

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE SEVENTY FIFTH (75th) MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 30 APRIL 2015 AT 14:00 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, MAKHADO.

PRESENT

Councillors

BALOYI, N B
 DAVHANA, N D
 DU PLOOY, A
 GABARA, M J
 HLABIOA, M M
 HLUNGWANE, B F
 HLUNGWANI, K A
 KUTAMA, N
 LUDERE, R
 MACHETE, M S
 MADZHIGA, F N
 MAFHALA, N A
 MAHANI, M G
 MAHLADISA, S V
 MAKHUBELA, R T
 MAKHUVHA, V S
 MALANGE, T M
 MALIMA, M E
 MAPHAHLA, A Z
 MAPHALA, O S
 MASUKA, S
 MATHOMA, M P
 MATODZI, A M
 MATUMBA, T M
 MBOYI, M D

MMBADI, T A
 MOGALE, L B
 MPASHE, M
 MTHOMBENI, S Z
 MUDAU, T S
 MUKHAHA, A J
 MUKHARI, M F
 MULOVEDZI, M D
 MUNYAI, N S
 MUTAVHATSINDI, F D
 NDZOVELA, M G
 NELUVHOLA, A T
 NEMAFHOHONI, M G
 NGOBENI, N E
 NKANYANE, R G
 RASIMPHI, M P
 REKHOTSO, S M
 RIKHOTSO, F J
 SELEPE, M R
 SINYOSI, S M
 THANDAVHATHU, R
 TSHAVHUYO, T G
 TSHILAMBYANA, M S
 UNDERWOOD, J P

Traditional Leaders

None

Officials

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

* * * *

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 30 April 2015 to Cllrs N P Balibali, S R Baloyi, M M Lerule-Ramakhanya, M R Magada, N J Matumba, M P Mazibuko, T M Mutele, T J Mamafha, T C Mamafha, M S Mamatsiari, P F Mashimbye, L M Mathalise, H F Mathavha, S D Ramudzuli, D T Ratshikuni, M Q Ratshivhombela and M J Shandukani.
2. THAT it be noted that the following councillors were absent from the meeting without leave of absence in accordance with the provisions of clause 5(1)(a) of the Council's Rules and Orders published under Provincial Gazette Notice no. 1391 dated 31 August 2007 in respect of the Council meeting held on 30 April 2015:
Cllrs N F Chililo, E H Ludere, V S Luduvhungu, F F Madavhu, M R Madzivhandila, M T Ndwammbi, T P Netshivhulana, R Malange and T P Mamorobela, as well as Traditional Leaders, Khosi R H Sinthumule, 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 S T Mukhari and Khosi V C Ramabulana.

3. OFFICIAL ANNOUNCEMENTS

- 3.1 The Speaker, Cllr L B Mogale mentioned that Cllr S D Ramudzuli was not in good health. Councillors took note accordingly.
- 3.2 Cllr F D Mutavhatsindi announced that Cllr M P Mazibuko appeared to be absent from most Council meetings and requested the Speaker to investigate this absence.
- 3.3 The Speaker, Cllr L B Mogale announced that the following Councillors were invited to attend Councillors Development Programme (CDP) arranged for 4 to 8 May 2015 at 09:00 at Makhado Library Activity Room: Cllr S V Mathladise, Cllr V S makhuvha, Cllr T M Mutele, Cllr A T Neluvhola, Cllr A Z Maphahla, Cllr H F Mathavha, Cllr M G Nemafhohoni, Cllr T C Mamafha, Cllr A M Matodzi, Cllr M S Tshilambyana, Cllr M R Selepe, Cllr V S Luduvhungu, Cllr M F Mukhari, Cllr F F Madavhu, Cllr L M Mathalise, Cllr M P Rasimphi and Cllr M S Mamatsiari.
- 3.4 Quarterly Report about activities of the VDM by Cllr N S Munyai:

“Madam Speaker, his worship the Mayor, Chief Whip, Councillors, Administrative Component led by the Municipal Manager, our honourable chiefs and the house in general, on behalf of Councillors representing Municipality in the Vhembe District Municipality (VDM), I would like to thank you for the opportunity afforded to me to report on our quarterly activities undertaken on behalf of Council.

Madam Speaker, in an attempt to address AG Audit Report, the Council has resolved to hold Council Meetings every month and we have since then held two Ordinary

Council Meetings, i.e. 28th of February 2015 and 31st of March 2015, and four Special Council Meetings, i.e. 31st of January 2015, 23rd of February 2015, 25th April 2015 and 29th of April 2015 at VDM Council Chamber wherein amongst others, Secondment of the Acting Municipal Manager, commencement of the disciplinary processes against the CFO, Section 72 report and report on Audit Action Plan have been considered.

We had a visit by Health Minister on the 6th of February 2015 at 09:00 at Makhado Dzanani dealing with health related matters. A public hearing on Annual Report for 2013/14 financial year was held on the 17th of March 2015 at 10:00 Vhembe Council Chamber. Imbizo feedback session was held at Madimbo Community Hall in Musina on the 9th of April 2015 at 10:00. Arrive Alive closing ceremony was held at 10:00 at Makhado Show Ground Hall on the 6th of April 2015.

Madam Speaker, we had successful public consultation meetings in all our four Local Municipalities starting with Mutale and Musina Local Municipalities on the 8th of April 2015 at 09:00 and 18:30 respectively. We went to Thulamela Local Municipality on the 10th of April 2015 ended up with Makhado Local Municipality on the 16th of April 2015 at 10:00 at Makhado Show Ground Hall. The purpose of the public consultation meetings were to deal with 2015/16 draft IDP and Budget Review.

Municipal Demarcation Board held a public hearing meeting on the 21st of April 2015 at 10:00 at Thohoyandou Indoor Sports Centre on the determination and redetermination of municipal boundaries taking into consideration the disestablishment of Mutale Local Municipality with a view to optimising financial viability in all municipalities around Vhembe District. Submissions have been made from various stakeholders and the Municipal Demarcation Board is going to make its determination which will thereafter be published in a Government Gazette wherein objections within 30 days of its publication shall be invited and thereafter the Board will publish its final determination in the Government Gazette.

In conclusion, Madam Speaker, our District is continuously losing valuable leaders of society as well as Government and amongst them is the passing away of Minister of Public and Administration answered by the name of Collins the animal Chabane, who was also followed by Hosi Xikundu of Xikundu Village. May their souls rest in peace. I thank you."

3.5 Quarterly report about activities of the Expanded Public Works Programme (EPWP) by Cllr S M Sinyosi.

Cllr S M Sinyosi reported that:

- Rehabilitation of streets in Eltivillas Business Area Phase 2A, target was 25 and achieved 28.
- Rehabilitation of streets in Eltivillas Business Area Phase 2B, target was 30 and achieved 30.
- Mphaila Access Road and Bridge, target was 30 and achieved 35.
- Tshikota Cemetery Access and Ring road, target was 30 and achieved 35.
- Vuwani Sports Facility, target was 20 and achieved 10.
- Bungeni Sports Facility, target was 20 and achieved 15.
- Sereni to Mashamba Post Office, target was 25 and achieved 30.
- Makhado New Landfill Site, target was 19 and achieved 12.

She further reported that the overall EPWP target was 648 and the total achieved was 334.

She further presented Coghsta Community Workers Programme for Pilot Wards and Employment Statistics as follows:

| WARD | REGION | NO. OF BENEFICIARIES |
|--------------|----------|----------------------|
| 1 | Vuwani | 89 |
| 2 | Vuwani | 90 |
| 8 | Waterval | 146 |
| 10 | Waterval | 147 |
| 24 | Kutama | 39 |
| 25 | Kutama | 120 |
| 26 | Kutama | 119 |
| 36 | Dzanani | 147 |
| 37 | Dzanani | 153 |
| TOTAL | | 1042 |

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 29 January 2015:

| | |
|------------------------|------------------|
| Cllr A K Hlungwani | 2 February 2015 |
| Cllr V S Luduvhungu | 2 February 2015 |
| Cllr E H Ludere | 2 February 2015 |
| Cllr N S Munyai | 2 February 2015 |
| Cllr M P Mazibuko | 4 February 2015 |
| Cllr M G Mahani | 9 February 2015 |
| Cllr P F Mashimbye | 11 February 2015 |
| Cllr D T Ratshikuni | 15 February 2015 |
| Cllr T A Mmbadi | 23 February 2015 |
| Cllr M E Malima | 28 February 2015 |
| Cllr L M Mathalise | 2 March 2015 |
| Cllr T J Mamafha | 3 March 2015 |
| Cllr M D Mulovhedzi | 3 March 2015 |
| Cllr R Malange | 6 March 2015 |
| Cllr M P Rasimphi | 4 April 2015 |
| Cllr B F Hlongwane | 7 April 2015 |
| Cllr T P Mamorobela | 12 April 2015 |
| Cllr S Masuka | 15 April 2015 |
| Cllr T P Netshivhulana | 17 April 2015 |
| Cllr M T Matumba | 24 April 2015 |

5. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY COUNCILLORS

- 5.1 Cllr R Ludere proposed congratulations to the President of South Africa, Honourable Jacob Zuma for clarifying xenophobia attacks at the SADC meeting when he stated that it was an African problem to be resolved by African people.
- 5.2 Cllr T G Tshavhuyo proposed congratulations to communities who in large numbers attended the meeting of re-determination of municipal boundaries at Thohoyandou Indoor Sports Hall on Tuesday, 21 April 2015.
- 5.3 Cllr T G Tshavhuyo proposed congratulations to the Council of Churches who arranged a memorial service for the Mozambique citizen, who was killed at Alexandra in a criminal attack.
- 5.3 Cllr R Makhubele proposed condolences to the bereaved family of Hosi Chabani of Chabani Village whose mother passed away on Saturday 25 April 2015.

6. CONFIRMATION OF MINUTES

6.1 REMARK:

Upon proposal by Cllr M P Mathoma, duly seconded by Cllr M T Matumba, it was -

RESOLVED -

THAT the minutes of the 74th meeting of the Council held on 29 January 2015, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson, with the following amendment:

Page 2, Item 2, Paragraph 2

The name "Hosi M S Bungeni" in the 6th line be deleted.

6.2 REMARK:

Upon proposal by Cllr R Ludere, duly seconded by Cllr M D Mmboyi, it was -

RESOLVED -

THAT the minutes of the 95th Special meeting of the Council held on 23 February 2015, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson, with the following amendment:

Page 2, Item 2, Paragraph 2

The name "Hosi M S Bungeni" in the 1st line be deleted.

6.3 REMARK:

Upon proposal by Cllr F N Madzhiga, duly seconded by Cllr N E Ngoben, it was -

RESOLVED -

THAT the minutes of the 96th Special meeting of the Council held on 11 March 2015, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson, with the following amendment:

Page 2, Item 2, Paragraph 2.

The name "Hosi M S Bungeni" in the 1st line be deleted.

6.4 REMARK:

Upon proposal by Cllr M G Mahani, duly seconded by Cllr M P Mathoma, it was -

RESOLVED -

THAT the minutes of the 97th Special meeting of the Council held on 30 March 2015, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson, with the following amendments:

Page 2, Item 2, Paragraph 2.

The name "Hosi M S Bungeni" in the 1st line be deleted.

Page 3, paragraph 5.4

The word “Nzhakanzhaka” be corrected to read “Njhakanjhaka”

6.5 REMARK:

Upon proposal by Cllr O S Maphala, duly seconded by Cllr M G Gabara, it was -

RESOLVED -

THAT the minutes of the 98th Special meeting of the Council held on 14 April 2015, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson, with the following amendment:

Page 2, Item 2, Paragraph 2.

The name “Hosi M S Bungeni” in the 1st line be deleted.

7. QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN

None

8. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETING

None

9. REPORT OF COUNCIL COMMITTEES: APRIL 2015

9.1 Report of the Executive Committee in terms of section 59(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the months of February to April 2015

Report of the 366th Executive Committee meeting held on 19 February 2015 (*was considered at the 95th Special Council meeting of 23 February 2015*)

Report of the 367th Executive Committee meeting held on 23 February 2015 (*was considered at the 95th Special Council meeting of 23 February 2015*)

Report of the 368th Executive Committee meeting held on 27 March 2015(*was already considered at the 97th Special Council meeting of 30 March 2015*)

Report of the 369th Executive Committee meeting held on 11 March 2015 (*was already considered at the 96th Special Council meeting of 11 March 2015*)

Report of the 370th Executive Committee meeting held on 30 March 2015 (*only approval of minutes*)

Report of the 371st Executive Committee meeting held on 10 April 2015

Report of the 372nd Executive Committee meeting held on 14 April 2015 (*was already considered at the 98th Special Council meeting of 14 April 2015*)

Report of the 373rd Executive Committee meeting held on 23 April 2015

Report of the 374th Executive Committee meeting held on 30 April 2015

(REMARK:

Item A.9.23.02.15 to A.12.23.02.15 was already considered at the 95th Special Council meeting held on 23 February 2015 and Item A.13.30.03.15 to item A.14.30.03.15 was already considered at the 97th Special Council meeting held on 30 March 2015)

ITEM A.15.30.04.15 (originally A.15.26.03.15)**COUNCIL COMMITTEES: RETURN OF ATTENDANCE OF MEETINGS OF COUNCIL AND ITS COMMITTEES – JULY 2014 TO SEPTEMBER 2014 – QUARTER 1, 2014/2015 FINANCIAL YEAR
(4/1/B & 10/1/5/1)**

RESOLVED A.15.30.04.15 (COUNCIL) -

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

| DATE 2014 | NUMBER OF PORTFOLIO COMMITTEES' MEETINGS | NUMBER OF EXECUTIVE COMMITTEE MEETINGS | NUMBER OF COUNCIL MEETINGS |
|------------------|---|---|-----------------------------------|
| July | 5 (1 meeting did not form a quorum) | 3 | 1 |
| August | 16 (5 meetings did not form a quorum) | 2 | 1 |
| September | 9 (3 meetings did not form a quorum) | 1 | 1 |
| TOTAL | 30 (9 meetings [27%] did not form a quorum) | 6 | 3 |

(DCS)

2. THAT note be taken of the *Return of Attendance of meetings by councillors* for the period 1 July 2014 to 30 September 2014 more fully recorded in the report in this regard. (DCS)
3. THAT all councillors who were absent from 3 or more consecutive meetings of Council and its committees be notified to appear before an enquiry to be conducted by the Rules and Ethics Committee. (DCS)

Return of Attendance Q1 of 2014-2015(2)

ITEM A.16.30.04.15 (originally A.16.26.03.15)**COUNCIL COMMITTEES: RETURN OF ATTENDANCE OF MEETINGS OF COUNCIL AND ITS COMMITTEES – OCTOBER TO DECEMBER 2014 – QUARTER 2, 2014/2015 FINANCIAL YEAR
(4/1/B & 10/1/5/1)**

RESOLVED A.16.30.04.15 (COUNCIL) -

1. THAT note be taken of the number of meetings held by Council and its Committees for the period 1 October 2014 to 31 December 2014 as follows:

| DATE 2014 | NUMBER OF PORTFOLIO COMMITTEES' MEETINGS | NUMBER OF EXECUTIVE COMMITTEE MEETINGS | NUMBER OF COUNCIL MEETINGS |
|------------------|--|---|-----------------------------------|
| October | 5 | 2 | 1 |
| November | 15 (3 meetings did not form a quorum) | 2 | 1 |
| December | 1 | 1 | 1 |
| TOTAL | 21 (3 meetings [7%] did not form a quorum) | 5 | 3 |

(DCS)

2. THAT note be taken of the *Return of Attendance of meetings by councillors* for the period 1 October 2014 to 31 December 2014 more fully recorded in the report in this regard.
(DCS)
3. THAT all councillors who were absent from 3 or more consecutive meetings of Council and its committees be notified to appear before an enquiry to be conducted by the Rules and Ethics Committee.
(DCS)

Return of Attendance Q2 of 2014-2015(2)

(REMARK:

Item A.17.23.02.15 to A.18.23.02.15 was already considered at the 95th Special Council meeting held on 23 February 2015)

ITEM A.19.30.04.15

**TRAINING: PHASE 3 - EXPANDED PUBLIC WORKS PROGRAMME (2014/15 – 2018/19):
RATIFICATION OF AGREEMENT
(5/4/2; 13/4)**

RESOLVED A.19.30.04.15 (COUNCIL) -

1. THAT the Council ratifies the signing of the Municipal Implementation Protocol Agreement entered by and between Makhado Local Municipality and the Minister of Public Works; MEC of Public Works, Roads and Infrastructure, Limpopo and MEC of Co-operative Governance, Human Settlement and Traditional Affairs on Phase 3 of the Expanded Public Works Programme (EPWP) for the 2014/15 to 2018/19 period.
(DCS)
2. THAT Cllr S M Sinyosi be appointed as the portfolio councillor to co-ordinate and lead Expanded Public Works Programme (EPWP) in the Municipality.
(DTS)
3. THAT Expanded Public Works Programme (EPWP) be a standing item in all ordinary meetings of Council.
(DCS/DTS)
4. THAT the 2015/16 Organizational structure include a post of EPWP Co-ordinator who will promote, manage and monitor EPWP activities continuously in the interest of the Municipality since it was being reported in Provincial Forums of Technical Services that the Makhado Municipality was not maximizing benefits from EPWP; and that in the meantime an official be designated to on temporary basis be responsible for EPWP coordination.
(DTS)

AgreementEPWP_itm

ITEM A.20.30.04.15**FINANCES: PROCUREMENT: IRREGULAR EXPENDITURE REPORTING IN TERMS OF MUNICIPAL FINANCE MANAGEMENT ACT, 2003 SECTION 32: TENDER NO. 1 OF 2013: 2013/14 FINANCIAL YEAR
(10/1/5/2; 6/1/2/1; 6/13/1/1/1)**

RESOLVED A.20.30.04.15 (COUNCIL) -

1. THAT Council review items and reasons provided for Council to condone expenditure and further recommendation to Municipal Public Account Committee (MPAC) where required with regard to Tender 1 of 2013 and the related irregular expenditure as recorded in the Notes to the AFS for the 2013/14 financial year. (CFO)
2. THAT a letter be submitted to National Treasury that Council has considered the items relating to Section 32 non-compliance and have evaluated reasons for condonation. (CFO)
3. THAT should Council after its analysis not condone, and National Treasury approval of the non-compliance aspect to the MFMA not be acquired, the relevant item will continue to be disclosed as irregular expenditure in the financial statements for 2013/14. (CFO)
4. THAT it be noted that should a contract be identified as irregular expenditure from supply chain process, in one (1) financial year all continued expenditures in that contract must be reported as irregular expenditure. (CFO)
5. THAT Council in terms of the provisions of section 32 of Municipal Finance Management Act, 2003 considers this request to condone the expenditure under Tender 1 of 2013. (CFO)

IrregularExpenditureTender1of2013_itm

ITEM A.21.30.04.15**FINANCES: REQUEST FOR CONDONEMENT OF FRUITLESS AND WASTEFUL EXPENDITURE
(6/1/2/1; 6/13/1/1/1)**

RESOLVED A.21.30.04.15 (COUNCIL) -

1. THAT Council condone in terms of the provisions of section 32 of the Local Government Municipal Finance Management Act, 2003 the fruitless and wasteful expenditure of R910,853.37 which was incurred due to late payment of Eskom and Telkom accounts in the respective amounts and for the reasons as more fully set out in the report during the 2013/14 financial year. (CFO)
2. THAT the matter of late payment of Telkom accounts must be investigated to determine why it is paid late and finding must be reported to the first following Executive Committee meeting.

FruitlessExpenditureEskom_itm

(DCS)

ITEM A.22.30.04.15**FINANCES: REQUEST FOR CONDONEMENT OF UNAUTHORISED EXPENDITURE :
2013/14 FINANCIAL YEAR
(6/1/2/1; 6/13/1/1/1)**

RESOLVED A.22.30.04.15 (COUNCIL)-

1. THAT Council in terms of the provisions of section 32 of the Local Government: Municipal Finance Management Act, 2003 write off the unauthorised expenditure recorded under item 49 of the Notes to the Annual Financial Statements in the amount of R 4,384,000.00 in respect of the 2013/14 financial year. (CFO)
2. THAT all Heads of Departments must exercise due care to manage and control overtime work in such a way to prevent abuse thereof. (ALL DIRS)

UnauthorisedExpenditure_itm

ITEM A.23.30.04.15**FINANCE: ASSESSMENT OF CONTRACTED SERVICE PROVIDERS 2014/15:
PERFORMANCE OF SERVICE PROVIDERS (2nd QUARTER)
(10/1/5/2)**

RESOLVED A.23.30.04.15 (COUNCIL) -

1. THAT in terms of clause 116 of the Municipal Finance Management Act, Act no. 56 of 2003, assessment report of contracted service providers be noted and adopted by the Council. (CFO)
2. THAT Executive Committee members perform an inspection in loco of all projects recorded in the report in this regard before end April 2015. (DCS)

AssessmentServicesProvidersQ2_itm

(REMARK: Items A.24.11.03.15 to A.26.11.03.15 was considered at the 96th Special Council meeting held on 11 March 2015 and Items A.27.30.03.15 to A.39.30.03.15 was considered at the 97th Special Council meeting held on 30 March 2015)

ITEM A.40.30.04.15**COUNCIL LAND: PROPOSED TEMPORARY UTILIZATION: PORTION OF ERF 1309,
HA-TSHIKOTA (VLEYFONTEIN) TOWNSHIP
(7/4/1/1)**

RESOLVED A.40.30.04.15 (COUNCIL)

THAT the application for temporary utilisation of portion of erf 1309, Ha-Tshikota (Vleyfontein) Township for agricultural purpose 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 lease (a portion of erf 1309 measuring 5ha), Ha-Tshikota (Vleyfontein) Township be advertised in a local newspaper for comments and objections if any, and
2. The sub-divisional diagram not for registration and approval by the Surveyor General be drawn by the Local Municipal Survey Technician,
3. A portion of erf 1309, measuring 5ha, Ha-Tshikota (Vleyfontein) Township be leased at a market related rental amount performed by a registered professional valuer which will serve as rental amount for the property,
4. The standard conditions for the lease of municipal land will further apply,
5. The standard Deed of Lease agreement be made and entered into by and between Makhado Local Municipality and Ms M T D Lebopa,
6. 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 relevant to the advertisements and valuation.
7. The approval is further subject to the following conditions:
 - 7.1 **Electricity:** Eskom is the supplier of electricity.
 - 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.

TemporaryUseErf1309Tshikota_itm

(DDP)

ITEM A.41.30.04.15

COUNCIL LAND: PROPOSED ERECTION OF WEATHER STATION AT ERF NO. 925, (VUWANI TOWN HALL), VUWANI EXTENSION 1 TOWNSHIP (7/4/1/3)

RESOLVED A.41.30.04.15 (COUNCIL)

THAT Council approves the request received from Dr Mokhele Moeletsi on behalf of the Agriculture Research Council to erect a Weather Station at erf number 925 Vuwani Town Hall, situated at Vuwani Extension 1 Township with the following conditions:

1. Council to sign the Memorandum of Understanding with the Agricultural Research Council that it will impose weather related knowledge to members of the Community, particularly students who are doing Geography, Climatology as a subject or a course at Primary, Secondary and other institutions of higher learning.
2. The intention to lease the land for erection of the weather station on Municipal land be advertised in local newspapers for comments / objections if any.

3. A market related rental for the lease be determined by a Professional Valuer.
4. The duration of the lease be for three (3) years with a renewal option and the rental fee be escalated at the beginning of each financial year.
5. The Applicant be informed in terms of the provision of 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 they will bear the costs relevant to the advertisements and valuation.
6. The approval is further subject to the following conditions:
 - 6.1 **Electricity:** Electricity is supplied by Eskom.
 - 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.

WeatherStationErf925Vuwani_itm

(DDP)

(REMARK: Items A.42.14.04.15 to A.43.14.04.15 was considered at the 98th Special Council meeting held on 14 April 2015)

ITEM A.44.30.04.15

FINANCES: MID YEAR STOCK COUNTING REPORT 2014/15 (8/1/1)

RESOLVED A.44.30.04.15 (COUNCIL) –

THAT the mid-year stock report for the 2014/2015 financial year be adopted by Council.

MidYearStockReport2014-2015_itm

(CFO)

ITEM A.45.30.04.15

REPORTING: WARD COMMITTEE'S ACTIVITIES: QUARTER 2, 2014/2015 FINANCIAL YEAR (10/1/5/1)

RESOLVED A.45.30.04.15 (COUNCIL) -

1. THAT Council considers the report of the Ward Committee activities for Quarter 2 of the 2014/15 financial year. (DCS)
2. THAT the report in paragraph 1 above must also contain the Ward Councillors report on the quarterly ward based community public participation meetings that were held in their respective wards and the Office of the Speaker should monitor compliance. (DCS)

WardCommitteesQ2 2014-2015_itm

ITEM A.46.30.04.15**PERSONNEL: EMPLOYEES ASSISTANCE PROGRAMME: PARTICIPATION IN SOUTHERN AFRICA INTER-MUNICIPAL GAMES: LESOTHO (MASERU CITY COUNCIL)
(12/3/3/78)**

RESOLVED A.46.30.03.15 (COUNCIL) -

THAT Council considers invitation from South African Inter Municipal Sport Association, attached as Annexure to the report in this regard, and if approved, it be subject to the following conditions:

1. Permission is granted that sixty seven (67) non-essential services personnel participate in the South African Inter-Municipal Games to be held at Maseru City Council (Lesotho) for the period 19 to 26 September 2015.
2. Special leave be granted to sixty seven (67) staff members referred to in paragraph 1 above for the period 19 to 26 September 2015.
3. Council is requested to pay for accommodation, transport fees by bus to and from the location, promotional materials and 400 bottles of water be procured in order to help players in the field of play.
4. One Council vehicle be available to carry sports equipment's and outfits.
5. The Sports Committee delegates two team managers since they are supposed to arrive two days before the games to deal with accreditation and to attend organizing meetings.
6. Council delegates five (5) Councillors comprising of one (1) Section 79 Portfolio Chairperson and one (1) Section 80 Portfolio Chairperson of Corporate Services, one (1) Section 79 Portfolio Chairperson and one (1) Section 80 Portfolio Chairperson of Sports and Recreation, Arts and Culture and the Mayor together with two officials to officially represent our Municipality during the Games.

MunicipalGames2015_itm

(DCS)

ITEM A.47.30.04.15**COUNCIL COMMITTEES: SEPARATION OF POWERS: PHASE 1: IMPLEMENTATION OF THE MODEL
(4/1/B)**

RESOLVED A.47.30.04.15 (COUNCIL) -

1. THAT note be taken of the report of implementing the model for separation of powers as arranged by paragraph 7 and 8 of Council Resolution A.52.1.08.11. (DCS)

2. THAT Council approves the implementation of a pilot project for the separation of powers in respect of Section 79 and 80 Committees with effect of 1 August 2015. (DCS)
3. THAT a steering committee be established to research all the elements of implementing the model for the separation of powers similar to the model which was implemented by Sekhukhune District Municipality as a pilot project of the National Department Corporate Governance and Traditional Affairs. (DCS)
4. THAT the project for separation of powers in paragraph 2 above be completed for final implementation by not later than 1 January 2016. (DCS)

SeparationPowersModel2015_itm

ITEM A.48.30.04.15

COUNCIL LAND: 99 YEAR LEASES: LOCAL AMATEUR SPORTING CLUBS: PROPOSED REVIEW – LEGAL OPINION (7/3/2/3)

RESOLVED A.48.30.04.15 (COUNCIL) -

1. THAT the report about the 99 years lease term agreements of eleven (11) respective local amateur sporting clubs be noted by Council. (DCS)
2. THAT the Municipality must engage the respective local amateur sporting clubs to accommodate other sports clubs when they want to use those sporting facilities. (DDP)
3. THAT all eleven (11) respective local Amateur Sporting Clubs referred to in paragraph 1 above be invited to make a presentation to the Executive Committee on transformation and integration of users of the sporting facilities. (DDP)

99YearLeaseOpinion

ITEM A.49.30.04.15

REPORTING: NATIONAL STRATEGY FOR SERVICE DELIVERY: BACK TO BASIC ACTION PLAN (2/5; 10/1/4/1)

REMARK:

This report was referred from B.19.23.04.15.

RESOLVED A.49.30.04.15 (COUNCIL) –

1. THAT Council approves the Back to Basics Action Plan as submitted by Performance Management Unit and attached to the report in this regard as Annexure B, and further takes note that monthly progress reports of the actions will be submitted to the Department of Cooperative Governance and Traditional Affairs. (MM/ALL DIRS)

2. THAT the Municipality facilitates the official forming of a Traditional Leaders' Forum as a matter of urgency. (DCS)

3. THAT a session be organised for all Councillors to be trained and informed about Back to Basic Action Plan. (MM)

B2BActionPlan_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 February 2015 to April 2015

Report of the 366th Executive Committee meeting held on 19 February 2015 *(was considered at the 95th Special Council meeting of 23 February 2015)*

Report of the 367th Executive Committee meeting held on 23 February 2015 *(was considered at the 95th Special Council meeting of 23 February 2015)*

Report of the 368th Executive Committee meeting held on 27 March 2015 *(was already considered at the 97th Special Council meeting of 30 March 2015)*

Report of the 369th Executive Committee meeting held on 11 March 2015 *(was already considered at the 96th Special Council meeting of 11 March 2015)*

Report of the 370th Executive Committee meeting held on 30 March 2015 *(only approval of minutes)*

Report of the 371st Executive Committee meeting held on 10 April 2015

Report of the 372nd Executive Committee meeting held on 14 April 2015 *(was already considered at the 98th Special Council meeting of 14 April 2015)*

Report of the 373rd Executive Committee meeting held on 23 April 2015

Report of the 374th Executive Committee meeting held on 30 April 2015

ITEM B.9.27.03.15

**TOWN-PLANNING AND CONTROL: SUBDIVISION OF PORTION 4 OF FARM SILOAM NO. 199 MT
(15/3/15)**

RESOLVED B.9.27.03.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Fulwana Planning Consultants on behalf of Malnet Holdings (Pty)Ltd to subdivide portion 4 of the Farm Siloam No 199 MT, Siloam Village into two (2) portions be approved in terms of section 92(2)(a) of the Town-planning and Townships Ordinance, 1986 (Ord 15 of 1986) subject to the following conditions:

1. The subdivision must comply with the conditions of establishment
2. 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.
3. Servitude of 2m wide shall be provided for any other related services along any boundary other than a street boundary where such services are installed or planned to be installed
4. 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.
5. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
6. The approval is further subject to the following conditions:
 - 6.1 Electricity: Portion 4 of the Farm Siloam 199 MT is in the Eskom area of supply
 - 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.

(DDP)

ITEM B.10.09.04.15

TOWN PLANNING AND CONTROL: PROPOSED DEVELOPMENT: FILLING STATION AND MINI COMPLEX: HA-MASAKONA VILLAGE, FARM MORGENZON 94 LT (7/4/1/3 & 15/3/15)

RESOLVED B.10.09.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Rirothe Planning Consultants CC on behalf of their client Ramuthivheli Khelebe Isaac requesting Municipality's consent for the development of a Filling Station and mini-complex on part of the farm Morgenzon 94 LT, Ha-Masakona village be approved in principle subject to that:

1. A community resolution with the facilitation of the Department of Rural Development and Land Reform is conducted.
2. Site Development and building Plans must be 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:** This application is in the Eskom area of supply.
 - 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 if no payments for property rates were processed.

FillingStationHaMasakona_itm

(DDP)

ITEM B.11.09.04.15

TOWN-PLANNING AND CONTROL: PROPOSED REZONING: ERF 147, LOUIS TRICHARDT: "SPECIAL" TO "BUSINESS 1" - PLACE OF INSTRUCTION (AMENDMENT SCHEME NO. 156) (E 147, &15/4/2/2/1/388)

RESOLVED B.11.09.04.15 (EXECUTIVE COMMITTEE)

THAT an application submitted by Rirothe Planning Consultants on behalf of their client Vhembe College for Further Education and Training to rezone Erf 147 from "Special" to "Business 1" for the purpose of Place of Instruction 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 1” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:

7.1 **Electricity:**

Erf 147, Louis Trichardt has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-

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

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

- (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.

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. All costs that may arise as a result of this approval are for the account of the applicant.
9. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.

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

RezoningErf147LTT_itm

(DDP)

ITEM B.12.09.04.15

TOWN-PLANNING AND CONTROL: REZONING OF ERF 3438, LOUIS TRICHARDT EXTENSION 4 TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” (AMENDMENT SCHEME NO. 375) (E 3438 & 15/4/2/2//1/143)

RESOLVED B.12.09.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by KHT Town and Regional Planners on behalf of their client Soni Taramati Jummnadass to rezone Erf 3438, Louis Trichardt Extension 4 Township from “Residential 1” to “Residential 3” for the purpose of developing three (3) dwelling units be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986), subject to the following conditions:

1. No building or 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 be 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 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.

8. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
9. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
10. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
11. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
12. Open spaces for residents must be provided on the erf at a ration of 39m² per dwelling unit.
13. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.
14. The approval is further subject to the following conditions:
 - 14.1 **Electricity**: Erf 3438, Louis Trichardt Extension 4 has an existing electricity supply capacity of 16kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
 - (ii) Overall availability of capacity in the Municipality's electricity supply scheme.
 - (iii) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
 - (iv) 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.
 - 14.2 **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.
 - 14.3 **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.
 - 14.4 **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.13.09.04.15**TOWN-PLANNING AND CONTROL: PROPOSED**

- 1. REZONING: ERF 524, LOUIS TRICHARDT TOWNSHIP: “RESIDENTIAL 1” TO “BUSINESS 1” (AMENDMENT SCHEME NO. 153).**
- 2. CLAUSE 21 CONSENT: MAKHADO LAND USE SCHEME, 2009 : COMMERCIAL USE**
- 3. CONSOLIDATION: ERF 524 AND ERF 525, LOUIS TRICHARDT TOWNSHIP (E 524, E524; E525, 15/3/8 &15/4/2/2/1/385)**

RESOLVED B.13.09.04.15 (EXECUTIVE COMMITTEE)

THAT an application submitted by Pieterse Du Toit & Associates (PTY) LTD on behalf of their client Cashbuild South Africa (PTY) LTD for rezoning of Erf 524 Louis Trichardt Township and consolidate it with Erf 525 Louis Trichardt Township with a Simultaneous application in terms of clause 21 of Makhado Land Use Scheme, 2009 to utilize the property for commercial purposes be approved in terms of section 56(9) (a) and 92(2) (b) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) and clause 20.1 of the Makhado Land Use Scheme, 2009 subject to the following conditions:.

1. Site development plan must be submitted before any building plans can be approved.
2. No building or alterations may commence without approved building plans
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 1” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. All costs that may arise as a result of this approval are for the account of the applicant.
8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.

13. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
14. After approval of the application, the service accounts must be consolidated
15. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval.
16. Should there be a need for a notice board; a formal application for a notice board must be submitted to the Municipality.
17. The approval is further subject to the following conditions:
 - 17.1 **Electricity:** Erf 524 & Erf 525 have an existing electricity supply capacity of 16kVA & 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme.
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
 - (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme.

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

- (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.
- 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.

ITEM B.14.09.04.15**TOWN-PLANNING AND CONTROL:**

- 1. APPLICATION FOR REZONING OF ERF 773, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” (AMENDMENT SCHEME NO. 157)**
- 2. SIMULTANEOUS APPLICATION IN TERMS OF CLAUSE 21 OF MAKHADO LAND USE SCHEME, 2009 TO INCREASE THE PERMITTED DENSITY FOR 12 UNITS (E.773, 15/3/8 &15/4/2/2/1/389)**

RESOLVED B.14.09.04.15 (EXECUTIVE COMMITTEE)

THAT an application submitted by Land Development Experts (LANDEVs) on behalf of their client Ramagoma Mashudu Sophie for rezoning of Erf 773, Louis Trichardt from “Residential 1” to “Residential 2” and simultaneous application to relax permitted density from 1 dwelling to 12 dwelling units be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) be approved, subject to the following:

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 733 has an existing electricity supply capacity of 16kVA. 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.

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

ITEM B.15.09.04.15**TOWN-PLANNING AND CONTROL:**

1. **REZONING OF THE PART OF ERF 844 LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “BUSINESS 1”**
2. **REZONING OF THE PART OF THE REMAINDER OF ERF 845, LOUIS TRICHARDT TOWNSHIP FROM “BUSINESS 1” TO “RESIDENTIAL 1”**
3. **PROPOSED SUBDIVISION OF ERF 844 AND THE REMAINDER OF ERF 845 LOUIS TRICHARDT TOWNSHIP**
4. **PROPOSED CONSOLIDATION OF TWO PORTIONS BORDERING ON DE BEER STREET AND TWO PORTIONS BORDERING ON BURGER STREET, LOUIS TRICHARDT TOWNSHIP**

(E 844, E 854/R, 15/3/8 & 15/4/2/2/1/390)

RESOLVED B.15.09.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Developlan Pietersburg Incorporated on behalf of their clients Dercksen Cornelius Johannes and Dercksen Pieternella Johanna to rezone the part of erf 844 Louis Trichardt Township from “Residential 1” to “Business 1” and the part of the remainder of erf 845 , Louis Trichardt Township from “Business 1” to “Residential 1”; to subdivide erf 844 and the remainder of erf 845; and also to consolidate two portions bordering on De Beer Street and two portions bordering on Burger Street be approved in terms of section 56 (1)(b)(a) and Section 92(2)(a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) subject to the following conditions:

1. No development shall take place before promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the 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 be 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 applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** Erf 8454RE has an existing electricity supply capacity of 50kVA. This capacity must be divided between the two consolidated portions bordering De Beer Street and Burger Street.

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

- (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work.

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

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

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

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. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
- 11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
- 12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
- 13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
- 14. Open spaces for residents must be provided on the erf at a ration of 39m² per dwelling unit.
- 15. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval.
- 16. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
- 17. Each property must have its own electricity connection for which standard fees will be payable.
- 18. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
- 19. 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.
- 20. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
- 21. After approval of the application, the service accounts must be consolidated.

ITEM B.16.09.04.15**TOWN-PLANNING AND CONTROL:**

- 1. REZONING OF PORTION 3, 4, 7 AND 8 OF ERF 61 ELTI VILLAS TOWNSHIP FROM ‘INDUSTRIAL 2’ TO “SPECIAL” FOR OVERNIGHT ACCOMMODATION: MAKHADO AMENDMENT SCHEME NO. 86**
- 2. SIMULTANEOUS APPLICATION FOR CONSOLIDATION OF PORTION 3 WITH PORTION 8 AND PORTION 4 WITH PORTION 7 OF ERF 61 ELTI VILLAS (EE 61/3,4,7,8 & 15/3/8 & 15/2/2/1/318)**

RESOLVED B.16.09.04.15 (EXECUTIVE COMMITTEE)

THAT the Council in terms of section 56 (9)(a) and section 92(2)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approves the application received from Developlan on behalf of their client Madina Family Trust (1788/2005) to rezone Portion 3, 4, 7 and 8 of Erf 61, Elti Villas from “Industrial 2” to “Special” for Overnight Accommodation, and simultaneously consolidate portion 3 with portion 8 and portion 4 with portion 7 of Erf 61 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 “Special for Overnight Accommodation” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must be not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
7. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
8. The 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 approval is further subject to the following conditions:
 - 10.1 **Electricity:** Erf 61 portions 1,3,4 & 8 have each an existing electricity supply capacity of 50kVA. After consolidation, each of the two portions will have a capacity of 100kVA.

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.

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

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

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

RezoningPortions3 4 7&8Erf61_itm

(DDP)

ITEM B.17.09.04.15

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: PORTION 6 OF ERF 2727 LOUIS TRICHARDT EXTENSION 6 TOWNSHIP (E 2727/6 & 15/3/8)

RESOLVED B.17.09.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by OSGLO Architects for the purpose of the relaxation of the building line restriction from 5.0 m to 2.6 m and the south boundary line from 2 m to 0.83 m and the western boundary line from 2 m to 0.75 m on Portion 6 of Erf 2727, Louis Trichardt Township Extension 6 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. After approval, no other street boundary shall be relaxed on the subject property.
3. All costs that may arise as a result of this approval are for the account of the applicant.
4. The building plan for which the consent is granted must be submitted within 12 months.
5. If a building for which the consent has been granted is demolished, 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. The approved relaxation should be in accordance with the sketch plan submitted.
8. The approval letter must be attached when the building plan is submitted for approval.
9. The approval is further subject to the following conditions:
 - 9.1 **Electricity:** Erf 2727 portion 6 has an existing electricity supply capacity of 16kVA. No additional capacity will be made available.

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.

WrittenConsentPtn6Erf2727_itm

(DDP)

ITEM B.18.09.04.15

TOWN-PLANNING AND CONTROL: SUBDIVISION OF PORTION 85 OF THE FARM RONDEBOSCH NO. 287-LS (15/3/8 & 15/3/15)

RESOLVED B.18.09.04.15 (EXECUTIVE COMMITTEE)

THAT the Municipality does not have objection for the application submitted in terms of the Advertising on Roads and Ribbon Development Act, 1940 (Act 21 of 1940, Subdivision of Agricultural Land Act, 1970 (Act 70 of 1970) and also in terms of Transport (Coordination) Act, 1948 (44 of 1948) replaced by SA National Road Agency Limited and National road Act, 1998 (Act 7 of 1998) by Developlan Town and Regional Planners on behalf of their client Akoo Asiah to subdivide Portion 85 of the farm Rondebosch No 287-LS, subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Applicant must submit satisfactory proof that each proposed portion has its own sustainable potable water supply source that will provide sufficiently for the intended land use.
3. A standard electrical connection can be made available for the subdivided portion. The portion shall therefore have its own connection, meter point and electricity account with the new owner's name. A registered electrical contractor (registered 3 phase installation electrician) shall be appointed by the new owner to install test and certify the installation in terms with the OHS Act. The applicable tariff shall apply
4. Development on the proposed portions must comply with the Makhado Land Use Scheme, 2009 and may only be used accordance with its approved land use zone as determined by the Land Use Scheme.
5. In the event that new land rights except that of "agricultural" is proposed, proper Legislations must be followed and the application be submitted to relevant institution for comments.
6. The comments from Department of Roads and Transport must be obtained.
7. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
8. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.

9. The Department of Co-operative Governance, Human Settlements and Traditional Affairs must consent to this subdivision.
10. The approval is further subject to the following conditions:
- 10.1 **Electricity**: The proposed sub division will be subject to:
- 10.1.1 As the existing transformer will be situated on the remainder portion if the sub division is approved, then only the remainder will have an electricity supply of 1 x 25kva 3ph 22/.4kv at the mentioned GPS coordinates. (S 23.11260728, E 29.90366665)
- 10.1.2 Portion 1 and Portion 2 must have its own 3ph transformer (supply point) for each separate title and applications to this effect must be done and will be subject to:-
- (a) Overall availability of capacity in the Municipality's electricity supply scheme.
- (b) Only a maximum of 50kVA 3ph for each portion may be considered according to present status of the electricity supply scheme.

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

- i) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993.
- ii) Only a registered 3 phase installation electrician may be permitted to notify, install, test and certify the installation work, which must be submitted to Municipality.
- iii) Actual costs will be payable by the client upfront.

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

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

10.4 **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.

SubdivisionPortion85Rondebosch_itm

(DDP)

ITEM B.19.23.04.15

REPORTING: NATIONAL STRATEGY FOR SERVICE DELIVERY: BACK TO BASIC ACTION PLAN (2/5; 10/1/4/1)

REMARK:

This report was referred as item A.49.30.04.15.

ITEM B.20.23.04.15**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 248, HA-TSHIKOTA TOWNSHIP
(E 248 & 7/4/1/3)**

RESOLVED B.20.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Ndou Lubengo Samuel for the purpose of obtaining rights to operate a spaza shop on Erf 248, Ha-Tshikota Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. After approval, no other street boundary shall be relaxed on the subject property.
3. All costs that may arise as a result of this approval are for the account of the applicant.
4. If a building for which the consent has been granted is demolished, the approval will automatically be withdrawn without any notice.
5. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
6. The approved relaxation should be in accordance with the sketch plan submitted.
7. The approval letter must be attached when the building plan is submitted for approval.
8. The approval is further subject to the following conditions:
 - 8.1 **Electricity:** Erf 248, Ha-Tshikota falls in the ESKOM area of distribution.
 - 8.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 8.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 8.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.

Written Consent of erf248_itm

(DDP)

ITEM B.21.23.04.15**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 268 HA-TSHIKOTA TOWNSHIP
(E 268 & 7/4/1/3)**

RESOLVED B.21.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Thivheli Muladelo Esther for the purpose of Written Consent to Relax the Building lines on street boundary from 5 m to 4 m and from 2m to 1.5m on all other sides on Erf 268, Ha-Tshikota Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. That the relaxation should be in accordance with the sketch plan submitted to the municipality.

2. That the relaxation may not imply that the permitted maximum coverage can be exceeded and
3. That the approval and signed sketch plan be attached when the building plan is submitted for approval.
4. 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.
5. The approval is further subject to the following conditions:
 - 5.1 **Electricity:** Erf 268 Ha-Tshikota falls in the ESKOM area of distribution.
 - 5.2 **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.
 - 5.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 5.4 **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.

WrittenConsentE268_itm

(DDP)

ITEM B.22.23.04.15

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 409, HA-TSHIKOTA TOWNSHIP (E 409 & 7/4/1/3)

RESOLVED B.22.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Ramushweu N.D for the purpose of the relaxation of the building line restriction from 3.0 m to 1.44 m on Spilokon Street boundary and to obtain rights to operate a spaza shop on Erf 409, Ha-Tshikota Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. After approval, no other street boundary shall be relaxed on the subject property.
3. All costs that may arise as a result of this approval are for the account of the applicant.
4. If a building for which the consent has been granted is demolished, the approval will automatically be withdrawn without any notice.
5. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
6. The approved relaxation should be in accordance with the sketch plan submitted.
7. The approval letter must be attached when the building plan is submitted for approval.
8. The approval is further subject to the following conditions:
 - 8.1 **Electricity:** Erf 409 Ha-Tshikota falls in the ESKOM area of distribution.
 - 8.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

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

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

Written Consent of erf 409_itm

(DDP)

ITEM B.23.23.04.15

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 1256, HA-TSHIKOTA TOWNSHIP (E 1256 & 7/4/1/3)

RESOLVED B.23.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Magadagela N.V for the purpose of obtaining rights to operate a spaza shop on Erf 1256, Ha-Tshikota Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. After approval, no other street boundary shall be relaxed on the subject property.
3. All costs that may arise as a result of this approval are for the account of the applicant.
4. If a building for which the consent has been granted is demolished, the approval will automatically be withdrawn without any notice.
5. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
6. The approved relaxation should be in accordance with the sketch plan submitted.
7. The approval letter must be attached when the building plan is submitted for approval
8. The approval is further subject to the following conditions:
 - 8.1 **Electricity:** Erf 1256, Ha-Tshikota falls in the ESKOM area of distribution.
 - 8.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 8.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 8.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.

Written Consent of erf 1256_itm

(DDP)

ITEM B.24.23.04.15**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 902 MAKHADO-A TOWNSHIP
(E 902 & 7/4/1/4)**

RESOLVED B.24.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Lukhwareni Calvin Tshidino for the purpose of Written Consent to relax the side building line on the Western boundary from 2 m to 1,558 m on Erf 920 Makhado-A Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The relaxation should be in accordance with the sketch plan submitted to the municipality.
2. The relaxation may not imply that the permitted maximum coverage can be exceeded and
3. The approval and signed sketch plan be attached when the building plan is submitted for approval.
4. 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.
5. The approval is further subject to the following conditions:
 - 5.1 **Electricity:** Erf 902 Makhado-A Township falls in the ESKOM area of distribution.
 - 5.2 **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.
 - 5.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 5.4 **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.

WrittenConsentE902_itm

(DDP)

ITEM B.25.23.04.15**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 920 MAKHADO-A TOWNSHIP
(E 920 & 7/4/1/4)**

RESOLVED B.25.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Lukhwareni Calvin Tshidino for the purpose of Written Consent to Relax the Building lines on the Western and eastern boundaries from 2 m to 1 m on Erf 920 Makhado-A Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The relaxation should be in accordance with the sketch plan submitted to the municipality.
2. The relaxation may not imply that the permitted maximum coverage can be exceeded and

3. The approval and signed sketch plan be attached when the building plan is submitted for approval.
4. 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.
5. The approval is further subject to the following conditions:
 - 5.1 **Electricity:** Erf 920 Makhado-A Township falls in the ESKOM area of distribution.
 - 5.2 **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.
 - 5.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 5.4 **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.

WrittenConsentE920_itm

(DDP)

ITEM B.26.23.04.15

TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: ERF 14 ELIM-MPHENI TOWNSHIP (E 14 & 7/4/1/3)

RESOLVED B.26.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by PVT for the purpose of obtaining rights for Bookmaker, Totalisator and Limited Pay-out Machines "Place of Amusement" in Erf 14 Elim-Mpheni Township be approved in terms of Clause 21 of the Makhado Land-use Scheme, 2009 subject to the following conditions:

1. No development may commence without approved building plans.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The operation must comply with municipal by-laws.
4. 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
5. Any complaint that will be received because of the operation thereof, will be attended to and dealt with accordingly.
6. The approval is further subject to the following conditions:
 - 6.1 **Electricity:** Erf 14 Elim-Mpheni Township falls in the ESKOM area of distribution.
 - 6.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 6.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

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

Special Consent erf14 elim-mpheni_itm

(DDP)

ITEM B.27.23.04.15

TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: REMAINING EXTENT OF FARM SENTHIMULA'S LOCATION 291 LS, TSHIOZWI VILLAGE (7/4/13 & 15/3/15)

RESOLVED B.27.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Khongoloti Consultants CC for the purpose of obtaining rights for a Vodacom Cellular Telephone mast and Base Station on the Remaining extent of Farm SENTHIMULA'S LOCATION 291 LS, Tshiozwi village be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following conditions:

1. No development may commence without approved building plans.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The operation must comply with municipal by-laws and the National Building regulations.
4. 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
5. The approval is further subject to the following conditions:
 - 5.1 **Electricity:** Remaining extent of Farm Sinthumula's Location 291 LS, Tshiozwi village has no electricity supply. Only a maximum of 50kVA may 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.
- 5.2 **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.
- 5.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

5.4 **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.

6. The applicant must sign a lease agreement with the relevant Local Traditional Leader.

SpecialConsentVodacomMastTshiozwi_itm

(DDP)

ITEM B.28.23.04.15

**TOWN-PLANNING AND CONTROL: PROPOSED REZONING: PORTION 4, FARM BORNST 107 LS: AGRICULTURE TO INSTITUTIONAL: CEMETERY (AMENDMENT SCHEME NO. 139)
(15/3/15 & 15/4/2/2/1/347)**

RESOLVED B.25.23.04.15 (EXECUTIVE COMMITTEE)

THAT an application submitted by Davel Consulting Planners on behalf of their client Afrikaanse Protestantse Kerk Gemeente Dendron for rezoning of Portion 4 of the farm Bornst 107 LS 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 "Institutional" as the use zone.
5. Accessible parking space must be provided inside the property.
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. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
9. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
10. The applicant shall investigate and submit the necessary engineering geological report/s in order to show that the soil characteristics are suitable for cemetery and/ or that no contamination of ground water will occur before the cemetery may come into operation.
11. The applicant shall comply with the National Environmental Management Act, 1998 (Act No. 107 of 1998) prior to the erection of any and/ or use of the property for "Institution" purpose and the proof that the environmental legislation has been complied with together with the EIA report must be forwarded to the Municipality.
12. The applicant must comply with the requirements imposed by RAL

13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
14. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.
15. The approval is further subject to the following conditions:
 - 15.1 **Electricity:** Portion 4 of the Farm Bornst 107 LS falls in the ESKOM area of distribution.
 - 15.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 15.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 15.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.
16. The provisions of the Municipal Cemetery By-laws must be complied with as may be applicable.

RezoningPortion4ofthefarmBornst107LS_itm

(DDP)

ITEM B.29.23.04.15

**TOWN-PLANNING AND CONTROL: REZONING OF ERF 33, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “SPECIAL” FOR OFFICES (AMENDMENT SCHEME NO. 122)
(E 33; 15/3/8 & 15/4/2/2/1/354)**

RESOLVED B.29.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Developlan Pbg Inc. on behalf of their clients C L Jandrell Familie Trust to rezone Erf 33, Louis Trichardt Township from “Residential 1” to “Special” for offices be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

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

8.1 **Electricity:** Erf 33, Louis Trichardt has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-

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

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

- (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

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.

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

16. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval. (DDP)

RezoningErf33LouisTrichardt_itm

ITEM B.30.23.04.15

TOWN-PLANNING AND CONTROL:

- 1. PROPOSED REZONING: ERF 815, LOUIS TRICHARDT TOWNSHIP: RESIDENTIAL 1 TO RESIDENTIAL 2: DWELLING UNITS (AMENDMENT SCHEME NO. 115)**
- 2. PROPOSED CONSENT USE: DENSITY FROM 20 TO 45 UNITS PER HECTARE (E 815, 15/3/8 & 15/4/2/2/1/347)**

RESOLVED B.30.23.04.15 (EXECUTIVE COMMITTEE)

THAT an application submitted by Mukwevho Development Experts (Pty) Ltd on behalf of their client Mrs Hester Aletta Schoeman for rezoning of erf 815, Louis Trichardt be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) and simultaneous application in terms a Clause 21 of Makhado Land Use Scheme, 2009 to increase the permitted density from 20 to 45 units per hectare be approved in terms of Clause 20.1 of the Makhado Land Use Scheme, 2009:

1. No development and/or construction shall take place on the erf before the promulgation of the 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:** Erf 815, Louis Trichardt has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality’s electricity supply scheme.
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
 - (c) Only a maximum of 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

- (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.
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. (DDP)

RezoningErf815LTT_itm

ITEM B.31.23.04.15

TOWN-PLANNING AND CONTROL:

- 1. PROPOSED REZONING: REMAINDER OF ERF 838, LOUIS TRICHARDT TOWNSHIP: RESIDENTIAL 1 TO RESIDENTIAL 2 (AMENDMENT SCHEME NO. 108)**
- 2. PROPOSED CONSENT USE: INCREASE DENSITY TO 45 UNITS PER HECTARE (E 838, 15/3/8 &15/4/2/2/1/389)**

RESOLVED B.31.23.04.15 (EXECUTIVE COMMITTEE)

THAT an application submitted by Mukwevho Development Experts (Pty) Ltd on behalf of their client Simethi Azwifaneli Agnes for rezoning of Remainder of Erf 838, Louis Trichardt from “Residential 1” to “Residential 2” and simultaneous application in terms of clause 21 of the Makhado Land Use Scheme, 2009 to relax permitted density from 20 to 45 units per ha be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) and Clause 21 of the 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 838RE has an existing electricity supply capacity of 25kVA. Should this capacity be insufficient, any additional supply would be subject to-

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

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

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

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. All costs that may arise as a result of this approval are for the account of the applicant.
9. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
10. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.

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

Rezoning_clause21RemainderofErf838LouisTrichardt_itm

ITEM B.32.23.04.15

TOWN-PLANNING AND CONTROL: SUBDIVISION OF REMAINDER OF ERF 379 LOUIS TRICHARDT TOWNSHIP (15/3/8 & E 379/R)

RESOLVED B.32.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Geoland Surveys on behalf of their client Phineas Matodzi Raedani and Esther Alidzulwi Raedani to subdivide Remainder of erf 379, Louis Trichardt Township into Two (2) portions be approved in terms of section 92(2)(a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land Use Scheme.
4. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
5. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
6. The applicant will have to pay an amount of R 7 140.29 engineering services contributions for water and R 5 898.41 for sewer which will increase annually.
7. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.

8. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
9. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
10. The approval is further subject to the following conditions:
 - 10.1 **Electricity:** Remainder of Erf 379 Louis Trichardt Township has an existing electricity supply capacity of 16kVA. Only a 16kVA supply can be made available to each portion. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 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.
 - 10.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 10.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
 - 10.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.

SubdivisionRemainderErf379_itm

(DDP)

ITEM B.33.23.04.15

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 778 LOUIS TRICHARDT TOWNSHIP (15/3/8 & E 778)

RESOLVED B.33.23.04.15 (EXECUTIVE COMMITTEE)

THAT the application submitted by Geoland Surveys on behalf of their client Tovhowani Ezekiel Thovhakale and Mabogo Grace Tshiwela to subdivide Erf 778, Louis Trichardt Township be approved in terms of section 92 (2) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land Use Scheme.
4. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
5. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
6. The applicant will have to pay an amount of R 7 140.29 engineering services contributions for water and R 5 898.41 for sewer which will increase annually.
7. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
8. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
9. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
10. The approval is further subject to the following conditions:
 - 10.1 **Electricity:** Erf 778 Louis Trichardt Township has an existing electricity supply capacity of 16kVA. After the subdivision each portion is entitled to a 25kVA. 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.

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

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

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

SubdivisionErf778_itm

(DDP)

* * * * *

10. PETITIONS

None

11. NEW MOTIONS

None

* * * * *

The meeting was closed and adjourned at 15:07.

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 July 2015.

CHAIRPERSON

MDM/lh/CouncilMinutes_75