

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE SIXTY SEVENTH (67TH) MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 25 APRIL 2013 AT 14:00 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, MAKHADO.

PRESENT

Councillors

CHILILO, N F
 DAVHANA, N D
 DU PLOOY, A
 GABARA, M J
 HLABIOA, M M
 HLUNGWANI, K A
 KENNEALY, A
 KUTAMA, N
 LUDERE, E H
 LUDERE, R
 LUDUVHUNGU, V S
 MACHETE M S
 MADAVHU, F F
 MADZHIGA, F N
 MAHANI, M G
 MAHLADISA S V
 MALANGE, R
 MAMAFHA T J
 MAMATSIARI, M S
 MAPHAHLA, A Z
 MAPHALA, O S
 MASUKA, S
 MATHOMA, M P
 MATODZI, A M
 MATUMBA, M T
 MBOYI, M D
 MMBADI, T A
 MOGALE, L B

MTHOMBENI, S Z
 MUDAU, T S
 MUKHAHA, A J
 MUKHARI, M F
 MULOVHEDZI, M D
 MUNYAI, N S
 MUTAVHATSINDI, F D
 MUTELE, T M
 NDWAMMBI M T
 NDZOVELA, N G
 NELUVHOLA, A T
 NEMAFHOHONI, M G
 NETSHIVHULANA, T P
 NGOBENI, N E
 NKANYANE, R G
 RAMUDZULI, S D
 RASIMPHI, M P
 RATSHIVHOMBELA, M
 REKHOTSO, S M
 RIKHOTSO, F J
 SAKHWARI, I
 SHANDUKANI, M J
 SINYOSI, S M
 THANDAVHATHU, R
 TSHAVHUYO, T G
 TSHILAMBYANA, M S
 UNDERWOOD, J P

Traditional Leaders

KHOSI T P NESENGANI
 KHOSI T R V MASHAU

KHOSI R H SINTHUMULE
 KHOSI M C MASAKONA

Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
T E RALULIMI	(DIRECTOR TECHNICAL SERVICES)
M M MAKHADO	(ACTING DIRECTOR CORPORATE SUPPORT & SHARED SERVICES)
N A MATHIVHA	(ACTING CHIEF FINANCIAL OFFICER)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT PLANNING)
M J KANWENDO	(ACTING DIRECTOR COMMUNITY SERVICES)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

Guest

K M MOLOKOMME (MAGISTRATE)

1. OPENING

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

2. APPLICATIONS FOR LEAVE OF ABSENCE

RESOLVED –

1. THAT leave of absence be granted in accordance with the provisions of Rule 5 of the Council's Rules and Orders, 2007 in respect of the Council meeting held on 25 April 2013 to Cllrs N J Matumba,, R T Makhubele, L M Mathalise, T C Mamafha, M R Magada, T Malange, P F Mashimbye, T P Mamrobela, D T Ratshikuni, G F Hlongwane, V S Makhuvha and M M Lerule-Ramakhanya.

2. THAT it be noted that the following councillors were absent from the meeting without leave of absence in accordance with the provisions of sub-paragraph 5(1)(a) of the Council's Rules and Orders published under Provincial Gazette Notice no. 1391 dated 31 August 2007 in respect of the Council meeting held on 25 April 2013:

Cllrs N P Balibali, S R Baloyi, J Zooma, M R Madzivhandila, M P Mazibuko, M E Malima, H F Mathavha, M R Selepe as well as Traditional Leaders, Hosi M S Bungeni, Khosi S A Mulima, Hosi H N Majosi, Hosi S T Mukhari, Hosi J Baloyi, Khosi M A Madzivhandila, Hosi T J Mukhari, Khosi M W Netsianda, Khosi N T L Mashamba and Khosi V C Ramabulana.

3. OFFICIAL ANNOUNCEMENTS

3.1 The Speaker, Cllr L B Mogale officially announced that in today's Council we have Mr K M Molokomme, Magistrate from Makhado, who will officiate the ceremony to our newly elected Proportional Councillors, Cllr T S Mudau.

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

“Madam Speaker, his worship the Mayor, Chief Whip, Councillors, Municipal Manager, Directors, Mahosi, Tihosi and the house in large, on behalf of Councillors representing Municipality in the Vhembe District Municipality (VDM), I would like to thank you for the opportunity afforded to me to report on our quarterly activities undertaken on behalf of Council in the VDM.

Madam Speaker, this is our forth quarterly report presented at this Council since we have been given this responsibility by Council. The first report was present on the 2nd of August 2012, while the second one was on the 8th of November 2012, whereas the third one was on the 31st of January 2013, hence the fourth one is presented today as alluded above and we are glad that we are still able to maintain the standard set and be able to keep the status quo through your collective support.

Madam Speaker, this report covers all our activities undertaken since our previous quarterly report to today the 25th of April 2013 as Municipal Council representatives in the Vhembe District Municipality.

Madam Speaker, we have since then held one Council meeting on the 27th of March 2013 at VDM Council Chamber where we resolved amongst others, to adopt the 2013/16 Draft Budget and 2013/14 Draft IDP Review for public consultations. The total allocation of operating budget was R631 333 408,90 which is 51% of the total budget whilst capital budget has been allocated R626 698 972,00 which is 49% of the total budget which makes a grand total budget of R1 258 032 382,00 for 2013/14 financial year.

Madam Speaker, water provision is the core function of the District and has been allocated R541 260 755,00 which is 88% of the total capital budget. This implies that water supply challenges in our Municipality and the District in general will soon be a history provided that those who are able to pay for the services rendered, should pay in order to maintain and sustain services rendered and those who can't due to their indigent status, should let the Municipality know through Municipal Indigents Register.

Madam Speaker, an IDP Rep Forum Meeting was held on the 7th of March 2013 at 08:30 VDM Council Chamber and it was well attended. The District has further successfully held the IDP Consultative Meetings in all four local Municipalities from the 3rd to the 5th of April 2013 where both 2013/14 Draft IDP Review and 2013/16 Draft Budget were presented to various stake holders and were since then given up until tomorrow, the 26th of April 2013 to submit their inputs to the District through their local municipalities.

Madam Speaker, a District Mayoral Imbizo led by his worship the Mayor Cllr T B Matibe accompanied by his worship the Mayor, Cllr F D Mutavhatsindi was successfully held at Phadzima on the 12th of April 2013 from 10:00 where our people were afforded an opportunity to interact with their elected leaders in government on service delivery matters.

Madam Speaker, the District has again held a successful Ward Committee Conference at Northgate Lodge from the 17th to the 19th of April 2013 where amongst others, role of ward committees, their functionalities and best practice as well as role of community development workers were clearly unpacked for the purpose of effective and sustainable well co-ordinated service delivery.

In conclusion, Madam Speaker, we have been saddened by the death of Chief M W Netsianda of Tsianda Dynasty. His funeral service was held on the 20th of April 2013 from 0:00 to 13:00 at Gwamasenga Secondary School and it was attended by his worship the Mayor, Cllr F D Mutavhatsindi, the District Executive Mayor and other Provincial and National dignitaries. Madam Speaker, we have again lost another valuable person by the name of Victor Ravhuanzwo who was leading SABC Radio Stations in Limpopo and he will be buried on Saturday, 27th of April 2013. May their souls rest in peace. Thanks

Compiled and reported by Cllr N S Munyai at Council Meeting held on the 25th of April 2013."

4. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY THE SPEAKER

The Speaker, Cllr L B Mogale proposed congratulations to the following councillors who celebrated their birthdays since the last Council meeting held on 31 January 2013:

Cllr K A Hlungwani	–	2 February 2013
Cllr N S Munyai	–	2 February 2013
Cllr E H Ludere	–	2 February 2013
Cllr M P Mazibuko	–	4 February 2013

Cllr M G Mahani	–	9 February 2013
Cllr P Mashimbye	–	11 February 2013
Cllr F N Madzhiga	–	15 February 2013
Cllr D T Ratshikuni	-	15 February 2013
Cllr V S Luduvhungu	–	21 February 2013
Cllr T A Mmbadi	–	23 February 2013
Cllr I Sakhwari	–	24 February 2013
Cllr M E Malima	–	28 February 2013
Cllr T J Mamafha	–	3 March 2013
Cllr N J Matumba	–	3 March 2013
Cllr R Malange	–	6 March 2013
Cllr M P Rasimphi	–	4 April 2013
Cllr B F Hlongwane	–	7 April 2013
Cllr T P Mamorobela	–	12 April 2013
Cllr S Masuka	–	15 April 2013
Cllr T P Netshivhulana	–	17 April 2013
Cllr A Kennealy	–	24 April 2013
Cllr M T Matumba	–	24 April 2013)

5. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY COUNCILLORS

- 5.1 The Mayor, Cllr F D Mutavhatsindi proposed congratulations to the Acting Internal Audit Manager of Makhado Municipality, Ms Laura Mabunda for being awarded a trophy and certificate as the 2013 Internal Auditor of the year, by the Institute of Municipal Financial Offices (IMFO). The recipient, Ms L Mabunda was afforded an opportunity to address Council.
- 5.2 Cllr Q Ratshivhombela proposed congratulations to the Municipal Public Accounts Committee (MPAC) for conducting a successful public hearing on Wednesday, 10 April 2013.
- 5.3 Cllr E H Ludere proposed congratulations to Pan Africanist Congress of Azania (PAC) for successfully winning a by-election in Ward 33, Thulamela Municipality.

6. CONFIRMATION OF MINUTES

6.1 REMARK:

Upon proposal by Cllr R Ludere, duly seconded by Cllr N D Davhana, it was -

RESOLVED -

THAT the minutes of the 66th meeting of the Council held on 31 January 2013, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

6.2 REMARK:

Upon proposal by Cllr R Ludere, duly seconded by Cllr N D Davhana, it was -

RESOLVED -

THAT the minutes of the 83rd Special meeting of the Council held on 28 February 2013, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

6.3 REMARK:

Upon proposal by Cllr R Ludere, duly seconded by Cllr N D Davhana, it was -

RESOLVED -

THAT the minutes of the 84th Special meeting of the Council held on 28 March 2013, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson, with the following amendment:

On page 3, paragraph 5.5

The word "Makwarela" be substituted with the word "Matavhela".

7. QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN

None

8. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETING

None

9. REPORT OF THE EXECUTIVE COMMITTEE: APRIL 2013**9.1 Report of the Executive Committee in terms of section 59(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the months of February 2013 to April 2013**

9.1 The report of the 318th Executive Committee meeting held on 7 February 2013 (already considered in 83rd Special Council of 28 February 2013).

9.2 The report of the 319th Executive Committee meeting held on 25 February 2013 (already considered in 83rd Special Council of 28 February 2013).

9.3 The report of the 320th Executive Committee meeting held on 28 February 2013 (only approval of previous Executive Committee minutes).

9.4 The report of the 321st Executive Committee meeting held on 13 March 2013 (already considered in 84th Special Council of 28 March 2013).

9.5 The report of the 322nd Executive Committee meeting held on 26 March 2013 (already considered in 84th Special Council of 28 March 2013).

9.6 The report of the 323rd Executive Committee meeting held on 28 March 2013 (already considered in 84th Special Council of 28 March 2013).

9.7 The report of the 324th Executive Committee meeting held on 22 April 2013, will be tabled at the meeting.

9.8 The report of the 325th Executive Committee meeting held on 25 April 2013, will be tabled at the meeting.

ITEM 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)

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM A.10.28.02.13

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

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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 matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM A.12.28.02.13

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

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM A.13.28.02.13

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

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM A.14.28.02.13

**COUNCIL LAND: PROPOSED SALE: ERF 411, LOUIS TRICHARDT TOWNSHIP
(E411)**

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)**

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM A.16.28.02.13**FINANCES: PROPOSED 2012/13 ADJUSTMENT BUDGET
(6/1/1(12/13))****REMARK:**

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM A.17.28.03.13**COUNCIL LAND: PROPOSED SALE: ERF 1217, TSHIKOTA EXTENSION 1 TOWNSHIP
(E1217)****REMARK:**

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM A.18.28.03.13**COUNCIL LAND: PROPOSED SALE: ERF 1640, LOUIS TRICHARDT EXTENSION 1
TOWNSHIP
(E.1640)****REMARK:**

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM A.19.28.03.13**FINANCES: DRAFT CAPITAL AND OPERATIONAL ESTIMATES 2013/2014 TO
2015/2016 FINANCIAL YEAR
(6/1/1 (2013/2014))****REMARK:**

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM A.20.28.03.13**TOWN-PLANNING AND CONTROL: DRAFT INTEGRATED DEVELOPMENT PLAN
REVIEW 2013/2014
(15/7/1, 15/8/1 & 6/1/1(2013/14))****REMARK:**

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM A.21.28.03.13**PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET
IMPLEMENTATION PLANS: MUNICIPAL DEPARTMENTS: 2013/14 FINANCIAL YEAR
(6/1/1(13/14), 5/B, 5/5/2/1; 5/2/1/3)****REMARK:**

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM A.22.23.03.13

PUBLICITY: ANNUAL REPORT 2011/12: OVERSIGHT REPORT AND FINAL APPROVAL: SUBMISSION TO DEPARTMENT NATIONAL TREASURY AND DEPARTMENT PROVINCIAL AND LOCAL GOVERNMENT (10/1/4/1-8)

REMARK:

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM A.23.28.03.13

PERSONNEL: PROPOSED REVIEW OF THE ORGANIZATIONAL STRUCTURE-2013-2014 FINANCIAL YEAR (5/1/2/1-10)

REMARK:

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM A.24.28.03.13

PERSONNEL: EMPLOYMENT CONTRACT END OF TERM: MR E L MUGARI, DIRECTOR COMMUNITY SERVICES (5/3/4/4/36; 5/3/4/6/17; 5/3/B; SP6/21)

REMARK:

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM A.25.28.03.13

ELECTIONS: FILLING OF 2012 VACANCY OF COUNCILLOR: RESIGNATION BY FORMER COUNCILLOR O AHMED (3/2/5; 3/2/6)

REMARK:

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM A.26.25.04.13

COUNCIL AND ITS COMMITTEES: PROPOSED POLICY: DELIVERY OF AGENDAS: SAVING ON OPERATIONAL COSTS: MIDYEAR 2012/13 ONWARDS (4/2/1; 6/1/1(12/13))

REMARK:

Cllr M T Matumba proposed, duly seconded by Cllr O S Maphala that agendas for full-time councillors must be delivered to their offices and to sub-offices where applicable, and the Regional Offices must be responsible for calling Councillors to come and collect agendas and the proposal were inserted and aligned to the Council Resolution herein below.

RESOLVED A.26.25.04.13 –

1. THAT the policy with regard to delivery of Council and its committees' agendas and other *ad hoc* notices and/or documents be approved as follows:

- 1.1. All notices, documents, agendas, minutes etcetera will be delivered as batches to the relevant regional office according to the wards per region, except for full-time councillors whose documents etc. will be delivered at their offices.
 - 1.2. The Regional Office will be responsible to safe keep the documents until the councillors and or ex officio members in that region collect it from the regional office or sub-offices.
 - 1.3. The Regional Office will be responsible for calling councillors to come and collect agendas and documents in their regional office or respective sub-offices.
 - 1.4. Bulk SMS message must be sent to all councillors prior to the delivery of agendas at the regional office to collect their documents from the relevant regional office
 - 1.5. Councillors and *ex officio* members of Council will be responsible to collect their agendas, notices and any other documents of which they have received notice per bulk SMS messages or telephone call from the relevant regional office
 - 1.6. Overtime work by registry and committee section that has become the rule instead of an exception to the rule must be restricted to the absolute necessary and inevitable, not only in order to cut on operational expenditure, but also to not impede on the long term health condition of officials who are obliged to work continuous long hours
 - 1.7. All municipal departments must keep to the timeline of operational practices with agendas, notices, etcetera in order to honour the policy hereby approved.
2. THAT Management must explore means of e-mailing documents to councillors, as it saves costs effectively. (DCSS)

PolicyDeliveryCouncilAgendas_itm

ITEM A.27.25.04.13

**TOWN PLANNING AND CONTROL: PRINCIPLE APPROVAL: PROPOSAL TO INCREASE FEES AND ESTABLISHMENT OF NEW FEES IN TERMS OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986); LOCAL GOVERNMENT ORDINANCE, 1939 (ORDINANCE 17 OF 1939) AND LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT, 2000 (ACT 32 OF 2000)
(7/3/2/1)**

RESOLVED A.27.25.04.13 -

1. THAT the proposal to increase fees and introduction of new fees for services submitted by the Department of Development Planning be approved in principle.
2. THAT the notice must be published in the newspaper and Government Gazette for public consideration and comments.

3. THAT the Survey Section under the Department of Development Planning assists on the identification of the properties encroaching on the Municipal area and the owner's be informed.
4. THAT the item be submitted to the Council after the public notification for adoption and implementation during 2013/2014 financial year.
5. THAT the fees must be increased each and every financial year by the annual percentage increase.
6. THAT the Director Development Planning make arrangement with the Chief Financial Officer for the creation of vote numbers to be used for payment. (DDP/CFO)

FeesProposals_itm

ITEM A.28.25.04.13

COUNCIL LAND: PROPOSED PURCHASE OF AN OPEN SPACE ADJACENT TO ERF 1703, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP (7/3/2/1 & E1703)

RESOLVED A.28.25.04.13 -

THAT the application of Mr Stanley Thompson acting on behalf of Thomson's Motors obtain in principle proposed purchase of an open space adjacent to erf 1703, Louis Trichardt Extension 2 Township be approved subject to the following terms and conditions:

1. The intention to sell the property be advertised in a local newspaper for objections if any,
2. The property be developed be developed within (3) three years from the date of signing the Deed of Sale, provided the Council may allow an extension of a further (2) two years
3. In the event that the developer failed to complete the development as required under paragraph 2 above, the property revert back to Council without compensation by the Municipality to the developer for any improvement on the property
4. The developer submits a development proposal for consideration by the Executive Committee before any building plans may be approved.
5. The municipality shall not be liable for any claim of damage or loss suffered as a result directly or indirectly of the transaction herein
6. A professional valuer will perform market related valuation which will serve as a reserve price.
7. All related costs of the transaction, including the town-planning procedure set out above will be for the account of the applicant.
8. Any development must comply with the provisions of the Makhado Land Use Scheme 2009.

9. The approval is further subjected to the following conditions:

9.1 Electricity

Open space adjacent to erf 1703, Louis Trichardt Extension 2 Township has an existing electricity supply capacity of 0 kVA. The developer will have to apply for capacity for the stand and it would be subject to-

- (a) Overall availability of capacity in the Municipality's electricity supply scheme,
- (b) A fully motivated written application by the client's professional electrical engineer which will be submitted to Senior Management for their consideration.
- (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme.

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

- (d) Application for the electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work,
- (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993,
- (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality,
- (g) Actual costs plus an electrical engineering contribution proportional to the demand on the electricity supply scheme will be payable by the client upfront,
- (h) The existing low tension line will have to be rerouted and the costs thereof will be for the account of the developer.

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

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

PurchaseErf1703_itm

(DDP)

ITEM A.29.25.04.13

**COUNCIL LAND: PROPOSED SALE OF ERF 901-A, WATERVAL TOWNSHIP
(7/4/13)**

RESOLVED A.29.25.04.13 -

THAT the Council considers alienation of erf 901 by private contract in favour of Mr S R Baloyi and in terms of the provisions of **Council Resolution A.108.14.12.09** i.e. policy on sale of council land in the R293 towns, subject to the following terms and conditions:

- 1. The intention to sell the Municipal land be advertised in a local newspaper for comments and objections, and

2. The already commenced property development be further fully 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 revert back to Council without compensation by the Municipality to the developer for any improvements on the property.
4. That property be sold on a market related purchase price determined by a professional valuator.
5. That the developer submits a building plan designed by the registered Draughtsman or the Architect for consideration by the Development Planning Department.
6. That the Developer pays the required penalties for building the structure before approval was granted by the Municipality.
7. That the Developer must buy erf 901-A, Waterval Township. (DDP)

ProposedSaleErf901Waterval_itm

CONFIDENTIAL

ITEM CA.30.25.04.13

CONFIDENTIAL MATTER

CONFIDENTIAL

ITEM CA.31.25.04.13

CONFIDENTIAL MATTER

ITEM A.32.25.04.13

PERSONNEL: EXTENSION OF ACTING TERM: MR. M.J. KANWENDO ACTING DIRECTOR COMMUNITY SERVICES (5/3/4/4/36, 5/3/4/6/17, 5/3/B, SP 6/21)

REMARK:

Cllr N F Chililo proposed, duly seconded by Cllr S V Mathladisa that Mr M J Kanwendo be appointed to act for a further two months, i.e. 1 May 2013 to 30 June 2013.

RESOLVED A.32.25.04.13 -

1. THAT Council takes note that section 56 post of Director: Community Services was advertised for fourteen (14) days, from 9 April 2013 to 26 April 2013 in line with public service practice. (DCSS)
2. THAT Mr M.J. Kanwendo be appointed to act for further additional one month i.e. 1 May 2013 to 30 June 2013 in line with Paragraph 10.8 of the SALGBC Collective Agreement on Conditions of Service for the Limpopo Division to allow ample time for recruitment processes to unfold. (DCSS/CFO)

3. THAT it be noted that the Executive Committee warned the Accounting Officer that in future Council Resolutions must be implemented correctly.

(CFO)

ActingKanwendo_itm

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9.2 Report of the Executive Committee in terms of section 59(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the months of February 2013 to April 2013

- 9.1 The report of the 318th Executive Committee meeting held on 7 February 2013 (already considered in 83rd Special Council of 28 February 2013).
- 9.2 The report of the 319th Executive Committee meeting held on 25 February 2013 (already considered in 83rd Special Council of 28 February 2013).
- 9.3 The report of the 320th Executive Committee meeting held on 28 February 2013 (only approval of previous Executive Committee minutes).
- 9.4 The report of the 321st Executive Committee meeting held on 13 March 2013 (already considered in 84th Special Council of 28 March 2013).
- 9.5 The report of the 322nd Executive Committee meeting held on 26 March 2013 (already considered in 84th Special Council of 28 March 2013).
- 9.6 The report of the 323rd Executive Committee meeting held on 28 March 2013 (already considered in 84th Special Council of 28 March 2013).
- 9.7 The report of the 324th Executive Committee meeting held on 22 April 2013, will be tabled at the meeting.
- 9.8 The report of the 325th Executive Committee meeting held on 25 April 2013, will be tabled at the meeting.

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)**

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)**

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)**

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM B.9.07.02.13

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

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM B.12.07.02.13

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

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM B.13.07.02.13

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

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)**

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)**

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)**

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)**

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM 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)

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

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)

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM B.21.25.02.13

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

REMARK:

This matter was already considered at the 83rd Special Council meeting held on 28 February 2013.

ITEM B.22.13.03.13 (originally B.22.07.30.13)

FINANCES: PROCUREMENT: CLAUSE 36: QUOTATION DEVIATIONS FOR 2nd QUARTER (OCTOBER – DECEMBER 2012) (5/5/2/1)

REMARK:

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM B.23.13.03.13 (originally B.23.07.03.13)

TOWN-PLANNING: PROPOSED WRITTEN CONSENT: ERF 2008, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP: SECOND DWELLING UNIT (E.2008 & 15/3/8)

REMARK:

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM B.24.13.03.13 (originally B.24.07.03.13)

TOWN-PLANNING: PROPOSED SPECIAL CONSENT: ERF 628 LOUIS TRICHARDT TOWNSHIP: PLACE OF INSTRUCTION (READING CENTRE) (E 628 & 15/3/8)

REMARK:

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM B.25.13.03.13 (originally B.25.07.03.13)

TOWN-PLANNING: PROPOSED SPECIAL CONSENT: PORTION 1 OF ERF 164 LOUIS TRICHARDT TOWNSHIP: SPAZA (E 164/1 & 15/3/8)

REMARK:

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM B.26.13.03.13 (originally B.26.07.03.13)

TOWN-PLANNING: RELAXATION OF SUBDIVISION CONDITION: PORTION 5 OF ERF 785, LOUIS TRICHARDT TOWNSHIP (E 785&15/3/8)

REMARK:

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

ITEM B.27.13.03.13 (originally B.27.07.03.13)

TOWN-PLANNING AND CONTROL: PROPOSED SUBDIVISION: ERF 1201, LOUIS TRICHARDT TOWNSHIP (15/3/8; E 1201)

REMARK:

This matter was already considered at the 84th Special Council meeting held on 28 March 2013.

**CONFIDENTIAL – NOT FOR PUBLICATION
(SUB-JUDICATED)**

ITEM CB.28.22.04.13 (originally CB.28.18.04.13)

CONFIDENTIAL MATTER

ITEM B.29.22.04.13 (originally B.29.18.04.13)

TOWN-PLANNING AND CONTROL: SUBDIVISION OF PORTION 61 OF THE FARM VONDELING 285-LS, REMAINDER PORTION 47 OF THE FARM VONDELING 285-LS, AND REMAINDER OF THE FARM VONDELING 285-LS (15/3/8 & 15/3/15)

RESOLVED B.29.22.04.13 -

THAT the Municipality have no objection for the Subdivision of Portion 61 of the farm Vondeling 285-LS, Rem. Portion 47 of the farm Vondeling 285-LS, Remainder of the farm Vondeling 285-LS., 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 qualified registered electrical engineer must be appointed to do the design of the electrical reticulation.
4. Each portion must have its own electrical connection.

5. The electrical reticulation must be done by the developer.
6. The existing two 22kV power lines that are currently crosses the property must be rerouted out of the property.
7. All electrical work must be done by a qualified registered electrical contractor according to the specifications of Makhado Municipality. (Please note that the contractor must register with the municipality before any work commence). Only a total of 100 kVA is available for the development.
8. 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.
9. The Department of Co-operative Governance, Human Settlements and Traditional Affairs must consent to the subdivision.
10. The Department Planning, Economic Development, Tourism and Traditional Affairs must first verify with the Land Commissioner regarding land claim status. (DDP)

SubdivisionPortion61Vondeling_itm

ITEM B.30.22.04.13 (originally B.30.18.04.13)

**TOWN-PLANNING: PROPOSED SPECIAL CONSENT: PORTION 1 OF ERF 602, LOUIS TRICHARDT TOWNSHIP: PLACE OF INSTRUCTION (“CRECHE/DAY CARE FACILITY”)
(E.602/1 & 15/3/8)**

RESOLVED B.30.22.04.13 –

THAT the application submitted by Developlan on behalf of the applicant to utilize Portion 1 of Erf 602, Louis Trichardt Township for the purpose of a place of instruction, 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 special consent for a Crèche / Day Care Facility is limited to 10 persons
3. All costs that may arise as a result of this approval are for the account of the applicant
4. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice
5. The 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
6. Eight (8) parking spaces per 100m² G.L.F.A must be provided
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.
9. The approval is further subjected to the following conditions:

9.1 Electricity: Erf 602 portion 1 has an existing electricity supply capacity of 25 kVA 40 amp three phase. Should this capacity be insufficient, any additional supply would be subject to-

- (a) Overall availability of capacity in the Municipality's electricity supply scheme
- (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
- (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme.

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

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

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

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

ITEM B.31.22.04.13 (originally B.31.18.04.13)

TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE IN TERMS OF CLAUSE 22 OF THE MAKHADO LAND USE SCHEME, 2009 ON ERF 262 LOUIS TRICHARDT TOWNSHIP, FOR THE RELAXATION OF DENSITY FROM 45 TO 65 UNITS PER HECTARE (E 262 & 15/3/8)

RESOLVED B.31.22.04.13 –

THAT the application submitted by Mr Chardy Ludere on behalf of Tanzi Topaz Investment CC for the relaxation of density from 45 to 65 units per hectare on Erf 262, Louis Trichardt 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. Open space for residents at a ratio of 39m² per dwelling unit must be provided.

5. The internal roads on the property should be constructed and maintained by the owner.
6. All costs that may arise as a result of this approval are for the account of the applicant.
7. Engineering services contributions will be payable and will be calculated in accordance with Council's formula for such services.
8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
9. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any notice.
10. The operation must comply with municipal by-laws and the National Building regulations.
11. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
12. The approval is further subjected to the following conditions:
 - 12.1 Electricity: Erf 262 has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme

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

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

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

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

(DDP)

ITEM B.32.22.04.13 (originally B.32.18.04.13)**TOWN-PLANNING AND CONTROL:**

- 1. REZONING OF REMAINDER OF ERF 2283, LOUIS TRICHARDT EXTENSION 4, FROM 'RESIDENTIAL 1' TO "RESIDENTIAL 3" FOR OVERNIGHT ACCOMMODATION WITH THE AIM OF PROVIDING ACCOMODATION: MAKHADO AMMENDMENT SCHEME NO. 5**
- 2. SPECIAL CONSENT TO INCREASE DENSITY FROM 45 TO 65 UNITS PER HECTARE**

(15/4/2/2/1/273 & E 2283/R)

RESOLVED B.32.22.04.13 –

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 Developlan on behalf of their client to rezone remainder of erf 2283, Louis Trichardt Extension 4 from "Residential 1" to "Residential 3" for overnight accommodation simultaneously with the relaxation of density from 45 to 65 dwelling 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.
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. Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work.
8. All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993.
9. Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.
10. Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.
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. Engineering Services**
Should the application be approved the standard conditions for rezoning, i.e. amongst others, the payment of engineering services contributions for electricity, water and sewerage connection will be applicable.
17. The approval is further subjected to the following conditions:
- 17.1 Electricity:
Erf 2283/R has an existing electricity supply capacity of 16 kVA single phase. Should this capacity be insufficient, any additional supply would be subject to-
- (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme.
- 17.2 Water
The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 17.3 Sewer
The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

ITEM B.33.22.04.13 (originally B.33.18.04.13)**TOWN-PLANNING AND CONTROL:**

- 1. PROPOSED REZONING OF ERF 800, LOUIS TRICHARDT TOWNSHIP FROM ‘RESIDENTIAL 1’ TO “RESIDENTIAL 2”: RESIDENTIAL DWELLING UNITS: MAKHADO AMENDMENT SCHEME NO. 55**
- 2. SIMULTANEOUS DENSITY INCREASE APPLICATION (E 800 & 15/2/2/1/287)**

RESOLVED B.33.22.04.13 –

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 Developlan Town and Regional Planners on behalf of their client (Visser Lukas Hendrik) to rezone Erf 800, Louis Trichardt Township from “Residential 1” to “Residential 2”, simultaneously with an application in terms of Clause 21 of the Makhado Land Use Scheme, 2009 to increase the permitted density on the property 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 services.
7. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
8. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
9. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
10. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
11. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
12. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.

13. The approval is further subjected to the following conditions:

13.1 **Electricity:** Erf 800 has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-

- (a) Overall availability of capacity in the Municipality's electricity supply scheme
- (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
- (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme.

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

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

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

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

RezoningErf800_itm

(DDP)

ITEM B.34.22.04.13 (originally B.34.18.04.13)

TOWN-PLANNING AND CONTROL: REZONING OF ERF 96, LOUIS TRICHARDT TOWNSHIP FROM 'RESIDENTIAL 1' TO "RESIDENTIAL 3": FOR THE PURPOSE OF RESIDENTIAL UNITS (TOWN HOUSES), MAKHADO AMENDMENT SCHEME NO. 59 (E 96 & 15/2/2/1/291)

RESOLVED B.34.22.04.13 –

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 Developlan Town and Regional Planners on behalf of their client Leigh Bristow to rezone erf 96, Louis Trichardt Township from "Residential 1" to "Residential 3" 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. 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 Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
10. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
11. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.
12. The approval is further subjected to the following conditions:
 - 12.1 Electricity: Erf 96 has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply schemeThe client is further obliged to comply with the following conditions:
 - (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
 - (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront

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

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

RezoningErf96_itm

(DDP)

ITEM B.35.22.04.13 (originally B.35.18.04.13)

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.35.22.04.13 -

THAT the application dated June 2012 received from Fulwana Planning Consultants on behalf of their client Mr. P P Madzhie to consolidate portion 2 and portion 3 of Erf 785, Louis Trichardt township be approved in terms of section 92 (2)(a) of the Town Planning and Township Ordinance (Ordinance 15 of 1986) and that the application to rezone the consolidated erf from “Residential 1” to “Residential 3” be not approved as it does not align with the council densification policy, 2012 but that the rezoning from “Residential 1” to “Residential 2” with a maximum of 20 units per hectare be approved in terms of section 56 (9) of the Town Planning and Township Ordinance (Ordinance 15 of 1986), subject to the following conditions:

1. The development must comply with Makhado Land Use Management Scheme, 2009.
2. No building 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. 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 will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.

9. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
13. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
14. 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.
15. The approval is further subjected to the following conditions
 - 15.1 Electricity: Erf 785 has an existing electricity supply capacity of (unknown) see above comment kVA. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme

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

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
 - (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
 - (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
 - (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
- 15.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 15.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

ITEM B.36.22.04.13 (originally B.36.18.04.13)**TOWN-PLANNING AND CONTROL: CONSOLIDATION OF ERVEN 18, 19 AND 20, TSHIKOTA TOWNSHIP (15/3/8; TE 18, TE19 & TE20)**

RESOLVED B.36.22.04.13 –

THAT the application submitted by Geoland Surveys on behalf of their client Tshitandani Child Care Foundation to consolidate Erven 18, 19, and 20 Tshikota Township, be approved in terms of section 92 (2)(a) 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 Erf 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. After approval of the application, the service accounts must be consolidated.
10. The approval is further subjected to the following conditions:
 - 10.1 Electricity: Erven TE.18; TE.19 and TE.20 Tshikota have existing electricity supply capacity of 16 kVA single phase per stand. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration

- (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme.

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

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

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

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

ConsolidationE18&19&20Tshikota_itm

(DDP)

ITEM B.37.22.04.13 (originally B.37.18.04.13)

TOWN-PLANNING AND CONTROL: CONSOLIDATION OF ERF 1564 AND ERF 1565, WATERVAL-A TOWNSHIP (15/3/8; E.1564 & E.1565)

RESOLVED B.37.22.04.13 –

THAT the application of Geoland Surveys on behalf of their client Mr. F G Ngwenya to consolidate Erf 1564 and Erf 1565, Waterval-A Township, be approved in terms of Proclamation R293 of 1962, 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 Makhado Local Municipality does not have objection for the Consolidation.
10. The Department of Co-operate Governance, Human Settlement and Traditional Affairs must give consent to the Consolidation of the subject properties.
11. After approval of the application, a service account must be consolidated.
12. The approval is further subjected to the following conditions:
 - 12.1 Electricity: The stands lie in an area where ESKOM has the license to distribute electricity. We can give no comments.
 - 12.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
 - 12.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

ConsolidationErf1564&1565WatervalA_itm

(DDP)

ITEM B.38.22.04.13 (originally B.38.18.04.13)

TOWN-PLANNING AND CONTROL: CONSOLIDATION OF PORTION 1 AND PORTION 2 OF ERF 576, LOUIS TRICHARDT EXTENSION 9 TOWNSHIP (15/3/8; E.576/1 & E.576/2)

RESOLVED B.38.22.04.13 –

THAT the application of Developlan on behalf of their client Mr. R P Malema and Mrs. G S Malema to consolidate Portion 1 and Portion 2 Erf 576, Louis Trichardt Extension 9 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. 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. After approval of the application, the service accounts must be consolidated.
10. The approval is further subjected to the following conditions:
 - 10.1 Electricity: Erf 576 has an existing electricity supply capacity of 16 kVA single phase per portion. Should this capacity be insufficient, any additional supply would be subject to-
 - (a) Overall availability of capacity in the Municipality's electricity supply scheme
 - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
 - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme.

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

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

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

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

ITEM B.39.22.04.13 (originally B.39.18.04.13)**TOWN PLANNING AND CONTROL: ENVIRONMENTAL BASIC ASSESSMENT REPORT FOR THE PROPOSED BULK WATER SUPPLY SCHEME PHASE 3 PIPELINE FROM VALDEZIA RESERVOIR TO MOWKOP RESERVOIR (15/3/15)**

RESOLVED B.39.22.04.13 -

1. THAT the Environmental, Basic Assessment Report submitted by I W Terblanche and Associates Environmental Assessment Practitioners is recommended and supported by Makhado Local Municipality.
2. THAT the record of decision be obtained from the Department of Economic Development, Environment and Tourism. (DDP)

PipelineEIA_itm

ITEM B.40.25.04.13**APPOINTMENT: PROVISION OF PROFESSIONAL ENGINEERING: PROCUREMENT, CONSTRUCTION AND MANAGEMENT SERVICES FOR THE ACCELERATION OF ELECTRICITY SERVICES TO MAKHADO MUNICIPALITY HOUSEHOLDS (8/3/2/1125)**

RESOLVED B.40.25.04.13 -

THAT Council takes note of the progress that had been made thus far in respect of provision of professional engineering, procurement, construction and management services for the acceleration of electricity services to Makhado Municipality households. (DTS/CFO)

AccelerationElectricityServices_itm

ITEM B.41.25.04.13**ELECTRICITY: LOAD SHIFTING AND COST SAVING (8/3/2)**

RESOLVED B.41.25.04.13 –

THAT Council takes note of the progress that had been made thus far in respect of electricity load shifting and cost saving mechanism in the Makhado Municipality electricity distributing area.

LoadShifting_itm

(DTS)

CONFIDENTIAL**ITEM CB.42.25.04.13****CONFIDENTIAL MATTER**

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10. PETITIONS

None

11. NEW MOTIONS

None

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The meeting was closed and adjourned at 15:35.

Approved and confirmed in terms of the provisions of section 27 of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) by a resolution of the Council passed at the meeting held on the first following ordinary Council meeting of 25 July 2013.

CHAIRPERSON

MDM/lh/CouncilMinutes_67