

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE SIXTY NINTH (69TH) MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON TUESDAY, 5 NOVEMBER 2013 AT 14:00 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, MAKHADO.

PRESENT

Councillors

BALIBALI, N P	MATHOMA, M P
BALOYI, R S	MATODZI, A M
BALOYI, N B	MATUMBA, M T
CHILILO, N F	MATUMBA, N J
DAVHANA, N D	MAZIBUKO, M P
DU PLOOY, A	MMBADI, T A
GABARA, M J	MOGALE, L B
HLABIOA, M M	MTHOMBENI, S Z
HLUNGWANI, K A	MULOVHEDZI, M D
KUTAMA, N	MUNYAI, N S
LUDERE, E H	MUTAVHATSINDI, F D
LUDERE, R	MUTELE, T M
LUDUVHUNGU, V S	NDWAMMBI M T
MACHETE, M S	NDZOVELA, N G
MADZHIGA, F N	NELUVHOLA, A T
MAGADA, M R	NEMAFHOHONI, M G
MAHLADISA S V	NETSHIVHULANA, T P
MAKHUBELA, R T	NGOBENI, N E
MAKHUVHA, V S	NKANYANE, R G
MALANGE, R	RASIMPHI, M P
MALANGE, T M	RATSHIKUNI, D T
MALIMA, M E	RATSHIVHOMBELA, M
MAMAFHA T J	REKHOTSO, S M
MAMAFHA, T C	RIKHOTSO, F J
MAMATSIARI, M S	SELEPE, M R
MAMOROBELA, T P	SHANDUKANI, M J
MAPHAHLA, A Z	SINYOSI, S M
MAPHALA, O S	THANDAVHATHU, R
MASHIMBYE, P F	TSHAVHUYO, T G
MASUKA, S	TSHILAMBYANA, M S
MATHALISE, L M	UNDERWOOD, J P

Traditional Leaders

NONE

Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
N C KAHRIDZHA	(ACTING DIRECTOR CORPORATE SERVICES)
N A MATHIVHA	(ACTING CHIEF FINANCIAL OFFICER)
M P SIDIMELA	(ACTING DIRECTOR DEVELOPMENT PLANNING)
L N RAGIMANA	(ACTING DIRECTOR TECHNICAL SERVICES)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

Guests

MRS S J MASITE (CHAIRPERSON OF AUDIT COMMITTEE)
MR L S MOFOKENG (CHAIRPERSON OF RISK COMMITTEE AND AUDIT COMMITTEE MEMBER)

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 5 November 2013 to Cllrs B F Hlongwane, F F Madavhu, A J Mukhaha, M F Mukhari, M M Lerule-Ramakhanya, H F Mathavha, T S Mudau and M D Mboyi.

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 5 November 2013:

Cllrs A Kennealy, M R Madzivhandila, S D Ramudzuli, I Sakhwari and M G Mahani as well as Traditional Leaders, Hosi M S Bungeni, Khosi S A Mulima, Khosi M C Masakona, Hosi H N Majosi, Hosi S T Mukhari, Hosi J Baloyi, Hosi T J Mukhari, Khosi M W Netsianda, Khosi N T L Mashamba, Khosi T P Nesengani, Khosi R H Sinthumule, Khosi T R V Mashau, M A Madzivhandila and Khosi V C Ramabulana.

3. OFFICIAL ANNOUNCEMENTS

3.1 The Speaker, Cllr L B Mogale officially announced that the Chairperson of Audit Committee, Ms S J Masite was present to make a presentation on progress report from the Audit and Performance Committee.

3.3 The Speaker, Cllr L B Mogale officially announced that the newly elected councillor of Ward 5, Cllr M P Mazibuko will be sworn in at the next Special Council meeting.

3.6 Quarterly Report about activities of the VDM by Cllr R Malange

“Madam Speaker, his worship the Mayor, Chief Whip, Councillors, Municipal Manager, Directors, Mahosi, Tihosi and the house in large, on behalf of Councillors representing Municipality in the Vhembe District Municipality (VDM), I would like to thank you for the opportunity afforded to me to report on our quarterly activities undertaken on behalf of Council in the Vhembe District Municipality.

Madam Speaker, this report covers all our activities undertaken since our previous quarterly report presented on the 6th August 2013 to today, the 6th November 2013 as Municipal Council representatives in the Vhembe District Municipality.

Madam Speaker, we have since then held one council meeting and two special council meetings on the 21st August 2013, 30th August 2013 and 18th September 2013 respectively at VDM Council Chamber where amongst others, writing-off of water consumers, section 71 reports and the appointment of Corporate Services General Manager in the name of Ms M B Maluleke were considered.

Madam Speaker, our District was honoured by the visit of our honourable State President, Jacob Zuma, on 8 August 2013 at 11:00 at University of Venda for Science and Technology Stadium where he received Royal Order of King Makhado from honourable King of Venda Tribe, his Majesty Toni Mphephu Ramabulana and again by a visit by the Deputy Minister of Women, Children and People with Disabilities, Hendrietta Bogopane Zulu together with Limpopo Premier Stan Mathabatha and MEC's on 23rd August 2013 at Gombani Village in Mutale where a Brick and Concrete Making Project for poverty alleviation, initiated by the Deputy Minister, was officially launched for Gombani Women.

Madam Speaker, Stakeholders Consultative Dialogue by South African Public Protector, Advocate Thuli Madonsela where communities were afforded an opportunity to raise their dissatisfactions regarding services delivery, was successfully held on 27 August 2013 at 10:00 at Thohoyandou Town Hall.

Madam Speaker, a District Mayoral Imbizo was successfully held at 10:00, Madimbo Primary School on 20th September 2013 where communities were afforded an opportunity to interact with their elected leaders in government regarding service delivery matters.

Madam Speaker, our District was again visited by Patrice Motsepe Foundation on the 24th October 2013 at 10:00 at Thohoyandou Town Hall where R6 Million was offered to assist Vhembe District Communities on areas such as Education, Arts and Culture, Cooperatives, Women in Business, Youth Development and Others and a Committee to deal with applications for funding was established and its Secretary is Mr Chauke Mashudu. In conclusion Madam Speaker, the 2nd sitting of IDP Rep Forum Meeting was successfully held on 30th October 2013 at 08:00 at VDM Council Chamber. I thank you.

Compiled and reported by Cllr R Malange at Council Meeting held on the 6th of November 2013."

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 6 August:

N G Ndzovela	-	6 August 2013
A Z Maphahla	-	8 August 2013
R G Nkanyane	-	11 August 2013
M M Hlabioa	-	13 August 2013
F D Mutavhatsindi	-	15 August 2013
S V Mahladisa	-	19 August 2013
L B Mogale	-	31 August 2013
M D Mboyi	-	8 September 2013
M Machete	-	10 September 2013
M Mathoma	-	12 September 2013
M G Nemafohoni	-	13 September 2013
T M Malange	-	13 September 2013
N E Ngobeni	-	22 September 2013
M Q Ratshivhombela	-	5 October 2013
A du Plooy	-	18 October 2013

5. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY COUNCILLORS

- 5.1 Cllr N D Davhana proposed condolences to the bereaved Ravhengani family who lost their son in tragedy when he was on duty at the Municipality, and he further proposed condolences to the families at Ward 22, Tshiozwi Village whose houses were damaged by heavy storm and five (5) people were injured.

- 5.2 Cllr S Z Mthombeni proposed congratulations to Mr Sam Mthombeni for representing African Music in France and ceremony to recognize his award will be held at Fountain of Life Church in Chabani Village on Sunday, 10 November 2013.
- 5.3 Cllr R Ludere proposed congratulations to the African National Congress of Vhembe Region for a successful Regional Conference and he further proposed congratulations to African National Congress of Limpopo Province for a successful conference by nominating members to represent the ANC in the Provincial Legislature and National Parliament in 2014 general elections, and further proposed congratulations to Orlando Pirates Football Club for playing world class football when they played in Confederation of African Football (CAF) with Aly Ahly Football Club of Egypt on Saturday, 2 November 2013.
- 5.4 Cllr T P Mamorobela proposed congratulations to the Mayor of Makhado Municipality, Cllr F D Mutavhatsindi and Cllr R S Baloyi, with their election as members of Vhembe Regional Committee (RGC) of the African National Congress (ANC).
- 5.5 Cllr A du Plooy proposed congratulations to Democratic Alliance Party (DA) for winning the by-election in Ward 5 on 23 October 2013.
- 5.6 Cllr N R Thandavhathu proposed condolences to the Taunyane family with the loss by death of Dr Lepelle Taunyane, a life time President of National Soccer League, the owners of Premier Soccer League (PSL).

6. CONFIRMATION OF MINUTES

6.1 REMARK:

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

RESOLVED -

THAT the minutes of the 68th meeting of the Council held on 6 August 2013, 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 N S Munyai, it was -

RESOLVED -

THAT the minutes of the 85th Special meeting of the Council held on 22 August 2013, 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

8.1 MOTION NO. 222: RECEIVED ON 12 JUNE 2013

(REMARK: When this matter was considered, the Speaker called for Cllr A du Plooy to propose and as there was no seconder for his motion, the matter was not considered by Council and was recorded as an unlawful motion in terms of the Rules and Orders.)

9. REPORT OF THE EXECUTIVE COMMITTEE: AUGUST NOVEMBER 2013

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 August 2013 to November 2013

The report of the 333rd Executive Committee meeting held on 22 August 2013.
 The report of the 334th Executive Committee meeting held on 10 September 2013.
 The report of the 335th Executive Committee meeting held on 17 October 2013.
 The report of the 336th Executive Committee meeting held on 29 October 2013.
 The report of the 337th Executive Committee meeting held on 31 October 2013.

ITEM A.92.05.11.13 (originally A.92.31.10.13)

COUNCIL COMMITTEES: RETURN OF ATTENDANCE OF MEETINGS OF COUNCIL AND ITS COMMITTEES – JANUARY 2013 TO JUNE 2013 – QUARTER 3 AND 4, 2012/2013 FINANCIAL YEAR

(4/1/B)

REMARK:

1. Cllr F D Mutavhatsindi proposed, duly seconded by Cllr T P Mamorobela, that the item be withdrawn from the agenda.
2. The item was withdrawn from the agenda.

ITEM A.93.05.11.13 (originally A.93.31.10.13)

COUNCIL AND EXECUTIVE COMMITTEE MEETINGS: JANUARY 2014 TO DECEMBER 2015

(4/2/1 & 4/3/1)

REMARK:

Cllr N Chililo proposed, duly seconded by Cllr M T Matumba that on delivery note a portion of date of meeting should be included, and the proposal is added at recommendation no. 2.

RESOLVED A.93.05.11.13 -

1. THAT the program of meetings of Council and its Committees for the period 1 January 2014 to 31 December 2014 be adopted and meetings be convened accordingly, as set out herein below:

JANUARY 2014 TO DECEMBER 2014		
PORTFOLIO COMMITTEES 09H00 onwards Monday, Tuesday, Wednesday	EXECUTIVE COMMITTEE 10h00 Thursday	COUNCIL 14h00 Thursday
6,7 and 8 January 2014	16 January 2014	30 January 2014

JANUARY 2014 TO DECEMBER 2014		
PORTFOLIO COMMITTEES 09H00 onwards Monday, Tuesday, Wednesday	EXECUTIVE COMMITTEE 10h00 Thursday	COUNCIL 14h00 Thursday
13, 14 and 15 January 2014 <i>*Draft Annual Report consideration</i>	23 January 2014 <i>*Draft Annual Report consideration</i>	<i>*Draft Annual Report consideration</i>
27, 28, 29 January 2014 10, 11 and 12 February 2014	6 and 20 February 2014	27 February 2014 <i>Approval of Adjustment Budget</i>
24, 25 and 26 February 2014 10, 11 and 12 March 2014 <i>Draft Budget consideration</i> <i>Draft IDP consideration</i> <i>Final Annual Report consideration</i>	6 and 20 March 2014 <i>Draft Budget consideration</i> <i>Draft IDP consideration</i> <i>Final Annual Report consideration</i>	27 March 2014 <i>Draft Budget consideration</i> <i>Draft IDP consideration</i> <i>Final Annual Report consideration</i>
24, 25 and 26 March 2014 7, 8 and 9 April 2014	3 and 17 April 2014	24 April 2014
5, 6 and 7 May 2014 12, 13 and 14 May 2014	15 and 22 May 2014	29 May 2014 <i>Approval of Budget and IDP</i>
26, 27 and 28 May 2014 9, 10 and 11 June 2014	5 and 19 June 2014	Nil
23, 25 and 25 June 2014 7, 8 and 9 July 2014	3 and 17 July 2014	24 July 2014
28, 29 and 30 July 2014 11, 12 and 13 August 2014	7 and 21 August 2014	Nil
25, 26 and 27 August 2014 8, 9 and 10 September 2014	4 and 18 September 2014	Nil
22, 23 and 25 September 2014 6, 7 and 8 October 2014	2 and 16 October 2014	30 October 2014
3,4 and 5 November 2014 17, 18 and 19 November 2014	13 and 27 November 2014	4 December 2014 <i>(Special if required)</i>

(DCS/DCOMS)

2. THAT notices and agendas of all meetings be distributed by the Department Corporate Services no less than seven (7) days in advance of the date of the meeting, and that on the delivery note a portion of date of meeting should be included. (DCS)
3. THAT a Special Council meeting for consideration of the Adjustment Budget for the 2013/2014 Estimates be held on 27 February 2014. (CFO)
4. THAT the Special Council meeting for consideration of the Draft Estimates 2014/2015 and the Draft IDP 2014/2015 and the Annual Report 2012/2013 be held on 27 March 2014 and the Special Council meeting for consideration of the final Estimates 2014/15 and final Integrated Development Plan 2014/15 be held on 29 May 2014. (CFO/DDP)
5. THAT a Special Council meeting before Council recession during December 2014 be held on 4 December 2014 in order to consider any outstanding issues before the commencement of the 2nd and last half of the 2014/2015 financial year. (DCS)
6. THAT the program of meetings of Council and its Committees for the period 1 January 2015 to 31 December 2015 be adopted and meetings be convened accordingly, as set out herein below:

JANUARY 2015 TO DECEMBER 2015		
PORTFOLIO COMMITTEES 09h00 onwards Monday, Tuesday, Wednesday	EXECUTIVE COMMITTEE 10h00 Thursday	COUNCIL 14h00 Thursday
5, 6 and 7 January 2015 12, 13 and 14 January 2015 <i>*Draft Annual Report consideration</i>	15 and 22 January 2015 <i>*Draft Annual Report consideration</i>	29 January 2015 <i>*Draft Annual Report consideration</i>
26, 27 and 28 January 2015 9, 10 and 11 February 2015	5 and 19 February 2015	26 February 2015 <i>Approval of Adjustment Budget</i>
23, 24 and 25 February 2015 9, 10 and 11 March 2015	5 and 19 March 2015 <i>Draft Budget consideration Draft IDP consideration Final Annual Report consideration</i>	26 March 2015 <i>Draft Budget consideration Draft IDP consideration Final Annual Report consideration</i>
30, 31 March and 1 April 2015 13, 14 and 15 April 2015	9 and 23 April 2015	30 April 2015
28, 29 and 30 April 2015 11, 12 and 13 May 2015	7 and 21 May 2015	28 May 2015 <i>Approval of Budget and IDP</i>
25, 26 and 27 May 2015 8, 9 and 10 June 2015	4 and 18 June 2015	Nil
29, 30 June and 1 July 2015 13, 14 and 15 July 2015	9 and 23 July 2015	30 July 2015
27, 28 and 29 July 2015 11, 12 and 13 August 2015	6 and 20 August 2015	Nil
24, 25 and 26 August 2015 7, 8 and 9 September 2015	3 and 17 September 2015	Nil
21, 22 and 23 September 2015 5, 6 and 7 October 2015	1 and 15 October 2015	29 October 2015
2, 3 and 4 November 2015 16, 17 and 18 November 2015	12 and 26 November 2015	3 December 2015 <i>(Special if required)</i>

MeetingsDates2014and2015_itm

(DCS/DCOMS)

ITEM A.94.05.11.13 (originally A.94.31.10.13)

DOMESTIC SERVICES: REPORT TO COUNCIL ON THE IMPLEMENTATION OF MAKHADO MUNICIPAL SUPPLY CHAIN MANAGEMENT POLICY (8/3/B)

REMARK:

This item was referred as item B.95.22.08.13.

ITEM A.95.05.11.13 (originally A.95.31.10.13)

FINANCES: REPORT ON PERFORMANCE OF SERVICE PROVIDERS: 2012/13 FINANCIAL YEARS (8/3/B)

RESOLVED A.95.05.11.13 -

1. THAT in terms of clause 116(2)(d) of the Municipal Finance Management Act, No. 56 of 2003, the Assessment Report of Contracted Service Providers for the 2012/13 financial year attached to the report in this regard as Annexure A, be approved. (CFO)

2. THAT the Director Technical Services ensure that the Contractor appointed under Tender no. 36 of 2010 - Rehabilitation of Streets: Eltivillas Business Area, comply with all safety regulations and put up all required warning signs and safety measures to indicate hazards, especially in the safety interest of pedestrians. (DTS)

PerformanceServiceProviders_itm

ITEM A.96.05.11.13 (originally A.96.31.10.13)

**FINANCES: END OF THE 2012/13 YEAR STOCK COUNTING REPORT
(6/1/12/13)**

RESOLVED A.96.05.11.13 –

THAT the 2012/13 end of the year stock report be approved by the Council as more fully set out in Annexure A and B attached to the report in this regard. (CFO)

StockTakingEnd2012-2013_itm

ITEM A.97.05.11.13 (originally A.97.31.10.13)

**ACQUISITION OF TRIBAL LAND FOR THE CONSTRUCTION OF ANIMAL POUNDS:
MULIMA TRADITIONAL COUNCIL
(7/3/2/1 & 17/12/2)**

RESOLVED A.97.05.11.13 -

THAT the acquisition or buying of land for the construction of animal pound in Mulima Traditional Council area be approved subject to the following conditions:

1. The method of acquisition be agreed upon between the Municipality Department of Community Services and Mulima Traditional Council.
2. A Professional Land Surveyor be appointed to survey and determine the extent of the land to be acquired.
3. A Professional Property Valuer be appointed after the registration of subdivision sketch to determine the value for the purchase or lease price.
4. The community must open a Trust Fund Account.
5. The community resolution must be taken with the facilitation of Department of Rural Development and Land Reform.
6. **Electricity:** Mulima/Tshitale falls in the ESKOM area of distribution.
7. **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. **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. (DDP)

AnimalPound_itm

ITEM A.98.06.08.13

DOMESTIC SERVICES: OFFICIAL VEHICLES – OFFICE OF THE MAYOR AND OFFICE OF THE SPEAKER – TEMPORARY ARRANGEMENTS FOR TRANSPORT (8/1/2/3/1)

REMARK:

This item was considered at the 68th Council meeting held on 6 August 2013.

ITEM A.99.22.08.13

PERSONNEL: APPOINTMENT: DIRECTOR COMMUNITY SERVICES (5/3/4/6/17 & 5/3/B)

REMARK:

This item was considered at the 86th Special Council meeting held on 22 August 2013.

ITEM A.100.22.08.13

PERSONNEL: RESIGNATION: DIRECTOR CORPORATE SERVICES (5/3/4/2/; 5/3/4/9/4; SP 2/1)

REMARK:

This item was considered at the 86th Special Council meeting held on 22 August 2013.

ITEM A.101.22.08.13

LOCAL ECONOMIC DEVELOPMENT: PARTICIPATION IN THE SANGANAI TOURISM SHOW: ZIMBABWE (HARARE) - ANNUAL TOURISM EXHIBITION: OCTOBER 2013 (12/3/2/2)

REMARK:

This item was considered at the 86th Special Council meeting held on 22 August 2013.

ITEM A.102.05.11.13 (originally A.102.31.10.13)

COUNCIL COMMITTEES: ADMINISTRATIVE CORRECTION IN OFFICIAL RECORDS (4/1/B)

RESOLVED A.102.05.11.13 -

THAT it be noted that it is an administrative error where the name of former Cllr M E Ndou appears in Council Committees' composition after the date of 11 July 2011 as she resigned as municipal councillor on 11 July 2011 as recorded in Council Resolution A.56.01.08.11. (DCS)

FormerCllrNdou_itm

ITEM A.103.05.11.13 (originally A.103.31.10.13)**COUNCIL COMMITTEES: ALIGNMENT WITH MPAC GUIDELINES
(4/B)**

RESOLVED A.103.05.11.13 -

1. THAT in view thereof that Cllr T J Mamafha is the Chairperson of Section 79 Committee for Community Services in terms of Council Resolution A.16.28.02.13, his name be deleted from Section 80 Portfolio Committee Community Services and Council Resolution A.110.2.8.12 be amended accordingly. (DCS)
2. THAT councillors who were appointed Chairpersons of Section 79 Committees, be scrutinized to ensure that the same councillor does not serve simultaneously in a Section 80 Committee. (DCS)

AmendCommittee_itm

ITEM A.104.05.11.13 (originally A.104.31.10.13)**FINANCES: PROCUREMENT: CLAUSE 36: DEVIATION FROM PROCUREMENT PROCESSES
(8//2/3/1)**

RESOLVED A.104.05.11.13 -

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 duly approved by the Accounting Officer before it was procured, be condoned by Council.

DeviationRepairRoads_itm

(CFO)

ITEM A.105.05.11.13 (originally A.105.31.10.13)**RISK MANAGEMENT: STRATEGIC RISK ASSESSMENT REPORT, RISK MANAGEMENT IMPLEMENTATION PLAN, RISK MANAGEMENT COMMITTEE CHARTER, RISK MANAGEMENT FRAMEWORK, FRAUD PREVENTION POLICY, FRAUD RESPONSE PLAN, WHISTLE BLOWING POLICY: 2013-2014 FINANCIAL YEAR
(4/32 & 2/5)**

RESOLVED A.105.05.11.13 -

THAT the Strategic Risk Assessment Report 2013/14, Risk Management Implementation Plan for 2013/14 financial year, Risk Management Committee Charter 2013/14, Risk Management Framework 2013/14, Fraud Prevention Policy 2013/14, Fraud Response Plan 2013/14, Whistle Blowing Policy 2013/14 be noted. (MM)

RiskAssessment2013-2014_itm

ITEM A.106.05.11.13 (originally A.106.31.10.13)**PERSONNEL: OVERTIME POLICY, 2013
(5/5/3/B)**

RESOLVED A.106.05.11.13 -

THAT the Overtime Policy, 2013 attached as Annexure A to the report in this regard, be approved whereby all overtime work performed by municipal employees be managed and controlled with effect of the date of this Council Resolution. (DCS)

OvertimePolicy 2013_itm

ITEM A.107.05.11.13 (originally A.107.31.10.13)**ELECTIONS: RESIGNATION BY ONE (1) COUNCILLOR OF WARD 5 AND FILLING OF VACANCY, 2013
(3/2/5; 3/2/6)**

RESOLVED A.107.05.11.13 -

1. THAT note be taken of the written resignation of a councillor received as follows

NAME OF COUNCILOR	WARD	PARTY	DATE OF RESIGNATION
M P Mazibuko	5	Independent	Effective on 30 September 2013

(DCS/CFO)

2. THAT it be noted that the filling of the vacancy of ward councillor in ward 5 is done in terms of the provisions of section 25 of the Local Government: Municipal Structures Act, 1998, as amended. (DCS)

ResignationCllrMazibuko_itm

ITEM A.108.05.11.13 (originally A.108.31.10.13)**COMMUNITY SERVICES: PROPOSED HOUSING DEVELOPMENT AREAS FOR 2016/2017 FINANCIAL YEAR
(17/4/1, 17/20 & 15/1)**

RESOLVED A.108.05.11.13 -

1. THAT Council approves the development areas within various Wards and Villages for the 2016/2017 financial year as follows:

WARD NO.	VILLAGES	NO. OF UNITS
24	RAMAHANTSHA	100
	GOGOBOLE	100
25	MADODONGA	100
	MAKHITHA	100
26	BUYSDORP	100
	ZAMENKOMSTE	100
27	TSHIRANGADZI	100
	THONDONI	100

WARD NO.	VILLAGES	NO. OF UNITS
28	MASHAU-THONDONI	100
	MUTSINDONI	100
29	TSHITAVHADULU	100
	MULANGAPHUMA	100
30	VUVHA	100
	MURUNWA	100
31	PHADZIMA	100
	TSHIVHA	100
34	TSHITUNI TSHA FHASI	100
35	PHAPHAPHANI MULENGA	100
	TSHITUNI MUSANDA	100
36	LUVHALANI	100
	MAMVUKA	100
37	MUDIMELI	100
	MAANGANI	100

2. THAT once finalised by Council, the development areas be forwarded to the Department of Cooperative Governance, Human Settlement and Traditional Affairs for further consideration with the aim of reducing the housing backlog in Makhado Municipal jurisdiction.

(DDP)

3. THAT once the MEC has taken a decision on the matter, it be regarded as final and binding.

HousingDevelopment2016-2017_itm

(DDP)

ITEM A.109.05.11.13 (originally A.109.31.10.13)

**LOCAL ECONOMIC DEVELOPMENT: FINAL REVIEWED LOCAL ECONOMIC DEVELOPMENT STRATEGY, 2013
(12/3/3/66)**

RESOLVED A.109.05.11.13 -

THAT as contained in the LED Strategy attached to the report in this regard, and taking into cognisance the need for a LED Strategy in the Municipality to guide economic development programmes, the final reviewed LED Strategy be adopted by Council.

(DDP)

ReviewLEDStrategy_itm

ITEM A.110.05.11.13 (originally A.110.31.10.13)

**RECORD CONTROL: UPDATE AND REVIEW OF ACCESS TO INFORMATION MANUAL, 2013
(9/B & 1/3/22/2)**

REMARK

This matter was referred as item B.112.29.10.13.

ITEM A.111.05.11.13 (originally A.111.31.10.13)**EXTERNAL BURSARY POLICY, 2013
(5/5/5/3)****REMARK**

This matter was referred as item B.113.29.10.13.

ITEM A.112.05.11.13 (originally A.112.31.10.13)**PERSONNEL: DRAFT EMPLOYMENT EQUITY PLAN FOR 2013-2018
(4/24 & 4/24/2)****REMARK**

This matter was referred as item B.114.29.10.13.

ITEM A.113.05.11.13 (originally A.113.31.10.13)**PERSONNEL: SUBMISSION OF THE WORKPLACE SKILLS PLAN FOR 2013/14 AND
ANNUAL TRAINING REPORT FOR 2012/13 FINANCIAL YEAR
(4/2/4)****REMARK**

This matter was referred as item B.115.29.10.13.

ITEM A.114.05.11.13 (originally A.114.31.10.13)**ESSENTIAL SERVICES: ELECTRICITY: PROPOSED VARIATION: ALREADY
EXECUTED ELECTRIFICATION PROJECTS IN ESKOM LICENSED AREA
(16/2/1; 6/1/1(10/11); 6/1/1(11/12))**

RESOLVED A.114.05.11.13 -

THAT in view of the contents fully recorded in the report in this regard, Council approves thereof that:

1. The savings of R132,048.00 from the Vhembe District Municipality's grant of the 2010/2011 financial year be allocated to assist in settling the outstanding balances of the owed Service Providers of the 2010/11 and 2011/12 electrification projects in the Eskom licensed area.
2. Council Resolution A.36.30.05.13, paragraph (5) of the 85th Special Council meeting that reads as follows **be amended** to allow for the amount of R1,000,000 to be allocated to assist in settling the outstanding balances of the 2010/11 and 2011/12 electrification projects in the Eskom licensed area as owed to the service providers-

“THAT the amount of R1 280 000.00 which was budgeted under vote number 644/400217-400224 for graveyards, with exception of the money intended for Waterval graveyard, be used for electricity post connections in the Makhado municipal licensed area for the 2013/2014 financial year” be amended to read as follows

“THAT the amount of R1 280 000.00 which was budgeted under vote number 644/400217-400224 for graveyards, with exception of the money intended for Waterval graveyard, be used for electricity post connections in the Makhado municipal and the Eskom licensed area for the 2013/2014 financial year and further that these funds be utilised in assisting to settle the outstanding payments of electrification projects of the 2010/2011 and 2011/2012 financial years.”

3. The INEP grant of R1,485,000.00 for Wisagalaza project be used to assist in settling the outstanding balances of the owed Service Providers, subject thereto that the written approval from the Department of Energy’s INEP Business Planning Unit in Polokwane to re-allocate (termed as ‘change control’) the grant to Murunwa and Madombidzha electrification project is received: Provided the electrification of Wisanigalaza Village remains on the electrification priority list.
4. Some capital projects of the Department Technical Services for the 2013/2014 financial year be sacrificed to assist in settling the outstanding balances of the owed Service Providers of the 2010/11 and 2011/12 electrification projects in Eskom licensed area.
5. The following summary in relation to the recommendations stated above be approved in order to settle the outstanding balances of the owed Service Providers for the 2010/11 and 2011/12 electrification projects, and that the 2013/14 Budget be amended accordingly:

	Capital Item	Vote number	Amount
1	Vdm grant savings	678/407283 & 678/407284	R 132 048.00
2	Post Connections (Resolution A.36.30.05.13	TBA	R 1 000 000.00
3	Wisagalaza village electrification	678/407271	R 1 485 000.00
4	Transformers 2x 10MVA	697/413599	R 1 000 000.00
5	Cable Locator	607/413537	R 80 000.00
6	Post Connections	678/407221	R 250 000.00
7	MV cable 95mm ²	697/413509	R 350 000.00
8	Upgrade Industrial line	697/413517	R 250 000.00
9	2x Substation batteries & chargers	697/413536	R 140 000.00
	TOTAL		R 4 555 000.00

6. The Municipal Public Accounts Committee (MPAC) must investigate thoroughly the root cause of the proposed variation of electrification projects listed in paragraph 5 above and submit the outcome to Council so that required action could be considered.

ElectricityProjects2010to2012_itm

(CFO/DTS)

ITEM A.115.05.11.13 (originally A.115.31.10.13)

**COUNCIL VEHICLES: EXTENSION: WESBANK AUTO CARD CONTRACT
(7/2/1/4/1)**

REMARK

This matter was referred as item B.116.29.10.13.

ITEM A.116.05.11.13 (originally A.116.31.10.13)**FINANCES: PROCUREMENT: CLAUSE 36: DEVIATION FROM PROCUREMENT PROCESSES (PURCHASE OF OFFICIAL VEHICLES FOR MAYOR AND SPEAKER) (8/2/3/1)**

RESOLVED A.116.05.11.13 -

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 duly approved by the Accounting Officer before it was procured, be condoned by Council.

DeviationVehicles_itm

(CFO)

ITEM A.117.05.11.13 (originally A.117.31.10.13)**FINANCES: PROCUREMENT: CLAUSE 36: QUOTATION DEVIATIONS FOR 1st QUARTER (JULY –SEPTEMBER 2013) (8/2/3/1)**

RESOLVED A.117.05.11.13 -

1. 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 first quarter of the financial year in the amount of R2 163 260.62 and which each was duly approved by the Accounting Officer before it was procured, be condoned by Council. (CFO)
2. THAT Finance Department must verify whether Komatsu as service provider is not overcharging the Municipality for its services. (CFO)

QuotationDeviationsQ1_itm

ITEM A.118.05.11.13 (originally A.118.31.10.13)**FINANCES: REPORT IN TERMS OF SECTION 32 OF LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003: FRUITLESS EXPENDITURE: 2012/2013 FINANCIAL YEAR (8/3/2/1)**

RESOLVED A.118.05.11.13 -

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), that an amount of R877,489.76 be written off as irrecoverable based on the reasons as fully recorded in the report in this regard.

FruitlessExpenditure2012-2013_itm(2)

(CFO)

ITEM A.119.05.11.13 (originally A.119.31.10.13)**AUDIT AND PERFORMANCE AUDIT COMMITTEE:**

- 1. REPORT TO COUNCIL: END OF JUNE 2013**
- 2. CONSOLIDATED APAC ASSESSMENT 2012/13 FINANCIAL YEAR
(4/26/1/1)**

REMARK:

Cllr F J Rikhotso proposed, duly seconded by Cllr S Masuka that the Chairperson of Audit Committee be invited to a special session to engage intensively with councillors regarding the report that she presented to Council, and it was recorded as Council Resolution in paragraph 5 below.

RESOLVED A.119.05.11.13 -

1. THAT the Consolidated Audit and Performance Audit Committee Assessments for the period 2012/2013 be deliberated by Council and a final decision taken. (MM)
2. THAT the Schedule of the Audit and Performance Audit Committee meetings 2013/14 financial year be noted. (MM)
3. THAT consolidated Internal Audit Assessment for the period ending 30 June 2013 be noted. (MM)
4. THAT the Internal Audit three year rolling plan and annual internal audit plan for 2013/14 financial year be noted. (MM)
5. THAT the Chairperson of the Audit Committee be invited to a special session to engage intensively with councillors regarding the report that she presented to Council. (MM)

ReportAuditandPerformanceAuditCommittee_itm

ITEM A.120.05.11.13

**RECORD CONTROL: UPDATE AND REVIEW OF ACCESS TO INFORMATION MANUAL, 2013
(9/B & 1/3/22/2)**

RESOLVED A.120.05.11.13 -

1. THAT Council approves the updated Access to Information Manual, 2013 attached to the report in this regard. (DCS)
2. THAT the Access to Information Manual, 2013 be published in the Limpopo Provincial Gazette, be submitted to the Department of Justice of South Africa, and the Human Rights High Commission as required by the Promotion of Access to Information Act, Act 2 of 2000. (DCS)
3. THAT the Access to Information Manual, 2013 be translated into at least three (3) official languages of the Region. (DCS)

ReviewAccessInformationManual_itm

ITEM A.121.05.11.13**FINAL EXTERNAL BURSARY POLICY, 2013
(5/5/5/3)**

RESOLVED A.121.05.11.13 -

1. THAT the Council approves the Final External Bursary Policy, 2013 and it becomes the External Bursary Policy, 2013. (DCS)
2. THAT the Portfolio Head: Corporate Services or his nominee be appointed as a member of the Makhado Local Municipality Bursary Committee. (DCS)
3. THAT Clause 4, bullet 4 and 5, that requires the pay back of the bursary by working back at the Municipality for each year that the applicant was awarded the bursary by the Municipality be deleted since the Municipality's bursary does not cover all the funds that the student might require in an academic year. (DCS)
4. THAT Administrative Management submits a feasibility study on how the Municipality can provide a fully paid bursary to students in need for the whole duration until the student graduates. (DCS)
5. THAT the Administrative Management also considers during the review of Supply Chain Management as to whether service providers cannot be requested to contribute a percentage of their payment to the Municipality's good causes like disaster or bursary funds. (DCS)

ExternalBursaryPolicy_itm

ITEM A.122.05.11.13**PERSONNEL: FINAL EMPLOYMENT EQUITY PLAN FOR 2013-2018
(4/24 & 4/24/2)**

RESOLVED A.122.05.11.13 -

THAT Council approves the Final Employment Equity Plan (2013 – 2018) attached to the report in this regard, and it becomes Council's Employment Equity Guiding document for the period up to and including the year 2018.

EEP_itm

(DCS)

ITEM A.123.05.11.13**PERSONNEL: SUBMISSION OF THE WORKPLACE SKILLS PLAN FOR 2013/14 AND ANNUAL TRAINING REPORT FOR 2012/13 FINANCIAL YEAR (4/2/4)**

RESOLVED A.123.05.11.13 -

1. THAT the Council take note of the Workplace Skills Plan (WSP) for the 2013/14 financial year, and the Annual Training Report (ATR) for the 2012/13 financial year. (DCS)
2. THAT the Portfolio Committee: Corporate Services be appointed to serve as the Training Committee for Councillors which shall identify the training needs and councillors to be trained in respect of the needs so identified in terms of the Workplace Skills Plan. (DCS)

WSP&Training_itm

ITEM A.124.05.11.13**ELECTIONS: FILLING OF VACANCY – BY ELECTIONS 23 OCTOBER 2013: WARD 5 (3/2/5; 3/2/6)**

RESOLVED A.124.05.11.13 -

THAT it be noted that the following candidate were duly elected in terms of the provisions of the Local Government: Municipal Structures Act, 1998 read with the provisions of the Local Government: Municipal Electoral Act, 1998 in the capacity of ward councillor of the Makhado Local Municipality for the ward as indicated against the name with effect of 23 October 2013.

WARD NUMBER	CANDIDATE ELECTED as WARD COUNCILLOR	PARTY
5	MIRINGO Patrick Mazibuko ID 7002045852083	Democratic Alliance

ByElections_itm

(DCS)

ITEM A.125.05.11.13**PERSONNEL: PERSONNEL: EXTENDING PERIOD OF ACTING DIRECTOR TECHNICAL SERVICES, 1 SEPTEMBER 2013 TO 30 NOVEMBER 2013 (5/6/4)**

RESOLVED A.125.05.11.13 -

1. THAT subject to approval by the MEC for Local Government, Council approves thereof that Mr Ragimana L acts as Director Technical Services for a further three (3) months effective from 1 September 2013 to 30 November 2013 in order to enable the administration to conclude on the recruitment and appointment process of a suitable candidate as Director Technical Services.

(DCS)

2. THAT an appeal be lodged with the MEC for Local Government for approval of the acting arrangements as recorded in paragraph 1 above. (DCS)

ExtendingActingDTS_itm

ITEM A.126.05.11.13

**PERSONNEL: TRAVEL ALLOWANCE FOR EMPLOYEES ON PL 4 TO 6
(5/5/3/6)**

RESOLVED A.126.05.11.13 -

THAT the request of the following five (5) employees: Manebaneba T, Ngoveni S E, Munyai NP, Mulaudzi L.S and Luvhimbi MB, be considered during the 2013/2014 Adjustment Budget deliberations. (DCS)

TravelAllowancePostlevel4to6_itm(2)

* * * * *

9.2 Report of the Executive Committee in terms of section 59(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the months of August 2013 to November 2013

The report of the 333rd Executive Committee meeting held on 22 August 2013.
 The report of the 334th Executive Committee meeting held on 10 September 2013.
 The report of the 335th Executive Committee meeting held on 17 October 2013.
 The report of the 336th Executive Committee meeting held on 29 October 2013.
 The report of the 337th Executive Committee meeting held on 31 October 2013.

ITEM B.84.22.08.13

PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLANS: FOURTH QUARTER PROGRESS REPORT: ALL MUNICIPAL DEPARTMENTS: 2012/13 FINANCIAL YEAR (10/1/4/1; 10/1/2)

RESOLVED B.84.22.0813 -

1. THAT Council takes note of the fourth quarter service delivery reports in relation to the approved SDBIPs for the 2012/13 financial year as submitted by each Head of Department and attached to the report in this regard as Annexure A to Annexure F. (MM)
2. THAT the Portfolio Committee: Finance must be trained on Supply Chain, Modules 1 and 2. (CFO)
3. THAT Executive Committee meet in order to consider the Performance Report of the SDBIP 2012/2013 and SDBIP 2013/2014 Operational and Strategic financial years. (MM)

ProgressSDBIP2012-13Quarter4_itm

ITEM B.85.22.08.13

REPORTS AND SURVEYS: OUTSTANDING MATTERS: COUNCIL RESOLUTIONS – QUARTERS 3 & 4: 2012/13 FINANCIAL YEAR (10/1/6/1)

RESOLVED B.85.22.08.13 -

THAT note be taken of the progress with implementing Council Resolutions in respect of meetings held during Quarter 3 and Quarter 4 of the 2012/2013 financial year, as more fully set out in Annexure K attached to the report in this regard. (DCS)

CouncilResolutionsImplementedQ4_itm

ITEM B.86.22.08.13

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 1690, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP (15/3/8; E 1690)

RESOLVED B.86.22.08.13 –

THAT the application submitted by Geoland Surveys on behalf of their client Mrs G.N Mashabathakga to subdivide Erf 1690, Louis Trichardt Extension 2 Township into two (2) portions

be approved in terms of Section 92 (2) (a) of the Town-Planning and Township 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. 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 6 415, 22 engineering services contributions for water and R 5 299.45 for sewer.
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.
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. THAT the approval is further subjected to the following conditions:
 - 12.1 **Electricity:** Erf 1690 has an existing electricity supply capacity of 16 kVA 60 amp 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 (b) 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:

- (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) 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. (DDP)

SubdivisionErf1690_itm

ITEM B.87.22.08.13

TOWN-PLANNING AND CONTROL: REZONING OF ERF 3 AND PROPOSED PORTION 1 OF ERF 1, BERGVIEW ESTATE FROM “BUSINESS 2” AND “RESIDENTIAL 3” TO “BUSINESS 1” RESPECTIVELY: FOR THE PURPOSE OF COMMERCIAL DEVELOPMENT: MAKHADO AMENDMENT SCHEME NO. 40 (E 3, E1/1 & 15/2/2/1/272)

RESOLVED B.87.22.08.13 –

THAT the application submitted by Hannes Lerm Planning and Development Consultants on behalf of their client Moody Blue Trade Investment to rezone a Erf 3 and Proposed Portion 1 of Erf 1, Bergview Estate from “Business 2” and “Residential 3” to “Business 1” respectively 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 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 less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. In accordance with the provision of section 63 of the Town Planning and Townships Ordinance, 1986 (Ord 15 of 1986), the applicant shall pay all relevant bulk service contributions.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** The whole of Bergview Estates has an existing electricity supply capacity of 700 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

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
- (g) Each business must have each own electrical connection.

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.

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. 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. Map 3 will be approved upon the receipt of the subdivision diagram from the Surveyor General.
11. Building plans must be accompanied by the approved subdivision diagram from the Surveyor General and they will not be considered prior to the Promulgation of the rezoning. (DDP)

RezoningErf3andProposedPtn1ofErf1Bergview_itm(2)

ITEM B.88.22.08.13

TOWN-PLANNING AND CONTROL:

- 1. REZONING OF ERF 475, LOUIS TRICHARDT FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF RESIDENTIAL UNITS. AMENDMENT SCHEME NO. 66 AND**
- 2. SIMULTANEOUS APPLICATION FOR SPECIAL CONSENT IN TERMS OF CLAUSE 21 OF THE MAKHADO LAND USE SCHEME, 2009 TO INCREASE THE PERMITTED DENSITY FROM 20 UNITS PER HECTARE TO 45 UNITS PER HECTARE**

(E 475 & 15/4/2/2//1/298)

RESOLVED B.88.22.08.13 –

THAT the application submitted by Developlan on behalf of their clients Gregory Wayne Stewart and Elizabeth Stewart to rezone Erf 475, Louis Trichardt from “Residential 1” to “Residential 2” for the purpose of residential units be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) and in terms of Clause 22 of the Makhado Land Use Scheme, 2009 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. 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: Erf 475, Louis Trichardt has an existing electricity supply capacity of 50 kVA three 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 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:

 - (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) A professional electrical engineer, will in any way have to do the design of the electrical layout and must supervise all installation work.
 - (f) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (g) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (h) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
 - (i) 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.
 - 7.2 Water: The Municipality is an operational agent of Vhembe District Municipality which 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 which is the WSA and therefore no comments can be given about sewer supply capacity.
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. (DDP)

RezoningErf475_itm

ITEM B.89.22.08.13

TOWN-PLANNING AND CONTROL:

1. **REZONING OF ERF 1912, WATERVAL-A TOWNSHIP FROM “INSTITUTIONAL” TO “BUSINESS 2”**
2. **SIMULTANEOUS APPLICATION FOR CONSOLIDATION OF ERVEN 1910, 1911, 1912, 1913 & 1914, WATERVAL-A TOWNSHIP AND**
3. **SPECIAL CONSENT USE FOR PROPOSED CONSOLIDATED ERVEN FOR THE PURPOSE OF A SOCIAL HALL**
(7/4/1/3 & 15/4/2/2/1/269)

RESOLVED B.89.22.08.13 –

THAT the application submitted by Matete and Associates Consultants on behalf of their client AquaGeo (Pty) Ltd to rezone Erf 1912, Waterval-A Township from “Institutional” to “Business 2”, and a simultaneous consolidation of erven 1910, 1911, 1912, 1913 & 1914 together with Clause 21 of Makhado Land Use Scheme, 2009 for the purpose of a Social Hall be approved in terms of section 56 (9) (a) and section 92 (2)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) together with clause 21 sub clause 21.17 of Makhado Land Use Scheme, 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 “Business 2” 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 Municipality is not the supply authority in this area. Eskom is the supply authority and all supply requests must be submitted to Eskom in to his regard.
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 proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
14. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.
15. All the conditions contemplated in clause 21 sub clause 12.17 of the Makhado Land Use Scheme, 2009 must be complied with.
16. The approval is further subject to the following conditions:
 - 16.1 Electricity: Erven 1910 – 1914 Waterval falls in the ESKOM area of electricity distribution.
 - 16.2 Water: The municipality is an operational agent of Vhembe District Municipality which is the WSA and therefore no comments can be given about water supply capacity.
 - 16.3 Sewer: The municipality is an operational agent of Vhembe District Municipality which is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

RezoningErf1912_itm

ITEM B.90.22.08.13

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 4369, LOUIS TRICHARDT TOWNSHIP, EXTENSION 8 (E.4369 & 15/3/8)

RESOLVED B.90.22.08.13 -

THAT the matter be referred back pending further investigation.

(DDP)

WrittenConsentErf4369_itm

ITEM B.91.22.08.13**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 445, TSHIKOTA TOWNSHIP (TE445 & 15/3/8)**

RESOLVED B.91.22.08.13 –

THAT the application submitted by Mthombeni Mashiyani Solomon for the purpose of a Spaza on Erf 445, Tshikota Township be approved in terms of Clause 22 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 445, 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 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) 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) The applicant will have to reapply for the electrical connection as the subsidized connections are not available for businesses. There will also a deposit payable.

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. (DDP)

WrittenConsentErf445_itm

ITEM B.92.22.08.13

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 1418, TSHIKOTA TOWNSHIP EXTENSION 1 (TE1418 & 15/3/8)

RESOLVED B.92.22.08.13 –

THAT the application submitted by Makatu Mbulaheni Michael for the purpose of a Spaza on Erf 1418, Tshikota Township, Extension 1 be approved in terms of Clause 22 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 subjected to the following conditions:
- 10.1 **Electricity:** Erf 1718, Tshikota Township has an existing electricity supply capacity of 16 kVA single phase. This is however a domestic connection. The client **MUST** apply for a business connection. 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
 - (d) If electricity is going to be installed in the spaza shop only a registered single or 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (e) An annexure 4 must be completed before any work commence.

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

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.

WrittenConsentErf1418_itm

(DDP)

ITEM B.93.22.08.13

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 2, HLANGANANI TOWNSHIP (7/4/1/3)

RESOLVED B.93.22.08.13 –

THAT the application submitted by Chauke Dzunisani Master for the purpose of a Spaza on Erf 2, Hlanganani Township be approved in terms of Clause 22 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 2 Hlanganani falls in the ESKOM area of 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.

WrittenConsentErf2_itm

(DDP)

ITEM B.94.22.08.13

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 1122, HLANGANANI TOWNSHIP (7/4/13)

RESOLVED B.94.22.08.13 –

THAT the application submitted by Nukeri Nkhensani Winnie for the purpose of a Spaza on Erf 1122, Hlanganani Township be approved in terms of Clause 22 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 1122 Hlanganane falls in the ESKOM area of 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.

WrittenConsentErf1122_itm

(DDP)

ITEM B.95.22.08.13

DOMESTIC SERVICES: REPORT TO COUNCIL ON THE IMPLEMENTATION OF MAKHADO MUNICIPAL SUPPLY CHAIN MANAGEMENT POLICY (8/3/B)

REMARK:

This item was referred from item A.94.31.10.13.

RESOLVED B.95.22.08.13

THAT the report be referred back to be considered at the next Executive Committee meeting.

ImplementationSCMPolicy_itm

(CFO)

ITEM B.96.05.09.13

TOWN-PLANNING AND CONTROL: REZONING OF ERF 552, LOUIS TRICHARDT TOWNSHIP FROM 'RESIDENTIAL 1' TO "BUSINESS 1": MAKHADO AMENDMENT SCHEME NO. 69 (E 552; 15/4/2/1/301)

RESOLVED B.96.05.09.13 -

THAT the application received from Developlan on behalf of their client Osman Ozayr to rezone erf 552, Louis Trichardt Township from 'Residential 1' to "Business 1" for business purposes, be

approved in terms of section 56 (9) (a) of the Town-Planning and Townships Ordinance (Ordinance 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 “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 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: Erf 552, Louis Trichardt Township has an existing electricity supply capacity 16 kVA single phase. 60 Amp three phase can be made available. Actual costs will have to be paid. Should this capacity be insufficient, any additional supply 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 100kVa 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) Actual costs plus an electrical engineering contribution proportional
 - 7.2 Water: The municipality is an operational agent of Vhembe District Municipality which 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 which is the WSA and therefore no comments can be given about sewer supply capacity.
8. 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.
9. 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.

10. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
11. 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.
12. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval. (DDP)

RezoningErf552_itm

ITEM B.97.17.10.13

COUNCIL COMMITTEES: REPORT OF ABSENCE OF COUNCILORS FROM MEETINGS: 2012/2013 FINANCIAL YEAR (4/1/B)

REMARK:

Clr F D Mutavhatsindi proposed that the item be withdrawn from the agenda in view of item A.92.05.11.13 and the proposal was generally accepted.

ITEM B.98.17.10.13

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 723, VUWANI TOWNSHIP (E7/4/1/3 & 15/3/8)

RESOLVED B.98.17.10.13 –

THAT the application submitted by Mboye Khorombi Solomon to erect a Spaza on Erf 723, Vuwani Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following 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 special 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. 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. Alcohol refreshments must not be sold and the residential use remains the main use of the property.
7. The elevation treatment of the buildings should maintain a Residential 1 character and appearance complementary to the environment.
8. The total flows area shall not exceed 30m².

9. The approval is further subject to the following conditions:

9.1 **Electricity:** Erf 723 Vuwani falls in the Eskom area of 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. (DDP)

WrittenConsentErf723_itm

ITEM B.99.17.10.13

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 1750, TSHIKOTA EXTENSION 1 TOWNSHIP (TE.1750 & 15/3/8)

RESOLVED B.99.17.10.13 –

THAT the application submitted by Ndou Lidah for the purpose of a Spaza on Erf 1750, Tshikota Township be not approved in terms of Clause 20.1 of the Makhado Land-use Scheme 2009, because the application property is currently illegally used for the rental accommodation, whereas the primary right is for one dwelling unit per erf which means the applicant is contravening the Land Use Scheme in operation, Makhado Land Use Scheme, 2009. (DDP)

WrittenConsentErf1750_itm

ITEM B.100.17.10.13

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 277, ELTIVILLAS EXTENSION 1 TOWNSHIP (EE.277 & 15/3/8)

RESOLVED B.100.17.10.13 -

THAT the application submitted by Chardy Lutere to erect a granny flat and a spaza on Erf 277, Eltivillas Extension 1 Township be disapproved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 due to the following reason:

1. The property is still vacant (has not yet been developed). According to Makhado Land Use Scheme, 2009, land use rights for a granny flat and spaza can be obtained through a formal written consent (clause 22) application provided that the property is been currently used for its zoning. *A granny flat means a dwelling unit not exceeding 70m² in floor area that may be erected on a “residential 1” erf in addition to the main dwelling unit. A spaza means a building designed for or a portion of a residential unit used for the purpose of selling and providing basic groceries and fresh produce, excluding alcoholic refreshments, where the residential use of the property remains the main use of the property.* (DDP)

ITEM B.101.17.10.13**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 2975, LOUIS TRICHARDT TOWNSHIP, EXTENSION 9 (E.2975 & 15/3/8)**

RESOLVED B.101.17.10.13 -

THAT the application submitted by Savhase Mudangawe Edward to erect an additional dwelling unit on Erf 2975, Louis Trichardt Extension 9 be approved in terms of Clause 22 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 use must comply with the Makhado Land Use Scheme, 2009.
4. All costs that may arise as a result of this approval are for the account of the applicant.
5. 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 notice.
6. 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.
7. The operation must comply with municipal by-laws and the National Building regulations.
8. 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
9. No additional municipal services will be provided on the property and connections must be made from the existing dwelling.
10. The approval is further subject to the following conditions:
 - 10.1 **Electricity:** Erf 2975 Ext 9 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 100kVA 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

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. (DDP)

WrittenConsentErf2975_itm

ITEM B.102.17.10.13

TOWN-PLANNING AND CONTROL:

- 1. REZONING OF ERF 2117, WATERVAL-A TOWNSHIP FROM “RESIDENTIAL 1” (RURAL SETTLEMENT) TO “RESIDENTIAL 3” FOR THE PURPOSE OF RESIDENTIAL UNITS. AMENDMENT SCHEME NO. 41 AND**
- 2. SIMULTANEOUS APPLICATION FOR WRITTEN CONSENT IN TERMS OF CLAUSE 22 OF THE MAKHADO LAND USE SCHEME, 2009 TO INCREASE THE PERMITTED DENSITY FROM 45 UNITS/HA TO 65 UNITS/HA (E 2117, 15/4/2/2/1/273 & 7/4/1/3)**

RESOLVED B.102.17.10.13 –

THAT the application submitted by Developlan on behalf of their client Dr. Pfukani Elliot Maringa to rezone Erf 2117-A, Waterval-A from “Residential 1” (Rural Settlement) to “Residential 3” for the purpose of residential units be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) and in terms of Clause 20.1 of the Makhado Land Use Scheme, 2009 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 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. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** Erf 2117-A, Waterval falls in the ESKOM area of distribution.
 - 7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality which 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 which is the WSA and therefore no comments can be given about sewer supply capacity.

8. 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.
9. 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.
10. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
11. 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.
12. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
13. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval. (DDP)

RezoningErf2117WatervalA_itm

ITEM B.103.29.10.13 (originally B.103.24.10.13)

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 83, TSHIKOTA TOWNSHIP (TE.83 & 15/3/8)

RESOLVED B.103.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Planning, Economic Development, Tourism and Traditional Affairs for consideration and be resubmitted to the Executive Committee for consideration. (DDP)

WrittenConsentErf83_itm

ITEM B.104.29.10.13 (originally B.104.24.10.13)

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 91, TSHIKOTA TOWNSHIP (TE.91 & 15/3/8)

RESOLVED B.104.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Planning, Economic Development, Tourism and Traditional Affairs for consideration and be resubmitted to the Executive Committee for consideration. (DDP)

WrittenConsentErf91_itm

ITEM B.105.29.10.13 (originally B.105.24.10.13)**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 523, TSHIKOTA TOWNSHIP
(TE.523 & 15/3/8)**

RESOLVED B.105.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Planning, Economic Development, Tourism and Traditional Affairs for consideration and be resubmitted to the Executive Committee for consideration. (DDP)

WrittenConsentTE523_itm

ITEM B.106.29.10.13 (originally B.106.24.10.13)**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: PORTION 1 OF ERF 399, LOUIS TRICHARDT TOWNSHIP
(E399/1 & 15/3/8)**

RESOLVED B.106.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Planning, Economic Development, Tourism and Traditional Affairs for consideration and be resubmitted to the Executive Committee for consideration. (DDP)

WrittenConsentErf399_itm

ITEM B.107.29.10.13 (originally B.107.24.10.13)**TOWN-PLANNING:**

- 1. PROPOSED SPECIAL CONSENT USE TO INCREASE THE PERMITTED FLOOR AREA RATIO FROM 1.0 TO 1.2**
- 2. SIMULTANEOUS APPLICATION FOR WRITTEN CONSENT TO INCREASE THE DENSITY FROM ONE DWELLING PER ERF TO TWO DWELLINGS ON PORTION 7 OF ERF 4285, LOUIS TRICHARDT TOWNSHIP EXTENSION 4
(EE.4285/7 & 15/3/8)**

RESOLVED B.107.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Planning, Economic Development, Tourism and Traditional Affairs for consideration and be resubmitted to the Executive Committee for consideration. (DDP)

SpecialWrittenConsentPortion7Erf4285_itm

ITEM B.108.29.10.13 (originally B.108.24.10.13)**TOWN-PLANNING AND CONTROL:**

1. **REZONING OF PORTION 2 OF ERF 462, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2”. AMENDMENT SCHEME NO. 64 AND**
2. **SIMULTANEOUS APPLICATION FOR WRITTEN CONSENT IN TERMS OF CLAUSE 22 OF THE MAKHADO LAND USE SCHEME, 2009 TO CONDUCT A “GUEST HOUSE” ON THE ERF**

(E462/2 & 15/4/2/2//1/296)

RESOLVED B.108.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Planning, Economic Development, Tourism and Traditional Affairs for consideration and be resubmitted to the Executive Committee for consideration.

RezoningPortion2Erf462andClause22_itm

(DDP)

ITEM B.109.29.10.13 (originally B.109.24.10.13)**TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 774, LOUIS TRICHARDT TOWNSHIP**

(15/3/8; E 774)

RESOLVED B.109.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Planning, Economic Development, Tourism and Traditional Affairs for consideration and be resubmitted to the Executive Committee for consideration.

SubdivisionErf774_itm

(DDP)

ITEM B.110.29.10.13 (originally B.110.24.10.13)**TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 1201, LOUIS TRICHARDT TOWNSHIP**

(15/3/8 & E 1201)

RESOLVED B.110.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Planning, Economic Development, Tourism and Traditional Affairs for consideration and be resubmitted to the Executive Committee for consideration.

SubdivisionErf1201_itm(3)

(DDP)

ITEM B.111.29.10.13 (originally B.111.24.10.13)**TOWN-PLANNING AND CONTROL: ENVIRONMENTAL MANAGEMENT: PROPOSED ESTABLISHMENT OF HOTEL: FARM MPHEPHU 202 LT, MAMBURU VILLAGE (NZHELELE AREA)**

(15/3/15)

RESOLVED B.111.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Planning, Economic Development, Tourism and Traditional Affairs for consideration and be resubmitted to the Executive Committee for consideration.

EIAHotelDevelopment_itm

(DDP)

ITEM B.112.29.10.13**RECORD CONTROL: UPDATE AND REVIEW OF ACCESS TO INFORMATION MANUAL
(9/B & 1/3/22/2)****REMARK**

This matter was referred from item A.110.05.11.13.

RESOLVED B.112.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Portfolio Committee: Corporate Services for consideration and be resubmitted to the Executive Committee for consideration. (DCS)

ReviewAccessInformationManual_itm

ITEM B.113.29.10.13**EXTERNAL BURSARY POLICY
(5/5/5/3)****REMARK**

This matter was referred from item A.111.05.11.13.

RESOLVED B.113.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Portfolio Committee: Corporate Services for consideration and be resubmitted to the Executive Committee for consideration. (DCS)

ExternalBursaryPolicy_itm

ITEM B.114.29.10.13**PERSONNEL: DRAFT EMPLOYMENT EQUITY PLAN FOR 2013-2018
(4/24 & 4/24/2)****REMARK**

This matter was referred from item A.112.05.11.13.

RESOLVED B.114.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Portfolio Committee: Corporate Services for consideration and be resubmitted to the Executive Committee for consideration. (DCS)

EEP_itm

ITEM B.115.29.10.13**PERSONNEL: SUBMISSION OF THE WORKPLACE SKILLS PLAN FOR 2013/14 AND ANNUAL TRAINING REPORT FOR 2012/13 FINANCIAL YEAR
(4/2/4)****REMARK**

This matter was referred from item A.113.05.11.13.

RESOLVED B.115.29.10.13 –

THAT the matter be referred back to Portfolio Committee: Portfolio Committee: Corporate Services for consideration and be resubmitted to the Executive Committee for consideration. (DCS)

WSP&Training_itm

ITEM B.116.29.10.13

**COUNCIL VEHICLES: EXTENSION: WESBANK AUTO CARD CONTRACT
(7/2/1/4/1)**

REMARK

This matter was referred from item A.115.05.11.13.

RESOLVED B.116.29.10.13 –

THAT the matter be referred back for implementing of the required procedures. (CFO)

Council Vehicle Contract_item

ITEM B.117.05.11.13

**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 83, TSHIKOTA
TOWNSHIP
(TE.83 & 15/3/8)**

RESOLVED B.117.05.11.13

THAT the application submitted by Milanzi Ali for the purpose of a Spaza on Erf 83, 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 83 Tshikota has an existing electricity supply capacity of 16 kVA single phase. No additional capacity 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) A registered 1 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - 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.

WrittenConsentTE83_itm

ITEM B.118.05.11.13

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 91, TSHIKOTA TOWNSHIP (TE.91 & 15/3/8)

RESOLVED B.118.05.11.13

THAT the application submitted by Munyai Merriam for the purpose of a Spaza on Erf 91, 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 91 Tshikota has an existing electricity supply capacity of 16 kVA single phase. No additional capacity 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) A registered 1 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - 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.

WrittenConsentErf91_itm

ITEM B.119.05.11.13

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 523, TSHIKOTA TOWNSHIP (TE.523 & 15/3/8)

RESOLVED B.119.05.11.13

THAT the application submitted by Ndou Willie to erect a spaza on Erf 523, Tshikota Township be disapproved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 due to the following reason:

1. The existing spaza is more than 30m². According to Makhado Land Use Scheme, 2009, land use rights for a spaza can be obtained through a formal written consent (clause 22) application provided that the spaza does not exceed 30m² and only basic groceries are sold. *A spaza means a building designed for or a portion of a residential unit used for the purpose of selling and providing basic groceries and fresh produce, excluding alcoholic refreshments, where the residential use of the property remains the main use of the property.*

WrittenConsentTE523_itm

ITEM B.120.05.11.13**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: PORTION 1 OF ERF 399,
LOUIS TRICHARDT TOWNSHIP
(E399/1 & 15/3/8)**

RESOLVED B.120.05.11.13

THAT the application submitted by Grant Steven and Bernice Clifton for the purpose of an additional dwelling unit at Louis Trichardt Township be disapproved in terms of Clause 20.1 of the Makhado Land-use Scheme 2009, due to the following reason:

1. The application property is currently illegally used for a crèche that accommodates more than 10 persons. In terms of Schedule 3 of Makhado land use scheme, 2009, a place of instruction for more than 10 persons is not permitted in terms of a written consent in any dwelling place. This therefore means the applicant is contravening with the land use scheme in operation (Makhado Land Use Scheme, 2009).

WrittenConsentErf399_itm

ITEM B.121.05.11.13**TOWN-PLANNING:**

1. **PROPOSED SPECIAL CONSENT USE TO INCREASE THE PERMITTED FLOOR AREA RATIO FROM 1.0 TO 1.2**
2. **SIMULTANEOUS APPLICATION FOR WRITTEN CONSENT TO INCREASE THE DENSITY FROM ONE DWELLING PER ERF TO TWO DWELLINGS ON PORTION 7 OF ERF 4285, LOUIS TRICHARDT TOWNSHIP EXTENSION 4
(EE.4285/7 & 15/3/8)**

RESOLVED B.121.05.11.13

THAT the application submitted by Developlan on behalf of their clients Vahid Bambawala Family Trust for written consent for the purpose of relaxing the permitted from one dwelling unit per erf to two dwelling units per erf and an increase of the floor area ratio from 1.0 to 1.2, on Portion 7 of Erf 4285 Louis Trichardt Extension 4 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 use must comply with the Makhado Land Use Scheme, 2009.
4. All costs that may arise as a result of this approval are for the account of the applicant.
5. 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 notice.
6. 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.
7. The operation must comply with municipal by-laws and the National Building regulations.

8. 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
9. The approval is further subject to the following conditions:
- 9.1 **Electricity:** Erf 4285 portion 7 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 100 kVA may in any way be considered according to present status of the electricity supply scheme.
 - (d) Both dwellings will have to use the same electrical connection. **NO additional connection will be available.**

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.
- 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.

SpecialWrittenConsentPortion7Erf4285_itm

ITEM B.122.05.11.13

TOWN-PLANNING AND CONTROL:

- 1. REZONING OF PORTION 2 OF ERF 462, LOUIS TRICHARDT TOWNSHIP FROM "RESIDENTIAL 1" TO "RESIDENTIAL 2". AMENDMENT SCHEME NO. 64 AND**
- 2. SIMULTANEOUS APPLICATION FOR WRITTEN CONSENT IN TERMS OF CLAUSE 22 OF THE MAKHADO LAND USE SCHEME, 2009 TO CONDUCT A "GUEST HOUSE" ON THE ERF (E462/2 & 15/4/2/2/1/296)**

RESOLVED B.122.05.11.13

THAT the application submitted by Developlan on behalf of their client Maseri Beleggings BK to rezone Portion 2 of Erf 462, Louis Trichardt from "Residential 1" to "Residential 2" for the purpose of a "Guest House" be approved in terms of section 56 (9) (a) of the Town Planning and Townships

Ordinance (Ord. 15 of 1986) and in terms of Clause 22 sub Clause 22.6 of the Makhado Land Use Scheme, 2009 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. All the conditions contemplated in Clause 22 sub Clause 22.7 and 22.8 of the Makhado Land Use Scheme, 2009 must be complied with.
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: Portion 2 of Erf 462 has an existing electricity supply capacity of 25 kVA three 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 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. Before any work commence the contractor **MUST** register at the municipality by completing an “annexure 4” as required by the OHS Act.
- (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

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

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.

RezoningPortion2Erf462andClause22_1tm

ITEM B.123.05.11.13

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 774, LOUIS TRICHARDT TOWNSHIP (15/3/8; E 774)

RESOLVED B.123.05.11.13

THAT the application submitted by Freddy Makondo & Associates on behalf of their client Ms. Avhasei Thathaisa to subdivide Erf 774, Louis Trichardt Township into three (3) portions be approved in terms of Section 92 (2) (a) of the Town-Planning and Township 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 774 has an existing electricity supply capacity of 25 kVA 40 amp three phase. Capacity of 25 kVA 40 amp three phase will be available for each portion. 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:

- (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) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.

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.

4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
5. 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.
6. 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.
7. 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.
8. The applicant is liable to pay engineering services contributions which are based on the 2012/13 tariff plus % increase as in 2013/2014 Estimates. 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.
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.
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.

SubdivisionErf774_itm

ITEM B.124.05.11.13

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 1201, LOUIS TRICHARDT TOWNSHIP (15/3/8 & E 1201)

RESOLVED B.124.05.11.13

THAT the application submitted by Geoland Professional Land Surveys on behalf of their client Stantina Eiendomme CC to subdivide Erf 1201 Louis Trichardt Township into two (2) portions be approved in terms of Section 92 (2) (a) of the Town-Planning and Township 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 1201 has an existing electricity supply capacity of 50 kVA 80 amp three phase. Capacity of 25 kVA 40 amp three phase will be available for each portion. 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. The electrical contractor must register at the municipality before any work commence.
 - (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.
 - 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.
4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
5. 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.
6. 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.
7. 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.

8. 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.
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.
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.

SubdivisionErf1201_itm(3)

ITEM B.125.05.11.13

TOWN-PLANNING AND CONTROL: ENVIRONMENTAL MANAGEMENT: PROPOSED ESTABLISHMENT OF HOTEL: FARM MPHEFU 202 LT, MAMBURU VILLAGE (NZHELELE AREA) (15/3/15)

RESOLVED B.125.05.11.13

THAT the draft Basic Assessment for the proposed establishment of a hotel on 12 hectare land at Mamburu Village, Ward 34 be recommended for authorisation by the EIA Decision Making Authority, Limpopo Economic Development Environmental and Tourism, subject to the following terms and conditions:

1. Nzumbululo Holdings (Pty) Ltd submits an Environmental Authorisation copy after a decision by LEDET.
2. All other legislative requirement for development must be complied with.
3. A community resolution in terms of IPILRA in the presence of representative of community structures and officials from Rural Development and Land Return must be sought and a copy of the community resolution must be submitted to the Municipality for record purpose.
4. The supply of municipal services is further subject to the following conditions:
 - 4.1 **Electricity** This proposed development in Mamburu has no existing electrical supply. Only a 100kVA capacity can be made available, subject to-
 - (a) Overall availability of capacity at the Municipality's electricity supply intake point form Eskom at Tshithuni. This capacity is at the moment almost on full load. Maximum demand penalties will be imposed shortly. It is therefore not advised that this development continue unless the demand from Eskom has been increased.
 - (b) A fully motivated written application by the client's electrical engineer will have to be submitted to Senior Management for their consideration taking into account (a) above.

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.
 - (g) The developer will design, install, commission and handover all actual infrastructure up to the point of supply to the municipality's specification, standards, procedures and practices.
- 4.2 **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.
- 4.3 **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.
5. THAT Council advises Chief of Mamburu Village to review the extent of the allocation of 12 hectare land for the proposed establishment of a hotel, as it seems very large for the relevant development.

EIAHotelDevelopment_itm

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10. PETITIONS

None

11. NEW MOTIONS

None

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The meeting was closed and adjourned at 15:38.

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 30 January 2014.

CHAIRPERSON