

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SUPPORT AND SHARED SERVICES

MINUTES OF THE EIGHTY SECOND (82ND) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 13 DECEMBER 2012 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, MAKHADO AT 14:00.

PRESENT

Councillors

DAVHANA, N D	MASUKA S
DU PLOOY, A	MATHALISE, L M
HLABIOA, M M	MATHAVHA, H F
HLONGWANE, B F	MATHOMA, M P
HLUNGWANI K A	MATODZI, A M
JOOMA Z	MATUMBA, M T
KENEALLY A	MBOYI, M D
KUTAMA N	MOGALE, L P
LERULE-RAMAKHANYA M M	MTHOMBENI S Z
LUDERE E H	MUKHAHA A J
LUDERE R	MUKHARI M F
LUDUVHUNGU, V S	MUNYAI N S
MACHETHE, M S	MUTAVHATSINDI F D
MADAVHU F F	MUTELE, T M
MADZHIVHANDILA, M R	NDWAMMBI, M T
MAHANI, M G	NDZOVELA N G
MAHLADISA S V	NELUVHOLA, A T
MAKHUBELE R T	NGOBENI N E
MAKHUVHA, V S	NKANYANI, R G
MALANGE, R	RASIMPHI, M P
MALANGE, T M	RATSHIKUNI, D T
MALIMA, M E	SAKHWARI, I
MAMAFHA, T J	SELEPE, M R
MAMAFHA, T C	SHANDUKANI, M J
MAMATSIARI, M S	SINYOSI, S M
MAMOROBELA, T P	THANDAVATHU R
MAPHAHLA, A Z	TSHAVHUYO, T G
MAPHALA, O S	TSHILAMBYANA, M S
MASHIMBYE, P F	UNDERWOOD, J P

Traditional Leaders

KHOSI M W NETSIANDA	KHOSI R H SINTHUMULE
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Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
S M CAROTO	(ACTING DIRECTOR CORPORATE SUPPORT & SHARED SERVICES)
M P MAKHUBELA	(CHIEF FINANCIAL OFFICER)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT & PLANNING)
T E RALULIMI	(DIRECTOR TECHNICAL SERVICES)
M J KANWENDO	(ACTING DIRECTOR COMMUNITY SERVICES)
T E SHIRINGANI	(ASSISTANT MANAGER: AUXILIARY SERVICES AND COMMITTEES)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

1. OPENING

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

2. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED –

THAT leave of absence be granted in terms of the provisions of Rule 5 of the Council's Rules and Orders published under Provincial Gazette Notice no. 1391 dated 31 August 2007 in respect of the Special Council meeting held on 13 December 2012 to Cllrs N P Balibali, R S Baloyi, N F Chililo, M R Magada, T A Mbadi, M D Mulovhedsi, M G Nemaafhohoni, T P Netshivhulana, M Q Ratshivhombela, S M Rikhotso and F J Rikhotso.

REMARK:

1. The following Councillors and Traditional Leaders were not present at the meeting:
 - a. M P Mazibuko and S D Ramudzuli
 - b. Hosi Bungeni M S, Khosi S A Mulima, Khosi M C Masakona, Hosi H N Majosi, Khosi T P Nesengani, Khosi N T L Mashamba, Hosi S T Mukhari, Hosi J Baloyi, Khosi V C Ramabulana and Khosi T R V Mashau.
2. One vacancy of Councillor existed which was created when Cllr M O Ahmed resigned in a letter dated February 2012.

3. OFFICIAL ANNOUNCEMENTS

- 3.1 The Speaker, Cllr L B Mogale announced that the Premier of Limpopo, Honourable C C Mathale and the MEC of Public Works, Honourable T Mohlala were officially opening and handing over Mulima Traditional Council Office earlier that day, 13 December 2012. The occasion was attended by various Offices of Council.
- 3.2 The Speaker, Cllr L B Mogale handed over a Certificate of Appreciation received from a local school and presented to the designated Ambassador of Goodwill and peace of Makhado Municipality, Mr A A Chhaya who was present at the meeting for this purpose. He received the certificate accordingly.

4. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER

The Speaker, Cllr L B Mogale proposed congratulations to the Chief Financial Officer, Ms M P Makhubela for preparing a full report on the financial status of the Municipality as at December 2012 which informed Council duly about the status and the way forward.

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS

- 5.1 Cllr S Masuka proposed congratulations to the President of the African National Congress, Mr Jacob Zuma, for receiving support in most provinces which would ensure a second term as President of the country.

- 5.2 Cllr I Sakhwari proposed congratulations to Ms Hellen Zille, leader of the Democratic Alliance for being elected unopposed as leader in the recent National Conference of the Party.
- 5.3 The Mayor, His worship Cllr F.D. Mutavhatsindi delivered a special message to Council and other persons present. His message is recorded verbatim herein below as follows -

“Madam Speaker, Honorable Chief Whip, Executive Committee members, all Councilors present, administration led by the Municipal Manger Mr I P Mutshinyali, Ambassador Amie Chhayya

Good Afternoon.

Madam Speaker, I want to take this opportunity to wish our former President Nelson Mandela a speedy recovery as he spends his 6th day in Pretoria hospital. I also want to extend a word of appreciation to the medical team of dedicated men and women who are treating him.

Madam Speaker, the 53rd National Conference of the 100 years old liberation movement, the ANC would take place from December 16 to 20 in Mangaung. I want to take this opportunity to wish all the delegates from our region a successful conference and also to edge them to display the highest level of discipline and also to contribute positively in shaping the policies of our country.

Madam Speaker, I also want to take this opportunity to acknowledge the excellent work our councilors are doing on daily basis in making sure that there is service delivery to our people.

Mahatma Gandhi (1869-1948), a prominent leader of Indian nationality said, and I quote:

“Consciously or unconsciously, every one of us does render some service or other. If we cultivate the habit of doing this service deliberately, our desire for service will steadily grow stronger, and will make, not only our own happiness, but that of the world at large”

As we close the 2012 calendar year Madam Speaker, I want to encourage all of you to come back in 2013 with a renewed strength and energy to forge ahead in ensuring that our municipality is a better place for all.

Madam Speaker, the efforts which are being made by our administration led by the Municipal Manager Mr I P Mutshinyali in ensuring that our Municipality meets the requirements of Operation Clean Audit by 2014 need to be acknowledged. We are beginning to see some notable signs towards the right direction.

Steve Maraboli said, and I quote:

“Make a pact with yourself today not to be defined by your past. Sometimes the greatest thing to come out of all your hard work isn't what you get for it, but what you become for it. Shake things up today”

We are not there yet Madam Speaker but at least there are signs of improvement.

Finally, Madam Speaker, on behalf of Makhado Municipality and Council, we wish all of you a safe, joyous, loving, and caring and Merry Christmas and a prosperous 2013. Let us all Arrive Alive. I thank you.”

6. **MATTERS CONSIDERED:**

6.1 Resolutions of the Council in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 82nd Special Council Meeting: 13 December 2012

ITEM A.178.13.12.12 (originally A.178.06.12.12)

TOWN PLANNING AND CONTROL: BUSINESS DEVELOPMENT AT NKUZANA VILLAGE, WATERVAL REGION: FARM HOOGMOED 69LT (7/4/1/3)

RESOLVED A.178.13.12.12 –

THAT the request submitted by Masingita Group Companies for the proposed mixed development on the Farm Hoogmoed No. 69 LT be supported in principle subject thereto that the applicant submit a formal application for change of land use, and further subject to the following:

1. That the formal application must be submitted with the comment from Vhembe District Municipality with regard to water supply and sanitation,
2. Comments from the Department of Economic Development, Environment and Tourism must be obtained,
3. Comments from Eskom, DWA, RAL must be obtained;
4. The application must also be supported with a community resolution conducted by the Department of Rural Development and Land Reform.
5. Necessary reports/ such as traffic, feasibility, hydrology and geology must be consulted and submitted together with an application.
6. Draft sketch diagram must be submitted together with the EIA report for comments.

MasingitaGroup_itm

(DDP)

ITEM A.179.13.12.12 (originally A.179.06.12.12)

COUNCIL LAND: PROPOSED SALE OF A PORTION OF PARK ERF 1982, DZANANI TOWNSHIP AND SIMULTANEOUS WITHDRAWAL OF THE SALE OF ERF 1990, DZANANI TOWNSHIP (7/4/1/4)

RESOLVED A.179.13.12.12 –

1. THAT it be noted that Council Resolution A.38.29.04.10 about the sale of erf 1990, Dzanani Township by private contract to the applicant for townhouse type development, can no longer be implemented due to the finding of the Professional Valuer when conducting an inspection to do valuation of the property, i.e. that only 205m² of the total property can be used due to topographical layout and deficiencies; and that Council Resolution A.38.29.04.10 be therefore repealed.

2. THAT in view of the finding of Council's Valuer in the matter, it be approved in principle, after the feasibility study has been conducted by the client, that a portion of park erf 1982, Dzanani Township, measuring 1ha in extent, be sold by private contract to Mr K J Tshivhandekano for townhouse type development, subject to the following conditions:
 - 2.1. The intention to sell the Municipal land be advertised in a local newspaper for comments and objections.
 - 2.2. The property be sold at a market related purchase price determined by Council's professional Valuer.
 - 2.3. The developer submits a development proposal for consideration by the Executive Committee.
 - 2.4. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further (2) years. This condition shall be embodied in the title deed.
 - 2.5. In the event that the developer failed to complete the development as required under paragraph 4 above, the property shall revert back to Council without compensation by the Municipality to the developer for any improvements on the property. This condition shall be embodied in the title deed.
 - 2.6. Only 1ha will be made available to the client.
 - 2.7. Park closure procedure must be done in terms of clause 68 read together with clause 67(1) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) prior subdivision and rezoning.
 - 2.8. Applicant will have to apply for the rezoning of a portion of park erf 1982, Dzanani township to the appropriate land use right in order to develop townhouses. The purchaser will be responsible to appoint a professional town-planner for this purpose and carry full costs in this regard.
 - 2.9. Municipality as landowner/agent of the landowner will implement the steps for subdivision in order to sell 1ha portion of park erf 1982 to the applicant.
 - 2.10. All other standard conditions for the sale of municipal land will apply.
 - 2.11. Council be indemnified against any claims for damage or loss suffered which may arise as a result of this transaction.
 - 2.12. Purchaser will sign Bulk Engineering Services Agreements and will be liable to pay bulk engineering services contributions as well as any other direct costs related to service supply to the subject property, i.e. for water, sewer, electricity, street lighting, access roads, sidewalks, and any other related services that may be required. (DDP)

ITEM A.180.13.12.12 (originally A.180.06.12.12)**COUNCIL LAND: PROPOSED PURCHASE, SUBDIVISION AND REZONING: PORTION OF PORTION 1309, FARM VLEYFONTEIN 316 LS, HA-TSHIKOTA TOWNSHIP: T G MAIWASHE
(7/4/1/3 & 15/3/8)**

RESOLVED A.180.13.12.12 –

THAT the application for purchase, subdivision and rezoning of a portion of portion 1309, Farm Vleyfontein 316 LS, Ha-Tshikota Township for purpose of bricks manufacturing business that was received on 16 October 2012 from Mr T. G. Maiwashe be not approved as the property is reserved for public park purposes.

PurchasePortionErf1309TGMaiwashe_itm

(DDP)

ITEM A.181.13.12.12 (originally A.181.06.12.12)**TOWN PLANNING AND CONTROL:****1. ADOPTION OF THE MAKHADO MUNICIPALITY SPATIAL DEVELOPMENT FRAMEWORK 2012****2. DELEGATION OF POWERS**

(15/3/15, 15/4/1, 2/1/3/2/2, 2/1/3/2/1)

RESOLVED A.181.13.12.12 -

1. THAT the reviewed Makhado Local Municipality's Spatial Development Framework, 2012 be approved as core component of Municipality's Integrated Plan in terms of Section 26 (e) of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000). (DDP)
2. THAT the reviewed Makhado Local Municipality's Spatial Development Framework, 2012 be adopted under the under the Municipality's current vision of moving towards a dynamic and progressive centre for socio-economic development by 2025 as noted by the service provider. (DDP)
3. THAT the Director Development Planning in consultation with Municipal Departments, Institutions, Communities, Traditional Councils, Ward Councillors and other stake holders be mandated in making sure that implementation strategies and programmes as indicated by the Makhado Municipality's Spatial Development Framework, 2012 are implemented. (DDP)
4. THAT the Department of Rural Development and Land Reform (Land Claim Commissioner) be informed about the land under claim which have been identified as a possible expansion for Municipality in terms of development and request be made to reserve such land for Municipality. (DDP)

5. THAT the Makhado Spatial Development Framework, 2012 with the responsibility of Director Development Planning be incorporated into the Municipality's Integrated Plan for the next five financial years. (DDP)
6. THAT a Land Use Management Committee to deal with land development applications for development control issues, but **excluding** applications on municipal owned land, be established and the Director Development Planning be responsible for the identification of such members, its functions as well as the members needed be submitted to the Council for consideration. (DDP)
7. THAT Council delegates to Executive Committee, and Executive Committee with approval of Council delegates to the proposed Land Use Management Committee (yet to be established) its powers to approve of land use applications for rezoning, subdivision, consolidation, special consent, comments to sector departments, removal of restrictions and other land use related application: Provided such Land Use Management Committee be regarded as section 79 Committee: Provided further that land use applications on municipal owned land be **excluded** from this delegated power. (DDP)
8. THAT the Makhado Spatial Development Framework, 2011 be submitted to Department of Rural Development and Land Reform, Provincial Departments, Vhembe District Municipality and Limpopo Office of the Premier and be informed about their role for the successful implementation of the SDF. (DDP)

MakhadoSpatialDevelopmentFramework2011

ITEM A.182.13.12.12 (originally A.182.06.12.12)

COUNCIL COMMITTEES: AUDIT AND PERFORMANCE AUDIT COMMITTEE: REPORT SEPTEMBER 2012 (4/26/1)

RESOLVED A.182.13.12.12 –

THAT the report from the Audit and Performance Audit Committee for the period up to 30 September 2012 be noted. (MM (IA))

ReportAuditCommitteeSeptember2012_itm

ITEM A.183.13.12.12 (originally A.183.06.12.12)

COUNCIL COMMITTEES: APPOINTMENT OF THE ACTING CHAIRPERSON OF THE AUDIT AND PERFORMANCE COMMITTEE (4/11/1)

REMARK:

This item was withdrawn and substituted for item A.195.13.12.12.

ITEM A.184.13.12.12 (originally A.184.06.12.12)**LEGISLATION: REVIEW: CONTROL OF TEMPORARY ADVERTISEMENTS AND PAMPHLETS BY-LAWS****(1/3/2/1)**

RESOLVED A.184.13.12.12 -

1. THAT the Executive Committee submits this report as its proposal to introduce a draft reviewed by-law on Control of Temporary Advertisements and Pamphlets to Council in terms of Rule 3 of the Council's Rules and Orders. (DCSS)
2. THAT Council provisionally adopts the draft Control of Temporary Advertisements and Pamphlets By-law and it be advertised for at least 30 calendar days for public comments. (DCSS)
3. THAT the Municipal Manager as soon as possible after the closing date for public comments submit a report to the Executive Committee in accordance with Rule 6 of the Council's Rules and Orders, and the Executive Committee make a recommendation to Council.

ByLawTempAds&Pamphlets_itm

(DCSS)

ITEM A.185.13.12.12 (originally A.185.06.12.12)**LEGISLATION: REVIEW PUBLIC HEALTH BY-LAWS****(1/3/17/1)**

RESOLVED A.185.13.12.12 –

1. THAT the Executive Committee submits this report as its proposal to introduce a draft reviewed by-law on Public Health to Council in terms of Rule 3 of the Council's Rules and Orders. (DCSS)
2. THAT Council provisionally adopts the draft Public Health By-law and it be advertised for at least 30 calendar days for public comments. (DCSS)
3. THAT the Municipal Manager as soon as possible after the closing date for public comments submit a report to the Executive Committee in accordance with Rule 6 of the Council's Rules and Orders, and the Executive Committee make a recommendation to Council. (DCSS)

ByLawPublicHealth_itm

ITEM A.186.13.12.12 (originally A.186.06.12.12)**LEGISLATION: REVIEW LICENSING AND CONTROL OF UNDERTAKINGS THAT SELL FOOD TO PUBLIC BY-LAW (FOOD HANDLING BY-LAWS)****(1/3/49/1)**

RESOLVED A.186.13.12.12 –

1. THAT the Executive Committee submits this report as its proposal to introduce a draft reviewed by-law on Licensing and control of undertakings that sell food to Public By-Law (Food Handling By-Laws) to Council in terms of Rule 3 of the Council's Rules and Orders. (DCSS)
2. THAT Council provisionally adopts the draft Licensing and control of undertakings that sell food to Public By-Law (Food Handling By-Laws) By-law and it be advertised for at least 30 calendar days for public comments. (DCSS)
3. THAT the Municipal Manager as soon as possible after the closing date for public comments submit a report to the Executive Committee in accordance with Rule 6 of the Council's Rules and Orders, and the Executive Committee make a recommendation to Council. (DCSS)

ByLawFoodHandling_itm

ITEM A.187.13.12.12 (originally A.187.06.12.12)**LEGISLATION: REVIEW BUILDING REGULATION BY-LAWS****(1/3/8/1)**

RESOLVED A.187.13.12.12 –

1. THAT the Executive Committee submit this report as its proposal to introduce a draft reviewed by-law on Building Regulations to Council in terms of Rule 3 of the Council's Rules and Orders, 2007. (DCSS)
2. THAT Council provisionally adopts the draft Building Regulation By-law, 2012 and it be advertised for at least 30 calendar days for public comments. (DCSS)
3. THAT the Municipal Manager as soon as possible after the closing date for public comments submit a report to the Executive Committee in accordance with Rule 6 of the Council's Rules and Orders, and the Executive Committee make a recommendation to Council.

ByLawBuildingRegulations_itm

(DCSS)

ITEM A.188.13.12.12 (originally A.188.06.12.12)**LEGISLATION: DRAFT WASTE MANAGEMENT BY-LAWS
(1/3/60/1)**

RESOLVED A.188.13.12.12 –

1. THAT the Executive Committee submit this report as its proposal to introduce a draft by-law on Waste Management to Council in terms of Rule 3 of the Council's Rules and Orders, 2007. (DCSS)
2. THAT Council provisionally adopts the draft Waste Management By-law, 2012 and it be advertised for at least 30 calendar days for public comments. (DCSS)
3. THAT the Municipal Manager as soon as possible after the closing date for public comments submit a report to the Executive Committee in accordance with Rule 6 of the Council's Rules and Orders, and the Executive Committee make a recommendation to Council. (DCSS)

ByLawWasteManagement_itm2

ITEM A.189.13.12.12 (originally A.189.06.12.12)**LEGISLATION: REVIEW ABATTOIR BY-LAWS
(1/3/1/1)**

RESOLVED A.189.13.12.12 –

1. THAT the Executive Committee submits this report as its proposal to introduce a draft reviewed by-law on Abattoir to Council in terms of Rule 3 of the Council's Rules and Orders. (DCSS)
2. THAT Council provisionally adopts the draft Abattoir By-law and it be advertised for at least 30 calendar days for public comments. (DCSS)
3. THAT the Municipal Manager as soon as possible after the closing date for public comments submit a report to the Executive Committee in accordance with Rule 6 of the Council's Rules and Orders, and the Executive Committee make a recommendation to Council. (DCSS)

ByLawAbattoir_itm

ITEM A.190.13.12.12 (originally A.190.06.12.12)**ORGANIZATIONS: PROPOSED PAYMENT OF TRAVELLING AND SUBSISTENCE
ALLOWANCE: AMBASSADOR OF GOODWILL AND PEACE FOR MAKHADO LOCAL
MUNICIPALITY
(12/3/3/82)****REMARK:**

This matter was referred as item B.70.07.12.12.

ITEM A.191.13.12.12 (originally A.191.06.12.12)**COUNCIL COMMITTEES: GUIDELINES TO ESTABLISH MUNICIPAL WOMEN'S CAUCUSES: SECTION 79 COMMITTEE (4/1/B)**

REMARK: When this matter was considered the Executive Committee proposed adding paragraph 3 to its recommendation. The proposal was accepted in general and recorded as Council's Resolution accordingly.

RESOLVED A.191.13.12.12 –

1. THAT Council adopts the Guidelines on Women's Caucuses for Municipalities received from SALGA on 26 October 2012, a copy of which is attached as Annexure A to the report in this regard. (DCOMS/DCSS)
2. THAT Council establish a section 79 Committee as Women's Caucus and that the Guidelines referred to in paragraph 1 above serve as terms of reference for the Committee and the Speaker will be the Chairperson of the Committee in terms of the Guidelines which will not have further financial implications at this point in time. (DCOMS/DCSS)
3. THAT the section 79 committee to serve as Municipal Women's Caucus is composed of the following members: The Speaker (Chairperson), Cllrs L M Mathalise, A J Mukhaha, M Q Ratshivhombela, M M Hlabioa, G Machovani and M S Mamatsiari. (DCOMS/DCSS)

Women's Caucus

ITEM A.192.13.12.12 (originally A.192.06.12.12)**PERSONNEL: ANNUAL SALARY INCREASE: MANAGERS DIRECTLY ACCOUNTABLE TO MUNICIPAL MANAGER (5/5/2/1)**

RESOLVED A.192.13.12.12 –

1. THAT the cost of living increase for the Section 57 Managers be effected as follows:
 - a. The remuneration of the salaries of the **Director: Community Services** be determined at 6.5% with retrospective effect from 1 July 2012 for the 2012/2013 financial year, as provided for in the *Local Government: Municipal Regulations for Municipal Managers and Managers directly accountable to Municipal Managers, 2006* which was adopted by Council Resolution A.58.26.10.06, read with the contents of Employment Contract.

- b. The increase in the remuneration of the salaries of the **Director: Corporate Support and Shared Services, Director: Technical Services and Director: Development Planning** be determined at 6.9% with retrospective effect from 1 July 2012 for the 2012/2013 financial year, as provided for in the *Local Government: Municipal Regulations for Municipal Managers and Managers directly accountable to Municipal Managers, 2006* which was adopted by Council Resolution A.58.26.10.06, read with the contents of Employment contracts.
- c. The Chief Financial Officer commenced duties on 1 September 2012 only and increase of salary for 2012/13 thus is not applicable. (CFO)
2. THAT the Municipal Manager must advise Council on the outcome of paragraph 3 of Council Resolution A.15.31.01.12 which reads as follows:
“THAT the Municipal Manager amend the Employment Contracts of Mr E L Mugari and Mr H R Maluleke by removing clause 4.4 thereof with retrospective effect of the 2011/2012 financial year commencement in order to align it to be lawful in terms of the compelling legislation about payment of performance bonuses, on the same basis than the Employment Contracts of the other section 56 Managers.” (MM)
- AnnualSalaryMM&Dirs_itm

ITEM A.193.13.12.12 (originally A.193.06.12.12)

FINANCES: TENDERS AWARDED DURING QUARTER 1: 2012/2013 FINANCIAL YEAR (8/3/2/1; 8/3/1)

RESOLVED A.193.13.12.12 –

THAT note be taken of the nine (9) tenders awarded through the Bidding Committee procedure for the term July 2012 to September 2012, i.e. the 1st Quarter of the 2012/2013 financial year.

Bid outcomes Q1 (CFO)

ITEM A.194.13.12.12 (originally A.194.06.12.12)

FINANCES: DISPOSAL: OBSOLETE AND SLOW MOVING ITEMS FROM STORES (8/1/2/1/1)

RESOLVED A.194.13.12.12 –

1. THAT it be approved to dispose of the obsolete and slow moving items and to remove it from the municipal inventory, as more fully recorded in Annexure A and B attached to the report in this regard. (CFO)

2. THAT the inventory as identified in paragraph 1 above be disposed by means of auctioning using auctioneers already appointed by the Municipality. (CFO)

ObsoleteItems_itm(3)

ITEM A.195.13.12.12 (originally A.195.06.12.12)

**COUNCIL COMMITTEES: APPOINTMENT OF AUDIT AND PERFORMANCE COMMITTEE MEMBERS
(4/11/1)**

REMARK:

This report substituted the report initially submitted under item A.183.06.12.12.

RESOLVED A.195.13.12.12 –

1. THAT note be taken that Mr. B Mbewu, Chairperson of the Audit and Performance Audit Committee has ended his contract with Makhado Local Municipality with effect from 30 September 2012. (MM(IA))
2. THAT Dr. Anna Merrium Mmanoko Badimo and Ms. Fikile Judith Mudau because of their qualifications and appropriate experience be appointed to serve as Makhado Municipality's Audit and Performance Audit Committee members to comply with Local Government: Municipal Finance Management Act, 2003 (No 56 of 2003) (Chapter 14, Section 166) and Municipal Planning and Performance Management Regulations, Regulation 14 (2) (a) and (c). (MM(IA))
3. THAT Ms J Masite – currently a member of the Audit and Performance Audit Committee be appointed as Chairperson of the Audit and Performance Audit Committee as she currently understands the municipality's environment and also due to her dedication as a Committee member. (MM(IA))
4. THAT the two additional/and or newly appointed Performance Audit Committee members be appointed for a period of twenty seven (27) months with effect from the date of Council Resolution. (MM(IA))
5. THAT two additional/ and or newly appointed Committee members be remunerated for preparation and attendance of meetings according to National Treasury Regulations that regulate the remuneration of commissions and committees and also be reimbursed for expenses incurred for attending audit committee meetings. (CFO)

6. Members who hold the highest professional qualifications in their field (PHD, CA (SA), CIA, CFE, LLD, CFE, CISA etc) be remunerated in line with the Auditor General (SA) rates for a maximum of eight (±4-5) hours per meeting including preparation. (CFO)
7. THAT the Audit and Performance Audit Committee must commence with its oversight functions with effect from the date on which members accepted their appointment in writing. (MM(IA))
8. THAT the Audit and Performance Audit Committee members must sign a service level agreement from date of acceptance of appointment in this regard. (MM(IA))

AppointmentAuditCom_itm

ITEM A.196.13.12.12 (originally A.96.06.12.12)

**NAME CHANGE OF LOUIS TRICHARDT TO MAKHADO
(16/5/4)**

RESOLVED A.196.13.12.12 –

1. THAT Council takes note of the High Court Application for Review of the decision of the Municipality to change the name of Louis Trichardt to Makhado. (DCSS)
2. THAT Council further takes note that there is no relief sought against the Municipality, and the Municipality's role in the Court Proceedings would be to co-operate with the legal representative of the Minister of Arts and Culture in so far as the consultation process is concerned. (DCSS)

NameChange2012_itm

ITEM A.197.13.12.12 (originally A.197.06.12.12)

**FINANCES: DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS: SALGA CIRCULAR 38 OF 2012 – COMMENTS REQUIRED
(5/5/2/1)**

REMARK: When this matter was considered, Cllr N S Munyai proposed, seconded by Cllr J Mukhaha that in view thereof that the Minister of Co-operative Governance and Traditional Affairs promulgated the determination in Government Gazette 35962 on 7 December 2012, it now be implemented with a further condition about the remuneration of section 79 Committee members, i.e. that such remuneration be held in abeyance pending report on the clarity on the separation of powers, the affordability thereof by municipality and the impact it would have on budget adjustments. The proposal was accepted in general and added to paragraph 5 of the Executive Committee's recommendation to become Council's Resolution.

RESOLVED A.197.13.12.12 –

1. THAT note be taken of SALGA Circular 38 of 2012 about the Determination of Upper Limits of Salaries, Allowances and Benefits of Councillors on which the comments of municipalities are requested. (CFO)
2. THAT in view thereof that comments must reach SALGA by no later than 21 November 2012, the Municipal Manager be delegated to compile and submit comments on behalf of Municipality in accordance with guidelines which Executive Committee wish to dictate, and further taking into account the financial status of municipality. (MM)
3. THAT a copy of the comments compiled in terms of paragraph 2 above be submitted to Council for ratification at their first following meeting. (DCSS)
4. THAT the following comments be submitted to SALGA as Makhado Municipality's official comments:
 - 4.1 The present population must be used and not the 2001 Census as there is a vast difference between 2001 Census and 2011 actual population.
 - 4.2 Cellular phone allowance for ward councillors must be twice that of proportional representative councillors.
 - 4.3 The risk package should not form part of total existing package and it must be an additional package.
 - 4.4 All 75 Municipal councillors should be provided with laptops and printers. (DCSS)
5. THAT it be noted that the Minister of Minister of Co-operative Governance and Traditional Affairs has promulgated the *Determination of Upper Limits of Salaries, Allowances and Benefits of different members of Municipal Councils in Government Gazette No 35962 of 7 December 2012* and that it be implemented with immediate effect accordingly: Provided the matter of remuneration of section 79 Committees be held in abeyance pending further reports on (1) clarity about the separation of powers; (2) the question about affordability; and (3) the impact it would have on adjusting the budget.

UpperLimits2012_itm

(CFO)

ITEM A.198.13.12.12 (Originally A.198.06.12.12)

**FINANCES: CORRECTION OF ASSET REGISTER: IMMOVABLE PROPERTY 2011/12
FINANCIAL YEAR
(6/13/1/1/1, 6/14/2 & 8/1/1)**

REMARK:

This report was withdrawn and substituted for the report under CA.203.13.12.12 (originally CA.203.06.12.12).

ITEM A.199.13.12.12 (originally A.199.06.12.12)**FINANCES: CORRECTION OF OVER STATED ASSET REGISTER: INFRASTRUCTURE AND EQUIPMENT: 2011/2012 FINANCIAL YEAR
(6/13/1/1/1, 6/14/2 & 8/1/1)**

RESOLVED A.199.13.12.12 –

THAT approval be granted to in respect of the 2011/12 financial year write off the items listed below in the total amount of R30,038,603.59 in order to ensure compliance with section 14 of the Local Government: Municipal Finance Management Act, 2003:

Description	Amount as per Asset Register (R)
Roads	24 742 890.13
Solid waste Disposal	67 543.86
Machinery and Equipment	1 524 025.60
Furniture and Office Equipment	1 742 160.11
Computer Equipment	1 961 983.89
Total Amount	30 038 603.59

CorrectionsAssetRegister_itm

(CFO)

ITEM A.200.13.12.12 (originally A.200.06.12.12)**COMMUNITY SERVICES: IDENTIFICATION AND PRIORITIZATION OF HOUSING DEVELOPMENTAL AREAS FOR 2015/2016 FINANCIAL YEAR, MAKHADO MUNICIPALITY
(17/4/1 & 17/20)**

RESOLVED A.200.13.12.12 -

1. THAT Council approves the Developmental Areas for 2015/2016 financial years as follows:

WARD	VILLAGES	NO. OF UNITS
3	Nngwekhulu	90
	Vyeboom	10
4	Ramukhuba	50
	Tshifhefhe	50
*5	*Tiyani	100
6	Ribungwani	50
	Mahatlani	50
8	Nwamhandi	50
	Nkuzana	50
10	Wayeni	50
	Shibambu	50
13	Chavani	100
20	Munzhedzi	100
32	Matanda	50
	Raliphaswa	50
33	Sendedza	50
	Dzanani	50

**Provided the allocation under Ward 5 is subject to further review.

(DDP)

2. THAT Councillors, CDWs, Traditional Leaders, Ward Committee members and recognized structures within the wards of Ward 3, 4, 5, 6, 8, 10, 12, 20, 32 and 33 to identify potential beneficiaries in line with the number of units allocated per the respective villages and the list of the said beneficiaries be submitted to the Office of the Assistant manager; Housing. (DDP)
3. THAT preference should be given to the people with disabilities, orphans and the elderly.

AllocationRDP2015-2016_itm

(DDP)

ITEM A.201.13.12.12 (originally A.201.06.12.12)

TOWN-PLANNING AND CONTROL:

1. **PROPOSED CONSOLIDATION: PORTIONS 2 AND 3, ERF 785, LOUIS TRICHARDT TOWNSHIP**
2. **PROPOSED REZONING OF THE CONSOLIDATED PORTION 2 AND PORTION 3 OF ERF 785, LOUIS TRICHARDT TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 3”: MAKHADO AMENDMENT SCHEME NO. 37**

(E785 & 15/4/2/1/269)

REMARK:

This matter was referred as item B.71.07.12.12

ITEM A.202.13.12.12 (originally A.202.06.12.12)

TOWN-PLANNING AND CONTROL: REZONING OF ERF 3055, LOUIS TRICHARDT EXTENSION 9 TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 2”: MAKHADO AMENDMENT SCHEME NO. 50

(E 3055 & 15/2/2/1/267)

REMARK:

This matter was referred as item B.72.07.12.12.

CONFIDENTIAL

ITEM CA.203.13.12.12 (originally CA.203.06.12.12)

CONFIDENTIAL ITEM

ITEM A.204.13.12.12

COUNCIL COMMITTEES: INVESTIGATION BY MPAC: TENDER 44 OF 2009: MISSING BANKING DEPOSIT BOOKS, DZANANI REGISTERING AUTHORITY (TRAFFIC STATION)

(8/3/2/893; 7/2/5 & 6/13/1/2/1)

REMARK

When this matter was considered Cllr F N Madzhiga proposed, seconded by Cllr H F Mathavha that the investigation be extended to cover all traffic stations of municipality. Cllr M T Ndwammbi proposed, seconded by Cllr S Masuka, that the matter be referred to law enforcement agencies. Cllr M R Selepe proposed that further investigation was the first step and law enforcement would automatically follow the investigations. The proposal was accepted in general and recorded as Council’s Resolution in paragraph 3 herein below.

RESOLVED A.204.13.12.12 -

1. THAT Council note that a Disciplinary process has been instituted for the alleged misconduct by official that is presently under way and the matter is *sub judicae*. (DCSS/DCOMS)
2. THAT the outcome of the Disciplinary Hearing would later be submitted to the Council for noting. (DCSS)
3. THAT the investigation by MPAC be extended to include all traffic stations of Municipality, i.e. the Makhado Traffic and Testing Station and the Vuwani Traffic and Testing Station, and that the outcome be submitted to Council. (DCOMS/DCSS)

InvestigationDzananiTestingStation

ITEM A.205.13.12.12

COUNCIL COMMITTEES: INVESTIGATION BY MPAC: TENDER 6 OF 2012 – DEBT COLLECTION FOR PERIOD OF THREE YEARS (4/33)

REMARK:

When this matter was considered Cllr N D Davhana proposed duly seconded by Cllr A T Neluvhola that the matter be referred back to the MPAC for investigation of specifically the principle of conflict of interest, and the submission of their finding thereof to Council. Both proposals were accepted in general and recorded as Council's Resolution.

RESOLVED A.205.13.12.12 -

1. THAT the matter be referred back to the Municipal Public Account Committee for specific investigation of the principle of conflict of interest with regard to the service provider under Tender 6 of 2012 Debt Collection for a period of Three Years and that the finding be submitted to Council via the Office of the Speaker. (DCOMS/DCSS)
2. THAT it be adopted as policy and practice that all reports submitted by the Municipal Public Accounts Committee must first be submitted to the Speaker's Office for processing to Council. (DCOMS/DCSS)

MPAC Report Tender 6 of 2012

ITEM A.206.13.12.12**COUNCIL COMMITTEE: MPAC: INVESTIGATION: TENDER 36 OF 2011 - ANTI-FRAUD AND ANTI-CORRUPTION TRAINING PROJECT
(4/33)****REMARK:**

When this matter was considered Cllr M R Selepe proposed, duly seconded by Cllr M T Matumba that paragraph 1.1 to 1.6 of MPAC's recommendation be not approved in order to enable further engagement in good faith. The proposal was adopted in general and recorded as Council's Resolution.

RESOLVED A.206.13.12.12 -

1. THAT subject to paragraph 2 below, the report of MPAC about its findings in the inquiry of the claim against Municipality by Gobela Consulting CC in the amount of R6, 369,750 for alleged training services be noted. (DCOMS/DCSS)
2. THAT it be noted that the Chairperson of MPAC, the Mayor and the Municipal Manager met on 4 December 2012 with the service provider Gobela Consulting CC and he agreed that he would withdraw the matter from Court, and the matter between Municipality and Gobela Consulting CC has thus been resolved. (DCOMS/DCSS)

MPACReportTender36of2011

CONFIDENTIAL – NOT FOR PUBLICATION

ITEM CA.207.13.12.12

CONFIDENTIAL ITEM

CONFIDENTIAL – NOT FOR PUBLICATION

ITEM CA.208.13.12.12

CONFIDENTIAL ITEM

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7.2 Resolutions of the Council in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 82nd Special Council Meeting: 13 December 2012

ITEM B.40.07.12.12 (originally B.40.22.11.12)

REPORTS AND SURVEYS: PERFORMANCE ASSESSMENT: QUARTER 1 PROGRESS REPORTS OF 2012/2013 SDBIP: DEPARTMENT DEVELOPMENT PLANNING (10/1/4/1; 10/1/2)

RESOLVED B.40.07.12.12 –

THAT the matter be referred back and be resubmitted as a consolidated report of all departments.

SDBIP Q1 Progress 2012-13_DDP

(DDP)

ITEM B.41.07.12.12 (originally B.41.22.11.12)

TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: ERF 635 LOUIS TRICHARDT TOWNSHIP (E635 & 15/3/8)

RESOLVED B.41.07.12.12 –

THAT the application submitted by R de Troch for special consent for the purposes of Dwelling Offices on erf 635, Louis Trichardt Township be approved in terms of Clause 21 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. The special consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, where after extension thereof may be considered by Council.
5. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
6. The elevation treatment of the buildings should maintain a residential character and appearance complementary to the environment and must be in accordance with the policy of the local municipality.
7. The required number of parking should be provided within the property boundaries.
8. Only a 3 phase 50KVA connection can be made available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management, whose decision will be final.

9. Engineering services will be payable. Actual costs will be payable.
10. Only an electrical contractor (registered 3 phase installation electrician) shall be allowed to install, test and certify the installation work under supervision of the electrical engineer. This contractor will have to register with the municipality before any work commence.

SpecialConsentErf635_itm

(DDP)

ITEM B.42.07.12.12 (originally B.42.22.11.12)

**TOWN-PLANNING AND CONTROL: PROPOSED SPECIAL CONSENT USE: ERF 3318
LOUIS TRICHARDT TOWNSHIP
(15/3/8 & E.3318)**

RESOLVED B.42.07.12.12 –

THAT the application for special consent use submitted by Torbious Solutions for the purposes of erecting Telecommunication Mast and Base Station on erf 3318, Louis Trichardt Township be approved in terms of Clause 21 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. Development must comply with the Makhado Land Use Scheme, 2009 and National Building Regulations.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. The 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. Only a 3 phase 50KVA connection can be made available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.
6. Engineering services contributions will be payable, as well as actual costs.
7. Only an electrical contractor (registered 3 phase installation electrician) shall be allowed to install, test and certify the installation work under supervision of the electrical engineer. This contractor will have to register with the municipality before any work commence.

SpecialConsentErf3318_itm

(DDP)

ITEM B.43.07.12.12 (originally B.43.22.12.12)**TOWN-PLANNING AND CONTROL: PROPOSED SPECIAL CONSENT USE: ERF 4284
LOUIS TRICHARDT, EXTENSION 4 TOWNSHIP
(E4284 & 15/3/8)**

RESOLVED B.43.07.12.12 –

THAT the application for special consent submitted by Louis Trichardt Muslim Jamaat, to use Erf 4284, Louis Trichardt Extension 4 township for the purposes of Place of Refreshment be approved in terms of Clause 21 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. All costs that may arise as a result of this approval are for the account of the applicant.
2. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
3. The special consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, where after extension thereof may be considered by Council.
4. The area shall not exceed a total floor area of 30m²
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. Should any complaints about the operations be received, and after fair and just procedure be found valid, the consent hereby granted will be reviewed by Council.
7. All health requirements and Council By-Laws in this respect must be adhered to.
8. Only a 60A three phase connection will be available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.
9. An electrical contractor (registered 3 phase installation electrician) must do the design of the electrical layout and only he shall be allowed to install, test and certify the installation work. This contactor will have to register with the municipality before any work commence.
10. All actual and engineering costs, where applicable, will be for the developers account. The applicable tariff shall apply.

SpecialConsentErf4284_itm

(DDP)

ITEM B.44.07.12.12 (originally B.44.22.11.12)**TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: PORTION 1 OF ERF 4313, LOUIS TRICHARDT EXTENSION 4 TOWNSHIP, FOR THE PURPOSE OF PLACE OF AMUSEMENT
(E 4313/1 & 15/3/8)**

RESOLVED B.44.07.12.12 –

THAT the application submitted by Duzilux CC Town Planners and Project Management Consultants on behalf of their client to utilize portion 1 of Erf 4313, Louis Trichardt Extension 4 Township be approved in terms of Clause 21 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. The special consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, where after extension thereof may be considered by Council.
5. Four (4) parking per 100m² G.L.F.A must be provided
6. The operation must comply with municipal by-laws.
7. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009
8. Only an 80A three phase connection will be available for portion 1. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.
9. Only an electrical contractor (registered with the **ECB**) shall be allowed to install, test and certify the installation work. This contactor will have to register with the municipality before any work may commence.
10. All actual and engineering costs, where applicable, will be for the developers account. The applicable tariff shall apply.

SpecialConsentErf4313/1_itm

(DDP)

ITEM B.45.07.12.12 (originally B.45.22.11.12)**TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: ERF 4377 LOUIS TRICHARDT EXTENSION 8 TOWNSHIP (E4377 & 15/3/8)**

RESOLVED B.45.07.12.12 –

THAT the application submitted by Musa Floyd Mageza for special consent for the purposes of a Spaza on erf 4377, Louis Trichardt Extension 8 Township be approved in terms of Clause 21 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. The special consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, where after extension thereof may be considered by Council.
5. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
6. Alcohol refreshments must not be sold and the residential use remains the main use of the property.
7. The elevation treatment of the buildings should maintain a Residential 1 character and appearance complementary to the environment.
8. The total floor area shall not exceed 30m²

Special Consent Erf 4377_itm

(DDP)

ITEM B.46.07.12.12 (originally B.46.22.11.12)**TOWN PLANNING AND CONTROL:**

- 1. PROPOSED REZONING: REMAINDER OF ERF 130, LOUIS TRICHARDT TOWNSHIP: “RESIDENTIAL 1” TO “RESIDENTIAL 3”: AMENDMENT SCHEME NO. 31**
- 2. SPECIAL CONSENT TO INCREASE DENSITY (E 130/R & 15/4/2/2/1/263)**

RESOLVED B.46.07.12.12 –

THAT the Council in terms of section 56(9) (a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approve the application received from Developlan on behalf of their client Ayyubhai Mahammedbhai Patel to rezone the Remainder of erf 130 from “Residential 1” to

“Residential 3”, simultaneously with special consent in terms of clause 21 of the Makhado Land Use Scheme, 2009 to increase density to 65 units per hectare, subject to the following conditions:

1. No building operations may commence without approved building plans.
2. Site development plan must be submitted for consideration before the submission of building plans.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” as the use zone and all the requirements under “Residential 3” must be adhered to.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services, and will be paid as per number of units to be erected.
7. Only 1 X 60A single phase connection will be available on the stand. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.
8. The developer must appoint a professional electrical engineer to apply for the connection, do designs and supervise the installation work.
9. Only an electrical contractor (registered 3phase installation electrician) shall be allowed to install, test and certify the installation work. And all actual and engineering costs will be for the developer’s account.
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 be responsible for the proclamation on the Government Gazette and proclamation notices be submitted to the Municipality within three weeks upon receipt of resolution.

16. The applicable contents of Council Resolution A.78.24.07.08 will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

RezoningRemainderErf130_itm

(DDP)

ITEM B.47.07.12.12 (B.47.22.11.12)

TOWN-PLANNING AND CONTROL:

- 1. REZONING OF ERF 350 AND THE REMAINDER OF ERF 348 (NOW PART OF ERF 6065), LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “INSTITUTIONAL”: AMENDMENT SCHEME NO. 23**
- 2. SPECIAL CONSENT: RELAXATION OF BUILDING LINES (E 350, 348/R & 15/4/2/2/1/255)**

RESOLVED B.47.07.12.12 –

THAT the Council in terms of section 56(9)(a) of the Town Planning and Townships Ordinance (Ordinance 15 of 1986) approves the application received from Developlan on behalf of their clients Mr and Mrs D. Schnehage to rezone erf 350 and the Remainder of erf 348, Louis Trichardt Township from “Residential 1” to “Institutional” simultaneously with a written consent in terms of clause 22 read together with Clause 9.6.2 of the Makhado Land Use Scheme, 2009 for the relaxation of the building lines along the northern perimeter of the consolidated erf subject to the following conditions:

1. Site development plan must be submitted for consideration before the submission of building plans.
2. No building operations may commence without approved building plans.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Institutional” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. The internal driveways or paths on the property shall be constructed and maintained by the owners as required by the Municipality.
7. The Municipality’s By-laws and relevant legislations relating to health and safety standards must be adhered to.
8. Loading and off loading shall be within the property boundaries.
9. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
10. The application site has already been consolidated and already has a 3 phase 100KVA connection. Should this capacity not be enough, then the applicant will have to apply addition capacity (enlargement of the existing connection) through a professional electrical engineer for

consideration by top management.

11. The developer must appoint a registered professional electrical engineer to apply for the connection, do designs, and supervise the installation work.
12. An electrical engineer must be appointed by the developer and only an electrical contractor (registered 3phase installation electrician) shall be allowed to install, test and certify the installation work. And all actual and engineering costs will be for the developer account.
13. The applicant will be liable for payment of actual cost for municipal service provisions in the event that larger capacities than what is available under the present zoning may be required.
14. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
15. 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.
16. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
17. The applicant be responsible for the proclamation on the Government Gazette and proclamation notices be submitted to the Municipality within three weeks upon receipt of resolution.
18. The applicable contents of Council Resolution A.78.24.07.08 will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

Rezoning_Erf350and348

(DDP)

ITEM B.48.07.12.12 (originally B.48.22.11.12)

TOWN-PLANNING AND CONTROL:

- 1. REZONING OF ERF 643, LOUIS TRICHARDT TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 3”: MAKHADO AMENDMENT SCHEME NO. 35**
- 2. SIMULTANEOUS SPECIAL CONSENT: RESIDENTIAL ROOMS FOR RENTAL (E 643 & 15/2/2/1/267)**

RESOLVED B.48.07.12.12 –

THAT the Council in terms of section 56(9)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approve the application received from Fulwana Planning Consultants on behalf of Mathebula Family Trust to rezone of Erf 643 Louis Trichardt Township from “Residential 1” to “Residential 3”, simultaneously with special consent in terms of clause 21 of the Makhado Land Use Scheme, 2009 for the purpose of a residential building in order to erect rooms for rental, subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” as the use zone.

4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council's formula for such services.
7. Only a 3 phase 50KVA connection can be made available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.
8. Engineering services will be payable. Actual costs will be payable.
9. A professional electrical engineer must do the design of the electrical layout and only an electrical contractor (registered 3 phase installation electrician) shall be allowed to install, test and certify the installation work under supervision of the electrical engineer. This contractor will have to register with the municipality before any work commence.
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 applicant be responsible for the proclamation on the Government Gazette and proclamation notices be submitted to the Municipality within three weeks upon receipt of resolution.
15. 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.

ITEM B.49.07.12.12 (originally B.49.22.11.12)**TOWN PLANNING AND CONTROL:**

- 1. REZONING OF REMAINDER OF ERF 2283, LOUIS TRICHARDT EXTENSION 4, FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 2”: MAKHADO AMENDMENT SCHEME NO. 38**
- 2. SPECIAL CONSENT TO INCREASE DENSITY TO 45 UNITS PER HECTARE IN TERMS OF CLAUSE 21**

(15/4/2/2/1/270 & E2283)

RESOLVED B.49.07.12.12 –

THAT the subject application submitted by Developlan on behalf of Bambawala Property and Investment Trust to rezone Remainder of Erf 2283 Louis Trichardt Extension 4 township from “Residential 1” to “Residential 2” and simultaneous application for Special Consent (Clause 21) to establish 5 dwelling units for 45 units per hectare be disapproved in terms of Makhado Compaction and Densification Policy.

RezoningRemainderErf2283Final

(DDP)

ITEM B.50.07.12.12 (originally B.50.22.11.12)**TOWN-PLANNING AND CONTROL: REZONING OF ERF 399, ELTI VILLAS TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 3”: MAKHADO AMENDMENT SCHEME NO. 9****(E 399 & 15/4/2/2/1/241)**

RESOLVED B.50.07.12.12 –

THAT the Council disapproves the application received from Avhatendi Bethania Maiyana to rezone Erf 399, Eltivillas Township as it does not comply with the Council compaction and densification policy.

(DDP)

ITEM B.51.07.12.12 (originally B.51.22.11.12)**TOWN PLANNING AND CONTROL: REZONING OF REMAINDER AND PORTION 1 OF ERF 410, LOUIS TRICHARDT TOWNSHIP FROM “BUSINESS 2” TO “BUSINESS 1”: MAKHADO AMENDMENT SCHEME NO. 17****(E 410/R, E 410/1 & 15/4/2/2/1/249)**

RESOLVED B.51.07.12.12 –

THAT the Council in terms of section 56(9)(a) of the Town Planning and Townships Ordinance (Ordinance 15 of 1986) approve the application received from Planning Concept Town and Regional Planner on behalf of their clients Eagle Creek Investments 662 (Pty), owner of portion 1 and R J and T M Sigidi, owners of the Remainder of erf 410, to rezone Portion 1 and the Remainder of Erf 410, Louis Trichardt Township from “Business 2” to “Business 1” subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted for consideration before submission of 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 may 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. The internal drive ways shall be constructed and maintained by the owner as required by the Municipality.
7. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
8. Should the existing electricity supply not be enough then only a maximum of a 100KVA 3 phase supply will be allowed.
9. The developer must appoint a professional electrical engineer to apply for the connection, to design and to supervise the installation work.
10. Only an electrical contractor (registered 3 phase installation electrician) shall be allowed to install, test and certify the installation work.
11. All actual and engineering services contribution costs will be for the developer account and applicable tariff shall apply.
12. 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.
13. The applicant be responsible for the proclamation on the Government Gazette and proclamation notices be submitted to the Municipality within three weeks upon receipt of resolution.
14. The applicable contents of Council Resolution A.78.24.07.08 will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

RezoningPortion1&RemainderErf410

(DDP)

ITEM B.52.07.12.12 (originally B.52.22.11.12)

TOWN-PLANNING AND CONTROL: PROPOSED REZONING OF REMAINDER OF ERF 502, LOUIS TRICHARDT TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “SPECIAL” FOR OFFICES: MAKHADO AMENDMENT SCHEME NO. 29 (E502/R & 15/4/2/2/1/261)

RESOLVED B.52.07.12.12 –

THAT the Council in terms of section 56(9)(a) of the Town Planning and Township Ordinance (Ordinance 15 of 1986) approve the application received from Developlan to rezone Erf 502, Louis Trichardt Township from “Residential 1” to “Special” for offices 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 Offices” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The 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. The applicant be responsible for the proclamation on the Government Gazette and proclamation notices be submitted to the Municipality within three weeks upon receipt of resolution.
9. The applicable contents of Council Resolution A.78.24.07.08 will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

RezoningRemainderErf502_itm

(DDP)

ITEM B.53.07.12.12 (originally B.53.22.11.12)

TOWN-PLANNING AND CONTROL:

- 1. REZONING OF ERF 51 AND ERF 52, LOUIS TRICHARDT TOWNSHIP:
“RESIDENTIAL 1” TO “RESIDENTIAL 3”: AMENDMENT SCHEME NO. 21**
- 2. SIMULTANEOUS CONSOLIDATION OF ERVEN
(15/4/2/2/1/253, E 51, E 52 & 15/3/6)**

RESOLVED B.53.07.12.12 –

THAT the Council in terms of section 56(9)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approve the application received from Developlan on behalf of their client Patel Surat Residential Property Trust to rezone Erf 51 and Erf 52, Louis Trichardt Township from “Residential 1” to “Residential 3”, simultaneously the consolidation of the two properties in terms of section 92(2) (a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.

5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council's formula for such services.
7. Only a 3 phase 50KVA connection per stand can be made available. Should this capacity not be enough, then the applicant will have to apply for additional capacity (enlargement of the existing connection) through a professional electrical engineer for consideration by top management. Engineering services will be payable. Actual costs will be payable. Electrical installation designs must be submitted by an electrical engineer for approval.
8. The developer must appoint a professional electrical engineer to apply for the connection, do designs and supervise the installation work.
9. Only an electrical contractor (registered 3phase installation electrician) shall be allowed to install, test and certify the installation work. And all actual and engineering costs will be for the developer account.
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. 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.
12. 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.
13. 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.
14. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
15. 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.
16. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
17. The applicant be responsible for the proclamation on the Government Gazette and proclamation notices be submitted to the Municipality within three weeks upon receipt of resolution.
18. The applicable contents of Council Resolution A.78.24.07.08 will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

ITEM B.54.07.12.12 (originally B.54.22.11.12)**TOWN PLANNING AND CONTROL:**

- 1. REZONING OF ERVEN 1400 AND 1401, DZANANI TOWNSHIP: “RESIDENTIAL 1” TO “SPECIAL” FOR OVERNIGHT FACILITY (GUEST HOUSE): AMENDMENT SCHEME NO. 45**
- 2. SIMULTANEOUS CONSOLIDATION OF ERVEN (15/4/2/2/1/277 & E1400 and 1401)**

RESOLVED B.54.07.12.12 –

THAT the Council in terms of section 56(9)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approve the application received from Elize Castelyn Town Planners on behalf of their client Shonisani Onismus Ravele to consolidate and simultaneously rezone Erven 1400 and Erven 1401, Dzanani Township from “Residential 1” to “Special” for the purpose of establishing a Guesthouse subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted for consideration before submission of building plans.
3. Building plans of structure erected on the property must be submitted for consideration.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Special zone” as the only use zone and must be accordance to “guesthouse” as defined by the Makhado Land Use Scheme, 2009.
5. Accessible parking space must be provided on the property and municipal side walk must 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. The internal drive ways shall be constructed and maintained by the owner as required by the Municipality.
8. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
9. Applicant must lodge an application for electricity supply with Eskom as Council is not the service provider of electricity.
10. All actual and engineering services contribution costs will be for the developer account and applicable tariff shall apply.
11. 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.
12. The Director Finance will collect charges and tariffs in accordance with a business tariff for the duration of the practice on the property.
13. The applicant be responsible for the proclamation on the Government Gazette and proclamation notices be submitted to the Municipality within three weeks upon receipt of resolution.

14. The applicable contents of Council Resolution A.78.24.07.08 will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

Rezoning of erven 1400 and erven 1401

(DDP)

ITEM B.55.07.12.12 (originally B.55.22.11.12)

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 808, LOUIS TRICHARDT TOWNSHIP (15/3/8; E 808)

RESOLVED B.55.07.12.12 –

1. THAT the application of Geoland Surveys on behalf of their clients Mr Phumudzo Kenneth Mudzusi, Mr Tuwani James Mudzusi and Ms Lowani Lisbeth Mudzusi to subdivide erf 808 Louis Trichardt township into five portions be not approved in terms of section 92 of the Town-planning and Townships Ordinance, 15 of 1986. (DDP)
2. THAT erf 808 rather be rezoned in order to accommodate the intended development and in case of subdivision, an application with a minimum size of 700m² as per Council's Densification Policy must be submitted. (DDP)

SubdivisionErf808_itm

ITEM B.56.07.12.12 (originally B.56.22.11.12)

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 915: LOUIS TRICHARDT TOWNSHIP (15/3/8; E 915)

RESOLVED B.56.07.12.12 –

THAT the application of Geoland Surveys on behalf of their client Kwinda Joseph Ratshili to subdivide Erf 915, Louis Trichardt Township into two portions be approved in terms of section 92 (2)(a) of the Town-planning and Townships Ordinance, 15 of 1986, subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
4. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used accordance with its approved land use zone as determined by the Land Use Scheme.

5. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
6. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
7. The registered owner of the panhandle shall pave the surface of the panhandle at his own cost to the satisfaction of the municipality before or simultaneously with the erection of any buildings on the panhandle portions and shall thereafter maintain the surface in a dust free condition to the satisfaction of the municipality.
8. The registered owner of the panhandle portion shall erect or provide screen walls or dense fencing to the satisfaction of the municipality along the boundaries of the panhandle and such other boundaries as the local authority may require. The extent, material, design, height, position and maintenance of such screen walls or fencing shall be to the satisfaction of the municipality.
9. Only 2 X 60A single phase connections will be available for portion 1 and the remainder of erf 915. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.
10. Only an electrical contractor (registered with the **ECB**) shall be allowed to install, test and certify the installation work. This contractor will have to register with the municipality before any work may commence.
11. All actual and engineering costs, where applicable, will be for the developers account. The applicable tariff shall apply.
12. The applicant is liable to pay engineering services contributions which are based on the 2012/13 tariff plus % increase. The applicant will have to pay an amount of R 5056.725 engineering services contributions for water and R 5056.725 for sewer if paid before 01 July 2013 thereafter the contributions will increase based on the annual increase percentage.
13. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
14. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
15. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
16. The applicable contents of Council Resolution A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

ITEM B.57.07.12.12 (originally B.57.22.11.12)**TOWN-PLANNING AND CONTROL: CONSOLIDATION OF ERF 409 AND ERF 430 TO BECOME ERF 437, ELTIVILLAS EXTENSION 1 TOWNSHIP (15/3/8; EE 409 & EE 430)**

RESOLVED B.57.07.12.12 -

THAT the application of Geoland Surveys on behalf of their client Bambawala Property and Investment Trust to consolidate erf 409 and erf 430, Bengal Street, Eltivillas Extension 1 township be approved in terms of section 92 (2)(a) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 Of 1986), subject to the following conditions:

1. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
2. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
3. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and as per current use zone.
4. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
5. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
6. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
7. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
8. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
9. The standard electricity supply per one erf is 60 Amp single phase. A maximum of only 100 kVA 3 phase may be made available upon application by a registered electrical consulting engineer on behalf of the developer. All actual costs as well as engineering services contributions will be payable up front. Only a registered 3 phase electrical contractor will be permitted to register, install, supervise, test and issue CPC's.
10. Any development will be subject to the provisions of the Makhado Land Use Scheme, 2009 and Council's related policies.

ITEM B.58.07.12.12 (originally B.58.22.11.12)**FINANCES: PROCUREMENT: CLAUSE 36: QUOTATION DEVIATIONS: QUARTER 1:
2012/2013 FINANCIAL YEAR
(8/3/1)**

RESOLVED B.58.07.12.12 –

THAT the matter be referred back and submitted anew at a next Executive Committee meeting.

QuotationDeviationsQuarter1_itm

(CFO)

ITEM B.59.07.12.12**REPORTS AND SURVEYS: OUTSTANDING MATTERS: COUNCIL RESOLUTIONS –
QUARTER 1, 2012/13 FINANCIAL YEAR
(10/1/6/1)**

RESOLVED B.59.07.12.12 -

THAT note be taken of the progress with implementing Council Resolutions in respect of meetings held during Quarter 1 of the 2012/2013 financial year, as more fully set out in Annexure G attached to the report in this regard.

(DCSS)

Council Resolution Implement Q1

ITEM B.60.07.12.12**TOWN-PLANNING AND CONTROL: PROPOSED SPECIAL CONSENT USE: ERF 947
LOUIS TRICHARDT TOWNSHIP
(15/3/8 & E.947)**

RESOLVED B.60.07.12.12-

THAT the application submitted by Rudzani Suzan Matshoko for special consent use on Erf 947, Louis Trichardt for the purpose of erecting and operating a spaza be approved in terms of Clause 21 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. The special consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, where after extension thereof may be considered by Council.
5. The area used for a spaza shall not exceed a total floor area of 30m² and is further subject to the policy of the local municipality as amended from time to time.

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. Only a 3 phase 50KVA connection can be made available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.
8. Engineering services will be payable. Actual costs will be payable.
9. Only an electrical contractor (registered 3phase installation electrician) shall be allowed to install, test and certify the installation work under supervision of the electrical engineer. This contactor will have to register with the municipality before any work commence.

SpecialConsentErf947_itm

(DDP)

ITEM B.61.07.12.12

TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: ERF 1004, LOUIS TRICHARDT TOWNSHIP, FOR THE PURPOSE OF PLACE OF INSTRUCTION (E 1004 & 15/3/8)

RESOLVED B.61.07.12.12 –

THAT the application submitted by Dladlama Rudzani to utilize Erf 1004, Louis Trichardt Township for the purpose of Place of Instruction (Crèche) be approved in terms of Clause 21 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. The special consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, where after extension thereof may be considered by Council.
5. Eight (8) parking per 100m² G.L.F.A must be provided
6. The operation must comply with municipal by-laws.
7. Only a maximum number of ten (10) persons are permitted.
8. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.

SpecialConsentErf 1004_itm

(DDP)

ITEM B.62.07.12.12**TOWN-PLANNING AND CONTROL: PROPOSED SPECIAL CONSENT USE: ERF 3253 LOUIS TRICHARDT EXTENSION 2 TOWNSHIP (15/3/8 & E.3253)**

RESOLVED B.62.07.12.12 –

THAT the application for special consent submitted by Tambani Elvis Matumba on Erf 3253, Louis Trichardt Extension 2 Township for the purposes of Dwelling Offices on erf 3253, Louis Trichardt township be approved in terms of Clause 21 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. All costs that may arise as a result of this approval are for the account of the applicant.
2. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
3. The special consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, where after extension thereof may be considered by Council.
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. Should any complaints about the operations be received, and after fair and just procedure be found valid, the consent hereby granted will be reviewed by Council.
6. All health requirements and Council By-Law in this respect must be adhered to.
7. The buildings on the subject property should maintain a residential character and appearance complementary to the environment and also in accordance with the policy of the local municipality.

SpecialConsentErf3253_itm

(DDP)

ITEM B.63.07.12.12**TOWN-PLANNING AND CONTROL:**

- 1. REZONING OF ERF 17, LOUIS TRICHARDT TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 2”: MAKHADO AMENDMENT SCHEME NO. 51**
- 2. SIMULTANEOUS APPLICATION FOR A WRITTEN CONSENT IN TERMS OF CLAUSE 22 OF THE MAKHADO LAND-USE SCHEME, 2009, TO CONDUCT A “GUEST HOUSE & TEA GARDEN” ON THE ERF (E 17 & 15/2/2/1/267)**

RESOLVED B.63.07.12.12 –

THAT the Council in terms of section 56(9) (a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approve the application received from Developlan on behalf of Tritex

Motors.cc to rezone of Erf 17 Louis Trichardt Township from “Residential 1” to “Residential 2”, simultaneously with the written consent in terms of clause 22 of the Makhado Land-Use Scheme, 2009 for the purpose of Guest House and Tea Garden subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. Only a 3 phase 50KVA connection can be made available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.
8. Engineering services will be payable. Actual costs will be payable.
9. A professional electrical engineer must do the design of the electrical layout and only an electrical contractor (registered 3 phase installation electrician) shall be allowed to install, test and certify the installation work under supervision of the electrical engineer. This contractor will have to register with the municipality before any work commence.
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.

ITEM B.64.07.12.12**TOWN-PLANNING AND CONTROL:**

- 1. REZONING OF ERF 968, LOUIS TRICHARDT TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 3”: MAKHADO AMENDMENT SCHEME NO. 27**
- 2. SIMULTANEOUS CONSENT USE: PROPOSED RELAXATION OF DENSITY (E968 & 15/4/2/2/1//259)**

RESOLVED B.64.07.12.12 –

THAT Council in terms of section 56 of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) disapproves the application received from Fulwana Planning Consultants on behalf of their client Mukondi Takalani Netshiungani to rezone Erf 968 Louis Trichardt from “Residential 1” to “Residential 3”, as it does not align with Council’s Densification Policy, 2012 but approves rezoning from “Residential 1” to “Residential 2” with a density of 45 units per hectare, subject to the following conditions.

1. The development must comply with the Makhado Land Use Management Scheme, 2009.
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. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. Only a 3 phase 50KVA connection can be made available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.
8. The developer must appoint a professional electrical engineer to apply for the connection, designed, and supervise the installation work.
9. Only an electrical contractor (registered 3phase installation electrician) shall be allowed to install, test and certify the installation work. And all actual and engineering costs will be for the developer account. The contractor must register with municipality before any work commence.
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.

RezoningErf968_itm

(DDP)

ITEM B.65.07.12.12

TOWN-PLANNING AND CONTROL:

- 1. PROPOSED REZONING OF PORTION 17 OF ERF 4285, LOUIS TRICHARDT EXTENSION 4 FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 3” FOR OVERNIGHT ACCOMMODATION: MAKHADO AMENDMENT SCHEME NO. 6**
- 2. SIMULTANEOUS SPECIAL CONSENT: DENSITY INCREASE (E.4285/17 & 15/4/2/2/1/238)**

RESOLVED B.65.07.12.12 –

THAT the Council in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) approves the application received from Developlan on behalf of their client Madina Family Trust to rezone Portion 17 of Erf 4285, Louis Trichardt Extension 4 Township from “Residential 1” to “Residential 3”, but that it disapproves of the special consent application in terms of clause 21 of the Makhado Land Use Scheme, 2008 for relaxation of density to 65 units per hectare, 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 and only the primary rights of **45** units per hectare is granted.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. Only 1 X 60A single phase connection will be available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.

8. A professional electrical engineer must do the design of the electrical layout and only an electrical contractor (registered 3 phase installation electrician) shall be allowed to install, test and certify the installation work under supervision of the electrical engineer. This contractor will have to register with the municipality before any work commence.
9. All actual and engineering costs, where applicable, will be for the developers account. The applicable tariff shall apply.
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.

RezoningPortion17Erf4285_itm

(DDP)

ITEM B.66.07.12.12

TOWN-PLANNING AND CONTROL: CONSOLIDATION OF ERVEN 1190 AND 1192, LOUIS TRICHARDT TOWNSHIP (15/3/8; E 1190 & E 1192)

RESOLVED B.66.07.12.12 –

THAT the application of Geoland Surveys on behalf of their client Rottcher Family Trust to consolidate erf 1190 and erf 1192, Burger Street, Louis Trichardt township be approved in terms of section 92 (2)(a) of the Town-Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), subject to the following conditions:

1. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required
2. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
3. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and as per current use zone.

4. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
5. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
6. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
7. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
8. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
9. Only a 3 phase 50KVA connection per stand can be made available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management, whose decision is final.
10. A professional electrical engineer must do the design of the electrical layout and only an electrical contractor (registered 3 phase installation electrician) shall be allowed to install, test and certify the installation work under supervision of the electrical engineer. This contractor will have to register with the municipality before any work commence.

Consolidation erf 1190 and erf 1992

(DDP)

ITEM B.67.07.12.12

**TOWN-PLANNING AND CONTROL: CONSOLIDATION OF ERF 5104 AND REMAINDER OF ERF 410 AND PORTION 1 OF ERF 410, LOUIS TRICHARDT TOWNSHIP
(15/3/8; E 5104, 410/R & E 410/1)**

RESOLVED B.67.07.12.12 -

THAT the application of Geoland Surveys on behalf of their client BIJSHI (Pty) Ltd. to consolidate Erf 5104 with the Remainder of Erf 410 and Portion 1 of Erf 410, Louis Trichardt township be approved in terms of section 92 (1)(b) of the Town-Planning and Townships Ordinance, 1986 (Ordinance 15 Of 1986), subject to the following conditions:

1. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
2. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.

3. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and as per current use zone.
4. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
5. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
6. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
7. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
8. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
9. At erf 5104 there is 250 kVA electricity supplies available. Both erven 410/RE and 410 portion 1 has 25 kVA. Thus the total available electricity capacity on the proposed consolidated stand will be 300 kVA. It needs to be mentioned that if the developer wants to consolidate the electrical connections to 300 kVA a mini substation will have to be installed as that capacity cannot be supplied by the existing low voltage line. All cost will be for the developer.
10. A professional electrical engineer must do the design of the electrical layout and only an electrical contractor (registered 3 phase installation electrician) shall be allowed to install, test and certify the installation work under supervision of the electrical engineer. This contractor will have to register with the municipality before any work commence.
11. All actual electricity supply costs, where applicable, will be for the developers account. The applicable tariff shall apply. Engineering services contributions will also be payable.
12. A rezoning application must be lodged in order for both properties to have the same zoning. This must be done before a Regulation 38 Certificate can be issued to conclude the consolidation process.

(DDP)

ITEM B.68.07.12.12**TOWN-PLANNING AND CONTROL: PROPOSED SUBDIVISION OF PORTION 32, FARM RIETVLY 276 LS
(15/3/8 & 15/3/15)**

RESOLVED B.68.07.12.12 -

THAT in terms of the provisions of the Subdivision of Land Ordinance, No. 20 of 1986 the subdivision of the farm Rietvly 276-LS into two portions in extent 4,6223 Hectares (Remainder portion 32) and 4,6223 Hectares (Portion A) be approved, and that there is no objection against the final approval thereof, subject to the following conditions:

1. The property is still zoned “agricultural” and agriculture uses remain primary rights.
2. 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.
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 Occupational Health and Safety Act, 1993. The applicable tariff shall apply
4. Applicant must submit satisfactory proof that each proposed portion has its own sustainable potable water supply source that will provide sufficiently for the intended land use. This condition must be a condition of sale and in the deed of transfer of ownership of each property.
5. Comments from SANRAL must be obtained.
6. The Department of Co-operative Governance, Human Settlements and Traditional Affairs must consent to this subdivision. (DDP)

SubdivisionPortion32FarmRietvley_itm

ITEM B.69.07.12.12**TOWN-PLANNING AND CONTROL: PROPOSED SUBDIVISION: FARM MARTON 231 LS
(15/3/8 & 15/3/15)**

RESOLVED B.69.07.12.12 –

THAT the Municipality have no objection against the subdivision of the farm Marton 231 LS into two portions in extent 27 hectares (Portion A) and 243 hectares (Portion B), subject to the following conditions:

1. The property is still zoned “agricultural” and agriculture uses remain primary rights.
2. 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.

3. Only a 3 phase 100KVA connection can be made available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection) through a professional electrical engineer for consideration by top management.
4. Engineering services will be payable if applicable. Actual costs will be payable.
5. Only an electrical contractor (registered 3phase installation electrician) shall be allowed to install, test and certify the installation work under supervision of the electrical engineer. This contractor will have to register with the municipality before any work commence. Applicant must submit satisfactory proof that each proposed portion has its own sustainable potable water supply source that will provide sufficiently for the intended land use. This condition must be a condition of sale and in the deed of transfer of ownership of each property.
6. Comments from SANRAL must be obtained.
7. The Department of Co-operative Governance, Human Settlements and Traditional Affairs must consent to this subdivision. (DDP)

Subdivision_FarmMarton

ITEM B.70.07.12.12

**ORGANIZATIONS: PROPOSED PAYMENT OF TRAVELLING AND SUBSISTENCE ALLOWANCE: AMBASSADOR OF GOODWILL AND PEACE FOR MAKHADO LOCAL MUNICIPALITY
(12/3/3/82)**

REMARK:

This matter was referred from item A.190.13.12.12 (originally A.190.06.12.12)

RESOLVED B.70.07.12.12 -

THAT the matter be referred back pending further investigation of lawful enabling legislation to incur expenditure for this purpose, and whether it will comply with the Local Government: Municipal Finance Management Act, 2003 provisions.

AmbassadorGuidelines_itm

(DCOMS/DCSS)

ITEM B.71.07.12.12

TOWN-PLANNING AND CONTROL:

1. **PROPOSED CONSOLIDATION: PORTIONS 2 AND 3, ERF 785, LOUIS TRICHARDT TOWNSHIP**
2. **PROPOSED REZONING OF THE CONSOLIDATED PORTION 2 AND PORTION 3 OF ERF 785, LOUIS TRICHARDT TOWNSHIP FROM ‘RESIDENTIAL 1’ TO ‘RESIDENTIAL 3’: MAKHADO AMENDMENT SCHEME NO. 37
(E785 & 15/4/2/2/1/269)**

REMARK:

This matter was referred from item A.201.13.12.12 (originally A.201.06.12.12).

RESOLVED B.71.07.12.12 –

THAT the matter be referred back and submitted anew at the first following Executive Committee meeting.

Consolidation&RezoningErf785_itm

(DDP)

ITEM B.72.07.12.12

TOWN-PLANNING AND CONTROL: REZONING OF ERF 3055, LOUIS TRICHARDT EXTENSION 9 TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 2”:
MAKHADO AMENDMENT SCHEME NO. 50
(E 3055 & 15/2/2/1/267)

REMARK:

This matter was referred from item A.202.13.12.12 (originally A.2012.06.12.12).

RESOLVED B.72.07.12.12 –

THAT the matter be referred back and submitted anew at the first following Executive Committee meeting.

RezoningErf3055_itm

(DDP)

ITEM B.73.13.12.12

TOWN-PLANNING AND CONTROL:

1. **PROPOSED CONSOLIDATION: PORTIONS 2 AND 3, ERF 785, LOUIS TRICHARDT TOWNSHIP**
2. **PROPOSED REZONING OF THE CONSOLIDATED PORTION 2 AND PORTION 3 OF ERF 785, LOUIS TRICHARDT TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 3”:** MAKHADO AMENDMENT SCHEME NO. 37
(E785 & 15/4/2/2/1/269)

RESOLVED B.73.13.12.12 –

THAT the matter be referred to Council for a decision on the policy related issue at its meeting scheduled for 31 January 2013.

Consolidation&RezoningErf785_itm

(DDP)

ITEM B.74.13.12.12

TOWN-PLANNING AND CONTROL: REZONING OF ERF 3055, LOUIS TRICHARDT EXTENSION 9 TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 2”:
MAKHADO AMENDMENT SCHEME NO. 50
(E 3055 & 15/2/2/1/267)

RESOLVED B.74.13.12.12 –

THAT the Council in terms of section 56 (9)(a) of the Town-Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) approves the application received from DEVELOPLAN Town Planning

Consultants on behalf of their client AMPEE PROP TRUST (Reg. no. 7755/2005) to rezone of Erf 3055 Louis Trichardt Extension 9 from “Residential 1” to “Residential 2” based on the fact that the property is larger than 2500m² in extent, for the purpose of erecting town houses for rental, subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 2” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. Only a 3 phase 50KVA connection can be made available. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing connection up to 100 kVA) through a professional electrical engineer for consideration by top management.
8. Engineering services will be payable. Actual costs will be payable.
9. A professional electrical engineer must do the design of the electrical layout and only an electrical contractor (registered 3 phase installation electrician) shall be allowed to install, test and certify the installation work under supervision of the electrical engineer. This contractor will have to register with the municipality before any work commence.
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.

* * * * *

The meeting was closed and adjourned at 16:35.

Approved and confirmed in terms of the provisions of Clause 34 of the Rules and Orders, 2007 promulgated in Provincial Gazette No. 1391 of 31 August 2007 under Local Authority Notice 228, by a resolution of the Council passed at the meeting held on 31 January 2013.

CHAIRPERSON

MDM/lh/SpecialCouncilMinutes_82