appoint a professional town planner to rezone the Portion to a suitable land use.
13. The approval is further subject to the following conditions:
 - 13.1 **Electricity:** No comments. Ha-Tshikota Township falls in Eskom's area of electricity distribution.
 - 13.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 13.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 13.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

SubdivisionErf1310HaTshikota_itm

(DDP)

ITEM B.49.16.05.14 (originally B.49.15.05.14)

TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: ERF 2134 MAKHADO-A TOWNSHIP (7/4/1/3 & 15/3/8)

RESOLVED B.49.16.05.14 –

THAT the application submitted by Fulwana Planning Consultants on behalf of their clients Mathivha

N.V and Mathivha N.L for the purpose of relaxing density from 45 to 75 dwelling units per hectare on Erf 2134, Makhado-A Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. No development may commence without approved building plans.
2. Site Development Plan must be submitted for consideration prior to the submission of building plans.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
8. The approval is further subject to the following conditions:
 - 8.1. **Electricity:** Eskom is the supply authority
 - 8.2. **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 8.3. **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 8.4. **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.
9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
11. All costs that may arise as a result of this approval are for the account of the applicant.
12. The operation must comply with municipal by-laws and the National Building regulations.
13. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009. (DDP)

ITEM B.50.16.05.14 (originally B.50.15.05.14)**TOWN-PLANNING AND CONTROL: CONSOLIDATION OF ERVEN 5 AND 14, ELIM-MPHENI CBD
(15/3/8 & 7/4/1/3)**

RESOLVED B.50.16.05.14 –

THAT the application submitted by Developlan on behalf of their client Twin City Ribola (Pty) Ltd. to consolidate erven 5 and 14 at Elim-Mpheni CBD be approved in terms of Section 92(2)(a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. 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.
2. 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.
3. Development on the proposed Erven must comply with the Makhado Land Use Scheme, 2009 and as per current use zone.
4. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
5. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
6. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
7. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
8. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
9. After approval of the application, the service accounts must be consolidated.
10. The approval is further subject to the following conditions:
 - 10.1 **Electricity:** No comments. Elim-Mpheni falls in ESKOM's area of electricity distribution.
 - 10.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 10.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

10.4 **Property Rates:** The landowner has since the implementation of the 2008-2012 General Valuation Roll **not paid / paid** charges for property rates. The approval of the application is subject thereto that all property rates due to Municipality since 1 July 2008 be paid. (DDP)

ConsolidationE5&E14Elim_itm

ITEM B.51.16.05.14

TOWN-PLANNING AND CONTROL: STREET NAMING IN MAKHADO-A, MAKHADO-A EXTENSION 1, MAKHADO-A EXTENSION 2, MAKHADO-A EXTENSION 3, MAKHADO-A EXTENSION 4, WATERVAL A, WATERVAL B, WATERVAL C, VUWANI, VUWANI EXTENSION 1, VUWANI EXTENSION 2, VUWANI EXTENSION 3, TSHIKOTA EXTENSION 1, PART OF TSHIKOTA, PART OF HA-TSHIKOTA, PART OF HA-TSHIKOTA EXTENSION 1 (VLEIFONTEIN) TOWNSHIPS AND LOUIS TRICHARDT TOWNSHIP SOUTH OF PRETORIUS STREET (16/5/4, 7/4/1/4)

REMARK:

This item was referred from item A.62.24.07.14.

RESOLVED B.51.16.05.14 –

THAT the matter be referred back to the Portfolio Committee: Planning, Economic Development, Tourism & Traditional Affairs and submission to Executive Committee thereafter.

StreetsNaming_itm

(DCS)

ITEM B.52.16.05.14

COUNCIL LAND: PROPOSED PURCHASE AND SUBDIVISION OF ERF 1312, HA-TSHIKOTA (VLEYFONTEIN) TOWNSHIP (E.1312)

REMARK:

This item was referred from item A.63.24.07.14.

RESOLVED B.52.16.05.14 –

THAT the matter be referred back to the Portfolio Committee: Planning, Economic Development, Tourism & Traditional Affairs and submission to Executive Committee thereafter.

ProposedPurchaseErf1312HaTshikota_itm

(DCS)

ITEM B.53.16.05.14

COMMUNITY SERVICES: WASTE MANAGEMENT: DRAFT WASTE MANAGEMENT POLICY (16/4/1/2)

REMARK:

This item was referred from item A.64.24.07.14.

RESOLVED B.53.16.05.14 –

THAT the matter be referred back to the Portfolio Committee: Community Services and submission to Executive Committee thereafter.

DraftWasteManagementPolicy_itm

(DCS)

ITEM B.54.16.05.14**ESSENTIAL SERVICES: ELECTRICITY: ELECTRIFICATION PLAN FOR 2014/15
(16/2/1 & 16/2/B)****REMARK:**

This item was referred from item A.65.24.07.14.

RESOLVED B.54.16.05.14 –

THAT the matter be referred back to the Portfolio Committee: Technical Services and submission to Executive Committee thereafter. (DCS)

ElectrificationPlan104-2015_itm

ITEM B.55.19.06.14**TOWN-PLANNING AND CONTROL: APPLICATION FOR REZONING OF ERF 1522 ,
LOUIS TRICHARDT EXTENSION 1 TOWNSHIP FROM “RESIDENTIAL 1” TO
“RESIDENTIAL 2” FOR THE PURPOSE OF DEVELOPING 4 DWELLING UNITS
(AMENDMENT SCHEME NO. 100)
(E 1522 &15/4/2/2/1/332)**

RESOLVED B.55.19.06.14-

THAT the application submitted by Developlan on behalf of their clients Pascal Obong Bessong and Agbor Rebecca Ofundem Bessong to rezone of Erf 1522, Louis Trichardt Extension 1 township from “Residential 1” to “Residential 2” for the purpose of developing 4 dwelling units, be disapproved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) because of the following reason:

16. The application is not in line with the Makhado Compaction and Densification Policy, 2012.

RezoningErf1522LouisTrichardtExt1_itm

(DDP)

ITEM B.56.19.06.14**COUNCIL LAND: PROPOSED DONATION OF ERF NUMBER 4633, LOUIS TRICHARDT
EXTENSION 8 FOR THE CONSTRUCTION OF AN ORPHANAGE HOME: MMK
FUNERAL ADMINISTRATORS
(E.4633)****REMARK:**

This item was referred from item A.84.24.07.14.

RESOLVED B.56.19.06.14-

THAT the matter be referred back pending full information of Council’s Land Donation Policy.

DonationOfLandErf4633_itm(2)

(DDP)

ITEM B.57.03.07.14**PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLANS 2014/15 FINANCIAL YEAR**
(10/1/4/1 – 10/1/4/8)

RESOLVED B.57.03.07.14

1. THAT the SDBIP for the 2014/15 financial year of all municipal departments and, as more fully set out in Annexure 1 (**distributed under separate cover**) in this regard, be approved and that the Municipal Manager continue with the process to develop KPIs, KRAs and Targets as part of the Performance Management System of Municipality. (MM)
2. THAT a dedicated work session be arranged to fully brief all councillors about Service Delivery and Budget Implementation Plans (SDBIPs) for 2014/2015. (MM)

DraftSDBIP2014-15_itm

ITEM B.58.03.07.14**COUNCIL LAND: PROPOSED SALE OF PORTIONS OF ERF NUMBER 39, VUWANI TOWNSHIP**
(7/3/2/1, 15/5/18 & 7/4/1/3)**REMARK:**

This report was referred as item A.93.24.07.14.

ITEM B.59.03.07.14**TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 85, LOUIS TRICHARDT TOWNSHIP**
(15/3/8 & E85)

RESOLVED B.59.03.07.14

THAT the application submitted by Geoland Surveys on behalf of their client Ritztrade 1030 CC to subdivide erf 85, Louis Trichardt Township into two (2) portions be approved in terms of section 92 (2) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. The approval is further subject to the following conditions:
 - 3.1 **Electricity:** Erf 85 Louis Trichardt Township has an existing electricity supply capacity of 16 kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
 - a) Overall availability of capacity in the Municipality's electricity supply scheme
 - b) Only a maximum of 25 kVA for each portion can be made available.

The client is further obliged to comply with the following conditions:

- a) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- b) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.

Before commencement of any work the electrical contractor must register with the municipality.

3.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

3.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

3.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

4. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land Use Scheme.
5. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
6. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
7. The applicant will have to pay an amount of R 6 774.47 engineering services contributions for water and R 5 596.22 for sewer which will increase annually.
8. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
9. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
10. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.

SubdivisionErf85LTT_itm

(DDP)

ITEM B.60.03.07.14

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 4296, LOUIS TRICHARDT (15/3/8; E 4296)

RESOLVED B.60.03.07.14

THAT the application submitted by Developlan on behalf of their client Messrs. Nilotouch Pty Ltd to subdivide erf 4296, Louis Trichardt into two (2) portions be approved in terms of Section 92 (2) (a) of the Town-Planning and Township Ordinance, 15 of 1986 subject to the following conditions:

1. The proposed subdivided portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. The property must have its own electricity connection for which standard fees will be payable.
3. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land Use Scheme.
4. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
5. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
6. The applicant is liable to pay engineering services contributions which are based on the 2013/14 tariff plus % increase.
7. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
8. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
9. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
10. The applicable contents of Council Resolution 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.
11. The approval is further subject to the following conditions:
 - 11.1 **Electricity:** (i) Erf 4296 already has 100kVA existing electricity supply capacity which feeds the municipal lapa and the cricket club. It further houses the 2MVA Cricket Club/Eltivillas 22/11kV sub-station as well as the main 22kV feeder line to Cricket Club, Emarentia, Boompark and Stubb Street sub-stations. This is a strategic feeder line and cannot in any way be removed or rerouted.
 - (ii) The current way leave restriction for buildings under and near power lines in terms of regulation 15 of the Occupational Health and Safety Act will apply. The current municipal building restrictions are 10m from the outer conductors of the line as well as from the fencing of the sub-station.
 - (iii) An estimated 300kVA to 500kVA supply may be required in this regard from the applicant's letter, which cannot be supplied at this stage. Only a 50 kVA capacity can be made available due to the current local capacity constraints for this request.
 - (iv) The application will further be subject to:-

- (a) A fully motivated written application by the client' electrical engineer which will be submitted to Senior Management for their consideration in the event that more than 50kVA is required.
- (b) Only a maximum of 50kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (c) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (d) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (e) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (f) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.

11.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

11.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

11.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

SubdivisionErf4296LTT_itm

(DDP)

ITEM B.61.03.07.14

TOWN-PLANNING AND CONTROL:

- 1. CONSOLIDATION OF PORTION 1 AND THE REMAINDER OF ERF 4280, LOUIS TRICHARDT EXTENSION 1 TOWNSHIP**
- 2. APPLICATION FOR REZONING OF CONSOLIDATED ERF FROM "RESIDENTIAL 1" TO "RESIDENTIAL 2" FOR THE PURPOSE OF DEVELOPING 08 DWELLING UNITS. (AMENDMENT SCHEME NO. 79)**

(E 4280/1, E 4280/R, 15/3/8 &15/4/2/2/1/311)

RESOLVED B.61.03.07.14

THAT an application submitted by Theo Ernst Kotze of the firm Developlan Pbg Inc. on behalf of their client In Line Trading 179 Pty Ltd for consolidation of Portion 1 and the remainder of Erf 4280 and rezoning of the consolidated erf from "Residential 1" to "Residential 2" be approved in terms of section 92(2)(a) and Section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) respectively subject to the following conditions:

1. No development and/or construction shall take place on the erf before the promulgation of the rezoning and registration of the consolidated erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.

4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
8. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** Erf 4280 Portion 1 and the Remainder, Louis Trichardt Extension 1 have an existing electricity supply capacity of 50 kVA in total. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

 - (d) The design of the electrical layout must be done by a professional electrical engineer, who must also supervise all installation work
 - (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
 - (h) Before commencement of any work the electrical contractor must register with the municipality.
 - 9.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 9.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 9.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.
10. 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.

11. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
12. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
13. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
14. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
15. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
16. The rezoning be finalized (Promulgated) before the registration of the consolidated erf.
17. After approval of the application, the service accounts must be consolidated.
18. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.
19. Makhado Municipality does not have objection to the removal of restrictive title condition.
20. The consent to remove the title conditions should be submitted to the municipality prior to the promulgation of rezoning.
21. The Department of Co-operate Governance, Human Settlement and Traditional Affairs must give consent to the Removal of Restrictive Title Conditions on the subject property and such consent must be submitted to the Municipality thereafter.

ConsolidationRezoningErf4280Remainer&Ptn1LouisTrichardtExt1_itm

(DDP)

ITEM B.62.03.07.14

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 686 WATERVAL-A TOWNSHIP (7/4/1/3 & 15/3/8)

RESOLVED B.62.03.07.14

THAT the application submitted by Phaswana Gladys to relax the building line on the eastern side from 2 meters to 1 Meter and from 2 Meters to 1.6 Meters on the western side on Erf 686, Waterval-A Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. No development may commence without approved building plans.
2. The development must comply with the Makhado Land Use Scheme, 2009 with "Residential 1" as the use zone.
3. All costs that may arise as a result of this approval are for the account of the applicant.
4. The operation must comply with municipal by-laws and the National Building regulations.

5. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
6. The approval is further subject to the following conditions:
 - 6.1 **Electricity**: Erf 686 Waterval A Township falls in the Eskom area of electricity distribution.
 - 6.2 **Water**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 6.3 **Sewer**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 6.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

WrittenConsentErf686WatervalA_itm

(DDP)

ITEM B.63.03.07.14

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 571 TSHIKOTA TOWNSHIP (TE 571 & 15/3/8)

RESOLVED B.63.03.07.14

THAT the application submitted by Land Development Services (LANDEVIS) on behalf of their client Mukono Tshiwela Rosinah for the purpose of a Spaza on Erf 571, Tshikota Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The consent granted must 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 consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, where after extension thereof may be considered by Council.
5. If a building for which the consent has been granted is demolished, falls into disuse or becomes unsuitable for the purpose for which such consent was given, the approval will automatically be withdrawn without any notice.
6. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
7. Alcohol refreshments must not be sold and the residential use remains the main use of the property.

8. The elevation treatment of the buildings should maintain a “Residential 1” character and appearance complementary to the environment.
9. The total floor area of the spaza shall not exceed 30m².
10. The approval is further subject to the following conditions:
 - 10.1 **Electricity:** Erf 571 Tshikota has an existing electricity supply capacity of 16 kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (a) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (b) Only a registered electrical may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (c) If the client applies for a larger connection actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable upfront
- 10.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 10.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
- 10.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

WrittenConsentErf571Tshikota_itm

(DDP)

ITEM B.64.03.07.14

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: REMAINDER OF ERF 5055 LOUIS TRICHARDT TOWNSHIP (E 5055/R & 15/3/8)

RESOLVED B.64.03.07.14

THAT the application submitted by Developlan for the purpose of the relaxation of the building restriction line from 2m to 1m on remainder of Erf 5055, Louis Trichardt Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The building plan for which the consent is granted must be submitted within 12 months.

4. If a building for which the consent has been granted is demolished, the approval will automatically be withdrawn without any notice.
5. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
6. The approved relaxation should be in accordance with the sketch plan submitted.
7. The approval letter must be attached when the building plan is submitted for approval
8. The approval is further subject to the following conditions:

8.1 **Electricity**: Erf 5055 has an existing electricity supply capacity of 2 X 50 kVA. Should this capacity be insufficient, any additional supply would be subject to-

- (a) Overall availability of capacity in the Municipality's electricity supply scheme
- (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
- (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (d) Before commencement of any work the electrical contractor must register with the municipality
- (e) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront

8.2 **Water**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

8.3 **Sewer**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

8.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ITEM B.65.03.07.14**TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: REMAINDER OF ERF 124, LOUIS TRICHARDT TOWNSHIP (E124/R & 15/3/8)**

RESOLVED B.65.03.07.14

THAT the application submitted by Developlan Pietersburg Inc on behalf of their client Salemon Stephanus Van Niekerk for the purpose of obtaining rights for a “Place of Instruction” (Crèche) on the Remainder of Erf 124, Louis Trichardt Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The Place of Instruction (Crèche) should have a maximum of Ten (10) persons.
2. If the place of instruction (crèche) has more ten (10) persons, the applicant is advised to rezone the property to “Special” for place of instruction.
3. No development may commence without approved building plans.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 1” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
8. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
9. All costs that may arise as a result of this approval are for the account of the applicant.
10. The operation must comply with municipal by-laws and the National Building regulations.
11. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
12. The approval is further subject to the following conditions:
 - 12.1 **Electricity:** Remainder of erf 124, Louis Trichardt has an existing electricity supply capacity of 40 kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (d) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- (e) Before commencement of any work the electrical contractor must register with the municipality.

12.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

12.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

12.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

SpecialConsentErf124LTT_itm

(DDP)

ITEM B.66.03.07.14

TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: PORTION 1 OF ERF 81, LOUIS TRICHARDT TOWNSHIP (E81/1 & 15/3/8)

RESOLVED B.66.03.07.14

THAT the application submitted by Johann Hamman Eiendomsbeleggings cc for the purpose of obtaining rights for "Dwelling Office" on Portion 1 of erf Erf 81, Louis Trichardt Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following conditions:

1. No development may commence without approved building plans.
2. That if the office become a Primary Land-use Right on the property, it will be contravening the Makhado Land-use scheme 2009 and such rights will be automatically withdrawn without any consultation with the owner.
3. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
4. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
5. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.

6. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
7. All costs that may arise as a result of this approval are for the account of the applicant.
8. The operation must comply with municipal by-laws and the National Building regulations.
9. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009
10. The evaluation treatment of the buildings should maintain a residential character and appearance complementary to the environment.
11. The approval is further subject to the following conditions:
 - 11.1 **Electricity:** Erf 81 portion 1 has an existing electricity supply capacity of 25 kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 25 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

 - (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
 - (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (d) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
 - (e) Before commencement of any work the electrical contractor must register with the municipality.
 - 11.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 11.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 11.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ITEM B.67.03.07.14**TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: ERF 19, LOUIS TRICHARDT TOWNSHIP (E19 & 15/3/8)**

RESOLVED B.67.03.07.14

THAT the application submitted by Developlan Pietersburg Inc on behalf of their client Theodorus Phillipus Goosen for the purpose of obtaining rights for a “Place of Instruction” (Crèche) on Erf 19, Louis Trichardt Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The Place of Instruction (Crèche) should have a maximum of Ten (10) persons.
2. If the place of instruction (crèche) has more ten (10) persons, the applicant is advised to rezone the property to “Special” for place of instruction.
3. No development may commence without approved building plans.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 1” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
8. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
9. All costs that may arise as a result of this approval are for the account of the applicant.
10. The operation must comply with municipal by-laws and the National Building regulations.
11. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
12. The approval is further subject to the following conditions:
 - 12.1 **Electricity:** Erf 19 Louis Trichardt Township has an existing electricity supply capacity of 50 kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
 - (c) Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (d) Before commencement of any work the electrical contractor must register with the municipality
- (e) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront

12.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

12.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

12.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

SpecialConsentErf19LTT_itm

(DDP)

ITEM B.68.03.07.14

TOWN-PLANNING AND CONTROL:

- 1. APPLICATION FOR REZONING OF ERF 960 , LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF DEVELOPING 12 DWELLING UNITS. (AMENDMENT SCHEME NO. 91)**
- 2. APPLICATION FOR SPECIAL CONSENT: DENSITY FROM 20 TO 42 UNITS PER HECTARE**

(E 960, 15/3/8 &15/4/2/2/1/304)

RESOLVED B.68.03.07.14

THAT an application submitted by Jaco Du Plessis of the firm Pieterse Du Toit & Associates (PTY) LTD on behalf of their client Muravha Building And Civil Close Corporation for rezoning of Erf 960 be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) and simultaneous application in terms a Clause 21 of Makhado Land Use Scheme, 2009 to increase the permitted density from 20 to 42 units per hectare be approved in terms of Clause 20.1 of the Makhado Land Use Scheme, 2009.

1. No development and/or construction shall take place on the erf before the promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should

not be utilized as parking space.

6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
8. Engineering services contributions will be payable and will be calculated in accordance with Council's formula for such services.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** Erf 960, Louis Trichardt has an existing electricity supply capacity of 16 kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

 - (a) The design of the electrical layout must be done by a professional electrical engineer, who must also supervise all installation work
 - (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (d) Before commencement of any work the electrical contractor must register with the municipality.
 - (e) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
 - 9.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 9.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 9.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.
10. 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.
11. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
12. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.

13. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
14. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
15. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.

RezoningErf960LTTClause21_itm

(DDP)

ITEM B.69.03.07.14**TOWN PLANNING AND CONTROL:**

- 1. REZONING OF THE REMAINDER OF PORTION 66 OF THE FARM RONDEBOSCH 287-LS FROM “AGRICULTURAL” TO “SPECIAL”: (AMENDMENT SCHEME NO. 15): FOUR (4) OVERNIGHT ACCOMMODATION UNITS**
- 2. APPLICATION FOR UPLIFTMENT OF TITLE RESTRICTIONS IN TERMS OF SECTION 3(1) OF THE REMOVAL OF RESTRICTIONS ACT, 1967 (15/3/15 & 15/4/2/2/1/249)**

RESOLVED B.69.03.07.14

THAT the application submitted by Developlan on behalf of their client Marthinus Christoffel Botha to rezone the remainder of portion 66 of the farm Rondebosch 287 LS from “Agricultural” to “Special” in order to utilize part of the property to erect four (4) overnight accommodation units, simultaneously with the upliftment of title restrictions be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) and section 3(1) of the Removal of Restrictions Act, 1967 subject to the following conditions:

1. No building or alterations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Special” for the purpose of Overnight Accommodation as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** A part of remainder of portion 66 of the farm Rondebosch 287 LS has an existing electricity supply capacity of 100kVA therefore no additional supply shall be allowed. The client is further obliged to comply with the following conditions:
 - (a) Application for additional electricity supply users must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work

- (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (d) An “Annexure 4” must be completed and handed in at the municipality BEFORE any electrical work commence

7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

7.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

7.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed

8. 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.
9. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
13. The Makhado Local Municipality does not have objection for the removal of restrictive title conditions C(i),(ii)&(iii) from title deed T49454/1988.
14. The Department of Co-operate Governance, Human Settlement and Traditional Affairs must give consent to the Removal of Restrictive Title Conditions on the subject property.
15. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval by the Department of Co-operate Governance, Human Settlement and Traditional Affairs.

ITEM B.70.03.07.14**TOWN-PLANNING AND CONTROL**

1. REZONING OF PORTION 12 OF THE FARM VONDELING 285 LS FROM “AGRICULTURE” TO “SPECIAL” FOR THE PURPOSE OF OVERNIGHT ACCOMMODATION AND RELATED FACILITIES: (AMENDMENT SCHEME AND ANNEXURE NO. 89)

2. APPLICATION IN TERMS OF ADVERTISING ON ROADS AND RIBBON DEVELOPMENT ACT 21 OF 1940

(15/3/15, 15/3/8 & 15/4/2/2/1/321)

RESOLVED B.70.03.07.14

THAT the application submitted by Developlan Town and Regional Planners on behalf of their client Mark Kirk-Cohen to rezone Portion 12 of the farm Vondeling 285 LS from “Agricultural” to “Special” for the purpose of overnight accommodation be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the proposed annexure with “Special” as the use zone.
4. Accessible parking space must be provided inside the property and the side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** Portion 12 of the farm Vondeling 285 LS has an existing electricity supply capacity of 50 kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality

- (d) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- (e) Before commencement of any work the electrical contractor must register with the municipality.
- 7.2 **Water**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 7.3 **Sewer**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
- 7.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.
- 8. 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.
- 9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
- 10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
- 11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
- 12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
- 13. The Department of Co-Operative Governance, Human Settlements and Traditional Affairs as well as South African National Roads Agency Limited must give consent to the application.
- 14. No promulgation can be done before the consent from COGHSTA and SANRAL are submitted to the Municipality.
- 15. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval.

RezoningPortion12Vondeling_itm

(DDP)

ITEM B.71.03.07.14

TOWN-PLANNING AND CONTROL: REZONING OF ERF 2084, WATERVAL-A TOWNSHIP FROM “RESIDENTIAL 1” (RURAL SETTLEMENT) TO “SPECIAL” FOR MEDICAL CONSULTING ROOMS (AMENDMENT SCHEME NO. 112) (7/4/1/3; 15/3/8 & 15/4/2/2/1/344)

RESOLVED B.71.03.07.14

THAT the application submitted by Developlan on behalf of their client Dr. Maringa Pfukani Elliot to rezone Erf 2084, Waterval-A Township from “Residential 1” to “Special” for medical consulting

rooms be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. No development shall take place before promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Special” for medical consulting rooms as a use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
8. The approval is further subject to the following conditions:
 - 8.1 **Electricity**: Erf 2084, Waterval-A Township falls in the ESKOM area of electricity distribution.
 - 8.2 **Water**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 8.3 **Sewer**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 8.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.
9. 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.
10. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
14. Should there be a need for an advertising board, a formal application for a notice board must be submitted to the Municipality.
15. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval.

ITEM B.72.03.07.14

TOWN-PLANNING AND CONTROL: REZONING OF THE REMAINDER OF ERF 216, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “BUSINESS 1” FOR THE PURPOSE OF ESTABLISHING OFFICES/MEDICAL CONSULTING ROOMS. (AMENDMENT SCHEME NO. 106) (E 216/R & 15/4/2/2/1/338)

RESOLVED B.72.03.07.14

THAT the application submitted by Land Development Services (LANDEVIS) on behalf of their clients representative Dr. Rambau Ramudzuli Enos to rezone Remainder of Erf 216, Louis Trichardt Township from “Residential 1” to “Business 1” for the purpose of establishing offices/medical consulting rooms be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance 1986 (Ord. 15 of 1986) subject to the following conditions:

1. No building or alterations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 1” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** Remainder of Erf 216, Louis Trichardt has an existing electricity supply capacity of 16 kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 25 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work.
- (b) The engineer must in anyway do the design of the electrical layout and supervise all installation work.
- (c) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993

- (d) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (e) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- (f) Before commencement of any work the electrical contractor must register with the municipality.

7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

7.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

7.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

- 8. 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.
- 9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
- 10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
- 11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
- 12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
- 13. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.

RezoningRemainderErf216LTT_itm

(DDP)

ITEM B.73.17.07.14

PERSONNEL: NOMINATION OF COUNCILLOR DELEGATES TO ATTEND MUNICIPAL FINANCE AND MONITORING & EVALUATION TRAINING PROGRAMME: 2014/15 FINANCIAL YEAR (5/4/2)

RESOLVED B.73.17.07.14 –

- 1. THAT it be approved that one councilor on programme be nominated to attend the training, taking into consideration the Councillors database for Councillors training. (DCS)
- 2. THAT the Chairpersons of Portfolio Committee: Finance and Municipal Public Account Committee be nominated respectively to attend the Municipal Financial Management Program and Monitoring and the Evaluation Program sponsored by Coghsta and LGSETA, subject to the

condition that they have not trained on a similar programme in the past. In the event that on or both has attended similar training, the Chairperson of the Portfolio Committee: Corporate Services shall have the authority to nominate a Councillor from the Portfolio Committee: Finance and Municipal Public Accounts Committee. (DCS)

3. THAT during the nomination for the Municipal Financial Management Program and Monitoring and the Evaluation Program let's not bring back the councilors who attended the Executive Municipal Leadership and Finance Management training as they are approximately the same. Let a chance be given to other councilors within the Committee to attend. A copy of one who attended the Executive Municipal Leadership and Finance Management training is attached herewith as Annexure C for your perusal. (DCS)

4. THAT the costs of the training including training venues, tuition fees and course materials will be financed by COGHSTA and LGSETA whereas the municipality will be responsible for accommodation, travelling and subsistence allowance of the nominated councilors.

CouncillorsTrainingMFPM_itm (DCS)

ITEM B.74.24.07.14

FINANCE: WRITE OFF – BASIC ELECTRICITY CHARGES IN VILLAGES (6/13/2/2)

REMARK:

This item was referred from item A.104.24.07.14.

RESOLVED B.74.24.07.14 –

THAT the matter be referred back and re-submitted to the Portfolio Committee: Finance anew.

WriteOffBasicElectricityVillages_itm (CFO)

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10. PETITIONS

None

11. NEW MOTIONS

None

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The meeting was closed and adjourned at 15:35.

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 first following ordinary Council meeting of 14 October 2014.

CHAIRPERSON