

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SUPPORT AND SHARED SERVICES

MINUTES OF THE EIGHTY THIRD (83RD) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 28 FEBRUARY 2013 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, MAKHADO AT 14:00.

PRESENT

Councillors

BALOYI, R S	MBOYI, M D
CHILILO, N F	MOGALE, L P
DU PLOOY, A	MTHOMBENI S Z
HLABIOA, M M	MUKHAHA A J
HLONGWANE, B F	MUKHARI M F
JOOMA Z	MULOVHEDZI, M D
LUDERE E H	MUTAVHATSINDI F D
LUDUVHUNGU, V S	MUTELE, T M
MACHETHE, M S	NDWAMMBI, M T
MADZHIVHANDILA, M R	NDZOVELA N G
MAGADA, M R	NELUVHOLA, A T
MAHANI, M G	NEMAFHOHONI, M G
MAKHUBELE R T	NETSHIVHULANA, T P
MAKHUVHA, V S	NGOBENI, N E
MALANGE, R	NKANYANI, R G
MALANGE, T M	RAMUDZULI, S D
MALIMA, M E	RASIMPHI, M P
MAMAFHA, T J	RATSHIKUNI, D T
MAMAFHA, T C	RATSHIVHOMBELA, M Q
MAPHAHLA, A Z	REKHOTSO, S M
MAPHALA, O S	RIKHOTSO, F J
MASHIMBYE, P F	SAKHWARI, I
MASUKA S	SELEPE, M R
MATHALISE, L M	SHANDUKANI, M J
MATHAVHA, H F	SINYOSI, S M
MATHOMA, M P	THANDAVATHU R
MATODZI, A M	TSHAVHUYO, T G
MATUMBA, M T	TSHILAMBYANA, M S
MTUMBA, N J	UNDERWOOD, J P

Traditional Leaders

KHOSI R H SINTHUMULE

Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT & PLANNING)
E L MUGARI	(DIRECTOR COMMUNITY SERVICES)
M M MAKHADO	(DEPARTMENT CORPORATE SUPPORT & SHARED SERVICES)
N A MATHIVHA	(ACTING CHIEF FINANCIAL OFFICER)
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 28 February 2013 to Cllrs N P Balibali, M M Lerule-Ramakhanya, F F Madavhu, M S Mamatsiari, F F Madavhu, M J Gabara, N Kutama and N S Munyai.

REMARK:

1. The following Councillors and Traditional Leaders were not present at the meeting:
 - a. Cllrs N D Davhana, A Kennealy, R Ludere, F N Madzhiga, M P Mazibuko, T A Mbadi, S V Mahladisa and T P Mamorobela.
 - 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. A vacancy existed in that Mr M O Ahmed had resigned as Proportional Representative Councillor of Makhado Municipality with retrospective effect of February 2012, as recorded in a letter received on 11 October 2012.

3. OFFICIAL ANNOUNCEMENTS

The Speaker, Cllr L B Mogale announced that on Friday, 1 March 2013 the MEC for Health and Social Development, Dr Norman Mabasa, would be launching the Integrated School Health Programme at Tshitungulela Secondary School in Tshikwarani at 10:00.

4. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER

- 4.1 The Speaker, Cllr L B Mogale proposed congratulations to the House of Traditional Leaders in Vhembe District for the officially opening of the Traditional House at Ha-Manenzhe Village on Friday, 22 February 2013.
- 4.2 The Speaker, Cllr L B Mogale proposed congratulations to the Premier of Limpopo Province, Mr Cassel Mathale for successfully delivering the 2013 State of the Province Address on Thursday, 21 February 2013 at the Legislative Chamber, Lebowakgomo.
- 4.3 The Speaker, Cllr L B Mogale proposed congratulations to the Minister of Finance, Mr Pravin Gordhan for the successful delivery of the 2013 Budget Speech on Wednesday, 20 February 2013.

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS

None

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): 83rd Special Council Meeting: 28 February 2013

ITEM A.9.28.02.13 (originally A.9.25.04.13)

COUNCIL COMMITTEES: RETURN OF ATTENDANCE OF MEETINGS OF COUNCIL AND ITS COMMITTEES – JULY 2012 TO DECEMBER 2012 – QUARTER 1 AND 2, 2012/2013 FINANCIAL YEAR (4/1/B)

RESOLVED A.9.28.02.13 -

1. THAT note be taken of the number of meetings held by Council and its Committees for the period 1 July 2012 to 31 December 2012 as follows:

DATE 2012	PORTFOLIO COMMITTEES	EXECUTIVE COMMITTEE	COUNCIL
JULY	12	2	1
AUGUST	16	4	2
SEPTEMBER	11	1	0
OCTOBER	9	0	0
NOVEMBER	13	3	2
DECEMBER	5	2	1
TOTAL FOR MIDYEAR	66	12	6

(DDP)

2. THAT note be taken of the *Return of Attendance of meetings by councilors* for the period 1 July 2012 to 31 December 2012 as more fully recorded in the report in this regard.

Return of Attendance July to December 2012

(DDP)

ITEM A.10.28.02.13

ESSENTIAL SERVICES: DOMESTIC REFUSE REMOVAL FROM PRIVATE RESIDENTIAL PREMISES IN PROCLAIMED TOWNSHIPS (16/4/1/2)

RESOLVED A.10.28.02.13 -

1. THAT Council considers a possible change in practice of issuing private residential premises with black refuse removal bags free of charge which presently results in approximately R10,00 per a four week month, per private residential premises which at present consists of a total number of 12,735.

(DTS)

2. THAT subject to the outcome of paragraph 1 above, a period of three (3) months' notice be given to each private residential premises, and furthermore that strict approach be followed if a collection of refuse from such service points is not in the prescribed standard refuse removal bag, a penalty must be imposed. (DTS)

RefuseBags_itm

ITEM A.11.28.02.13

ESSENTIAL SERVICES: CLAUSE 36 APPOINTMENT: FINAL DESIGNS AND IMPLEMENTING: PROPOSED NEW MAKHADO WASTE DISPOSAL FACILITY (16/4/1/5)

REMARK:

This item was referred as item B.21.25.02.13.

ITEM A.12.28.02.13

COUNCIL LAND: PROPOSED SALE: ERF 1903, WATERVAL TOWNSHIP (7/4/1/3 & 7/3/2/1)

RESOLVED A.12.28.02.13 –

THAT the application for the purchase of erf 1903, Waterval Township by Ms S. J. Maluleke per private contract be approved in principle, subject to the following conditions: -

1. The intention to sell erf 1903, Waterval Township be advertised in a local newspaper for comments and objections.
2. The property be sold at a market related valuation determined by a professional valuer which will serve as the purchase price.
3. The developer submits a development proposal for consideration by the Executive Committee.
4. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further two (2) years.
5. In the event that the developer failed to complete the development as required under paragraph 4 above, the property shall revert back to Council without compensation by the Municipality to the developer for any improvements on the property.
6. The standard conditions for sale of Municipal land will further apply.
7. The purchaser will be responsible for the rezoning of the property to suit the intended land use and will carry all costs in this regard. Council will not be liable in the event that the intended rezoning is opposed by any stakeholder.
8. The landowner must appoint a surveyor for the subdivision and the costs will be embodied in the purchase price.
9. The Municipality cannot guarantee water, sewer and electricity services to the site as it is not the licensed service provider thereof. (DDP)

PurchaseErf1903Waterval_itm

ITEM A.13.28.02.13**COUNCIL LAND: PROPOSED SALE: ERF 971, HLANGANANI TOWNSHIP
(7/4/1/3 & 7/3/2/1)**

RESOLVED A.13.28.02.13 –

THAT the Council approves the application for the purchase of erf 971, Hlanganani Township for purpose of establishing sewing, catering and deco co-operative company, and if approved, it be subject to the following conditions:

1. The intention to sell the Municipal land be advertised in a local newspaper for comments and objections.
2. 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.
3. In the event that the developer failed to complete the development as required under paragraph 2 above, the property shall revert back to Council without compensation by the Municipality to the developer for any improvements on the property.
4. The property be sold at a market related valuation determined by a professional valuer, which will serve as the purchase price.
5. The developer submits a development proposal for consideration by the Executive Committee.
6. The purchaser will be responsible for the rezoning of the land, if applicable.

PurchaseErf971Hlanganani_itm

(DDP)

ITEM A.14.28.02.13**COUNCIL LAND: PROPOSED SALE: ERF 411, LOUIS TRICHARDT TOWNSHIP
(E411)**

RESOLVED A.14.28.02.13 –

THAT the applicants for the proposed purchase of erf 411, Louis Trichardt township be informed that Makhado Local Municipality cannot consider their requests in view thereof that the land does not belong to the Municipality, and that it be noted that the title deed for transfer of the property to Municipality is still being awaited.

PurchaseErf411_itm

(DDP)

ITEM A.15.28.02.13**COUNCIL LAND:**

- 1. PROPOSED SALE: PORTION 1311, FARM HA-TSHIKOTA (VLEYFONTEIN 316 LS) TOWNSHIP**
- 2. PROPOSED SUBDIVISION AND REZONING
(7/4/1/3 & 15/3/8)**

RESOLVED A.15.28.02.13 –

THAT the application for the purchase, subdivision and rezoning of portion 1311, Farm Ha-Tshikota (Vleyfontein 316 LS) Township by Pastor R J Mudziwa on behalf of the “Reaching Communities for Christ Church” per private contract be approved in principle, subject to the following conditions: -

1. The intention to sell, subdivide and rezone a portion of portion 1311, Farm Ha-Tshikota (Vleyfontein 316 LS) Township be advertised in a local newspaper for comments and objections, if any.
2. The property be sold at a market related valuation determined by a valuer and which will serve as the purchase price, and that 50% discount on the purchase price be granted in terms of Council policy for the sale of land to bona fide local churches.
3. The developer submits a development proposal for consideration by the Executive Committee.
4. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further two (2) years.
5. In the event that the developer failed to complete the development as required under paragraph 4 above, the property shall revert back to Council without compensation by the Municipality to the developer for any improvements on the property.
6. The standard conditions for sale of municipal land will further apply.
7. The purchaser will be responsible for the rezoning of the property to suit the intended land use and will carry all costs in this regard.
8. The landowner must appoint a surveyor for the subdivision and the costs will be embodied in the purchase price.
9. The Municipality cannot guarantee water, sewer and electricity services to the site as it is not the licensed service provider thereof. (DDP)

PurchaseErf1311Tshikota_itm

ITEM A.16.28.02.13**FINANCES:**

- 1. APPROVED 2012/13 ADJUSTMENT BUDGET**
- 2. SECTION 79 COMMITTEE CHAIRPERSONS
(6/1/1(12/13))**

REMARK:

When this matter was considered Cllr N R Thandavhathu proposed, duly seconded by Cllr F J Rikhotso that the following Councillors be appointed as Chairpersons of Section 79 Committees, each one for the Committee indicated against the name:

CHAIRPERSON	SECTION 79 COMMITTEE
Cllr N D Davhana	Finance
Cllr A J Mukhaha	Sports and Recreation, Arts and Culture
Cllr S Z Mthombeni	Youth, Women, Gender, Elderly, People with Disability
Cllr S M Rikhotso	Technical Services and Infrastructure
Cllr T J Mamafha	Community Services
Cllr L M Mathalise	Corporate Services
Cllr N F Chililo	Corporate Services Sub-committee: (a) Local labour Forum and Employment Equity
Cllr M P Mathoma	Planning, Economic Development, Tourism and Traditional Affairs
Cllr M S Tshilambwana	Planning, Economic Development, Tourism and Traditional Affairs Sub-Committee: (a) Housing, Roads and Transport
Cllr M J Gabara	Disaster, Moral Regeneration and Pastors Forum
Cllr T M Malange	Municipal Public Accounts Committee

No other proposal was received and the seconded proposal by Cllr F J Rikhotso was recorded as Council Resolution in paragraph 6 herein below.

RESOLVED A.16.28.02.13 –

1. THAT the Operational Estimates for the 2012/13 financial year be adjusted in line with proposals as recorded in the report and more fully set out in Annexure A attached to the report in this regard. (CFO)
2. THAT the Chief Financial Officer investigates the possible writing off of outstanding monies from debtors in R293 towns and submits a report to the next Executive Committee meeting. (CFO)
3. THAT the critical posts identified in the Office of the Municipal Manager i.e. Performance Management Unit Manager, Operational Manager and Personal Assistant, be filled through normal recruitment procedure, only after Council has approved the organogram for the 2013/2014 financial year. (DCSS)

4. THAT after interaction between the Office of the Mayor and the Office of the Speaker the official vehicle of the Office of the Mayor be allocated to the Office of the Speaker and another vehicle be procured for the Office of the Mayor. (DCOMS)
5. THAT the provisions about Chairpersons of Section 79 Committees be implemented in accordance with Notice No. 1032 promulgated in Gazette No. 35962 dated 7 December 2012. (CFO/DCOMS)
6. THAT the appointment of Chairpersons of Section 79 Committees as recorded in Council Resolution A.110.02.08.12 be amended, where applicable, to be as follows with effect of 28 February 2013:

CHAIRPERSON	SECTION 79 COMMITTEE
Cllr N D Davhana	(2) Finance
Cllr A J Mukhaha	(3) Sports and Recreation, Arts and Culture
Cllr S Z Mthombeni	(4) Youth, Women, Gender, Elderly, People with Disability
Cllr S M Rikhotso	(5) Technical Services and Infrastructure
Cllr T J Mamafha	(6) Community Services
Cllr L M Mathalise	(7) Corporate Services
Cllr N F Chililo	(7) Corporate Services Sub-committee: (a) Local labour Forum and Employment Equity
Cllr M P Mathoma	(8) Planning, Economic Development, Tourism and Traditional Affairs
Cllr M S Tshilambwana	(8) Planning, Economic Development, Tourism and Traditional Affairs Sub-Committee: (a) Housing, Roads and Transport
Cllr M J Gabara	(9) Disaster, Moral Regeneration and Pastors Forum
Cllr T M Malange	(11) Municipal Public Accounts Committee

(DCOMS/DCSS/CFO)

7. THAT it be noted that Council Resolution A.110.02.08.12 further approved the following appointment of Chairpersons of Section 79 Committees:

CHAIRPERSON	SECTION 79 COMMITTEE
1. Cllr F N Madzhiga	(10) Rules & Ethics
2. Cllr S V Mathladise	(7)(c) Pension Funds

(DCOMS/DCSS/CFO)

8. THAT it be noted that Speaker is the Chairperson of the Women's Caucus Committee as appointed under Council Resolution A.191.13.12.12.

AdjustmentBudget_itm

(DCOMS/DCSS/CFO)

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6.2 Resolutions of the Council in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 83rd Special Council Meeting: 28 February 2013

ITEM B.6.07.02.13

ORGANISATIONS: LOCAL ECONOMIC DEVELOPMENT: REPORT OF THE SANGANAI/HLANGANANI WORLD TOURISM FAIRE AND EXHIBITION HELD IN HARARE-ZIMBABWE FROM 18-22 OCTOBER 2012 (12/3/2/2)

RESOLVED B.6.07.02.13 –

1. THAT as contained in the report attached as **Annexure A**, and taking into cognisance Council Resolution A.143.24.08.12 the report be noted and accepted by Council as a true reflection of what happened at the Sanganai/Hlanganani World Tourism Faire held from 18 to 22 October 2012 in Harare. (DDP)
2. THAT possible opportunities to attract tourism and tourism type investments to Makhado be identified, and funds to promote such opportunities be referred to the 2013/14 Estimates for consideration.

ReportSanganai_itm

(DDP/CFO)

ITEM B.7.07.02.13

TOWN-PLANNING AND CONTROL: APPLICATION FOR SPECIAL CONSENT: PORTION 1 OF ERF 2504, LOUIS TRICHARDT EXTENSION 1 TOWNSHIP: 2ND DWELLING (15/3/8; E2504/1)

RESOLVED B.7.07.02.13 –

THAT the application for special consent use submitted by Mr J Pretorius to permit a second dwelling unit on portion 1 of erf 2504, Louis Trichardt Extension 1 Township be approved in terms of clause 21 of the Makhado Land-Use Scheme, 2009 subject to the following terms and conditions:

1. No development may commence without approved building plans.
2. The development must comply with the Makhado Land Use Scheme, 2009 in operation.
3. All costs that may arise as a result of this approval be for the account of the applicant.
4. The consent granted be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
5. The building to be erected must comply with municipal By-laws and National Building regulations.

6. The existing supply capacity is 16 kVA single phase. No additional municipal services will be provided on the property and connections must be made from the existing dwelling. Only one connection service point per erf will be provided.
7. The electrical contractor **shall** comply with the amended Electrical Installations Regulations. The contractor will have to register at the municipality BEFORE the work commence.

SpecialConsentPortion1Erf2504_itm

(DDP)

ITEM B.8.07.02.13

TOWN-PLANNING: PROPOSED SPECIAL CONSENT: PORTION 1 OF ERF 3054 LOUIS TRICHARDT TOWNSHIP EXTENSION 9: GRANNY FLAT (E 3054/1 & 15/3/8)

RESOLVED B.8.07.03.13 –

THAT the application submitted by G C and S J Liebenberg to erect a granny flat on Erf 3054, Louis Trichardt, Extension 9 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. The proposed granny flat may not exceed 70m² in extent.
3. All costs that may arise as a result of this approval are for the account of the applicant.
4. The existing electricity supply to the stand is 60Amp Single Phase. No additional capacity will be made available and the granny flat will have to be utilized with the existing supply available to the stand.
5. Only a registered 1 or 3 phase electrical contractor will be allowed to register, install, supervise, test and issue a COC in respect of the granny flat.
6. 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.
7. The operation must comply with municipal by-laws.
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 3054/1_itm

(DDP)

ITEM B.9.07.02.13**TOWN-PLANNING: PROPOSED SPECIAL CONSENT: ERF 4383, LOUIS TRICHARDT, EXTENSION 8 TOWNSHIP: SPAZA (EE 4383 & 15/3/8)**

RESOLVED B.9.07.02.13 –

THAT the application submitted by M E Netshitahame for special consent for the purposes of a Spaza on erf 4383, Louis Trichardt Extension 8 Township be approved in terms of Clause 22 of the Makhado Land-Use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land-Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. The 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 may not be sold and the residential use remains the main use of the property.
7. The house's residential character must be retained and it must be permanently occupied.
8. The total floor area of the spaza shall not exceed 30m².
9. The existing supply to the stand is 60Amp Single Phase. No additional capacity will be made available and the Spaza Shop will have to be utilized with the existing supply available to the stand.
10. Only a registered 1 or 3 phase electrical contractor will be allowed to register, install, supervise, test and issue COC's to the granny flat.

Special Consent Erf 4383_itm

(DDP)

ITEM B.10.07.02.13**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: PORTION 1 OF ERF 1935 LOUIS TRICHARDT EXTENSION 2 TOWNSHIP: ADDITIONAL DWELLING UNIT (E 1935/1 & 15/3/8)**

RESOLVED B.10.07.02.13 –

THAT the application submitted by T J and T E Maja to erect an additional dwelling unit on Portion 1 of Erf 1935, Louis Trichardt Extension 2 Township be approved in terms of Clause 22 of the

Makhado Land-Use Scheme, 2009 subject to the following terms and conditions:

1. No development may commence without approved building plans.
2. Site Development Plan must be submitted for consideration prior to the submission of building plans.
3. The use must comply with the Makhado Land-Use Scheme, 2009.
4. All costs that may arise as a result of this approval are for the account of the applicant.
5. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
6. The operation must comply with municipal by-laws and the National Building regulations.
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. The existing supply capacity is 16 kVA single phase. No additional municipal services will be provided on the property and connections must be made from the existing dwelling.
9. Only one connection point per erf will be provided.
10. The electrical contractor **shall** comply with the amended Electrical Installations Regulations. The contractor will have to register at the municipality BEFORE the work commence.

Special Consent Erf 1935/1_itm

(DDP)

ITEM B.11.07.02.13

TOWN-PLANNING AND CONTROL: PROPOSED CONSOLIDATION OF ERF 2585, ERF 2586, ERF 2587, ERF 2590 AND ERF 4260, LOUIS TRICHARDT EXTENSION 5 TOWNSHIP (15/3/6; E 2585, E 2586, E2587, E2590 & E 4260)

RESOLVED B.11.07.02.13 –

THAT the application of Geoland Surveys on behalf of their client Louis Trichardt Beer Wholesalers (Pty) Ltd. to consolidate Erf 2585, Erf 2586, Erf 2587, Erf 2590 and Erf 4260, Louis Trichardt Extension 5 Township be approved in terms of section 92 (1)(b) of the Town-planning and Township 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. The 5 stands to be consolidated into 1 will only be allowed one connection and one account. Only a maximum of 100 kVA 3 phase may be made available.
6. An electrical consulting engineer will have to apply on behalf of the developer for the capacity required. Electrical designs must be submitted for approval. The electrical engineer must conduct general supervision on the electrical installation on the premises.
7. All actual and engineering costs will be payable upfront.
8. Only a registered 3 phase electrical contractor will be allowed to register, install, supervise, test and issue COC's.
9. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.
10. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
11. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
12. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.

ConsolidationErf2585-4260_itm

(DDP)

ITEM B.12.07.02.13

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

RESOLVED B.12.07.02.13 –

THAT the application of Geoland Surveys on behalf of their clients Mr P K Mudzusi, Mr T J Mudzusi and Ms L L Mudzusi to subdivide erf 808 Louis Trichardt Township into four (4) portions be approved in terms of section 92 (2) (a) of the Town-Planning and Township Ordinance, 15 of 1986 subject to the following conditions:

1. Portion 1 must have one access on Vorster Street.
2. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
3. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be

available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's border. The applicant must take note that the municipality will not be able to provide additional electricity supply capacity.

4. The electrical contractor must be qualified and registered at the Electrical Contractor's Board and must register with the municipality before any work commence.
5. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
6. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used accordance with its approved land use zone as determined by the Land Use Scheme.
7. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
8. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.
9. The applicant 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.
10. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
11. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
12. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
13. The applicable contents of Council Resolution A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

ITEM B.13.07.02.13**TOWN-PLANNING AND CONTROL: PROPOSED SUBDIVISION OF ERF 1201, LOUIS TRICHARDT TOWNSHIP
(15/3/8, E 1201)**

RESOLVED B.13.07.02.13 –

THAT the Council disapproves the application received from Geoland Opmetings Incorporated on behalf of their client Stantina Eiendomme CC to subdivide Erf 1201, Louis Trichardt township, due to the fact that the motivation is inconsistent with the zoning of the property since the area is earmarked for industrial purpose as per Makhado Land-use Scheme, 2009.

SubdivisionErf1201_itm

(DDP)

ITEM B.14.07.02.13**TOWN-PLANNING AND CONTROL: PROPOSED SUBDIVISION OF THE REMAINDER OF PORTION 91 AND PORTION 92 OF THE FARM RONDEBOSCH 287 L.S
(15/3/8 & 15/3/15)**

RESOLVED B.14.07.02.13 -

THAT the Municipality does not have objection for the subdivision of the Remainder of portion 91 (a portion of portion 53) of the farm Rondebosch 287 LS is in extent 6, 5458 hectares while Portion 92 (a portion of portion 53) of the same farm is in extent 6, 5606 hectares into four and three portions respectively varying in size between 1, 44 hectare and 2, 18 hectares, 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. Each portion shall have its own MV to LV electricity supply, meter box and account. The capacity of the 7 proposed portions, less the existing one of the original two portions 91 and 92, shall not exceed 100 kVA.
4. The applicant must appoint a professional electrical engineer to apply for the supply points and the connections, submit designs for approval, and supervise all the MV (Medium Volt) & LV (Low Voltage) construction and installation work.
5. The applicant must further appoint an electrical contractor whom must be a registered 3 phase installation electrician whom shall be allowed to register, install, test and certify all the LV installation work.
6. The applicant shall pay for all engineering contributions, maintenance fees, basic charges and consumptions that relates to the 100 kVA capacity and of the individual portions. All required supply and way leave agreements shall be signed off by the applicants.

7. The applicant's engineer shall also be responsible for MV design to be submitted and approved by the Municipality. The Applicants shall therefore also appoint a MV electrical contractor to construct and hand over the MV line to the Municipality. The engineer and the contractor shall meet the Municipalities qualifying requirements.
8. The Engineer shall execute general supervision over the MV and LV work and all specification and standards in terms with the OHS Act and all the Municipality's practices and policies for the construction of MV and LV electrical systems shall be adhere to.
9. 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.
10. The Department of Co-operative Governance, Human Settlements and Traditional Affairs must consent to this subdivision.

SubdivisionPortion91&92Rondebosch_itm

(DDP)

ITEM B15.07.02.13

TOWN-PLANNING AND CONTROL:

- 1. PROPOSED REZONING OF ERF 77, LOUIS TRICHARDT TOWNSHIP FROM 'RESIDENTIAL 1' TO "RESIDENTIAL 3": MAKHADO AMENDMENT SCHEME NO. 52**
- 2. SIMULTANEOUS APPLICATION FOR SPECIAL CONSENT: RESIDENTIAL ROOMS FOR RENTAL (E 77 & 15/2/2/1/267)**

RESOLVED B.15.07.02.13 –

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 Mulaudzi M.C and N.E to rezone of Erf 77, Louis Trichardt Township from "Residential 1" to "Residential 3", simultaneously with a Special Consent for the purpose of erecting Rental Rooms, 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 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. Engineering services contributions will be payable and will be calculated in accordance with Council's formula for such services.
7. The existing supply capacity is 50 kVA three phase. A maximum of 100 kVA 3 phase

electrical supply may be made available on a formal application of developer's professional electrical engineer.

8. The design of the internal electrical layout must be done by the developer's professional electrical engineer. The electrical engineer and electrical contractor **shall** comply with the amended Electrical Installations Regulations.
9. Engineering contribution as well as actual costs will be payable should the existing supply capacity be not enough for the development. Engineering and actual costs will only be calculated when the application is received from the developer's engineer. And all actual and engineering costs will be for the developer account.
10. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.
12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.

RezoningErf77_itm

(DDP)

ITEM B.16.07.02.13

TOWN-PLANNING AND CONTROL:

- 1. PROPOSED REZONING OF ERF 677, LOUIS TRICHARDT TOWNSHIP FROM 'RESIDENTIAL 1' TO "BUSINESS 1": MAKHADO AMENDMENT SCHEME NO. 54**
- 2. SIMULTANEOUS APPLICATION FOR CONSOLIDATION OF ERVEN 677, 5129 & REMAINDER OF ERF 673**
(E 677 E 5129, 673/R & 15/2/2/1/286)

RESOLVED B.16.07.02.13 –

THAT the Council in terms of section 56 (9)(a) and section 92(2)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approves the application received from Developlan on behalf of their client M G Machochi to rezone Erf 677 and simultaneously consolidate erven 677, 5129 & remainder of erf 673, Louis Trichardt Township from "Residential 1" 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 before any building plans can be approved.

3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 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 be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. Only a maximum of a 100 kVA 3 phase supply can be made available for the total consolidated property. Only one connection point, one meter box and one account shall be permitted on the consolidated property.
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 3 phase 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.

ITEM B.17.07.02.13**TOWN-PLANNING AND CONTROL:**

- 1. PROPOSED CONSOLIDATION: ERF 1322 AND 1324, LOUIS TRICHARDT TOWNSHIP**
- 2. PROPOSED REZONING OF THE CONSOLIDATED ERF 1322 AND 1324, LOUIS TRICHARDT TOWNSHIP FROM “INDUSTRIAL 2” TO “BUSINESS 1”: MAKHADO AMENDMENT SCHEME NO. 44 (E1322 & E1324 & 15/2/2/1/276)**

RESOLVED B.17.07.02.13 –

1. THAT the Council disapproves the application received from Fulwana Planning Consultants on behalf of their client, Mr T P Rabali, to rezone of Erf 1322 and Erf 1324 Louis Trichardt Township from “Industrial 2” to “Business 1”, for the purpose of erecting offices, due to the following reason:

The area is earmarked for industrial purpose as per Makhado Land-Use Scheme, 2009.

2. THAT the Council in terms of section 92(2)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approve the application received from Fulwana Planning Consultants on behalf of their client, Mr. T P Rabali to consolidate Erf 1322 and Erf 1324 Makhado Township, subject to the following conditions:
 - 2.1. No building or alteration operations may commence without approved building plans.
 - 2.2. Site development plan must be submitted before any building plans can be approved.
 - 2.3. The development on the proposed consolidated erf must comply with the Makhado Land-Use Scheme, 2009 with “Industrial 2” as the use zone.
 - 2.4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
 - 2.5. 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.
 - 2.6. Only a 3 phase 50KVA connection per stand can be made available. 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.
 - 2.7. 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.
 - 2.8. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.

- 2.9. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.
- 2.10. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
- 2.11. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
- 2.12. 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.
- 2.13. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.

Rezoning_1322and1324_itm

(DDP)

ITEM B.18.07.02.13

TOWN-PLANNING AND CONTROL:

- 1. PROPOSED REZONING OF ERF 952, LOUIS TRICHARDT TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 2” FOR DWELLING UNITS: MAKHADO AMENDMENT SCHEME NO. 43**
- 2. PROPOSED SPECIAL CONSENT TO INCREASE DENSITY FROM 20 TO 45 UNITS PER HECTARE
(E 952 & 15/4/2/2/1/275)**

RESOLVED B.18.07.02.13 –

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 Fulwana Planning Consultants on behalf of their client T P Rabali to rezone Erf 952 Louis Trichardt Township from “Residential 1” to “Residential 2”, simultaneously with clause 21 application for the relaxation of density from 20 to 45 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 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 service.

7. Only a standard 3 phase 50 kVA connection can be made available on actual costs. Should this capacity not be enough, the applicant will have to apply for additional capacity (enlargement of the existing).
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 3 phase 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.

Rezoning Erf952_itm

(DDP)

ITEM B.19.25.02.13 (originally B.19.21.02.13)

FINANCES: TENDERS AWARDED DURING THE SECOND QUARTER (ENDING DECEMBER 2012) OF THE 2012/2013 FINANCIAL YEAR (8/3/2/1)

RESOLVED B.19.21.02.13 -

THAT note be taken of the five (5) tenders awarded through the Bidding Committee procedure for the term October 2012 to December 2012, i.e. the 2nd Quarter of the 2012/2013 financial year.

Bid outcomes Q2

(CFO)

ITEM B.20.21.02.13**TOWN-PLANNING AND CONTROL: REZONING OF PORTION 1 OF ERF 603, LOUIS TRICHARDT TOWNSHIP FROM 'RESIDENTIAL 1' TO "BUSINESS 3" FOR OFFICES: MAKHADO AMENDMENT SCHEME NO. 49 (E 603/1 & 15/2/2/1/281)**

RESOLVED B.20.21.02.13 -

RESOLVED B.20.21.02.13 -

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 Pieterse Du Toit and Associates Town and Regional Planners on behalf of their client Tnagele Properties CC to rezone portion 1 of erf 603 Louis Trichardt Township from "Residential 1" to "Business 3" 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 "Business 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 50 kVA electricity connection can be made available. Should it be insufficient an application for larger capacity may be considered by top management for which only a maximum of 100 kVA will be considered.
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.
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. (DDP)

RezoningPortion1ofErf603_itm

ITEM B.21.25.02.13

ESSENTIAL SERVICES: CLAUSE 36 APPOINTMENT: FINAL DESIGNS AND IMPLEMENTING: PROPOSED NEW MAKHADO WASTE DISPOSAL FACILITY (16/4/15)

REMARK:

The item was referred from item A.11.28.02.13.

RESOLVED B.21.25.02.13

THAT it be noted that SKC Masakhizwe Engineers (Pty) Ltd of Tshwane was appointed in terms of the provisions of Clause 36 of the Municipal Supply Chain Management Regulations, 2005 read with Council's Procurement Policy, to do the final design of the proposed new Makhado Waste Disposal Facility and implement all the requirements for such disposal facility, including to perform related duties of the project as more fully set out in their letter dated 28 November 2012 and attached as Annexure A to the report in this regard. (DTS)

NewWasteDisposalSite_itm

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The meeting was closed and adjourned at 14:58.

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 28 March 2013.

CHAIRPERSON

MDM/lh/SpecialCouncilMinutes_83