

# MAKHADO LOCAL MUNICIPALITY

## OFFICE OF THE DIRECTOR CORPORATE SUPPORT AND SHARED SERVICES

MINUTES OF THE NINETY FOURTH (94<sup>th</sup>) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS SCHEDULED FOR 4 DECEMBER 2014 THEN POSTPONED AND HELD ON MONDAY, 15 DECEMBER 2014 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, MAKHADO AT 14:00.

### PRESENT

#### Councillors

BALOYI, R S	MATHOMA, M P
BALOYI, N B	MATODZI, A M
CHILILO, N F	MATUMBA, M T
DAVHANA, N D	MOGALE, L B
GABARA, M J	MPASHE, M
HLABIOA, M M	MUDAU T S
LURULE-RAMAKHANYA, M M	MUKHARI, M F
LUDERE, E H	MUKHAHA, A J
LUDERE, R	MULOVHEDZI, M D
LUDUVHUNGU, V S	MUNYAI, N S
MACHETE, M S	MUTAVHATSINDI, F D
MADAVHU, F F	MUTELE, T M
MADZHIGA, F N	NDZOVELA, N G
MAFHALA, N A	NELUVHOLA, T A
MAGADA, M R	NETSHIVHULANA, T P
MAHLADISA, S V	NGOBENI, N E
MAKHUBELA, R T	NKANYANE, R G
MAKHUVHA, V S	RASIMPHI, M P
MALANGE, T M	RATSHIKUNI, D T
MALANGE, R	REKHOTSO, S M
MAMAFHA, T C	RIKHOTSO, F J
MAMATSIARI, M S	SHANDUKANI, M J
MAPHALA, O S	SINYOSI, S M
MAPHAHLA, A Z	THANDAVHATHU, N R
MASHIMBYE, P F	TSHAVHUYO, T G
MASUKA, S	TSHILAMBYANA, M S
MATHALISE, L M	UNDERWOOD, J P
MATHAVHA H F	

#### Traditional Leaders

NONE

#### Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT PLANNING)
M P MAKHUBELA	(CHIEF FINANCIAL OFFICER)
N C KHARIDZHA	(DIRECTOR CORPORATE SERVICES)
M J KANWENDO	(DIRECTOR COMMUNITY SERVICES)
L BOBODI	(MANAGER COMMUNICATION)
J LUKHELI	(MANAGER PUBLIC PARTICIPATION)
R V PHALANNDWA	(MAYORS MANAGER)
T E SHIRINGANI	(ASSISTANT MANAGER COMMITTEES & AUXILLIARY)

#### GUESTS

G ODENDAAL	(AUDITOR GENERAL)
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S J MASITE	(CHAIRPERSON AUDIT AND PERFORMANCE AUDIT COMMITTEE (APAC))
S MOFOKENG	(CHAIRPERSON RISK MANAGEMENT AND MEMBER OF THE APAC)
M L MABUNDA	(ACTING MANAGER INTERNAL AUDIT)

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### 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 and welcomed everyone to Makhado Municipality.

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

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

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

### 2. 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 15 December 2014 to Cllrs Ratshivhombela Q, B F Hlongwane, S D Ramudzuli, A D Plooy, T J Mamafha, R Selepe, S Z Mthombeni and M G Nemafhahoni.

#### REMARK:

The following Councillors and Traditional Leaders were not present at the meeting:

1. Cllrs N P Balibali, K A Hlungwani, N Kutama, M R Madzivhandila, M G Mahani, N J Matumba, M P Mazibuko, M D Mboyi, T A Mmbadi, M T Ndwammbi, M E Malima and T P Mamorobela.
2. Hosi M S Bungeni, Khosi S A Mulima, Khosi M C Masakona, Hosi H N Majosi, Hosi J Baloyi, Hosi T J Mukhari, Khosi M W Netsianda, Khosi N T L Mashamba, Khosi T P Nesengani, Khosi T R V Mashau, M A Madzivhandila, Khosi R H Sinthumule, Khosi S T Mukhari and Khosi V C Ramabulana.

### 3. OFFICIAL ANNOUNCEMENTS

1. The Municipal Manager, Mr I P Mutshinyali announced that the Mayor of Makhado Municipality Cllr F D Mutavhatsindi was inviting all Councillors and all APAC members to celebrate the Audit Report opinion today, 15 December 2014 at Makhado showground at 16:00.
2. The Municipal Manager, Mr I P Mutshinyali read a letter of congratulations to the Municipality from Mbedzi's family as follows:

#### ***“RE: STATEMENT OF APPRECIATION DURING THE BREAVEMENT***

*The above matter bears reference, as Mbedzi family, we would like to extend our sincere appreciation of the support you gave us during the bereavement of our daughter.*

*Mpho Victoria Mbedzi who was one of the victims of the collapse of one of the residence of the Synagogue Church of All Nations on 12 September 2014.*

*As a family we say the support you gave us feel that we are just but one of your own that just mere citizens of your municipality.*

*Amidst the confusion and uncertainty pertaining the repatriation of the mortal remains, your government took it upon themselves and occupied centre stage in making sure they successfully brought closure in this matter.*

*We would like to applaud the ANC and its structures at different levels that, the support the displayed was enormous to such an extent that they were physically with us on a daily basis, in prayers during the waiting time. Their messages of support and involvement in keeping us informed on the developments kept us comforted.*

*Mr Mutavhatsindi, the Mayor who together with his entourage who was hands on during this time, took time descend to our home, as for that we say thank you brother.*

*On behalf of family, we would like to humble ourselves and request your office to follow the necessary protocols and procedures to ensure that this message is passed on to the premier of the province Mr Mathabatha and ultimately to the president himself.*

*Lastly, as a family that is deeply entrenched on Christian values and norms we shall pray, and support the ANC and its government, our family. The ANC and its alliance partners will remain inseparable, even during election time.*

*Yours truly*

*A T MBEDZI (Family Rep)''*

3. The Speaker Cllr L B Mogale announced that Makhado Municipality has obtained an unqualified audit report from the Auditor General (AG) during the 2013/2014 financial year. She thanked the Management and Political Component for promoting good governance and strengthening financial management, she also thanked the APAC members led by the Chairperson Mrs S J Masite who is the President of IMFO and the Risk Management Committee led by the Chairperson Mr S Mofokeng who is also the Deputy President of IMFO for the good work they were doing in the Makhado Municipality.
4. The Speaker Cllr L B Mogale announced on behalf of Cllr R Selepe that all Councillors are invited to attend the wedding ceremony of his daughter, the wedding will be held at Kennington Lodge on 25 December 2014 and all councillors are welcomed for the luncheon at his home at Madabani Village.
5. The Speaker Cllr L B Mogale officially announced the presence of Mrs S J Masite, Mr S Mofokeng and Mr G Odendal from the Office of the Auditor General of South Africa at the meeting and further requested the Chairperson of APAC and Mr G Odendaal from AG to address Council.

### **3.1 ADDRESS BY THE CHAIRPERSON OF AUDIT COMMITTEE**

Statement by Ms J S Masite – Chairperson of the Audit and Performance Audit Committee. The annual audit of Makhado Local Municipality by the Auditor General of South Africa (AGSA) has been finalised. The Audit and Performance Audit Committee reviewed the audit findings and the resultant audit report for the year ended 30 June 2014.

The audit opinion and causes thereof on the accompanying financial statements were discussed in detail at the Audit and Performance Audit Committee meeting held in November. There is considerable improvement in the system of internal controls leading to appropriate and effective internal controls however the internal and external auditors still identifies minor deficiencies.

The Audit and Performance Audit Committee is satisfied that the Internal Audit function is operating effectively and that it has addressed the risks relevant to the municipality. The Council has appointed an external member of the Risk Management and Anti-fraud and Corruption Committee in terms of Section 62(12)(c)(i) of the MFMA and the approved Risk Management and Anti-fraud and Corruption Committee who serves as the Chairperson which also strengthened the governance processes.

The Audit and Performance Audit Committee report that the municipality had a functional performance management system during the year and more than 80% of the issues raised by the AG (SA) in the previous financial year were resolved.

The Committee would like to thank the Speaker of Council for supporting the APAC and keeping an eye and ensuring that the compliance by the Committee.

The Audit and Performance Audit Committee wishes to thank the Council, the Accounting Officer of Makhado Local Municipality and the municipal officials for the cordial manner in which this year's audit was conducted, together with the enthusiasm shown by management and the mayor to address the issues identified.

The Committee congratulates the municipality for improving the Audit Opinion form qualified to an unqualified.

### **3.2 ADDRESS BY AUDITOR GENERAL OFFICER**

Mr G Odendaal from the Office of the Auditor General of SA thanked Makhado Municipality for the good work and encouraged the Municipality to do more to obtain clean audit in 2014/2015 financial year and also indicated that on the issue of financial management, Makhado Municipality was doing well and was one of the most improved municipalities in the Province. He further stated Makhado Municipality was following their targets on Integrated Development Plan (IDP) and Service Delivery Budget Implementation Plan (SDBIP). He also emphasised that the Municipality must improve on issue of land inventories and Supply Chain Management.

## **RESPONSES BY POLITICAL REPRESENTATIVES**

### **DEMOCRATIC ALLIANCE (DA)**

Cllr N A Mafhala from Democratic Alliance welcomed the reports and he also indicated that such outcome will lead the Makhado Municipality to achieve clean audit report in future.

### **CONGRESS OF THE PEOPLE (COPE)**

All Cope members were absent

### **AFRICAN CHRISTIAN DEMOCRATIC PARTY (ACDP)**

Cllr B F Hlungwani rendered an apology to the meeting

### **PAN AFRICANIST CONGRESS (PAC)**

Cllr A H Ludere on behalf of PAC welcome the Audit report.

### **AFRICAN NATIONAL CONGRESS (ANC)**

The Chief Whip, Cllr R Ludere on behalf of African National Congress (ANC) appreciated and welcomed the report and thanked the Mayor, Cllr F D Mutavhatsindi, and the Portfolio Head of Finance, Cllr T G Tshavhuyo, the APAC, the Administration and all staff in particular the Municipal Manager, Mr I P Mutshinyali and the Chief Financial Officer Ms M P Makhubele. He also indicated that Makhado Municipality was working towards achieving clean audit in the 2014/2015 financial year audit review.

#### 4. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER

The Speaker Cllr L B Mogale proposed congratulations to the 22 year old Miss South Africa, Rolene Strauss, who won the Miss World 2014 on Sunday 14 December 2014.

#### 5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS

- 5.1 Cllr H F Mathavha proposed condolences to the family of Cllr K A Hlungwani who lost his mother and was buried on Saturday 13 December 2014. May her soul rest in peace.
- 5.2 Cllr R Ludere proposed congratulations to Makhado Municipality Political Management Team, Management and MPAC for holding a successful Strategic Planning in Mpumalanga from the 1<sup>st</sup> December 2014 to 3<sup>rd</sup> December 2014.
- 5.3 Cllr A J Mukhaha proposed congratulations to the Mayor, Cllr F D Mutavhatsindi, and Department of Arts and Culture for hosting a successful Cultural Music Competition on Friday, 12 December 2014 at Makhado Showground.
- 5.4 Cllr V S Luduvhungu proposed congratulation to Makhado Municipality for supporting the Mbedzi's family during the death of the daughter Ms Mpho Mbedzi who passed on in Nigeria during the collapse of the church dormitory.
- 5.5 Cllr R Makhubele proposed condolences to Maluleke family who lost their three (3) children in a car accident. May their soul rest in peace. She further proposed condolences to Maluleke family at Chavani Ward 13 who lost the three (3) family members.
- 5.6 Cllr M S Tshilambyana proposed congratulations to African National Congress Women's League for having a successful Women's League Policy Conference in Johannesburg, Gauteng Province on 12 to 14 December 2014.

#### 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): 94<sup>th</sup> Special Council Meeting: 15 December 2014**

**The report of the 362<sup>nd</sup> Executive Committee meeting held on 27 November 2014**  
**The report of the 363<sup>rd</sup> Executive Committee meeting held on 15 December 2014**

**ITEM A.159.15.12.14 (originally A.159.04.12.14)**

**PERSONNEL: DRAFT FUNERAL POLICY, 2014**  
**(5/5/3/B)**

RESOLVED A.159.15.12.14 -

This report is deferred back for further investigation.

**ITEM A.160.15.12.14 (originally A.160.04.12.14)****PERSONNEL:**

1. **EMPLOYMENT PRACTICE POLICY, TRAINING AND DEVELOPMENT POLICY, STAFF RETENTION POLICY, 2014**
2. **REVIEW CYCLE OF COUNCIL POLICIES**

**(5/5/3/B)**

RESOLVED A.160.15.12.14 -

1. THAT the Employment Practice, Training and Development and Staff Retention Policies 2014 attached to the report as Annexure A, B and C respectively, be approved whereby all the Employment Practice, Training and Development and Staff Retention performed by municipal employees will be managed and controlled, subject to the following:

- 1.1 the following be added to clause 7.3.5(a) of the Draft Employment Practice Policy to address the gap identified by Auditor General:

“The appointment letter shall be accompanied by a contract of employment which shall amongst others include, subject to applicable labor legislations, details of the duties, remuneration, benefits including 13<sup>th</sup> cheque, conditions of employment and other terms”.

(DCS)

2. THAT Council policies be reviewed in a five year cycle to coincide with the term of office of council, subject thereto that it can be reviewed earlier if circumstances so dictate, for example budget related policies must be reviewed annually.

(ALL DIRS)

StaffPolicies2014\_itm

**ITEM A.161.15.12.14 (originally A.161.04.12.14)**

**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 30 SEPTEMBER 2014 (1<sup>ST</sup> QUARTER)**  
**6/1/1(2014/2015)**

RESOLVED A.161.15.12.14 -

THAT the in-year monitoring financial report for the first quarter ending 30<sup>th</sup> September 2014 be noted.

MonitoringSept2014\_itm

(CFO)

**ITEM A.162.15.12.14 (originally A.162.04.12.14)**

**FINANCES: REPORT ON PERFORMANCE OF SERVICE PROVIDERS: QUARTER 1: 2014/15 FINANCIAL YEAR**  
**(10/1/5/2)**

RESOLVED A.162.15.12.14 –

THAT in terms of clause 116(d) of the Municipal Finance Management Act, Act No. 56 of 2003, the assessment report of contracted service providers for Quarter 1 of the 2014/2015 financial year be noted.

PerformanceServiceProvidersQ1-2014-2015\_itm

(CFO)

**ITEM A.163.15.12.14 (originally A.164.04.12.14)**

**FINANCES: PROCUREMENT: CLAUSE 36: QUOTATION DEVIATION: QUARTER 1, 2014/2015 FINANCIAL YEAR (10/1/5/2)**

RESOLVED A.163.15.12.14 -

THAT in terms of clause 36 of the Municipal Supply Chain Regulations, 2005 promulgated under the Local Government: Municipal Finance Management Act, 2003, the procurement by means of quotations during the first quarter of the 2014/2015 financial year in the amount of R2 995 932.84 and which each was duly approved by the Accounting Officer before it was procured, be condoned by Council.

QuotationDeviation1stQuarter2014-2015\_itm

(CFO)

**ITEM A.164.15.12.14 (originally A.164.04.12.14)**

**FINANCES: IMPLEMENTATION OF MAKHADO MUNICIPAL SUPPLY CHAIN MANAGEMENT POLICY: QUARTER 1, 2014/2015 FINANCIAL YEAR (1/3/54/1 & 10/1/5/2)**

RESOLVED A.164.15.12.14 -

THAT note be taken that the report is submitted in order for the Mayor to exercise his oversight role in terms of section 6 of Makhado Municipal Supply Chain Management Policy, 2014. (CFO)

ImplementationQuarter1SCMPolicy\_itm

**ITEM A.165.15.12.14 (originally A.165.04.12.14)**

**COUNCIL ASSET: DISPOSAL OF MOVABLE ASSETS WHICH ARE NO LONGER REPAIRABLE, REDUNDANT AND OBSOLETE AND INVENTORY STOCK: ASSETS MANAGEMENT (8/1/3/1)**

RESOLVED A.165.15.12.14 -

THAT Council approves final disposal of assets through auctioning, as recorded in the list attached to the report in this regard, so that income can be generated. (CFO)

DisposalMovableAssets\_itm

**ITEM A.166.15.12.14 (originally A.166.04.12.14)**

**TOWN-PLANNING AND CONTROL: PROPOSED TIMBER HARVESTING: REMAINDER OF ERF 3401, LOUIS TRICHARDT TOWNSHIP (15/3/15)**

RESOLVED A.166.15.12.14 -

THAT the request to harvest timber consisting of alien invasive species on erf R/3401, Louis Trichardt Township, in extent 3.0973 ha and zoned Public Open Space be approved; subject to the following conditions:

1. Damage to municipal infrastructure must be avoided. Council reserves its rights of claim in this regard.

2. Municipality will not be liable for any personnel injury during harvesting.
3. A report must be submitted to the municipality concerning establishment of a factory
4. Local unemployed youth and women must be involved in the project during implementation of the EPWP programme.
5. Limpopo Department of Economic Development Environment and Tourism must be consulted about the initiative.
6. There is a 22kV and 400 Volt overhead main power line running across the area. No trees shall be cut near or in close proximity of the power lines unless prior consultation and arrangement have been made with the Department Technical Services: Electrical Engineering to safeguard and protect the workers from felling the trees.
7. Direct supervision by a competent person of the Department must be present when cutting these trees in compliance with the Occupational Health and Safety Act.
8. Council must be indemnified against any claim of whatever nature that may result directly or indirectly from the proposed harvesting of timber consisting of only alien invasive species.
9. Only alien invasive species timber may be harvested. (DDP)

HarvestingAlienSpecies\_itm(2)

**ITEM A.167.15.12.14 (originally A.167.04.12.14)**

**COUNCIL LAND: PROPOSED SALE: ERF 479, VUWANI TOWNSHIP: REQUEST TO REVOKE COUNCIL RESOLUTION A.74.06.08.13 (15/5/18 & 7/4/1/3)**

RESOLVED A.167.15.12.14 –

1. THAT the request of direct selling of erf 479, Vuwani Township to the Vuwani Assembly of God Movement which was received from Pastor MW Ngobeni on behalf of the Church, be not approved. (DDP)
2. THAT Council adheres to its Resolution A.74.06.08.13 passed already, particularly paragraph 4 stating that erf 479, Vuwani Township be sold through open public auction, and that the applicant be informed accordingly. (DDP)

ProposedSaleErf479Vuwani\_itm

**ITEM A.168.13.11.14**

**FINANCES: PROPOSED DBSA FRONT LOADING PLAN FOR RIBOLWA SUBSTATION UPGRADING: DEFERRED MIG PROJECTS (6/4/2/1, 16/8/1 & 15/7/1)**

**REMARK:**

This item was already considered at the 93<sup>rd</sup> Special Council meeting held on 13 November 2014.

**ITEM A.169.13.11.14**

**FINANCES: PROPOSED DBSA PARTIAL SPONSORSHIP: ELECTRICITY LOSSES AUDITING (6/4/2/1 & 16/2/1)**

**REMARK:**

This item was already considered at the 93<sup>rd</sup> Special Council meeting held on 13 November 2014.



**ITEM A.170.13.11.14**

**OUTCOME ON THE MATTER BETWEEN THE CHAIRPERSON'S ASSOCIATION AND THE MINISTER OF ARTS AND CULTURE AND FOUR OTHERS: NAME CHANGE OF LOUIS TRICHARDT TO MAKHADO (16/5/4)**

**REMARK:**

This item was already considered at the 93<sup>rd</sup> Special Council meeting held on 13 November 2014.

**ITEM A.171.15.12.14 (originally A.171.04.12.14)**

**PERFORMANCE MANAGEMENT: ASSESSMENT RESULTS 2012/2013 FINANCIAL YEAR (10/1/2 & 6/1/1(2012/2013))**

RESOLVED A.171.15.12.14 -

1. THAT Council approves the Assessment Report for the 2012/2013 financial year as submitted by Performance Management Unit. (MM)
2. THAT the performance bonuses for the 2012/2013 financial year be paid before the end of December 2014. (CFO)

AssessmentResults2012-2013\_itm

**ITEM A.172.15.12.14 (originally A.172.04.12.14)**

**PERFORMANCE MANAGEMENT: ASSESSMENT RESULTS 2013/2014 FINANCIAL YEAR (10/1/2 & 6/1/1(2013/2014))**

RESOLVED A.172.15.12.14 –

1. THAT Council approves the Assessment Report for the 2013/2014 financial year as submitted by Performance Management Unit. (MM)
2. THAT the performance bonuses for the 2013/2014 financial year be paid before the end of April 2015. (CFO)

AssessmentResults2013-2014\_itm

**ITEM A.173.15.12.14 (originally A.173.04.12.14)**

**PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLANS: FIRST QUARTER PERFORMANCE REPORT 2014/15 FINANCIAL YEAR (10/1/4/1 – 10/1/4/8)**

RESOLVED A.173.15.12.14 –

THAT Council takes note of the 1<sup>st</sup> Quarter performance reports in relation to the approved SDBIP for the 2014/15 financial year as submitted by Performance Management Unit and attached to the report in this regard as Annexure.

ProgressReportSDBIPQuarter1 2014-15\_itm

(MM)

**ITEM A.174.15.12.14 (originally A.174.04.12.14)****COUNCIL COMMITTEES: RETURN OF ATTENDANCE OF MEETINGS OF COUNCIL AND ITS COMMITTEES: QUARTER 1 AND QUARTER 2, 2013/14 FINANCIAL YEAR: APPEARANCE TO RULES AND ETHICS COMMITTEE (4/1/B; 10/1/5/1)**

RESOLVED A.174.15.12.14 –

THAT Councillors listed in Annexure A attached to the report in this regard be notified to appear to the Rules and Ethics Committee meeting to explain why they do not attend Council and Committee meetings.

Q1Q2 cllrs appear

(DCS)

**ITEM A.175.15.12.14 (originally A.175.04.12.14)****COUNCIL COMMITTEES: PROPOSED ESTABLISHMENT OF INFORMATION & COMMUNICATION TECHNOLOGY (ICT) GOVERNANCE COMMITTEE (8/2/3; 4/9/1; 4/9/2)**

RESOLVED A.175.15.12.14 -

1. THAT Council approves to appoint a subcommittee of the Audit Performance and Audit Committee who will perform the ICT Governance oversight function consisting of the following members -

Designated specialist from the APAC

Municipal Manager

All section 56 Managers.

(DCS)

2. THAT the APAC determine the Terms of Reference as well as a Charter of such subcommittee and submit it to Council for consideration. (MM)

3. THAT subject to the approval of paragraph 1 above, Council Resolution A.152.14.10.14 be amended accordingly with effect of date of this Resolution.

OversightICTCommittee\_itm

(DCS)

**ITEM A.176.15.12.14 (originally A.176.04.12.14)****COUNCIL COMMITTEES: REPLACEMENT OF MEMBERS: 2014 (4/1/B)**

RESOLVED A.176.15.12.14 –

THAT Council approves the request of the Democratic Alliance to fill the vacant representative councillors in the Section 79 and Section 80 Committees of Council to be as follows with effect of the date of Council Resolution:

1. Section 80 Committees

**Portfolio Community Services**

Cllr Masilo Mpashe in the place of former Cllr I Sakhwari who resigned as municipal councillor on 30 March 2014.

**Portfolio Committee Housing, Roads and Transport**

Cllr Nyane Bessy Baloyi in the place of former Cllr I Sakhwari who resigned as municipal councillor on 30 March 2014.

**Portfolio Committee Sports, Recreation, Arts and Culture**

Cllr P Mazibuko in the place of former Cllr I Sakhwari who resigned as municipal councillor on 30 March 2014.

**Portfolio Committee Technical Services & Infrastructure**

Cllr M Mpashe in the place of Cllr Z Jooma who resigned as municipal councillor on 19 May 2013.

2. Section 79 Committees

**Portfolio Committee Corporate Services**

Cllr M Mpashe in the place of former Cllr I Sakhwari who resigned as municipal councillor on 30 March 2014.

**Municipal Public Account Committee**

Cllr N A Mafhala in the place of former Cllr A Kennealy who resigned as municipal councillor on 12 February 2014.

CouncilCommitteesAmend2014\_itm

(DCS)

**ITEM A.177.15.12.14 (originally A.177.04.12.14)**

**PERSONNEL: PROPOSED PARTNERSHIP: TRAINING OF ROADS POTHOLE PATCHERS**

**(5/4/2)**

RESOLVED A.177.15.12.14 -

1. THAT Council takes note of the proposal made by Masana Social and Training Development to be allocated with a number of roads in the municipal area for their learners to be trained in roads pothole patching, as well as to be absorbed in some current Municipal construction projects for practical experience, which will be financed by CETA funding. (DCS)
2. THAT Technical Service Department be permitted to identify a number of roads to be allocated to Masana Social and Training Development for implementing of the learner program. (DTS)
3. THAT the MOU attached as Annexure C to the report in this regard, according to which the partnership for this training project will be arranged, be approved and that the Municipal Manager be authorized to conclude formalities in this regard, subject to the following amendments:
  - 3.1 The third paragraph under clause **B. Purpose** be amended by deleting the second sentence referring to cold mix asphalt in toto and all other possible further references to it in the MOU.
  - 3.2 Paragraph (e) under clause 2.1 must be moved and become paragraph (l) under clause 2.2.

MOUMasanaDevelopment\_itm

(DCS)

**ITEM A.178.15.12.14 (originally A.178.04.12.14)****COUNCIL LAND: PROPOSED TRANSFER OF PROPERTIES: MAKHADO LOCAL MUNICIPALITY: DZANANI AND VUWANI TOWNSHIPS TO NATIONAL DEPARTMENT OF PUBLIC WORKS (7/4/1/3 & 7/4/1/4)**

RESOLVED A.178.15.12.14 -

THAT Council approves the request of the Department of Public Works to transfer the following properties to the National Department of Public Works:

<b>Properties description</b>	<b>Suburb / Address</b>	<b>User Department</b>
• Magistrate Office erf 1983	Dzanani Township	Department of Justice
• House no. 1220	Dzanani Township	Department of Justice
• House no. 77	Dzanani Township	Department of Justice
• House no. 1464	Dzanani Township	Department of Justice
• House no. 78	Dzanani Township	Department of Justice
• Police station erf no. 1546	Dzanani Township	SAPS
• House number 1153	Dzanani Township	SAPS
• Barracks erf no. 1876	Dzanani Township	SAPS
• Erf 1546 Makhado- A	Dzanani Township	Police station
• Erf 421 Vuwani	Vuwani Police Station	Police station

subject to the following conditions:

1. The Department of Public Works, i.e. the Provincial Government of Limpopo, shall pay the costs of transfer, including transfer duty.
2. The intention to transfer the properties be advertised in a local newspaper for public notice.
3. All and any other hidden costs will be for the Provincial or National Government.

TransferErvenToPublicWorks\_itm

(DDP)

**ITEM A.179.15.12.14 (originally A.179.04.12.14)****COUNCIL LAND: PROPOSED PURCHASE: ERF 1054, VUWANI, EXTENSION 1 TOWNSHIP (7/4/1/3 & 7/3/2/1)**

RESOLVED A.179.15.12.14 –

THAT the proposed sale of erf 1054, Vuwani Extension1 Township for purpose of establishing a crèche that was received from Mr G. E. and Mrs A. Makamu be approved, subject to the following conditions:

1. The intention to sell the Municipal land be not advertised in a local newspapers for comments, had on the 21<sup>st</sup> and 22<sup>nd</sup> of August 2014 been publicized in the “Zoutpansberger and Limpopo Mirror” and there were no comments and any objections,
2. The purchase price paid on 21 June 2004 amounting to R1083-00 (say, One Thousand and Eighty Three Rand) be considered to serve as the purchase price for the property,
3. The developer submits a development proposal for consideration,
4. The property be developed within three (3) years from the date of signing the Deed of Sale, provided that Council may allow an extension of a further (2) years,

5. In the event that the developer failed to complete the development as required under paragraph 4 above, the property 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 approval is further subject to the following conditions:
  - 7.1 **Electricity:** Eskom is the supply agent.
  - 7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
  - 7.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
  - 7.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 as no payments for property rates were processed.

ProposedPurchaseErf1054Vuwani\_itm(2)

(DDP)

### **CONFIDENTIAL**

#### **ITEM CA.180.15.12.14 (originally CA.180.04.12.14)**

**LITIGATION: MAHONISI LEARNING CENTRE (APPLICANT) AND MAKHADO LOCAL MUNICIPALITY (1<sup>st</sup> RESPONDENT) AND OTHERS IN THE HIGH COURT OF SOUTH AFRICA GAUTENG DIVISION, PRETORIA FUNCTIONING AS LIMPOPO DIVISION, POLOKWANE CASE 1335/14 (13/1/3/2/1)**

RESOLVED CA.180.15.12.14 -

1. THAT the Municipality's position on the matter was that the applicant is entitled subject to conclusion of sale and payment of purchase to 5000m<sup>2</sup> of part of erf 41 as per attached Annexures to the report in this regard. (DCS)
2. THAT Council authorize the action of the Municipal Manager to oppose the application of Mahonisi Learning Centre Case No. 1335/14 in the High Court of South Africa Gauteng Division. (DCS)
3. THAT Council authorize the Municipal Manager to file and sign all documents necessary to oppose application until the matter is finalized. (DCS)

MotionMahonisiLearningCentre\_itm

**ITEM A.186.15.12.14****REPORTING: WARD COMMITTEES' ACTIVITIES: QUARTER 1, 2014/2015  
FINANCIAL YEAR  
(10/1/5/1)**

RESOLVED A.186.15.12.14 –

1. THAT Council takes note of the report of the Ward Committees' activities for Quarter 1 of the 2014/15 financial year, as more fully set out in Annexures B to E attached to the report in this regard. (MM/ALL DIRS)
2. THAT the quality of reporting must be improved and Public Participation Officers must undergo formal training for quality reporting.

WardCommitteesQ1 2014-2015

(DCS)

**6.2 Report of the Rules and Ethics Committee in terms of section 79 of the Local Government: Municipal Structures Act, 1998 (No. 117 of 1998): November 2014****ITEM A.181.15.12.14 (originally A.181.04.12.14)****COUNCIL COMMITTEES: RETURN OF ATTENDANCE OF MEETINGS OF COUNCIL AND ITS COMMITTEES – JANUARY 2014 TO JUNE 2014 – QUARTER 3 AND 4, 2013/2014  
FINANCIAL YEAR: APPEARANCE TO RULES AND ETHICS COMMITTEE MEETING  
(4/1/B & 10/1/5/1)**

RESOLVED A.181.15.12.14 -

1. THAT note be taken that the Rules and Ethics Committee notified seven (7) contravening Councillors to appear to the Committee to make presentation, either in writing or verbally as to why they must not be found guilty of being absent from three (3) or more consecutive meetings of Council and its committees. (DCS)
2. THAT the seven (7) contravening Councillors were made aware of the relevant clauses in the Rules and Orders, 2007 as well as Council Resolution A.54.26.07.07 regarding sanction that must be imposed. (DCS)
3. THAT the plea of guilty by Cllr B F Hlongwane was accepted by the Rules and Ethics Committee and that a written warning be given to the councillor in terms of Section 4(1) of Schedule 1 of the Code of Conduct for Councillors. (DCS)
4. THAT it be noted that the plea of not guilty of Cllr M G Mahani was not accepted by the Rules and Ethics Committee, and that a written warning be given to the councillor in terms of Section 4(1) of Schedule 1 of the Code of Conduct for Councillors. (DCS)
5. THAT it be noted that the plea of guilty of Cllr S V Mathladisa was accepted by the Rules and Ethics Committee, and that a written warning be given to the councillor in terms of Section 4(1) of Schedule 1 of the Code of Conduct for Councillors. (DCS)

6. THAT no sanction be given to Cllr L M Mathalise, because she was absent with an apology at three consecutive Council meetings; however if in future she is absent from three consecutive Council meetings she will forfeit 5% of her monthly allowance outright in terms of paragraph 3 of Council Resolution A.54.26.07.07. (DCS)
7. THAT it be noted that Cllr M D Mboyi did not honour the notice to appear to the Rules & Ethics Committee, and that a letter be written to Cllr M D Mboyi for undermining Rules & Ethics Committee. (DCS)

NonAttendanceQ3&Q42013-2014\_itm

**6.3 Report of the Municipal Public Accounts Committee in terms of section 79 of the Local Government: Municipal Structures Act, 1998 (No. 117 of 1998): November 2014**

**ITEM A.182.15.12.14 (originally A.182.04.12.14)**

**FINANCES: PROCUREMENT: CLAUSE 36: QUOTATION DEVIATIONS FOR 1<sup>ST</sup> QUARTER (JULY 2014 – SEPTEMBER 2014)  
(10/1/5/2)**

RESOLVED A.182.15.12.14 -

THAT the report from MPAC was in order.

MPACQuotationDeviationsQ1\_itm

(MM/ALL DIRS)

**ITEM A.183.15.12.14 (originally A.183.04.12.14)**

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

RESOLVED A.183.15.12.14-

1. THAT for price increases the Municipality must consider inflation when preparing budgets in order to avoid the use of unbudgeted funds.
2. THAT budgeted amounts of projects must be shown in the IDP.
3. THAT the Municipality must make sure that in future expenditure of the purchased goods must be indicated.
4. THAT it be noted the MPAC members did inspection in loco of all projects around Makhado Municipality on 5 November 2014 and the Municipal Manager delegated a person from Department Technical Services to accompany the Committee and provided protective clothing of a work suit and safety shoes; and that the findings of the inspection in loco were recorded as follows:

- 4.1 Piesanghoek to Khunda road V-drainage and caps which are not of good quality to be removed and replaced by the ones which are of high quality.
- 4.2 The service provider of Piesanghoek to Khunda road must come back and do the final touches.
- 4.3 The Sereni to Mashamba road need gabion to avoid soil erosion into the road.
- 4.4 MPAC must be informed when the projects are launched including to observe all processes of the formation of the steering committee and even when the project is handed over to the community.
- 4.5 The Director Technical Services must monitor all projects from the start to the end and make sure that the service providers are performing according to their scope of work.
- 4.6 The financial revenue generated per month for Makhado Sports Hall, Tennis/Bowls Clubs, Rugby Field, Cloud's End, Rietvlei (Wearne Mine) must be disclosed.
- 4.7 Management must avoid cut and paste on the report and they must delete bucket toilets report on the final 2013/2014 Integrated Development Plan. (MM/ALL DIRS)

MPACSDBIPAnnualReport2013-2014\_itm

**ITEM A.184.15.12.14 (originally A.184.04.12.14)**

**TOWN-PLANNING AND CONTROL: FINAL 2013/2014 INTEGRATED DEVELOPMENT PLAN  
(15/7/1; 15/8/1)**

RESOLVED A.184.15.12.14 -

THAT the MPAC recommends to Council as follows:

1. The Municipal Manager must submit reports of all wards where there is bucket toilets in the Municipal area and list of all industries, assets, farms which generate income to the Municipality.
2. Residential information to be reduced and people must occupy vacant areas in order to reduce crime.
3. Areas for urban development must be opened to the business community in order to fulfil our vision as Makhado – a dynamic hub for socio-economic development by 2025.
4. More boreholes must be drilled to improve water supply to the growing population. The Nandoni bulk water supply scheme be expedited as a matter of urgency.
5. People must be encouraged to build pit toilets with ventilation.



6. Needy people must be identified and given RDP houses first especially the aged, orphans and vulnerable who are not cared for.
7. Foreigners must be chased away from occupying RDP houses and allow beneficiaries to occupy their RDP houses. This will assist in reducing crime for e.g. in Tshikota.
8. During meetings with parents, councilors must encourage parents to send their children to schools and monitor their work since education is the first investment.
9. Satellite library must be expanded to all villages to expose learners to a reading environment.
10. Sports facilities for rugby, volley ball, cricket etc., all sporting codes must be introduced in all wards.
11. Economic active age must be equipped with projects or encouraged to enrol in FET Colleges for skills development.
12. The Municipality must look for new investment opportunities for e.g. companies/businesses that can employ the unemployed people.
13. Municipality must find a way towards reducing non-income earners by provision of projects and public works.
14. Municipality must provide inputs for new prospective farmers.
15. New industrial sites must be opened.
16. Community must be educated.
17. Municipality must look for a solution so that marketing must be done.
18. If funds are available, vacant posts must be filled for efficiency in service delivery.
19. New industrial sites must be opened to attract business people.
20. For the Municipality to sustain itself it must have its own offices to avoid unnecessary renting of buildings.

MPACFinalIDP2013-2014\_itm

(MM/ALL DIRS)

**ITEM A.185.15.12.14 (originally A.185.04.12.14)**

**FINANCES: SECTION 71 REPORTS FOR FIRST QUARTER OF THE 2014/2015 FINANCIAL YEAR  
(4/33)**

RESOLVED A.185.15.12.14 -

MPAC recommends to Council as follows:

1. THAT the Municipality must always avoid bank overdrafts (that is negative cashflow year end balances); it must continue controlling its payments against its receipts; receipts must be more than payments - currently the Municipality has managed to maintain that.
2. THAT the Municipality continue maintaining positive balances every month.
3. THAT although there was a deficit of R17 122 expected monthly in the 2014/2015 budget period, the final balances showed a surplus; the Municipality must continue to control its expenditure to have a positive closing balance.
4. THAT the value of tangible assets e.g. property, plant and equipment improved from R1 786 685 to R1 900 682; the Municipality must continue investing in non-current assets as it is good for the Municipality to have positive net assets; this reflects the net worth of the Municipality or its actual assets.
5. THAT the Municipality must collect funds from debtors as reflected in the age analysis to avoid bad debts.
6. THAT the Municipality must avoid bank overdraft; the current actual balances of cashflow are positive and must be maintained as such.

MPACSection71ReportsQ1\_itm

(MM/ALL DIRS)

\* \* \* \* \*

**6.4 Resolutions of the Executive Committee in terms of section 59(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 94<sup>th</sup> Special Council Meeting: 4 December 2014**

**The report of the 362<sup>nd</sup> Executive Committee meeting held on 27 November 2014**

**ITEM B.101.27.11.14 (originally B.101.13.11.14)**

**TOWN-PLANNING AND CONTROL:**

1. **CONSOLIDATION: PORTION 5 AND PORTION 10 OF ERF 62, ELTI VILLAS TOWNSHIP**
2. **REZONING CONSOLIDATED ERF FROM “INDUSTRIAL 2” TO “BUSINESS 2”:  
“PLACE OF PUBLIC WORSHIP” AND “PLACE OF INSTRUCTION”  
(AMENDMENT SCHEME NO. 81)  
(EE 62/5, EE 62/10, 15/3/8 & 15/4/2/2/1/313)**

RESOLVED B.101.27.11.4 –

THAT an application submitted by Developlan Pietersburg Incorporated on behalf of their client Everlasting Life Christian Assembly (Reg. 101-355-NPO) for the consolidation of Portions 5 and 10 of Erf 62 and the rezoning of the consolidated erf from “Industrial 2” to “Business 2” with an annexure for a “Place of Public Worship” and “Place of Instruction” be approved in terms of section 92(2)(a), Section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) and Clause 20.1 of the Makhado Land Use Scheme, 2009 respectively 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 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. Open spaces for residents must be provided on the erf at a ratio of 39m<sup>2</sup> per dwelling unit.
7. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
8. The approval is further subject to the following conditions:
  - 8.1 **Electricity:** Portions 5 and 10 of Erf 62, Elti Villas both has an existing electricity supply capacity of 50 kVA 60 Amp three phase. Only a maximum of 1 X 100 kVA will be available on the consolidated stand. Only one electrical connection will be allowed.  
The client is further obliged to comply with the following conditions:
    - (i) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993.
    - (ii) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.
    - (iii) Before commencement of any work the electrical contractor must register with the municipality by completing an Annexure 4.
  - 8.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
  - 8.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
  - 8.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.
9. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
10. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.

14. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
15. After approval of the application, the service accounts must be consolidated.
16. The applicant is expected to do the promulgation process and submit proof of notices within a period of three weeks after approval.
17. The Department of Corporate Governance, Human Settlement and Traditional Affairs must give consent to the removal of restrictive title conditions on title deed T56490/2013 and T66934/2012). (DDP)

ConsolidationRezoningPtn5&10Erf625Eltivillas\_itm

**ITEM B.102.27.11.14 (originally B.102.13.11.14)**

**TOWN-PLANNING AND CONTROL: REZONING OF ERF 2002, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP: “RESIDENTIAL 1” TO “SPECIAL”: OVERNIGHT ACCOMMODATION (AMENDMENT SCHEME NO. 94) (E 2002; 15/3/8 & 15/4/2/2/1/326)**

RESOLVED B.102.27.11.14 -

THAT the application submitted by Developlan Pietersburg Incorporated on behalf of their clients Mr. Adriaan Human and Mrs. Catharina Maria Human to rezone Erf 2002, Louis Trichardt Extension 2 Township from “Residential 1” to “Special” for overnight accommodation be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) subject to the following reason(s):

1. No building or alterations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Special” for the purpose of Overnight Accommodation as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
  - 7.1 **Electricity:** Erf 2002, Louis Trichardt has an existing electricity supply capacity of 50 kVA 60 Amp three phase. Should this capacity be insufficient, any additional supply would be subject to-
    - (a) Overall availability of capacity in the Municipality’s electricity supply scheme.
    - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
    - (c) Only a maximum of 50 kVA, 80 amp three phase may in any way be considered according to present status of the electricity supply scheme.

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

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

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

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

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

- 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 Makhado Local Municipality does not have objection for the removal of restrictive title conditions from title deed T116524/06.
- 13. The Department of Co-operate Governance, Human Settlement and Traditional Affairs must give consent to the Removal of Restrictive Title Conditions on the subject property.
- 14. The applicant is expected to do the promulgation process and submit proof of notice within a period of three weeks after approval by the Department of Corporate Governance, Human Settlement and Traditional Affairs.

(DDP)

**ITEM B.103.27.11.14 (originally B.103.13.11.14)****TOWN-PLANNING AND CONTROL: PROPOSED REZONING: PORTION 2 OF ERF 4296, LOUIS TRICHARDT TOWNSHIP, FROM “GOVERNMENT” TO “BUSINESS 1”: COMMERCIAL DEVELOPMENT (AMENDMENT SCHEME NO. 118) (E 4296/2, 15/3/8 & 15/4/2/2/1/350)**

RESOLVED B.103.27.11.14 -

THAT an application submitted by Developlan Pietersburg Incorporated on behalf of their client Messrs Nilotouch to rezone Portion 2 of Erf 4296 from “Government” to “Business 1” for the purpose of commercial development be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. No building or alterations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 1” as the use zone.
4. Accessible parking space must be provided inside the property and municipal side walk 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 approval is further subject to the following conditions:

7.1 **Electricity:** (i) Erf 4296 already has 100kVA existing electricity supply capacity which feeds the municipal lapa and the Cricket Club. It further houses the 2MVA Cricket Club/Eltivillas 22/11kV sub-station as well as the main 22kV feeder line to Cricket Club, Emarentia, Boompark and Stubb Street sub-stations. This is a strategic feeder line and cannot in any way be removed or rerouted.

(ii) The current way leave restriction for buildings under and near power lines in terms of regulation 15 of the Occupational Health and Safety Act will apply. The current municipal building restrictions are 10m from the outer conductors of the line as well as from the fencing of the sub-station.

(iii) An estimated 300kVA to 500kVA supply may be required in this regard from the applicant’s letter, which cannot be supplied at this stage. Only a 50 kVA capacity can be made available due to the current local capacity constraints for this request.

The application will further be subject to:-

- (a) A fully motivated written application by the client’ electrical engineer which will be submitted to Senior Management for their consideration in the event that more than 50kVA is required.
- (b) Only a maximum of 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

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

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

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

7.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with effect of the date of registration of property ownership.

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

**ITEM B.104.27.11.14 (originally B.104.13.11.14)****TOWN-PLANNING AND CONTROL: REZONING OF PORTION 1, 2, 3, 4, 5, 6, 7 AND 8 OF ERF 4301, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 3” TO “BUSINESS 1”: SHOPS AND OFFICES (AMENDMENT SCHEME NO. 88)  
(E 4301/11, E 4301/2, E 4301/3, E 4301/4, E 4301/5, E 4301/6, 4301/7, 4301/8 & 15/4/2/2/1/319)**

RESOLVED B.104.27.11.14 –

THAT the application submitted by Developlan on behalf of their client Phillip Cornelius Pohl for rezoning portions 1, 2, 3, 4, 5, 6, 7, and 8 of Erf 4301, Louis Trichardt Township from “Residential 3” to “Business 1” be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) subject to the following reason(s):

1. No building or alterations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 1” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The approval is further subject to the following conditions:
  - 7.1 **Electricity:** The whole of Erf 4301, Louis Trichardt has an existing electricity supply capacity of 315 kVA. Only a maximum of 315 kVA will be available on the stand.  
The client is further obliged to comply with the following conditions:
    - (a) The electrical layout of the development must be done by a professional electrical engineer, who must 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) Each portion must have it’s own electrical connection and actual costs thereof will be payable by the client upfront.
    - (e) Before commencement of any work the electrical contractor must register with the municipality by completing an Annexure 4.
  - 7.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
  - 7.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.



- 7.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.
8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
  9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
  10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
  11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
  12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
  13. The applicant is expected to do the promulgation process and submit proof of notices within a period of three weeks after approval. (DDP)

RezoningPtn12345678Erf4301LTT\_itm

**ITEM B.105.27.11.14 (originally B.105.13.11.14)**

**ENVIRONMENTAL MANAGEMENT: DRAFT ENVIRONMENTAL ASSESSMENT REPORT OF THE PROPOSED ESTABLISHMENT OF A PRIVATE RESORT ON PORTION 1 AND THE REMAINDER OF THE FARM TREKPAD 455MS, MAKHADO MUNICIPALITY, LIMPOPO (15/3/15)**

RESOLVED B.105.27.11.14 -

THAT the draft basic assessment report for the proposed establishment of a private resort on portion 1 and remainder of the farm Trekpad 455 MS in extent 1063,82 hectare within Makhado Local Municipality, Vhembe District Municipality in Limpopo Province between Vivo and Waterpoort under ward 21 is recommended for authorisation by EIA Decision Making Authority which is Limpopo Economic Development Environment and Tourism; subject to the following conditions:

1. Seedcracker Environmental Consulting submit Environmental Authorisation copy after decision by LEDET
2. The development must comply with other related legislative and their processes.
3. Measures as suggested and contained within the Environmental Management Plan must be complied with.
4. The copy of Record of Decision (ROD) from LEDET must be submitted to the municipality for Monitoring and Evaluation.
5. All motivations from Species Ecologists must be applied.
6. The approval is further subject to the following conditions:
  - 6.1 **Electricity:** Eskom is the supply authority for this farm.

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

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

DraftEIAHotelTrekpad\_itm

#### **ITEM B.106.27.11.14**

#### **TOWN PLANNING AND CONTROL: CIRCULAR 3/2014: DELIMITATION OF WARDS DURING 2014/2015: LOCAL GOVERNMENT ELECTIONS, 2016 (15/1)**

RESOLVED B.106.27.11.14 –

1. THAT Circular 3 of 2014 from the Municipal Demarcation Board is noted by the Makhado Municipality and will be implemented. (DDP)
2. THAT the Council Speaker should serve as a link between the Municipality and the Municipal Demarcation Board. (DCS)
3. THAT the Municipal Manager delegate officials responsible for Spatial Planning and Public Participation respectively as requested. (MM)

DelimitationOfWards20142015\_itm

#### **ITEM B.107.27.11.14**

#### **TOWN PLANNING AND CONTROL: APPLICATION: PRIVATE RESORT, REMAINDER AND PORTION 1, FARM TREKPAD 455 MS (7/4/1/4)**

RESOLVED B.107.27.11.14 -

THAT the application submitted by Derick Peacock Associates Town and Regional Planners on behalf of their client Noord Transvaal Akademiese Trust for the purpose of developing a private resort on the Remainder and Portion 1 of the Farm Trekpad 455 MS be approved subject to the following conditions:

1. No building may commence without approved building plans and building plans for structures must be submitted to the Municipality for consideration, and approval.
2. The development must comply with the Makhado Land Use Scheme, 2009 with “Resort” as the use zone and as defined.
3. Comments as stated by the Department of Water and Sanitation must be adhered with.
4. The Record of Decision must be obtained from the Limpopo Department of Economic Development and Tourism and copy of such decision must be submitted to the Municipality prior to the commencement of the development.
5. The final approval must be obtained from the Department of Cooperative Governance, Human Settlements and Traditional Affairs as the responsible authority for approval and copy of the decision must be submitted to the Municipality prior to the commencement of the development

and approval of building plans.

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

6.1 **Electricity:** This application is in the Eskom area of supply.

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

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

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

ResortApplicationTreakpad455\_itm

(DDP)

#### ITEM B.108.27.11.4

**TOWN-PLANNING AND CONTROL: APPLICATION FOR REZONING OF ERF 214, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “BUSINESS 1” FOR THE PURPOSE OF SHOPS AND OFFICES (AMENDMENT SCHEME NO. 135)  
(E 214, 15/3/8 & 15/4/2/2/1/367)**

RESOLVED B.108.27.11.14 –

THAT an application submitted by Developlan Pbg Inc. on behalf of their client G Phadziri & Sons (Pty) Ltd to rezone Erf 214, Louis Trichardt from “Residential 1” to “Business 1” for the purpose of shops and offices be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

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

13. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval.
14. Should there be a need for a notice board, a formal application for a notice board must be submitted to the Municipality.
15. The approval is further subject to the following conditions:
  - 15.1 **Electricity:** Erf 214 has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
    - a) Overall availability of capacity in the Municipality's electricity supply scheme.
    - b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
    - c) Only a maximum of 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

- 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.

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

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

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

RezoningErf214LTT\_itm

(DDP)

#### **ITEM B.109.27.11.14**

**TOWN-PLANNING AND CONTROL: APPLICATION FOR REZONING OF ERF 2741, LOUIS TRICHARDT TOWNSHIP FROM "RESIDENTIAL 1" TO "BUSINESS 2" FOR THE PURPOSE OF OFFICES (AMENDMENT SCHEME NO. 128) (E 2741, 15/3/8 & 15/4/2/2/1/360)**

RESOLVED B.109.27.11.14 –

THAT an application submitted by Land Development Services (Pty) Ltd on behalf of their client Mr. Mulaudzi Aubrey Thivhileli and Mrs Mulaudzi Mushoni Tshifhiwa to rezone Erf 2741 from "Residential 1" to "Business 2" for the purpose of offices be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

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

utilized as parking space.

5. The measurement of the perpendicular or angled parking must not be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council's formula for such services.
7. All costs that may arise as a result of this approval are for the account of the applicant.
8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
13. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval.
14. Should there be a need for a notice board, a formal application for a notice board must be submitted to the Municipality.
15. The approval is further subject to the following conditions:
  - 15.1 **Electricity:** Erf 2741 has an existing electricity supply capacity of 16kVA. Should this capacity be insufficient, the developer can on its own costs apply for a connection up to 50kVA.  
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.
  - 15.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
  - 15.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
  - 15.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.

**ITEM B.110.27.11.14****TOWN-PLANNING AND CONTROL: REZONING OF PORTION 1 OF ERF 81, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “SPECIAL” FOR OFFICES (AMENDMENT SCHEME NO. 134) (E 81/1, 15/3/8 &15/4/2/2/1/366)**

RESOLVED B.110.27.11.14 -

THAT an application submitted by Developlan Pietersburg Incorporated on behalf of their client Johann Hammann Eiendomsbeleggings Close Corporation for rezoning of Portion 1 of Erf 81, Louis Trichardt from “Residential 1” to “Special” for Offices be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986), subject to the following conditions:

1. No development and/or construction shall take place on the erf before the promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Special” for Offices as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Open spaces for residents must be provided on the erf at a ration of 39m<sup>2</sup> per dwelling unit.
8. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
9. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
10. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
14. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.
15. The approval is further subject to the following conditions:

15.1 **Electricity:** Erf 81 Portion 1 has an existing electricity supply capacity of 25kVA.

Should this capacity be insufficient, any additional supply would be subject to-

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

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

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

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

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

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

RezoningPtn1Erf81LTT\_itm

(DDP)

#### **ITEM B.111.27.11.14**

##### **TOWN-PLANNING AND CONTROL:**

- 1. APPLICATION FOR REZONING OF PORTION 1 OF ERF 1018, LOUIS TRICHARDT TOWNSHIP FROM "RESIDENTIAL 1" TO "BUSINESS 1" FOR BUSINESS PURPOSES (AMENDMENT SCHEME NO. 104)**
- 2. AND A SIMULTANEOUS APPLICATION FOR SPECIAL CONSENT IN TERMS OF CLAUSE 22 OF THE MAKHADO LAND USE SCHEME, 2009 TO RELAX THE BUILDING RESTRICTION LINE (E 1018/1, 15/3/8 & 15/4/2/2/1/336)**

RESOLVED B.111.27.11.14 -

THAT an application submitted by Developlan Pbg Inc. on behalf of their client Barend Pieter Jordaan and Isabella Cornelia Jordaan for rezoning of portion 1 of Erf 1018 be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) and simultaneous application in terms a Clause 22 of Makhado Land Use Scheme, 2009 to relax the southern building restriction line to 1 (one) meter be approved in terms of Clause 22.1 of the Makhado Land Use Scheme, 2009, subject to the following conditions:

1. No development and/or construction shall take place on the erf before the promulgation of the

rezoned erf.

2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 1” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Open spaces for residents must be provided on the erf at a ration of 39m<sup>2</sup> per dwelling unit.
8. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
9. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
10. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
14. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.
15. The approval is further subject to the following conditions:
  - 15.1 **Electricity:** Portion 1 of Erf 1018 has an existing electricity supply capacity of 25kVA. Should this capacity be insufficient, any additional supply would be subject to-
    - (a) Overall availability of capacity in the Municipality’s electricity supply scheme.
    - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
    - (c) Only a maximum of 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

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



- (iii) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.
  - (iv) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.
- 15.2 **Water**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 15.3 **Sewer**: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
- 15.4 **Property Rates**: The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.

RezoningPtn1Erf1018LTT\_itm

(DDP)

#### **ITEM B.112.27.11.14**

##### **TOWN-PLANNING AND CONTROL:**

- 1. REZONING OF ERF 563, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 3” FOR DWELLING UNITS (AMENDMENT SCHEME NO. 126)**
- 2. PROPOSED CONSOLIDATION OF ERVEN 562 AND 563, AND WRITTEN CONSENT: HIGHER DENSITY (E 563, E 562, 15/3/8 & 15/4/2/2//1/308)**

RESOLVED B.112.27.11.14 –

THAT the application submitted by Developlan Petersburg Incorporated on behalf of their client Mutshekwane Monika Fhatuwani to rezone Erf 563, Louis Trichardt Township from “Residential 1” to “Residential 3” for the purpose of erecting dwelling units, consolidation of erven 563 and 562 simultaneously with clause 22 application for the relaxation of density to 65 dwelling units/ha be approved in terms of section 56 (1)(b)(a), Section 92(2)(b) of the Town Planning and Townships Ordinance (Ord. 15 of 1986) and clause 20.1 of Makhado Land Use Scheme, 2009, subject to the following conditions:

1. No development shall take place before promulgation of the rezoned erf.
2. No building or alteration operations may commence without approved building plans.
3. Site development plan must be submitted before any building plans can be approved.
4. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” as the use zone.
5. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
6. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
7. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.

9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
13. Open spaces for residents must be provided on the erf at a ration of 39m<sup>2</sup> per dwelling unit.
14. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval.
15. 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.
16. The proposed consolidation must be registered in the Deeds Office within two years from date of approval of the application.
17. After approval of the application, the service accounts must be consolidated.
18. The approval is further subject to the following conditions:
  - 18.1 **Electricity:** Erf 563 has an existing electricity supply capacity of 25kVA and erf 562 has an existing electricity supply capacity of 16kVA. Should this capacity be insufficient, any additional supply would be subject to-
    - (a) Overall availability of capacity in the Municipality's electricity supply scheme.
    - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
    - (c) Only a maximum of 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

    - (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.
  - 18.2 **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.
  - 18.3 **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.

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

RezoningErf562and563LouisTrichardt\_itm

(DDP)

**ITEM B.113.27.11.14**

**TOWN-PLANNING AND CONTROL:**

- 1. APPLICATION FOR REZONING OF ERF 452, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “RESIDENTIAL 2” (AMENDMENT SCHEME NO. 133)**
- 2. SIMULTANEOUS APPLICATION IN TERMS OF CLAUSE 21 OF MAKHADO LAND USE SCHEME, 2009 TO INCREASE THE PERMITTED DENSITY TO 45 UNITS PER HECTARE  
(E 452, 15/3/8 &15/4/2/2/1/372)**

RESOLVED B.113.27.11.14 –

THAT an application submitted by Developlan Pbg Inc. on behalf of their client Monika Marisa Van Der Westhuizen for rezoning of Erf 452, Louis Trichardt from “Residential 1” to “Residential 2” be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986), subject to the following conditions:

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

13. The applicant is expected to do the Promulgation Process and submit proof of notice within a period of three weeks after approval.
14. Should there be a need for a notice board, a formal application for a notice board must be submitted to the Municipality.
15. The approval is further subject to the following conditions:
- 15.1 **Electricity:** Erf 452 has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
- (a) Overall availability of capacity in the Municipality's electricity supply scheme.
  - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
  - (c) Only a maximum of 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

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

RezoningErf452LTT\_itm

(DDP)

#### **ITEM B.114.27.11.14**

##### **TOWN-PLANNING AND CONTROL:**

- 1. REZONING OF PORTION 2 OF ERF 23, LOUIS TRICHARDT TOWNSHIP FROM "RESIDENTIAL 1" TO "RESIDENTIAL 3": DWELLING UNITS (AMENDMENT SCHEME NO. 130)**
- 2. WRITTEN CONSENT : HIGHER DENSITY (E 23/2 & 15/4/2/2/1/362)**

RESOLVED B.114.27.11.14 –

THAT the application submitted by Mukwevho Development Experts on behalf of their clients Nditsheni Ronald Sengani and Matshediso Martha Sengani to rezone portion 2 of Erf 23, Louis Trichardt Township from "Residential 1" to "Residential 3" for the purpose of dwelling units simultaneously with Clause 22 application for the relaxation of density from 45 to 65 dwelling units

per hectare be approved in terms of section 56 (9) (a) of the Town Planning and Townships Ordinance (Ord. 15 of 1986), 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. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
12. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
13. Open spaces for residents must be provided on the erf at a ration of 39m<sup>2</sup> per dwelling unit.
14. The applicant is expected to do the Promulgation Process and submit proof of notices within a period of three weeks after approval.
15. The approval is further subject to the following conditions:
  - 15.1 **Electricity:** Erf 23 portion 2 has an existing electricity supply capacity of 40kVA. Should this capacity be insufficient, any additional supply would be subject to-
    - (a) Overall availability of capacity in the Municipality’s electricity supply scheme.
    - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
    - (c) Only a maximum of 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

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

- (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993.
  - (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.
  - (d) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.
- 15.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 15.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
- 15.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.

RezoningPtm2Erf23\_itm

(DDP)

**ITEM B.115.27.11.14****TOWN-PLANNING AND CONTROL:**

- 1. APPLICATION FOR REZONING OF ERF 678, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “BUSINESS 1” (AMENDMENT SCHEME NO. 141).**
- 2. SIMULTANEOUS APPLICATION IN TERMS OF CLAUSE 21 OF MAKHADO LAND USE SCHEME, 2009 TO CONDUCT COMMERCIAL USE (E 678, 15/3/8 & 15/4/2/2/1/373)**

RESOLVED B.115.27.11.14 –

THAT an application submitted by Developlan Pbg Inc. on behalf of their client Patel Surat Commercial Property Trust for rezoning of Erf 678 Louis Trichardt from “Residential 1” to “Business 1” and Simultaneous clause 21 application for commercial use, be approved in terms of section 56(9) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986), subject to the following conditions:

1. No building or alterations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 1” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not be less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. All costs that may arise as a result of this approval are for the account of the applicant.
8. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal

services along any boundary, other than a street boundary, where such services are installed or planned to be installed.

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

15.1 **Electricity:** Erf 678 has an existing electricity supply capacity of 16kVA. Should this capacity be insufficient, the developer can on its own costs apply for a connection up to 50kVA.

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.

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

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

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

**ITEM B.116.27.11.14****TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: ERF 232, ELTIVILLAS EXTENSION 1 TOWNSHIP (EE 232 & 15/3/8)**

RESOLVED B.116.27.11.14 –

THAT the application submitted by Mr Chardy Lutere on behalf of Mr Umarji Abhram Chithra for the purpose of “Place of Public Worship” on Erf 232, Eltivillas Extension 1 Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following conditions:

1. No development may commence without approved building plans.
2. Site Development Plan must be submitted for consideration prior to the submission of building plans and the structure to be built must complement with the surrounding structures in terms of the roofing and walls.
3. The approval for building plans already approved by the Municipality for the purpose of dwelling unit is withdrawn.
4. The development must comply with the Makhado Land Use Scheme, 2009 and its requirement for “Place of Public Worship”.
5. The Special Consent is for the maximum of three years from the date of the resolution.
6. The consent must be implemented within twelve month; failure with it will be withdraw.
7. The property must be used for praying purpose only as stated and not be used for any other use except with the consideration of the Municipality.
8. Activities within the property and structure during gathering time must not be above the norm as determined by the Municipality and consent will be withdrawn if the nature of activities is above the norm and standards as set out by the Municipality.
9. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
10. 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.
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. All costs that may arise as a result of this approval are for the account of the applicant.
14. The operation must comply with municipal by-laws and the National Building regulations.
15. 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.
16. The approval is further subject to the following conditions:



16.1 **Electricity:** Erf 232 Eltivillas has an existing electricity supply capacity of 16kVA. No additional capacity will be made available.

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

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

16.2 **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.

16.3 **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.

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

SpecialConsentErf232Eltivillas \_itm

(DDP)

#### **ITEM B.117.27.11.14**

#### **TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: ERF 4964 LOUIS TRICHARDT TOWNSHIP (E4964 & 15/3/8)**

RESOLVED B.117.27.11.14 -

THAT the application submitted by Munzhe Planning and Development Consultants on behalf of Nemukula M.E and Nemukula T.I. for the purpose of obtaining rights for "Dwelling Office" on Erf 4965, Louis Trichardt Township extension 8 be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009, subject to the following conditions:

1. No development may commence without approved building plans.
2. That if the office become a Primary Land-use Right on the property, it will be contravening the Makhado Land-use scheme 2009 and such rights will be automatically withdrawn without any consultation with the owner.
3. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
4. 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.
5. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
6. No building or other structure or any part of its foundations may be erected in the servitude area

and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.

7. All costs that may arise as a result of this approval are for the account of the applicant.
8. The operation must comply with municipal by-laws and the National Building regulations.
9. 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
10. The evaluation treatment of the buildings should maintain a residential character and appearance complementary to the environment.
11. The approval is further subject to the following conditions:

11.2 **Electricity:** Erf 4964 has an existing electricity supply capacity of 16kVA. Should this capacity be insufficient, any additional supply would be subject to-

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

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

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

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

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

11.5 **Property Rates:** The approval of the application is subject thereto that all property rates due to Municipality since 1 July 2008 be paid.

**ITEM B.118.27.11.14****TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: ERF 931, TSHIKOTA TOWNSHIP  
(TE 931 & 15/3/8)**

RESOLVED B.118.27.11.14 –

THAT the application submitted by Mr Chardy Lutere on behalf of Mr A S Kalla of Autumn Property Investments CC Property for the purpose of building and structure to be used as a “Place of Public Worship” on Erf 931, Tshikota Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009, subject to the following conditions:

1. No development may commence without approved building plans.
2. Site Development Plan must be submitted for consideration prior to the submission of building plans.
3. The development must comply with the Makhado Land Use Scheme, 2009 and its requirement for “Place of Public Worship”.
4. The Special Consent is for the maximum of three years from the date of the resolution.
5. The consent must be implemented within twelve month; failure with it will be withdraw.
6. Activities within the property and structure during gathering time must not be above the norm as determined by the Municipality and consent will be withdrawn if the nature of activities is above the norm and standards as set out by the Municipality.
7. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
8. 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.
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. All costs that may arise as a result of this approval are for the account of the applicant.
12. The operation must comply with municipal by-laws and the National Building regulations.
13. 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
14. The approval is further subject to the following conditions:
  - 14.1 **Electricity:** Erf 931 Tshikota has an existing electricity supply capacity of 16kVA. No additional supply can be made available to the erf.

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

- (i) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993.

(ii) Only a registered installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.

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

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

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

SpecialConsent931TshikotaTownship\_itm

(DDP)

#### **ITEM B.119.27.11.14**

#### **TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE FOR ADDITIONAL DWELLING UNIT: REMAINDER OF ERF 658, LOUIS TRICHARDT TOWNSHIP (E 658/R & 15/3/8)**

RESOLVED B.119.27.11.14 –

THAT the application submitted by Michael Arnoldus Botha du Plessis and Hester Sophia du Plessis for the purpose of an Additional Dwelling Unit on Remainder of Erf 658, Louis Trichardt Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009, subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The building plan for which the consent is granted must be submitted within 12 months.
4. If a building for which the consent has been granted is demolished, the approval will automatically be withdrawn without any notice.
5. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
6. The approval letter must be attached when the building plan is submitted for approval.
7. The applicant will have to pay an amount of R7 140.29 engineering services contribution for water and R5 898.40 for sewage which will increase annually.
8. The approval is further subject to the following conditions:
  - 8.1 **Electricity:** Erf 658 has an existing electricity supply capacity of 16kVA. No additional capacity can be made available.

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

- (a) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993.

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

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

8.4 **Property Rates:** The approval of the application is subject thereto that all property rates due to Municipality since 1 July 2008 be paid.

WrittenConsentErf658\_itm

(DDP)

**ITEM B.120.27.11.14**

**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 2681 LOUIS TRICHARDT TOWNSHIP (E 2681 & 15/3/8)**

RESOLVED B.120.27.11.14 –

THAT the application submitted by Barend Hermanus Pieterse for the purpose of the relaxation of the building line restriction from 5.0 m to 3.8 m on Erf 2681, Louis Trichardt Township be approved in terms of Clause 20.1 of the Makhado Land-Use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land-Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The building plan for which the consent is granted must be submitted within 12 months.
4. If a building for which the consent has been granted is demolished, the approval will automatically be withdrawn without any notice.
5. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable for the application of the Makhado Land-Use Scheme, 2009.
6. The approved relaxation should be in accordance with the sketch plan submitted.
7. The approval letter must be attached when the building plan is submitted for approval.
8. The approval is further subject to the following conditions:
  - 8.1 **Electricity:** Erf 2681 has an existing electricity supply capacity of 50kVA. No additional capacity shall be allowed.

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

- (i) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993.
  - (ii) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.
  - (iii) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.
  - (iv) No underground cables or other electrical services shall be interrupted and should it be interrupted the relocation thereof shall be for the applicant's account.
- 8.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 8.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

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

WrittenConsentErf2681\_itm

(DDP)

**ITEM B.121.27.11.14**

**TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 672, TSHIKOTA TOWNSHIP (E 672 & 15/3/8)**

RESOLVED B.121.27.11.14 –

THAT the application submitted by Mphelo Tshifhiwa Theophilous on behalf of Lutere Chardy for the purpose of the operation of a Spaza on Erf 672, Tshikota Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. The consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, where after extension thereof may be considered by Council.
5. If a building for which the consent has been granted is demolished, falls into disuse or becomes unsuitable for the purpose for which such consent was given, the approval will automatically be withdrawn without any notice.
6. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
7. Alcohol refreshments must not be sold and the residential use remains the main use of the property.
8. The elevation treatment of the buildings should maintain a Residential 1 character and appearance complementary to the environment.
9. The total floor area of the spaza shall not exceed 30m<sup>2</sup>
10. The approval is further subject to the following conditions:
  - 10.1 **Electricity:** Erf 672 Tshikota has an existing electricity supply capacity of 16kVA. No additional supply can be made available to the erf.

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

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

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

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

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

WrittenConsentErf672\_itm

(DDP)

#### **ITEM B.122.27.11.14**

#### **TOWN-PLANNING: PROPOSED WRITTEN CONSENT USE: ERF 822 TSHIKOTA TOWNSHIP (TE 822 & 15/3/8)**

RESOLVED B.122.27.11.14 –

THAT the application submitted by Mphelo Tshifhiwa Theophilous on behalf of his client Mr Lutere Chardy for the purpose of a Spaza on Erf 822, Tshikota Township be approved in terms of Clause 20.1 of the Makhado Land-use Scheme, 2009 subject to the following conditions:

1. The use must comply with the Makhado Land Use Scheme, 2009.
2. All costs that may arise as a result of this approval are for the account of the applicant.
3. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. The consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, where after extension thereof may be considered by Council.
5. If a building for which the consent has been granted is demolished, falls into disuse or becomes unsuitable for the purpose for which such consent was given, the approval will automatically be withdrawn without any notice.
6. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
7. Alcohol refreshments must not be sold and the residential use remains the main use of the property.
8. The elevation treatment of the buildings should maintain a Residential 1 character and appearance complementary to the environment.
9. The total floor area of the spaza shall not exceed 30m<sup>2</sup>
10. The approval is further subject to the following conditions:

10.1 **Electricity:** Erf 822 Tshikota has an existing electricity supply capacity of 16kVA. No additional supply can be made available to the erf.

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

- (i) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993.

(ii) Only a registered installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality.

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

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

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

WrittenConsentErf822Tshikota\_itm

(DDP)

#### **ITEM B.123.27.11.14**

#### **TOWN-PLANNING AND CONTROL: SUBDIVISION OF PORTION 1 ERF 399 LOUIS TRICHARDT TOWNSHIP (E 399/1 & 15/3/8)**

RESOLVED B.123.27.11.14 –

THAT the application submitted by Geoland Surveys on behalf of their client Mr. Grant Steven Clifton and Ms. Bernice Clifton to subdivide portion 1 erf 399 Louis Trichardt Township into two (2) portions be approved in terms of section 92 (2) (a) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) subject to the following conditions:

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



10.1 **Electricity:** Erf 399 portion 1 has an existing electricity supply capacity of 50kVA.

This should be split up between the two portions of 25kVA each, or the developer should buy additional capacity for the second portion due to the –

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

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

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

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

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

10.4 **Property Rates:** The approval of the application is subject thereto that all property rates due to Municipality since 1 July 2008 be paid.

SubdivisionPtn1Erf399\_itm

(DDP)

#### **ITEM B.124.27.11.14**

#### **TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 1826, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP (E 1826 & 15/3/8)**

RESOLVED B.124.27.11.14 –

THAT the application submitted by Freddy Makondo and Associates Professional Land Surveyors on behalf of their clients Mr. Matamela Maligana Sunnyboy and Mrs. Matamela Nthatheni Florence to subdivide erf 1826 Louis Trichardt Extension 2 Township into Two (2) portions be approved in terms of section 92 (2) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986), subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used in accordance with its approved land use zone as determined by the Land

Use Scheme.

4. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
5. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
6. The applicant will have to pay an amount of R 7 140.29 engineering services contributions for water and R 5 898.41 for sewer which will increase annually.
7. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
8. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
9. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
10. The approval is further subject to the following conditions:
  - 10.1 **Electricity:** Erf 1826 has an existing electricity supply capacity of 16kVA. The developer should buy an additional capacity of 16kVA for the second portion. Should this capacity be insufficient, any additional supply would be subject to-
    - (a) Overall availability of capacity in the Municipality's electricity supply scheme.
    - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration.
    - (c) Only a maximum of 50kVA may in any way be considered according to present status of the electricity supply scheme.

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

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

**ITEM B.125.27.11.14****TOWN-PLANNING AND CONTROL: CONSOLIDATION OF ERVEN 832 AND 833, MAKHADO-A TOWNSHIP (7/4/1/4 & 15/3/8)**

RESOLVED B.125.27.11.14 -

THAT the application submitted by Developlan Pietersburg Incorporated on behalf of their clients Mandiwana Ntavhanyeni Justice and Mandiwana Mpho Lillian to consolidate erven 832 and 833 at Makhado-A Township be approved in terms of Section 92 (2) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
2. 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 Erven 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 subject to the following conditions:
  - 10.1 **Electricity:** Eskom is the supplier.
  - 10.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
  - 10.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
  - 10.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.

**ITEM B.126.27.11.14****TOWN-PLANNING AND CONTROL: CONSOLIDATION OF ERVEN 21 AND 22, VUWANI  
(7/4/1/3 & 15/3/8)**

RESOLVED B.126.27.11.14 -

THAT the application submitted by Developlan Pietersburg Incorporated on behalf of their clients Bogenvilla Inv CC to consolidate erven 21 and 22 at Vuwani be approved in terms of Section 92 (2) (a) of the Town Planning and Townships Ordinance, 1986 (Ord. 15 of 1986) subject to the following conditions:

1. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
2. 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 Erven 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 subject to the following conditions:
  - 10.1 **Electricity:** Electricity is supplied by Eskom.
  - 10.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
  - 10.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.
  - 10.4 **Property Rates:** The landowner must pay all property rates due to the Municipality with retrospective effect of 1 July 2008 if no payments for property rates were processed.

\* \* \* \* \*

The meeting was closed and adjourned at 15:25.

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 29 January 2015.

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**CHAIRPERSON**

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