

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE SEVENTY THIRD (73rd) MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS SCHEDULED FOR 30 OCTOBER 2014 THEN ADVANCED AND HELD ON TUESDAY, 14 OCTOBER 2014 AT 15:00 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, MAKHADO.

PRESENT

Councillors

BALIBALI, N P
BALOYI, R S
BALOYI, N B
CHILILO, N F
DAVHANA, N D
GABARA, M J
HLABIOA, M M
HLUNGWANE, B F
HLUNGWANI, K A
KUTAMA, N
LERULE-RAMAKHANYA, M M
LUDERE, E H
LUDERE, R
LUDUVHUNGU, V S
MACHETE, M S
MADZHIGA, F N
MAFHALA, N A
MAGADA, M R
MAHANI, M G
MAHLADISA, S V
MAKHUBELA, R T
MAKHUVHA, V S
MALANGE, R
MALANGE, T M
MAMAFHA, T C
MAMATISARI, M S
MAPHAHLA, A Z
MAPHALA, O S
MASHIMBYE, P F
MASUKA, S
MATHALISE, L M

MATHAVHA, H F
MATHOMA, M P
MATUMBA, T M
MMBADI, T A
MOGALE, L B
MPASHE, M
MTHOMBENI, S Z
MUDAU, T S
MUKHAHA, A J
MUKHARI, M F
MULOVHEDZI, M D
MUTAVHATSINDI, F D
MUTELE, T M
NDWAMMBI, M T
NDZOVELA, M G
NELUVHOLA, A T
NEMAFHOHONI, M G
NKANYANE, R G
RAMUDZULI, S D
RASIMPHI, M P
RATSHIKUNI, D T
RATSHIVHOMBELA, M
REKHOTSO, S M
RIKHOTSO, F J
SELEPE, M R
SHANDUKANI, M J
THANDAVHATHU, R
TSHAVHUYO, T G
TSHILAMBYANA, M S
UNDERWOOD, J P

Traditional Leaders

NONE

Officials

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

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1. OPENING

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

She expressed that all be reminded of the Municipality's Vision and Mission as follows:

Vision "A Dynamic Hub For Socio – Economic Development By 2025"

Mission "To ensure effective utilization of economic resources to address socio- economic imperatives through mining, tourism and agriculture".

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 14 October 2014 to Cllrs A du Plooy, N J Matumba, N S Munyai, T P Netshivhulana, N E Ngobeni, M E Malima, T J Mamafha, T P Mamorobela and S M Sinyosi.

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 14 October 2014:

Cllrs F F Madavhu, M R Madzivhandila, A M Matodzi, M P Mazibuko and M D Mboyi as well as Traditional Leaders, Hosi M S Bungeni, Khosi S A Mulima, Khosi M C Masakona, Hosi H N Majosi, Hosi J Baloyi, Hosi T J Mukhari, Khosi M W Netsianda, Khosi N T L Mashamba, Khosi T P Nesengani, Khosi T R V Mashau, M A Madzivhandila, Khosi R H Sinthumule, Khosi S T Mukhari and Khosi V C Ramabulana.

3. OFFICIAL ANNOUNCEMENTS

3.1 The Speaker, Cllr L B Mogale announced that all councillors who were not yet trained in Computer Literacy had to submit their names to the Office of the Speaker.

3.2 Cllr R Ludere announced that all Ward Councillors were reminded to submit their monthly reports to the Office of the Chief Whip. He further requested that whoever was responsible for municipal access cards, had to arrange it for all Councillors as a matter of urgency.

3.3 Quarterly Report about activities of the VDM by Cllr N S Munyai: None

4. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY THE SPEAKER

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

Cllr A Z Maphahla	8 August 2014
Cllr R G Nkanyane	11 August 2014
Cllr M M Hlabioa	13 August 2014
Cllr F D Mutavhatsindi	15 August 2014

Cllr S V Mahladisa	19 August 2014
Cllr L B Mogale	31 August 2014
Cllr M D Mboyi	8 September 2014
Cllr M S Machete	10 September 2014
Cllr M P Mathoma	12 September 2014
Cllr M G Nemafohoni	13 September 2014
Cllr T M Malange	13 September 2014
Cllr N E Ngobeni	22 September 2014
Cllr M Q Ratshivhombela	5 October 2014

5. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY COUNCILLORS

- 5.1 Cllr T G Tshavhuyo proposed congratulations to the following councillors who had graduated in Municipal Executive Leadership and Finance Management Programme on Tuesday, 14 October 2014 at Bolivia Lodge, Polokwane:

Cllrs F D Mutavhatsindi, R Ludere, L B Mogale, P F Mashimbye, R S Baloyi, S M Sinyosi, J P Underwood, T P Mamorobela, R Thandavhathu, N D Davhana, S M Rekhotsi, T M Malange and T G Tshavhuyo.

- 5.2 Cllr M P Mathoma proposed congratulations to Cllr T A Mbadi with attaining a Master's Degree in Public Management, and further proposed congratulations to Bafana Bafana for winning 2-0 against Congo on Saturday, 11 October 2014.
- 5.3 Cllr N B Baloyi proposed congratulations to her daughter who would celebrate her birthday of two (2) years on Wednesday, 15 October 2014.
- 5.4 Cllr S M Rekhotsi proposed congratulations for a well prepared successful Batho Pele event which was held on Friday, 10 October 2014 at Mahatlane Sports Ground.
- 5.5 Cllr R S Baloyi proposed congratulations to the Manager: Councillors Affairs, Mr J Lukheli, for attaining a Master's Degree in Public Management.

6. CONFIRMATION OF MINUTES

6.1 REMARK:

Upon proposal by Cllr T M Mutele, duly seconded by Cllr R Malange, it was -

RESOLVED -

THAT the minutes of the 72nd meeting of the Council held on 24 July 2014, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson, with the following amendments:

On page 3, paragraph 5.1

The word "Ward 12" to change to "Ward 22".

6.2 REMARK:

Upon proposal by Cllr T M Mutele, duly seconded by Cllr R Malange, it was -

RESOLVED -

THAT the minutes of the 91st Special meeting of the Council held on 28 August 2014, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

6.3 REMARK:

Upon proposal by Cllr T M Mutele, duly seconded by Cllr R Malange, it was -

RESOLVED -

THAT the minutes of the 92nd Special meeting of the Council held on 25 September 2014, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

7. QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN

None

8. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETING

None

9. REPORT OF COUNCIL COMMITTEES: OCTOBER 2014**9.1 Report of the Executive Committee in terms of section 59(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the months of August to October 2014**

The report of the 356th Executive Committee meeting held on 21 August 2014
The report of the 357th Executive Committee meeting held on 28 August 2014
The report of the 358th Executive Committee meeting held on 25 September 2014
The report of the 359th Executive Committee meeting held on 14 October 2014

ITEM A.117.28.08.14 (originally A.117.30.10.14)

**FINANCES: 2014/2015 to 2016/2017 IDP AND BUDGET TIME SCHEDULE
(6/1/1(2014/2015) & 15/7/1)**

REMARK:

This matter was already considered at the 91st Special Council meeting held on 28 August 2014.

ITEM A.118.14.10.14 (originally A.118.30.10.14)

**FINANCES: COUNCIL ASSETS: SELLING OF MOTOR VEHICLES WHICH ARE NO LONGER REPAIRABLE AND COSTLY TO MAINTAIN: ASSETS MANAGEMENT
(8/1/4)**

RESOLVED A.118.14.10.14 -

1. THAT Council approves final disposal of sixty seven (67) motor vehicles which are redundant, obsolete and repairing and maintaining those vehicles is costly to the municipality, through auctioning process, so that income for the Council can be generated. (CFO)
2. THAT the advertisement of the auction to sell the motor vehicles be posted around Municipal Offices. (CFO)

ITEM A.119.28.08.14 (originally A.119.30.10.14)

FINANCES: REQUEST FOR CONDONEMENT OF UNAUTHORISED EXPENDITURE FROM 2011/12 FINANCIAL YEAR: DEPRECIATION ACCOUNTING JOURNAL (6/13/2/3)

REMARK:

This matter was already considered at the 91st Special Council meeting held on 28 August 2014.

ITEM A.120.14.10.14 (originally A.120.30.10.14)

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

RESOLVED A.120.14.10.14 -

THAT Council approves the write off of basic pre-paid electricity fee charged and other exemptible charges previously charged to villages until July 2012, the total amount being R58 863 842,43 as at 30 June 2014. (CFO)

WriteOffBasicElectricityVillages_itm

ITEM A.121.28.08.14 (originally A.121.30.10.14)

FINANCE: ASSESSMENT OF CONTRACTED SERVICE PROVIDERS 2013/14: PERFORMANCE OF SERVICE PROVIDERS (4TH QUARTER) (10/1/5/2)

REMARK:

This matter was already considered at the 91st Special Council meeting held on 28 August 2014.

ITEM A.122.28.08.14 (originally A.122.30.10.14)

FINANCES: END OF THE YEAR STOCK COUNTING REPORT 2013/14 (8/1/1 & 6/1/1(2014/2014))

REMARK:

This matter was already considered at the 91st Special Council meeting held on 28 August 2014.

ITEM A.123.14.10.14 (originally A.123.30.10.14)

FINANCES: PROCUREMENT: CLAUSE 36: QUOTATION DEVIATIONS FOR 4th QUARTER (APRIL –JUNE 2014) (10/1/5/2)

RESOLVED A.123.14.10.14 -

THAT in terms of clause 36 of the Municipal Supply Chain Regulations, 2005 promulgated under the Local Government: Municipal Finance Management Act, 2003, in procurement by means of quotations during the 4th quarter of the financial year in the amount of R2 377 261.21 and which each was duly approved by the Accounting Officer before it was procured, be condoned by Council.

QuotationDeviationsQ4_itm

(CFO)

ITEM A.124.14.10.14 (originally A.124.30.10.14)**FINANCES: PROPOSED AMENDMENT OF MAKHADO MUNICIPAL SUPPLY CHAIN MANAGEMENT POLICY, 2014
(1/3/54/1)**

RESOLVED A.124.14.10.14 -

THAT in terms of clause 3 of the Municipal Supply Chain Regulations, 2005 promulgated under the Local Government: Municipal Finance Management Act, 2003, and Makhado Supply Chain Management Policy adopted by the Council in January 2006, as amended by Council Resolution A.44.31.03.14, approve and adopt the proposed amendment of Section 39 – Logistic Management.

AmendmentSCMPolicySection39_itm

(CFO)

ITEM A.125.14.10.14 (originally A.125.30.10.14)**FINANCES: IMPLEMENTATION OF MAKHADO MUNICIPAL SUPPLY CHAIN MANAGEMENT POLICY, 2014
(1/3/54/1)**

RESOLVED A.125.14.10.14 -

1. THAT it be noted that the report is submitted to Council in order for it to exercise its oversight role in terms of section 6 of Makhado Municipal Supply Chain Management Policy, 2014.
2. THAT the Municipal Manager investigate the possible delegation of power to Directors to authorize procurement and payments of smaller quantities and amounts.

(CFO)

ImplementationSCMPolicy_itm

(MM)

ITEM A.126.14.10.14 (originally A.126.30.10.14)**COUNCIL LAND: PROPOSED APPROVAL TO RENT OUT LAMP POST FOR STREET POLE ADVERTISING USE
(7/3/2/3/2)**

RESOLVED A.126.14.10.14 -

THAT the application dated 20 January 2013 received from Mr Dumisani Maluleke acting on behalf of the Mengisi Trading for approval to rent out lamp post for street advertising use be approved, subject to the following conditions: -

1. The intention to rent out lamp post for street pole advertising use be advertised in a local newspaper for comments and objections, if any.
2. Approval of the relevant Roads Agency be first acquired if signs are visible from National roads, Provincial and/or District roads.

3. The municipality's approval to rent out lamp post for street pole advertising use be not implemented if the relevant Roads Agency has not approved of the renting out of lamp post for street pole advertising use along the roads which is part of its competency.
4. The specific proposed locality of each sign must first be submitted to Executive Committee for approval before administration grants permission for renting out lamp post for street pole advertising use thereof.
5. The provisions of the Building By-Laws, Chapter xii will be enforced by the Department Development Planning.
6. A professional property valuator be appointed to determine a market rental amount for street pole advertising use.
7. The rental shall be calculated by Chief Financial Officer based on market related rental per m² and it be subject to annual escalation on 1 July of each year at a rate of 10%,
8. The period of lease shall be one (1) year with an option to renew it, subject to further Council approval.
9. Billboards cannot be permitted where electricity overhead lines are present.
10. Council's standard agreement for renting out lamp post for street pole advertising use shall be made and entered into by and between Makhado Local Municipality and Mr Dumisani Maluleke on behalf of the Mengisi Trading.
11. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Land Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that that he/she will bear all costs relative to the advertisements and valuation.
12. The structure housing the advertising shall meet all safe structural and installation requirements as in terms of the Occupational Health and Safety Act and its Regulations and this condition must be included in the agreement to be concluded with the applicant.

AdvertisingLamppost_itm

(DDP)

ITEM A.127.14.10.14 (originally A.127.30.10.14)

TOWN-PLANNING AND CONTROL: AMENDMENT OF RESOLUTION FOR THE SUBDIVISION OF THE REMAINDER OF PORTION 8 OF THE FARM VONDELING NO. 285 LS SUBMITTED IN TERMS OF ROADS AND RIBBON DEVELOPMENT ACT, 1940 (ACT 21 OF 1940) AND THE DIVISION OF LAND ORDINANCE, 1986 (ORDINANCE 20 OF 1986)

(15/3/8 & 15/3/15)

REMARK:

This item was referred as item B.82.21.08.14.

ITEM A.128.14.10.14 (originally A.128.30.10.14)**TOWN-PLANNING AND CONTROL:**

1. **SUBDIVISION OF REMAINDER AND PORTION 1 OF ERF 349, LOUIS TRICHARDT TOWNSHIP;**
2. **REZONING OF REMAINDER AND PORTION 1 OF ERF 349, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” & “SPECIAL” FOR OVERNIGHT ACCOMMODATION TO “SPECIAL” FOR MEDICAL CONSULTING ROOMS;**
3. **REZONING OF REMAINDER OF PORTION 1 (A PORTION OF REMAINDER OF ERF 349) AND PORTION 1 (A PORTION OF PORTION 1 OF ERF 349) LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” & “SPECIAL” FOR OVERNIGHT ACCOMMODATION TO “INSTITUTIONAL” (AMENDMENT SCHEME NO. 102);**
4. **CONSOLIDATION OF PORTION 1(A PORTION OF PORTION 1 OF ERF 349) AND PORTION 1 (A PORTION OF REMAINDER OF ERF 349) WITH ERF 6065 LOUIS TRICHARDT TOWNSHIP; AND**
5. **CONSOLIDATION OF REMAINDER AND PORTION 1 OF ERF 349, LOUIS TRICHARDT TOWNSHIP**

(E 349/R, E 349/1, E 6065, 15/3/8 &15/4/2/2/1/334)

REMARK:

This item was referred as item B.83.21.08.14.

ITEM A.129.14.10.14 (originally A.129.30.10.14)

**TOWN PLANNING AND CONTROL: PERMANENT PARK CLOSURE OF PORTION OF ERF 1309 ZONED AS A “PUBLIC OPEN SPACE”FOR THE PURPOSE OF “PLACE OF PUBLIC WORSHIP” HA-TSHIKOTA-A EXTENSION 1 TOWNSHIP (VLEIFONTEIN)
(7/4/1/3 & 15/3/8)**

RESOLVED A.129.14.10.14 -

1. THAT a Portion of Erf 1309 situated at Ha-Tshikota-A Extension 1 Township (Vleifontein) be permanently closed for the purpose of establishing “Place of Public Worship” as per application submitted by His Grace Bishop Dr. B.E. Lekganyane. (DDP)
2. THAT the applicant be informed about the Council decision and the conditions as stated under Council Resolution **A.164.08.11.12** are still applicable, and must be adhered to. (DDP)
3. THAT the objector who was present in the meeting be informed about the Council decision. (DDP)
4. THAT the applicant must rezone the property in order to accommodate the intended land use and consent from the Department of Limpopo Economic Development, Environment and Tourism must be obtained prior to the purchase of the property and be submitted together with a rezoning application. (DDP)
5. THAT the Office of the Surveyor General be informed if necessary. (DDP)

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

6.1 **Electricity:** Erf 1309 Ha-Tshikota Township falls in the ESKOM area of electricity distribution.

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

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

6.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with effect of the date of registration of the property in his name.

ParkClosureErf1309Vleifontein_itm

(DDP)

ITEM A.130.14.10.14 (originally A.130.30.10.14)

**TOWN-PLANNING: AMENDMENT OF MAKHADO LAND USE SCHEME, 2009
(15/3/8 & 15/3/15)**

RESOLVED A.130.14.10.14 -

1. THAT the proposed amendment on the Makhado Land Use Scheme, 2009 be approved in principle. (DDP)
2. THAT the appointed service provider must publish notices in the Local and National newspaper as well as the Provincial Gazette for public consideration and comments. (DDP)
3. THAT the matter be again submitted to the Council after the public notification for final approval and adoption. (DDP)

AmendmentLandUseScheme2009_itm

ITEM A.131.14.10.14 (originally A.131.30.10.14)

**TOWN-PLANNING AND CONTROL: APPLICATION FOR REZONING OF ERF 145, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “BUSINESS 2” FOR THE PURPOSE OF ERECTING OFFICES (AMENDMENT SCHEME NO. 111)
(E 145, 15/3/8 & 15/4/2/2/1/343)**

REMARK:

This item was referred as item B.84.21.08.14.

ITEM A.132.14.10.14 (originally A.132.30.10.14)

**TOWN-PLANNING AND CONTROL: REZONING OF PORTION 1 OF ERF 498, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR THE PURPOSE OF DEVELOPING DWELLING UNITS (AMENDMENT SCHEME NO. 125)
(E 498/1, 15/3/8 & 15/4/2/2/1/357)**

REMARK:

This item was referred as item B.85.21.08.14.

ITEM A.133.14.10.14 (originally A.133.30.10.14)**TOWN-PLANNING AND CONTROL:**

1. APPLICATION FOR REZONING OF THE REMAINDER OF ERF 584 , LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF DEVELOPING DWELLING UNITS (AMENDMENT SCHEME NO. 121)
2. SIMULTANEOUS APPLICATION FOR SPECIAL CONSENT IN TERMS OF CLAUSE 21 OF THE MAKHADO LAND USE SCHEME, 2009 TO RELAX THE PERMITTED DENSITY TO 45 UNITS PER HECTARE
(E 584/1, 15/3/8 &15/4/2/2/1/353)

REMARK:

This item was referred as item B.86.21.08.14.

ITEM A.134.14.10.14 (originally A.134.30.10.14)**TOWN-PLANNING AND CONTROL:**

1. REZONING OF PORTION 1 OF ERF 581, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR THE PURPOSE OF TOWN HOUSES AND
2. CLAUSE 22 APPLICATION FOR THE RELAXATION OF DENSITY FROM 45 TO 65 DWELLING UNITS PER HECTARE (AMENDMENT SCHEME NO.105)
(E581/1, 15/3/8 & 15/4/2/2/1/337)

REMARK:

This item was referred as item B.87.21.08.14.

ITEM A.135.14.10.14 (originally A.135.30.10.14)**TOWN-PLANNING AND CONTROL:**

1. REZONING OF ERF 957, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF TOWN HOUSES AND
2. CLAUSE 21 APPLICATION FOR THE RELAXATION OF DENSITY FROM 20 TO 45 UNITS PER HECTARE (AMENDMENT SCHEME NO. 109)
(E957, 15/3/8 & 15/4/2/2/1/341)

REMARK:

This item was referred as item B.88.21.08.14.

ITEM A.136.14.10.14 (originally A.136.30.10.14)

**TOWN PLANNING AND CONTROL: PROPOSED DEVELOPMENT OF A FILLING STATION AND MINI COMPLEX AT DZANANI TSHITUNI TSHANTHA, FARM DOORNHOEK 203 MT, MAKHADO LOCAL MUNICIPALITY
(7/4/1/4 & 15/3/15)**

REMARK:

This item was referred as item B.89.21.08.14.

ITEM A.137.14.10.14 (originally A.137.30.10.14)

**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 30 JUNE 2014
(4TH QUARTER)
(6/1/1(2013/2014))**

REMARK:

This item was referred from item B.75.21.08.14.

RESOLVED A.137.14.10.14 -

THAT the in-year monitoring financial report for the month of June 2014 be noted.
MonitoringJune2014_itm

(CFO)

ITEM A.138.28.08.14

**PERSONNEL: AMENDMENT OF EXTERNAL BURSARY POLICY, 2014
(5/5/5/3)**

REMARK:

This matter was already considered at the 91st Special Council meeting held on 28 August 2014.

ITEM A.139.28.08.14

**TOWN PLANNING AND CONTROL: FORMATION OF VHEMBE DISTRICT MUNICIPAL
TRIBUNAL AS PER SPATIAL PLANNING AND LAND USE MANAGEMENT ACT, 2013
(ACT NO. 16 OF 2013)
(12/3/2)**

REMARK:

This matter was already considered at the 91st Special Council meeting held on 28 August 2014.

ITEM A.140.28.08.14

**FINANCES: PROVISIONAL ANNUAL FINANCIAL STATEMENTS FOR THE YEAR
ENDING 30 JUNE 2014: SECTION 122 OF MUNICIPAL FINANCE MANAGEMENT ACT
(6/13/2/1)**

REMARK:

This matter was already considered at the 91st Special Council meeting held on 28 August 2014.

ITEM A.141.28.08.14

**FINANCES: REQUEST TO WRITE OFF VAT RELATED TRANSACTIONS
(6/3/1/B)**

REMARK:

This matter was already considered at the 91st Special Council meeting held on 28 August 2014.

ITEM A.142.28.08.14

**FINANCES: PROCUREMENT: CLAUSE 36: DEVIATION FROM PROCUREMENT
PROCESSES: PURCHASE OF CONCRETE POLES FOR MAINTENANCE OF ELECTRIC
NETWORK
(8/3/2/1)**

REMARK:

This matter was already considered at the 91st Special Council meeting held on 28 August 2014.

ITEM A.143.28.08.14**PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN: SDBIP ANNUAL PERFORMANCE REPORT 2013/14 FINANCIAL YEAR (10/1/4/1 – 10/1/4/8)****REMARK:**

This matter was already considered at the 91st Special Council meeting held on 28 August 2014.

ITEM A.144.14.10.14 (originally A.144.30.10.14)**COUNCIL COMMITTEES: RETURN OF ATTENDANCE OF MEETINGS OF COUNCIL AND ITS COMMITTEES – JANUARY 2014 TO JUNE 2014 – QUARTER 3 AND 4, 2013/2014 FINANCIAL YEAR (4/1/B & 10/1/5/1)**

RESOLVED A.144.14.10.14 –

1. THAT note be taken of the number of meetings held by Council and its Committees for the period 1 January 2014 to 30 June 2014 as follows:

DATE 2014	NUMBER OF PORTFOLIO COMMITTEES' MEETINGS	NUMBER OF EXECUTIVE COMMITTEE MEETINGS	NUMBER OF COUNCIL MEETINGS
January	16 (1 meeting did not form a quorum)	2	1
February	9 (2 meetings did not form a quorum)	2	1
March	10 (1 meeting did not form a quorum)	2	1
April	12 (1 meeting did not form a quorum)	2	1
May	8	3	1
June	15 (2 meetings did not form a quorum)	1	0
TOTAL	70 (7 meetings did not form a quorum)	12	5

(DCS)

2. THAT note be taken of the *Return of Attendance of meetings by councillors* for the period 1 January 2014 to 30 June 2014 more fully recorded in the report in this regard. (DCS)
3. THAT note be taken of the following councillors who were absent from three or more consecutive meetings of a committee, with or without written apology presented:

JANUARY 2014 TO JUNE 2014 (QUARTER 3 AND QUARTER 4)

NO	COUNCILLOR	MEETINGS ON WHICH WAS ABSENT WITHOUT APOLOGY	MEETINGS ON WHICH WAS ABSENT WITH APOLOGY	REMARK
1.	A du Plooy	Exco meetings of (341 st) 23 January 2014 (343 rd) 24 February 2014 (344 th) 26 February 2014	Exco meeting of (342 nd) 30 January 2014	None
2.	B F Hlongwane	Council meeting of (70 th) 30 January 2014 Special Council meeting of (89 th) 31 March 2014	Special Council meeting of (88 th) 26 February 2014 Council meeting of (71 st) 24 April 2014	He was present at the 90 th Special Council meeting of 29 May 2014

NO	COUNCILLOR	MEETINGS ON WHICH WAS ABSENT WITHOUT APOLOGY	MEETINGS ON WHICH WAS ABSENT WITH APOLOGY	REMARK
		Municipal Public Accounts Committee (MPAC) of (18 th) 13 February 2014 (19 th) 24 February 2014	Municipal Public Accounts Committee (MPAC) of (17 th) 23 January 2014	None
3.	M G Mahani	Council meeting of (70 th) 30 January 2014 Special Council meeting of (90 th) 29 May 2014	Special Council meeting of (88 th) 26 February 2014	He attended 71 st Council meeting of 24 April 2014
4.	L M Mathalise		Council meeting of (70 th) 30 January 2014 Special Council meeting of (88 th) 26 February 2014 (89 th) 31 March 2014	She attended 71 st Council meeting of 24 April 2014 and 90 th Special Council meeting of 29 May 2014
5.	M S Tshilambyana	Council meeting of (70 th) 30 January 2014 Special Council meeting of (89 th) 31 March 2014	Special Council meeting of (88 th) 26 February 2014	She attended the 71 st Council meeting of 24 April 2014 and the 90 th Special Council meeting of 29 May 2014
6.	S V Mathladisa	Portfolio Committee Technical Services meetings of (65 th) 17 April 2014 (66 th) 14 May 2014 (67 th) 24 June 2014	Portfolio Committee Technical Services meeting of (64 th) 20 January 2014	None
7.	M D Mmboyi	Portfolio Committee Technical Services of (64 th) 20 January 2014 (65 th) 17 April 2014 (66 th) 14 May 2014	None	None

(DCS)

4. THAT the councillors listed in paragraph 3 above be notified to attend the first following Rules and Ethics Committee meeting to explain why they do not attend Council and Committee meetings.

Return of Attendance Q3 and Q4 2013-2014

(DCS)

ITEM A.145.14.10.14 (originally A.145.30.10.14)

RISK MANAGEMENT: STRATEGIC RISK ASSESSMENT REPORT, RISK MANAGEMENT IMPLEMENTATION PLAN FOR FINANCIAL YEAR, RISK MANAGEMENT COMMITTEE CHARTER, RISK MANAGEMENT POLICY, RISK MANAGEMENT STRATEGY, FRAUD MANAGEMENT POLICY, FRAUD RESPONSE PLAN, WHISTLE BLOWING POLICY: 2014/2015 FINANCIAL YEAR (4/32 & 2/5)

RESOLVED A.145.14.10.14 –

THAT the Strategic Risk Assessment Report 2014/15, Risk Management Implementation Plan for 2014/15 financial year, Risk Management Committee Charter 2014/15, Risk Management Policy 2014/15, Risk Management Strategy 2014/15, Fraud Management Policy 2014/15, Fraud Response Plan 2014/15, Whistle Blowing Policy 2014/15 attached as Annexure A to H to the report in this regard, be approved.

RiskAssessment_itm

(MM)

ITEM A.146.14.10.14 (originally A.146.30.10.14)**ANNUAL TOURISM EXHIBITION: PARTICIPATION IN THE SANGANAI TOURISM SHOW: ZIMBABWE (HARARE)
(12/3/2/2)****REMARK:**

When this matter was considered, Cllr N F Chililo proposed, duly seconded by Cllr R Ludere that because Director Development Planning and the LED Manager were participating in the Sanganai Tourism Show in Zimbabwe, there was no need for the Tourism and Marketing Officer and the Tourism Intern to also attend the mentioned show. The proposal was accepted and recorded accordingly as Council's Resolution.

RESOLVED A.146.14.10.14 –

1. THAT due to the time constraint in this regard, the Executive Committee approved that the invitation from Zimbabwe Tourism Authority attached as Annexure A to the report in this regard be accepted and that participation be approved, subject to the following conditions:

- 1.1. Permission be granted for the Mayor, Portfolio Head Development Planning, the Municipal Manager, Director Development Planning, LED Manager, the Communications Manager, the PA of the Mayor, (including the Driver of the Municipal minibus, Mr Muthambi) and the Driver to the Mayor to attend the Trade Fair in Zimbabwe from 16 to 18 October 2014, excluding travelling time.
- 1.2. Travel and accommodation for all the delegates be paid, including the driver of the municipal minibus, but excluding possible other local exhibitors who must carry their own expenses.
- 1.3. Permission be granted to assist with transport (the municipal micro-bus) for possible other local exhibitors from within Makhado Municipality who may be attending the show as part of the delegates coordinated by Vhembe District Municipality: Provided such exhibitors arrange for their own insurance coverage for loss or damage suffered in the case of any incident related direct or indirectly to the use of Municipality's transport: Provided further that Council be indemnified against any claims for whatever reason that may be received from such exhibitors: Provided further that only an authorized Municipal Officer may drive the Municipal vehicle.
- 1.4. The approval hereby granted must be submitted to the Office of the Premier, Republic of South Africa Embassy in Zimbabwe, Department of International Relations and the MEC for Co-operative Governance, Human Settlements and Traditional Affairs for their confirmation before it can be implemented.
- 1.5. That the expenditure for the Zimbabwe 2014 Exhibition may not exceed R100 000,00.

(DDP)

2. THAT the action of the Executive Committee to accept the invitation from Zimbabwe Tourism Authority, in view of the time line which is 14 to 19 October 2014, be ratified by Council.

ITEM A.147.14.10.14 (originally A.147.30.10.14)**COUNCIL LAND: PROPOSED SALE OF ERF 1178, HA-TSHIKOTA (VLEYFONTEIN) TOWNSHIP****(E.1178)**

RESOLVED A.147.14.10.14 –

THAT the application for purchase of erf 1178, Ha-Tshikota (Vleyfontein) Township for the sole purpose of establishing a General Dealer type of business should be approved, subject to the following conditions: -

1. In terms of the provisions of section 79(18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended the intention to sell erf 1178, Ha-Tshikota (Vleyfontein) Township be advertised in a local newspaper for comments and objections if any.
2. Erf 1178, Ha-Tshikota (Vleyfontein) Township be sold at a market related price performed by a registered professional valuer which will serve as price for the property.
3. The developer submits a development proposal for consideration.
4. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further two (2) years.
5. In the event that the developer failed to complete the development as required under paragraph 4 above, the property revert back to Council without compensation by the Municipality to the developer for any improvements on the property.
6. A standard Deed of Sale agreement be made and entered into by and between Makhado Local Municipality and Mr M. Mukwevho.
7. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that he/she will bear all costs relative to the advertisements and valuation.
8. The approval is further subject to the following conditions:
 - a. **Electricity:** Erf 1178, Ha-Tshikota Township falls in the ESKOM area of electricity distribution.
 - b. **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.
 - c. **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.
 - d. **Property Rates:** All property rates due to Municipality is payable from date of property registration in the name of applicant/purchaser.

ITEM A.148.14.10.14 (originally A.148.30.10.14)**COUNCIL LAND: PROPOSED SALE OF ERF 786, VUWANI, EXTENSION 1 TOWNSHIP
(7/4/1/3 & 7/3/2/1)**

RESOLVED A.148.14.10.14 –

THAT the proposed sale of erf 786, Vuwani Extension 1 Township for purpose of establishing an Early Child Development Centre that was received from Mr Munarini Thanyani be considered and if approved, it be subject to the following conditions:

1. In terms of the provisions of section 79(18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended the intention to sell the Municipal land be advertised in a local newspaper for comments and objections if any.
2. Erf 786, Vuwani Extension 1 Township be sold at a market related purchase price endorsed in the Makhado Local Municipality general valuation roll for the financial years 2014-2018 which will serve as the purchase price for the property.
3. The developer submits a development proposal for consideration.
4. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further (2) years.
5. In the event that the developer failed to complete the development as required under paragraph 2 above, the property shall revert back to Council without compensation by the Municipality to the developer for any improvements on the property.
6. The standard conditions for sale of Municipal land will further apply.
7. The applicant be informed in terms of the provisions of item 17(t) read with item 18(4) of the Makhado Local Municipality Immovable Land Disposal Policy that a request in the above regard cannot be processed unless first confirmed in writing that he/she will bear all costs relative to the advertisements and valuation.
8. The applicant be advised to apply for special use permit either into institution, place of worship, place of primary instruction and/or education.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity**: Erf 786, Vuwani, Extension 1 Township falls in the ESKOM area of electricity distribution.
 - 9.2 **Water**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 9.3 **Sewer**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer capacity.
 - 9.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with effect of the date of registration of the property in his name.

ITEM A.149.14.10.14 (originally A.149.30.10.14)**TOWN PLANNING AND CONTROL: PERMANENT CLOSURE: PUBLIC OPEN SPACE: ERF 1640 FOR THE PURPOSE OF “PLACE OF PUBLIC WORSHIP”: LOUIS TRICHARDT EXTENSION 1 TOWNSHIP (E 1640 & 7/3/2/1)**

RESOLVED A.149.14.10.14 –

1. THAT Erf 1640 situated at Louis Trichardt Extension 1 be permanently closed for the purpose of establishing “Place of Public Worship” as per application submitted by Agape Christian Centre. (DDP)
2. THAT the applicant be informed about the Council decision and the conditions as stated under Council Resolution **A.18.28.03.13** are still applicable, and must be adhered to. (DDP)
3. THAT the objector who was present in the meeting be informed about the Council decision. (DDP)
4. THAT the applicant must rezone the property in order to accommodate the intended land use and consent from the Department of Limpopo Economic Development, Environment and Tourism must be obtained prior to the purchase of the property and be submitted together with a rezoning application. (DDP)
5. THAT the Office of the Surveyor General be informed if necessary. (DDP)
6. THAT the approval is further subject to the following conditions:
 - 6.1 **Electricity:** Erf 1640, Louis Trichardt has **NO** existing electricity supply capacity. If the intention of the developer is to consume electricity on the stand, 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 will be considered according to present status of the electricity supply scheme

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

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

- iv. Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- v. Before commencement of any work the electrical contractor must register with the municipality by completing an Annexure 4.
- vi. There is an existing Mini Substation on the stand which is supplying the surrounding stands with electricity. If it is necessary to relocate the Mini Sub the developer will have to pay the actual costs to do so in advance.

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

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

6.4 **Property Rates:** The applicant must pay all property rates due to the Municipality with effect of date of registration in the name of the purchaser.

ParkClosureErf1640LTTExt1_itm

(DDP)

ITEM A.150.25.09.14

**PERSONNEL: APPOINTMENT: DIRECTOR DEVELOPMENT PLANNING
(5/3/4/9/5 & SP 9/1)**

REMARK:

This matter was already considered at the 92nd Special Council meeting held on 25 September 2014.

ITEM A.151.14.10.14

**PERSONNEL: REPORT ON THE BENCHMARKING OF EMPLOYEE'S SALARIES WITH MUNICIPALITIES OF THE SAME GRADE (GRADE 4 MUNICIPALITIES) WITHIN SOUTH AFRICA
(5/5/2/1)**

RESOLVED A.151.14.10.14 -

THAT Council awaits the SALGA Job Evaluation process to unfold before implementing any outcomes on the salary benchmarking survey which was performed. (DCS)

BenchmarkingSalaries_itm

ITEM A.152.14.10.14

COUNCIL COMMITTEES:

- (1) ESTABLISHMENT OF INFORMATION MANAGEMENT PLANNING COMMITTEE
- (2) INFORMATION MANAGEMENT PLANNING COMMITTEE CHARTER
- (3) TERMS OF REFERENCE : INFORMATION MANAGEMENT PLANNING COMMITTEE
(8/2/3; 4/9/1; 4/9/2)

RESOLVED A.152.14.10. -

- 1. THAT the Information Management Planning Committee be composed that will take care of all ICT related subjects, as more fully set out in the Information Management Planning Committee Charter, 2014 attached to the report in this regard as Annexure B, and that the Charter also be approved. (DCS)

2. THAT the Terms of Reference for the Information Management Planning Committee be approved in principle as an expansion to the workings of the said Committee, attached as Annexure C to the report in this regard. (DCS)

ICTSteeringComRe-establishment_itm

ITEM A.153.14.10.14

PUBLICITY: REVIEW: COMMUNICATION STRATEGY 2014/2015 (11/B)

RESOLVED A.153.14.10.14 -

1. THAT subject to paragraph 2 below, Council approves the reviewed Communications Strategy, 2014/2015 to enhance public participation effectively and efficiently, as more fully set out in Annexure A attached to the report in this regard. (DCS)

2. THAT the contents of the Communication Strategy, 2014/2015 be adopted as Council's Communication Strategy with effect of the date of this Council Resolution, with the following amendments:
 - i) On page 5 – the sentences “The Constitution of the Republic of South Africa (Act 108 of 1996); The State of the Nation Address (2014) and The State of the Province Address (2014)” be removed as it is a duplicate.
 - ii) On page 9 – In the sentence starting with “Ward Committees ...” the words “six wards” be replaced with the words “thirty eight (38) wards”.
 - iii) On page 9 - In the sentence starting with “Makhado Integrated Development ...” the word “Municipality” be inserted after the word “Makhado”. (DCS)

CommunicationStrategy_itm

ITEM A.154.14.10.14

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

RESOLVED A.154.140.10.14 -

THAT the proposed sale of erf 25, Vuwani Township for purpose of establishing Maxi's Restaurant type of business that was received from Mr Solomon Mukwevho be approved, subject to the following conditions:

1. In terms of the provisions of section 79(18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended the intention to sell the Municipal land be advertised in a local newspaper for comments and objections if any.
2. Erf 25, Vuwani Township be sold at a market related purchase price endorsed in the Makhado Local Municipality general valuation roll for the financial years 2014-2018 which will serve as the purchase price for the property.

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

ProposedSaleErf25Vuwani(2)_itm

(DDP)

ITEM A.155.14.10.14

FINANCES: TENDERS AWARDED: 1ST QUARTER 2014/2015 FINANCIAL YEAR (8/3/B/1 & 10/1/5/2)

RESOLVED A.155.14.10.14 -

THAT note be taken of the sixteen (16) tenders awarded through the Competitive Bidding Process for the term July 2014 to September 2014, i.e. the 1st Quarter of the 2014/2015 financial year.

TendersAwarded1stQ2014-2015_itm

(CFO)

ITEM A.156.14.10.14

FINANCES: AMENDMENT OF PETTY CASH POLICY, 2014 (6/10)

RESOLVED A.156.14.10.14 -

THAT the amendment of the Petty Cash Policy, 2014 for the 2014/2015 financial year, as more fully set out in Annexure A attached to the report in this regard, be approved.

PettyCashPolicy_itm

(CFO)

ITEM A.157.14.10.14**INTERNAL AUDIT: AUDIT AND PERFORMANCE AUDIT COMMITTEE CHARTER, INTERNAL AUDIT CHARTER, INTERNAL AUDIT METHODOLOGY AND THREE YEAR STRATEGIC INTERNAL AUDIT PLAN AND ANNUAL INTERNAL AUDIT PLAN (6/13/1/1)**

RESOLVED A.157.14.10.14 -

1. THAT the Audit and Performance Audit Committee Charter, Annexure A attached to the report in this regard, be approved. (MM)
2. THAT note be taken of the following documents attached to the report in this regard:
 - 1.1 Internal Audit Charter for the period 2014/2015 – Annexure B
 - 1.2 Three Year Strategic Internal Audit Plan for the period 2014/15-2016/17 and Annual Internal Audit Plan for the period 2014/2015 – Annexure C
 - 1.3 Internal Audit Manual – Annexure D
 - 1.4 Schedule of the Audit and Performance Audit Committee – Annexure E.

APAC&InternalAuditPolicies_itm

(MM)

ITEM A.158.14.10.14**COMMUNITY SERVICES: LAUNCHING AND MARKETING OF MUSEKWA THUSONG SERVICE CENTRE (12/3/3/66; 17/8/1)**

RESOLVED A.158.14.10.14 –

1. THAT the official opening of Musekwa Thusong Service Centre, Dzanani be launched before the end of December 2014. (DDP/DCS)
2. THAT service providers/sector Departments/lessees be given an initial period of six (6) months to operate from the centre at no rental charge while the process of signing of lease agreements are under way: Provided that the respective Heads of Department makes a written undertaking to the Municipality of its intention to use the facility and to sign the Lease and Service Level Agreement within the said six (6) months period. (DDP)
3. THAT note be taken of the Lease and Service Level Agreement/s attached to the report in this regard that must be signed by users of the Musekwa Thusong Service Centre. (DDP)

LaunchingMusekwaTSC_itm

* * * * *

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 to October 2014

The report of the 356th Executive Committee meeting held on 21 August 2014
The report of the 357th Executive Committee meeting held on 28 August 2014
The report of the 358th Executive Committee meeting held on 25 September 2014

ITEM B.75.21.08.14

FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 30 JUNE 2014 (4TH QUARTER) (6/1/1(2013/2014))

REMARK:

This item was referred as item A.137.30.10.14.

ITEM B.76.21.08.14

TOWN-PLANNING AND CONTROL: EXTENSION OF SPECIAL CONSENT: LIMITED OVERNIGHT ACCOMMODATION ON ERF 3, LOUIS TRICHARDT TOWNSHIP (E3 & 15/3/8)

RESOLVED B.76.21.08.14 -

THAT the request received from Mr. A.H Grobbelaar, for extension of the special consent to utilise erf 3, Louis Trichardt Township for the purpose of Limited Overnight Accommodation be disapproved because of the following reason:

According to the land use scheme in operation (Makhado Land Use Scheme, 2009) a Limited Overnight Accommodation is not a primary and no longer a secondary right in a "Residential 1" zoned erf, *therefore the applicant is advised to rezone the application property from "Residential 1" to "Residential 2" with a Written Consent application for the purpose of a "Guesthouse" within a period of six (6) months from the date of this letter.*

SpecialConsentErf3LTT_itm

(DDP)

ITEM B.77.21.08.14

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 363, ELTIVILLAS EXTENSION 1 TOWNSHIP (EE 363 & 15/3/8)

RESOLVED B.77.21.08.14 -

THAT the application submitted by Mabuduga Namadzavho Alpheus and Lindelani Mercy Mabuduga to relax the building line on the southern side from 5 meters to 3 Meters on Erf 363, Eltivillas Extension 1 be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. No development may commence without approved building plans.
2. The development must comply with the Makhado Land Use Scheme, 2009 with "Residential 1" as the use zone.

3. All costs that may arise as a result of this approval are for the account of the applicant.
4. The operation must comply with municipal by-laws and the National Building regulations.
5. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
6. The approval is further subject to the following conditions:
 - 6.1 **Electricity:** 363 Eltivillas 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.
 - (d) If there will be any alteration on the electrical installation only a qualified electrical contractor (registered with the Department of Labour as an installation electrician) shall be allowed to install, test and certify the installation work. This contractor will have to register with the municipality before any work commences.

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
- 6.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 6.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
- 6.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.

ITEM B.78.21.08.14**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: PORTION 1 OF FARM TAMWORTH 394-MS (15/3/15 & 15/3/8)**

RESOLVED B.78.21.08.14 -

THAT the application submitted by Charles Pieterse Attorneys on behalf of the client Manlia Trust for the purpose of a Rural General Dealer on Portion 1 of Farm Tamworth 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.
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 Agricultural use remains the main use of the farm.
8. The elevation treatment of the buildings should maintain the character and appearance complementary to the environment.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity**: Portion 1 of farm Tamworth 394-MS. falls in the ESKOM area of electricity distribution.
 - 9.2 **Water**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 9.3 **Sewer**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 9.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ITEM B.79.21.08.14**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 1049, VUWANI EXTENSION 1 TOWNSHIP (7/4/1/4 & 15/3/8)**

RESOLVED B.79.21.08.14 -

THAT the application submitted by Mr. Baadjie M.A for the purpose of obtaining rights for a “Spaza” on Erf 1049, Vuwani Extension 1 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. The building plan for the proposed use must be submitted to the municipality for approval before erecting the structure.
3. All costs that may arise as a result of this approval are for the account of the applicant.
4. 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.
5. 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.
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 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.
8. Alcohol refreshments must not be sold and the residential use remains the main use of the property.
9. The elevation treatment of the buildings should maintain a Residential 1 character and appearance complementary to the environment.
10. The total floor area of the spaza shall not exceed 30m².
11. The approval is further subject to the following conditions:
 - 11.1 **Electricity:** Eskom is the supply authority
 - 11.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 11.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 11.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ITEM B.80.21.08.14**TOWN-PLANNING AND CONTROL: CONSOLIDATION OF ERVEN 2289 AND 2290, LOUIS TRICHARDT EXTENSION 4 TOWNSHIP (E 2289, E2290 & 15/3/8)**

RESOLVED B.80.21.08.14 -

THAT the application submitted by Developplan on behalf of their client Abdool Aziz Ismail Ayob to consolidate erven 2289 and 2290 at Louis Trichardt Extension 4 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. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
2. Development on the proposed Erven must comply with the Makhado Land Use Scheme, 2009 and as per current use zone.
3. 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.
4. 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.
5. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
6. 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.
7. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
8. After approval of the application, the service accounts must be consolidated.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** Erven 2289 and 2290 Louis Trichardt Extension 4 Township have an existing electricity supply capacity of 32kVA. 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) Before commencement of any work the electrical contractor must register with the municipality.

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

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

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

ConsolidationErven2289&2290LTT_itm

(DDP)

ITEM B.81.21.08.14

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 1006 LOUIS TRICHARDT TOWNSHIP (15/3/8 & E 1006)

RESOLVED B.81.21.08.14 -

THAT the application submitted by Geoland Surveys on behalf of their client Netshiswinzhe Azwifarwi David and Netshiswinzhe Shandukani Reginah to subdivide erf 1006 Louis Trichardt Township into three (3) portions be approved in terms of section 92 (2) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. The approval is further subject to the following conditions:
 - 3.1 **Electricity:** Erf 1006 Louis Trichardt Township has an existing electricity supply capacity of 16 kVA single phase. There is however also a 16 kVA single phase connection available for each of portions 1 and 2. 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) Before commencement of any work the electrical contractor must register with the municipality.

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

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

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

4. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land Use Scheme.
5. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
6. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
7. The applicant will have to pay an amount of R 7 140.29 engineering services contributions for water and R5 898.41 for sewer which will increase annually.
8. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
9. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
10. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.

ITEM B.82.21.08.14**TOWN-PLANNING AND CONTROL: AMENDMENT OF RESOLUTION FOR THE SUBDIVISION OF THE REMAINDER OF PORTION 8 OF THE FARM VONDELING NO. 285 LS SUBMITTED IN TERMS OF ROADS AND RIBBON DEVELOPMENT ACT, 1940 (ACT 21 OF 1940) AND THE DIVISION OF LAND ORDINANCE, 1986 (ORDINANCE 20 OF 1986)****(15/3/8 & 15/3/15)****REMARK:**

This item was referred from item A.127.30.10.14.

RESOLVED B.82.21.08.13 -

THAT the Makhado Municipality in terms of section 18(1) of the Division of Land Ordinance, 1986 (Ordinance 20 of 1986) approves the application for subdivision of remainder of Portion 8 of the farm Vondeling 285 LS into two portion measuring in extent 6,6216 Ha and 30,2093 Ha subject to the following conditions:

1. The Department of Development Planning must verify with the Finance Department if Mr. C D and Mrs Burger are not owing the Municipality. If they are owing they must first pay their debts before the approval can be implemented
2. The recommendation is for the subdivision of the property
3. The property is still zoned agricultural” and agriculture uses remain primary rights.
4. In the event that new land rights except that of “agriculture” should be applied for, the appropriate legislation must be followed and the application be submitted to relevant institution for comments
5. In the event that electricity provision is required, each portion must have its own electricity connection for which purpose the standard connection fees and costs in accordance with Council’s policy must be paid.
6. Applicant must submit satisfactory proof that each proposed portion has it own sustainable potable water supply source that will provide sufficiently for the intended land use. This condition must be a condition of sale and embodied in the Title Deed of each property.
7. The Department of Local Government and Housing must consent to this subdivision.

ITEM B.83.21.08.14**TOWN-PLANNING AND CONTROL:**

1. **SUBDIVISION OF REMAINDER AND PORTION 1 OF ERF 349, LOUIS TRICHARDT TOWNSHIP;**
2. **REZONING OF REMAINDER AND PORTION 1 OF ERF 349, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” & “SPECIAL” FOR OVERNIGHT ACCOMMODATION TO “SPECIAL” FOR MEDICAL CONSULTING ROOMS;**
3. **REZONING OF REMAINDER OF PORTION 1 (A PORTION OF REMAINDER OF ERF 349) AND PORTION 1 (A PORTION OF PORTION 1 OF ERF 349) LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” & “SPECIAL” FOR OVERNIGHT ACCOMMODATION TO “INSTITUTIONAL” (AMENDMENT SCHEME NO. 102);**
4. **CONSOLIDATION OF PORTION 1(A PORTION OF PORTION 1 OF ERF 349) AND PORTION 1 (A PORTION OF REMAINDER OF ERF 349) WITH ERF 6065 LOUIS TRICHARDT TOWNSHIP; AND**
5. **CONSOLIDATION OF REMAINDER AND PORTION 1 OF ERF 349, LOUIS TRICHARDT TOWNSHIP**

(E 349/R, E 349/1, E 6065, 15/3/8 &15/4/2/2/1/334)

REMARK:

This item was referred from item A.128.14.10.14.

RESOLVED B.83.21.08.14 -

THAT an application submitted by Theo Ernst Kotze of the firm DEVELOPLAN Pbg Inc. on behalf of their client Dr Michiel P Roos Ingelyf and Zoutpansberg Medical Care PTY Ltd for subdivision of remainder and Portion 1 of erf 349, rezoning of remainder and portion 1 of Erf 349 from “Residential 1” & “Special” for overnight accommodation to “Special” for medical consulting rooms, rezoning of remainder of Portion 1 (a Portion of remainder of Erf 349) and Portion 1 (a Portion of Portion 1 of Erf 349) from “Residential 1” & “Special” for overnight accommodation to “Institutional”, consolidation of Portion 1(a Portion of Portion 1 of Erf 349) and Portion 1 (a Portion of remainder of Erf 349) with Erf 6065 and consolidation of remainder and Portion 1 of Erf 349 Louis Trichardt Township be approved in terms of section 92(2)(a) and Section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) respectively subject to the following conditions:

1. No development and/or construction shall take place on the erf before the promulgation of the rezoning and registration of the consolidated erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.

8. The 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 subdivision and consolidation must be registered in the Deeds Office within two years from date of approval of the application.
14. The rezoning be finalized (Promulgated) before the registration of the subdivided and consolidated erven.
15. After approval of the application, the service accounts must be consolidated.
16. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.
17. The approval is further subject to the following conditions:
 - 17.1 Electricity:
 - i) Portion 1 of Erf 349 Louis Trichardt Township has an existing capacity of 16 kVA single phase.
 - ii) The remainder of Erf 349 Louis Trichardt Township has an existing capacity of 40 kVA three phase.
 - iii) Erf 6065, Louis Trichardt Township has an existing electricity supply capacity of 175 kVA. A maximum of 50 kVA will however be available for the consolidated Portion 1 and Remainder of Erf 349 according to present status of the electricity supply scheme.
Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme.
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme

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

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

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

17.2 **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.

17.3 **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.

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

SubdivisionConsolidationRezoningErf349R&Ptn1Erf6065LTT_itm

(DDP)

ITEM B.84.21.08.14

TOWN-PLANNING AND CONTROL: APPLICATION FOR REZONING OF ERF 145, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “BUSINESS 2” FOR THE PURPOSE OF ERECTING OFFICES (AMENDMENT SCHEME NO. 111) (E 145, 15/3/8 & 15/4/2/2/1/343)

REMARK:

This item was referred from item A.131.14.10.14.

RESOLVED B.84.21.08.14 -

THAT an application submitted by Developlan Pbg Inc. on behalf of their clients Zonekai Property Investment Pty Ltd to rezone Erf 145 from “Residential 1” to “Business 2” for the purpose of erecting Offices be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. No building or alterations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 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 be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** Erf 145, Louis Trichardt has an existing electricity supply capacity of 16 kVA. Should this capacity be insufficient, any additional supply would be subject to-

- (a) Overall availability of capacity in the Municipality's electricity supply scheme
- (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
- (c) Only a maximum of 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) If there will be any alteration on the electrical installation only a qualified electrical contractor (registered with the Department of Labour as an installation electrician) shall be allowed to install, test and certify the installation work. This contractor will have to register with the municipality before any work commence.

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

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

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

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

14. Should there be a need for a notice board, a formal application for a notice board must be submitted to the Municipality.
15. Noisy activities must not be practiced within the property since the area is predominantly residential.

RezoningErf145LTT_itm

(DDP)

ITEM B.85.21.08.14

TOWN-PLANNING AND CONTROL: REZONING OF PORTION 1 OF ERF 498, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR THE PURPOSE OF DEVELOPING DWELLING UNITS (AMENDMENT SCHEME NO. 125) (E 498/1, 15/3/8 & 15/4/2/2/1/357)

REMARK:

This item was referred from item A.132.14.10.14.

RESOLVED B.85.21.08.14 -

THAT an application submitted by Kotze Theo Ernst of the firm Developlan PBG Inc. on behalf of their client M & M Prop Trust for rezoning of Portion 1 of Erf 498 be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986), subject to the following conditions:

1. No development and/or construction shall take place on the erf before the promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
8. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** Portion 1 of Erf 498, Louis Trichardt has an existing electricity supply capacity of 16 kVA single phase. A maximum of 25kVA is however available on the stand according to present status of the electricity supply scheme. 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) Before commencement of any work the electrical contractor must register with the municipality.

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

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

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

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

ITEM B.86.21.08.14**TOWN-PLANNING AND CONTROL:**

1. **APPLICATION FOR REZONING OF THE REMAINDER OF ERF 584 , LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF DEVELOPING DWELLING UNITS (AMENDMENT SCHEME NO. 121)**
2. **SIMULTANEOUS APPLICATION FOR SPECIAL CONSENT IN TERMS OF CLAUSE 21 OF THE MAKHADO LAND USE SCHEME, 2009 TO RELAX THE PERMITTED DENSITY TO 45 UNITS PER HECTARE (E 584/1, 15/3/8 &15/4/2/2/1/353)**

REMARK:

This item was referred from item A.133.14.10.14.

RESOLVED B.86.21.08.14 -

THAT an application submitted by Developlan Pbg Inc. on behalf of their client Ms. Thinavhuyo Sharon Ramunenyiwa for rezoning of the remainder of Erf 584 be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) and simultaneous application in terms of 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, subject to the following conditions:

1. No development and/or construction shall take place on the erf before the promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Open spaces for residents must be provided on the erf at a 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:** The remainder of Erf 584, Louis Trichardt is an open stand with no connection. Only a maximum of 25kVA three phase may be considered according to present status of the electricity supply scheme
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) Before commencement of any work the electrical contractor must register with the municipality.

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

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

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

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

ITEM B.87.21.08.14**TOWN-PLANNING AND CONTROL:**

1. **REZONING OF PORTION 1 OF ERF 581, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR THE PURPOSE OF TOWN HOUSES AND**
2. **CLAUSE 22 APPLICATION FOR THE RELAXATION OF DENSITY FROM 45 TO 65 DWELLING UNITS PER HECTARE (AMENDMENT SCHEME NO.105)**
(E581/1, 15/3/8 & 15/4/2/2/1/337)

REMARK:

This item was referred from item A.134.14.10.14.

RESOLVED B.87.21.08.14 -

THAT the application submitted by Developlan on behalf of their clients Mashakgomo Frank Mohwela and Mashakgomo Paulinah Modjadji to rezone portion 1 of Erf 581, Louis Trichardt Township from “Residential 1” to “Residential 3” for the purpose of dwelling units simultaneously with Clause 22 application for the relaxation of density from 45 to 65 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 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:** Portion 1 of erf 581, Louis Trichardt is an open stand with no connection. Only a maximum of 25kVA three phase may be considered according to present status of the electricity supply scheme. 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) Before commencement of any work the electrical contractor must register with the municipality.

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

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

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

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

RezoningPortion1Erf581_itm

(DDP)

ITEM B.88.21.08.14

TOWN-PLANNING AND CONTROL:

1. **REZONING OF ERF 957, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF TOWN HOUSES AND**
2. **CLAUSE 21 APPLICATION FOR THE RELAXATION OF DENSITY FROM 20 TO 45 UNITS PER HECTARE (AMENDMENT SCHEME NO. 109)**
(E957, 15/3/8 & 15/4/2/2/1/341)

REMARK:

This item was referred from item A.135.14.10.14

RESOLVED B.88.21.08.14 -

THAT the application submitted by Developlan on behalf of their client Nkaremi Trust to rezone Erf 957, Louis Trichardt Township from “Residential 1” to “Residential 2” for the purpose of town houses simultaneously with clause 21 application for the relaxation of density from 20 to 45 units per hectare be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) and clause 20.1 of Makhado Land Use Scheme, 2009 subject to the following conditions:

1. No building or alterations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “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 be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** Erf 957 is an open stand with no connection. Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme
The client is further obliged to comply with the following conditions:
 - (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
 - (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (d) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.
 - (e) Before commencement of any work the electrical contractor must register with the municipality.
 - 7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 7.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 7.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.
8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.

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

RezoningErf957LTT_itm

(DDP)

ITEM B.89.21.08.14

TOWN PLANNING AND CONTROL: PROPOSED DEVELOPMENT OF A FILLING STATION AND MINI COMPLEX AT DZANANI TSHITUNI TSHANTHA, FARM DOORNHOEK 203 MT, MAKHADO LOCAL MUNICIPALITY (7/4/1/4 & 15/3/15)

REMARK:

This item was referred from item A.136.14.10.14.

RESOLVED B.89.21.08.14 -

THAT the application submitted by Rirothe Planning Consultants cc on behalf of their client T.S Nengovhela requesting municipality consent for the development of a Filling Station and associated land uses on the part of the farm Doornhoek 203 MT, Dzanani Tshituni Tshantha Village be recommended in principle, subject to the following conditions:

1. A community resolution with the facilitation of the Department of Rural Development and Land Reform is conducted
2. Site Development and building Plans are submitted to the Municipality
3. Service level agreement between the Municipality and the developer in respect of water, sewer, waste and other necessary processes are followed.
4. The approval is further subject to the following conditions:
 - 4.1 **Electricity:** Eskom is the supply authority.
 - 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.

4.4 **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.

FillingStationTshituniVillage_itm

(DDP)

ITEM B.90.25.09.14 (originally B.90.18.09.14)

PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN: SDBIP FOURTH QUARTER PERFORMANCE REPORT 2013/14 FINANCIAL YEAR (10/1/4/1 – 10/1/4/8)

RESOLVED B.90.25.09.14 –

1. THAT Council takes note of the 4th Quarter Performance reports in relation to the approved SDBIP for the 2013/14 financial year as submitted by Performance Management Unit and attached to the report in this regard as Annexure. (MM)
2. THAT agendas must be delivered in good time to councillors in order to afford them sufficient opportunity to read all the matters in agendas. (DCS)
3. THAT the font size of Annexures be improved to be more visible as it presently is too small.

FourthQuarterProgressReportSDBIP2013-14_itm

(DCS)

ITEM B.91.25.09.14 (originally B.91.18.09.14)

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: REMAINDER OF ERF 1857 LOUIS TRICHARDT EXTENSION 2 TOWNSHIP (E 1857/R & 15/3/8)

RESOLVED B.91.25.09.14 –

THAT the application submitted by K. Barkhuizen for the purpose of a Granny Flat on the remainder of erf 1857 Louis Trichardt Township extension 2, 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. No building or alteration operations may commence without approved building plans.
3. All costs that may arise as a result of this approval are for the account of the applicant.
4. 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.
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. The elevation treatment of the buildings should maintain a Residential 1 character and appearance complementary to the environment.
8. The total floor area of the Granny Flat must not exceed 70 m².
9. The approval is further subject to the following conditions:

9.1 **Electricity:** Erf 1857/R, Louis Trichardt has an existing electricity supply capacity of 16 kVA single phase. No extra connection will be allowed.

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:

- (i) 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
- (ii) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (iii) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (iv) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- (v) Before commencement of any work the electrical contractor must register with the municipality.

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

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

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

ITEM B.92.25.09.14 (originally B.92.18.09.14)**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE FOR KIOSK: PORTION 14 OF ERF 2492, LOUIS TRICHARDT EXTENSION 4 TOWNSHIP (E 2492/14 & 15/3/8)**

RESOLVED B.92.25.09.14 –

THAT the application submitted by Patel Dharmistha Vallabhbai for the purpose of obtaining consent to operate a kiosk on Portion 14 of Erf 2492 Louis Trichardt Extension 4 Township be disapproved in terms of Clause 20.1 of the Makhado Land-use Scheme 2009, subject to the following reason:

Garage cannot be utilized as a Kiosk as it is attached to the main house and opposes the definition thereof as defined by Makhado Land Use Scheme, 2009 as follows: kiosk means a *building designed* and use for the preparation or retail sale of meals and refreshments as well as the retail sale of cold drinks, tobacco, reading material and sweets.

WrittenConsentPtn14Erf2492_itm

(DDP)

ITEM B.93.25.09.14 (originally B.93.18.09.14)**TOWN-PLANNING AND CONTROL:**

- 1. PROPOSED REZONING: PORTION 1 OF ERF 67 , LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR THE PURPOSE OF DEVELOPING DWELLING UNITS (AMENDMENT SCHEME NO. 127)**
- 2. SIMULTANEOUS APPLICATION FOR SPECIAL CONSENT TO RELAX DENSITY TO 65 UNITS PER HECTARE (E 67/1, 15/3/8 &15/4/2/2/1/359)**

RESOLVED B.93.25.09.14 –

THAT an application submitted by Developlan Pbg Inc. on behalf of their client Naomi Stander for rezoning of Portion 1 of Erf 67 be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) and simultaneous application in terms a Clause 22 of Makhado Land Use Scheme, 2009 to increase the permitted density from 45 to 65 units per hectare be approved in terms of Clause 20.1 of the Makhado Land Use Scheme, 2009, subject to the following conditions:

1. No development and/or construction shall take place on the erf before the promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” 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:** Portion 1 of Erf 67, Louis Trichardt has an existing electricity supply capacity of 37.5 kVA. As the Erf was subdivided years ago into two portions portion 1 is only entitled to have a 25 kVA 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 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:

- (i) 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
- (ii) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (iii) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (iv) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- (v) Before commencement of any work the electrical contractor must register with the municipality.

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

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

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

10. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
11. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
12. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.

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

RezoningPtn1Erf67LTTCause22_itm

(DDP)

ITEM B.94.25.09.14 (originally B.94.18.09.14)**TOWN-PLANNING AND CONTROL:**

- 1. REZONING OF ERF 650, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” (AMENDMENT SCHEME NO.129)**
- 2. PROPOSED SPECIAL CONSENT: RESIDENTIAL BUILDINGS FOR RENTAL PURPOSE**
(E 650 & 15/4/2/2//1/361)

RESOLVED B.94.25.09.14 –

THAT the application submitted by Land Development Services (LANDEVIS) on behalf of their clients Mulaudzi Thivhileli Aubrey and Mulaudzi Mushoni Tshifhiwa to rezone Erf 650, Louis Trichardt Township from “Residential 1” to “Residential 3” be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986), and special consent to erect residential buildings for rental purpose in terms of Clause 20.1 of the Makhado Land Use Scheme, 2009 subject to the following conditions:

1. No development and/or construction shall take place on the erf before the promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
8. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** Erf 650, Louis Trichardt 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, 80 amp three phase 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:

- (i) 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
- (ii) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (iii) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (iv) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- (v) Before commencement of any work the electrical contractor must register with the municipality by completing an Annexure 4.

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 if no payments for property rates were processed.

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

ITEM B.95.25.09.14 (originally B.95.18.09.14)**TOWN-PLANNING AND CONTROL:**

- 1. PROPOSED REZONING: ERF 966, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF DEVELOPING 13 DWELLING UNITS. (AMENDMENT SCHEME NO. 124)**
- 2. SIMULTANEOUS APPLICATION FOR SPECIAL CONSENT TO RELAX DENSITY TO 45 UNITS PER HECTARE
(E 966, 15/3/8 & 15/4/2/2/1/356)**

RESOLVED B.95.25.09.14 –

THAT an application submitted by Contemporary Town Planning Consultants (PTY) LTD on behalf of their client Ms. Shirindi Violet for rezoning of Erf 966 be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) and simultaneous application in terms of 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, subject to the following conditions:

1. No development and/or construction shall take place on the erf before the promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Open spaces for residents must be provided on the erf at a ratio of 39m² per dwelling unit.
8. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** Erf 966, Louis Trichardt has an existing electricity supply capacity of 37.5 kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 50 kVA may in any way be considered according to present status of the electricity supply scheme.

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

- (i) Application for additional electricity supply must be done by a professional electrical engineer. This engineer must in any way do the design of the electrical layout and supervise all installation work

- (ii) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (iii) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (iv) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- (v) Before commencement of any work the electrical contractor must register with the municipality

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

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

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

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

RezoningErf966LTTClause21-1_itm

(DDP)

ITEM B.96.25.09.14 (originally B.96.18.09.14)

**TOWN-PLANNING AND CONTROL: REZONING: PORTION 1 OF ERF 138, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “BUSINESS 2” FOR OFFICES (AMENDMENT SCHEME NO. 120)
(E 138/1, 15/3/8 & 15/4/2/2/1/352)**

RESOLVED B.96.25.09.14 -

THAT an application submitted by Kotze Theo Ernst of the firm DEVELOPLAN Pbg Inc. on behalf of their client Magwabeni Nditsheni George for rezoning of Portion 1 of Erf 138 be approved in terms

of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986), subject to the following conditions:

1. No development and/or construction shall take place on the erf before the promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 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**: Portion 1 of Erf 138, Louis Trichardt has an existing electricity supply capacity of 33 kVA. Should this capacity be insufficient, any additional supply would be subject to-

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

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

- (i) 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
- (ii) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (iii) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (iv) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- (v) Before commencement of any work the electrical contractor must register with the municipality

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

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

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

RezoningPortion1ofErf138LouisTrichardt_itm

(DDP)

ITEM B.97.25.09.14 (originally B.97.18.09.14)

TOWN-PLANNING AND CONTROL:

1. **PROPOSED REZONING: ERF 768, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” FOR THE PURPOSE OF TOWN HOUSES (AMENDMENT SCHEME NO. 110)**
2. **CLAUSE 21 APPLICATION FOR THE RELAXATION OF DENSITY TO 45 UNITS PER HECTARE (E768 & 15/4/2/2/1/342)**

RESOLVED B.97.25.09.14 –

THAT the application submitted by Developlan on behalf of their clients Nyiko Michael Nghatsane and Maria Solani Nghatsane to rezone Erf 768, Louis Trichardt Township from “Residential 1” to “Residential 2” for the purpose of town houses simultaneously with clause 21 application for the relaxation of density from 20 to 45 units per hectare be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) and clause 20.1 of Makhado Land Use Scheme, 2009, subject to the following conditions:

1. No building or alterations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “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 be less than 5,5m x 2,7m and

6,0m x 2,7m for parallel parking.

6. Engineering services contributions will be payable and will be calculated in accordance with Council's formula for such services.

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

7.1 **Electricity:** Erf 768, Louis Trichardt has an existing electricity supply capacity of 37.5 kVA. Should this capacity be insufficient, any additional supply would be subject to-

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

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

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

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

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

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

8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
9. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.

12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
13. 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.

RezoningErf768LTT_itm

(DDP)

ITEM B.98.25.09.14 (originally B.98.18.09.14)

TOWN-PLANNING AND CONTROL: ENVIRONMENTAL MANAGEMENT: DRAFT EIA REPORT: 250KM 400KV POWER LINE FROM BORUTHO S/S IN MOKOPANE TO BOKMAKIERIE S/S IN NZHELELE AND ASSOCIATED SUBSTATION WORKS TO ACCOMMODATE THE POWERLINE IN LIMPOPO (15/3/15)

RESOLVED B.98.25.09.14 –

THAT the draft EIA report for the ± 250km 400 kV power line from Borutho s/s in Mokopane to Bokmakierie s/s in Nzhelele and associated substation works to accommodate the power line in Limpopo is recommended for authorisation by EIA decision making authority which is Limpopo Economic Development Environmental and Tourism, subject to the following terms and conditions:

1. Nzumbululo Holdings (Pty) LTD submit Environmental Authorisation copy after a decision by LEDET.
2. Other legislative process for development proposal must be complied with.
3. In addition to the Electrical Regulation Act (Act no. 4 of 2006) in terms of section 46(2c) projects involving new generation capacity that is needed authorisation of exemptions in term of Nema (No. 107 of 1998) the proposed development (project) must align to the following objectives:
 - 3.1 Achieve the efficient, effective, sustainable and orderly development and operation of electricity in South Africa
 - 3.2 Ensure that the interests and needs of present and future electricity customers and end users are safeguarded and met, having regard to governance, efficiency, effectiveness and long term sustainability electricity supply.
 - 3.3 Facilitate investment in the electricity supply industry.
 - 3.4 Promote the use of diverse energy sources and energy efficiency and facilitate a fair balance between the interests of customers and users.
4. Affected Government Department, tribal authorities, game farmers, mining firms and private commercial industries and communal property association must be consulted through Public Participation Process (PPP) in terms of **EIA R543 OF 2010**.

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(DDP)

ITEM B.99.25.09.14 (originally B.99.18.09.14)**TOWN-PLANNING AND CONTROL: ENVIRONMENTAL MANAGEMENT: ENVIRONMENTAL IMPACT ASSESSMENT FOR THE PROPOSED 1x400KV TABOR-BOKMAKIRIE (NZHELELE) AND 4X250MVA 400KV/132KV NZHELELE MAIN TRANSMISSION STATION, LIMPOPO PROVINCE (15/3/15)**

RESOLVED B.99.25.09.14 –

THAT the draft EIA report for the proposed approximately 250km 400 kv power line from Borutho in Mokopane to Bokmakierie in Nzhelele and associated substation works to accommodate the power line in Limpopo is recommended for authorisation by EIA decision making authority which is Limpopo Economic Development Environmental and Tourism; subject to the following terms and conditions:

1. Lidwala Environmental and Planning Services submit Environmental Authorisation copy after a decision by LEDET.
2. All other legislative process for development proposal must be compiled with.
3. In addition the Electrical Regulation Act (Act no. 4 of 2006) in terms of section 46 (2c) projects involving new generation capacity that is needed authorisation of exemptions in term of Nema (No. 107 of 1998) the proposed development (project) must align to the following objectives:
 - 3.1. Achieve the efficient, effective, sustainable and orderly development and operation of electricity in South Africa
 - 3.2. Ensure that the interests and needs of present and future electricity customers and end users are safeguarded and met, having regard to governance, efficiency, effectiveness and long term sustainability electricity supply
 - 3.3. Facilitate investment in the electricity supply industry
 - 3.4. Promote the use of diverse energy sources and energy efficiency and facilitate a fair balance between the interests of customers and users.
4. Servitudes line must not contravene municipal policy
5. Affected Government Department, tribal authorities, game farmers, mining firms and private commercial industries and communal property association must be consulted through Public Participation Process in item of **EIA R543 OF 2010**.

DraftEIAPowerlineLidwala_itm

(DDP)

ITEM B.100.25.09.14 (originally B.100.18.09.14)**TOWN PLANNING AND CONTROL: DRAFT ENVIRONMENTAL IMPACT REPORT: PROPOSED MIXED DEVELOPMENT: PORTION OF REMAINING EXTENT FARM HOOGMOED 69 (15/3/15)**

RESOLVED B.100.25.09.14 –

THAT the draft Environmental Impact Report for the proposed mixed development of a portion of the farm of remaining extent of the farm Hoogmoed 69 LT within Makhado Local Municipality of

Vhembe District Municipality of Limpopo Province in 115.826 hectare land between Nkuzana and Majosi Village under ward 8 is recommended for authorisation by EIA decision making authority which is Limpopo Economic Development Environmental and Tourism, subject to the following terms and conditions:

1. Phaki Phakanani Environmental Consultants submit Environmental Authorisation copy after a decision by LEDET.
2. Other legislative process for development proposal must be complied with.
3. A community resolution in terms of IPILRA in the presence of representative of community structures and officials from RA & LR must be sought. A copy of community resolution must be submitted to the municipality for record purpose.
4. No development activity should take place under power line.
5. The impacts on the environment cause by proposed development are invasion (low) and mitigation measures must take into account as suggested on the Environmental Management Plan (EMP).
6. The copy of Record of Decision (ROD) from LEDET must be submitted to the municipality for Monitoring and Evaluation when activity started.
7. Affected tribal authorities and community must be consulted through Public Participation Process in terms of EIA R543 of 2010.

DraftEIAMixedDevelopmentFarmHoogmoed_itm

(DDP)

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10. PETITIONS

None

11. NEW MOTIONS

None

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The meeting was closed and adjourned at 15:35.

Approved and confirmed in terms of the provisions of section 27 of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) by a resolution of the Council passed at the meeting held on the first following ordinary Council meeting of 29 January 2015.

CHAIRPERSON

MDM/lh/CouncilMinutes_73