

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE SEVENTIETH (70TH) MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 30 JANUARY 2014 AT 14:00 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, MAKHADO.

PRESENT

Councillors

BALIBALI, N P	MMBADI, T A
BALOYI, R S	MOGALE, L B
BALOYI, N B	MTHOMBENI, S Z
CHILILO, N F	MUDAU, T S
DAVHANA, N D	MUKHAHA, A J
HLABIOA, M M	MUKHARI, M F
HLUNGWANI, K A	MUNYAI, N S
LERULE-RAMAKHANYA M M	MUTAVHATSINDI, F D
LUDERE, E H	MUTELE, T M
LUDERE, R	NDWAMMBI M T
LUDUVHUNGU, V S	NDZOVELA, N G
MACHETE, M S	NELUVHOLA, A T
MADZHIGA, F N	NEMAFHOHONI, M G
MAGADA, M R	NETSHIVHULANA, T P
MAHLADISA S V	NGOBENI, N E
MAKHUBELA, R T	NKANYANE, R G
MAKHUVHA, V S	RAMUDZULI, S D
MALANGE, R	RASIMPHI, M P
MAMAFHA T J	RATSHIKUNI, D T
MAMAFHA, T C	RATSHIVHOMBELA, M
MAPHAHLA, A Z	REKHOTSO, S M
MAPHALA, O S	SAKHWARI, I
MASHIMBYE, P F	SHANDUKANI, M J
MASUKA, S	SINYOSI, S M
MATHAVHA, H F	THANDAVHATHU, R
MATHOMA, M P	TSHAVHUYO, T G
MATODZI, A M	UNDERWOOD, J P
MBOYI M D	

Traditional Leaders

KHOSI R H SINTHUMULE HOSI S T MUKHARI

Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
N C KAHRIDZHA	(ACTING DIRECTOR CORPORATE SERVICES)
M P MAKHUBELA	(CHIEF FINANCIAL OFFICER)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT PLANNING)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

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1. OPENING

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

2. APPLICATIONS FOR LEAVE OF ABSENCE

RESOLVED –

1. THAT leave of absence be granted in accordance with the provisions of Rule 5 of the Council's Rules and Orders, 2007 in respect of the Council meeting held on 30 January 2014 to Cllrs A du Plooy, M J Gabara, N Kutama, M T Matumba, M D Mulovhedzi, T M Malange, M E Malima, M S Mamatsiari, L M Mathalise, F J Rikhotso and M R Selepe.
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 30 January 2014:
Cllrs F B Hlongwane, A Kennealy, F F Madavhu, M R Madzivhandila, M G Mahani, N J Matumba, M P Mazibuko, T P Mamorobela and M S Tshilambyana as well as Traditional Leaders, Hosi M S Bungeni, Khosi S A Mulima, Khosi M C Masakona, Hosi H N Majosi, Hosi J Baloyi, Hosi T J Mukhari, Khosi M W Netsianda, Khosi N T L Mashamba, Khosi T P Nesengani, Khosi T R V Mashau, M A Madzivhandila and Khosi V C Ramabulana.

3. OFFICIAL ANNOUNCEMENTS

- 3.1 The Speaker, Cllr L B Mogale officially announced that the Chairperson of the Risk Committee, Mr L S Mofokeng who is also a member of Audit and Performance Audit Committee (APAC) in Council was present to make a presentation on behalf of the Chairperson of APAC on the 2nd Quarter progress report of the APAC. The report was submitted under item A.4.30.01.14 of the agenda.

- 3.2 Quarterly Report about activities of the VDM by Cllr N S Munyai

“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 is our seventh quarterly report since given this responsibility as councillors to represent the Municipality at the District Municipality and it covers all our activities undertaken since our previous quarterly report presented on the 5th November 2013 to today, the 30th January 2014 as Municipal Council representatives in the Vhembe District Municipality.

Madam Speaker, we have since then held one council meeting on the 18th December 2013 at VDM Council Chamber where amongst others, Audit Committee Charter, progress report on Water Summit Resolutions, EPWP Policy Framework and 2013/14 First Quarter Expenditure Report were considered.

Madam Speaker, since we are coming from festive season, where road accidents becomes the order of the day, the District successfully managed to reduce the number of road accidents in our roads as a result of a comprehensive arrive campaign which was launched at the beginning of the 2013 festive season and closed on the first week of January 2014.

Madam Speaker, our District continues to perform well in education as this has again been shown in grade 12 class of 2013. We have taken position one in the Province with 80% and falls within top 10 in the whole country. We would also like to congratulate a learner from Ndou family at Tshivhase Secondary School who was given a car by Limpopo Provincial Government by taking position one in the whole Province.

Madam Speaker, we have however as the District been touched and joined the entire world in the mourning of the passing away of our struggle and international icon Tata, Madiba Nelson Rolihlahla Mandela, the former ANC and South African State President who fought tirelessly and ultimately ushered democracy in South Africa in 1994. He was laid to rest on 15 December 2013. May his soul rest in peace. I thank you.

Compiled and reported by Cllr N S Munyai at Council Meeting held on the 30th of January 2014.”

4. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY THE SPEAKER

- 4.1 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 December 2013:

F N Madzhiga	1 December
M T Mutele	3 December
A J Mukhaha	11 December
V S Luduvhungu	12 December
N R Thandavhathu	16 December
M R Magada	1 January
T C Mamafha	1 January
T G Tshavhuyo	1 January
N Kutama	3 January
M Q Ratshivhombela	5 January
S Z Mthombeni	19 January
N D Davhana	27 January
I P Underwood	30 January

- 4.2 The Speaker, Cllr L B Mogale proposed condolences to the family of Matsiliso Tshishonga, a Ward Committee member in Ward 24, who passed away. May his soul rest in peace.
- 4.3 The Speaker, Cllr L B Mogale proposed condolences to the family of a former Member of Parliament, Mr Phalandwa, who passed away and was buried on Saturday, 25 January 2014. May his soul rest in peace.

5. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY COUNCILLORS

- 5.1 Cllr S Masuka proposed congratulations to the African National Congress in branch in Ward 15 for hosting a successful “Go back to school” campaign.
- 5.2 Cllr M T Ndwambi proposed congratulations to the Congress of People for hosting a successful Provincial and National Conference which also elected a new leadership.
- 5.3 Cllr A T Neluvhola proposed congratulations to the Mayor of Makhado, Cllr F D Mutavhatsindi for officially opening a new bridge and access road at Ha-Mphaila in Nzhelele Village on Thursday, 16 January 2014.

- 5.4 Cllr F D Mutavhatsindi proposed congratulations to the African National Congress Party for successfully celebrating “One Hundred and Two (102) Years of Existence”, which was held at Mbombela Stadium and he further proposed congratulations to African National Congress of Vhembe Region for successfully hosting the 2014 Provincial Manifesto Celebration at Tshikombani Stadium on Saturday, 18 January 2014.
- 5.5 Cllr R Thandavhathu proposed congratulations to South African Football Association (SAFA) for successfully hosting CHAN 2014 Tournament.

6. CONFIRMATION OF MINUTES

6.1 REMARK:

Upon proposal by Cllr R Ludere, duly seconded by Cllr F N Madzhiga, it was -

RESOLVED -

THAT the minutes of the 69th meeting of the Council held on 5 November 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 R Ludere, duly seconded by Cllr F N Madzhiga, it was -

RESOLVED -

THAT the minutes of the 87th Special meeting of the Council held on 6 December 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

None

9. REPORT OF COUNCIL COMMITTEES: JANUARY 2014

(i) EXECUTIVE COMMITTEE

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 month of January 2014

The report of the 341st Executive Committee meeting held on 23 January 2014.

The report of the 342nd Executive Committee meeting held on 30 January 2014. (REMARK: No matter was considered at this meeting).

ITEM A.1.30.01.14

REPORTS AND SURVEYS: MID-YEAR SERVICE DELIVERY PERFORMANCE ASSESSMENT: 2013/14 FINANCIAL YEAR: ORGANIZATIONAL SDBIP (10/1/4/1; 10/1/2)

RESOLVED A.1.30.01.14 -

THAT Council takes note of the Summary of the Mid-Year Service Delivery Performance Assessment Report for 2013/14 Financial Year which was compiled under the leadership of the Municipal Manager, a copy of which is attached hereto as Annexures A and B, which will be delivered to the Department of Cooperative Governance, Human Settlement and Traditional Affairs and National Treasury on 25 January 2014, as required under section 72 of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003). (MM)

MidyearProgressReport2013-2014_itm

ITEM A.2.30.01.14

FINANCES: MID-YEAR FINANCIAL PERFORMANCE ASSESSMENT: 2013/2014 FINANCIAL YEAR (10/1/4/1, 10/1/5/2)

RESOLVED A.2.30.01.14 -

1. THAT the complete Midyear Financial Performance Assessment Report for 2013/2014 as required by Section 72 of the Municipal Finance Management Act, Act no. 56 of 2003, attached as Annexure to the report in this regard, be considered. (CFO)
2. THAT a credible indigent register that reflect accurately the number of indigents in the municipal area, be compiled afresh and be maintained as required in order to ensure a realistic portion of the equitable share national grant to Municipality over the next financial periods.

MidyearBudget&PerformanceAssessment_itm

(CFO)

ITEM A.3.30.01.14**PUBLICITY: DRAFT ANNUAL REPORT 2012/13: APPROVAL AND SUBMISSION: DEPARTMENT NATIONAL TREASURY AND DEPARTMENT COOPERATIVE GOVERNANCE, HUMAN SETTLEMENT AND TRADITIONAL AFFAIRS (10/1/2; 10/1/4/1-/8)**

RESOLVED A.3.30.01.14 -

1. THAT the Draft Annual Report 2012/2013 attached as Annexure A to the report in this regard, be considered by Council, and if approved, that it be advertised for public comments.

(MM)

2. THAT the Municipal Public Account Committee (MPAC) proceed with the oversight component of the Draft Annual Report 2012/2013 in order to have an Overview on the Report as more fully set out in National Treasury *Circular No 32 of 15 March 2006*, which *Committee* must conclude their task within the given timelines as dictated by legislation, for final submission of the final report to Council by no later than 27 March 2014. (DCS)

3. THAT members of the Audit Committee be invited to serve as technical assistance to the Municipal Public Account Committee in the oversight task 2012/2013 referred to in paragraph 2 above. (DCS)

4. THAT it be noted that Council's final resolve on the 2012/13 Annual Report must be passed by no later than 27 March 2014 whereupon it must be submitted to National Treasury and the Department of Cooperative Governance, Human Settlement and Traditional Affairs for submission to the Minister of Cooperative Governance and Traditional Affairs, and the Auditor General as Makhado Local Municipality's demonstration of municipal performance to its community. (MM)

5. THAT the Draft Annual Report 2012/2013 be approved with the following corrections:
 - (i) On page 35 under Electricity Connection Performed, the sentence must be changed to read as follows: "A total number of One Thousand and One Hundred and Seventy Three (1173)"
 - (ii) On page 46 under paragraph 3.2.4.1 Overview, the sentence must be changed to read as follows: "Recycling of waste at the official refuse landfill site by a private company which employed twenty (20) persons". (MM)

ITEM A.4.30.01.14**AUDIT AND PERFORMANCE AUDIT COMMITTEE: REPORT TO COUNCIL:
SEPTEMBER 2013 TO DECEMBER 2013
(4/26/1/1)****REMARK:**

When this item was considered, the Acting Chairperson of APAC, Mr L S Mofokeng made a briefing of the report. Upon conclusion Cllr F D Mutavhatsindi proposed, duly seconded by Cllr O S Maphala that the concern raised by APAC pertaining to inadequate progress made in implementing the Audit and Performance Audit Committee resolutions, should not recur in future and the Chairperson of APAC will in future also specifically report to Council on the APAC resolutions that were not implemented by Management.

RESOLVED A.4.30.01.14-

1. THAT the report from the Audit and Performance Audit Committee report for the period up to 30 September 2013 and 31 December 2013 be noted. (MM)
2. THAT the concern raised by APAC pertaining to inadequate progress made in implementing the Audit and Performance Audit Committee resolutions, must not recur in future and the Chairperson of the APAC will in future also specifically report to Council on the APAC resolutions that were not implemented by Management.

ReportAuditCommitteeSept-Dec2013_itm

(MM)

ITEM A.5.30.01.14**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:**

This item was referred as item B.15.23.01.14.

ITEM A.6.30.01.14**COUNCIL COMMITTEES: ALIGNMENT OF COMMITTEES
(4/B)****REMARK:**

Cllr S Masuka proposed, duly seconded by Cllr N F Chililo that training of all councilors be arranged, as a matter of urgency.

RESOLVED A.6.30.01.14 -

1. THAT the report submitted in terms of paragraph 2 of Council Resolution A.103.31.10.13 be noted by Council. (DCS)

2. THAT it be understood that the intention of Council in terms of Council Resolution A.103.31.10.13 was to adhere to the principle of separation of powers wherein a Section 79 Chairperson cannot be a member of a corresponding Section 80 Committee. (DCS)
3. THAT training of all Councillors be arranged before end of February 2014 as a matter of urgency. (DCS)

AlignmentCommittees_itm

CONFIDENTIAL

ITEM CA.7.30.01.14

CONFIDENTIAL MATTER

CONFIDENTIAL

ITEM CA.8.30.01.14

CONFIDENTIAL MATTER

ITEM A.9.30.01.14

FINANCES: DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS: SALGA CIRCULAR 37 OF 2013 (5/5/2/1)

RESOLVED A.9.30.01.14 -

1. THAT note be taken of Salga Circular 37 of 2013 about the Determination of Upper Limits of Salaries, Allowances and Benefits of Councillors on which the comments of municipalities were requested, attached to the report in this regard as Annexure A. (CFO)
2. THAT it be noted that no comments were submitted to SALGA in view thereof that Circular 37 of 2013 was received on 2 January 2014 only which was after the closing date for delivering comments, i.e. 30 December 2013. (DCS)
3. THAT the Notice as may be promulgated by the Minister of Co-operative Governance and Traditional Affairs about the Determination of Upper Limits of Salaries, Allowances and Benefits of different members of Municipal Councils be implemented with retrospective effect of 1 July 2013 as soon as it is published in the Government Gazette and that provisions be made for additional expenditure that may be required in the Adjustment Budget 2013/14. (CFO)

UpperLimits2013_itm

ITEM A.10.30.01.14

FINANCES: PROCUREMENT: CLAUSE 36: DEVIATION FROM PROCUREMENT PROCESSES: 698 LANDSTOCK (8/3/2/1)

RESOLVED A.10.30.01.14-

THAT in terms of clause 36 of the Municipal Supply Chain Regulations, 2005 promulgated under the Local Government: Municipal Finance Management Act, 2003, in procurement by means of quotations duly approved by the Accounting Officer before it was procured, be condoned by Council.

DeviationLandStock_itm

(CFO)

ITEM A.11.30.01.14

COUNCIL LAND: PROPOSED USE: PARKING: PORTION 2 OF ERF 608, TSHIKOTA TOWNSHIP (TE.608/2)

RESOLVED A.11.30.01.14 –

1. THAT the application submitted by Mr A. N. Mbengeni on behalf of the Big Lion Transport for the proposed use as parking space on Portion 2 of Erf 608, Tshikota Township, which are used by members of public and the Municipality during gatherings in Tshikota Community Hall, be not approved. (DDP)
2. THAT it be noted that erf 608, Tshikota Township is zoned “Municipal” with Community hall to serve the members of the public during different events and the parking space provided is aimed to cater the for such services, and cannot be made available for private parking. (DDP)
3. THAT Mr A N Mbengeni be notified to not park at Tshikota Community Hall which he is currently using, and that without permission. (DDP)
4. THAT the Municipality determine the period for which the erf has been used without permission for parking and notify Mr A N Mbengeni to seek alternative suitable space and then submit an application to lease it from Council for parking purposes.

BigLionTransport_itm

(DDP)

ITEM A.12.30.01.14**COUNCIL LAND: PROPOSED LEASE: OUTDOOR ADVERTISING STRUCTURE: SONGOZWI STREET (OPPOSITE SPAR): LOUIS TRICHARDT TOWNSHIP (15/3/9)**

RESOLVED A.12.30.01.14 -

THAT the application received from Mr Thulani Dumakude, Senior Development Manager acting on behalf of the Primedia Outdoor, a division of Primedia (Pty) Ltd to lease municipal land for a proposed outdoor advertising structure along Songozwi Street (Opposite Spar) be approved subject to the following terms and conditions read with the provisions of Chapter 4 and Chapter 5 of the Makhado Municipality Draft Outdoor Signs By-Laws:

1. The intention to lease municipal land be advertised in local newspapers for objections if any;
2. A market related rental for the lease of municipal land determined by a Professional valuator be collected;
3. The term of lease be for a period of five (5) years, with an annual option to renew;
4. A standard lease agreement be made and entered into by and between Makhado Local Municipality and Mr Thulani Dumakude, Senior Development Manager acting on behalf of the Primedia Outdoor, a Division of Primedia (Pty) Ltd.
5. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Property Land Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that they will bear all costs relative to the advertisements and valuation.
6. A standard 16kVA 230Volt single phase connection can be made available for the steel cantilever billboard.
7. The underground service with regard to low and medium voltage cables as well as for water and sewer pipes whether bulk or customers service connections must be identified before the commencement of the work.
8. A structural engineer's design for the strength and structures of the material and foundation of the cantilever must be submitted for approval, inspected after construction and signed off to comply with the safety of the structure in terms with the OHS Act. (DDP)

AdvertisingPrimedia_itm

ITEM A.13.30.01.14**COMMUNITY SERVICES: DISASTER MANAGEMENT PLAN, 2014 (12/3/3/50 & 17/3/1/B)**

RESOLVED A.13.30.01.14 –

1. THAT Council approves the Disaster Management Plan, 2014 as approved by Vhembe District Municipality, a copy of which is attached as Annexure A to the report in this regard.

(DCOMS)

2. THAT the Disaster Management Unit, Department Community Services implement the Disaster Management Plan, 2014 after approval by Council. (DCOMS)

DisasterManagementPlan_itm

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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 month of January 2014

**The report of the 341st Executive Committee meeting held on 23 January 2014.
The report of the 342nd Executive Committee meeting held on 30 January 2014.
(REMARK: No matter was considered at this meeting).**

ITEM B.1.23.01.14

**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 1594 LOUIS TRICHARDT EXTENSION 1 TOWNSHIP
(E 1594 & 15/3/8)**

RESOLVED B.1.23.01.14 -

THAT the application submitted by Osglo Architects on behalf on their clients Johannes Frederick Moolman for the purpose of an additional dwelling unit on Erf 1594 Louis Trichardt Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009. Subject to the following conditions:

1. No development may commence without approved building plans.
2. 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 1594 has an existing electricity supply capacity of 50 kVA 60 amp 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 50 kVA may in any way be considered according to present status of the electricity supply scheme

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

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

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

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

10.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008. (DDP)

WrittenConsentErf1594LTT_itm

ITEM B.2.23.01.14

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 606 TSHIKOTA TOWNSHIP (TE 606 & 15/3/8)

RESOLVED B.2.23.01.14 -

THAT the application submitted by Mametja Moyahabo Driesa for the purpose of a Spaza on Erf 606, 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 be 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 606 TSHIKOTA has an existing electricity supply capacity of 16 kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme

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

- (a) 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) An "Annexure 4" must be completed and handed in at the municipality BEFORE any electrical work commence.
- (f) The Erf will only get one electrical connection.

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

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

10.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008. (DDP)

ITEM B.3.23.01.14**TOWN-PLANNING AND CONTROL: CONSOLIDATION OF ERF 603 AND ERF 604, VUWANI EXTENSION 1 TOWNSHIP (15/3/8 & 7/4/1/3)**

RESOLVED B.3.23.01.14 -

THAT the application submitted by Munzhe Planning and Development Consultants on behalf of their client Langanani Violet Mthai to consolidate erf 603 and 604, Vuwani Extension 1 Township be recommended for approval subject to the following conditions:

1. No development shall take place on the erf before registration of the consolidated erf at the Deeds Office.
2. 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.
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 Erven must comply with the Makhado Land Use Scheme, 2009 and as per current use zone.
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 Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
8. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
9. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
10. After approval of the application, the service accounts must be consolidated.
11. The department of Co-operative Governance, Human Settlements and Traditional Affairs must give consent to this application.
12. The approval is further subject to the following conditions:
 - 12.1 Electricity: Eskom is the supply authority in the area.
 - 12.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 12.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

12.4 Property Rates: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008. (DDP)

Consolidation Erf 603 and 604 Vuwani_MR

ITEM B.4.23.01.14

TOWN-PLANNING AND CONTROL:

- 1. CONSOLIDATION OF PORTION 1, 2, 3 AND 4 OF ERF 955, LOUIS TRICHARDT TOWNSHIP**
- 2. SIMULTANEOUS APPLICATION FOR REZONING: CONSOLIDATED ERF FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF DEVELOPING 13 DWELLING UNITS. (AMENDMENT SCHEME NO. 72)**
- 3. AND AN APPLICATION FOR SPECIAL CONSENT IN TERMS OF CLAUSE 21 OF THE MAKHADO LAND USE SCHEME, 2009 TO RELAX THE PERMITTED DENSITY FROM 20 TO 45 UNITS/HA (E 955/1, E 955/2, E 955/3, E 955/4, 15/3/8 & 15/4/2/2//1/304)**

RESOLVED B.4.23.01.14 -

THAT an application submitted by Davel Consulting planners CC on behalf of their client Kidisarecks Investments (PTY) Ltd for consolidation Portions 1, 2, 3 and 4 of Erf 955 and rezoning of the consolidated erf be approved in terms of section 92(2)(a) and Section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) respectively and simultaneous application in terms a Clause 21 of Makhado Land Use Scheme, 2009 to increase the permitted density from 20 to 45 units per hectare be approved in terms of Clause 20.1 of the Makhado Land Use Scheme, 2009.

1. No development and/or construction shall take place on the erf before the promulgation of the rezoning and registration of the consolidated erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Open spaces for residents must be provided on the erf at a ration of 39m² per dwelling unit.
8. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
9. The approval is further subject to the following conditions:
 - 9.1 Electricity:
Portions 1, 2, 3 and 4 of Erf 955, Louis Trichardt has an existing electricity supply capacity of 50kVA. 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 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

- (a) A professional electrical engineer, must do the electrical design 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) An “Annexure 4” must be completed and handed in at the municipality BEFORE any electrical work commence.

9.2 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.

9.3 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.

9.4 Property Rates: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008.

10. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
14. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
15. The rezoning be finalized (Promulgated) before the registration of the consolidated erf.
16. After approval of the application, the service accounts must be consolidated.
17. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval. (DDP)

ITEM B.5.23.01.14**TOWN-PLANNING AND CONTROL:**

- 1. APPLICATION TO CONSOLIDATE PORTION 1,2 AND THE REMAINDER OF ERF 562 LOUIS TRICHARDT**
- 2. REZONING OF THE CONSOLIDATED ERVEN, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3”**
- 3. SIMULTANEOUS APPLICATION IN TERMS OF CLAUSE 22 OF THE MAKHADO LAND USE SCHEME 2009 FOR THE PURPOSE OF INCREASING THE PERMITTED DENSITY TO 65 UNITS PER HECTARE**

(E 562/1, E 562/2, E 562/R, & 15/4/2/2//1/314)

RESOLVED B.5.23.01.14 -

THAT the application submitted by Developlan Town Planners on behalf of their clients Mavhungu Simon Ntshengedzeni and Mavhungu Lavhelani Emily for the consolidation of Portions 1, 2 and the remainder of Erf 562, for rezoning the consolidated Erf from “Residential 1” to “Residential 3” and for increasing the permitted density from 45 to 65 units per hectare for the purpose of developing residential units be approved in terms of section 56 (9) (a) and 92 (2)(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 development shall take place before on the erf before promulgation of the rezoned erf and registration of the consolidated erf.
2. No building plans may be submitted before submission of an approved SG diagram.
3. No building or alteration operations may commence without approved building plans.
4. Site development plan must be submitted before any building plans can be approved.
5. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
6. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
7. 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.
8. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** Portion 1, 2 and Remainder of Erf 562, Louis Trichardt have an existing electricity supply capacity of 50kVA. 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 50kVA may in any way be considered according to present status of the electricity supply scheme

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

- (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
- (h) An “Annexure 4” must be completed and handed in at the municipality BEFORE any electrical work commence.

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

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

9.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008.

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

ITEM B.6.23.01.14**TOWN-PLANNING AND CONTROL:**

- 1. SUBDIVISION OF ERF 1798, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP**
- 2. SIMULTANEOUS APPLICATION FOR A WRITTEN CONSENT (CLAUSE 22) FOR SECOND DWELLING UNIT ON PROPOSED REMAINDER OF ERF 1798 (E 1798 & 15/3/8)**

RESOLVED B.6.23.01.14 -

THAT the application submitted submitted by Developlan on behalf of their client Thompson Darel and Thompson George to subdivide Erf 1798 Louis Trichardt Extension 2, and simultaneous written consent application for a second dwelling unit on the proposed remainder, be approved in terms of Section 92 (2)(a) of the Town Planning and Townships Ordinance (Ord 15 of 1986) an Clause 20.1 of the Makhado Land Use Scheme, 2009 subject to the following conditions:

1. No building plans will be approved prior to the finalization (Registration) of the subdivision of the erf.
2. The subdivision must be in accordance with the subdivisional diagrams submitted to council.
3. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
4. Each property must have its own electricity connection for which standard fees will be payable.
5. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
6. 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.
7. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
8. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
9. The applicant will have to pay an amount of R 6 774.47 engineering services contributions for water and R 5 596.22 for sewer which will increase annually.
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 proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.

13. 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.
14. The Department of Co-operate Governance, Human Settlement and Traditional Affairs must give consent to the Subdivision of Erf 1798 as required by condition D (b) of Title Deed T159611/2007.
15. The approval is further subject to the following conditions:
 - 15.1 **Electricity:** Erf 1798/R 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) Both dwellings will have to use the same electrical connection. No additional services will be provided as the erf is NOT rezoned.
- (f) An "Annexure 4" must be completed and handed in at the municipality BEFORE any electrical work commence

NB: Erf 1798/1 has **NO** capacity. Should the developer needs electricity on this portion it will be subject to-

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

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

- (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) An “Annexure 4” must be completed and handed in at the municipality BEFORE any electrical work commence

15.2 **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.

15.3 **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.

15.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008. (DDP)

SubdivisionErf1798_itm

ITEM B.7.23.01.14

TOWN-PLANNING AND CONTROL: SUBDIVISION AND CONSOLIDATION OF ERF 932, LOUIS TRICHARDT TOWNSHIP (15/3/8 & E 932)

RESOLVED B.7.23.01.14 -

THAT the application submitted by Geoland Surveys on behalf of their client Ms. F. S Thathaisa for the subdivision and consolidation of Erf 932, Louis Trichardt Township, be approved in terms of section 92 (2) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. 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 Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
8. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
9. The proposed subdivision and consolidation must be registered in the Deeds Office within two years from date of approval of the application.
10. The approval is further subject to the following conditions:

10.1 **Electricity:** The whole of Erf 932 has an existing electricity supply capacity of 50 kVA. If there is four portions a 16 kVA single phase connection 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 50 kVA may in any way be considered according to present status of the electricity supply scheme

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

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- (h) An "Annexure 4" must be completed and handed in at the municipality BEFORE any electrical work commence

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

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

10.4 Property Rates: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008. (DDP)

ITEM B.8.23.01.14**TOWN-PLANNING AND CONTROL: SUBDIVISION OF PORTION 13 OF THE FARM STERKSTROOM 6LT (15/3/8 & 15/3/15)**

RESOLVED B.8.23.01.14 -

THAT the application submitted by Joubert J.F to subdivide Portion 13 of the Farm Sterkstroom 6LT into two (2) portions be recommended for approval 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. Applicant must submit satisfactory proof that each proposed portion has its own sustainable potable water supply source that will provide sufficiently for the intended land use. This condition must be a condition of sale and in the deed of transfer of ownership of each property.
3. The approval is further subject to the following conditions:
 - 3.1 **Electricity:** The proposed subdivided portion of the farm shall have its own connection to a maximum capacity of 50kVA. Should this capacity not 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:

- (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
- 3.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 3.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 3.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.
4. Development on the proposed portions must comply with the Makhado Land Use Scheme, 2009 and may only be used accordance with its approved land use zone as determined by the Land Use Scheme.

5. In the event that new land rights except that of “agricultural” is proposed, proper Legislations must be followed and the application be submitted to relevant institution for comments.
6. The comments from Department of Roads and Transport must be obtained.
7. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
8. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
9. The Department of Co-operative Governance, Human Settlements and Traditional Affairs must give consent to this subdivision. (DDP)

SubdivisionPortion13Sterkstroom_itm

ITEM B.9.23.01.14

TOWN-PLANNING AND CONTROL:

- 1. REZONING OF ERF 575, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF DWELLING UNITS AND**
- 2. CLAUSE 21 APPLICATION FOR THE RELAXATION OF DENSITY FROM 20 TO 45 DWELLING UNITS PER HECTARE**

(E 575 & 15/4/2/2//1/308)

RESOLVED B.9.23.01.14 -

THAT the application submitted by Fulwana Planning Consultants on behalf of their Lovemore Lindiwe Lammie client to rezone Erf 575, Louis Trichardt Township from “Residential 1” to “Residential 3” for the purpose of erecting dwelling units simultaneously with clause 21 application for the relaxation of density from 20 to 45 dwelling units per hectare be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) and clause 20.1 of Makhado Land Use Scheme, 2009 subject to the following conditions:

1. No development shall take place before promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
8. The approval is further subject to the following conditions:
 - 8.1 Electricity: Erf 575, Louis Trichardt has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-

- (a) A professional electrical engineer, must do the electrical design and supervise all installation work
- (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
- (c) Only a maximum of 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

- (a) A professional electrical engineer, must do the electrical design 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) An “Annexure 4” must be completed and handed in at the municipality BEFORE any electrical work commence.

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.

8.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008.

- 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. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
- 14. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval. (DDP)

ITEM B.10.23.01.14**TOWN-PLANNING AND CONTROL: REZONING OF ERF 2647, LOUIS TRICHARDT EXTENSION 7 TOWNSHIP FROM “RESIDENTIAL 1” TO “SPECIAL” FOR THE PURPOSE OF OVERNIGHT ACCOMMODATION (AMENDMENT SCHEME NO. 84) (E 2647 & 15/4/2/2//1/316)**

RESOLVED B.10.23.01.14 -

THAT the application submitted by Fulwana Planning Consultants on behalf of their clients Nemutandani Mbulaheni Simon and Nemutandani Veronica to rezone Erf 2647, Louis Trichardt Extension 7 Township from “Residential 1” to “Special” for the purpose of overnight accommodation be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) subject to the following conditions:

1. No development shall take place before promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the proposed annexure (**Annexure 84**) with “Special” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
8. The approval is further subject to the following conditions:
 - 8.1 Electricity: Erf 2647, Louis Trichardt Extension 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 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

- (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) An “Annexure 4” must be completed and handed in at the municipality BEFORE any electrical work commence.

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.

8.4 Property Rates: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008.

9. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
10. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
14. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval. (DDP)

Rezoning Erf 2647 LTT_MR

ITEM B.11.23.01.14

TOWN-PLANNING AND CONTROL: REZONING OF ERF 2038, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP FROM “RESIDENTIAL 1” TO “SPECIAL” FOR THE PURPOSE OF OVERNIGHT ACCOMMODATION: AMENDMENT SCHEME NO. 83 (E 2038 & 15/4/2//1/315)

RESOLVED B.11.23.01.14 -

THAT the application submitted by Developlan on behalf of their client Asif Manzoor Family Trust to rezone Erf 2038, Louis Trichardt Extension 2 Township from “Residential 1” to “Special” for the purpose of overnight accommodation be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) subject to the following conditions:

1. No development shall take place before promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.

4. The development must comply with the proposed annexure with “Special” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
8. The approval is further subject to the following conditions:
 - 8.1 Electricity: Erf 2038, Louis Trichardt Extension 2 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 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

- (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
 - (h) An “Annexure 4” must be completed and handed in at the municipality BEFORE any electrical work commence.
- 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.
- 8.4 Property Rates: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008.
9. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
 10. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.

11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
14. The Department of Co-Operative Governance, Human Settlements and Traditional Affairs must give consent to this application.
15. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval. (DDP)

Rezoning Erf 2038 LTT_MR

ITEM B.12.23.01.14

TOWN-PLANNING AND CONTROL: REZONING OF ERF 342, VUWANI FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR THE PURPOSE OF RESIDENTIAL UNITS: AMENDMENT SCHEME NO. 70 (E 342 & 15/4/2/2//1/302)

RESOLVED B.12.23.01.14 -

THAT the application submitted by Nelphat Consulting Sevices on behalf of their clients Tshidada Matodzi Peter to rezone Erf 342, Vuwani from “Residential 1” to “Residential 3” for the purpose of residential units be approved in terms of Venda Land affairs proclamation, 1990 (Proclamation no 45 of 1990) 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. 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.
7. All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993.
8. Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.
9. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.

10. The approval is further subject to the following conditions:
 - 10.1 Electricity: Eskom is the supply authority in the area.
 - 10.2 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.
 - 10.3 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.
 - 10.4 Property Rates: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008.
11. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
12. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
13. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
14. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
15. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval. (DDP)

RezoningErf342Vuwani Ext.1_itm

ITEM B.13.23.01.14

TOWN-PLANNING AND CONTROL: REZONING OF ERF 774, VUWANI TOWNSHIP FROM “RESIDENTIAL 1 (RURAL SETTLEMENT)” TO “RESIDENTIAL 3”: MAKHADO AMENDMENT SCHEME NO. 73 (7/4/1/3 & 15/4/2/2/1/305)

RESOLVED B.13.23.01.14 -

THAT the application submitted by Tshiongolwe Development Planning Consultants on behalf of their client Sigama TD to rezone Erf 774 Vuwani Township from “Residential 1” (Rural Settlement) to “Residential 3” be recommended 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:** Eskom is the supply authority in the area.
 - 7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 7.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 7.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008.
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. A maximum of five (5) units are permitted on the property.
14. COGHSTA must give consent to the application.
15. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval. (DDP)

RezoningErf774VuwaniTownship_itm

CONFIDENTIAL

ITEM CB.14.23.01.14

CONFIDENTIAL MATTER

ITEM B.15.23.01.14

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:

This item was referred from item A.5.30.01.14.

RESOLVED B.15.23.01.15 -

THAT the matter be referred back to the Portfolio Committee Rules and Ethics for the processing in terms of Council's Rules and Orders. (DCS)

ReturnOfAttendanceJan2014_itm

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(ii) **MUNICIPAL PUBLIC ACCOUNTS COMMITTEE**

9.3 Report of the Municipal Public Accounts Committee in terms of section 79 of the Local Government: Municipal Structures Act, 1998 (No. 117 of 1998): 23 January 2014

ITEM A.14.30.01.14

**MUNICIPAL PUBLIC ACCOUNT COMMITTEE (MPAC) CHARTER, 2014
(4/33)**

RESOLVED A.14.30.01.14 -

THAT note be taken of the Municipal Public Account Committee Charter, 2014, attached to this report as Annexure A.

MPACCharter_itm

(DCS)

ITEM A.15.30.01.14

**RESPONSES: MINUTES: SIXTEENTH (16TH) MEETING OF MUNICIPAL PUBLIC ACCOUNT COMMITTEE
(4/8/2)**

RESOLVED A.15.30.01.14 -

THAT the MPAC takes note of the responses by the Accounting Officer with the following amendment:

- (i) The responses on page 20 on the recommendations must be deleted.
- (ii) The remark must be changed to read "Findings".

MPACResponses_itm

(DCS)

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10. PETITIONS

None

11. NEW MOTIONS

None

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The meeting was closed and adjourned at 14:58.

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 24 April 2014.

CHAIRPERSON

MDM/lh/CouncilMinutes_70